

**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, July 12, 2023 at 9:00 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 (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 and public comments.
3. Minutes of June 15, 2023 meeting of the Board of Directors.
4. Report and recommendations by Lisa Aguilar, Chief Administrative Officer/Election Officer, concerning office operations and elections.
5. Report and recommendations by Mary Cortez, Chief Financial Officer, concerning financial information, expenditures, budget, and investment policy:
  - a. **Financial Report**
  - b. **\$500.00 Expenditure Report**
  - c. **Legal & Consulting Fees Budget Report**
  - d. **Quarterly Investment Report**
6. Report and recommendations by Sonia Ontiveros, Tax Collector Assistant concerning adjustments and corrections, if any, to assessments, taxes, and charges by EPCWID:
  - a. **Review tax report and adjustments**
  - b. **2013-2023 The City of El Paso on behalf of Public Service Board Assignments, 2013-2023 Lower Valley Water District Assignments and Report on tax suits**
  - c. **Comparison of EPCWID tax assessments and collection during 2021 and 2022**
7. General Manager's report concerning the following:
  - a. **Automation of Fuel Accounting for Equipment and Vehicles**
8. District Engineer's reports and recommendations concerning the following:
  - a. **Rio Grande Project Operating Agreement Accounting**
  - b. **Rio Grande Project Compact Accounting**
  - c. **Rio Grande Project Water Supply and Water Allocations**
  - d. **Status of 3<sup>rd</sup> Party Construction in District Canals and Drains**
9. Maintenance Manager's reports and recommendations concerning the following:
  - a. **Drain maintenance program and water delivery system**
10. Water Master's reports and recommendations concerning the following:
  - a. **Water use and availability**

FILED FOR RECORD  
IN MY OFFICE

2023 JUL 07 AM 9:30

DELIA BRIONES  
COUNTY CLERK  
EL PASO COUNTY, TEXAS

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11. Water delivery allocations to EPCWID water users and water available by contract.
12. Subdivision Plats within District Boundary requirement in License Manual:
  - a. **Application 2243, by JCGAR Ventures, LLC, for Valley Ranch 2 Amending Subdivision, block 1, 2, and 3, Valley Ranch 2, El Paso County, Texas, containing 27.7110**
13. Applications for Licenses and Memorandums of Understanding for Use of District Real Property:
  - a. **Application 3149A, by El Paso Water, for a 25-year license to place Southside Feeder Lateral (an irrigation canal) underground in 36-inch pvc irrigation pipe for roadway crossing on Southside Road, at approximately station 71+68**
  - b. **Application 3311, by El Paso Water, for a 25-year license to place a 16-inch well water collector line inside a 16-inch steel casing across Riverside Canal (an irrigation canal) at R. Bustamante WWTP, approximately station 32+60**
  - c. **Application 3389, by MCImetro, for a 25-year license for a subsurface fiber optic cable system, crossing the Middle Drain (an irrigation drainage canal) at Americas Ave., at approximately station 709+76**
  - d. **Application 3394, by Texas Department of Transportation, for temporary Ingress & Egress Construction Easement to conduct surveying at various locations for the SH 178 Aircraft Road project.**
14. Approval of Construction Dewatering Licenses for Conveyance Groundwater:
  - a. **Application 3367, by Bain Construction, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the Borderland Spur Drain**
15. Letters of Approval and/or Amendments of existing License Agreement: **None**
16. Agreement to classify Non-irrigable land as irrigable land: **None**
17. Sale of Surplus District Real Property under 49.226 of the Texas Water Code:
  - a. **Application 3260, by Juan Hernandez, offer for purchase of approximately 1.27 acres of surplus land, within the Clint Spur Drain, San Elizario Grant, Block 19, El Paso County, Texas**
18. Grant Agreements involving District Real Property:
  - a. **TWDB Contract No. 2013582447 for Agricultural Water Conservation Fund Construction Project Grant between EPCWID and TWDB for design and construction of concrete lining of a portion of the Franklin Canal adjacent to the El Paso Zoo.**
  - b. **US Gov. Forms SF424, SF424D, and SFLLL for Grant Assistance Agreement Number R23AP00216 between EPCWID and USBR for Montoya A Lateral Concrete Lining Project**

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**c. US Gov. Forms SF424, SF424D, and SFLLL Grant Assistance Agreement Number R23AP00xxx between EPCWID and USBR for Riverside Canal Concrete Lining Project Phase VI**

19. Any or all of the items shown on the attached Closed Meeting Agenda.
20. Consideration of agenda items for next regular board meeting.
21. 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 97-104/107**
  - 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. **Rogelio Trevizo vs. El Paso County Water Improvement District #1, Cause No. 2019DCV1164**
  - e. **Carlos Rangel, Plaintiff v. Pedro Sarinana and El Paso County Water Improvement District No. 1, Defendant, Cause No. 2022DCV0546**
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 12, 13, 14, 15, 16, 17 and/or 18.
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.
5. Pursuant to Texas Government Code §551, the Board will conduct a closed meeting to receive advice regarding professional service contracts. **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.