

**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,
March 14, 2018 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 February 14, 2018 meeting of the Board of Directors.
4. Cancellation of Election of Board of Directors on May 5, 2018, pursuant to the Texas Election Code 2.053 because of lack of opposition candidates.
5. Report and recommendations by Mary Cortez, Chief Financial Officer, concerning financial information, expenditures, budget, and investment policy:
 - a. **February Financial Report**
 - b. **\$500.00 Expenditure Report**
 - c. **Legal & Consulting Fees Budget Report**
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. **2013-2018 El Paso Public Service Board Assignments, 2013-2018 Lower Valley Water District Assignments and Report on tax suits and adjustments**
 - c. **Comparison of EPCWID tax assessments and collection during 2016 and 2017**
7. General Manager's report concerning the following:
 - a. **Rio Grande Compact Commission Meeting Colorado Texas New Mexico in Austin, TX reception on March 28, 2018 at 5:30 p.m. and meeting on March 29, 2018 at 9:00 a.m.**
 - b. **Possible litigation regarding application by New Mexico Copper Corporation to appropriate water in the vicinity of Caballo Reservoir, New Mexico.**
8. District Engineer's reports and recommendations concerning the following:
 - a. **Rio Grande Project Operating Agreement Accounting**
 - b. **Rio Grande Compact Accounting**
 - c. **Rio Grande Project Water Supply and Water Allocations**
 - d. **Status of 3rd Party Construction in District Canals and Drains**
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.

Paula Brummett
COUNTY CLERK
EL PASO COUNTY, TEXAS
2018 MAR -9 AM 8:36
FILED FOR RECORD
IN MY OFFICE

**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,
March 14, 2018 at 8:30 a.m.**

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

- a. Application 2000, by Conterra Ultra Broadband, LLC, for a 20 year license to construct a subsurface fiber optic cable system across Southside Feeder Lateral (an irrigation canal) at Socorro Road, approximately Station 16+14**
- b. Application 2001, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Mesa Drain (a drainage canal) at Horizon Boulevard, approximately Station 658+02**
- c. Application 2003, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Y-147 Lateral (an irrigation canal) near Sparks Court, approximately Station 51+45**
- d. Application 2004, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Mesa Spur Drain (a drainage canal) near N. Rio Vista Road, approximately Station 215+66**
- e. Application 2008, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Franklin Drain (a drainage canal) at Americas Avenue, approximately Station 391+67**
- f. Application 2009, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Franklin Canal (an irrigation canal) at Americas Avenue, approximately Station 833+95**
- g. Application 2010, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Jornado Lateral (an irrigation canal) at Zaragoza Road (FM 659), approximately Station 114+40**
- h. Application 2011, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Socorro Lateral (an irrigation canal) at Franklin Canal, approximately Station 0+27**
- i. Application 2012, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Glardon Lateral (an irrigation canal) at Franklin Canal, approximately Station 0+26**
- j. Application 2013, by Conterra Ultra Broadband, LLC, for a 20 year license to construct an aerial fiber optic cable system across Middle Drain (a drainage canal) at Americas Avenue, approximately Station 708+42**

13. Sale of Surplus District Real Property under 49.226 of the Texas Water Code: 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.

FILED FOR RECORD
IN MY OFFICE
2018 MAR -9 AM 8:30
COUNTY CLERK
EL PASO COUNTY, TEXAS

**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,
March 14, 2018 at 8:30 a.m.**

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 97-104/107.**
 - b. **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.**
 - c. **State of New Mexico ex rel. Office of The New Mexico State Engineer, Plaintiff-Appellee, v. Margie Garcia Oscar v. Butler, Rose Marie Arispe Butler and Sammie Singh, Defendants-Appellants, and Elephant Butte Irrigation District, et. al., Defendants No. A-1-CA-36269.**
 - d. **El Paso County Water Improvement District No. 1, Appellant v. Brenda Ochoa and Antonio Ochoa, et al Appellees, No. 08-14-00151-CV Appeal from the 205th Judicial District Court of El Paso County, Texas (TC# 2011-DCVO1925)**
 - f. **Possible litigation regarding application by New Mexico Copper Corporation to appropriate water in the vicinity of Caballo Reservoir, New Mexico.**
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, 12 and/or 13.
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**
5. Pursuant to Texas Government Code §551, the Board will conduct a closed meeting to receive advice regarding professional service contracts.

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.

FILED FOR RECORD
IN MY OFFICE
MAR -9 AM 8:36
CLINT COUNTY CLERK
CLINT COUNTY, TEXAS