**Open Session**

**Regular Scheduled Board Meeting**

**8:00 am**

1. Mtg called to order
2. Invocation
3. Pledge of Allegiance
4. Roll Call
5. Keith Deputy Reading of Oath of Office

**Pursuant to Section 10-15-1-H, NMSA of the New Mexico Open Meetings Act, the Following Topics Shall Be Discussed in Closed Session:**

Motion to go into CLOSED SESSION

1.5 0815 0930 6. Legal Update - Attorneys
   A. NM ex. rel. OSE vs. EBID CV 96-888 (Stream Adj.)
      1. General Update
      2. Pre-1906 Claimants' Appeal, No. A-1-CA-36269
      3. Scott Boyd Appeal, No. A-1-CA-36291
   B. Texas v. NM (USSC)
      1. General Update
   C. EBID Protests
      1. CRRUA, Nos. LRG-3150-B, 3150-E & 9356 (2010 Protests)
      2. CRRUA - Application Nos. LRG-3695 POD 6 and LRG-3150 POD 48.
      3. CRRUA, No. LRG-3150-POD49
      4. Cloverleaf Protest, No. HS -1131
      5. Attaaway Protest, No. HS 1105
      6. Shelter Protest, No. HS 1147
      7. Stasiak Application, No. HS 1148
   D. Pending lawsuits/Tort Claims
      1. Joe & Rosana Monge Bankruptcy
   E. NM Copper Corporation proposed mine litigation
   F. Sale of land to the City of Las Cruces
   G. Kinder Morgan Gas Release December 2018
   H. Motion to come out of closed session

**Open Session**

**Regular Scheduled Board Meeting**

.15 0930 0945 7. Introduction of Guests
8. Approval of Board Minutes 2/12/20 3
9. Calendar of Events 8
10. Employee Years of Service Recognition

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<tr>
<th></th>
<th>03/01/2019</th>
<th>03/01/2020</th>
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<tr>
<td>Elephant Butte</td>
<td>162,385</td>
<td>606,506</td>
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<tr>
<td>Caballo</td>
<td>27,505</td>
<td>35,501</td>
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<tr>
<td>Total Storage</td>
<td>189,890</td>
<td>642,007</td>
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.30 0945 1015 11. Water Resource P. King
   A. Weather/Runoff Forecast
   B. Allocation Approval
   C. Release Date Preference Survey J. Narvaez

.30 1015 1045 12. Engineering/Maintenance Z. Libbin/ L. Barrett
   A. Maintenance Update
   B. Special Use Permits 10
      1. 2020-L-021 Stahmann Inc.
      2. 2020-L-022 Carlos Ortiz
      3. 2020-L-023 City of Las Cruces

.15 1045 1100 13. Legal Update Attorneys
   A. Litigation Update
   B. Legislative Update
   C. Update & Discussion regarding Hatch/Rincon Release Policy

.15 1100 1115 14. General & Administrative G. Norvell
   A. Financial Report
   B. Materials testing- Wood Environmental & Infrastructure Solutions Inc. dba AMEC Foster Wheeler
C. Materials testing - Advanced Testing and Materials, Inc.
D. Surveying services - Moy Surveying, Inc.

.15  1115  1130  15. Managers Update
   A. BOD meeting change date (April 15th) and location
   B. FFA Update
      G. Esslinger
      K. Ray

.15  1130  1145  16. Legislative Update
   A. FFA Monthly Briefing
   B. Water Strategies Report

OPEN SESSION SUSPENSION AND TRANSFER HEARING

Ubaldo Grajeda & Ubaldo Grajeda Jr to Ubaldo Grajeda 1.73 acres
Ubaldo Grajeda & Ubaldo Grajeda Jr to Ubaldo Grajeda 1.73 acres
Ubaldo Grajeda & Ubaldo Grajeda Jr to Ubaldo Grajeda 1.73 acres
Ubaldo Grajeda & Ubaldo Grajeda Jr to Ubaldo Grajeda 1.73 acres
Owen Styker to Russell & Karen Stryker Family Trust 0.75 acres
Charlcee Goetz-Koch to Justin & Sharlae Garcia 0.20 acres

Total: 7.96

STAFF REPORT

.45  1200  1245  Lunch Break

OPEN SESSION

19. CONTINUATION PURSUANT TO SECTION 10-15-1-H (see regular schedule 6-14 if necessary)
CLOSED SESSION

20. CONTINUATION PURSUANT TO SECTION 10-15-1-H (see legal update 5A-5G if necessary)

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.
2009-ADMIN 9

POLICY SUBJECT: Implementation of Rules of Conduct for Public Meeting and Participation Policy

DATE APPROVED: SEPTEMBER 9, 2009

POLICY:

WHEREAS Elephant Butte Irrigation District (District) has adopted Resolution 2009-1 pursuant to Section 10-15-1(D) of the Open Meetings Act where the Board of Directors annually determines what constitutes reasonable notice of its public meetings;

WHEREAS paragraph 9 of said Resolution sets forth that requests to place items on the agenda from the constituency or public must be made in writing to the manager at least five days prior to a regularly scheduled meeting. Said requests shall specify the topic to be discussed in detail and identify the person and/or group requesting time on the agenda;

WHEREAS paragraph 9 of said Resolution also limits presentations to five minutes unless further time is allowed by a majority vote of the Board;

WHEREAS paragraph 10 of said Resolution allows the Board to adopt at each meeting, depending on the circumstances, rules necessary to conduct said meeting in a way to maintain public order, including but not limited to the removal of persons who are disruptive; and

WHEREAS paragraph 10 of said Resolution also allows the Board to limit or not allow public debate and may take whatever steps are necessary to maintain public order.

NOW THEREFORE, the Board adopts these rules pursuant to paragraph 10 of its Open Meetings Act Public Meeting and Participation Policy.

1. There is no right to comment by the constituency or public on any agenda item at regularly scheduled board meetings. At the discretion of the majority of the Board, members of the constituency or public may comment on a specific agenda item subject to the following rules:
   A. A three minute comment time shall be imposed unless further time is allowed by a majority vote of the Board.
   B. A member of the constituency or the public that is allowed to speak shall limit the remarks to that issue specifically identified or shall forfeit their time to address the Board.
   C. A member of the constituency or the public that is allowed to speak shall treat all persons present with dignity and respect and may provide factual information and recommendations in verbal and/or written form.
   D. The Board President shall have authority to ask the Manager to remove persons who are disruptive at the meeting.

2. Requests to place items on the agenda for regularly scheduled board meetings from the constituency or public are subject to the following rules:
   A. The request must be made in writing to the Manager at least five days prior to a regularly scheduled meeting.
   B. Said requests shall specify the topic to be discussed in detail and identify the person and/or group requesting time on the agenda.
   C. Presentations shall be limited to five minutes unless further time is allowed by a majority vote of the Board.
   D. A member of the constituency or the public that is allowed to speak shall limit the remarks to that issue specifically identified or shall forfeit their time to address the Board.
   E. A member of the constituency or the public that is allowed to speak shall treat all persons present with dignity and respect and may provide factual information and recommendations in verbal and/or written form.
   F. The Board President shall have authority to ask the Manager to remove persons who are disruptive at the meeting.

3. If a member of the constituency or the public has failed to make a request to place an item(s) on the agenda in writing to the Manager at least five days prior to a regularly scheduled meeting, the following rules apply:
   A. The Board shall not grant the request at a regular board meeting unless said request is allowed by a majority vote of the Board.
   B. In making a request to place an item on the agenda, the requestor shall specify the topic to be discussed in detail and identify the person and/or group requesting time on the agenda.
   C. If the request is granted, presentations shall be limited to five minutes unless further time is allowed by a majority vote of the Board.
   D. A member of the constituency or the public that is allowed to speak shall limit the remarks to that issue specifically identified or shall forfeit their time to address the Board.
   E. A member of the constituency or the public that is allowed to speak shall treat all persons present with dignity and respect and may provide factual information and recommendations in verbal and/or written form.
   F. The Board President shall have authority to ask the Manager to remove persons who are disruptive at the meeting.

4. This policy shall apply to all subsequent renewals of the District’s Public Meeting and Participation Policy.