

**Minutes of Regular Meeting  
Board of Directors  
El Paso County Water Improvement District No. 1  
("EPCWID")  
October 8, 2014**

<b>DIRECTORS PRESENT</b>	<b>OTHERS PRESENT</b>
<b>Johnny Stubbs, President</b>	<b>Jesus Reyes, General Manager</b>
<b>Indar Singh, Secretary</b>	<b>Phil Bowen, Attorney At Law</b>
<b>Larry Ceballos, Director</b>	<b>Jim Speer, Attorney At Law</b>
<b>Miguel Teran, Director</b>	<b>Al Blair, District Engineer/Consultant</b>
<b>DIRECTORS NOT PRESENT</b>	<b>Mary Cortez, Accountant</b>
<b>Art Ivey, Vice-President</b>	<b>Jay Ornelas, Assistant District Engineer</b>
	<b>Sharon Atilano, Administrative Assistant</b>
	<b>Robert Rios, Water Master</b>
	<b>Pete Rodriguez, Maintenance Manager</b>
	<b>Lisa Aguilar, HR Manager</b>
	<b>John Sproul, UTEP, Rio Bosque</b>

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 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. Approval of minutes of August 27, 2014 meeting of the Board of Directors.

Draft minutes of the Regular Meeting on August 27, 2014 of the Board of Directors were presented for approval.

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

**RESOLVED: that the draft minutes of the Regular Meeting held on August 27, 2014 are approved.**

4. Report and recommendations by Mary Cortez, Accountant, concerning financial information, expenditures, budget, and investment policy:
  - a. **August and September Reports for the months ending August 31, 2014 and September 30, 2014 were presented to the Board of Directors. No action was taken on this item.**
  - b. **\$500 Expenditure Reports for the months of August and September 2014 was presented to the Board of Directors. No action was taken on this item.**
  - c. **Quarterly Investment Reports for June and September**

After a motion by Larry Ceballos, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board it was:

**RESOLVED: that the Quarterly Investment Reports for June and September are approved, a copy of which are attached hereto.**

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.**

**The delinquency report was presented and reviewed by the Tax Assessor/Collector/Office Manager.**

- b. **2013 El Paso Public Service Board leases and assignments. No action was taken on this item.**
- c. **Comparison of EPCWID tax assessments and collection and during 2012 and 2013. No action was taken on this item.**
- d. **Report on tax suits and interventions filed by EPCWID. No action was taken on this item.**

- e. Setting of assessments against all irrigable land in EPCWID and setting of assessments against persons who use water, in accordance with Texas Water Code.**

After a motion by Indar Singh, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board it was:

**RESOLVED: that the tax assessment against all irrigable land for the year from January 1 through December 31, 2014 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 account service charge for irrigable land accounts shall be \$12.00 per owner. These assessments are due upon receipt and become delinquent on February 1, 2015.**

- f. Setting contract rates in 2014 for water supplied to tax exempt entities.**

After a motion by Larry Ceballos, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board it was:

**RESOLVED: that the contract rate for the 2014 calendar year for 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. Report on Albuquerque, N.M. meeting with USBR, EBID and Rio Compact Engineer reference Environmental Assessment on Operating Agreement. No action was taken on this item.**
- b. Trip to attend NWRA conference in San Diego, California on November 12<sup>th</sup>-14<sup>th</sup> and meeting with USBR Commissioner to discuss grant funding. No action was taken on this item.**
- c. Proposed routes for FM 1110 from 1-10 to Texas 20 (Alameda) and extending to Border Highway east extension. No action was taken on this item.**
- d. Approval of Organizational Chart.**

After a motion by Larry Ceballos, seconded by Indar Singh, duly considered and carried by unanimous vote of the Board it was:

**RESOLVED: that the El Paso County Water Improvement District No. 1 Organizational Chart is approved, a copy of which is attached hereto.**

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. **Replacement of existing siphons and culverts at 11 sites by Union Pacific Railroad and reimbursement of Agreement for Salitral Lateral.** No action was taken on this item.

8. The United States of America v 0.4685 Acres of Land, More of Less, Situate in El Paso County, State of Texas; and 0.1858 Acres of Land, More or Less, Situate in El Paso County State of Texas; and 0.2387 Acres of Land, More or Less, Situate in El Paso County, State of Texas; and El Paso County Water Improvement District No. 1 in Cause No. EP14CV0298.

**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. Consideration of Applications to Use District Property or Approval of Subdivision Plats meeting requirements of License Manual: **None**

Letters of Approval or Termination under existing License Agreements or Transfers of License: **None**

Letters of Approval under existing License Agreements or Transfers of License: **None**

Requests for approval of Applications for Licenses for use of District property:

- a. **Application 1637, by Socorro Health Realty, L.L.C., a domestic limited liability company in the State of Texas, for a 50 year license to cross the Franklin Canal, at approximately Station 928+42, to construct a bridge for a roadway to access a new rehabilitation/nursing facility from Alameda Avenue. No action was taken on this item.**
- b. **Application 1686, by Time Warner Cable, Inc., for a 25 year license to construct a new CATV overhead line across the Franklin Canal and TX HWY 20 (Alameda Avenue) at approximately station 324+66.**

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

**RESOLVED: that Application 1686, by Time Warner Cable, Inc., for a 25 year license to construct a new CATV overhead line across the Franklin Canal and TX HWY 20 (Alameda Avenue) at approximately station 324+66 is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and costs 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 No. 1 are authorized and directed to execute such license, a copy of which is attached hereto.**

- c. **Application 1690, by The City of El Paso, for a 60 day temporary construction license to construct a 24-inch storm sewer system in the Montoya Drainage Canal at Country Club Road to Country Club Place**

After a motion by Indar Singh, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board it was:

**RESOLVED: that Application 1690, by The City of El Paso, for a 60 day temporary construction license to construct a 24-inch storm sewer system in the Montoya Drainage Canal at Country Club Road to Country Club Place is approved upon the condition that the applicant meets all requirements of the license, including paying all fees and costs 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 No. 1 are authorized and directed to execute such license, a copy of which is attached hereto.**

- d. **Application 1683, by El Paso Water Utilities-Public Service Board, for a 25 year license to construct a 36-inch reclaimed water main crossing the Rio Intercepting Drainage Canal at approximately Station 39+65. No action was taken on this item.**

Approval of Construction Dewatering Licenses for conveying groundwater: **None**

Agreement to Classify Non-Irrigable Land within EPCWID No. 1 as Irrigable Land and to Establish Covenants Running with Such Land: **None**  
License for use of District facilities for conveyance of treated wastewater:

**None**

Letter of Approval of Maintenance Work under existing crossings or structures: **None**

Letter to City of El Paso regarding preliminary plat for subdivision: **None**

Letters of No Objection for utilities installed with Rights-of-Ways of Public Roads: **None**

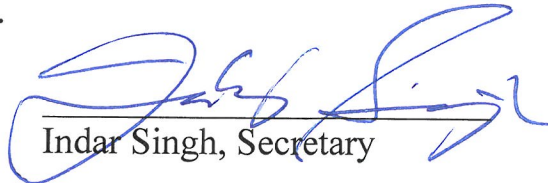
13. Status of and/or action on bids for purchases or sale and/or easements of real property:

- a. **Proposal by United States of America to acquire easements from EPCWID over the Franklin Feeder Canal for access near Socorro Ponds and two locations over the San Elizario Lateral for access near Chicken Ranch Road.** No action was taken on this item.
- b. **Discuss meeting with El Paso Water Utilities in regards to lease of Montoya Drain, Nemexas Drain and Border Spur Drain.** No action was taken on this item.
- c. **Discuss offer on a portion of Franklin Drain near Loop 375.** No action was taken on this item.

14. Any or all of the items shown on the attached Closed Meeting Agenda.

**The Board then entered into a closed session at 9:56 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 11:58 a.m. with no action having been taken in the closed session.**

15. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 12:02 p.m.

  
Indar Singh, Secretary