

**Minutes of Regular Meeting
 Board of Directors
 El Paso County Water Improvement District No. 1
 (EPCWID)
 April 12, 2023**

DIRECTORS PRESENT	EMPLOYEES PRESENT
Art Ivey, Vice-President	Jay Ornelas, PE General Manager
Larry Ceballos, Secretary	Lisa Aguilar, Chief Administrative Officer
George Brooks, Assistant Secretary	Mary Cortez, Chief Financial Officer
Miguel Teran, Director	Rose Rodriguez, Tax Assessor Collector
	Pete Rodriguez, Maintenance Manager
NOT PRESENT	Robert Rios, Water Master
Johnny Stubbs, President	Sharon Atilano, Licensing Manager
	Cathy Oyston, Water Records/ Dispatcher Supervisor
LEGAL COUNSEL	Claudia Ruiz, Administrative Assistant
Phil Bowen, Attorney At Law	David Ortega, Licensing Field Representative
Maria O'Brien, Attorney At Law	
	GUESTS
DISTRICT ENGINEER	Robert Kimpel, Guest
Dr. Al Blair, PE District Engineer	Theresa Jomay, PBM
	Rene Pena, PBM
	Samantha Stiffler, USIBWC
	Woody Irving, Reclamation
	Ignacio Ortega, Guest
	Jaime Cisneros, Border Patrol

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 March 15, 2023 special meetings of the Board of Directors.

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 draft minutes of the special meeting held on March 15, 2023 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. **Quarterly Investment Report.**

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 Quarterly Investment Report for period ending March 31, 2023 is approved.

- e. **EPCWID Annual Audit Report for Fiscal Year 2021-2022.** No action was taken on this item.

6. Report and recommendations by Rose Rodriguez, Tax Assessor Collector, 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 the following are the tax adjustments for the month of March:

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

WHEREAS: Rose Rodriguez, Tax Assessor/Collector for EPCWID1 recommends adjustments or corrections to the tax rolls reviewed during the month of March 2023;

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

- 1. Surrender Ministries of Texas, \$39.08, 2022;**
- 2. Surrender Ministries of Texas, \$42.46, 2022;**
- 3. Vidal Holguin Fresquez Testamentary Trust, (\$87.63), 2020, 2021 and 2022;**
- 4. City of El Paso Trustee, (\$2.24), 2003 to 2018;**
- 5. City of El Paso Trustee, (\$9.08), 2003 to 2017;**
- 6. City of El Paso Trustee, (\$17.32), 2003 to 2012;**
- 7. City of El Paso Trustee, (\$23.47), 2007 to 2020;**
- 8. City of El Paso Trustee, (\$4.64), 2003 to 2008;**
- 9. City of El Paso Trustee, (\$25.30), 2007 to 2021;**
- 10. El Paso County Trustee, (\$450.65), 2003 to 2011;**
- 11. El Paso County Trustee, (\$12.00), 2003 to 2019;**
- 12. El Paso County Trustee, (\$380.94), 2003 to 2017;**
- 13. El Paso County Trustee, (\$169.19), 2003 to 2021;**
- 14. El Paso County Trustee, (\$131.60), 2003 to 2021;**
- 15. El Paso County Trustee, (\$61.78), 2003 to 2019;**
- 16. El Paso County Trustee, (\$34.11), 2008 to 2014;**
- 17. El Paso County Trustee, (\$11.26), 2003 to 2005;**
- 18. El Paso County Trustee, (\$13.25), 2003 to 2005;**

- 19. El Paso County Trustee, (\$53.72), 2003 to 2009;**
- 20. El Paso County Trustee, (\$13.07), 2012 to 2018.**

- b. 2013-2023 The City of El Paso and it's Public Service Board Assignments, 2013-2023 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 2021 and 2022.** No action was taken on this item.
7. General Manager's report concerning the following:
- a. Meeting with IBWC Commissioner on April 13, 2023.** 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.
 - e. Engineering work related to grants and proposals.** 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.

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

RESOLVED: the District's initial irrigable land allocation, effective on May 17, 2023, is 2.5-acre feet per acre for the 2023 primary irrigation season, including without limitation irrigable land owned by a tax-exempt entity and the irrigable land tracts under 2 acres.

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

RESOLVED: the final amount available for delivery to the City of El Paso starting on May 17, 2023, is 21,087 acre-feet for 2023, which is equal to the amount of water specified for a 3 acre-foot per acre annual delivery allocation in Table 1 of the 2001 Rio Grande Project Implementing Third-Party Contract among the United States of America Department of the Interior Bureau of Reclamation, the El Paso County Water Improvement District No. 1, and the City of El Paso joined by its Public Service Board.

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

- a. **Application 3077, by Conde Inc., for Ranch Escondido Estates Subdivision, being tract 2E2, Block 11, Socorro Grant, City of Socorro, El Paso County, Texas, containing 7.0390 acres-a 10' gas easement was added to plat**

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 3077, by Conde Inc., for Ranch Escondido Estates Subdivision, being tract 2E2, Block 11, Socorro Grant, City of Socorro, El Paso County, Texas, containing 7.0390 acres-a 10' gas easement was added to plat, for submission of an irrigable land exhibit is approved.

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

- a. **Application 3370, Memorandum of Understanding Between United States Customs and Border Protection and El Paso County Water Improvement District No. 1 for Vegetation Control in Irrigation and Drainage Canals Adjacent to the Rio Grande in El Paso County, Texas. No action was taken on this item.**
- b. **Application 3368, by Smithco Construction, for a temporary construction license for a storage yard for materials and dirt, on the left bank of the Montoya Drain (an irrigation canal) at Riverbend Rd., approximately station 147+00**

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 3368, by Smithco Construction, for a temporary construction license for a storage yard for materials and dirt, on the left bank of the Montoya Drain (an irrigation canal) at Riverbend Rd., approximately station 147+00, 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. Approval of Construction Dewatering Licenses for Conveyance Groundwater:

- a. **Application 3199, by The City of El Paso through its El Paso Water Utilities, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the Montoya Drain for the El Paso Lockett Wastewater Replacement**

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 3199, by The City of El Paso through its El Paso Water Utilities, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the Montoya Drain for the El Paso Lockett Wastewater Replacement, 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.

15. Letters of Approval and/or Amendments of existing License Agreements:

- a. **2 Letters of Approval under existing License Agreements for Town of Clint**

License 333-Application 3350, by Town of Clint, to reconstruct Fenter road, crossing Mesa Drain (an irrigation canal), at approximately station 392+10

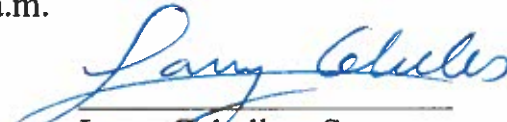
License 332-Application 3351, by Town of Clint, to reconstruct Fenter road, crossing Salitral Lateral (an irrigation canal), at approximately station 182+66

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 2 Letters of Approval under existing License Agreements 332 and 333 by the Town of Clint, to reconstruct Fenter road, crossing Mesa Drain and Salitral Lateral are 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.

Agreement to classify Non-irrigable land as irrigable land: **None.**

16. Sale of Surplus District Real Property under 49.226 of the Texas Water Code. **None.**
17. Grants Agreements involving District Real Property. **None.**
18. Any or all of the items shown on the attached Closed Meeting Agenda.
The Board then entered into a closed session at 11:23 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 11:56 a.m. with no action having been taken in the closed session.
19. Consideration of agenda items for next regular board meeting.
20. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:56 a.m.


Larry Ceballos, Secretary