

STATE OF NEW MEXICO     )  
CITY OF CLOVIS                 )         ss.

The City of Clovis Water Policy Advisory Committee met in regular session at 8:30 a.m., Monday, April 10, 2023 in the North Annex, Clovis-Carver Library, 701 N. Main in full conformity with the laws of the State of New Mexico and the ordinances and resolutions of said city with the following members present:

Mayor Pro Tem Chris Bryant, Chairman  
Commissioner Lauren Rowley (virtual)  
Mr. Raymond Mondragon, City resident  
Ms. Rachel Hollar, City resident  
County Commissioner Seth Martin  
Mr. Vince Demaio, County resident  
Commissioner David Bryant  
Commissioner George Jones

ABSENT:                                 Mr. Harry Pomeroy, City resident

EX-OFFICIO PRESENT:                 Mr. Justin Howalt, City Manager  
Mr. Mark Huerta, EPCOR

ALSO PRESENT:                         Ms. Vicki Reyes, Assistant City Clerk  
Mayor Morris  
Orlando Ortega, ENMWUA  
Dr. Ladona Clayton, Ogallala Land & Water Trust  
Michael Booth, Curry County Fire & Safety Director  
Members of the public

Mayor Pro Tem Bryant called the meeting to order at 8:30 a.m. and established the presence of a quorum.

**Agenda Item No. 3 – Approval of minutes of January 9, 2023**

Mr. Mondragon made a motion to approve the minutes of January 9, 2023; Commissioner Bryant seconded the motion, which passed by acclamation.

**Agenda Item No. 4 – Update from the Eastern New Mexico Water Utility Authority**

Mr. Ortega advised regarding the current projects:

- **Finished Water 3 (FW3)** construction, 17.2-mile 20-inch diameter water transmission pipeline connecting FW2 to Portales. (Under construction) Remaining 5.7 miles will advertise Invitation to Bid on April 16, 2023.

- **Finished Water 1 (FW1)** Construction contract awarded on October 27, 2022. Notice to Proceed date of November 28, 2022. This involves 15.5 miles of 39-inch diameter water transmission pipeline begins at the north end of FW2 and will connect to the proposed water treatment plant.
- (Pre- Mobilization underway, construction to begin May 2023)
- **Raw Water 3 (RW3)** is currently being designed to 100 percent. Easement acquisition underway. Bid packaging, RFP, and construction will follow. This includes 26 miles of 42-inch diameter pipeline. RW3 begins on the north end of the proposed water treatment plant and continues to the edge of the Caprock.
- **Texico Lateral** 4.4 miles of 8-inch diameter pipeline. 100% design is underway. Bidding expected to be out late summer of 2023.
- Raw Water 2 (RW2) is a three-mile section of 42-inch diameter pipe. Geotech, geophysics, and survey work are underway. 100% design and easement acquisition will be next steps. Bid packaging, RFP, and construction will follow.
- Raw Water 1 (RW1) is a 28-mile pipeline of 42-inch diameter that connects from RW2 to the Intake Facility at Ute Reservoir. Current activity includes survey work, Geotech, geophysics, 90% design and easement acquisition will be next steps. Remaining 10% of design, bid packaging, RFP, and construction will follow.
- Elida Lateral and Pump Station This is a 30-mile pipeline, 4 to 6-inch in diameter. Right-of-Way acquisition and 90% design have begun. Remaining 10% of design, bid packaging, RFP, and construction will follow with next round of funding.
- ENMRWS Facilities 90% final alternatives planning, and design have begun on all facilities to include the Water Treatment Plant, Caprock Pump Station and Tank, and Intake Pump Station. Land acquisition is in progress. Power to facilities are being planned.

On November 15, 2021, the President of the United States signed into law the Infrastructure Investment and Jobs Act. The infrastructure bill has earmarked **\$1 billion** toward completing the federally authorized Rural Water Projects under the United States Bureau of Reclamation. The ENMWUA is among the recipients to receive funding to complete construction of the ENMRWS “Ute Pipeline Project”. Funding will be distributed over a 5-year period beginning in FY2022.

#### **FY2022 Infrastructure Investment and Jobs Act Funding and FY2022 Federal Appropriations**

- FY2022 Infrastructure Investment and Jobs Act Funding - \$160,000,000.00
- FY2022 Federal/Administration/Congressional Funding - \$ 17,400,000.00
- FY2022 total Federal Appropriations - **\$177,400,000.00**

#### **2022 New Mexico Legislative Session**

➤ New Mexico SB212 Capital Outlay -	\$20,000,000.00
➤ New Mexico HB2 Capital Outlay -	<u>\$10,000,000.00</u>
➤ 2022 total NM Legislative Capital Outlay -	<b>\$30,000,000.00</b>

**2022 ENMWUA Match** **\$20,740,000.00**

- (In the form of DWSRLF loan of \$32 million and City of Clovis DWSRLF loan of \$15 million)

**2022 Total Funding** **\$228,140,00.00**

## **FY2023**

### **USBR Infrastructure Funding**

➤ FY2023 Infrastructure Investment and Jobs Act Funding -	\$89,510,000.00
➤ FY2023 Federal/Administration/Congressional Funding -	<u>\$ 4,630,000.00</u>
➤ FY2023 total Federal Appropriations -	<b>\$94,140,000.00</b>

### **Water Trust Board Funding**

➤ 2023 WTB WPF-5952 Application Submitted	\$13,900,000.00
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### **2023 New Mexico Legislative Session**

➤ New Mexico HB2 Capital Outlay Request -	\$15,000,000.00
➤ 2023 total NM Legislative Capital Outlay -	

**2023 ENMWUA Match** **\$26,260,000.00**

(In the form of DWSRLF loan of \$32 million and City of Clovis DWSRLF loan of \$15 million. This is the balance after the FY2022 year of ENMWUA match.)

Mr. Mondragon asked where they were compared to the other similar projects. Mr. Ortega advised they have one or two projects that will be completed with this years funding. After the 3<sup>rd</sup> year this will be the only project left. Mr. Mondragon asked where they would be without the job act. Mr. Ortega advised they would probably shave off 15-20 years.

Ms. Hollar asked if they took out \$47 million in loans, but the loan was only \$20 million could he explain the difference. Mr. Ortega advised the 10% member contributions will hover around \$80 million. They are providing engineer estimates and every project has been under budget. They keep shaving off of the estimates so it's less that they have to borrow. Another source of funding that they borrow from is the Water Trust Board.

### **Agenda Item No. 5 – Presentation of Enhancing Your Community's Water video from Playa Lakes Joint Venture**

Mayor Morris advised Playa Lakes Joint Venture and the city partnered to do some restoring of the playas around the community. He showed their informational video.

#### **Agenda Item No. 6 – Presentation regarding the Ogallala Land & Water Conservancy**

Dr. Clayton advised 51 wells ceased irrigation practices, April 30, 2022, 2 wells quit pumping on September 1, 2022, and 7,559 total gpm of water production.

Groundwater conserved annually = 3,973,010,400 or 12,193 ac.ft.

Over the 3-year lease term = 11,919,031,200 or 36,578 ac.ft.

Current annual lease payments = \$1,792,617

Current funding is \$16,306,511 from REPI, RCPP, State, City and County. 10 landowners ceased irrigation farming in paleochannel #1 (53 wells), appraised value of wet water, \$208-\$245 gallons per gallon per minute of water production. There are 3 landowners not under water rights lease agreement in paleochannel #1.

Currently completing well erosion prevention to protect wells from contamination. Preparing to install hour meters and timers in all wells that will be pumped monthly or bimonthly for well maintenance.

Dr. Geoff Rawling and team of NM Bureau of Geology and Mineral Resources completed well measurements (62 of 99 wells) for water table mapping and groundwater storage estimates through two field visits conducted Dec 19-20, 2022 and Jan 23-27, 2023.

They were designated a 501(c)(3) in November 2022. Will pursue funding from the Land of Enchantment Legacy Fund, partnering with AFCEC-REPI and Cannon to pursue more REPI funds and applying to be designated as the first Sentinel Landscape in New Mexico.

Mr. Mondragon advised EPCOG completed a source water protection plan. Dr. Clayton advised they have declined some and she would be interested to see where they are since shutting of the Wall wells.

#### **Agenda Item No. 7 – Updates**

##### **EPCOR Update**

Mr. Huerta advised EPCOR provides conservation information through direct mailers, radio and provide conservation rebates. There is a toilet rebate, washing machine rebate, landscape rebates and water catch barrel rebates. They also have conservation information on their websites and water conservation kits. They have had a lot of success in their conservation efforts. They will have their first water carnival on August 26<sup>th</sup> from 10:00 a.m. – 2:00 p.m. at Hillcrest Park.

They completed and will bring on another lease well. They are also working on lease wells with the city. They completed the line extension to the airport so they are now serving them. US 60/84 east project has completed design. Currently they are working on 7<sup>th</sup> street to replace an old line with new PVC.

Mayor Pro Tem Bryant asked how participation has been with the rebates. Mr. Huerta advised the toilet rebates are the most popular and washer rebates are the least utilized.

#### City Update

Mr. Howalt advised for the month of March they delivered 12.4 million gallons and last year they delivered 5.6 million gallons. They brought on the golf course with 4.8 million gallons delivered and 1.2 million gallons going to Greene Acres Park. Greene Acres wasn't on a well prior so it was being irrigated with potable water from EPCOR.

They are still continuing with the application to the Water Trust Board. The Legislature did approve the projects going forward and they are scheduled for May 3<sup>rd</sup> to determine funding to the NM Finance Authority.

#### **Agenda Item No. 8 – For the good of the order**

Mayor Pro Tem Bryant advised the next meeting would be at 8:30 a.m., Monday, July 10.

#### **Agenda Item No. 9 – Adjournment**

There being no further business to come before the committee the meeting adjourned at 9:52 a.m.