

**Notice and Agendas of Open and Closed Meetings of El Paso County Water Improvement District  
No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on Thursday,  
October 20, 2016 at 9:30 a.m.**

In accordance with the Texas Open Meetings Act, notice is hereby given that the Board of Directors of the El Paso County Water Improvement District No. 1 ("EPCWID") will meet in open and closed meetings at the above location, date, and time to consider and act upon the following:

**Open Meeting Amended Agenda**

1. Call to order and establishment of a quorum.
2. Welcome of guests.
3. Presentation by William Brady and Rose Gonzalez from West Star Bank (to be rescheduled for November board meeting).
4. Minutes of 9/7/2016, 9/14/2016, 9/23/2016, 9/27/2016 meetings of the Board of Directors.
5. Report and recommendations by Mary Cortez, Chief Financial Officer, concerning financial information, expenditures, budget, and investment policy:
  - a. **September Financial Report**
  - b. **\$500.00 Expenditure Report**
  - c. **Legal & Consulting Fees Budget Report**
  - d. **Quarterly Investment Report**
  - e. **Engagement Letter from Bixler & Company, L.L.P. for FY audit ending October 31, 2016.**
6. Report and recommendations by Rose Rodriguez, Tax Assessor/Collector/Office Manager, concerning adjustments and corrections, if any, to assessments, taxes, and charges by EPCWID:
  - a. **Review tax report and adjustments.**
  - b. **2013-2016 El Paso Public Service Board Assignments.**
  - c. **2015-2016 Lower Valley Water District Assignments.**
  - d. **Comparison of EPCWID tax assessments and collection during 2014 and 2015.**
  - e. **Report on tax suits and interventions filed by EPCWID.**
  - f. **Setting of assessments against irrigable land in EPCWID and setting of assessments against persons who use water, in accordance with Texas Water Code.**
  - g. **Setting contract rate in 2016 for water supplied to tax exempt entities.**
7. General Manager's report concerning the following:
  - a. **EPCWID Deed Without Warranty from the United States Bureau of Reclamation.**
  - b. **United States Bureau of Reclamation and Elephant Butte Irrigation District celebration on October 19, 2016.**
  - c. **Caballo Dam clean up of gates and outlet**
  - d. **Allocation Report 2015 vs. 2016**
8. District Engineer's reports and recommendations concerning the following:
  - a. **Rio Grande Project Operating Agreement Accounting**
  - b. **Rio Grande Compact Accounting**
  - c. **Status of 3<sup>rd</sup> Party Construction in District Canals and Drains.**

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9. Maintenance Manager's reports and recommendations concerning the following:

**Drain maintenance program and water delivery system**

10. Water master's reports and recommendations concerning the following:

**Water use and availability**

11. Water delivery allocations to EPCWID water users and water available by contract.

12. Applications for Licenses for Use of District Real Property:

- a. **Application 1806, Roadrunner Transmission Gas Transmission, L.L.C, a Delaware Foreign Limited Liability Company, authorized to do business in the State of Texas, for ingress and egress across San Elizario Main Lateral (an irrigation canal) along Riverside Road, approximately Station 366+52**
- b. **Application 1849, by Time Warner Cable, Inc., for a 25 year license to construct a Cable Television overhead line across San Elizario Main Lateral (an irrigation canal) at Dindinger Road, approximately station 42+40**
- c. **Application 1850, by Time Warner Cable, Inc., for a 25 year license to construct a Cable Television overhead line across Salatrall Lateral (an irrigation canal) at FM 1110, Clint Cut-Off Road, approximately station 168+07**
- d. **Application 1860, by Level 3 Communications, LLC, for a 20 year license to operate an existing Conduit and Fiber Optic Cable System across and under various District Facilities**
- e. **Application 1878, by Lower Valley Water District, for a 25 year license to cross the Clint Lateral (an irrigation canal) at near FM 1110 and Fenter Road, approximately Station 149+55 with an 8-inch potable water line inside a 16-inch steel casing via boring method**

Applications for Construction Dewatering Licenses for Conveying Groundwater:

- f. **Application 1871, by Lower Valley Water District, for dewatering into River Drainage Canal to repair lift station at Saltillo Road**

Application for Subdivision Plats as meeting requirement in License Manual:

- g. **Application 1872, by Sal Masoud, for Villa Del Valle Unit III, being Tracts 3, 4 and 5, Block 20 Socorro Grant, El Paso County, Texas, containing 14.85 acres, Submission of Irrigable Land Exhibit**

13. Status of and/or action on for purchases or sale and/or easements and/or leases and/or bids of property: **None**

14. Any or all of the items shown on the attached Closed Meeting Agenda.

15. Adjournment.

At any time during the open meeting, the Board of Directors may retire into a closed meeting to discuss the subjects shown on the Closed Meeting Agenda after the presiding officer publicly announces that a closed meeting will be held; and identifies the section or sections of Chapter 551 of the Texas Government Code under which the closed meeting is held.

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**Closed Meeting (Executive Session) Amended Agenda**

1. Pursuant to Texas Gov. Code §551.071 the Board of Directors will conduct a private consultation with its attorneys seeking advice of such attorneys regarding the following pending or contemplated litigation; or settlement offer(s); or on the following matter(s) in which the duty of the attorneys to EPCWID under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with chapter 551 of the Texas Government Code:
  - a. **New Mexico Lower Rio Grande Water Rights Adjudication No. CV-96-888-SSI 97-104.**
  - b. **Suit by State of New Mexico against U.S.A. to invalidate Operating Agreement.**
  - c. **Status of State of Texas v State of New Mexico and State of Colorado, no. 22O141 Original in the United States Supreme Court and Intervention by the United States.**
  - d. **The United States of America v 0.4685 Acres of Land, More or Less, Situate in El Paso County, State of Texas; and 0.1858 Acres of Land, More or Less, Situate of El Paso County, State of Texas; and 0.2387 Acres of Land, More or Less, Situate in El Paso County, State of Texas; and El Paso County Water Improvement District No. 1 In Cause No. EP14CV0298.**
  - e. **Draft Environmental Impact Statement regarding the Rio Grande Operating Agreement under Confidential Cooperator agreement with United States.**
  - f. **Condemnations by the United States, pending and expected.**
  - g. **Comanche Trail Pipeline, LLC vs. El Paso County Water Improvement District No. 1 In Cause No. 2016DCV0255.**
2. Pursuant to Texas Government Code §551.072, the Board will conduct a closed meeting to discuss the licensing, sale, purchase, exchange, lease or value of real property as shown on the open meeting agenda under items 7 and/or 12.
3. Pursuant to Texas Government Code §551.074, the Board will conduct a closed meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the below indicated officer(s) or employee(s) of EPCWID indicated below:  
**None**
4. Pursuant to Texas Government Code §551.076, the Board will conduct a closed meeting to deliberate Security Devices or Security Audits: **None**

In accordance with §551.102, Texas Gov. Code, during the closed meeting there will be no final action, decision, or vote on any of the above closed meeting agenda items. The Board of Directors may move any of the closed meeting agenda items to the open meeting for consideration and action.