

AGENDA
MEETING OF THE
SAN ANTONIO WATER SYSTEM
BOARD OF TRUSTEES

Tuesday, August 5, 2008, 9:00 A.M.

6th Floor Board Room #609

Administrative Offices

2800 U. S. 281 North

San Antonio, Texas

- 1. MEETING CALLED TO ORDER.**
- 2. Announcements.**
 - A. The San Antonio Water System Board of Trustees will, during the Meeting, close the Meeting and hold an Executive Session pursuant to Chapter 551 of the Texas Open Meetings Act, Texas Government Code, which permits closed meetings for purposes of consulting with its attorneys and deliberating about real property, gifts and donations, personnel matters and security devices. The Board of Trustees may, at any time during the Meeting, close the Meeting and hold an Executive Session for consultation with its attorneys concerning any of the matters to be considered during the Meeting pursuant to Chapter 551 of the Texas Open Meetings Act.**
- 3. Minutes.**
 - A. Approval of the Minutes of the San Antonio Water System Board of Trustees Regular Meeting of July 1, 2008.**
- 4. Ceremonial Items.**
 - A. Recognition of the System being selected to receive the 2008 National Environmental Achievement Award for excellence in the Operations Category by the National Association of Clean Water Agencies. (STEVE CLOUSE).**
- 5. Citizens to be Heard.**
- 6. Board of Trustees - Committee Reports.**
 - A. Audit and Finance Committee.**
 - B. Planning and Operations Committee.**
 - C. Water Resources Committee.**
- 6. 1. Public Hearing to hear protest of the proposed award of a best value bid solicitation for the "Specific Small Diameter Sanitary WER Cleaning and Inspection Contract", Invitation for Bid No. 08-8027, dated 7/31/2008, by AUI, LLC., in regard to Item 7.A.6.**

SAN ANTONIO WATER SYSTEM
HANDICAPPED ACCESSIBILITY STATEMENT

The San Antonio Water System building and meeting rooms are handicapped accessible. Individuals with disabilities that may require special accommodations are requested to contact the Board Administrator at 210.233.3859 for assistance.

CONSENT AGENDA ITEMS

Items 7– 40

ITEMS CONCERNING THE PURCHASE OF EQUIPMENT, MATERIALS AND SUPPLIES

7. A Resolution accepting recommendations regarding the contracting for certain services, equipment, materials, and supplies, and authorizing the acceptance of bids as follows: (DOUG EVANSON - VICK GARMON)
- A. Award of Contracts for the Purchase of Materials, Equipment and Services.
1. Acceptance of the bid of Grande Truck Center to provide: One each - 65,000 GVWR Cab Chassis with installed 18 ton truck mounted hydraulic crane, Bid No. 08-8021A, for a total of \$256,448.00. (This unit is part of the vehicle equipment replacement program and will be assigned to a SAWS location.)
 2. Acceptance of the bid of Planet Ford to provide: One each - 9,600 GVWR cab truck with installed service body and One each -19,000 GVWR 84" CA, 4x4 cab chassis with installed utility bed and a mounted 1,300 lb. power lift gate and Eight each - 19,000 GVWR 4 door crew cab truck with mounted fiberglass utility body and 2,000 lb. crane, Bid No. 08-8032, for a total of \$538,390.00. (These units are part of the vehicle equipment replacement program and will be assigned to various SAWS locations)
 3. Acceptance of the bid of Grande Truck Center to provide: One each - 19,000 GVWR 84" CA cab chassis with installed reinforced utility bed and 6,000 pound corner mounted crane and Two each - 19,000 GVWR 84"CA cab chassis with installed reinforced utility bed and 6,000 pound corner mounted crane, Bid No. 08-8032, for a total of \$203,401.00. (These units are part of the vehicle equipment replacement program and will be assigned to various SAWS locations.)
 4. Acceptance of the bid of Sun-Star Electric, LP to provide: One each - Submersible Well Motor for Micron Well Pump No. 2, Bid No. 08-8035, for a total of \$73,308.00. (Purchase and delivery of a complete submersible well motor with adaptors and fittings necessary to connect to an existing floway pump.)
 5. Acceptance of the bid of Varian, Inc., to provide: "Best Value" Bid for purchase of Inductively Coupled Plasma Mass Spectrometer, Bid No. 08-8034, for a total of \$150,498.00. (Purchase an Inductively Coupled Plasma - Mass Spectrometer for the analytical determination of trace metals in water, wastewater and solid matrices.)
- (WBE) 6. Acceptance of the bid of Ace Pipe Cleaning to provide: "Best Value" Bid for Specific Small Diameter Sanitary Sewer Cleaning and Inspection Contract, Bid No. 08-8027, for a total of \$364,323.35. (This contract will be utilized to provide labor, materials, equipment, supervision and all work necessary to clean, internally inspect, and

record the condition of designated wastewater collection system pipelines.)

B. Award of Annual Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

1. Acceptance of the bid of Santex International Trucks to provide: Navistar International & Crane Carrier Corporation Truck Parts and Service, Bid No. 08-0362, for a total of \$150,000.00. (This contract will be utilized for the purchase of Navistar International Truck and Crane Carrier Corp. Trucks Parts and Service. This contract will be effective October 1, 2008 through September 30, 2009.)

(MWBE) 2. Acceptance of the bid of DeLaGarza Fence Co., Inc., to provide: Fencing Repair/Relocation Services, Bid No. 07-2075, for a total of \$55,000.00. (This contract will be utilized for fencing services in the repair and/or relocation of existing fence on an as needed basis. This contract will be effective Date of Award (August 5, 2008) through December 31, 2009.)

C. Authorization to Utilize the City of San Antonio’s Competitive Bidding Process for Annual Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

D. Authorization to Utilize the City of San Antonio’s Competitive Bidding Process for Biennial Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

E. Award of Biennial Service and Supply Contracts. Estimated annual purchases are based on unit prices bid. Actual totals may vary from estimate.

No items for this Meeting.

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

8. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are not located over the Edwards Aquifer Recharge or Contributing Zone. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer Name	Acreage	Water EDUs	WW EDUs	Board Reason	Water CCN	WW CCN
1	Escala	DBSI Development	79.82	609	565	AC	Inside	Inside/Applied for
2	Monterrey Village	BP Healthcare Properties, L P	78	0	500	AC	B.M. W.D	Inside/Applied for

3	Schneider Tract (Revised 2008)	Centex Homes	125	0	680	AC	Forest Glen Utility Co.	Applied for
4	Wolf Creek Retail 67-Acre Tract	Concord West Corporation	67	0	456	AC	B.M. W.D	Inside
Totals			<u>350</u>	<u>609</u>	<u>2,201</u>			
Year-to-Date Totals (January-August 2008)			<u>7,113</u>	<u>17,771</u>	<u>40,035</u>			

9. A Resolution approving Utility Service Agreements to provide water and/or wastewater service to the tracts listed below which are located over the Edwards Aquifer Recharge or Contributing Zone.
(KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer Name	Acreage	Water EDUs	WW EDUs	Board Reason	Water CCN	WW CCN
1	Dry Creek Ranch	Allegiance Development	22	0	157	EARZ	B.M.W.D.	Applied for
2	Global Rehab	The Cirrus Group	3.65	0	35	EARZ	B.M.W.D.	Applied for
3	Pfeiffer Lee Tract	Pfeiffer/Lee J.V.	18.97	200	200	OVR/EARZ	Inside	Applied for
4	San Antonio Rose Palace	San Antonio Rose Palace, Inc.	73.62	322	322	AC/OVR/EARZ	Inside	Applied for
5	Sotano Partners	Brad Parman	10.29	0	42	EARZ	B.M.W.D.	Applied for
6	South Rim Tract 1	Fourth Quarter Properties, LP	97.59	342	465	AC/OVR/EARZ	Inside	Inside/ Applied for
7	Stoltz Tract (Revised 2008)	JMS Family, L.P.	7.45	201	201	EARZ	Inside	Inside
8	Western Development IH-10 Tract	Western Development	23.16	60	60	OVR/EARZ	Inside	Inside
Totals			<u>257</u>	<u>1,125</u>	<u>1,482</u>			
Year-to-Date Totals (January-August 2008)			<u>2,619</u>	<u>5,755</u>	<u>6,100</u>			

10. A Resolution approving a partial reimbursement in the amount of \$7,825.00 to F.C. Properties One Ltd., for the Stone Oak One On-Site Oversize Improvements as required by the Third Addendum to the Mud Creek Participation Agreement, pursuant to City of San Antonio Ordinance No. 71800; authorizing the expenditure of \$7,825.00 from the System Fund Service Recovery Account within the System Fund Renewal and Replacement Fund for such reimbursement; authorizing the Interim

President/Chief Executive Officer to pay such partial reimbursement in the amount \$7,825.00 to F.C. Properties One Ltd., for the Stone Oak One On-Site Oversize Improvements. (KELLEY NEUMANN – SAM MILLS)

11. A Resolution approving Change Order No. 1 in the amount of \$42,098.08 to the construction contract with Natgun Corporation; amending Resolution No. 07-390 by increasing the authorization of construction contingency of the construction contract with Laredo S, Ltd., and Natgun Corporation by \$60,000.00 in connection with the Roft Road: Service Level 8, 2.0 Mg Ground Storage Tank Project; approving an amount not to exceed \$60,000.00 from the System's 2008 Capital Improvements Plan Oversize Project Fund for the additional construction contingency expenses; authorizing the Interim President/Chief Executive Officer to execute Change Order No. 1 resulting in a developer funded increase of the project cost of \$42,098.08 for the additional project work in connection with the Roft Road: Service Level 8, 2.0 Mg Ground Storage Tank Project. Total expenditures are: \$42,098.08.
(KELLEY NEUMANN – SAM MILLS)
12. A Resolution accepting the bid of SACC, Inc., in the amount of \$343,517.50 for the construction of the 8-inch and 16-inch water mains in connection with the Tesoro Ridge Subdivision Water Main (8" Required - 16" Oversize) Project; awarding a construction contract to SACC, Inc., for the project work; authorizing the expenditure of System funds in the amount of \$185,565.19 for the System's proportionate share of the project work and engineering design fees; authorizing the System's proportionate share of the construction contingency expenses in an amount not to exceed \$6,870.35 in connection with the project work; authorizing a total amount not to exceed \$192,435.54 from System's 2008 Capital Improvements Plan Oversize Projects Fund for the System's proportionate share of the project work, engineering fees, and construction contingency expenses related to the project work; authorizing the Interim President/Chief Executive Officer to execute a contract with Tesoro Homes, and SACC, Inc., and provide payment in an amount not to exceed \$192,435.54 to SACC, Inc., in care of Tesoro Homes, for the System's proportionate share of the cost to oversize the proposed water mains. Total expenditures are: \$192,435.54. (KELLEY NEUMANN – SAM MILLS)

Professional Services

13. A Resolution approving Contract Amendment No. 2 in the amount of \$13,004.00 in connection with the Brooks City-Base Waterline Improvements Project; amending Resolution No. 06-077, as amended by Resolution No. 07-299 by approving additional expenditures in an amount not to exceed \$13,004.00 for additional engineering services by K. M. Ng & Associates, Inc., in connection with the Brooks City-Base Waterline Improvements Project; approving that an amount not to exceed \$13,004.00 be made available and expended from the System's Project Fund for the related additional engineering services; authorizing the Interim President/Chief Executive Officer to execute Contract Amendment No. 2 and to pay K. M. Ng & Associates, Inc., an additional amount not to exceed \$13,004.00 for the additional engineering services in connection with the project;. This project is located in Council District 3. Total expenditures are: \$13,004.00. (KELLEY NEUMANN – FRANCES PLOCEK)
14. A Resolution approving Contract Amendment No. 3 in the amount of \$32,540.00 in connection with the Kelly USA Pressure Zone (PZ) 4 Improvements Project; amending Resolution No. 07-003, as previously amended by Resolution Nos. 07-235 and 07-346, by approving additional expenditures in an amount not to exceed \$32,540.00 for additional engineering services by Lockwood, Andrews & Newnam, Inc., in connection with the Kelly USA Pressure Zone (PZ) 4 Improvements Project; approving that an amount not

to exceed \$32,540.00 be made available and expended from the System's Project Fund for the additional engineering services; authorizing the Interim President/Chief Executive Officer to execute Contract Amendment No. 3 and to pay Lockwood, Andrews & Newnam, Inc., an additional amount not to exceed \$32,540.00 for the additional engineering services in connection with the project. Total expenditures are: \$32,540.00. (KELLEY NEUMANN – FRANCES PLOCEK)

15. A Resolution approving Contract Amendment No. 2 in the amount of \$17,080.00 in connection with the Old Salado Creek Siphon Replacement Project; amending Resolution No. 06-187, as amended by Resolution No. 08-071 by approving additional expenditures in an amount not to exceed \$17,080.00 for additional engineering services by CDS/Muery Services in connection with the Old Salado Creek Siphon Replacement Project; approving that an amount not to exceed \$17,080.00 be made available and expended from the System's Project Fund for the related additional engineering services; authorizing the Interim President/Chief Executive Officer to execute Contract Amendment No. 2 and to pay CDS/Muery Services an additional amount not to exceed \$17,080.00 for the additional engineering services in connection with the project. This project is located in Council District 3. Total expenditures are: \$17,080.00. (KELLEY NEUMANN – FRANCES PLOCEK)
16. A Resolution approving Contract Amendment No. 5 in the amount of \$524,456.69 in connection with the Eastern Watershed Sewer Relief Line E-03 Project; amending Resolution No. 98-347 as previously amended by Resolution Nos. 05-123 and 06-362 by approving additional expenditures in an amount not to exceed \$524,456.69 for design and construction phase professional engineering services by Black & Veatch Corporation in connection with the Eastern Watershed Sewer Relief Line E-03 Project; approving that an amount not to exceed \$524,456.69 be made available and expended from the System's Project Fund for the design and construction phase professional engineering services; authorizing the Interim President/Chief Executive Officer to execute Contract Amendment No. 5 and to pay Black & Veatch Corporation an amount not to exceed \$524,456.69 for the design and construction phase professional engineering services. This project is located in Council District 2. Total expenditures are: \$524,456.69. (KELLEY NEUMANN – FRANCES PLOCEK)

REPLACEMENT AND ADJUSTMENT PROJECTS

Governmental Relocations and Replacements

17. A Resolution approving the expenditure of funds in the amount of \$210,888.06 for the adjustment and installation of water and sewer facilities by the City of San Antonio in connection with the Prue Road Extension: Prue Road to Huebner Road Project; approving construction contingency expenses related to the project work in an amount not to exceed \$31,633.21; approving an amount not to exceed \$236,656.27 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; approving an amount not to exceed \$5,865.00 be made available and expended from the System's Project Fund for the sewer project work and related construction contingencies; authorizing the Interim President/Chief Executive Officer to execute the advance funding agreement and to pay in advance to the City of San Antonio a total amount not to exceed \$242,521.27 for the project work and related construction contingencies. This project is located in Council District 8. Total expenditures are: \$242,521.27. (KELLEY NEUMANN – CINDY KOVACIC)
18. A Resolution amending Resolution No. 06-364 by approving the expenditure of additional funds in an amount not to exceed \$13,000.00 payable to the City of San

Antonio for additional construction contingency expenses in connection with the Timberhill Low Water Crossing No. 57 Project; approving an additional amount not to exceed \$13,000.00 be made available and expended from the System's Project Fund for the additional construction contingency expenses; ratifying the actions of the Senior Vice-President of Strategic Resources in approving additional reimbursement to the City of San Antonio in the amount of \$13,000.00 for additional construction contingency expenses; authorizing the Interim President/Chief Executive Officer to pay the City of San Antonio an amount not to exceed \$13,000.00 for additional construction contingency expenses. This project is located in Council District 7. Total expenditures are: \$13,000.00. (KELLEY NEUMANN – CINDY KOVACIC)

19. A Resolution amending Resolution No. 08-091 by approving the expenditure of additional funds in the amount of \$227,669.56 for the adjustment of water and sewer facilities by Bexar County in connection the F.M. 3487 (Culebra Road): Loop 410 to F.M. 471 (Grissom) Project; approving additional construction contingency expenses in an amount not to exceed \$4,553.39 for the project work; authorizing that an additional amount not to exceed \$243,240.52 be made available and expended from the System's Project Fund for the water project work and related construction contingencies; authorizing the Interim President/Chief Executive Officer to pay an additional amount not to exceed \$232,222.95 to Bexar County for the project work and related construction contingencies. Total expenditures are: \$232,222.95. (KELLEY NEUMANN – CINDY KOVACIC)

Professional Services

20. A Resolution approving the expenditure of funds in the amount of \$60,000.00 for the adjustment of sewer facilities by the San Antonio Museum Association, D/B/A the Witte Museum in connection with the Brackenridge Park Parking Facility Project; approving the expenditure of funds in an amount not to exceed \$8,000.00 for engineering services related to the project work; approving an amount not to exceed \$12,000.00 for construction contingency expenses related to the project work; approving an amount not to exceed \$80,000.00 be made available and expended from the System's Project Fund for the project work, engineering fees and related construction contingency expenses; authorizing the Interim President/Chief Executive Officer to pay to the City of San Antonio an amount not to exceed \$80,000.00 for the project work, engineering fees and related construction contingency expenses. Total expenditures are: \$80,000.00. This project is located in Council District 9. (KELLEY NEUMANN – CINDY KOVACIC)
21. A Resolution accepting the proposal of RJN Group, Inc., in an amount not to exceed \$900,000.00 for the Wastewater Collection System Find-It/Fix-It Program; awarding a professional services contract to RJN Group, Inc., in an amount not to exceed \$900,000.00 for engineering services in connection with this program; authorizing the expenditure of funds in an amount not to exceed \$900,000.00 from the System's Project Fund for engineering services in connection with this program; authorizing the Interim President/Chief Executive Officer to execute a professional services contract with RJN Group, Inc., and to pay RJN Group, Inc., an amount not to exceed \$900,000.00 for the engineering services in connection with this program. Total expenditures are: \$900,000.00. (KELLEY NEUMANN – JORGE MONSERRATE)
22. A Resolution approving Contract Amendment No. 2 in the amount of \$63,283.50 in connection with the Lackland Terrace Water and Sewer Main Replacement Phase I Project; amending Resolution No. 05-018, as amended by Resolution No. 08-112 by approving additional expenditures in an amount not to exceed \$63,283.50 for additional engineering services by Chiang, Patel & Yerby, Inc., in connection with the Lackland

Terrace Water and Sewer Main Replacement Phase I Project; approving an amount not to exceed \$63,283.50 be made available and expended from the System's Project Fund for the related additional engineering services; authorizing the Interim President/Chief Executive Officer to execute Contract Amendment No. 2 and to pay Chaing, Patel & Yerby, Inc., an additional amount not to exceed \$63,283.50 for the additional engineering services in connection with the project. Total expenditures are: \$63,283.50. (KELLEY NEUMANN – FRANCES PLOCEK)

MISCELLANEOUS PROJECTS

- (WBE) 23. A Resolution amending Resolution No. 07-376 by approving the expenditure of additional funds in an amount not to exceed \$53,651.80 payable to Rockin Q Construction, LLC for additional construction contingency expenses in connection with the South Area Lift Stations Elimination Project; approving an additional amount not to exceed \$53,651.80 be made available from the System's Project Fund for the additional construction contingency expenses; ratifying the actions of the Senior Vice President of Strategic Resources in approving Change Order No. 2 in the amount of \$53,651.80; authorizing the Interim President/Chief Executive Officer to pay to Rockin Q Construction, LLC an additional amount not to exceed \$53,651.80 for the additional project work and additional construction contingency expenses. Total expenditures are: \$53,651.80. This project is located in Council District 3. (KELLEY NEUMANN – FRANCES PLOCEK)

Professional Services

24. A Resolution accepting the proposal of and awarding a professional services contract to Kimley Horn and Associates, Inc., in an amount not to exceed \$139,715.00 in connection with the Lift Station Elimination Project, Phase I; approving the expenditure of funds in an amount not to exceed \$139,715.00 from the System's Project Fund for the project engineering work; authorizing the Interim President/Chief Executive Officer to execute a professional services contract with Kimley Horn and Associates, Inc., and to pay Kimley Horn and Associates, Inc., an amount not to exceed \$139,715.00 for the project engineering work. Total expenditures are: \$139,715.00. This project is located in Council Districts 1, 4, 9 and 10. (KELLEY NEUMANN – FRANCES PLOCEK)

WATER RESOURCES ITEMS

- (MWBE)25. A Resolution accepting the proposals of Gibson Plumbing, Jr's Plumbing, and Quartermoon Plumbing in an aggregate amount not to exceed \$700,000.00 for the installation of low-flow toilets for qualifying commercial and non-profit businesses participating in the Commercial Toilet Retrofit Programs; awarding three individual two-year contracts with three individual one-year contract extensions with Gibson Plumbing, Jr's Plumbing, and Quartermoon Plumbing for the installation of low-flow toilets for qualifying commercial and non-profit businesses participating in the Commercial Toilet Retrofit Programs in an aggregate amount not to exceed \$700,000.00; authorizing that the aggregate amount not to exceed the sum of \$300,000.00 for the installation of low-flow toilets for qualifying businesses participating in the Commercial Toilet Retrofit Programs for Calendar Year 2008 be made available from the System Fund and that the remaining expenditures for Calendar Year 2009 and 2010 be authorized upon approval of the budget for such years with a line item for the expenditure; authorizing the Interim President/Chief Executive Officer or his designee to execute three individual two-year contracts with three individual one-year contract extensions in an aggregate amount not to exceed the sum of \$700,000.00 with Gibson Plumbing, Jr's Plumbing, and Quartermoon Plumbing and to pay to Gibson Plumbing,

Jr's Plumbing, and Quartermoon Plumbing an aggregate amount not to exceed \$300,000.00 for the installation of toilets in Calendar Year 2008.. Total expenditures are: \$700,000.00. (KELLEY NEUMANN – KAREN GUZ)

26. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Nathan and Marilyn Jean Porter Gaylord, providing for the sale of 208 acre-feet of water out of 208 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 208 surface acres; approving the expenditure of funds for the San Antonio Water System's obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$20,800.00 bonus payment to Nathan and Marilyn Jean Porter Gaylord and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Nathan and Marilyn Jean Porter Gaylord, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$20,800.00 bonus payment, and \$3,500.00 in closing costs. (KELLEY NEUMANN – CALVIN FINCH)
27. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Vivian & Herbert Ehlinger, providing for the sale of 107 acre-feet of water out of 107 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 107 surface acres; approving the expenditure of funds for the San Antonio Water System's obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$10,700.00 bonus payment to Vivian & Herbert Ehlinger and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Vivian & Herbert Ehlinger, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$10,700.00 bonus payment, and \$3,500.00 in closing costs. (KELLEY NEUMANN – CALVIN FINCH)
28. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Diane and W.O. Ritchie, providing for the sale of 651.531 acre-feet of water out of 651.531 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 651.531 surface acres; approving the expenditure of funds for the San Antonio Water System's obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$65,153.10 bonus payment to Diane and W.O. Ritchie and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Diane and W.O. Ritchie, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the water Sales Agreement. Total

expenditures are: \$100.00 initial consideration payment, \$65,153.10 bonus payment, and \$3,500.00 in closing costs. (KELLEY NEUMANN – CALVIN FINCH)

29. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Mary I. and August E. Knodel, providing for the sale of 80.057 acre-feet of water out of 80.057 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 80.057 surface acres; approving the expenditure of funds for the San Antonio Water System's obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$8,005.70 bonus payment to Mary I. and August E. Knodel and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Mary I. and August E. Knodel, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$8,005.70 bonus payment, and \$3,500.00 in closing costs.
(KELLEY NEUMANN – CALVIN FINCH)
30. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Wilson Ellis Ritchie, providing for the sale of 41 acre-feet of water out of 41 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index And the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 41 surface acres; approving the expenditure of funds for the San Antonio System's obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$4,100.00 bonus payment to Wilson Ellis Ritchie and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Wilson Ellis Ritchie, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$4,100.00 bonus payment, and \$3,500.00 in closing costs.
(KELLEY NEUMANN – CALVIN FINCH)
31. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Eddie and Mary Caraway, providing for the sale of 616.945 acre-feet of water out of 616.945 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 616.945 surface acres; approving the expenditure of funds for the San Antonio Water System's obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$61,694.60 bonus payment to Eddie and Mary Caraway and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Eddie and Mary Caraway, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales

**Agreement. Total expenditures are: \$100.00 initial consideration payment, \$61,694.60 bonus payment, and \$3,500.00 in closing costs.
(KELLEY NEUMANN – CALVIN FINCH)**

- 32. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Jack and Erma Miles, providing for the sale of 194.331 acre-feet of water out of 194.331 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 194.331 surface acres; approving the expenditure of funds for the San Antonio Water System’s obligation under the water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$19,433.10 bonus payment to Jack and Erma Miles and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Jack and Erma Miles, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$19,433.10 bonus payment, and \$3,500.00 in closing costs. (KELLEY NEUMANN – CALVIN FINCH)**
- 33. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Kelly Caraway, providing for the sale of 191.250 acre-feet of water out of 191.250 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 191.250 surface acres; approving the expenditure of funds for the San Antonio Water System’s obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$19,125.00 bonus payment to Kelly Caraway and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Kelly Caraway, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$19,125.00 bonus payment, and \$3,500.00 in closing costs. (KELLEY NEUMANN – CALVIN FINCH)**
- 34. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Larry G. and Brenda K. Miles, providing for the sale of 10 acre-feet of water out of 10 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producers Price Index and the Consumers Price Index from the previous year as well as a right-of-first refusal for the purchase of 10 surface acres; approving the expenditure of funds for the San Antonio Water System’s obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$1,000.00 bonus payment to Larry G. and Brenda K. Miles and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Larry G. Miles and Brenda K. Miles, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement. Total expenditures are: \$100.00 initial consideration payment, \$1,000.00 bonus payment, and \$3,500.00 in closing costs. (KELLEY NEUMANN – CALVIN FINCH)**

35. A Resolution approving a Water Sales Agreement between the San Antonio Water System and Mary Alice Daniels, providing for the sale of 118 acre-feet of water out of 118 surface acres from Gonzales County for the Gonzales Water Supply Project at a cost of \$62.50 per acre-foot plus an escalator comprised of the average of the Producer Price Index and the Consumer Price Index from the previous year as well as a right-of-first refusal for the purchase of 118 surface acres; approving the expenditure of funds for the San Antonio Water System's obligation under the Water Sales Agreement from the Water Supply Fee Revenues of the Project Fund; approving the payment of \$100.00 initial consideration payment, \$11,800.00 bonus payment to Mary Alice Daniels, and \$3,500.00 in closing costs; authorizing the Interim President/Chief Executive Officer to execute the Water Sales Agreement with Mary Alice Daniels, and to pay the required amounts in succeeding years in accordance with the terms of the Water Sales Agreement for the duration of the Water Sales Agreement and take such steps necessary to implement the Water Sales Agreement.. Total expenditures are: \$100.00 initial consideration payment, \$11,800.00 bonus payment, and \$3,500.00 in closing costs. (KELLEY NEUMANN – CALVIN FINCH)

INFORMATION SERVICES ITEMS

36. A Resolution authorizing the Maintenance Agreement until August 1, 2009 for a total amount not to exceed \$258,928.67 with Hansen Information Technologies, Inc., for payment of software maintenance for work order and permitting software utilized at the San Antonio Water System; authorizing the expenditure of an amount not to exceed \$258,928.67 from the System Fund for Fiscal Year 2008 to Hansen Information Technologies, Inc.; authorizing the Interim President/Chief Executive Officer or his designee to execute the Maintenance Renewal Agreement with Hansen Information Technologies, Inc., until August 1, 2009 in a total amount not to exceed \$258,928.67 and to pay Hansen Information Technologies, Inc., an amount not to exceed \$258,928.67 for software maintenance for work order and permitting software utilized at the San Antonio Water System. Total expenditures are: \$258,928.67. (DOUG EVANSON - STACEY ISENBERG - JOE SAMPLES)

MISCELLANEOUS ITEMS

37. A Resolution accepting the proposal of the Mercer Corporation, Inc., to assist the Board of Trustees in finding candidates for the position of President/Chief Executive Officer of the San Antonio Water System; approving a professional services contract with the Mercer Corporation, Inc., in an amount not to exceed \$38,500.00 (\$35,000.00 for the professional services fee and \$3,500.00 for contingency expenses) for the President/Chief Executive Officer recruitment services; approving the expenditure of funds in an amount not to exceed \$38,500.00 from the System Fund for the President/Chief Executive Officer recruitment services; ratifying the execution of the professional services contract with the Mercer Corporation, Inc., by Alexander E. Briseño, Chairman of the San Antonio Water System Board of Trustees; authorizing Alexander E. Briseño, Chairman of the San Antonio Water System Board of Trustees to pay the Mercer Corporation, Inc., an amount not to exceed \$38,500.00 for the President/Chief Executive Officer o recruitment services. Total expenditures are: \$38,500.00. (MICHAEL W. LACKEY)
38. A Resolution amending Resolution No. 96-009, as amended by Resolution No. 01-276 by; including worker's compensation claims to the already existing in-the-field settlement claims authority for automobile, general liability claims; extending check writing, signatory authority to existing SAWS' Claim Adjusters on in-the-field settlement claims to include Worker's Compensation claims; removing all check

writing, signatory authority for in-the-field settlement claims from the Director of Support Services in the amount of \$2,500.00 and from the Manager of Risk Management in the amount of \$500.00; granting check writing signatory authority to the Director of Human Services for in-the-field settlement of claims which include automobile, general liabilities and worker's compensation claims in the amount of \$5,000.00 and granting check writing signatory authority to the Vice-President of Human Resources in the amount of \$10,000.00
(JERRY BAILEY – NEIRA WHITE)

FINANCIAL ITEMS

39. A Resolution recommending and requesting that the San Antonio City Council take certain actions with respect to the application to the Texas Water Development Board for financial assistance from the Texas Water Development Board's State Revolving Fund Tier II Program. (DOUG EVANSON)
40. A Resolution requesting the City Council of the City of San Antonio, Texas approve an Ordinance calling for the redemption of certain currently outstanding obligations designated as "City of San Antonio, Texas Water System Subordinate Lien Revenue and Refunding Bonds, Series 2003-A" and "City of San Antonio, Texas Water System Subordinate Lien Revenue and Refunding Bonds, Series 2003-B"; delegating the authority to certain members of the City Staff to determine the bonds to be redeemed, to take necessary action, if any, with respect to the Interest Rate Hedge Agreement relating thereto, and to take all necessary action, including the execution of necessary documents, to accomplish the foregoing. (DOUG EVANSON)

ITEMS FOR INDIVIDUAL CONSIDERATION

FINANCIAL SERVICES ITEMS

41. A Resolution approving nominations for members to the Rate Advisory Committee and approving By-Laws for the conduct of the Rate Advisory Committee.
(DOUG EVANSON)

HUMAN RESOURCES ITEMS

42. A Resolution authoring the approval and implementation of the Total Rewards Study Results for Fiscal Year 2008; authorizing the Interim President/Chief Executive Officer to approve and implement the Total Rewards Study Results.
(JERRY BAILEY - NEIRA WHITE)

MISCELLANEOUS ITEMS

43. A Resolution accepting the proposal of and awarding a consulting services contract to Enspira Solutions, Inc., in an amount not to exceed \$539,350.00 for consulting services regarding the AMR/AMI Project Initiative; approving the expenditure of funds in an amount not to exceed \$539,350.00 for the AMR/AMI Project Initiative work from the Project Fund; authorizing the Interim President/Chief Executive Officer to execute a consulting services contract with Enspira Solutions, Inc., and to pay Enspira Solutions, Inc., an amount not to exceed \$539,350.00 for the AMR/AMI Project Initiative work. Total expenditures are: \$539,350.00.
(GREG FLORES – BRIAN TEGELER)

WATER RESOURCES ITEMS

44. **A Resolution approving the Purchase Agreement with Charlie L. Pattillo and Wanda J. Pattillo in the amount of \$2,112,983.70 for the acquisition, by the City of San Antonio for the use and benefit of the San Antonio Water System, of a 449.571 acre tract of land being part of the residue of 630.000 acres comprised of three, two hundred and ten acre tracts conveyed to seller in three warranty deeds recorded in volume 6243 page 514 of the deed records of Bexar County, Texas, and volume 4903 page 230 of then official public records of real property of Bexar County, Texas, located on the southwesterly side of Farm to Market Highway 1303, for construction of production wells associated with the Brackish Groundwater Program authorizing the acquisition of the property in accordance with the terms of the Purchase Agreement; authorizing the expenditure of funds from the System's Project Fund in the amount not to exceed \$2,117,983.70 for the property and associated closing costs; authorizing the President/Chief Executive Officer or his designated representative to execute all documents necessary to effectuate the acquisition of the property and perform all duties of the buyer under said Purchase Agreement, and to pay a total amount not to exceed \$2,117,983.70 for the acquisition of the property and associated closing costs to seller, and Alamo Title Company. Total expenditures are: \$2,117,983.70. (KELLEY NEUMANN – CALVIN FINCH)**
45. **A Resolution authorizing the Interim President/Chief Executive Officer to enter into a Funding Agreement between the Edwards Aquifer Recovery Implementation Program Parties represented by their fiscal agent the Edwards Aquifer Authority and the San Antonio Water System; approving expenditures of funds from the Water Supply Fee Revenues of the Project Fund; approving expenditures of an amount not to exceed \$100,000.00 in Calendar Year 2008. Total expenditures are: \$100,000.00. KELLEY NEUMANN – CALVIN FINCH)**

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

46. **A Resolution accepting the bid of Holloman Corporation, in the amount of \$1,389,903.00 for the construction of the 24-inch water main in connection with the Sanctuary Oversize Approach And Border 24-Inch Water Main (12" Required - 24" Oversize) Project; awarding a construction contract to Holloman Corporation, for the project work; authorizing the expenditure of System funds in the amount of \$1,146,669.98 for the System's proportionate share of the project work and engineering design fees; authorizing the System's proportionate share of the construction contingency expenses in an amount not to exceed \$27,798.06 in connection with the project work; authorizing a total amount not to exceed \$1,174,468.04 from System's 2008 Capital Improvements Plan Oversize Projects Fund for the System's proportionate share of the project work, engineering fees, and construction contingency expenses related to the project work; authorizing the Interim President/Chief Executive Officer to execute a contract with Helotes 150, Ltd., and Holloman Corporation, and provide payment in an amount not to exceed \$1,174,468.04 to Holloman Corporation in care of Helotes 150, Ltd., for the System's proportionate share of the cost to oversize the proposed water mains. Total expenditures are: \$1,174,468.04. (KELLEY NEUMANN – SAM MILLS)**

Production, Transmission and Treatment Improvements

47. A Resolution accepting the bid of S.J. Louis Construction of Texas, Ltd., in the amount of \$24,207,410.24 for the Eastern Watershed Sewer Relief Line E-03 Project; awarding a contract to S.J. Louis Construction of Texas, Ltd., in the amount of \$24,207,410.24 for the project work; approving the expenditure of funds in the amount of \$24,207,410.24 for the project work; approving construction contingency expenses in an amount not to exceed \$1,250,000.00 in connection with the project work; approving total expenditures in an amount not to exceed \$25,457,410.24 in connection with project work; approving total expenditures in an amount not to exceed \$25,457,410.24 be made available and expended from the System's Project Fund for the project work and related construction contingencies; authorizing the Interim President/Chief Executive Officer to execute a construction contract with S.J. Louis Construction of Texas, Ltd., and to pay S.J. Louis Construction of Texas, Ltd., the amount of \$25,457,410.24 for the project work and related construction contingencies. This project is located in Council District 2. Total expenditures are: \$25,457,410.24. (KELLEY NEUMANN – FRANCES PLOCEK)

MISCELLANEOUS PROJECTS

48. A Resolution accepting the bid of Underground Technologies, Inc., in the amount of \$1,798,630.00 in connection with the Annual 2008 Pipe Bursting Work Order Construction Contract; awarding a construction contract to Underground Technologies, Inc., in the amount of \$1,798,630.00 for the project work; approving the expenditure of System Funds in an amount not to exceed \$1,798,630.00 for the project work; approving an amount not to exceed \$1,798,630.00 be made available and expended from the System's Project Fund for the project work; authorizing the Interim President/Chief Executive Officer to execute a construction contract with Underground Technologies, Inc., and to pay Underground Technologies, Inc., an amount not to exceed \$1,798,630.00 for the project work. Total expenditures are: \$1,798,630.00. (KELLEY NEUMANN – FRANCES PLOCEK)

49. BRIEFING SESSION.

- A. Briefing and deliberation regarding the 2008 2nd Quarter SMWBE Report. (FRANK STENGER-CASTRO – RUBEN SAENZ)
- B. Briefing and Deliberation regarding SAWS' Enterprise Resource Software System Program. (STACEY ISENBERG - JOE SAMPLES)

50. Chairman of the Board's Initiative.

51. Interim President/Chief Executive Officer's Report.

52. Inquiries.

53. The Regular Session of the August 5, 2008, Regular Board Meeting is hereby recessed to hold an Executive Session and discuss the matters listed below pursuant to Sections 551.071, 551.072, 551.073, and 551.074 of the Texas Open Meetings Act.

54. EXECUTIVE SESSION.

- A. Consultation with attorneys and deliberation regarding the appointment, employment, reassignment, duties, discipline, or dismissal of a public officer or employee. (FRANK STENGER-CASTRO – BILL CROW)

- B. Consultation with attorneys and deliberation regarding Cause No. 2006-CI-12816, *San Antonio Water System Board of Trustees, et al v. Turner Collie & Braden, Inc., E. E. Hood & Sons, Inc., et al*, in the 37th District Court of Bexar County, Texas. (FRANK STENGER-CASTRO)**
- C. Consultation with attorneys for the San Antonio Water System and its Board of Trustees, and consideration of matters in which the duty of the attorney to the San Antonio Water System and its Board of Trustees under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of the Texas Open Meetings Act. (FRANK STENGER-CASTRO)**

55. The Regular Session of the Regular Board Meeting of August 5, 2008, is hereby reconvened.

56. Adjournment. THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES MEETING OF AUGUST 5, 2008, IS HEREBY ADJOURNED.