



Regular Board of Directors Meeting

Wednesday, August 13, 2025 at 9:00 am

MEETING LOCATION

530 S. Melendres Las Cruces, NM 88005

VIRTUAL MEETING DETAILS

<https://us06web.zoom.us/j/87218018839?pwd=K9yAXbbcawH6CesOv9AaQMw6vXAB7t.1>

OPEN SESSION

1. Invocation
2. Pledge of Allegiance
3. Introduction of Guests
4. Recognition of Service

J. Smith

Charles P. Gray, Equipment Operator - Drain Crew: 5 Years

Nicolas I. Garriss-Heath, Equipment Operator - Basic: 5 Years

5. Approval of Agenda
6. Approval of Board Minutes
 - a. Regular Scheduled Board Meeting July 9, 2025

PRESENTATIONS

7. National Fish and Wildlife Foundation (NFWF)

Kirstin Neff

Funding Update

8. Bureau of Reclamation

Michelle Estrada Lopez

Update on Middle Rio Grande Operations and El Vado

STAFF REPORT

9. Water Resource

P. King / J. Narvaez

- a. Weather/Runoff Forecast

10. General & Administrative

K. Byrum / J. Franzoy

- a. Financial Report

- b. Approval of Professional Services Contract for Expert Witness and Consulting Services - Dr. Phil King**
- c. Approval of Professional Services Contract for Expert Witness and Consulting Services - Dr. KC Carroll**
- d. Approval of Professional Services Contract for Hydrologic Engineering Services - Libbin Underwood Engineering & Surveying**
- e. Approval of Professional Services Contract for Legal Services Personnel - Kennedy, Moulton, & Wells, P.C.**
- f. EQIP Application Approval**

11. Manager's Update

J. Smith

12. Calendar of Events

J. Smith

- NM Legislative Water and Natural Resources Interim Committee Meeting: August 18-19, 2025 in Las Cruces, NM
- Special Board Meeting: August 21, 2025 at 1:00 PM, EBID Office
- New Mexico Water Law Conference: September 11-12, 2025 in Santa Fe, NM (travel approved 7/9/25 - 4 board members attending)
- Coalition of Rio Grande Water Users Conference: September 30-October 2, 2025 in Santa Fe, NM (request travel approval)
- 70th Annual NM WRRI Annual Water Conference: October 21-23, 2025 in Las Cruces, NM
- SAVE THE DATE: EBID Board Election - 12/2/2025

13. HR/Safety Update

D. Maciel / J. Smith

14. Engineering/Maintenance

A. Rubio / L. Barrett

a. Maintenance/Projects Update

COMMITTEE REPORTS

15. Land Use Committee Report

P.K. Colquitt III

16. Discussion and Approval of Policy 1997-ENG10 Relinquishment of EBID Property Interests

J. Smith / D. Lutz

17. Potential Approval to Lift Moratorium on Land Transfers – Resolution 2025-11

J. Smith / D. Lutz

18. Discussion and Approval of Right of Use Policy Amendment, Procedure for Variance Requests

J. Smith / D. Lutz

19. Status of Inter-Governmental MOU's

D. Lutz / J. Smith

20. Board Rules and Ethics Committee Report

G. Daviet

CONSENT AGENDA

21. Approval of Consent Agenda

S. Gamboa

The Board will be asked to approve by one motion the following items of recurring or routine business:

EBID Engineering recommends approval of 25 ROU Licenses. Two ROU Licenses are requesting land use fees to be waived due to agriculture use.

- 1 LCL Holdings, LLC / Tharp - New installation of 6" forcemain pipe paralleling the outside right bank of the Mesilla Drain / 2nd Review
- 15 Comcast Cable - New aerial fiber optic lines crossing multiple EBID ROWs
- 7 Comcast Cable - New buried fiber optic lines crossing multiple EBID ROWs
- 1 L+D Farming / David & Mary Wofford - Existing culvert crossing the Mesilla Drain - Requesting land use fee to be waived due to agriculture use.
- 1 Organic Pecan Co. / Dr. Todd Parco - Existing culvert crossing the Hatch Drain - Requesting land use fee to be waived due to agriculture use.

1) 2025-L-093 LCL HOLDINGS, LLC / THARP / 2ND REVIEW

2) 2025-L-112 COMCAST / MTC

3) 2025-L-113 COMCAST / MTC

4) 2025-L-115 COMCAST / MTC

5) 2025-L-116 COMCAST / MTC

6) 2025-L-117 COMCAST / MTC

7) 2025-L-119 COMCAST / MTC

8) 2025-L-120 COMCAST / MTC

9) 2025-L-121 COMCAST / MTC

10) 2025-L-122 COMCAST / MTC

11) 2025-L-126 COMCAST / MTC

12) 2025-L-127 COMCAST / MTC

13) 2025-L-128 COMCAST / MTC

14) 2025-L-129 COMCAST / MTC

15) 2025-L-130 COMCAST / MTC

16) 2025-L-131 L+D FARMING / DAVID & MARY WOFFORD

17) 2025-L-132 COMCAST / MTC

18) 2025-L-133 COMCAST / MTC

19) 2025-L-134 COMCAST / MTC

20) 2025-L-135 COMCAST / MTC

21) 2025-L-137 COMCAST / MTC

22) 2025-L-138 COMCAST / MTC

23) 2025-L-139 COMCAST / MTC

24) 2025-L-140 COMCAST / MTC

25) 2025-L-141 ORGANIC PECAN COMPANY / DR. TODD PARCO

CLOSED SESSION

22. Legal Update

a. Texas v. NM (USSC)

b. Discussion regarding purchase, acquisition, or disposal of real property or water rights

c. Discussion regarding issuance, suspension, renewal or revocation of a license

- pertaining to use of EBID Property
- d. Limited Personnel Matters
- e. Other Threatened/Pending Litigation
- f. Motion to come out of closed session

ADJOURNMENT

23. Motion to Adjourn

In accordance with the Elephant Butte Irrigation District resolution directing compliance with Open Meetings Act, a final version of the agenda will be available 72 hours in advance of the meeting at the EBID office at 530 S Melendres, Las Cruces, NM; and will be emailed to persons making a specific request for the final agenda by calling EBID's office 575-993-2429.

Contact: Marilyn Crawford, Executive Assistant (mcrawford@ebid-nm.org 575-993-2429) | Agenda published on 08/07/2025 at 1:44 PM