

AGENDA

MEETING OF THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES

March 11, 2013, 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 and in accordance with Chapter 551 of the Texas Open Meetings Act. 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 February 8, 2013.**
 - B. **Approval of the Minutes of the San Antonio Water System Board of Trustees Policy and Planning Meeting of January 22, 2013.**
4. **Ceremonial Items.**
 - A. **Recognition of the contributions made to the citizens of San Antonio by the retiring members of the Community Conservation Committee.
(CHARLES AHRENS – KAREN GUZ)**
5. **Individuals to be Heard.**

CONSENT AGENDA ITEMS

Items 6 – 32

ITEMS CONCERNING THE PURCHASE OF EQUIPMENT, MATERIALS AND SUPPLIES

SAN ANTONIO WATER SYSTEM HANDICAPPED ACCESSIBILITY STATEMENT

The San Antonio Water System Buildings and Meeting Rooms are accessible to individuals with disabilities. Accessible visitor parking spaces as well as the accessible entrance and ramp are located at the west side main entrance of the SAWS Headquarters Building, Tower I, 2800 U.S. Highway 281 North. Individuals with disabilities in need of auxiliary aids and services, including Deaf interpreters, must request such aids and services forty-eight (48) hours prior to the meeting. For assistance, contact the Board Administrator at 210-233-3690 or 711 (Texas Relay Service for the Deaf).

6. **A Resolution accepting recommendations regarding the contracting for certain services, equipment, materials, and supplies, and authorizing the acceptance of bids as follows: (DOUG EVANSON – YVONNE TORRES)**

A. Award of Contracts for the Purchase of Materials, Equipment and Services.

(SAWS-DSP) 1. **Acceptance of the bid of DoubleRadius, Inc., to provide: Radio Communication Equipment for Information Services & SCADA Microwave Transport Product, Bid No. 13-1401, for a total of \$519,865.05.**

(SAWS-DSP) 2. **Acceptance of the bid of INX, LLC, A Presidio Co., to provide: Cisco Routers & APC UPS Requirements for IS & SCADA Transport Project, Bid No. 13-1400, for a total of \$95,155.85.**

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 Levi, Ray & Shoup, Inc., to provide: Annual Renewal of Levi, Ray & Shoup, Inc., Software License, Bid No. 13-1405, for a total of \$99,407.00.**

2. **Acceptance of the bid of Gulf Coast Paper to provide: Janitorial Paper Products, Bid No. 12-9055, for a total of \$60,056.00.**

(SAWS-DSP) 3. **Acceptance of the bid of Vology Data Systems to provide: Cisco Unified IP Phone 7945G, Bid No. 12-1271, for a total of \$53,750.00.**

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.

1. **Acceptance of the bid of IDEXX Distribution, Inc., to provide: Hydrolysable Enzyme Substrate Packets, Bid No. 12-4017, for a total of \$114,654.00.**

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

7. 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 and are within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreage	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	6.904 Acres-1270 Loop 1604 Tract	1604 TC, LP	6.90	72	0	NO	EA/B	Inside	Outside
Totals March			<u>6.90</u>	<u>72</u>	<u>0</u>				
Totals (January-March 2013)			<u>51.52</u>	<u>318</u>	<u>234</u>				

8. 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 and are not within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreage	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	Fox Grove 79 Acres	KB Homes	79	230	230	NO	AC/ EA	Inside	Outside
Totals March			<u>79</u>	<u>230</u>	<u>230</u>				
Totals (January-March 2013)			<u>1624</u>	<u>4030</u>	<u>3730</u>				

9. 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 and are not within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)
- (SAWS-DSP)

No.	Tract Name	Developer	Acreage	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	Brooks City Base Units 4,5&6	Brooks Development Authority	92.58	504	504	NO	AC	Outside	Inside
2	Kallison Family Tract		100	1000	0	YES	AC	Inside	Outside
3	Westpointe East	People's Management Limited	1244	8833	8833	NO	OVR/ AC	Inside	Inside
4	Westpointe West	People's Management Limited	1417	6170	6170	NO	OVR/ AC	Inside	Inside
Totals March			<u>2,853.58</u>	<u>16507</u>	<u>15,507</u>				
Totals (January- March 2013)			<u>4,457.47</u>	<u>24436</u>	<u>15,903</u>				

**EDU/Acreage Comparison Totals
2013 – 2012**

EDU/Acreage Comparison Totals 2013 - 2012 (Year to Date - All Categories)	Total Acreage	Total Water EDU's	Total WW EDU's
TOTAL (January – March 2013)	6,006.29	28,591	19,867
TOTAL (January – March 2012)	580.35	4,011	3,601

Production, Transmission and Treatment Improvements

10. A Resolution approving Change Order No. 19 in the amount of \$42,904.40 in connection with the Medio Creek Water Recycling Center Recycled Water Pump Station and Line Project; approving total payment in the amount of \$42,904.40 to S. J. Louis Construction of Texas, Ltd., for the additional project work; authorizing the additional expenditure of funds in the amount of \$42,904.40 from the project construction contingency fund; amending Resolution No. 09-401 as previously amended by Resolution No. 12-486 by increasing the authorization of the construction contingency by \$45,000.00 for a total construction contingency amount of \$337,000.00; authorizing additional funds in the amount not to exceed \$45,000.00 from the System's Project Fund for additional construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order No. 19 and to pay S. J. Louis Construction of Texas, Ltd., the additional sum of \$42,904.40 for the additional project work. Total expenditures: \$42,904.40.
(KELLEY NEUMANN – ASHOK KAJI)

Professional Services

11. A Resolution approving Contract Amendment No. 2 in the amount of \$168,386.00 in connection with the C-13 Broadway Corridor – Josephine Street to South Alamo Street Project; amending Resolution No. 11-352 as previous amended by Resolution 12-342 by approving additional expenditures in an amount not to exceed \$168,386.00 for additional engineering services by CH2M Hill Engineers, Inc.; approving that an amount not to exceed \$168,386.00 be made available and expended from the System's Project Fund for the sewer related additional engineering services; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Contract Amendment No. 2 and to pay CH2M Hill Engineers, Inc., an additional amount not to exceed \$168,386.00 for engineering services in connection with the project. Total expenditures: \$168,386.00.
(KELLEY NEUMANN – FRANCES PLOCEK)

REPLACEMENT AND ADJUSTMENT PROJECTS

Governmental Relocations and Replacements

12. A Resolution approving Final Recapitulation Change Order No. 6 in the decreased amount of \$145,609.35 to the construction contract with Qro Mex Construction Company in connection with the Terrell Hills Water and Sewer Main Replacement Phase II Project; authorizing the return of funds in the amount of \$145,609.35 and the construction contingency balance of \$11,372.49 for a total amount of \$156,981.84 to the Project Fund; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Final Recapitulation Change Order No. 6. Total decreased amount: \$156,981.84. (KELLEY NEUMANN – JOE CARRENO)

13. **A Resolution, concerning both the San Antonio Water System and the District Special Project, approving the expenditure of funds in the amount of \$214,706.97 for the adjustment and replacement of water and sewer facilities by Bexar County in connection with the Borgfeld Road - Phase I US 281 to Timberline Drive Project; approving construction contingency expenses related to the project work in an amount not to exceed \$21,470.69; approving a total amount not to exceed \$236,177.66 be made available and expended from both the System's and DSP's Project Fund for the project work and related construction contingencies; approving an Interlocal Agreement with Bexar County and authorizing the President/Chief Executive Officer or his duly appointed designee to execute an Interlocal Agreement and to pay in advance to Bexar County an amount not to exceed \$236,177.66 for the project work and related construction contingencies. Total expenditures: \$236,177.66.**
(SAWS-DSP)
(KELLEY NEUMANN – JOE CARRENO)

WATER RESOURCES PROJECTS

Professional Services

14. **A Resolution approving Contract Amendment No. 2 to the professional services contract with Atkins North America, Inc., (formerly PBS&J, Inc.) in an amount not to exceed \$171,680.00 in connection with the Regional Carrizo Program, Project 1: Water Supply Pipeline Project; amending Resolution No. 11-051 as previously amended by Resolution No. 12-376 to approve additional expenditures in an amount not to exceed \$171,680.00 from the System's Project Fund for the project engineering work; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Contract Amendment No. 2 and to pay Atkins North America, Inc., an amount not to exceed \$171,680.00 for the project engineering work. Total expenditures: \$171,680.00.** (CHARLES AHRENS – DARREN THOMPSON)

MISCELLANEOUS PROJECTS

15. **A Resolution ratifying the actions of the Vice President of Distribution and Collection Operations in awarding a services contract to National Pump and Compressor in the amount of \$532,000.00 in connection with the Leon Creek Emergency Sewer Relief Line Project; approving total expenditures in an amount not to exceed \$532,000.00 from the System's Project Fund for the project work; authorizing the President/Chief Executive Officer or his duly appointed designee to execute the contract with National Pump and Compressor and to pay National Pump and Compressor an amount not to exceed \$532,000.00 for the project work. Total expenditures: \$532,000.00.**
(VAL RUIZ – GORDAN MAHAN)

EASEMENTS AND REAL PROPERTY

16. **A Resolution approving the acquisition of four permanent easements containing 5.6594 acres, and eleven temporary easements, containing 7.9947 acres, located near the intersection of State Highway 151 and Pinn Rd., west quadrant of Bexar County, Texas, in connection with the Leon Creek Sewer Emergency Project; authorizing the expenditure of funds from the Project Fund in a total amount not to exceed \$50,217.00 for the acquisition of the easements; authorizing the President/Chief Executive Officer or his duly appointed designee to execute all documents necessary to effectuate the acquisition of the easements for an amount not to exceed \$50,217.00 to Olmos Equipment Inc., for the acquisition of the easements. Total expenditures: \$50,217.00.** (MIKE BRINKMANN – BRUCE HABY)

17. **A Resolution approving the acquisition of two permanent water line easements affecting 3.413 acres located near the intersection of Loop 1604 and Dove Canyon, in the west, northwest quadrant of Bexar County, Texas, in connection with the Water Resources Integration Program, Project 1: Pipeline, Segment III; authorizing the expenditure of funds from the Project Fund in a total amount not to exceed \$485,500.00 for the acquisition of the easements and related closing and title insurance costs; authorizing the President/Chief Executive Officer or his duly appointed designee to execute all documents necessary to effectuate the acquisition of the easements and to pay an amount not to exceed \$480,000.00 to Falcon International Bank via Capital Title of Texas as escrow agent and up to \$5,500.00 to Capital Title of Texas for related closing and title insurance costs. Total expenditures: \$485,500.00. (MIKE BRINKMANN – BRUCE HABY)**
18. **A Resolution authorizing the expenditure and making available from the Project Fund in the amount of \$30,000.00 for settlement of litigation in the total amount of \$85,000.00 between the City of San Antonio by and through the San Antonio Water System and Matthew H. Walsh, in connection with the condemnation of the permanent waterline easement containing approximately 0.231 of an acre and a temporary construction easement containing approximately 0.138 of an acre located at 15497 Lookout Road, in Selma, Bexar County, Texas, owned by Matthew H. Walsh plus \$1,500.00 estimated title insurance costs, in connection with the Regional Carrizo Program, Water Delivery Pipeline Project; authorizing the deposit in the amount of \$30,000.00 in the Registry of the Court or payable to Owner's law firm as Trustee for Owner, being the negotiated settlement amount of the parties (less prior payments of \$55,000.00) in settlement of litigation and acquisition of the permanent easement and temporary construction easement; authorizing the President/Chief Executive Officer or his duly appointed designee to execute all documents necessary to effectuate the acquisition of the easements and to pay an amount not to exceed \$1,500.00 to Capital Title Company for estimated title insurance costs; authorizing the System's General Counsel and/or designated Special Counsel to settle this litigation. Total expenditures: \$31,500.00. (MIKE BRINKMANN – BRUCE HABY)**
19. **A Resolution authorizing the expenditure and making available from the Project Fund the amount of \$217,837.00 for possession by the System of the foregoing described easements during the pendency of litigation between the City of San Antonio by and through the San Antonio Water System and Adara Ceri Properties, LLC, in connection with the condemnation of the exclusive permanent easement containing approximately 0.500 of an acre and a non-exclusive permanent waterline easement containing approximately 0.173 of an acre located on the northwest corner of Dominion Drive and Crescent Park Drive in San Antonio, Bexar County, Texas, owned by Adara Ceri Properties, LLC, for the Crescent Park Booster Station Project; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a Possession-Use Agreement for the easements; authorizing deposit into the Registry of the Court of \$217,837.00 as consideration for the Possession-Use Agreement; authorizing the System's Legal Counsel to continue to prosecute the litigation. Total expenditures: \$217,837.00. (MIKE BRINKMANN – BRUCE HABY)**

MISCELLANEOUS ITEMS

20. **A Resolution approving the expenditure of funds to develop and place advertising in excess of \$50,000.00 per media outlet in an amount not to exceed \$455,300.00 in the aggregate from the Public Affairs budget; authorizing total expenditures in an amount not to exceed \$455,300.00 for fiscal year 2103 from the System Fund; authorizing the**

President/Chief Executive Officer or his duly appointed designee to allow the use of funds in excess of \$50,000.00 per production and media outlet to support SAWS messaging to the ratepayers of San Antonio and to pay various media outlets in an amount not to exceed \$455,300.00 for media time or space. Total expenditures: \$455,300.00. (GREG FLORES – ANNE HAYDEN)

21. A Resolution authorizing the purchase of Symantec Netbackup Appliance for a total amount not to exceed \$196,329.52 for the backup environment utilized at the San Antonio Water System under Texas DIR Number DIR-SDD-1803; authorizing the expenditure of a total amount not to exceed \$196,329.52 from the System Fund; authorizing the President/Chief Executive Officer or his duly appointed designee to pay TEQSYS an amount not to exceed \$196,329.52 for purchase of Symantec Netbackup Appliance. Total expenditures: \$196,329.52. (DOUG EVANSON – JOE SAMPLES)
22. A Resolution accepting the bids of and awarding service contracts with an initial base term of one year with one additional one-year renewal option to Pipeline Video Inspection and Cleaning, LLC, in the amount of \$894,961.70 for Group 1 and Ace Pipe Cleaning, Inc. in the amount of \$899,750.00 for Group 2 in connection with the Annual Small Diameter Sanitary Sewer Cleaning and Inspection Work Order Group 1 and 2 Contract; approving the expenditure of funds and to make available the total amount of \$1,794,711.70 for cleaning and inspection services from the System Fund for the project work, and expenditures for subsequent years to be pursuant and contingent upon Board approval of subsequent years' budget with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute service contracts with Pipeline Video Inspection and Cleaning, LLC, and Ace Pipe Cleaning, Inc., and to pay Pipeline Video Inspection and Cleaning, LLC, and Ace Pipe Cleaning, Inc., the amount of \$894,961.70 and \$899,750.00, respectively for cleaning and inspection services for the project work. Total expenditures: \$1,794,711.70. (STEVE CLOUSE – JEFF HABY)
23. A Resolution amending Resolution No. 12-273 by approving Change Order No. 1 in the amount of \$284,000.00 to the contract with Ace Pipe Cleaning, Inc. in connection with the Annual Large Diameter Sanitary Sewer Cleaning and Inspection Work Order Contract; approving the expenditure of additional funds in the amount of \$284,000.00 from the System Fund for Change Order No. 1; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order No. 1 and to pay Ace Pipe Cleaning, Inc. an additional amount not to exceed \$284,000.00 for the additional project work. Total expenditures: \$284,000.00. (VAL RUIZ – JEFF BROWN)
24. A Resolution accepting the bid of and awarding a two-year construction contract to PM Construction & Rehab, LLC, in the amount of \$793,217.00 in connection with the 2013 Annual Sanitary Sewer Main Point Repair and Manhole Adjustments Construction Contract - Package 1; approving the expenditure of funds in the amount of \$793,217.00 for the project work; approving construction contingency expenses in an amount not to exceed \$79,321.70 in connection with the project work; authorizing the total expenditures in the amount of \$872,538.70 from the System Fund for the project work and construction contingency expenses, and that subsequent years' expenditures are pursuant to and contingent upon Board approval of subsequent years' budgets with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a two-year contract with PM Construction & Rehab, LLC, and to pay PM Construction & Rehab, LLC, the amount of \$872,538.70 for the project work. Total expenditures: \$872,538.70. (VAL RUIZ – JEFF BROWN)

25. **A Resolution accepting the bid of and awarding a two-year construction contract to Austin Constructors, LLC, in the amount of \$780,775.00 in connection with the 2013 Annual Sanitary Sewer Main Point Repair and Manhole Adjustments Construction Contract - Package 2; approving the expenditure of funds in the amount of \$780,775.00 for the project work; approving construction contingency expenses in an amount not to exceed \$78,077.50 in connection with the project work; authorizing the total expenditures in the amount of \$858,852.50 from the System Fund for the project work and construction contingency expenses, and that subsequent years' expenditures are pursuant to and contingent upon Board approval of subsequent years' budgets with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a two-year contract with Austin Constructors, LLC, and to pay Austin Constructors, LLC, the amount of \$858,852.50 for the project work. Total expenditures: \$858,852.50.**
(VAL RUIZ – JEFF BROWN)
26. **A Resolution accepting the bid of and awarding a two-year construction contract to PM Construction & Rehab, LLC, in the amount of \$754,717.00 in connection with the 2013 Annual Sanitary Sewer Main Point Repair and Manhole Adjustments Construction Contract - Package 3; approving the expenditure of funds in the amount of \$754,717.00 for the project work; approving construction contingency expenses in an amount not to exceed \$75,471.70 in connection with the project work; authorizing the total expenditures in the amount of \$830,188.70 from the System Fund for the project work and construction contingency expenses, and that subsequent years' expenditures are pursuant to and contingent upon Board approval of subsequent years' budgets with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a two-year contract with PM Construction & Rehab, LLC, and to pay PM Construction & Rehab, LLC, the amount of \$830,188.70 for the project work. Total expenditures: \$830,188.70.**
(VAL RUIZ – JEFF BROWN)
27. **A Resolution accepting the bid of and awarding a two-year construction contract to PM Construction & Rehab, LLC, in the amount of \$737,202.00 in connection with the 2013 Annual Sanitary Sewer Main Point Repair and Manhole Adjustments Construction Contract - Package 4; approving the expenditure of funds in the amount of \$737,202.00 for the project work; approving construction contingency expenses in an amount not to exceed \$73,720.20 in connection with the project work; authorizing the total expenditures in the amount of \$810,922.20 from the System Fund for the project work and construction contingency expenses, and that subsequent years' expenditures are pursuant to and contingent upon Board approval of subsequent years' budgets with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a two-year contract with PM Construction & Rehab, LLC, and to pay PM Construction & Rehab, LLC, the amount of \$810,922.20 for the project work. Total expenditures: \$810,922.20.**
(VAL RUIZ – JEFF BROWN)
28. **A Resolution, concerning both the San Antonio Water System and the District Special Project, accepting the bid of and awarding a construction contract to D. Guerra Construction, LLC, in the amount of \$597,511.25 in connection with the 2013 Annual Water Distribution Leak Repairs Construction Contract Package 1; approving the expenditure of funds in the amount of \$597,511.25 for the project work; approving construction contingency expenses in an amount not to exceed \$59,751.13 in connection with the project work; authorizing the total expenditures in the amount of**
(SAWS-DSP)

\$657,262.38 from both the System and DSP Funds for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with D. Guerra Construction, LLC, and to pay D. Guerra Construction, LLC, the amount of \$657,262.38 for both the System's and DSP's obligations under the terms of the contract for the project work and construction contingency expenses. Total expenditures: \$657,262.38. (VAL RUIZ – JEFF ANDREWS)

29. A Resolution, concerning both the San Antonio Water System and the District Special Project, accepting the bid of and awarding a construction contract to D. Guerra Construction, LLC, in the amount of \$585,611.25 in connection with the 2013 Annual Water Distribution Leak Repairs Construction Contract Package 2; approving the expenditure of funds in the amount of \$585,611.25 for the project work; approving construction contingency expenses in an amount not to exceed \$58,561.13 in connection with the project work; authorizing the total expenditures in the amount of \$644,172.38 from both the System and DSP Funds for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with D. Guerra Construction, LLC, and to pay D. Guerra Construction, LLC, the amount of \$644,172.38 for both the System's and DSP's obligations under the terms of the contract for the project work and construction contingency expenses. Total expenditures: \$644,172.38. (VAL RUIZ – JEFF ANDREWS)

30. A Resolution, concerning both the San Antonio Water System and the District Special Project, accepting the bid of and awarding a construction contract to Austin Constructors, LLC, in the amount of \$576,665.00 in connection with the 2013 Annual Water Distribution Leak Repairs Construction Contract Package 3; approving the expenditure of funds in the amount of \$576,665.00 for the project work; approving construction contingency expenses in an amount not to exceed \$57,666.50 in connection with the project work; authorizing the total expenditures in the amount of \$634,331.50 from both the System and DSP Funds for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with Austin Constructors, LLC, and to pay Austin Constructors, LLC, the amount of \$634,331.50 for both the System's and DSP's obligations under the terms of the contract for the project work and construction contingency expenses. Total expenditures: \$634,331.50. (VAL RUIZ – JEFF ANDREWS)

31. A Resolution, concerning both the San Antonio Water System and the District Special Project, accepting the bid of and awarding a construction contract to Austin Constructors, LLC, in the amount of \$592,690.00 in connection with the 2013 Annual Water Distribution Leak Repairs Construction Contract Package 4; approving the expenditure of funds in the amount of \$592,690.00 for the project work; approving construction contingency expenses in an amount not to exceed \$59,269.00 in connection with the project work; authorizing the total expenditures in the amount of \$651,959.00 from both the System and DSP Funds for the project work and construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a contract with Austin Constructors, LLC, and to pay Austin Constructors, LLC, the amount of \$651,959.00 for both the System's and DSP's obligations under the terms of the contract for the project work and construction contingency expenses. Total expenditures: \$651,959.00. (VAL RUIZ – JEFF ANDREWS)

32. A Resolution, concerning both the San Antonio Water System and the District Special Project, expanding the eligibility requirements of the Disability Billing Program to accept all types of disability income. (GREG FLORES – ALLISON GREER)
(SAWS-DSP)

ITEMS FOR INDIVIDUAL CONSIDERATION

CAPITAL IMPROVEMENT CONTRACTS

PROJECTS INVOLVING IMPROVEMENTS, EXTENSIONS AND ADDITIONAL CAPACITY

Developer Customer Contracts

33. 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 and are not within the 5-mile Awareness Zone of Camp Bullis. (KELLEY NEUMANN – SAM MILLS)

No.	Tract Name	Developer	Acreage	Water EDUs	WW EDUs	DISTRICT SPECIAL PROJECT (BMWD)	Board Reason	Water CCN	WW CCN
1	Crescent Hills	3009 Land Ltd.	1545	3800	3500	NO	AC/EA	Inside	Application Pending
Totals - March 2013			<u>1545</u>	<u>3800</u>	<u>3500</u>				

Production, Transmission and Treatment Improvements

34. A Resolution approving Change Order No. 1 in the amount of \$250,022.71 in connection with the 48-inch Water Line- Micron to Anderson Tank Phase II Project; approving total payment in the amount of \$250,022.71 to S.J. Louis Construction of Texas, Ltd., for the additional project work; authorizing the additional expenditure of funds in the amount of \$250,022.71 from the project construction contingency fund; amending Resolution No. 11-353 by increasing the authorization of the construction contingency by \$251,000.00 for a total construction contingency amount of \$292,500.00; authorizing additional funds in the amount not to exceed \$251,000.00 from the System’s Project Fund for additional construction contingency expenses; authorizing the President/Chief Executive Officer or his duly appointed designee to execute Change Order No. 1 and to pay S.J. Louis Construction of Texas, Ltd., the additional sum of \$250,022.71 for the additional project. Total expenditures: \$250,022.71. (KELLEY NEUMANN – ASHOK KAJI)

FINANCIAL ITEMS

35. A Resolution recommending and requesting San Antonio City Council approve an application for financial assistance to the Texas Water Development Board for participation in the Clean Water State Revolving Fund Program in an approximate amount of \$60,100,000.00; an application for financial assistance to the Texas Water Development Board for participation in the Drinking Water State Revolving Fund in an approximate amount of \$26,370,000.00; and adoption of a reimbursement resolution. (DOUG EVANSON – PHYLLIS GARCIA)

MISCELLANEOUS ITEMS

36. A Resolution accepting the bid of and awarding a service contract with an initial base term of 10 months with four additional one-year renewal options to Ace Pipe Cleaning, Inc., in the amount of \$1,139,427.17 in connection with the EARZ Annual Sanitary Sewer Cleaning and Inspection Contract; approving the expenditure of funds and to make available the amount of \$1,139,427.17 from the System Fund for the project work and expenditures for subsequent years are pursuant to and contingent upon Board approval of subsequent years' budgets with a line item for such expenditures; authorizing the President/Chief Executive Officer or his duly appointed designee to execute a service contract with Ace Pipe Cleaning, Inc., and to pay Ace Pipe Cleaning, Inc., the amount of \$1,139,427.17 for the project work. Total expenditures: \$1,139,427.17. (VAL RUIZ – JEFF BROWN)
37. **BRIEFING SESSION.**
- A. Briefing and deliberation regarding Potential Demand Forecast Scenarios (CHARLES AHRENS)
38. President/Chief Executive Officer's Report. Presentation of and deliberation on the following Items:
- A. 2013 Confluence Summit
- B. Legislative Report
- C. 2012 Accomplishments
39. Inquiries.
40. The Regular Session of the March 11, 2013, 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.
41. **EXECUTIVE SESSION.**
- A. Consultation with attorneys and deliberation regarding the appointment, employment, reassignment, duties, discipline, or dismissal of a public officer or employee. (NANCY BELINSKY - BILL CROW)
- B. Consultation with attorneys and deliberation regarding potential litigation relating to matters in connection with wastewater permit compliance issues. (NANCY BELINSKY – JOHN REYNOLDS)
- C. Consultation with attorneys and deliberation regarding Cause No. 2008-CI-02799, *Robert Overby, et al. v. City of San Antonio, et al.*, in the 225th Judicial District Court, Bexar County, Texas. (NANCY BELINSKY – BILL CROW)
- D. Consultation with attorneys and deliberation regarding certain personnel matters related to the Chief of Internal Audit pursuant to Texas Open Meetings Act Sections 551.071 (consultation with attorneys) and 551.074 (personnel matters). (NANCY BELINSKY)

E. Consultation with attorneys and deliberation 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. (NANCY BELINSKY)

42. The Regular Session of the Regular Board Meeting of March 11, 2013, is hereby reconvened.

43. Adjournment. THE SAN ANTONIO WATER SYSTEM BOARD OF TRUSTEES MEETING OF MARCH 11, 2013, IS HEREBY ADJOURNED.