

**Minutes of Regular Meeting  
Board of Directors  
El Paso County Water Improvement District No.  
("EPCWID")  
April 10, 2019**

<b>DIRECTORS PRESENT</b>	<b>OTHERS PRESENT</b>
<b>Johnny Stubbs, President</b>	<b>Jesus Reyes, General Manager</b>
<b>Art Ivey, Vice-President</b>	<b>Maria O' Brien, Attorney at Law</b>
<b>George Brooks, Director</b>	<b>Phil Bowen, Attorney At Law</b>
<b>Larry Ceballos, Secretary</b>	<b>Jay Ornelas, Assistant District Engineer</b>
<b>NOT PRESENT</b>	<b>Dr. Al Blair, District Engineer</b>
<b>Miguel Teran, Director</b>	<b>Adriana Avila, Receptionist</b>
	<b>Jim Speer, Attorney At Law</b>
	<b>Lisa Aguilar, Chief Administrative Officer</b>
	<b>Mary Cortez, Chief Financial Officer</b>
	<b>Rose Rodriquez, Tax Assessor/Collector/Office Manager</b>
	<b>Pete Rodriguez, Maintenance Manager</b>
	<b>Roberto Rios, Water Master</b>
	<b>Cathy Oyston, Water Records/Dispatch Supervisor</b>
	<b>Josh Quinn, Water Records Coordinator</b>
	<b>Larry Vasquez, BOR</b>
	<b>Danny Chavez, HCCRD#1</b>
	<b>Freeman Cones, TPWD</b>
	<b>Ruben Aguilar, TPWD</b>
	<b>Mary Bardouche, Visitor</b>
	<b>Robert Kimpell, Visitor</b>

1. Call to order and establishment of a quorum.

2. **Welcome of guests.** No action was taken on this item.

3. Minutes of February 13, 2019 meeting of the Board of Directors.

After a motion by Larry Ceballos, seconded by Art Ivey, 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 13, 2019 are approved.**

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

- a. **Financial Report (February and March).** No action was taken on this item.
- b. **\$500.00 Expenditure Report (February and March).** No action was taken on this item.
- c. **Legal & Consulting Fees Budget Report (February and March).** No action was taken on this item.
- d. **Quarterly Investment Report.**

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

**RESOLVED: that the Quarterly Investment Report for the period ending March 31, 2019 is approved.**

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 adjustments (February and March)**

After a motion by Larry Ceballos, seconded by Art Ivey, 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 March 2019;**

**NOW, THEREFORE, BE IT RESOLVED: that the adjustments and corrections to the 2017 tax roll for Jorge Valenzuela to the City of El Paso and Jesus Hernandez, have been reviewed during the month of March 2019 and are approved as shown on the exhibit attached to these minutes.**

- b. 2013-2019 El Paso Public Service Board Assignments, 2013-2019 Lower Valley Water District Assignments and Report on tax suits (February and March). No action was taken on this item.**
- c. Comparison of EPCWID tax assessments and collection during 2017 and 2018 (February and March). No action was taken on this item.**

6. General Manager's report concerning the following:

- a. Resolution for submission of a grant application to the U.S. Bureau of Reclamation Water and Energy Efficiency Grant Program requesting funds to concrete line the La Union East Canal.**

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: (as shown in full on the attached exhibit)**



- b. Resolution for submission of a grant application to the U.S. Bureau of Reclamation Small-Scale Water Efficiency Program requesting funds to concrete line sections of the Montoya Main and Montoya A Laterals.**

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

**RESOLVED: (as shown in full on the attached exhibit)**

- c. Resolution for submission of a grant application to the U.S. Bureau of Reclamation Water Conservation Field Services Program requesting funds to complete engineering design work at the La Union East Canal.**

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: (as shown in full on the attached exhibit)**

- d. Resolution for submission of a grant application to the U.S. Bureau of Reclamation Small-Scale Water Efficiency Program requesting funds to upgrade well meters.**

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: (as shown in full on the attached exhibit)**

- e. Farmer's Meeting Thursday, April 11, 2019 at 1:00 p.m. in the lower valley at Texas A&M Center, 1380 A&M Cir., El Paso, TX and Thursday, April 11, 2019 at 4:00 p.m. in the upper valley at Canutillo Administration Office, 7965 Artercraft Rd., El Paso, TX. No action was taken on this item.**

- f. Report on 2019 Rio Grande Compact Meeting at Alamosa, Colorado.** No action was taken on this item.
- g. Notification letter granting Franklin Feeder Canal Lining Project from TWDB.** No action was taken on this item.
- h. Authorization to General Manager to execute dewatering licenses.**

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

**RESOLVED: that the Board of Directors authorize its General Manager, Jesus Reyes, to execute the dewatering licenses on behalf of the District.**

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. Rio Grande Project Water Supply and Water Allocations.**

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 District's initial irrigation allocation is set at 1 ½ feet per acre of irrigable land for the 2019 irrigation season, including without limitation tax exempt entities and the tracts under 2 acres in size will receive four irrigations and the release date is scheduled for May 31, 2019.**

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

11. Applications for Licenses for Use of District Real Property:

- a. **Application 2127, by El Paso Electric Company, for a 25 year license to cross the Canutillo Lateral at approximately station 145+20 near Strahan Road to construct a three (3) phase (24KV) overhead power line.**

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

**RESOLVED: that the Application 2127, by El Paso Electric Company, for a 25 year license to cross the Canutillo Lateral at approximately station 145+20 near Strahan Road to construct a three (3) phase (24KV) overhead power line is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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 2061, Texas Department of Transportation, for existing Highway Loop 375 crossing Southside Feeder Lateral (an irrigation canal) with single barrel, 7' X 4' concrete box culvert at approximately Station 66+453.**

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

**RESOLVED: that the Application 2061, Texas Department of Transportation, for existing Highway Loop 375 crossing Southside Feeder Lateral (an irrigation canal) with single barrel, 7' X 4' concrete box culvert at approximately Station 66+453 is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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 2062, Texas Department of Transportation, for existing Highway Loop 375 crossing Franklin Drain (a drainage canal) with single barrel, 10' X 7' concrete box culvert at approximately Station 393+42.**

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

**RESOLVED: that the Application 2062, Texas Department of Transportation, for existing Highway Loop 375 crossing Franklin Drain (a drainage canal) with single barrel, 10' X 7' concrete box culvert at approximately Station 393+42 line is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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 2063, Texas Department of Transportation, for existing Highway Loop 375 crossing Franklin Canal (an irrigation canal) with single barrel, 10' X 8' concrete box culvert at approximately Station 836+30.**

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

**RESOLVED: that the Application 2063, Texas Department of Transportation, for existing Highway Loop 375 crossing Franklin Canal (an irrigation canal) with single barrel, 10' X 8' concrete box culvert at approximately Station 836+30 is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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 2064, Texas Department of Transportation, for existing Highway Loop 375 crossing Middle Drain (a drainage canal) with free span bridges at approximately Station 707+98.**

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



**RESOLVED:** that the Application 2064, Texas Department of Transportation, for existing Highway Loop 375 crossing Middle Drain (a drainage canal) with free span bridges at approximately Station 707+98 is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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 2066, Texas Department of Transportation, for existing Highway Loop 375 crossing Juan De Herrera Main Lateral (an irrigation canal) with single barrel, 7' X 5' concrete box culvert at approximately Station 299+88.

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

**RESOLVED:** that the Application 2066, Texas Department of Transportation, for existing Highway Loop 375 crossing Juan De Herrera Main Lateral (an irrigation canal) with single barrel, 7' X 5' concrete box culvert at approximately Station 299+88 is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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.

Construction Dewatering Licenses for Conveying Groundwater:

- g. Application 1891, by El Paso Water, for dewatering into Canutillo Lateral (an irrigation canal) for construction of Upper Valley Strahan Road Water Transmission main, a 36-inch potable water main from Bosque Road to Borderland Road.**

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 Application 1891, by El Paso Water, for dewatering into Canutillo Lateral (an irrigation canal) for construction of Upper Valley Strahan Road Water Transmission main, a 36-inch potable water main from Bosque Road to Borderland Road is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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.**

Subdivision Plats within District Boundary requirement in License Manual:

- h. Application 2101, by Bowling Land Investments. L.L.C., Sunset Valley Estates Unit 1 Subdivision, being portion of Tracts 1-B, 1-C, 1-C-1, 2-A, 2-C & 2-E, Block 10, Socorro Grant Surveys, El Paso County, Texas, containing 28.655 acres, Submission of Irrigable Land Exhibit.**

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

**RESOLVED:** that the Application 2101, by Bowling Land Investments. L.L.C., Sunset Valley Estates Unit Subdivision, being portion of Tracts 1-B, 1-C, 1-C-1, 2-A, 2-C & 2-E, Block 10, Socorro Grant Surveys, El Paso County, Texas, containing 28.655 acres, Submission of Irrigable Land Exhibit is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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 2121, by Cad Consulting Company, 501 N. Zaragoza Subdivision, being all of Tracts 12C2B, 12C3A, and 12D, Block 7, Ysleta Grant, City of El Paso, El Paso County, Texas, containing 6.3942 acres, Submission of Irrigable Land Exhibit.

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

**RESOLVED:** that the Application 2121 , by Cad Consulting Company, 501 N. Zaragoza Subdivision, being all of Tracts 12C2B, 12C3A, and 12D, Block 7, Ysleta Grant, City of El Paso, El Paso County, Texas, containing 6.3942 acres, Submission of Irrigable Land Exhibit is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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.

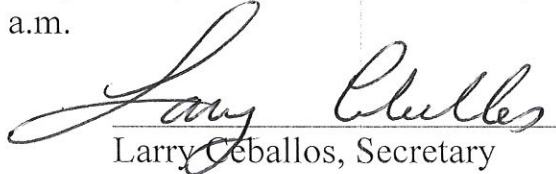
- j. Application 2122, by Humberto Peregrino, Cottonwood Springs Replat A, being a replat lot 13, Block 1, Cottonwood Springs, El Paso County, Texas, containing 5.3680 acres, Submission of Irrigable Land Exhibit.



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

**RESOLVED: that the Application 2122, Humberto Peregrino, Cottonwood Springs Replat A, being a replat lot 13, Block 1, Cottonwood Springs, El Paso County, Texas, containing 5.3680 acres, Submission of Irrigable Land Exhibit is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost 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.**

12. Sale of Surplus District Real Property under 49.226 of the Texas Water Code: **None**
13. Any or all of the items shown on the attached Closed Meeting Agenda. **The Board then entered into a closed session at 10:32 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 11:52 a.m. with no action having been taken in the closed session.**
14. Consideration of agenda items for next regular board meeting. **No action was taken on this item**
15. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:54 a.m.

  
Larry Ceballos, Secretary

## **RESOLUTION OF THE BOARD OF DIRECTORS**


### **El Paso County Water Improvement District No.1**

El Paso County Water Improvement District No. 1 resolves to authorize the General Manager or the District Engineer to submit and take any Administrative Action required to complete an application to the United States Bureau of Reclamation WaterSMART Water and Energy Efficiency Grants program for a Grant totaling \$300,000 to conserve water and improve the District's water use efficiency by concrete lining a portion of the La Union East Canal.

**Whereas**, the El Paso County Water Improvement District No.1 (the District) is a political subdivision of the State of Texas and was organized under Chapter 59, Article 16 of the Texas Constitution and operates under Chapter 55 and Chapter 49, in part, of the Texas Water Code;

**Now Therefore**, the Board of Directors of the District hereby resolve to support the District's application for a Grant and authorizes the General Manager or the District Engineer to submit and take any administrative action required to complete applications to the United States Bureau of Reclamation, including working with Reclamation to meet established deadlines for entering into a grant or cooperative agreement, and if the District is selected to receive a Grant, to negotiate an agreement to be approved by the District's Board of Directors. The District has the capability to provide the amount of funding and/or in-kind contributions specified in the Funding Plan in the application.

El Paso County Water Improvement District No.1

  
By: Johnny Stubbs, President

## **RESOLUTION OF THE BOARD OF DIRECTORS**


### **El Paso County Water Improvement District No.1**

El Paso County Water Improvement District No. 1 resolves to authorize the General Manager or the District Engineer to submit and take any Administrative Action required to complete an application to the United States Bureau of Reclamation Fiscal Year 2019 WaterSMART Small-Scale Water Efficiency Program for a Grant totaling \$75,000 to conserve water and improve the District's water use efficiency by concrete lining sections of the Montoya Main and Montoya A Laterals.

**Whereas**, the El Paso County Water Improvement District No.1 (the District) is a political subdivision of the State of Texas and was organized under Chapter 59, Article 16 of the Texas Constitution and operates under Chapter 55 and Chapter 49, in part, of the Texas Water Code;

**Now Therefore**, the Board of Directors of the District hereby resolve to support the District's application for a Grant and authorizes the General Manager or the District Engineer to submit and take any administrative action required to complete applications to the United States Bureau of Reclamation, including working with Reclamation to meet established deadlines for entering into a grant or cooperative agreement, and if the District is selected to receive a Grant, to negotiate an agreement to be approved by the District's Board of Directors. The District has the capability to provide the amount of funding and/or in-kind contributions specified in the Funding Plan in the application.

El Paso County Water Improvement District No.1

  
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By: Johnny Stubbs, President



## **RESOLUTION OF THE BOARD OF DIRECTORS**

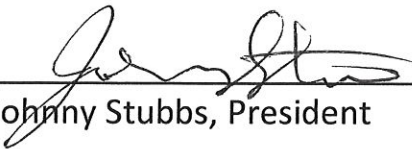
### **El Paso County Water Improvement District No.1**

El Paso County Water Improvement District No. 1 resolves to authorize the General Manager or the District Engineer to submit and take any Administrative Action required to complete an application to the United States Bureau of Reclamation Water Conservation Field Services Program for a Grant totaling \$75,000 to improve the District's water use efficiency by completing engineering design work necessary to concrete line a section of the La Union East Canal.

**Whereas**, the El Paso County Water Improvement District No.1 (the District) is a political subdivision of the State of Texas and was organized under Chapter 59, Article 16 of the Texas Constitution and operates under Chapter 55 and Chapter 49, in part, of the Texas Water Code;

**Now Therefore**, the Board of Directors of the District hereby resolve to support the District's application for a Grant and authorizes the General Manager or the District Engineer to submit and take any administrative action required to complete applications to the United States Bureau of Reclamation, including working with Reclamation to meet established deadlines for entering into a grant or cooperative agreement, and if the District is selected to receive a Grant, to negotiate an agreement to be approved by the District's Board of Directors. The District has the capability to provide the amount of funding and/or in-kind contributions specified in the Funding Plan in the application.

El Paso County Water Improvement District No.1

  
By: Johnny Stubbs, President

## RESOLUTION OF THE BOARD OF DIRECTORS

### El Paso County Water Improvement District No.1

El Paso County Water Improvement District No. 1 resolves to authorize the General Manager or the District Engineer to submit and take any Administrative Action required to complete an application to the United States Bureau of Reclamation Fiscal Year 2019 WaterSMART Small-Scale Water Efficiency Program for a Grant totaling \$75,000 to conserve water and improve the District's water use efficiency by cost-sharing upgrades to well meters.

**Whereas**, the El Paso County Water Improvement District No.1 (the District) is a political subdivision of the State of Texas and was organized under Chapter 59, Article 16 of the Texas Constitution and operates under Chapter 55 and Chapter 49, in part, of the Texas Water Code;

**Now Therefore**, the Board of Directors of the District hereby resolve to support the District's application for a Grant and authorizes the General Manager or the District Engineer to submit and take any administrative action required to complete applications to the United States Bureau of Reclamation, including working with Reclamation to meet established deadlines for entering into a grant or cooperative agreement, and if the District is selected to receive a Grant, to negotiate an agreement to be approved by the District's Board of Directors. The District has the capability to provide the amount of funding and/or in-kind contributions specified in the Funding Plan in the application.

El Paso County Water Improvement District No.1

  
By: Johnny Stubbs, President