

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, September 11, 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. Minutes of August 14, 2024, meeting of the Board of Directors.
4. Report and recommendations by Lisa Aguilar, Chief Administrative Officer/Election Officer, concerning office operations and elections: **None.**
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 and Consulting Fees Budget Report**
 - d. **Engagement Letter for FY2023-2024 audit by Pena Briones McDaniel & Co PC**
 - e. **Purchasing policy change**
6. 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. **2013-2024 The City of El Paso on behalf of Public Service Board Assignments, 2013-2024 Lower Valley Water District Assignments and Report on tax suits.**
 - c. **Comparison of EPCWID tax assessments and collection during 2022 and 2023**
7. General Manager's report concerning the following:
 - a. **Resolution approving 2024 TCEQ Drought Conservation Plan for Irrigation Use and 2024 TCEQ Water Conservation Plan and Implementation Report**
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 3rd Party Construction in District Canals and Drains**
9. Water Master's reports and recommendations concerning the following:
 - a. **Water use and availability**

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2024 SEP 06 AM 8:36

DELIA BRIONES
COUNTY CLERK
EL PASO COUNTY, TEXAS

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10. Maintenance Manager's reports and recommendations concerning the following:
 - a. **Drain maintenance program and water delivery system**
11. Water delivery allocations to EPCWID water users and water available by contract.
12. Subdivision Plats within District Boundary requirement in License Manual (irrigable land exhibit):
 - a. **Application 3520, by Cuatro Land Holding, LLC c/o Del Rio Engineering, Inc., for Rio Vista Estates Unit II, being a portion of tracts 15-C-1 and 15-D, block 13, Upper Valley Surveys, and a remnant portion of lot 25, block 1, Edmundo Kauffman Estates Replat "A", El Paso County, Texas, containing 14.33 acres**
 - b. **Application 3522, by Bertha A. Martinez, for Athena West Replat G, being a portion of lot 17 and 18, block 09, Athena West, El Paso County, Texas, containing 5.08 acres**
13. Applications for Licenses and Memorandums of Understanding for Use of District Real Property:
 - a. **Application 3391, by City of El Paso on behalf of Public Service Board, for a 25-year license to construct a 24-inch reinforced concrete pipe from storm water discharge into the right bank of Mesa Drain (a drainage canal) at Gilmore Way, at approximately station 948+65**
 - b. **Application 3462, by Texas Gas Service Company, a division of ONE Gas, for a 25-year license to replace an existing 4" steel main natural gas pipeline encased in 8" hdpe casing, crossing the Upper Clint Lateral (an irrigation lateral) at Passmore Rd., at approximately station 29+05**
 - c. **Application 3523, by Vasquez Pools Construction, LLC, for a temporary license on the Montoya Drain (a drainage canal), from Red Road, at approximately station 283+10 to station 269+18 along left bank**
14. Letters of No Objection for Natural Gas Service installed with the Rights-of-Ways of Public Roads:
 - a. **2 letters of No Objection for Natural Gas Service**
Application 3461, by Texas Gas Service Company, a division of ONE Gas, for replacement of existing 4" steel main natural gas pipeline encased in 8" hdpe casing, crossing the Lowenstein Lateral (an irrigation lateral) at Carnes Rd., at approximately station 14+37
Application 3474, by Texas Gas Service Company, a division of ONE Gas, for replacement of existing 4" steel main natural gas pipeline encased in 8" hdpe casing, crossing Jornado Lateral (an irrigation lateral) at Padilla Rd., at approximately station 96+28
15. Approval of Construction Dewatering Licenses for Conveyance Groundwater:

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- a. Application 3517, by Lower Valley Water District, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the Franklin Drain**
 - b. Application 3521, by Cultivate Construction TX, LLC, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the La Union East Lateral**
16. Letters of Approval and/or Amendments of existing License Agreement: **None**
17. Agreement to classify Non-irrigable land as irrigable land: **None**
18. Sale of Surplus District Real Property under 49.226 of the Texas Water Code:
- a. Application 3468, by City of El Paso on behalf of Public Service Board, consider offer to purchase approximately 9 acres of surplus land known as the Rio Intercepting Drain located adjacent to the Roberto Bustamante Wastewater Treatment Plant**
 - b. Application 3499, by Socorro Logistics Land, LLC, consider offer to purchase a portion of approximately 9.5 acres of the Mesa Spur Drain, all located in Socorro, El Paso County, Texas**
 - c. Application 1996, by Del Rio Engineering, consider offer to purchase a portion of approximately 1.2 acres of the Playa Lateral near Craddock Street of surplus land**
 - d. Advertisement for Public Bid for sale of approximately 1.27 acres of surplus land portion of the Clint Spur Drain, San Elizario Grant Block 19, El Paso County.**
19. Grant Agreements involving District Real Property: **None**
20. Any or all of the items shown on the attached Closed Meeting Agenda.
21. Consideration of agenda items for next regular board meeting.
22. 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 7, 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.