

**Minutes of Regular Meeting
Board of Directors
El Paso County Water Improvement District No. 1
(EPCWID)
October 9, 2019**

DIRECTORS PRESENT	OTHERS PRESENT
Johnny Stubbs, President	Jesus Reyes, General Manager
Art Ivey, Vice-President	Dr. Al Blair, District Engineer
Larry Ceballos, Secretary	Jim Speer, Attorney At Law
George Brooks, Director	Maria O'Brien, Attorney At Law
NOT PRESENT	Phil Bowen, Attorney At Law
Miguel Teran, Director	Jay Ornelas, Assistant District Engineer
	Mary Cortez, Chief Financial Officer
	Lisa Aguilar, Chief Administrative Officer
	Pete Rodriguez, Maintenance Manager
	Robert Rios, Water Master
	Sharon Atilano, Engineering Assistant
	Cathy Oyston, Water Records/Dispatch Supervisor
	R. Kimpel, Visitor
	Gerald Grijalva, LVWD
	Jerry Melendez, Bureau of Reclamation
	Michael Flores, LVWD
	Jim Edd Miller, HCRD

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. Minutes of September 18, 2019 meeting of the Board of Directors.

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 Special Meeting held on September 18, 2019 are approved.

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

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

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 Quarterly Investment Report for October 2019 is approved.

e. **Budget for Fiscal Year 2019-2020**

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 Budget for the Fiscal Year 2019-2020 is approved.

f. **Engagement Letter for Bixler & Company**

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 Engagement Letter for Bixler & Company, L.L.P. is approved.

- g. Approval of District's (employer's) contribution rate to employees' Texas County and District Retirement System accounts for new fiscal year.**

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 District's (employer's) contribution rate to employees' Texas County and District Retirement System accounts will remain at the 3.41 percent effective January 1, 2020.

- 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-The tax report was reviewed, and there were no tax adjustments for the month of September.**
 - b. 2013-2019 El Paso Public Service Board Assignments, 2013-2019 Lower Valley Water District Assignments and Report on tax suits. No action was taken on this item.**
 - c. Comparison of EPCWID Tax assessments and collection during 2017 and 2018. No action was taken on this item.**
 - d. Setting of assessments against irrigable land in EPCWID and setting of assessments against persons who use water, in accordance with Texas Water Code.**

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 tax assessment against all irrigable land for the year from January 1 through December 31 2019 is set at \$25.00 per acre of irrigable land; that the water assessment for both allocated and non-allocated water is set at \$20.00 per acre-foot of water; and that the accounting service charge for irrigable land account shall be \$12.00 per owner. These assessments are due upon receipt of EPCWID notices and become delinquent on February 1, 2020.

- a. **Setting contract rate in 2019 for water supplied to tax exempt entities.**

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 contract rate for the 2019 calendar year for the water furnished to irrigable, tax-exempt land except the Public Service Board and the Lower Valley Water District is set at \$45.00 per acre foot.

6. General Manager's report concerning the following:

- a. **NWRA Conference (meeting with USBR Commissioner).** No action was taken on this item.
- b. **Deed Without Warranty for a portion of Playa Intercepting Drain at Basin G.**

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 sale of a portion of the Playa Intercepting Drain at Basin G and the Deed Without Warranty for a portion of Playa Intercepting Drain at Basin G. from El Paso County Water Improvement District No. 1 to the City of El Paso is approved, and the officers of El Paso County Water Improvement District No. 1 shall execute and deliver such Deed to the City of El Paso.

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.** No action was taken on this item.
- d. **Status of 3rd 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. **No action was taken on this item.**

11. Subdivision Plats within District Boundary requirement in License Manual.

- a. **Application 2068, by Tropicana Building II, LLC, Nevarez Palms Subdivision, being Tract 6A, Block 7, Socorro Grant Surveys, in the City of Socorro, El Paso County, Texas containing 15.728 acres, Submission of Irrigable Land Exhibit**

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 Application 2068, by Tropicana Building II, LLC, Nevarez Palms Subdivision, being Tract 6A, Block 7, Socorro Grant Surveys, in the City of Socorro, El Paso County,

Texas containing 15.728 acres, has submitted an irrigable land exhibit, and it is hereby approved.

- b. Application 2069, by Tropicana Building II, LLC, JOP Memorial Apartments, being a portion Tract 11, N/K/A Tracts 11 and 11A, Block 6, Socorro Grant Surveys, in the City of Socorro, El Paso County, Texas, containing 14.97 acres, Submission of Irrigable Land Exhibit**

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 Application 2069, by Tropicana Building II, LLC, JOP Memorial Apartments, being a portion Tract 11, N/K/A Tracts 11 and 11A, Block 6, Socorro Grant Surveys, in the City of Socorro, El Paso County, Texas, containing 14.97 acres, has submitted an irrigable land exhibit, and it is hereby approved.

12. Applications for Licenses for Use of District Real Property.

- a. Application 2050, by the County of El Paso, for a 50 year license for all County Roads crossing EPCWID facilities, within the County of El Paso, Texas**

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:

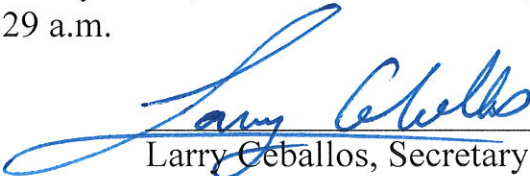
RESOLVED: that the Application 2050, by the County of El Paso, for a 50 year license for all County Roads crossing EPCWID facilities, within the County of El Paso, Texas is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and cost required by the license and providing the District with three signed originals of the license, both within 60 days hereafter, and the officers of EPCWID1 are authorized and directed to execute such license, a copy of which is attached hereto.

- b. Application 2165, by Gilberto Porras, for a 25 year license to cross a portion of the Central Drain (a drainage canal) at 6825 Gato Road in New Mexico, approximately Station 4+68 for access to private residential single family dwelling**

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 2165, by Gilberto Porras, for a 25 year license to cross a portion of the Central Drain (a drainage canal) at 6825 Gate Road in New Mexico, approximately Station 4+68 for access to a private residential single family dwelling 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 EPCWID1 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 10:16 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 11:25 a.m. with no action having been taken in the closed session.**
15. Consideration of agenda items for next regular board meeting.
No action was taken on this item.
16. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:29 a.m.


Larry Ceballos, Secretary