

**Minutes of Regular Meeting
Board of Directors
El Paso County Water Improvement District No. 1
(EPCWID)
August 11, 2021**

DIRECTORS PRESENT	EMPLOYEES PRESENT
Johnny Stubbs, President	Jesus Reyes, General Manager
Larry Ceballos, Secretary	Mary Cortez, Chief Financial Officer
George Brooks, Assistant Secretary	Lisa Aguilar, Chief Administrative Officer
Miguel Teran, Director	Rose Rodriguez, Office Manager/Tax Collector
DIRECTORS NOT PRESENT	Robert Rios, Water Master
Art Ivey, Vice-President	Pete Rodriguez, Maintenance Manager
	Bert Cortez, Licensing Manager
LEGAL COUNSEL	Sharon Atilano, Engineering Assistant
Jim Speer, Attorney At Law	Claudia Ruiz, Administrative Assistant
Phil Bowen, Attorney At Law	Cathy Oyston, Water Records/ Dispatcher Supervisor
Maria O'Brien, Attorney At Law	Omar Martinez, Grant Writer
Renea Hicks, Attorney At Law (via zoom)	
	GUESTS
	Alfonso Herrera, USBP
DISTRICT ENGINEER	Larry Vasquez, USBR
Dr. Al Blair, District Engineer (via zoom)	Javier Paz, Commissioner Holguin
	Gilbert Saldana, El Paso County

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 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 July 14, 2021 meeting of the Board of Directors.

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 draft minutes of the regular meeting held on July 14, 2021 are approved.

4. Report and recommendations by Lisa Aguilar, Chief Administrative Officer/Election Officer, concerning office operations, and elections:
None
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.
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 adjustments for the month of July:**

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:

WHEREAS: Rose Rodriguez, Tax Assessor/Collector/Office Manager for EPCWID1 recommends adjustments or corrections to the tax rolls reviewed during the month of July 2021;

NOW, THEREFORE, BE IT RESOLVED: the following adjustment and correction have been reviewed, approved and are attached to these minutes:

- 1. Lopez David & Terry to United States of America for 2020; and**
- 2. City of El Paso as Trustee for 2020.**

7. General Manager's report concerning the following:

- a. **Request from County of El Paso for the purchase of 24,000 sq. ft. of River Drain bank located in Cuadarilla (600'x40'). No action was taken on this item.**
- b. **Grant Funding Project for 2021 report. No action was taken on this item.**
- c. **Grant Application for 2022 1-million-dollars Riverside Canal, 7,000 feet complete, 80% completed, seepage test completed, engineering completed, 3-year timeline**

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).

- d. **Franklin Canal, 500 thousand dollars, section continued Loop 375 to Franklin Feeder, seepage test completed, engineering to be completed, 3-year timeline**

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).

- e. Salitral Lateral, 300 thousand dollars, seepage test needed, engineering needed, 2-year timeline**

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

- f. Telemetry Automation, 200 thousand dollars, project review needed**

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

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

- g. Proposed license or sale of bank on I-341 lateral land lock issue for farmers. No action was taken on this item.**
- h. Update on EPCWID1 operation during COVID 19. No action was taken on this item.**
- i. Renaming of Engineering Department as Licensing Department and designation of Bert Cortez as manager of Licensing Department reporting directly to General Manager on organization chart**

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 Engineering Department will be renamed as the Licensing Department and Bert Cortez will

be designated as Manager of Licensing Department reporting directly to General Manager on organization chart.

- j. Presentation of proposed design of Riverside Regulating Reservoir and possible options for interim storage of flood and treated sewage water for next year. 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 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. Subdivision Plats within District Boundary requirement in License Manual: **None**

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

- a. **Application 2285, by Inglewood Properties, LLC, for a 25-year- license to construct box culvert within Juan De Herrera Main Lateral, approximately station 326+17.32, for private ingress and egress to adjacent trailer yard, Block 2, Ysleta Grant, El Paso County, Texas**

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

RESOLVED: that Application 2285, by Inglewood Properties, LLC, for a 25-year-license to construct box culvert within Juan De Herrera Main Lateral, approximately station 326+17.32, for private ingress and egress to adjacent trailer yard, Block 2, Ysleta Grant, El Paso County, 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 EPCWID are authorized and directed to execute such license, a copy of which is attached hereto.

- b. **Application 3031, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Branch "B" Lateral (an irrigation canal) at Warwick, approximately station 101+34.70**

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 Application 3031, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Branch "B" Lateral (an irrigation canal) at Warwick, approximately station 101+34.70 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- c. Application 3032, by Transtelco, Inc., for a 25-year-license to construct a subsurface fiber optic cable system across Juan De Herrera Branch “B” Lateral (an irrigation canal) at N. Loop Dr., approximately station 171+21.14**

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 Application 3032, by Transtelco, Inc., for a 25-year-license to construct a subsurface fiber optic cable system across Juan De Herrera Branch “B” Lateral (an irrigation canal) at N. Loop Dr., approximately station 171+21.14 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- d. Application 3033, by Transtelco, Inc., for a 25-year-license to construct a subsurface fiber optic cable system across Mesa Drain (an irrigation canal) at Ivey Rd., approximately station 835+99.23**

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 Application 3033, by Transtelco, Inc., for a 25-year-license to construct a subsurface fiber optic cable system across Mesa Drain (an irrigation canal) at Ivey Rd., approximately station 835+99.23 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- e. Application 3034, by Transtelco, Inc., for a 25-year-license to construct a subsurface fiber optic cable system across Mesa Drain (an irrigation canal) at Bordeaux Dr., approximately station 851+43.43**

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 Application 3034, by Transtelco, Inc., for a 25-year-license to construct a subsurface fiber optic cable system across Mesa Drain (an irrigation canal) at Bordeaux Dr., approximately station 851+43.43 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- f. Application 3035, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Mesa Drain (an irrigation canal) at Zaragoza Rd., approximately station 920+92.74**

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 Application 3035, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Mesa Drain (an irrigation canal) at Zaragoza Rd., approximately station 920+92.74 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- g. Application 3036, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Branch “B” Lateral (an irrigation canal) at Zaragoza Rd., approximately station 44+95.23**

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 Application 3036, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Branch “B” Lateral (an irrigation canal) at Zaragoza Rd., approximately station 44+95.23 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- h. Application 3037, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Branch “B” Lateral (an irrigation canal) at N. Loop Dr., approximately station 12+96.25**

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 Application 3037, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Branch “B” Lateral (an irrigation canal) at N. Loop Dr., approximately station

12+96.25 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- i. Application 3038, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Main Lateral (an irrigation canal) at Zaragoza Rd., approximately station 203+43.84**

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 Application 3038, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Juan De Herrera Main Lateral (an irrigation canal) at Zaragoza Rd., approximately station 203+43.84 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 are authorized and directed to execute such license, a copy of which is attached hereto.

- k. Application 3039, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable system across Middle Drain (an irrigation canal) at Presa Pl., approximately station 753+95.85**

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 Application 3039, by Transtelco, Inc., for a 25-year-license to construct an aerial fiber optic cable

system across Middle Drain (an irrigation canal) at Presa Pl., approximately station 753+95.85 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 are authorized and directed to execute such license, a copy of which is attached hereto.

14. Agreement to classify Non-irrigable land as irrigable land:

- a. **Application 3051, by Joe Garcia, for classification of Lot 30, Block 01, Green Brock #01 Subdivision, approximately (0.31 ac), in the City of El Paso, El Paso County, Texas, as irrigable land**

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

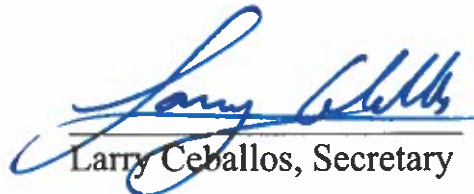
RESOLVED: that Application 3051, by Joe Garcia, for classification of Lot 30, Block 01, Green Brock #01 Subdivision, approximately (0.31 ac), in the City of El Paso, El Paso County, Texas, as irrigable land is approved upon the condition that the applicant meets all requirements of the license, including 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 3052, by Macias Ezequiel, Jr., for classification of Tract 17A, Block 20, San Elizario Grant, approximately (0.61 ac), in the Town of Clint, El Paso County, Texas, as irrigable land**

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

RESOLVED: that Application 3052, by Macias Ezequiel, Jr., for classification of Tract 17A, Block 20, San Elizario Grant, approximately (0.61 ac), in the Town of Clint, El Paso County, Texas, as irrigable land 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.

15. Sale of Surplus District Real Property under 49.226 of the Texas Water Code: None
16. Any or all of the items shown on the attached Closed Meeting Agenda. **The Board then entered into a closed session at 10:25 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 11:20 a.m. with no action having been taken in the closed session.**
17. Consideration of agenda items for next regular board meeting.
18. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:21 a.m.


Larry Ceballos, Secretary

RESOLUTION OF THE BOARD OF DIRECTORS

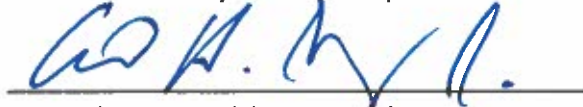
El Paso County Water Improvement District No.1

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 FY2022 Water and Energy Efficiency Grants program for a Grant totaling \$1,000,000 to conserve water and improve the District's water use efficiency by concrete lining a section of the Riverside 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



FOR 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 WaterSMART FY2022 Water and Energy Efficiency Grants program for a Grant totaling \$500,000 to conserve water and improve the District's water use efficiency by concrete lining a section of the Franklin 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

FOR

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 FY2022 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 section of the Salitral Lateral.

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

FOR

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 FY2022 Water and Energy Efficiency Grants program for a Grant totaling \$200,000 to conserve water and improve the District's water use efficiency by making improvements to the District's telemetry system.

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

For