

**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 Wednesday,  
December 14, 2016 at 8:30 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 Agenda**

1. Call to order and establishment of a quorum.
2. Welcome of guests.
3. Minutes of 11/9/2016 meeting of the Board of Directors.
4. Report and recommendations by Mary Cortez, Chief Financial Officer, concerning financial information, expenditures, budget, and investment policy:
  - a. **November Financial Report**
  - b. **\$500.00 Expenditure Report**
  - c. **Legal & Consulting Fees Budget Report**
5. Report and recommendations by Rose Rodriguez, Tax Assessor/Collector/Office Manager, 5 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 2015 and 2016.**
  - e. **Report on tax suits and interventions filed by EPCWID.**
6. General Manager's items concerning the following:
  - a. **End of the year report.**
  - b. **Discuss and take action on proposed compromise and settlement agreement for litigation identified under items f and g on Closed Session Agenda.**
7. 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.**
8. Maintenance Manager's reports and recommendations concerning the following:

**Drain maintenance program and water delivery system**
9. Water master's reports and recommendations concerning the following:

**Water use and availability**
10. Water delivery allocations to EPCWID water users and water available by contract.
11. Approval of Subdivision Plats as meeting requirement in License Manual: **None**

Approval of Applications for Licenses for Use of District Real Property:

  - a. **Applications 1780 through 1795 for Comanche Trail Pipeline, LLC to construct a 42-inch Diameter Steel High Pressure Natural Gas Pipeline and 6-inch diameter Steel Casing for a Fiber Optic System under the following irrigation facilities: Crismore**

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**Lateral, Salitral Lateral, Mesa Drain, Lee Lateral, Middle Drain, Webb Lateral,  
Franklin Canal, Franklin Intercepting Drain, IF-57 Lateral, Island Feeder Intercepting  
Drain, Island Feeder Canal, River Spur Drain, River Drain, San Elizario Main Lateral,  
Riverside Intercepting Drain, Riverside Canal.**

Approval of Construction Dewatering Licenses for Conveying Groundwater:

- b. Application 1887, by Pumpco, Inc. for dewatering into Franklin Canal and/or River  
Drain for Construction of 42" Diameter High Pressure Natural Gas Pipeline near FM  
258 and Franklin Canal.**
- c. Application 1888, by Pumpco, Inc. for dewatering into River Drain, Riverside  
Intercepting Drain, and San Elizario Main Lateral for Construction of 42" Diameter  
High Pressure Natural Gas Pipeline near Chicken Ranch Road and Riverside Road.**
- d. Application 1889, by Pumpco, Inc. for a temporary construction license for the District  
to construct a flow bypass system in the River Drain near Chicken Ranch Road and  
Riverside Road.**

- 12. Approval of Bids for Sale of Real Property: **None**
- 13. Any or all of the items shown on the attached Closed Meeting Agenda.
- 14. 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) 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. 220141 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. **Condemnations by the United States, pending and expected.**
  - f. **Comanche Trail Pipeline, LLC vs. El Paso County Water Improvement District No. 1, El Paso County Court of Law No. 6, 2016-DCV-0255, intervention by U.S.A. and removal to federal district court.**
  - g. **Comanche Trail Pipeline, LLC vs. El Paso County Water Improvement District No. 1 and The United States of America, United States District Court Western District of Texas El Paso Division, EP-16-CV-00444-FM.**
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 6, 11, 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.