



WATER AND WASTEWATER COMMISSION REGULAR MEETING MINUTES

The Water and Wastewater Commission convened in a regular meeting on May 12, 2010 at Waller Creek Center, 624 East 10th Street, Room 104, in Austin, Texas.

Commission Members in Attendance:

Chair Mario A. Espinoza, Vice Chair Gwen Webb, Sarah B. Faust, Mickey Fishbeck, Aaron Googins, P.E., Dale Gray, P.E. and Chien Lee, P.E.

Staff in Attendance:

Greg Meszaros, Mike Trimble, David Anders, George Calhoun, Jane Burazer, Denise Avery, James Steed, Joe Hoepken, Orren West, Robert Pirtle, Kathy Garland, Ron Bedinghaus, Jon Thompson, Seyed Miri, Jason Bybel, Aldo Ranzani, Demira Wyatt, Kathi Flowers, Cole Newton, Drema Gross, Mark Dollins, Bill Stauber, Jennifer Liu, Lauren Tracey, Brian Long, Colleen Kirk, James Grabbs, and Felicia Cancino

A. CALL TO ORDER

Chair Espinoza called the meeting to order at 6:07 p.m.

B. CITIZEN COMMUNICATION

None

C. APPROVAL OF MINUTES

The meeting minutes from the April 14, 2010 Water & Wastewater Commission regular meeting were approved on Commissioner Gray's motion and Commissioner Webb's second.

Commissioners consenting were Gray, Espinoza, Fishbeck, Webb and Googins. Commissioners Lee and Faust abstained due to their absence at the April 14, 2010 WWW Commission regular meeting.

D. DIRECTOR'S BRIEFING ITEMS

Greg Meszaros, Director informed the Commissioners that Item E18 Water Treatment Plant 4 Testing Services was going to be postponed by staff and Items E14 and E15 were revised changing the dollar amounts and the revised RCAs were in their packets for review. He also informed the Commissioners that a sewer main was vandalized recently that caused a large sewer spill. He stated that staff is taking every action necessary to catch the individuals and that there is a \$5,000 reward for information leading to the arrest of the individual(s).

E. ITEMS FOR COMMISSION'S REVIEW AND RECOMMENDATION FOR APPROVAL TO CITY COUNCIL

Commissioners consented on items 2, 11, 13 and 17.

Commissioners pulled items 1, 3, 4, 5, 6, 7, 8, 9, 10, 12, 14, 15, 16, and 19.

1. Recommend approval to award and execute Amendment No. 2 to a contract with **ENVIROMEDIA SOCIAL MARKETING**, Austin, TX to increase the contract amount for additional water conservation marketing, planning, and outreach assessment services for the Austin Water Utility in an estimated amount not to exceed \$175,000, for a revised total estimated contract amount not to exceed \$224,500.
Greg Meszaros, Director, Kevin Buchman, Program Manager, and Daryl Slusher, Assistant Director addressed the Commissioners questions and concerns. Item passed on Commissioner Espinoza's motion and Commissioner Webb's second. Commissioners consenting were Espinoza, Webb, Fishbeck, Lee, Faust and Googins. Commissioner Gray opposed.

Action Item:

Commissioner requested that staff request that DSMBR identify any subcontracting opportunities for the services being provided.

2. Recommend approval to award and execute a 36-month requirements supply contract with **HERSEY METERS COMPANY, LLC, d/b/a MUELLER SYSTEMS, LLC**, Cleveland, NC for the purchase of cold water meters in an estimated amount not to exceed \$940,383, with three 12-month extension options in an estimated amount not to exceed \$313,461 per extension option, for a total estimated contract amount not to exceed \$1,880,766. **Item passed unanimously on Commissioner Lee's motion and Commissioner Webb's second.**
3. Recommend approval to award and execute four contracts through the Texas Local Government Purchasing Cooperative (BuyBoard) with: **RDO EQUIPMENT CO.**, Pflugerville, TX for the purchase of three articulated wheel loaders, seven tractor/loader/backhoes, one crawler-dozer, and one mini excavator in an amount not to exceed \$1,442,644.50; **HOLT CATERPILLAR**, Austin, TX for the purchase of one integrated tool-carrier, two articulated wheel-loaders, one motor-grader, one excavator, and one crawler-dozer in an amount not to exceed \$909,873.00; **VACTOR MANUFACTURING, INC.**, Streaton, IL. for the purchase of two sewer cleaner bodies in an amount not to exceed \$300,500.00; and **PROFESSIONAL TURF PRODUCTS**, San Antonio, TX for the purchase of one tractor-mower in an amount not to exceed \$73,043.31. **David Anders, Asst Director addressed the Commissioners questions and concerns. Item passed on Commissioner Gray's motion and Commissioner Googins' second. Commissioners consenting were Gray, Googins, Fishbeck, Lee and Espinoza. Commissioner Webb opposed and Commissioner Faust recused due to a potential conflict of interest.**

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4. Recommend approval to award and execute a contract through the Houston-Galveston Area Council of Governments Cooperative Purchasing Program (HGAC) with **SANTEX TRUCK CENTER**, San Antonio, TX, for the purchase of three dump trucks, three truck cab and chassis, two water service trucks, and one truck tractor in an amount not to exceed \$882,219.99. **David Anders, Asst Director addressed the Commissioners questions and concerns.**

Item passed on Commissioner Gray's motion and Commissioner Lee's second. Commissioners consenting were Gray, Lee, Googins, Espinoza, Fishbeck and Faust. Commissioner Webb opposed.

Action Item:

Commissioner requested that on future RCA's relating to Cooperative Purchases a note be placed in the back up material indicating that staff discussed the mbe/wbe with DSMBR and their consideration.

5. Recommend approval to award and execute two contracts through the Texas Local Government Purchasing Cooperative (BuyBoard) with **PHILPOTT MOTORS, LTD.**, Nederland, TX, for the purchase of 16 medium-duty vehicles in an amount not to exceed \$754,298.25.

David Anders, Asst Director addressed the Commissioners questions and concerns. Item passed on Commissioner Gray's motion and Commissioner Lee's second. Commissioners consenting were Gray, Lee, Googins, Espinoza, Fishbeck and Faust. Commissioner Webb opposed.

Action Item:

Commissioner requested that on future RCA's relating to Cooperative Purchases a note be placed in the back up material indicating that staff discussed the mbe/wbe with DSMBR and their consideration.

6. Recommend approval to negotiate and execute a professional services agreement with **BLACK AND VEATCH CORPORATION**, Austin, TX and **AECOM TECHNICAL SERVICES, INC.**, Austin, TX for engineering services for the **Walnut Creek WWTP** and **South Austin Regional WWTP** Filter Improvements in an amount not to exceed \$1,500,000 for each facility, with a total authorization amount not to exceed \$3,000,000.

Item passed on Chair Espinoza's motion and Commissioner Webb's second. Commissioners consenting were Espinoza, Webb, Fishbeck, Gray, Lee and Faust. Commissioner Googins recused due to a potential conflict of interest.

7. Recommend approval to execute a construction contract with **AUSTIN ENGINEERING CO., INC.**, Austin, TX for the South IH-35 Water/Wastewater Infrastructure Improvements Program - Segment 7, From the Proposed South Zone Reservoir to FM 1327, 42-Inch Water Main in the amount of \$1,292,829 plus a \$129,282 contingency, for a total contract amount not to exceed \$1,422,111.

Item passed on Commissioner Webb's motion and Commissioner Googins' second. Commissioners consenting were Webb, Googins, Espinoza and Fishbeck. Commissioners Gray and Lee recused due to a potential conflict of interest and Commissioner Faust abstained.

8. Recommend approval to execute a construction contract with **TRCU, LTD.**, Houston, TX for the South IH-35 Water/Wastewater Infrastructure Improvements Program Segment 10 – Bradshaw Road south of Plantation Drive, 42-Inch Water Main project in the amount of \$1,478,629.95 plus \$73,931.50 contingency, for a total contract amount not to exceed \$1,552,561.45. **Item passed on Commissioner Webb's motion and Commissioner Googins' second. Commissioners consenting were Webb, Googins, Espinoza and Fishbeck. Commissioners Gray and Lee recused due to a potential conflict of interest and Commissioner Faust abstained.**
9. Recommend approval to execute a construction contract with **MCLEAN CONSTRUCTION, INC.**, Killeen, TX, for the South IH-35 Water/Wastewater Infrastructure Improvements Program Segment 13/14 – Pleasant Valley Extension, Rinard Creek to East Slaughter Lane, 42-Inch Water Main in the amount of \$1,273,934, plus a contingency of \$63,696.70, for a total contract amount not to exceed \$1,337,630.70. **Item passed on Commissioner Webb's motion and Commissioner Googins' second. Commissioners consenting were Webb, Googins, Espinoza and Fishbeck. Commissioners Gray and Lee recused due to a potential conflict of interest and Commissioner Faust abstained.**
10. Recommend approval to execute a construction contract with **AUSTIN UNDERGROUND, INC.** (MBE/MH - 84.17%), Austin, TX for the West Austin Sanitary Sewer Overflow Abatement project in the amount of \$1,039,555.50 plus a \$51,902.78 contingency, for a total contract amount not to exceed \$1,091,458.28. **Item passed on Commissioner Webb's motion and Commissioner Faust's second. Commissioners consenting were Webb, Faust, Espinoza, Fishbeck, Gray and Googins. Commissioner Lee recused due to a potential conflict of interest.**
11. Recommend approval to execute a construction contract with **CAPITAL EXCAVATION COMPANY**, Austin, TX, for the North Shields Water Rehabilitation project in the amount of \$798,537.50 plus a \$39,927 contingency, for a total contract amount not to exceed \$838,464.50. **Item passed unanimously on Commissioner Lee's motion and Commissioner Webb's second.**
12. Recommend approval to execute a construction contract with **S. J. LOUIS CONSTRUCTION OF TEXAS, LTD.**, San Antonio, TX, for the South IH-35 Onion Creek Golf Course Interceptor, South Tunnel in the amount of \$7,833,851 plus a \$783,385 contingency, for a total contract amount not to exceed \$8,617,236. **Joe Hoepken, Engineer, and Jim Steed, Project Manager, Public Works addressed the Commissioners questions and concerns.**

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Item passed on Commissioner Googins' motion and Commissioner Webb's second. Commissioners consenting were Googins, Webb, Espinoza, Faust and Fishbeck. Commissioners Gray and Lee recused due to a potential conflict of interest.

13. Recommend approval to negotiate and execute a construction contract with **JOHNSON CONTROLS, INC.**, Austin, TX for **HVAC Services at the South Austin Regional Wastewater Treatment Plant** in an amount of \$238,800 plus a contingency of \$23,880, for a total contract amount not to exceed \$262,680.
Item passed unanimously on Commissioner Lee's motion and Commissioner Webb's second.
14. Recommend approval of an ordinance amending the Fiscal Year 2009-2010 Austin Water Utility Capital Budget of Ordinance No. 20090914-003 to appropriate \$2,000,000 for **Whisper Valley and Indian Hills** water improvements.
Bart Jennings addressed the Commissioners questions and concerns.
Item passed on Commissioner Googins' motion and Commissioner Lee's second. Commissioners consenting were Googins, Lee, Gray, Espinoza, Webb and Faust. Commissioner Fishbeck opposed.
15. Recommend approval of an ordinance authorizing the City Manager to negotiate and execute a cost reimbursement agreement with **Club Deal 120 Whisper Valley, Limited Partnership and Club Deal 116 Indian Hills Tx, Limited Partnership** for design of 48 inch and 24 inch water mains, and for the payment of a Certificate of Convenience and Necessity release fee, for a total reimbursement cost not to exceed \$2,000,000; waiving the requirements of Sections 25-9-33, 25-9-63, and 25-9-64 of the City Code relating to cost participation and cost reimbursement; and waiving the Service Extension application fee in an amount not to exceed \$6,595 established in Ordinance 20090916-004.
Bart Jennings addressed the Commissioners questions and concerns.
Item passed on Commissioner Googins motion and Commissioner Lee's second. Commissioners consenting were Googins, Lee, Gray, Espinoza, Webb and Faust. Commissioner Fishbeck opposed.
16. Recommend approval of the issuance of a Letter of Intent for a rebate to **SPANSION INC.** for the installation of treatment equipment and distribution piping to allow the use of manufacture rinse water in cooling towers and equipment in place of potable water, in an amount not to exceed \$100,000. The total estimated gallons saved: 400,000 gallons per day (730,000,000 gallons over a minimum 5 year lifespan).
Daryl Slusher and Drema Gross addressed the Commissioners questions and concerns.
Item passed on Commissioner Googins' motion and Commissioner Fishbeck's second. Commissioners consenting were Googins, Fishbeck, Espinoza, Gray, Faust and Lee. Commissioner Webb was not present to vote on this item.

17. Recommend approval of **Service Extension Request No. 2912** for wastewater service for **MCMEANS, INC.**, the owner of McMeans Store located within the Drinking Water Protection Zone in the City's extraterritorial jurisdiction at 11720 FM 1826 Road, proposing approximately 17,650 square feet of Retail/Shopping with an Estimated Peak Wet Weather Flow of 14 gallons per minute (gpm).
Item passed unanimously on Commissioner Lee's motion and Commissioner Webb's second.
18. Recommend approval to negotiate and execute a professional services agreement with the following three firms **FUGRO CONSULTANTS INC**, Austin, TX; **KLEINFELDER CENTRAL, INC**, Austin, TX; and **HOLT ENGINEERING, INC**, Austin, TX; for Engineering Services to provide all required construction material testing, specialty testing, construction phase geotechnical engineering and forensic engineering associated with the Water Treatment Plant No. 4 (WTP4) construction project, an amount not to exceed \$4,000,000, to be divided among the three firms.
This item was postponed by staff.
19. Recommend approval to execute Work Authorization Amendment No. 1 to the **Construction Manager at Risk (CM@R)** contract with **MWH CONSTRUCTORS, INC.**, Broomfield, CO, for a Guaranteed Maximum Price (GMP) of \$7,503,114 for Work Package No. 3A – Early Out Equipment for Construction of Water Treatment Plant No. 4 (WTP 4). **Greg Meszaros addressed the Commissioners questions and concerns. No recommendation on this item on Commissioner Gray's motion and Commissioner Espinoza's second. Commissioners consenting were Gray, Espinoza and Fishbeck. Commissioners Googins and Faust opposed and Commissioner Lee recused due to a potential conflict of interest. Commissioner Webb was not present to vote on this item.**

F. VOTING ITEMS FROM COMMISSION

1. Appointment of Budget Subcommittee member(s)
Chair Espinoza appointed Commissioner Googins and Fishbeck as the newest members of the Budget Subcommittee. Commissioner Googins and Fishbeck accepted the appointment with no objection.

G. REPORTS BY COMMISSION SUBCOMMITTEE

None

H. NON VOTING DISCUSSION ITEMS

None

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I. STAFF BRIEFINGS, PRESENTATIONS, AND OR REPORTS

1. FY 2011 Budget – Greg Meszaros & David Anders
Greg Meszaros and David Anders presented the information
2. Service Extension Requests Process – Dave Juarez
This item was postponed by staff
3. Rebate Program Update – Drema Gross
Drema Gross presented the information

J. FUTURE AGENDA ITEMS

K. ADJOURN

Commissioner Gray adjourned the meeting at 8:30pm with no objection.