

**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 17, 2024 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 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 and public comments.
3. Board member nomination(s) of a qualified person to fill the Board vacancy in Division 3, and appointment, sworn statement, and oath of office of the new Director for the unexpired term of Division 3 per Sections 49.055(a), (b) and 49.105(a) of the Texas Water Code.
4. Minutes of June 19, 2024, meeting of the Board of Directors.
5. Report and recommendations by Lisa Aguilar, Chief Administrative Officer/Election Officer, concerning office operations and elections:

**a. Election of Board of Directors Officers.**

6. Report and recommendations by Mary Cortez, Chief Financial Officer, concerning financial information, expenditures, budget, and investment policy:

**a. Financial Report (May and June)**

FILED FOR RECORD  
IN MY OFFICE

**b. \$500.00 Expenditure Report (May and June)**

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**c. Legal and Consulting Fees Budget Report (May and June)**

DELIA BRIONES  
COUNTY CLERK  
EL PASO COUNTY, TEXAS

**d. Quarterly Investment Report**

7. Report and recommendations by Rose Rodriguez, Tax Collector, 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 2022 and 2023**

8. General Manager's report concerning the following:

**a. Agreement with Union Pacific Railroad to pay for construction costs for relocating the Clint Lateral Extension heading.**

9. 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**

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**d. Status of 3<sup>rd</sup> Party Construction in District Canals and Drains**

10. Water Master's reports and recommendations concerning the following:
  - a. **Water use and availability**
11. Maintenance Manager's reports and recommendations concerning the following:
  - a. **Drain maintenance program and water delivery system**
12. Water delivery allocations to EPCWID water users and water available by contract.
13. Subdivision Plats within District Boundary requirement in License Manual (irrigable land exhibit):
  - a. **Application 3373, by HZ Ventures LLC Series D Tuscan Ventures, for The Levee Subdivision, being tract 3A, 3J, 3L and a portion of tract 3N, block 16, Upper Valley Surveys, El Paso County, Texas, containing 22.50 acres**
  - b. **Application 3506, by Douglas Schwartz, for Love Estates Subdivision, being a replat of tracts 14 and 15, Monte Vista No. 4; portion of tract 21A, and all of tracts 21A1, and 21C, block 4, Upper Valley Surveys; City of El Paso, El Paso County, Texas, containing 7.621 acres**
14. Applications for Licenses and Memorandums of Understanding for Use of District Real Property:
  - a. **Application 3500, by El Paso Electric Company, for a 50-year license to construct a three phase 14 kVA overhead power line crossing Mesa Drain (a drainage canal) at approximately station 797+92**
  - b. **3 application by Inner City FiberNet, LLC d/b/a Gigabit Fiber**  
**Application 3501, by Inner City FiberNet, LLC d/b/a Gigabit Fiber, for a 25-year license for a subsurface fiber optic cable system crossing Mesa Drain (a drainage canal), at Americas Avenue (Highway Loop 375), at approximately station 832+37**  
**Application 3502, by Inner City FiberNet, LLC d/b/a Gigabit Fiber, for a 25-year license for a subsurface fiber optic cable system crossing Juan De Herrera Main Lateral (an irrigation lateral), at Americas Avenue (Highway Loop 375), at approximately station 298+03**  
**Application 3503, by Inner City FiberNet, LLC d/b/a Gigabit Fiber, for a 25-year license for a subsurface fiber optic cable system crossing Middle Drain (a drainage canal), at Americas Avenue (Highway Loop 375), at approximately station 709+76**
15. Letters of No Objection for Natural Gas Service installed with the Rights-of-Ways of Public Roads: **None**
16. Approval of Construction Dewatering Licenses for Conveyance Groundwater: **None**
17. Letters of Approval and/or Amendments of existing License Agreement: **None**
18. Agreement to classify Non-irrigable land as irrigable land.

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- a. Application 3504, by Ricardo Alba, for classification of 0.16 acres of land located at 440 Saint Marys Drive in El Paso, Texas, known as block 9, South 53' of Lot 9 & North 12' of Lot 10, in Marian Manor Subdivision, as irrigable land**
- b. Application 3505, by Ricardo Gonzalez & Sylvia Patricia Vargas-Gonzalez, for classification of 0.36 acres of land located at 12918 Robert Alvarez in Clint, Texas, known as 0.13 acres of Block 22, Tract 22 & 0.12 acres of Block 22, Tract 23 in San Elizario Grant & 0.11 acres of Block 7, all, in Garcia to Town of Clint, as irrigable land**

19. Sale of Surplus District Real Property under 49.226 of the Texas Water Code: **None.**

20. Grant Agreements involving District Real Property: **None**

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

22. Consideration of agenda items for next regular board meeting.

23. 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. 220141 Original in the United States Supreme Court and Intervention by the United States.**
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 8, 13, 14, 15, 16, 17, 18, 19 and/or 20.
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.