



BOARD OF DIRECTORS SPECIAL MEETING
Tuesday, May 9, 2023 at 6:00 P.M.
117 EAST MAIN ST., IN FABENS, TEXAS

Zoom Meeting Link:

<https://us02web.zoom.us/j/7098341122?pwd=N09xeTFNUd5dINJTDBScDAxSnBxUT09>

The El Paso County W.C.I.D. #4 will convene as posted to consider and/or take action on the following agenda items: (Items do not have to be taken in the same order as shown on this meeting notice.)

AGENDA

1. Call meeting to order.
2. Roll Call and Determination of Quorum.
3. Pledge of Allegiance.
4. Take up, consider and take action on meeting agenda.
5. Take up, consider and take action on Regular Meeting minutes from March 30, 2023.
6. Public Comments on Agenda Items- Each speaker is allowed 3 minutes and must comply with the Policies and Procedures for Public Comment at Board Meetings, adopted on August 27, 2019.
7. Take up, consider and take action on 2022 El Paso County Water Control & Improvement District No. 4 Financial Audit as presented by Peña, Briones, McDaniel & Co.
8. Take up, consider and take action on the adoption of a Resolution expressing official intent to reimburse costs of Bond Projects.
9. Take up, consider and take action to pursue the purchase of property for the Ikard lift station to include acquiring an appraisal and negotiations.
10. Kemp Smith update.
11. CDM Smith update.
12. General Manager Report.
13. Public comments on issues of general concern - Each speaker is allowed 3 minutes and must comply with the Policies and Procedures for Public Comment at Board Meetings, adopted on August 27, 2019.
14. Executive Session.
Meeting to be closed under the following Texas Government Code of the Open Meetings Act for discussion as follows:
 - A. Attorney Consultation Code 551.071
 - B. Real Property Code 551.072
 - C. Personnel Matters Code 551.074Any final action as a result of this closed discussion will be held at the opening of the meeting or at any subsequent meeting
15. Return to open session for possible discussion and action on executive session item(s).
16. Board member availability or date change for the June 27, 2023 Regular Meeting.
17. Adjourn.

I, the undersigned authority, hereby certify that the above Notice of Meeting of the Board of Directors of the El Paso County Water Control & Improvement District No. 4 is a correct copy of the Notice and that I posted the Notice at the Fabens Post Office and at the District Office Bulletin Board located at 117 E. Main Street, Fabens, Texas 79838, and provided a notice to the El Paso County Clerk for posting in accordance with the Texas Open Meetings Act as required by law.

In this Notice of Open Meeting, the posting of an agenda item as a matter to be discussed in open session is not intended to limit or require discussion of that matter in open session if it is otherwise appropriate to discuss the matter in executive session. If during the discussion of any agenda item, a matter is raised that is appropriate for discussion in executive session the Board may, as permitted by law, adjourn into executive session to deliberate on the matter.

The posting of an agenda item as a matter of law to be discussed in executive session is not intended to limit or require discussion of that matter in executive session. The Board may discuss in open session any matter for which notice has been given in this Notice of Open Meeting, including an agenda item posted for executive session. In no event, however, will the board take action on any agenda item in executive session.


Romie Martinez
El Paso County Water Control & Improvement District #4
Interim General Manager



EL PASO COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 4

P.O. BOX 3880
(915) 764-2212



117 E. MAIN ST.



FAX (915) 764-4840



FABENS, TX 79838-3880

SPECIAL MEETING MINUTES

Tuesday, May 9, 2023

1. **Call Meeting to Order.**

President Juana Gutierrez called meeting to order at 6:00 p.m.

2. **Roll Call & Determination of Quorum.**

		<u>Present</u>	<u>Absent</u>	<u>Comments</u>
Ms. Juana Gutierrez	President	X		
Mr. Samuel Madrid	Vice President	X		
Mr. Jorge Carrasco	Secretary	X		
Ms. Thelma Quiñonez	Member	X		
Mr. Martin Madrid	Member	X		

District Staff:

Ms. Romie Martinez	Interim General Manager
Ms. Patty Cruz	Office Manager
Mr. Israel Martinez	Field Manager

Consultants:

Mr. Sergio Estrada	Kemp Smith
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Visitors:

Mr. Angel Ornelas	Ms. Josie Silva
Ms. Sylvia Amaya	Mr. Roberto Silva
Mr. Joe Amaya	Ms. Linda Rodriguez
Ms. Julieta Ramirez	Ms. Angelica Salinas
Ms. Rosamaria Gallo-Avitia	Ms. Alicia Carrillo
Ms. Theresa Maly	Mr. Rafael Ramirez
Ms. Yesenia Avelar	Mr. Rene Peña
Ms. Bianca Flores	Ms. Estella Ontiveros
Mr. Juan Castillo	

3. **Pledge of Allegiance.**

4. **Take up, consider and take action on meeting agenda.**

Discussion: No discussion.

Motion made by Mr. S. Madrid to approve meeting agenda.

Seconded by Mr. J. Carrasco.

Vote:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Other</u>
Ms. J Gutierrez	X			
Mr. S. Madrid	X			
Mr. J. Carrasco	X			
Ms. T. Quiñonez	X			
Mr. M. Madrid	X			

Motion: Passed.

5. **Take up, consider and take action on Regular Meeting Minutes for March 30, 2023 .**

Discussion: No discussion.

Motion made by Mr. S. Madrid to approve Regular Meeting Minutes for March 30, 2023.

Seconded by Mr. J. Carrasco.



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<u>Vote:</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Other</u>
Ms. J Gutierrez	X	_____	_____	_____
Mr. S. Madrid	X	_____	_____	_____
Mr. J. Carrasco	X	_____	_____	_____
Ms. T. Quiñonez	X	_____	_____	_____
Mr. M. Madrid	X	_____	_____	_____

Motion: Passed.

6. Public comments on Agenda Items- Each speaker is allowed 3 minutes and must comply with the Policies and Procedures for Public comment at Board Meetings, adopted on August 27, 2019.

No public comments made.

7. Take up, consider and take action on 2022 El Paso County Water Control & Improvement District #4 Financial Audit as presented by Peña, Briones, McDaniel & Co.

Discussion: Mr. Rene Peña presented the 2022 El Paso County Water Control & Improvement District #4 Financial Audit. The district is in good standing with no discrepancies.

Due to technical difficulties, the meeting was temporarily recessed at 6:17 p.m. to address the issue.

Motion made by Mr. S. Madrid to temporarily recess meeting.

Seconded by Mr. J. Carrasco.

Vote:

Ms. J Gutierrez	X	_____	_____	_____
Mr. S. Madrid	X	_____	_____	_____
Mr. J. Carrasco	X	_____	_____	_____
Ms. T. Quiñonez	X	_____	_____	_____
Mr. M. Madrid	X	_____	_____	_____

Motion: Passed.

The meeting resumed at 6:29 p.m. using audio recording only.

Motion made by Mr. S. Madrid to resume the meeting.

Seconded by Ms. Thelma Quiñonez.

Vote:

Ms. J Gutierrez	X	_____	_____	_____
Mr. S. Madrid	X	_____	_____	_____
Mr. J. Carrasco	X	_____	_____	_____
Ms. T. Quiñonez	X	_____	_____	_____
Mr. M. Madrid	X	_____	_____	_____

Motion: Passed

Discussion: Board members discussed a recommendation by Peña, Briones, McDaniel & Co. amongst themselves.

Motion made by Mr. S. Madrid to approve the 2022 El Paso County Water Control & Improvement District #4 Financial Audit as presented by Peña, Briones, McDaniel & Co.

Seconded by Mr. J Carrasco.

Vote:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Other</u>
Ms. J Gutierrez	X	_____	_____	_____
Mr. S. Madrid	X	_____	_____	_____
Mr. J. Carrasco	X	_____	_____	_____
Ms. T. Quiñonez	_____	_____	X	_____
Mr. M. Madrid	_____	_____	X	_____

Motion: Passed.



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8. Take up, consider and take action on adoption of a Resolution expressing official intent to reimburse costs of Bond Projects.

Discussion: Under the advisement of the district's bond counsel, Rudy Segura, a resolution needs to be approved and signed by the board in order to proceed with the planned upcoming projects.

Motion made by Mr. S. Madrid to approve adoption of a Resolution expressing official intent to reimburse costs of Bond Projects.

Seconded by Mr. J. Carrasco

<u>Vote:</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Other</u>
Ms. J Gutierrez	X			
Mr. S. Madrid	X			
Mr. J. Carrasco	X			
Ms. T. Quiñonez		X		
Mr. M. Madrid		X		

Motion: Passed.

9. Take up, consider and take action to pursue the purchase of property for the Ikard lift station to include acquiring an appraisal and negotiations.

Discussion: Item discussed in executive session.

No action was taken.

10. Kemp Smith Update

N/A

11. CDM Smith Update

N/A

12. General Manager Update

- March '23 collection rate 99%, 35 cut offs, 5 remain unpaid.
- Inventory Clerk position open
- The District's second newsletter was included with the April '23 bill; rate increase notice posted on back of bill.
- Ms. Martinez was selected to participate in the Water Leadership Program sponsored by the Texas Water Foundation.
- The District received notification of our rating among applicants for the Water Smart Grant.
- TCEQ notified the District of Lower Valley Water District's application to build a waste treatment plant on the old SWIG property.
- The loss of the Mesa del Norte subdivision, as well as other out of district customers will affect the increase in rates.

Field Manager Update

- 31 million gallons were pumped in April with a 7% loss
- Mr. Martinez gave the board an update on the Ikard/Hampton lift station issues.

13. Public comments on issues of general concern – Each speaker is allowed 3 minutes and must comply with the Policies and Procedures for Public comment at Board Meetings, adopted on August 27, 2019.

Ms. Julieta Ramirez is looking for guidance on opening a water park for children in the community.

Ms. Rosamaria Gallo-Avitia offered help/support to congregate and unite to defeat the sewage plant near our beloved town.



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Ms. Yesenia Avelar is against the sewage plant and will defend the town.

Ms. Angelica Salinas is alarmed at the notification of intent to build a waste treatment plant. She is available to work to help to keep the plant from being built and wants to know the reason our community was chosen as the location.

Mr. Rafael Ramirez spoke on the proposed LVWD treatment plant. He asked the board to do what they can to help the community to keep the plant from being built.

Ms. Alicia Carrillo was removed from the meeting by request of the chair/board president Juana Gutierrez.

Ms. Estella Ontiveros had questions about an open record request she had made.

14. Executive Session.

Meeting to be closed under the following Texas Government Code of the Open Meeting Act for discussion as follows:

Real Property Code 551.072

Any final action on matters addressed in this closed discussion will be taken after the meeting is reopened to the public or at a subsequent meeting.

Board convened into Executive Session at 6:56 pm

Time in Executive Session 32 minutes.

From 6:56 pm to 7:28 pm.

Motion made by Mr. S. Madrid to enter executive session.

Seconded by Mr. J. Carrasco.

<u>Vote:</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Other</u>
Ms. J. Gutierrez	X			
Ms. T. Quiñonez	X			
Mr. M. Madrid	X			
Mr. J. Carrasco	X			
Mr. S. Madrid	X			

Motion: Passed.

15. Return to open session at 7:28 p.m. for possible discussion and action on Executive Session item(s).

Motion made by Mr. S. Madrid to return from executive session.

Seconded by Mr. J. Carrasco.

<u>Vote:</u>	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Other</u>
Ms. J. Gutierrez	X			
Ms. T. Quiñonez	X			
Mr. M. Madrid	X			
Mr. J. Carrasco	X			
Mr. S. Madrid	X			

Motion: Passed.

16. Board member availability for the June 27, 2023, Regular Meeting

All board members present are available for the June 27, 2023, Regular Meeting.



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17. Motion to adjourn.

Discussion: No discussion.

Motion made by Mr. S. Madrid to adjourn.

Seconded by Mr. J. Carrasco.

Vote:

	<u>Aye</u>	<u>Nay</u>	<u>Abstain</u>	<u>Other</u>
Ms. J. Gutierrez	X			
Ms. T. Quiñonez	X			
Mr. M. Madrid	X			
Mr. J. Carrasco	X			
Mr. S. Madrid	X			

Motion: Passed.

Meeting Adjourned at 7:32 p.m.

Juana Gutierrez
Signature

June 27, 2023
Date Approved

EL PASO COUNTY W.C.I.D. #4
SPECIAL MEETING
SIGN IN SHEET

MEETING DATE: Tuesday, May 9, 2023

BOARD MEMBERS		
NAME (PLEASE PRINT)		SIGNATURE
Juana Gutierrez	EPCWCID #4 Board President	<i>Juana Gutierrez</i>
Samuel Madrid	EPCWCID #4 Vice-President	<i>Samuel Madrid</i>
Jorge Carrasco	EPCWCID#4 Secretary	<i>Jorge Carrasco</i>
Thelma Quiñonez	EPCWCID #4 Board Member	<i>Thelma Quiñonez</i>
Martin Madrid	EPCWCID #4 Board Member	<i>Martin Madrid</i>

El Paso County WCID #4
SPECIAL MEETING

ALL VISITORS PLEASE SIGN IN

MEETING DATE: Tuesday, May 9, 2023

Name:	Please Print CLEARLY	Company Name (If applicable)
1	Angel Dineles	
2	Sylvia O. Amador	
3	Joas Amaya	
4	Juliete B. Ramirez	
5	Rosamaria Gallo - Acosta	
6	Theresa Jimmy	PBM
7	Yesenia Avelar	
8	Bianca Flores	
9	Juan Castillo	
10	Josue Jimenez	
11	Polina Jimenez	
12	Linda Rodriguez	
13	Angelica Lopez	
14	Alma Gutierrez	
15	Rafael Ramirez	
16	Rene Pena	
17	R. Quintana	
18		
19		
20		
21		
22		

EL PASO COUNTY W.C.I.D. #4
SPECIAL BOARD MEETING
PLEASE SIGN IN BELOW
IF YOU WISH TO ADDRESS THE BOARD

AGENDA ITEMS

YOUR COMMENT WILL BE HEARD BUT NO ACTION WILL BE TAKEN AT THIS TIME

MEETING DATE: Tuesday, May 9, 2023

BY SIGNING BELOW ANY ONE WISHING TO PARTICIPATE WILL AGREE TO THE FOLLOWING:

1. BOARD WILL RECOGNIZE EACH SPEAKER AS LISTED ON SIGN-IN SHEET.
2. SPEAKERS WILL LIMIT THEIR REMARKS TO 3 MINUTES PER AGENDA ITEM.
3. NO PERSONAL REMARKS OR ATTACKS ARE TO BE MADE.
4. ONLY ONE PERSON WILL BE ALLOWED TO SPEAK AT A TIME. NO INTERRUPTIONS ALLOWED.

PLEASE PRINT CLEARLY

	NAME (PLEASE PRINT)	PHYSICAL ADDRESS	AGENDA ITEM(S) #
1			
2			
3			
4			
5			
6			
7			
8			
9			
10			
11			
12			
13			
14			
15			

EL PASO COUNTY W.C.I.D. #4
SPECIAL BOARD MEETING

Please sign in
IF YOU WISH TO ADDRESS THE BOARD
GENERAL CONCERNS

YOUR COMMENT WILL BE HEARD BUT NO ACTION WILL BE TAKEN AT THIS TIME

MEETING DATE: Tuesday, May 9, 2023

BY SIGNING BELOW ANY ONE WISHING TO PARTICIPATE WILL AGREE TO THE FOLLOWING:

1. BOARD WILL RECOGNIZE EACH SPEAKER AS LISTED ON SIGN-IN SHEET.
2. SPEAKERS WILL LIMIT THEIR REMARKS TO 3 MINUTES PER PERSON.
3. NO PERSONAL REMARKS OR ATTACKS ARE TO BE MADE.
4. ONLY ONE PERSON WILL BE ALLOWED TO SPEAK AT A TIME. NO INTERRUPTIONS ALLOWED.

Please print your name clearly

	NAME (PLEASE PRINT)	PHYSICAL ADDRESS	ISSUE TO BE ADDRESSED
1	Julietta S. Ramirez	1049 Oak View	Water park
2	Rosamaria Gallo	Arvitia 401 W Eubank	sewage
3	Yesenia		
4	Mesimic Avelar	109 NE Bryant	sewage
5	Angelica Salinas	116 Mineria	
6	Jose Carlos		
7	Rafael Ramirez	147 CCCamp	
8	Alicia Carrillo		
9	Estella Ontiveros	open records	
10			
11			
12			