

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, November 15, 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 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

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IN MY OFFICE

2023 NOV 09 PM 2:31

DELIA BRIONES
COUNTY CLERK
EL PASO COUNTY, TEXAS

1. Call to order and establishment of a quorum.
2. Welcome of guests and public comments.
3. Minutes of October 11, 2023 meeting of the Board of Directors.
4. Report and recommendations by Lisa Aguilar, Chief Administrative Officer/Election Officer, concerning office operations and elections:
 - a. **Proposed official holiday for December, 2023**
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 and Consulting Fees Budget Report**
6. Report and recommendations by Rose Rodriguez, Tax 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**
 - d. **Certify 2022-2023 Tax Roll**
7. General Manager's report concerning the following:
 - a. **Award of Bid for Excavation and Disposal of Sandy Sediment from Riverside Canal**
 - b. **Award of Bid for Concrete for Franklin Feeder Canal Shotcrete Project**
 - c. **Award of Bid for Excavation and Disposal of Sandy Sediment from Franklin Canal**
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**
9. Water Master's reports and recommendations concerning the following:

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a. Water use and availability

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

a. Drain maintenance program and water delivery system

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

12. Subdivision Plats within District Boundary requirement in License Manual (irrigable land exhibit):

- a. Application 3312, by Socorro Land Partners, LLC, for Socorro Logistics Center Unit Two, being all of tract 8, 9, 10A and 11C and a portion of tract 10A1 and 11C1, block 5, Socorro Grant, City of Socorro, El Paso County, Texas, containing 60.74 acres**
- b. Application 3338, by Socorro Logistics Land, LLC, for Socorro Logistics Commercial Center #1, being a portion of tracts 13A, 13A2B, 14A2, and 14F, block 5, Socorro Grant, City of Socorro, El Paso County, Texas, containing 8.40 acres**
- c. Application 3386, by Socorro Logistics Land, LLC, for Socorro Logistic Center Unit Three, being a portion of tract 13A, block 5, Socorro Grant, City of Socorro, El Paso County, Texas, containing 6.5152 acres**
- d. Application 3387, by Socorro Logistics Land, LLC, for Socorro Logistics Center Unit Four, being all of tract 1C, block 1, and tract 1A, block 2, Ysleta Grant, City of El Paso, El Paso County, Texas, containing 10.6331 acres**
- e. Application 3404, by Cuarto Land Holding LLC c/o Del Rio Engineering Inc., for Rio Vista Estates Unit I, being a portion of tracts 15-C-1 and 15-D, block 13, Upper Valley surveys, El Paso County, Texas, containing 4.50 acres**
- f. Application 3405, by Cardances Properties, LLC, for San Francisco Estates Subdivision, being tract 1-A-2-A, block 11, Upper Valley survey, El Paso County, Texas, containing 5.917 acres**

13. Applications for Licenses and Memorandums of Understanding for Use of District Real Property:

- a. Application 3311, by City of El Paso through its El Paso Water Utilities Public Service Board, for a 25-year license to construct a 16-inch PVC well water collector line inside a 32-inch steel casing crossing Riverside Canal (an irrigation canal), at approximately station 54+50**
- b. Application 3388, by City of El Paso, for a temporary construction license for a temporary residential access roadway ramp across the Juan De Herrera Lateral Branch "A" (an irrigation lateral), at Holmsley Trail, at approximately station 133+16**

2 Applications for Lower Valley Water District

- a. Application 3316, by Lower Valley Water District, for a 25-year license to place a 12-inch water line inside a 24-inch steel casing across the Mesa Drain (a drainage canal), on Logistics Center Court, at approximately station 783+50**

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- b. Application 3317, by Lower Valley Water District, for a 25-year license to place a 12-inch potable water line inside a 24-inch steel casing across the Juan De Herrera Lateral Branch “C” (an irrigation lateral), on Logistics Center Court, at approximately station 17+64**

4 Applications for El Paso Electric Company

- a. Application 3431, by El Paso Electric Company, for a 50-year license for an upgrade of existing transmission line and pole, crossing the Barrial Lateral (an irrigation lateral), at Socorro Rd., at approximately station 12+74**
- b. Application 3432, by El Paso Electric Company, for a 50-year license for an upgrade of existing transmission line and pole, crossing the Quemada Lateral (an irrigation lateral), at Socorro Rd., at approximately station 15+46**
- c. Application 3435, by El Paso Electric Company, for a 50-year license for a three-phase overhead power line, crossing the Juan De Herrera Lateral Branch “C” (an irrigation lateral), at Market Place, at approximately station 30+87**
- d. Application 3436, by El Paso Electric Company, for a 50-year license for a three-phase overhead power line, crossing the Mesa Drain (an irrigation drainage canal), at Market Place, at approximately station 773+02**

14. Letters of No Objection for Natural Gas Service installed with the Rights-of-Ways of Public Roads:

- a. Application 3437, by Texas Gas Service, a Division of ONE Gas, for installation of a 2-inch PE carrier pipe encased in a 4-inch steel casing, crossing the Ysla Lateral (an irrigation lateral), at Half Moon Pass, at approximately station 36+27**
- b. Application 3438, by Texas Gas Service, a Division of ONE Gas, for installation of a 2-inch PE carrier pipe encased in a 4-inch steel casing, crossing the Juan De Herrera Lateral (an irrigation lateral), at Barbara Ave., at approximately station 357+28**

15. Approval of Construction Dewatering Licenses for Conveyance Groundwater:

2 Applications for Bain Construction

- a. Application 3443, by Bain Construction, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the Franklin Canal**
- b. Application 3444, by Bain Construction, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the Clint Lateral**

16. Letters of Approval and/or Amendments of existing License Agreement:

- a. License 1990-Application 3313, by City of Socorro, to place a 6’x 6’ concrete box culvert within the Juan de Herrera Lateral Branch “C” (an irrigation lateral), for a new roadway in Socorro Logistics Commercial Center #1 subdivision, approximately station 17+81**

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- b. License 1990-Application 3315, by City of Socorro, to place an 10'x 6' concrete box culvert within the Mesa Drain (a drainage canal), for a new roadway, in Socorro Logistics Commercial Center #1, approximately station 783+41**

- 17. Agreement to classify Non-irrigable land as irrigable land. **None.**
- 18. Sale of Surplus District Real Property under 49.226 of the Texas Water Code. **None.**
- 19. Grant Agreements involving District Real Property:
 - a. TXDOT Grants to County of El Paso Grants for Paso Del Norte multi-use trail adjacent to Texas 20 Highway between Fabens and Tornillo, Texas**
- 20. Any or all of the items shown on the attached Closed Meeting Agenda.
- 21. Consideration of agenda items for next regular board meeting.
- 22. 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**
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 11, 12, 13, 14, 15, 16, 17, 18 and/or 19.
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.