

**Minutes of Regular Meeting
Board of Directors
El Paso County Water Improvement District No. 1
("EPCWID")
April 8, 2015**

DIRECTORS PRESENT	OTHERS PRESENT
Art Ivey, Vice-President	Jesus Reyes, General Manager
Indar Singh, Secretary	Al Blair, District Engineer/Consultant
Miguel Teran, Director	Jim Speer, Attorney At Law
Larry Ceballos, Director	Jay Ornelas, Assistant District Engineer
DIRECTORS NOT PRESENT	Mary Cortez, Chief Financial Officer
Johnny Stubbs, President	Sharon Atilano, Administrative Assistant
	Robert Rios, Water Master
	Lisa Aguilar, HR Manager
	Rose Rodriguez, Tax Collector/Assessor/Office Manager
	Phil Bowen, Attorney At Law
	Rueben Chavez, Visitor
	Robert Kimpel, Visitor
	Steve Marshall, El Paso Zoo
	Steve Cechvala, WV&Association
	Yvette Hernandez, El Paso Zoo
	Sylvia Borunda Firth, City of El Paso
	Gerardo Melendez, USBR
	Daniel Tirres, USBR

1. Call to order and establishment of a quorum.

There being a quorum of Directors present, the meeting was called to order by Vice-President Art Ivey at 8:30 a.m., and the Directors then proceeded to consider the following:

2. Welcome of guests.

No action was taken on this item.

3. Approval of minutes of Regular Meeting held on February 11, 2015, of the Board of Directors.

Draft minutes of the Regular Meeting on February 11, 2015, of the Board of Directors were presented for approval.

After a motion by Indar Singh, seconded by Miguel Teran, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that the draft minutes of the Regular Meeting held on February 11, 2015, are approved.

4. Report and recommendations by Mary Cortez, Accountant, concerning financial information, expenditures, budget, and investment policy:

- a. **February and March Financial Reports for the months ending February 28, 2015 and March 31, 2015 were presented to the Board of Directors. No action was taken on this item.**
- b. **\$500 Expenditure Reports for the months of February and March 2015 was presented to the Board of Directors. No action was taken on this item.**
- c. **Quarterly Investment Report**

After a motion by Indar Singh, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that the Quarterly Investment Report is approved, a copy of which is attached hereto.

- d. **Fiscal Year 2014-2015 Budget Amendment**

After a motion by Indar Singh, seconded by Larry Ceballos, duly and carried by unanimous vote of the Board it was:

RESOLVED: that the Fiscal Year 2014-2015 budget amendment is approved, a copy of which is attached hereto.

- e. Budget Report on legal and consulting fees.** No action was taken on this item.

- 5. 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 approval of adjustments.**

The delinquency report was presented and reviewed by the Tax Assessor/Collector/Office Manager.

After a motion by Larry Ceballos, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board, the following resolution was adopted:

WHEREAS: Rose Rodriguez, Tax Assessor/Collector/Office Manager for EPCWID recommends adjustments or corrections to the tax rolls reviewed during the months of February and March 2015;

NOW, THEREFORE, BE IT RESOLVED: that the adjustments and corrections to the 2014 tax roll for property owner County of El Paso and to the 2014 tax roll for property owner Ysleta Independent School District and to the 2012, 2013 and 2014 tax rolls for property owner Maria Tomas Lujan; are approved as shown on the exhibit attached to these minutes.

- b. 2013-2014 El Paso Public Service Board leases and assignments.** No action was taken on this item.
 - c. Comparison of EPCWID tax assessments and collections during 2013 and 2014.** No action was taken on this item.
 - d. Report on tax suits and interventions filed by EPCWID.** No action was taken on this item.

- 6. General Manager's report concerning the following:

- a. Approval of Organizational Chart.**

After a motion by Indar Singh, seconded by Larry Ceballos, duly and carried by unanimous vote of the Board it was:

RESOLVED: that the Organizational Chart is approved, a copy of which is attached hereto.

b. Approval of release date for project water.

After a motion by Larry Ceballos, seconded by Indar Singh, duly and carried by unanimous vote of the Board it was:

RESOLVED: that the release date for project water is set for May 26, 2015.

- c. Update and approval of farmers meetings which will be held on April 22, 2015 at 1:00 p.m. at the Texas A&M Extension center and at 6:00 p.m. at Canutillo Administration office and small tract meeting which will be held on May 27, 2015 at 6:00 p.m. at Texas A&M Extension center.**

After a motion by Indar Singh, seconded by Miguel Teran, duly and carried by unanimous vote of the Board it was:

RESOLVED: that the informational farmers meeting will be held on April 22, 2015 at 1:00 p.m. at the Texas A&M Extension center and at 6:00 p.m. at Canutillo Administration office and small tract meeting which will be held on May 27, 2015 at 6:00 p.m. at Texas A&M Extension center.

7. District Engineer's report and recommendations concerning the following:

- a. Rio Grande Project Operating Agreement Accounting.** No action was taken on this item.
- b. Rio Grande Compact Accounting.** No action was taken on this item.

- c. **Status of 3rd Party Construction in District Canals and Drains.** No action was taken on this item.
 - d. **Computer System Security Policy.** No action was taken on this item.
 - e. **Status of Technical Analysis of Rio Grande Compact Issues.** No action was taken on this item.
 - f. **Interlocal Agreement for payment by the City of El Paso to EPCWID for preparing an engineer recommendation report for placement of a portion of the Franklin Canal in the vicinity of the El Paso Zoo.** No action was taken on this item.
8. Maintenance Manager's report and recommendations concerning the following:
- Drain maintenance program and water delivery system.** No action was taken on this item.
9. Water master's report and recommendations concerning the following:
- Water use and availability.** No action was taken on this item.
10. Water delivery allocations to EPCWID water users and water available by contract.

After a motion by Indar Singh, seconded by Larry Ceballos, duly and carried by unanimous vote of the Board it was:

RESOLVED: that the District's irrigation allocation is set at 24 inches per acre of irrigable land for the 2015 irrigation season, including without limitation tax-exempt entities, and the tracts under 2 acres in size will receive five irrigations.

After a motion by Miguel Teran, seconded by Indar Singh, duly and carried by unanimous vote of the Board it was:

RESOLVED: that the amount available for delivery to the City of El Paso in 2015 is set at 20,738 acre feet under paragraph 7B of the 2001 Rio Grande Project Implementing Third-Party Contract among the United

States of America Department of the Interior Bureau of Reclamation, the El Paso County Water Improvement District No. 1, and the City of El Paso joined by its Public Service Board.

Miguel Teran stepped out of the room for item 11 and did not abstain.

11. Consideration of Applications to Use District Property or Approval of Subdivision Plats meeting requirements of License Manual:

a. Application 1711, Socorro Palms Subdivision, 10.21 acres, submission of Irrigable Land Exhibit

After a motion by Larry Ceballos, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that Application 1711 by Socorro Palms LTD, Socorro Palms Subdivision, 10.21 acres, has been submitted for approval of an irrigable land exhibit, and it is hereby approved.

Applications for Licenses for Use of District Real Property or:

b. Application 1638, by El Paso Electric Company, for a one year license to access EPCWID right of way, district wide, for operation and maintenance of existing El Paso Electric Company electrical system

After a motion by Indar Singh, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that Application 1638 by the El Paso Electric Company for a one year license to access EPCWID right of way, district wide, for operation and maintenance of existing El Paso Electric Company electrical system is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and costs required by the license and providing the District with three signed originals of the license to the District, both

within 60 days hereafter, and the officers of EPCWID No. 1 are authorized and directed to execute such license, a copy of which is attached hereto.

- c. Application 1724, by El Paso Water Utilities - Public Service Board, to construct an 8-inch PVC sanitary sewer line along Mesa Drainage Canal from approximately Station 1008+66 to 1011+46 on Mc Camey Road via open cut method**

After a motion by Larry Ceballos, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that Application 1724 by the El Paso Water Utilities-Public Service Board, to construct an 8-inch PVC sanitary sewer line along Mesa Drainage Canal from approximately Station 1008+66 to 1011+46 on Mc Camey Road via open cut method is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and costs required by the license and providing the District with three signed originals of the license to the District, both within 60 days hereafter, and the officers of EPCWID No. 1 are authorized and directed to execute such license, a copy of which is attached hereto.

- d. Application 1725, by El Paso Water Utilities - Public Service Board, to extend an 8-inch PVC sanitary sewer line crossing Juan de Herrera Lateral Branch "A" at approximately Station 165+08 at FM 659, Zaragoza Road via open cut method**

After a motion by Larry Ceballos, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that Application 1725 by the El Paso Water Utilities-Public Service Board, to extend an 8-inch PVC sanitary sewer line crossing Juan de Herrera Lateral Branch "A" at approximately Station 165+08 at FM 659, Zaragoza Road via open cut method is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and costs required by

the license and providing the District with three signed originals of the license to the District, both within 60 days hereafter, and the officers of EPCWID No. 1 are authorized and directed to execute such license, a copy of which is attached hereto.

Construction Dewatering Licenses for conveying groundwater:

- e. Application 1549, by Lower Valley Water District, for dewatering into the Middle Drain and for construction of potable water and sanitary sewer lines along Horizon Boulevard**

After a motion by Indar Singh, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that Application 1549 by Lower Valley Water District, for dewatering into the Middle Drain and for construction of potable water and sanitary sewer lines along Horizon Boulevard is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and costs required by the license and providing the District with three signed originals of the license to the District, both within 60 days hereafter, and the officers of EPCWID No. 1 are authorized and directed to execute such license, a copy of which is attached hereto.

- f. Application 1744, by Lower Valley Water District, for dewatering into various EPCWID facilities and for construction of Cuadrilla Wastewater Project – Phase 1, Morning Glory Subdivision**

After a motion by Indar Singh, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that Application 1744, by Lower Valley Water District, for dewatering into various EPCWID facilities and for construction of Cuadrilla Wastewater Project-Phase 1, Morning Glory Subdivision is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and

costs required by the license and providing the District with three signed originals of the license to the District, both within 60 days hereafter, and the officers of EPCWID No. 1 are authorized and directed to execute such license, a copy of which is attached hereto.

12. Status of and/or action on bids for purchases or sale and/or easements of real property:

Approval of execution of DEED WITHOUT WARRANTY AND EASEMENTS from EPCWID to the City of El Paso on behalf of the El Paso Water Utilities Public Service Board, conveying the Playa Drain and a portion of the Playa Intercepting Drain. **No action was taken on this item.**

13. Any or all of the items shown on the attached Closed Meeting Agenda. **The Board then entered into a closed session at 11:54 a.m. regarding the items to be considered in closed session as shown on the Notice of Public Meeting. The Board subsequently returned to the open session at 1:04 p.m. with no action having been taken in the closed session.**

14. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 1:06 p.m.



Indar Singh, Secretary

**Minutes of Emergency Meeting
Board of Directors
El Paso County Water Improvement District No. 1
("EPCWID")
April 16, 2015**

DIRECTORS PRESENT	OTHERS PRESENT
Johnny Stubbs, President (via telephone)	Jesus Reyes, General Manager
Art Ivey, Vice-President (via telephone)	Jim Speer, Attorney At Law (via telephone)
Indar Singh, Secretary (via telephone)	Phil Bowen, Attorney At Law (via telephone)
Larry Ceballos, Director (via telephone)	Maria O'Brien, Attorney At Law (via telephone)
Miguel Teran, Director	Sharon Atilano, Administrative Asst.
	Lisa Aguilar, HR Manager

1. Call to order and establishment of a quorum.

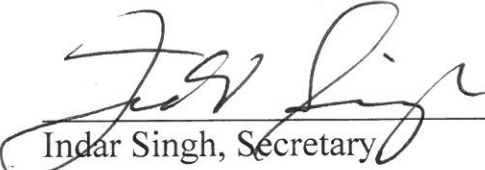
There being a quorum of Directors present by telephone or in person, the meeting was called to order by President Johnny Stubbs at 2:00 p.m., and the Directors then proceeded to consider the following:

2. Consideration of the emergency described in the notice of this meeting a copy of which is attached to these minutes:

After a motion by Miguel Teran, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board it was:

RESOLVED: that the Motion for Intervention in the Original Action pending in the Supreme Court in hereby approved to be filed at the discretion of the Executive Committee.

3. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 2:08 p.m.


Indar Singh, Secretary

Notice and Agendas of Emergency Open and Closed Meetings of El Paso County Water Improvement District No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on April 16, 2015 at 2:00 p.m.

In accordance with the Texas Open Meetings Act, notice is hereby given that the Board of Directors of EPCWID will attend an emergency meeting by telephone or in person pursuant to Texas Government Code §551.125 in open and closed meetings at the above location, date, and time because there is an emergency as a result of the Case Management Order No. 3 issued by Special Master A. Gregory Grimsal in the pending case in the United States Supreme Court NO. 141, Original to which order a response must be submitted by Friday, April 17, 2015.

Open Meeting Agenda

1. Call to order and establishment of a quorum.
2. Consideration of the above described emergency.
3. Adjournment.

FILED FOR RECORD
CLINT COUNTY OFFICE
2015 APR 15 P 2:21
[Signature]
CLINT COUNTY CLERK
CLINT COUNTY TEXAS

At any time during the open meeting, the Board of Directors, pursuant to §551.071 of Chapter 551 of the Texas Government Code, may retire into a closed meeting and consult with its attorney regarding item 2 set forth hereinabove on the Open Meeting Agenda.

At least 2 hours prior to the time of said meeting, this notice was posted at the office of El Paso County Water Improvement District No. 1, located at 13247 Alameda, El Paso, Texas, and a copy of this notice was provided to the El Paso County Clerk for posting by the Clerk on the bulletin board at the El Paso County courthouse, as required by §§ 551.045 of the Texas Government Code.

Notice and Agendas of Emergency Open and Closed Meetings of El Paso County Water Improvement District No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on April 16, 2015 at 2:00 p.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:

Case Management Order No. 3 issued by Special Master A. Gregory Grimsal in the pending case in the United States Supreme Court NO. 141, Original to which order a response must be submitted by Friday, April 17, 2015.

In accordance with §551.102, Texas Gov. Code, during the closed meeting there will be no final action, decision, or vote on the above closed meeting agenda item.

At least 2 hours prior to the time of said meeting, this notice was posted at the office of El Paso County Water Improvement District No. 1, located at 13247 Alameda, El Paso, Texas, and a copy of this notice was provided to the El Paso County Clerk for posting by the Clerk on the bulletin board at the El Paso County courthouse, as required by §§ 551.045 of the Texas Government Code.