

**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, March 13, 2024 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**

1. Call to order and establishment of a quorum.
2. Welcome of guests and public comments.
3. Minutes of February 14, 2024 and February 26, 2024 meetings 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 and Consulting Fees Budget Report**
  - d. **EPCWID FY 2022-2023 Audit**
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 2022 and 2023**
7. General Manager's report concerning the following:
  - a. **Visit from Upper Colorado Regional Director, Wayne Pullan, May 7-8, 2024**
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 3<sup>rd</sup> Party Construction in District Canals and Drains**
9. Water Master's reports and recommendations concerning the following:
  - a. **Water use and availability**
10. Maintenance Manager's reports and recommendations concerning the following:
  - a. **Drain maintenance program and water delivery system**

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IN MY OFFICE

2024 MAR 08 AM 9:10

DELIA BRIONES  
COUNTY CLERK  
EL PASO COUNTY, TEXAS

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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): **None**
13. Applications for Licenses and Memorandums of Understanding for Use of District Real Property:
  - a. **2 Applications for Lower Valley Water District**

**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**

**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**
  - b. **4 Applications for FiberLight**

**Application 3445, by FiberLight, for a 25-year license for a subsurface fiber optic cable system crossing the Wadlington Lateral (an irrigation lateral), at Alameda Avenue, approximately station 1+36**

**Application 3446, by FiberLight, for a 25-year license for a subsurface fiber optic cable system crossing the Ysla Lateral (an irrigation lateral), at Alameda Avenue, approximately station 1+14**

**Application 3447, by FiberLight, for a 25-year license for a subsurface fiber optic cable system crossing the Daugherty Lateral (an irrigation lateral), at Alameda Avenue, approximately station 1+14**

**Application 3448, by FiberLight, for a 25-year license for a subsurface fiber optic cable system crossing the Salitral Lateral (an irrigation lateral), at Alameda Avenue, approximately station 2+28**
  - c. **Application 3469, by Bowling Brothers Development Co, LLC, for 25-year license for surface use of approximately 0.75 acres of the Y-147 lateral (an irrigation lateral), from approximately station 80+68 to 86+68**
14. Letters of No Objection for Natural Gas Service installed with the Rights-of-Ways of Public Roads: **None**
15. Approval of Construction Dewatering Licenses for Conveyance Groundwater:
  - a. **Application 3473, by Bain Construction, for a license for use of District facilities for conveyance of groundwater from construction dewatering into the Mesa Drain**
16. Letters of Approval and/or Amendments of existing License Agreement: **None**
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.

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19. Grant Agreements involving District Real Property: **None**
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. 220141 Original in the United States Supreme Court and Intervention by the United States.**
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.