

**Notice and Agendas of Open and Closed Meetings of El Paso County Water Improvement District No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on Tuesday, May 20, 2014 at 8:30 a.m.**

In accordance with the Texas Open Meetings Act, notice is hereby given that the Board of Directors of the El Paso County Water Improvement District No. 1 ("EPCWID") will meet in open and closed meetings at the above location, date, and time to consider and act upon the following:

**Open Meeting Amended Agenda**

1. Call to order and establishment of a quorum
2. Welcome of guests
3. Swearing in of unopposed re-elected directors
4. Election of EPCWID Officers
5. Second Amended and Restated Joint Confidentiality Agreement Relating to Rio Grande Litigation
6. Approval of minutes of 4/9/2014 meeting of the Board of Directors
7. Report and recommendations by Mary Cortez, Accountant, concerning financial information, expenditures, budget, and investment policy:
  - a. **February, March and April Financial Reports**
  - b. **\$500.00 Expenditure Report**
  - c. **Quarterly Investment Report**
  - d. **FY 2013-2014 Budget Amendment**
8. 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**
  - b. **2013 El Paso Public Service Board leases and assignments**
  - c. **Comparison of EPCWID tax assessments and collection and during 2012 and 2013**
  - d. **Report on tax suits and interventions filed by EPCWID**
9. General Manager's reports concerning the following:
  - a. **Water allocation by United States Bureau of Reclamation**
  - b. **Report on irrigation season 2014, and water release budget**
  - c. **United States Department of Interior invitation to participate in U.S. Geological Survey study and appoint Technical Expert (Al Blair)**
10. District Engineer's report and recommendations concerning the following:
  - a. **Rio Grande Project Operating Agreement Accounting**
  - b. **Rio Grande Compact Accounting**
  - c. **Reclassification of approximately 179 acres within Rio Bosque Park as irrigable land**
  - d. **Consider Agreement for Engineering and other work related to Union Pacific Railroad's request to relocate existing irrigation canal siphons and culverts**

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2014 MAY 15 P 3:49  
Della D. ...  
COUNTY CLERK  
EL PASO COUNTY, TEXAS

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11. Maintenance Manager's reports and recommendations concerning the following:

**Drain maintenance program and water delivery system**

12. Water master's report and recommendations concerning the following:

**Water use and availability**

13. Water delivery allocations to EPCWID water users and water available by contract.

14. Applications to Use District Property or

Request for approval of subdivision plats meeting requirements of License Manual: **None**

Requests for approval of applications for Licenses to use of EPCWID Real property:

- a. **Application 1591, by El Paso Water Utilities- Public Service Board, to construct a 60-inch storm water force main inside a 78-inch steel casing crossing the Franklin Canal at approximately Station 222+80 and San Marcial Street**
- b. **Application 1619, by Time Warner Cable, Inc., for a 15 year license to construct a new cable television overhead line across the Y-147 Lateral and F.M. 76 (North Loop Road) at approximately station 7+99**
- c. **Application 1620, by Time Warner Cable, Inc., for a 15 year license to construct a new cable television overhead line across the Franklin Canal and Texas Highway 20 (Alameda Avenue) at approximately station 976+50**
- d. **Application 1621, by Time Warner Cable, Inc., for a 15 year license to construct a new cable television overhead line across the Middle Drainage Canal and F.M. 1281 (Horizon Boulevard) at approximately station 588+80**
- e. **Application 1638, by El Paso Electric Company, for a license to access EPCWID right of way, district wide, for operation and maintenance of El Paso Electric electrical system**

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

Application to Classify Land within EPCWID as Irrigable: **None**

License for use of EPCWID facilities for conveyance of treated wastewater or purchase of El Paso Valley Drainage Water: **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**

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

a. **Declaration as surplus land and authorization to sell a portion of the Clint Spur Drain in the old Clint yard**

b. **Offer by El Paso Water Utilities-Public Service Board to purchase Playa Drain**

*Rita Dierker*  
COUNTY CLERK  
EL PASO COUNTY, TEXAS

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- 16. Any or all of the items shown on the attached Closed Meeting Agenda
- 17. Adjournment

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*Debra Dierman*  
COUNTY CLERK  
EL PASO COUNTY, TEXAS

At any time during the open meeting, the Board of Directors may retire into a closed meeting to discuss the subjects shown on the Closed Meeting Agenda after the presiding officer publicly announces that a closed meeting will be held; and identifies the section or sections of Chapter 551 of the Texas Government Code under which the closed meeting is held.

**Notice and Agendas of Open and Closed Meetings of El Paso County Water Improvement District No. 1 ("EPCWID") to be held at 13247 Alameda Avenue, Clint, Texas on Tuesday, May 20, 2014 at 8:30 a.m.**

**Closed Meeting Amended Agenda**

1. Pursuant to Texas Gov. Code §551.071 the Board of Directors will conduct a private consultation with its attorneys seeking advice of such attorneys regarding the following pending or contemplated litigation; or settlement offer(s); or on the following matter(s) in which the duty of the attorneys to EPCWID under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflict with chapter 551 of the Texas Government Code:
  - a. **New Mexico Lower Rio Grande Water Rights Adjudication No. CV-96-888**
  - b. **Suit by State of New Mexico against U.S.A. to invalidate Operating Agreement**
  - c. **Status of State of Texas v State of New Mexico and State of Colorado, no. 220141 Original in the United States Supreme Court and Intervention by the United States**
  - d. **Lawsuit by Bond Memorial United Methodist Church et al. against "Red Cliff"; Red Cliff, Inc.; CEA Group; CEA Engineering Group Inc.; Ulises Estrada; "Bain Construction"; Bain Construction, Inc.; Bain Enterprises LLC; Jaime Rojas; "CQC"; CQC Testing & Engineering, LLC; "Western Dewatering"; and Western Dewatering, Inc. filed by numerous plaintiffs in Cause No. 2012-DCV07270 in the 384<sup>th</sup> District Court of El Paso County, Texas**
  - e. **Second Amended and Restated Joint Confidentiality Agreement Relating to Rio Grande Litigation**
2. Pursuant to Texas Government Code §551.072, the Board will conduct a closed meeting to discuss the sale, purchase, exchange, lease or value of real property as shown on the open meeting agenda:
  - a. **Any of the items under the open agenda under item 14**
  - b. **Reclassification of approximately 179 acres within Rio Bosque Park as irrigable land**
  - c. **Declaration as surplus land and authorization to sell a portion of Clint Spur Drain in the old Clint yard**
  - d. **Offer by El Paso Water Utilities-Public Service Board to purchase Playa Drain**
3. Pursuant to Texas Government Code §551.074, the Board will conduct a closed meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the below indicated officer(s) or employee(s) of EPCWID indicated below:

**None**
4. Pursuant to Texas Government Code §551.076, the Board will conduct a closed meeting to deliberate Security Devices or Security Audits:

**Security Audit of District Computer and Data Storage**

In accordance with §551.102, Texas Gov. Code, during the closed meeting there will be no oral action, decision, or vote on any of the above closed meeting agenda items. The Board of Directors may move any of the closed meeting agenda items to the open meeting for consideration and action.

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