

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, April 12, 2023 at 9:00 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 (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 March 15, 2023, meetings of the Board of Directors.
4. Report and recommendations by Lisa Aguilar, Chief Administrative Officer/Election Officer, concerning office operations and elections.
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**
 - d. **Quarterly Investment Report**
 - e. **EPCWID Annual Audit Report for Fiscal Year 2021-2022**
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**
 - b. **2013-2023 The City of El Paso on behalf of Public Service Board Assignments, 2013-2023 Lower Valley Water District Assignments and Report on tax suits**
 - c. **Comparison of EPCWID tax assessments and collection during 2021 and 2022**
7. General Manager's report concerning the following:
 - a. **Meeting with IBWC Commissioner on April 13, 2023**
8. District Engineer's reports and recommendations concerning the following:
 - a. **Rio Grande Project Operating Agreement Accounting**
 - b. **Rio Grande Project Compact Accounting**
 - c. **Rio Grande Project Water Supply and Water Allocations**
 - d. **Status of 3rd Party Construction in District Canals and Drains**
 - e. **Engineering work related to grants and proposals**
9. Maintenance Manager's reports and recommendations concerning the following:
 - a. **Drain maintenance program and water delivery system**

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IN MY OFFICE

2023 APR 06 AM 9:59

DELIA BRIONES
COUNTY CLERK
EL PASO COUNTY, TEXAS

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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: **None**
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**
13. Applications for Licenses 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**
 - 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**
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 Luckett Wastewater Replacement**
15. Letters of Approval and/or Amendments of existing License Agreement:
 - 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

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. Grant Agreements involving District Real Property: **None**
18. Any or all of the items shown on the attached Closed Meeting Agenda.
19. Consideration of agenda items for next regular board meeting.
20. 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. 22O141 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. **Rogelio Trevizo vs. El Paso County Water Improvement District #1, Cause No. 2019DCV1164**
 - e. **Alliance Esg, Llc D/B/A Alliance Environmental Services Group And Gerald And Christine Goodwin, Individually, Plaintiffs, Vs. El Paso County Water Improvement District No. 1, Defendant, Cause No. 2020dcv2782**
 - f. **Julio F. Cervantes, Plaintiff v. El Paso County Water Improvement District No. 1 and Joshua Nathan Quinn, Defendant, Cause No. 722-00027-CV**
 - g. **Carlos Rangel, Plaintiff v. Pedro Sarinana and El Paso County Water Improvement District No. 1, Defendant, Cause No. 2022DCV0546**
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 12, 13, 14, 15, and/or 16.
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.
5. Pursuant to Texas Government Code §551, the Board will conduct a closed meeting to receive advice regarding professional service contracts. **None.**

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.