

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 Wednesday, August 19, 2020 at 9:00 a.m. MDT

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 Agenda

1. Call to order and establishment of a quorum.
2. Welcome of guests and public comments.
3. Minutes of July 15, 2020 meeting of the Board of Directors.
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**
 - b. **\$500.00 Expenditure Report**
 - c. **Legal & Consulting Fees Budget Report**
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**
 - b. **2013-2019 El Paso Public Service Board Assignments, 2013-2019 Lower Valley Water District Assignments and Report on tax suits**
 - c. **Comparison of EPCWID tax assessments and collection during 2017 and 2018**
7. General Manager's report concerning the following:
 - a. **Update on EPCWID operations during COVID 19.**
 - b. **Discuss and consider purchase of Socorro Ponds for use as a regulating reservoir.**
 - c. **License 2050, by the County of El Paso, for a 50-year license for all County Roads crossing EPCWID facilities, within the County of El Paso, Texas**
8. District Engineer's reports and recommendations concerning the following:
 - a. **Rio Grande Project Operating Agreement Accounting**
 - b. **Rio Grande Compact Accounting**
 - c. **Rio Grande Project Water Supply and Water Allocations**
 - d. **Status of 3rd Party Construction in District Canals and Drains**
9. Maintenance Manager's reports and recommendations concerning the following:

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a. Drain maintenance program and water delivery system

10. Water Master's reports and recommendations concerning the following:

a. Water use and availability

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

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

- a. Application 2240, by CAD Consulting, Inc., for Iwaloye Properties, L.L.C., Femidavid Subdivision, being all of Tracts 4C, 4D, 4E, 4F, 4G, 4H, 4J, 4K, 4L, and 5, Block 8, City of El Paso, El Paso County, Texas, containing 6.1171 acres, Submission of Irrigable Land Exhibit**

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

- a. Application 2150, by the County of El Paso, for a 25-year license to cross the Madre Lateral for ingress and egress to Casa Ronquillo in San Elizario, Texas**
- b. Application 2207, by William Kell, as Trustee of the Cervantes Revocable Trust, for a 50-year license to cross the Montoya Lateral Branch "A", approximately Station 65+65, via an existing bridge structure for private ingress and egress to Tract 7-B-1, Block 38 in the San Elizario Grant in the County of El Paso**
- c. Application 2227, by Spectrum Gulf Coast, L.L.C., for a 25-year license to construct an aerial Fiber Cable across Ysla Lateral (an irrigation canal) at North Loop and Angel Barcena St., approximately station 278+70**

14. Sale of Surplus District Real Property under 49.226 of the Texas Water Code: **None**

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

16. Consideration of agenda items for next regular board meeting.

17. Adjournment.

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.

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Closed Meeting (Executive Session) 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-SSI 97-104/107.**
 - b. **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.**
 - c. **State of New Mexico ex rel. Office of The New Mexico State Engineer, Plaintiff-Appellee, v. Margie Garcia Oscar v. Butler, Rose Marie Arispe Butler and Sammie Singh, Defendants-Appellants, and Elephant Butte Irrigation District, et. al., Defendants No. A-1-CA-36269.**
 - d. **Albert Lopez & Lexby Lopez vs. City of El Paso, Texas, EPCWID#1, Mid-West Textile Company and Union Pacific Railroad Company, Cause # 2017-DCV0065.**
 - e. **Rogelio Trevizo vs. El Paso County Water Improvement District #1, Cause # 2019DCV1164.**
2. Pursuant to Texas Government Code §551.072, the Board will conduct a closed meeting to discuss the licensing, sale, purchase, exchange, lease or value of real property as shown on the open meeting agenda under items 7, 12, 13 and/or 14.
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 EPCWID1 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.
5. Pursuant to Texas Government Code §551, the Board will conduct a closed meeting to receive advice regarding professional service contracts.

In accordance with §551.102, Texas Gov. Code, during the closed meeting there will be no final 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.