

**Minutes of Regular Meeting
Board of Directors
El Paso County Water Improvement District No. 1
(EPCWID)
September 16, 2022**

DIRECTORS PRESENT	EMPLOYEES PRESENT
Johnny Stubbs, President	Jesus Reyes, General Manager
Art Ivey, Vice-President	Mary Cortez, Chief Financial Officer
Larry Ceballos, Secretary	Lisa Aguilar, Chief Administrative Officer
Miguel Teran, Director	Rose Rodriguez, Tax Assessor/Collector/Office Manager
	Robert Rios, Water Master
NOT PRESENT	Pete Rodriguez, Maintenance Manager
George Brooks, Assistant Secretary	Filberto Cortez, Licensing Manager
	Sharon Atilano, Licensing Assistant
LEGAL COUNSEL	Claudia Ruiz, Administrative Assistant
Phil Bowen, Attorney At Law	Cathy Oyston, Water Records/ Dispatcher Supervisor
Maria O'Brien, Attorney At Law (via zoom)	Omar Martinez, Grant Writer
Renea Hicks, Attorney At Law (via zoom)	Sonia Ontiveros, Tax Collector Assistant
DISTRICT ENGINEER	GUESTS
Dr. Al Blair, District Engineer	Larry Vasquez, U.S. Bureau

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 August 10, 2022 regular and special meetings 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 August 10, 2022 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.
- d. Budget for Fiscal Year 2022-2023.**

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 the Budget for Fiscal Year 2022-2023 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.

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:

WHEREAS: Rose Rodriguez, Tax Assessor/Collector/Office Manager for EPCWID1 recommends adjustments or corrections to the tax rolls for properties with delinquent taxes for 20 or more years as allowed under Texas Property Tax Code Section 33.05(c);

NOW, THEREFORE, BE IT RESOLVED: that the following adjustments and corrections have been reviewed, approved and are attached to these minutes.

- b. 2013-2022 The City of El Paso and it's Public Service Board Assignments, 2013-2022 Lower Valley Water District Assignments and Report on tax suits. No action was taken on this item.**
 - c. Comparison of EPCWID1 tax assessments and collection during 2020 and 2021. No action was taken on this item.**
 - d. Consideration of cancelation of taxes for properties with delinquent taxes for 20 or more years as allowed under Texas Property Tax Code Section 33.05(c). No action was taken on this item.**
7. General Manager's report concerning the following:
- a. Meeting with El Paso Water. No action was taken on this item.**
 - b. Scheduled meeting with Deputy Commissioner Michael Brain and Chief of Staff Sean Torpey, United States Bureau of Reclamation. 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. Consideration of water allocation pursuant to Section 7.B.1 of the 2001 Implementing 3rd Party Contract.**

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. 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. **No action was taken on this item.**
13. Applications for License for Use of District Real Property:
- a. 2 Applications by Texas Gas Service Company, a division of ONEGas, Inc.**
Application 3184, by Texas Gas Service Company, a division of ONEGas, Inc. for a 25-year license to construct a 4-inch

PPE gas line encased in an 8-inch steel pipe, crossing the River Spur Drain at Herring Rd., approximately station 69+66.93

Application 3185, by Texas Gas Service Company, a division of ONEGas, Inc. for a 25-year license to construct a 4-inch PPE gas line encased in an 8-inch steel pipe, crossing the Bernal Lateral at Herring Rd., approximately station 33+32

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 2 applications by Texas Gas Service Company, a division of ONEGas, Inc., are approved upon the condition that the applicant meets all requirements, 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. 9 Applications by MCImetro Access Transmission Services LLC

Application 3205, by MCImetro Access Transmission Services LLC, for a 25-year license for a subsurface fiber optic cable system, crossing Mesa Drain (an irrigation canal) at Zaragoza Rd., at approximately station 922+11.09

Application 3211, by MCImetro Access Transmission Services LLC, for a 25-year license for a subsurface fiber optic cable system, crossing Socorro Lateral (an irrigation canal) at Socorro Rd., at approximately station 97+99.75

Application 3227, by MCImetro Access Transmission Services LLC, for a 25-year license for a subsurface fiber optic cable system, crossing Franklin Canal (an irrigation canal) at Moon Rd., at approximately station 918+31.11

Application 3228, by MCImetro Access Transmission Services LLC, for a 25-year license for an aerial fiber optic cable system, crossing Juan De Herrera Branch B Lateral (an

irrigation canal) at North Loop Rd., at approximately station 172+91.70

Application 3229, by MCImetro Access Transmission Services LLC, for a 25-year license for an aerial fiber optic cable system, crossing Riverside Canal (an irrigation canal) at Pan American Dr., at approximately station 36+13.76

Application 3231, by MCImetro Access Transmission Services LLC, for a 25-year license for an aerial fiber optic cable system, crossing Green Lateral (an irrigation canal) at Alameda Ave., at approximately station 54+60.65

Application 3239, by MCImetro Access Transmission Services LLC, for a 25-year license for an aerial fiber optic cable system, crossing Mesa Drain (an irrigation canal) at Lomaland Dr., at approximately station 1030+62.74

Application 3240, by MCImetro Access Transmission Services LLC, for a 25-year license for an aerial fiber optic cable system, crossing Juan De Herrera Branch A (an irrigation canal) at Lomaland Dr., at approximately station 48+15.66

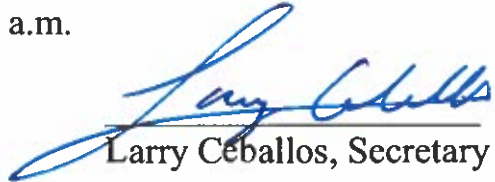
Application 3241, by MCImetro Access Transmission Services LLC, for a 25-year license for an aerial fiber optic cable system, crossing Combined La Union Lateral (an irrigation canal) at Upper Valley Rd., at approximately station 536+57.22

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

RESOLVED: that 9 applications by MCImetro Access Transmission Services LLC, are approved upon the condition that the applicant meets all requirements, 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. Sale of Surplus District Real Property under 49.226 of the Texas Water Code. **No action was taken on this item.**

15. Any or all of the items shown on the attached Closed Meeting Agenda.
The Board then entered into a closed session at 11:06 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 11:21 a.m. with no action having been taken in the closed session.
16. Consideration of agenda items for next regular board meeting.
17. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:22 a.m.


Larry Ceballos, Secretary