

**Minutes of Regular Meeting  
Board of Directors  
El Paso County Water Improvement District No. 1  
(EPCWID)  
September 13, 2023**

<b>DIRECTORS PRESENT</b>	<b>EMPLOYEES PRESENT</b>
<b>Art Ivey, Vice-President</b>	<b>Jay Ornelas, PE General Manager</b>
<b>Larry Ceballos, Secretary</b>	<b>Lisa Aguilar, Chief Administrative Officer</b>
<b>George Brooks, Assistant Secretary</b>	<b>Mary Cortez, Chief Financial Officer</b>
<b>Miguel Teran, Director</b>	<b>Pete Rodriguez, Maintenance Manager</b>
	<b>Robert Rios, Water Master</b>
<b>NOT PRESENT</b>	<b>Sharon Atilano, Licensing Manager</b>
<b>Johnny Stubbs, President</b>	<b>Rose Rodriguez, Tax Assessor Collector</b>
	<b>Cathy Oyston, Water Records/ Dispatcher Supervisor</b>
<b>LEGAL COUNSEL</b>	<b>Claudia Ruiz, Administrative Assistant</b>
<b>Renea Hicks, Attorney At Law (via zoom)</b>	
	<b>GUESTS</b>
<b>DISTRICT ENGINEER</b>	<b>Robert Kimpel, Guest</b>
<b>Dr. Al Blair, PE District Engineer</b>	<b>Stephen Williams, Guest</b>
	<b>Jaime Cisneros, CBP</b>

1. Call to order and establishment of a quorum.

**There being a quorum of Directors present, the meeting was called to order by Vice-President Art Ivey at 9:00 a.m., and the Directors then proceeded to consider the following.**

2. Welcome of guests. No action was taken on this item.

3. Minutes of August 9, 2023 meetings of the Board of Directors.

After a motion by Larry Ceballos, seconded by George Brooks, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that the draft minutes of the regular meeting held on August 9, 2023 are approved.**

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.** No action was taken on this item.
  - b. **\$500.00 Expenditure Report.** No action was taken on this item.
  - c. **Legal & Consulting Fees Budget Report.** No action was taken on this item.
  - d. **Engagement Letter for FY2022-FY2023 audit by Pena Briones McDaniel & Co PC**

After a motion by Miguel Teran, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that the Engagement Letter for FY2022-FY2023 audit by Pena Briones McDaniel & Co PC is approved.**

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.** No action was taken on this item.
  - b. **2013-2023 The City of El Paso and it's Public Service Board Assignments, 2013-2023 Lower Valley Water District**

**Assignments and Report on tax suits.** No action was taken on this item.

- c. Comparison of EPCWID tax assessments and collection during 2021 and 2022.** No action was taken on this item.
7. General Manager's report concerning the following: **None.**
8. District Engineer's report and recommendations concerning the following:
  - a. Rio Grande Project Operating Agreement Accounting.** No action was taken on this item.
  - b. Rio Grande Compact Accounting.** No action was taken on this item.
  - c. Rio Grande Project Water Supply and Water Allocations.** No action was taken on this item.
  - d. Status of 3<sup>rd</sup> Party Construction in District Canals and Drains.** No action was taken on this item.
9. Maintenance Manager's report and recommendations concerning the following:

**Drain maintenance program and water delivery system.** No action was taken on this item.
10. Water Master's report and recommendations concerning the following:

**Water use and availability.** No action was taken on this item.
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 3353, by Sadova Properties, LLC, for Sadova Subdivision, being all of tracts 4-A-1, 4-A-2, 4-B and 4-D, block 14, Ysleta Grant surveys, City of El Paso, County of El Paso, Texas, containing 5.8567 acres**

After a motion by Miguel Teran, seconded by George Brooks, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that application 3353, by Sadova Properties, LLC, for Sadova Subdivision, being all of tracts 4-A-1, 4-A-2, 4-B and 4-D, block 14, Ysleta Grant surveys, City of El Paso, County of El Paso, Texas, containing 5.8567 acres for a submission of an irrigable land exhibit is approved.**

- b. Application 3363, by Hueco Bolson Land Investments, Ltd, for Hueco Bolson Subdivision, being all tract 5A and tract 5A2, block 16, upper valley surveys, City of El Paso, El Paso County, Texas, containing 43.4289 acres**

After a motion by Larry Ceballos, seconded by George Brooks, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that application 3363, by Hueco Bolson Land Investments, Ltd, for Hueco Bolson Subdivision, being all tract 5A and tract 5A2, block 16, upper valley surveys, City of El Paso, El Paso County, Texas, containing 43.4289 acres, for submission of an irrigable land exhibit is approved.**

- c. Application 3364, by Valley Chile Properties LLC, Series M., for Silverwood Subdivision Replat "A", being a replat of a portion of lots 10 and 11, Silverwood Subdivision, City of El Paso, El Paso County, Texas and a portion of tract 18A1A. block 4, upper valley surveys, City of El Paso, El Paso County, Texas, containing 1.7500 acres**

After a motion by Larry Ceballos, seconded by George Brooks, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that application 3364, by Valley Chile Properties LLC, Series M., for Silverwood Subdivision Replat "A", being a replat of a portion of lots 10 and 11, Silverwood Subdivision, City of El Paso, El Paso County, Texas and a portion of tract**

**18A1A. block 4, upper valley surveys, City of El Paso, El Paso County, Texas, containing 1.7500 acres, for submission of an irrigable land exhibit is approved.**

- d. Application 3372, by Residencias Del Cielo, for Residencias Del Cielo Subdivision, being all of tracts 1-D-1, 1-O, 1-Q, 1-P-1, 1-D-1-E, and a portion of 1-P-3, block 10, upper valley surveys, City of El Paso, El Paso County, Texas, containing 73.48 acres**

**Director Miguel Teran left the room, regarding application 3372. Reentered the room.**

After a motion by Larry Ceballos, seconded by George Brooks, duly considered and carried by a majority vote of the Directors present, with Miguel Teran abstaining and leaving the room, it was:

**RESOLVED: that Application 3372, by Residencias Del Cielo, for Residencias Del Cielo Subdivision, being all of tracts 1-D-1, 1-O, 1-Q, 1-P-1, 1-D-1-E, and a portion of 1-P-3, block 10, upper valley surveys, City of El Paso, El Paso County, Texas, containing 73.48 acres, for submission of an irrigable land exhibit is approved.**

- e. Application 3374, by Coronado Building Company, for Masoud Acres Subdivision, being tracts 15-C-2 and 15-G-1, block 13, upper valley surveys, El Paso County, Texas, containing 4.98 acres**

After a motion by Miguel Teran, seconded by George Brooks, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that application 3374, by Coronado Building Company, for Masoud Acres Subdivision, being tracts 15-C-2 and 15-G-1, block 13, upper valley surveys, El Paso County, Texas, containing 4.98 acres, for submission of an irrigable land exhibit is approved.**

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

- a. **Application 3028, by Texas Gas Service Company, a division of ONE Gas, Inc., for a 25-year license to construct a 6-inch polyethylene pipe encased in an 10-inch steel casing to convey natural gas crossing the Middle Drain (a drainage canal) at Tanton Road, at approximately station 448+46**

After a motion by George Brooks, seconded by Miguel Teran, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that the Application 3028, by Texas Gas Service Company, a division of ONE Gas, Inc., for a 25-year license to construct a 6-inch polyethylene pipe encased in an 10-inch steel casing to convey natural gas crossing the Middle Drain (a drainage canal) at Tanton Road, at approximately station 448+46, is approved upon the condition that the applicant meets all requirements, including paying all fees and cost required by the license and providing the District with three signed originals of the license, both within 60 days hereafter, and the officers of EPCWID are authorized and directed to execute such license, a copy of which is attached hereto.**

- b. **Application 3297, by City of El Paso through its El Paso Water Utilities Public Service Board, for a 25-year license to construct expansion of Knowles Lift Station on portion of left bank of Mesa Drain (a drainage canal), at approximately station 1033+50**

After a motion by Larry Ceballos, seconded by George Brooks, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that the Application 3297, by City of El Paso through its El Paso Water Utilities Public Service Board, for a 25-year license to construct expansion of Knowles Lift Station**

**on portion of left bank of Mesa Drain (a drainage canal), at approximately station 1033+50 is approved upon the condition that the applicant meets all requirements, including paying all fees and cost required by the license and providing the District with three signed originals of the license, both within 60 days hereafter, and the officers of EPCWID are authorized and directed to execute such license, a copy of which is attached hereto.**

**c. 6 Applications by WANRack, LLC**

**Application 3408, by WANRack, LLC, for a 25-year license for a subsurface fiber optic cable system, crossing the Franklin Canal (an irrigation canal) at Herring Rd., at approximately station 1299+84**

**Application 3409, by WANRack, LLC, for at 25-year license for a subsurface fiber optic cable system, crossing the Franklin Canal (an irrigation canal) at San Elizario Rd., at approximately station 1243+74**

**Application 3410, by WANRack, LLC, for a 25-year license for a subsurface fiber optic cable system, crossing the Middle Drain (a drainage canal) at San Elizario Rd., at approximately station 255+90**

**Application 3413, by WANRack, LLC, for a 25-year license for a subsurface fiber optic cable system, crossing the Barrial Lateral (an irrigation lateral) at San Elizario Rd., at approximately station 53+43**

**Application 3414, by WANRack, LLC, for a 25-year license for a subsurface fiber optic cable system, crossing the Barrial Lateral (an irrigation lateral) at Socorro Rd., at approximately station 00+25**

**Application 3416, by WANRack, LLC, for a 25-year license for a subsurface fiber optic cable system, crossing the River Spur Drain (a drainage canal) at Socorro Rd., at approximately station 112+68**

After a motion by Larry Ceballos, seconded by George Brooks, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that the 6 Applications by WANRack, LLC are approved upon the condition that the applicant meets all requirements, including paying all fees and cost required by the license and providing the District with three signed originals of the license, both within 60 days hereafter, and the officers of EPCWID are authorized and directed to execute such license, a copy of which is attached hereto.**

**d. 2 applications by El Paso Water**

**Application 3423, by City of El Paso through its El Paso Water Utilities Public Service Board for a Temporary Construction Easement on the Montoya Main Lateral (an irrigation canal), at approximately station 52+69**

**Application 3424, by City of El Paso through its El Paso Water Utilities Public Service Board for a Temporary Construction Easement on the Montoya Drain (a drainage canal), from approximately station 328+25 to 343+25**

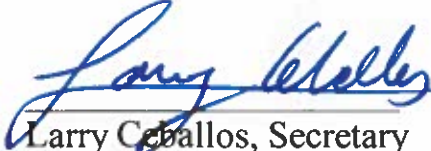
After a motion by George Brooks, seconded by Larry Ceballos, duly considered and carried by unanimous vote of the Board the following resolution was adopted:

**RESOLVED: that 2 applications by El Paso Water City of El Paso through its El Paso Water Utilities Public Service Board are approved upon the condition that the applicant meets all requirements, including paying all fees and cost required by the license and providing the District with three signed originals of the license, both within 60 days hereafter, and the officers of EPCWID are authorized and directed to execute such license, a copy of which is attached hereto.**

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: None.
16. Letters of Approval and/or Amendments of existing License Agreements: 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. None.
19. Grants Agreements involving District Real Property:
  - a. **Engineering feasibility letter for TWDB Contract No. 2013582447 for Agricultural Water Conservation Fund Construction Project Grant between EPCWID and TWDB for design and construction of concrete lining of a portion of the Franklin Canal adjacent to the El Paso Zoo. No action was taken on this item.**
12. Any or all of the items shown on the attached Closed Meeting Agenda. **The Board then entered into a closed session at 10:30 a.m. regarding the items to be considered in closed session as shown on the Notice of Public Meeting. The Board subsequently returned to the open session at 11:06 a.m. with no action having been taken in the closed session.**
21. Consideration of agenda items for next regular board meeting.
22. **Adjournment.** On motion duly made, seconded and carried, the Board Meeting adjourned at 11:06 a.m.

  
Larry Ceballos, Secretary