

**Minutes of Regular Meeting  
 Board of Directors  
 El Paso County Water Improvement District No. 1  
 (EPCWID)  
 October 14, 2020**

<b>DIRECTORS PRESENT</b>	<b>OTHERS PRESENT</b>
<b>Johnny Stubbs, President (via zoom)</b>	<b>Jesus Reyes, General Manager</b>
<b>Art Ivey, Vice-President</b>	<b>Dr. Al Blair, District Engineer (via zoom)</b>
<b>Larry Ceballos, Secretary</b>	<b>Jim Speer, Attorney At Law (via telephone)</b>
<b>George Brooks, Assistant Secretary</b>	<b>Phil Bowen, Attorney At Law (via telephone)</b>
<b>Miguel Teran, Director</b>	<b>Maria O'Brien Attorney At Law (via zoom)</b>
	<b>Jay Ornelas, Assistant District Engineer</b>
	<b>Mary Cortez, Chief Financial Officer</b>
	<b>Lisa Aguilar, Chief Administrative Officer</b>
	<b>Rose Rodriguez, Tax Assessor/Collector/Office Manager</b>
	<b>Pete Rodriguez, Maintenance Manager</b>
	<b>Robert Rios, Water Master</b>
	<b>Sharon Atilano, Engineering Assistant</b>
	<b>Danny Chavez, HCCRD #1</b>
	<b>Ponchi Herrera, USBP</b>
	<b>Sean Torpey, BOR</b>

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 9:00 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 9, 2020 meeting of the Board of Directors.

After a motion by Johnny Stubbs, 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 September 9, 2020 are approved.**

4. Report and recommendations by Lisa Aguilar, Chief Administrative Officer/Election Officer, concerning office operations, and elections:

- a. **Resolution approving application to the Rio Grande of Government's FY2021 Regional Solid Waste Project Allocation for purchasing two 30 CY roll-off waste containers.**

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

5. 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 Johnny Stubbs, 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 period ending September 30, 2020 is approved.**

**e. Amendment to budget for fiscal year 2020-2021.**

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

**RESOLVED: that the amendment to the budget for fiscal year 2020-2021 is approved.**

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-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 for the month of September. No action was taken on this item.**
  - c. **Comparison of EPCWID Tax assessments and collection during 2018 and 2019 for the month of September. 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 Miguel Teran, seconded by George Brooks, 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 2020 is set at \$25.00 per acre of irrigable land; that the water assessment for both allocated and non-allocated water is set at \$10.00 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, 2021.**

- e. Setting contract rate in 2020 for water supplied to tax exempt entities.**

After a motion by Miguel Teran, 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 2020 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.**

7. General Manager's report concerning the following:

- a. Rescheduling of November board meeting to November 18, 2020.**

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

**RESOLVED: that the November board meeting is rescheduled for Wednesday, November 18, 2020 at 9:00 a.m.**

- b. Application 2249, by Lower Valley Water District, consider offer for portion of Dolan Drain, from heading to Skov Road, Block 12, Socorro Grant, approximately 15 acres of surplus land. No action was taken on this item.**
  - c. Application 2263, by EPWCV, LLC, consider offer for portion of Borderland Spur Drain, from Arcraft Rd. to Combination Lateral, Block 10, Upper Valley, El Paso, Texas, approximately 2.3 acres of surplus land. No action was taken on this item.**  
**Director Miguel Teran left the room during the closed session discussion on this item.**
  - d. Employee Appreciation Day on October 22, 2020. No action was taken on this item.**
  - e. Island Main concrete lining project. 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 on this item.**
  - c. Rio Grande Project Water Supply and Water Allocations. No action was taken on this item.**
  - d. Status of 3<sup>rd</sup> 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. Subdivision Plats within District Boundary requirement in License Manual:

- a. **Application 2243, by CAD Consulting, Inc., for Valley Ranch 2, being a portion of Tract 15A, block 22, Save and Except a Portion Grant of Perpetual Easement Recorded in Volume 230, Page 122, San Elizario Grant, El Paso County, Texas, containing 27.7110 acres, Submission of Irrigable Land Exhibit**

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

**RESOLVED: that Application 2243, by CAD Consulting, Inc., for Valley Ranch 2, being all of Tract 15A, block 22, save and except a portion grant of perpetual easement recorded in volume 230, page 122, San Elizario Grant, El Paso County, Texas containing 27.7110 acres, for a submission of Irrigable Land Exhibit is approved.**

13. Applications for License for Use of District Real Property:

- a. **Application 2198, by Socorro Independent School District, for a 50-year license to cross the Wadlington Lateral (an irrigation canal) with single barrel, 8' X 5' cast-in-place concrete box culvert at approximately Station 15+03 and Rio Vista Road for ingress and egress to Socorro High School**

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

**RESOLVED: that Application 2198, by Socorro Independent School District, for a 50-year license to cross the Wadlington Lateral (an irrigation canal) with single barrel, 8' X 5' cast-in-place concrete box culvert at approximately Station 15+03 and Rio Vista Road for ingress and egress to Socorro High School 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 2199, by Socorro Independent School District, for a 50-year license to cross the Wadlington Lateral (an irrigation canal) with single barrel, 8' X 5' cast-in-place concrete box culvert at approximately Station 18+42 and Rio Vista Road for ingress and egress to Socorro High School**

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

**RESOLVED: that Application 2199, by Socorro Independent School District, for at 50-year license to cross the Wadlington Lateral (an irrigation canal) with single barrel, 8'X 5' cast-in-peace concrete box culvert at approximately Station 18+42 and Rio Vista Road for ingress and egress to Socorro High School 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.**

- c. Application 2200, by Socorro Independent School District, for a 50-year license to cross the Wadlington Lateral (an irrigation canal) with single barrel, 8' X 5' cast-in-place concrete box culvert at approximately Station 20+70 and Rio Vista Road for ingress and egress to Socorro High School**

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

**RESOLVED: that Application 2200, by Socorro Independent School District, for a 50 year license to cross the Wadlington Lateral (an irrigation canal) with single barrel, 8' X 5' cast-in-place concrete box culvert at approximately Station 20+70 and Rio Vista Road for ingress and egress to Socorro High School 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.**

- d. Application 2256, by the City of El Paso - El Paso Water Utilities – Public Service Board, for a 25-year license to cross the Franklin Canal (an irrigation canal) at Davis Drive, approximately Station 755+08 with an 8-inch potable water line inside a 16-inch casing via open cut method**

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

**RESOLVED: that Application 2256, by the City of El Paso - El Paso Water Utilities – Public Service Board, for a 25-year license to cross the Franklin Canal (an irrigation canal) at Davis Drive, approximately Station 755+08 with an 8-inch potable water line inside a 16-inch casing via open cut method 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.**



14. Sale of Surplus District Real Property under 49.226 of the Texas Water Code: **None**
15. Any or all of the items shown on the attached Closed Meeting Agenda. **The Board then entered into a closed session at 10:30 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 11:12 a.m. with no action having been taken in the closed session.**
16. Consideration of agenda items for next regular board meeting. **No action was taken on this item.**
17. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:13 a.m.



George Brooks, Assistant Secretary

**RESOLUTION OF THE BOARD OF DIRECTORS**

**EI Paso County Water Improvement District No. 1**

**WHEREAS**, The El Paso County Water Improvement District No. 1 finds it in the best interest of the citizens of El Paso County, that the Increasing Waste Collection Capacity at EPCWID1 Waterways project be operated for 2021; and

**WHEREAS**, El Paso County Water Improvement District No. 1 designates the Chief Administrative Officer as the project's authorized official. The authorized official is given the power to apply for, accept, reject, alter or terminate the project on behalf of the applicant.

**NOW THEREFORE, BE IT RESOLVED** that El Paso County Water Improvement District No. 1 approves submission of the application for the Increasing Waste Collection Capacity at EPCWID1 Waterways project to the Rio Grande Council of Governments.

El Paso County Water Improvement District No.1



By: Arthur Ivey, Vice-President

Passed and Approved this 14<sup>th</sup> (Day) of October (Month), 2020 (Year)