

**Minutes of Regular Meeting
Board of Directors
El Paso County Water Improvement District No. 1
("EPCWID")
March 14, 2018**

DIRECTORS PRESENT	OTHERS PRESENT
Johnny Stubbs, President	Jesus Reyes, General Manager
Art Ivey, Vice-President	Maria O' Brien, Attorney at Law
Indar Singh, Secretary	Phil Bowen, Attorney At Law
Miguel Teran, Director	Jay Ornelas, Assistant District Engineer
Larry Ceballos, Director	Dr. Al Blair, District Engineer
	Sharon Atilano, Administrative Assistant Engineering
	Lisa Aguilar, Chief Administrative Officer
	Mary Cortez, Chief Financial Officer
	Sonia Ontiveros, Tax Collector/Assistant Manager
	Robert Rios, Water Master
	Pete Rodriguez, Maintenance Manager

1. Call to order and establishment of a quorum.

There being a quorum of Directors present, the meeting was called to order by President Johnny Stubbs 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 14, 2018.

Draft minutes of the Regular Meeting held on February 14, 2018 of the Board of Directors were presented for approval.

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

RESOLVED: that the draft minutes of the Regular Meeting held on February 14, 2018 are approved.

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.

Lisa Aguilar, Chief Administrative Officer, presented the Certification of Unopposed Candidates for Other Political Subdivisions (Not County). **No action was taken on this item.**

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

- a. **February Report for the month ending February 2018 were presented to the Board of Directors.** No action was taken on this item.
- b. **\$500 Expenditure Report for the month of February was presented to the Board of Directors.** No action was taken on this item.
- c. **Legal & Consulting Fees Budget Report.** No action was taken on this item.

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 by the Tax Assessor/Collector/Office Manager.**

After a motion by Miguel Teran, 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 month of February 2018;

NOW, THEREFORE, BE IT RESOLVED: that the adjustments and corrections to the 2017 tax roll for Alfredo & Lucina Alvarez, Celia Aguirre, Maureen Ponce Singleton Revocable Trust and Town of Clint, have been reviewed during the month of February 2018 and are approved as shown on the exhibit attached to these minutes.

- b. 2013-2018 City of El Paso Public Service Board Assignments, 2013-2018 Lower Valley Water District Assignments and Report on tax suits and adjustments. No action was taken on this item.**
- c. Comparison of EPCWID tax assessments and collections during 2016 and 2017. No action was taken on this item.**

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. No action was taken on this item.**
- b. Possible litigation regarding application by New Mexico Copper Corporation to appropriate water in the vicinity of Caballo Reservoir. No action was taken on this item.**

8. 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 in this item.**
- c. Rio Grande Project Water Supply and Water Allocations.**

After a motion by Art Ivey, seconded by Miguel Teran, duly considered and carried by unanimous vote of the Board, the following resolution was adopted:

RESOLVED: that the District's irrigation allocation is increased to 4.0 acre feet per acre of irrigable land for the 2018 irrigation season, including without limitation tax-exempt entities and the tracts under 2 acres in size will receive ten irrigations.

After a motion by Art Ivey, seconded by Miguel Teran, duly considered and carried by unanimous vote of the Board, the following resolution was adopted:

RESOLVED: that the amount available for delivery to the City of El Paso in 2018 is set at 28,133 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.

d. Status of 3rd Party Construction in District Canals and Drains. No action was taken on this item.

9. Maintenance Manager's report and recommendations concerning the following:

Drain maintenance program and water delivery system. No action was taken on this item.

10. Water master's report and recommendations concerning the following:

Water use and availability. No action was taken on this item.

11. Water delivery allocations to EPCWID water users and water available by contract. No action was taken on this item.

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**

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

RESOLVED: that 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 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, 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.

- 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**

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

RESOLVED: that 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 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, 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 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**

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

RESOLVED: that 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 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, 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 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**

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

RESOLVED: that 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 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, 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.

- 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**

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

RESOLVED: that 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 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, 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 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**

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

RESOLVED: that 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 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, 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.

- 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**

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

RESOLVED: that 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 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, 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.

- 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**

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

RESOLVED: that 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 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, 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

- 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**

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

RESOLVED: that 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 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, 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.

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

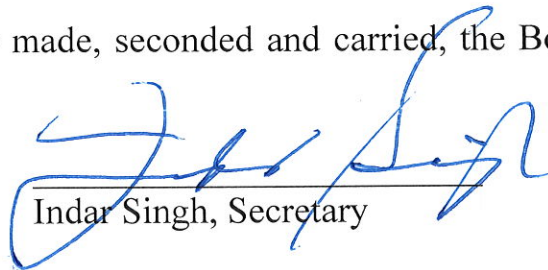
After a motion by Indar Singh, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board, the following resolution was adopted:

RESOLVED: that 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 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, 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.

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. **The Board then entered into a closed session at 10:17 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 11:17 a.m. with no action having been taken in the closed session.**

15. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:18 a.m.


Indar Singh, Secretary

**CERTIFICATION OF UNOPPOSED CANDIDATES FOR
OTHER POLITICAL SUBDIVISIONS (NOT COUNTY)
CERTIFICACIÓN DE CANDIDATOS ÚNICOS
PARA OTRAS SUBDIVISIONES POLITICAS (NO EL CONDADO)**

To: Presiding Officer of Governing Body
Al: Presidente de la entidad gobernante

As the authority responsible for having the official ballot prepared, I hereby certify that the following candidates are unopposed for election to office for the election scheduled to be held on May 5, 2018

Como autoridad a cargo de la preparación de la boleta de votación oficial, por la presente certifico que los siguientes candidatos son candidatos únicos para elección para un cargo en la elección que se llevará a cabo el _____

List offices and names of candidates:
Lista de cargos y nombres de los candidatos:

Office(s) Cargo(s)


Division 2

Division 5

Candidate(s) Candidato(s)

Miguel Teran

Arthur Ivey


Signature (Firma)

Lisa Aguilar
Printed name (Nombre en letra de molde)

Chief Administrative Officer
Title (Puesto)

02/21/2018
Date of signing (Fecha de firma)

(Seal) (sello)

