

**EL PASO COUNTY
COMMISSIONERS COURT**

CARLOS LEON
Commissioner, Pct. 1

ILIANA HOLGUIN
Commissioner, Pct. 3



DAVID STOUT
Commissioner, Pct. 2

CARL L. ROBINSON
Commissioner, Pct. 4

RICARDO A. SAMANIEGO
County Judge

Commissioners Court Chambers, El Paso County Courthouse
500 East San Antonio Room 303 El Paso, Texas 79901
Website address: <http://www.epcounty.com>
View live video webcast: <http://epcounty.com/video>

**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, DECEMBER 5, 2022**

HON. RICARDO A. SAMANIEGO	COUNTY JUDGE, PRESIDING	PRESENT
CARLOS LEON	COMMISSIONER, PCT #1	PRESENT
DAVID S. STOUT	COMMISSIONER, PCT #2	VIDEOCONFERENCE
ILIANA HOLGUIN	COMMISSIONER, PCT #3	PRESENT
CARL L. ROBINSON	COMMISSIONER, PCT #4	ABSENT

**MINUTES PREPARED BY CESAR O. NAVA, DEPUTY CLERK
JESSICA DOMINGUEZ, DEPUTY CLERK**

1. MEETING CONVENED

Commissioners Court of El Paso County, Texas was called to order by the Deputy Clerk at 9:39 A.M.

2. PLEDGE OF ALLEGIANCE

Ms. Mari's 2nd grade class at Cactus Trails Elementary School led the Commissioners Court in the Pledge of Allegiance and Texas Pledge.

3. INVOCATION

Receive an invocation from Father Michael Gallagher from Sacred Heart Church.

4. CONSENT AGENDA

- A. Approval of the Minutes of the regular meeting of November 14, 2022 and the special meetings of November 17, 2022 and December 1, 2022.
County Administration Department (915) 546-2215
- B. Approve and authorize the County Judge to sign a letter to participate in the Apple Developer Programs - Enrollment ID 969HUK739F. (Contract No. 2022-0751)
Melissa M. Carrillo, PHR, Executive Director, County Administration Department (915) 546-2215
- C. Approve and authorize the County Judge to sign the Release of Lien in Bond Forfeiture case, Cause No. 2001-B09045.
Cristina Viesca-Santos, Assistant County Attorney, County Attorney's Office (915) 546-2050
- D. Pursuant to the Texas Local Government Code, Section 115.021, audit and settle all accounts against the County shown on the attached listing and direct the payment of those accounts.
Edward A. Dion, County Auditor, County Auditor's Office (915) 546-2040
- E. Approve amendment No. 8 to the County of El Paso's 2022-2023 operating budget. Ending balance of BA05 changed to \$567,189,861.69 after approval a transfer was a duplicate and was removed from total. This budgetary amendment will decrease Special Revenue by \$56,435.00, increase Grants by \$2,740,717.70, thus increasing the overall budget of \$567,189,861.69 to \$569,874,144.39.
Jessica C. Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262
- F. Approve and authorize the ratification of the Opioid Abatement Trust Fund - Notice of Subdivision Chief Executive and Chief Finance Officer contact information form submittal to the Texas Treasury Safekeeping Trust Company, which required the County Judge's signature. (Contract No. 2022-1040)
Jessica C. Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262
- G. Approve and authorize the County Judge to sign the Nutrition Program - AAA Direct Purchase of Services Program - Congregate & Home Delivered Meal Vendor Services Agreement - FY 2023 Budget Workbook representing the unit rate price per meal as noted in the previously approved and executed FY23 Vendor Services Agreement that became effective October 1, 2022, to September 30, 2023. (Contract No. 2022-1005)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708
- H. **ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN** - Approve and authorize the ratification of the submittal of a Letter of Appeal to the US Department of the Treasury for the Emergency Rental Assistance (ERA) Phase 2 Quarter 2 Assessment of Excess Funds Determination. (Contract No. 2022-1058)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708
- I. **ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN** - Approve and authorize the County Judge to sign the termination letter for the Lockheed Lease Agreement with the Halloran Family Joint Venture, LLC (Contract No. 2022-0790) for the Migrant Support Services Center. (OP #938)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708
- J. **ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN** - Approve and authorize the County Judge to sign the Allowable Expense Appeal for El Paso County (LRO ID# 803600-014) to FEMA to cover penalty costs associated with the termination of the Lockheed Lease Agreement with Halloran Family Joint Venture LLC for the Migrant Support Services Center. (OP #962)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708
- K. Approve and authorize the County Judge to sign the For The Record Master Software Service Agreement with For The Record (FTR) for digital court reporting transcript services for court hearings from September 1, 2022, through September 1, 2025, in the amount of \$3,801. Funds are available in SG-ARPLAN21-OPERATING EX. (Contract No. 2022-0991)
Naomi Parra, Office Manager, Council of Judges Administration (915) 546-2143

- L. Approve and authorize the County Judge and Commissioners to sign the U.S. Department of Agriculture (Rural Development) Resolution, in order to receive access to online broadband grant applications and online financial reporting and compliance, as well as identify the Representative Signature Certifier and grant system Administrators for El Paso County. (Contract No. 2022-1043)
Michael D. Hernandez, Director, Economic Development Department (915) 546-2177
- M. Approve and authorize the County Judge to sign the agreement between the County of El Paso and TRACKER, A DIVISION OF C2, LLC for Portfolio Accounting & Reporting Tracker Software. Funding in the amount of \$6,840 is available in GF-ITD-MAINT/REP-SOFTWARE. (Contract No. 2022-0942)
Christopher Stathis, Chief Information Officer, Information Technology Department (915) 546-2041
- N. Approve and authorize the County Judge to sign the agreement between the County of El Paso and Terralogic Document Systems. Funding in the amount of \$21,921.68 is available in GF-ITD-MAINT/REP-SOFTWARE. (Contract No. 2022-0982)
Christopher Stathis, Chief Information Officer, Information Technology Department (915) 546-2041
- O. Approve and authorize County Judge to sign the Cisco Enterprise Agreement Program Terms and Conditions for End Users for Pivot Technology Services Corp. d/b/a Computacenter and Cisco Systems, Inc. No funding is required. (Contract No. 2022-0983)
Christopher Stathis, Chief Information Officer, Information Technology Department (915) 546-2041
- P. Approve and authorize County Judge to sign the Enterprise Update Statement Agreement for the County of El Paso with Microsoft. No funding is required. (Contract No. 2022-0984)
Christopher Stathis, Chief Information Officer, Information Technology Department (915) 546-2041
- Q. Approve and authorize County Judge to sign the Hewlett-Packard Financial Services Company Letter acknowledging the increase in the lease rate for the County of El Paso lease. Additional funds will be paid from GF-ITD-RENT/LEASES-HARDWARE in the total additional amount of \$3,241.95 (OP-934)
Christopher Stathis, Chief Information Officer, Information Technology Department (915) 546-2041
- R. Approve and authorize the County Judge to sign the Foster Grandparent Program Memorandum of Understanding with the City of El Paso from December 5, 2022, through June 30, 2023, or until either party gives thirty (30) days' notice. (Contract No. 2022-0803)
Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500
- S. Approve and authorize the County Judge to sign the Notice of Intent to renew the Interlocal Agreement with Texas Tech University Health Sciences Center at El Paso for the Provision of Pediatric Clinical and Nursing Services at the El Paso County Juvenile Probation Department, effective immediately and shall remain in effect on a month-to month basis, until a new written agreement is signed. Funds are available in GF-JUVCHALL-PROF SVC-GEN and GF-JUVDETAIN-PROF SVC-GEN. (OP-968)
Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500
- T. Approve and authorize the County Judge to sign the CIMS Master Services Agreement with Clinical Image Management Systems, LLC for the Lodox imaging system for the Office of the Medical Examiner for a three-year term in the amount of \$70,500. Funds are available in account GF-MEDEXAM-CONTR SVC-GEN. (Contract No. 2022-1008)
Mario A. Rascon, M.D., Chief Medical Examiner, Office of the Medical Examiner (915) 532-1447
- U. Approve and authorize the County Judge to sign the Amendment to Task Order No. 4 (Amendment No. 1) to the El Paso County Financial Planning Technical Assistance and Training with the Texas A&M Transportation Institute (TTI) in the amount of \$6,500. Funding is available in GF-EPCMP-PROF SVC-GEN. (Contract No. 2022-1025)
Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015
- V. Approve and accept the revision of Athena West Subdivision to be named Athena West Replat F Subdivision pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.
Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015
- Minutes of the El Paso County Commissioners Court, December 5, 2022*

W. ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN - Approve and accept the revision of Gateway Estates Subdivision to be named Gateway Estates Replat P Subdivision, pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

X. Approve and accept the revision of Lagos Del Este Subdivision to be named Lagos Del Este Replat B Subdivision pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

Y. Approve and accept the revision of Aguilar Subdivision Unit 2 subdivision to be named Monte Verde Unit 2 Replat A pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

Z. Pursuant to Texas Local Government Code §232.023, approve and authorize the acceptance, filing and recording of the Painted Desert at Mission Ridge Unit 4 Subdivision plat.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

AA. Pursuant to Texas Local Government Sections 232.028 and 232.029, approve and authorize the issuance of certification regarding compliance with applicable plat requirements as provided on the attached listing.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

AB. Approve and authorize the reallocation of approximately 16 sq. ft. of space on the first floor of the Enrique Moreno County Courthouse to install an informational kiosk in the lobby area between the County Clerk and the District Clerk's offices. Funds are available in SG-ARPLAN21-CAP OUTLAYS.

Norma Rivera-Palacios, Executive Director, Public Works Department (915) 546-2009

AC. Approve and authorize the transfer and removal of surplus assets from the respective departments to the Purchasing Department in compliance with Texas Local Government Code Section 262.011(j). See attachment.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

AD. Approve and authorize the County Judge to sign the one-year Carahsoft UFED Touch 2 Ultimate software contract renewal for the West Texas HIDTA-ISC for SN:7209819, 7209854 & 7209452 Cellebrite units from December 31, 2022, through December 30, 2023, in the amount of \$12,900. Funds are available in SG-ONDCP2022-OPERATING EX. (Contract No. 2022-1023)

Marco Spalloni, ISC Manager, West Texas HIDTA-ISC (915) 444-0930

AE. Pursuant to Article 59.06(g) of the Code of Criminal Procedures, approve and authorize the Chapter 59 Asset Forfeiture and Seizure Reports as submitted by the El Paso Metro Task Force (2022-0999), El Paso County Metro Criminal Enterprise Unit (2022-1000), and the El Paso Border Crime Initiative (2022-0998), for the reporting period of October 1, 2021, through September 30, 2022. This certification is completed annually, and reports funds received and how those funds were spent to the Office of the Attorney General.

Sheriff Richard D. Wiles, El Paso County Sheriff's Office (571) 324-6405

AF. Pursuant to Article 59.06(g) of the Code of Criminal Procedures, approve and authorize the Chapter 59 Asset Forfeiture report for FY 2022 for the El Paso County Sheriff's Office. This certification is completed annually and reports funds received and how those funds were spent to the Office of the Attorney General of the State of Texas. (Contract No. 2022-1014)

Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 538-2234

AG. Approve and authorize the County Judge to sign the Quote and Addendum to Master Services Agreement with Motorola Solutions Inc. for the purchase of (1) Motorola APX8500 All band MP Mobile Radio, accessories and installation for the Sheriff's Office in the amount of \$8,335.58. Funds are available in SG-STGARSO21-CAP OUTLAYS. (Contract No. 2022-0963)

Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 546-2262

AH. Approve and authorize the County Judge to sign the Addendum to the LESO Program State Plan of Operation (SPO) with the Defense Logistics Agency - Disposition Services, which implements requirements found within Presidential Executive Order (EO) 14074 (Section 12), signed on May 24, 2022. (Contract No. 2022-1054)

Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 538-2234

AI. GRANT AMENDMENT - Approve and authorize the County Judge to sign Grant Award Modification #3 for the West Texas HIDTA Multiple Initiatives Grant G22SW0001A on behalf of the El Paso County Sheriff's Office which decreases the grant by \$3,805 for a final amount of \$4,049,302. This award modification is at no cost to the County. (Contract No. 2022-0968)

Travis B. Kuykendall, Executive Director, West Texas HIDTA (915) 532-9550

AJ. GRANT AMENDMENT - Approve and authorize the County Judge to sign Grant Award Modification #4 for the West Texas HIDTA Multiple Initiatives Grant G22SW0001A on behalf of the El Paso County Sheriff's Office which decreases the grant by \$12,664 for a final amount of \$4,036,638. This award modification is at no cost to the County. (Contract No. 2022-0969)

Travis B. Kuykendall, Executive Director, West Texas HIDTA (915) 532-9550

AK. GRANT AMENDMENT - Approve and authorize the County Judge to sign Amendment 2 to the FY2021 Texas Department of Transportation (TxDOT) 5311 CARES Act II Project Grant Agreement (PGA) to transfer funding to the operations Activity Line Item (ALI) and extend the grant time period to March 31, 2023; there is no change to the original grant award amount. No County match is required. (Contract No. 2022-1049)

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

AL. GRANT APPLICATION - Approve and authorize the El Paso Veterans Treatment Court to apply for the Texas Veterans Commission FY23-24 Fund for Veterans' Assistance program, in the amount of \$300,000, from July 1, 2023, through June 30, 2024. No County match is required. (Contract No. 2022-1041)

Judge Patricia Baca, 346th District Court, Veterans Treatment Court Program (915) 546-2119

AM. GRANT APPLICATION - Approve and authorize the ratification of the grant application submittal for the Texas Veterans Commission FY23-24 Fund for Veterans' Assistance program on behalf of the Veterans Assistance Department, in the amount of \$300,000, from July 1, 2023, through June 30, 2024. No County match is required. (Contract No. 2022-0958)

Carl Dwyer, Veterans Assistance Program Manager, County Administration Department (915) 875-8570

AN. GRANT AWARD - Approve and authorize the County Judge to accept the 2022 Emergency Food Shelter Program (EFSP) ARPA Humanitarian Assistance Special Funding Grant award for humanitarian needs in the region in the amount of \$6,301,866.67. No County match is required. (Contract No. 2022-1052)

Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708

MOTION: APPROVE

Motion by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Holguin

Seconded by Commissioner Holguin

Members Absent: Stout

Members Voting Nay: None

5. RESOLUTIONS

A. Approve and adopt a resolution recognizing the Fred Loya Family and their Christmas Light Show as an El Paso County Treasure.

Carlos Leon, Commissioner, Pct. 1 (915) 546-2014

MOTION: APPROVE

Motion by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin

Seconded by County Judge Samaniego

Members Voting Nay: None

6. PUBLIC COMMENT

Irene Valenzuela, Director, Community Services Department, introduced Ernie Hernandez, Senior Program Manager for the Community Services Department.

PUBLIC WORKS

16. Receive a presentation from MNK Architects and the County Public Works Department on establishing Post COVID Space Planning Guidelines for El Paso County, and further adopt the guidelines for County Space Planning as presented today.

Norma Rivera-Palacios, Executive Director, Public Works Department (915) 546-2015

MOTION: ADOPT THE GUIDELINES FOR COUNTY SPACE PLANNING AS PRESENTED TODAY.

Motion by County Judge Samaniego
Seconded by Commissioner Holguin

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

7. PRESENTATION

A. Receive a presentation and discuss the monthly report from the Council of Judges.
Michael Cuccaro, Executive Director, Council of Judges (915) 546-2143

PRESENTATION RECEIVED

COUNTY ADMINISTRATION

8. Receive a presentation from the El Paso Sports Commission regarding its quarterly status report.
Melissa M. Carrillo, PHR, Executive Director, County Administration Department (915) 546-2215

PRESENTATION RECEIVED

9. Approve and authorize the County Judge to sign an interlocal agreement with the City of El Paso for Office of Emergency Management Services. Funding is available in GF-EMERGENCYMGMT-OPS EXP-GEN. (Contract No. 2022-0939)
Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

10. Discuss and take appropriate action regarding El Paso County's preparation and response for public health emergencies.
Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215

NO ACTION

ITEMS PULLED FOR DISCUSSION FROM THE CONSENT AGENDA

4H. **ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN** - Approve and authorize the ratification of the submittal of a Letter of Appeal to the US Department of the Treasury for the Emergency Rental Assistance (ERA) Phase 2 Quarter 2 Assessment of Excess Funds Determination. (Contract No. 2022-1058)

Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708

MOTION: APPROVE

Motion by Commissioner Holguin
Seconded by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

4I. **ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN** - Approve and authorize the County Judge to sign the termination letter for the Lockheed Lease Agreement with the Halloran Family Joint Venture, LLC (Contract No. 2022-0790) for the Migrant Support Services Center. (OP #938)

Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708

MOTION: APPROVE

Motion by Commissioner Holguin
Seconded by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

4J. ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN - Approve and authorize the County Judge to sign the Allowable Expense Appeal for El Paso County (LRO ID# 803600-014) to FEMA to cover penalty costs associated with the termination of the Lockheed Lease Agreement with Halloran Family Joint Venture LLC for the Migrant Support Services Center. (OP #962)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708

MOTION: APPROVE

Motion by Commissioner Holguin
Seconded by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

4W. ITEM PULLED FOR DISCUSSION BY COMMISSIONER HOLGUIN - Approve and accept the revision of Gateway Estates Subdivision to be named Gateway Estates Replat P Subdivision, pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.
Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

MOTION: DELETE

Motion by Commissioner Holguin
Seconded by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

PURCHASING

11. Approve the purchase of Database Managed Services for Information Technology Department FY2023 using TIPS Contract 210101 awarded to Sequel Data Systems, Inc. of Austin, Texas for an estimated cost of \$119,962.50. Purchasing approved on November 14, 2022. Funding is available in GF-IT-CONTR SVC-GEN. Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

12. Approve the purchase for As-Needed Wireless Voice, Data Services, Products, and Equipment for the County of El Paso using DIR Contract DIR-TELE-CTSA-003 awarded to Cellco Partnership dba Verizon Wireless of Austin, TX. Pricing and discounts as indicated in DIR Contract Pricing Workbook. Funding is available in various departmental COMMUNIC-CELLPHONE (600776) accounts.
Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

13. Approve the award recommendation for Bid 23-001, Forensic Toxicology Services for the County of El Paso Medical Examiner's to National Medical Services, Inc. dba NMS Labs of Horsham, PA, as indicated on the tabulation. Purchasing approved on November 7, 2022. Funding is available in GF-MEDEXAM-CONTR SVC-GEN.
Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

MOTION: APPROVE

Motion by Commissioner Leon
Seconded by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

AUDITOR

14. Pursuant to the Texas Local Government Code § 114.023, 114.024, 114.025 and 114.026, please accept the attached presentation and the interim financial report for the month ended October 31, 2022. The interim financial report is located on the intranet at: <http://www.epcounty.com/auditor/publications/monthlyreports.htm>
Edward A. Dion, County Auditor, County Auditor's Office (915) 546-2040

MOTION: ACCEPT

Motion by Commissioner Stout
Seconded by Commissioner Holguin

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

PUBLIC WORKS

15. Approve and authorize the County Judge to sign the Agreement and Specifications Between Owner and Contractor with Keystone Contractors and Engineers, LLC for Construction of the Hillcrest Center Water Improvements Project (Phase I) Bid No. 22-025 for the first-time water system project in the amount of \$3,013,875.70. Funds will be paid from a United States Department of Agriculture-USDA loan and Environmental Protection Agency-EPA grant. Funds are available in SG-HILLBND22-CAP OUTLAYS and EP-HILLCREST22-CAP OUTLAYS No County match is required. (Contract No. 2022-0874) (PCT 1).

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

GRANT APPLICATIONS

Approve the submission of County grant applications as listed and described. If awarded, all grant award agreements will be brought back to the Commissioners Court for final acceptance and approval.

17. NEW GRANT APPLICATION / AWARD - Approve and authorize the County Judge to sign and accept the U.S. Department of the Treasury, Local Assistance and Tribal Consistency Fund to request and receive El Paso County's FY22-23 formula allocation, in the amount of \$100,000, to be utilized for eligible expenses incurred on or after March 15, 2021. No County match is required. (Contract No. 2022-1019)

Jessica C. Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Holguin

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

ADDENDUM TO THE AGENDA

22. **CORRECTION PER COUNTY ADMINISTRATION** - Discuss and take appropriate action to authorize the Purchasing Agent to implement the Federal Acquisition Regulations (FAR) and CFR 200 Subsection D thresholds for federal funds for Notice of Funding Opportunity (NOFO) recipients of ARPA funds from \$.01 to \$10,000 on informal micro-purchases, to be effective immediately upon approval.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

Posted Friday, December 2, 2022, **AT 11:40 A.M.**

MOTION: APPROVE

Motion by Commissioner Leon
Seconded by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin
Members Voting Nay: None

MEETING RECESSED AT 12:13 P.M.

MEETING RECONVENED AT 1:32 P.M

18. INTO EXECUTIVE SESSION AT 1:33 P.M.

A. Discuss findings regarding persons necessary in Executive Session.
County Attorney's Office (915) 546-2050

B. Discuss the County's rights and responsibilities in response to the lifting of Title 42, pursuant to Texas Government Code Section 551.071.

Ana Schumacher, Assistant County Attorney, County Attorney's Office (915) 546-2050

C. Discuss the pending EEOC claim and potential litigation of Charge No. 453-2018-00168; County Attorney's file number 0273-17-EE, pursuant to Texas Government Code Section 551.071.

Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

D. Discuss the pending EEOC claim and potential litigation of Charge No. 453-2018-00167; County Attorney's file number 0274-17-EE, pursuant to Texas Government Code Section 551.071.

Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

E. Discuss the pending EEOC claim and potential litigation of Charge No. 453-2018-00196; County Attorney's file number 0298-17-EE, pursuant to Texas Government Code Section 551.071.

Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

F. Discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Seafox, a private business prospect, pursuant to Texas Government Code section 551.087.

Michael Hernandez, Director, Economic Development Department (915) 546-3182

REGULAR SESSION RECONVENED AT 3:00 P.M.

19. Discuss and take action on the pending EEOC claim and potential litigation of Charge No. 453-2018-00168; County Attorney's file number 0273-17-EE.

Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

20. Discuss and take action regarding the pending EEOC claim and potential litigation of Charge No. 453-2018-00167; County Attorney's file number 0274-17-EE.

Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

21. Discuss and take action on the pending EEOC claim and potential litigation of Charge No. 453-2018-00196; County Attorney's file number 0298-17-EE.

Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

MOTION: AUTHORIZE THE COUNTY JUDGE TO SIGN THREE SEPARATE AGREEMENTS IN ALL THREE OF THESE MATTERS. THE FIRST IS A CONCILIATION AGREEMENT, SECOND IS A CLAIMANT SETTLEMENT AGREEMENT, AND THE THIRD IS AN AGREEMENT OUTLINING THE RESPONSIBILITIES FOR THE COUNTY AND THE JUVENILE PROBATION DEPARTMENT, PURSUANT TO THE CONCILIATION AGREEMENT IN ALL THREE OF THESE MATTERS.

Motion by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin

Seconded by Commissioner Holguin

Members Voting Nay: None

MEETING ADJOURNED AT 3:04 P.M.

**EL PASO COUNTY
COMMISSIONERS COURT**

CARLOS LEON
Commissioner, Pct. 1

ILIANA HOLGUIN
Commissioner, Pct. 3



DAVID STOUT
Commissioner, Pct. 2

CARL L. ROBINSON
Commissioner, Pct. 4

RICARDO A. SAMANIEGO
County Judge

Commissioners Court Chambers, El Paso County Courthouse
500 East San Antonio Room 303 El Paso, Texas 79901
Website address: <http://www.epcounty.com>
View live video webcast: <http://epcounty.com/video>

**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, DECEMBER 5, 2022**

MEETING ADJOURNED AT 3:04 P.M.

ATTEST:

DELIA BRIONES, COUNTY CLERK
EL PASO COUNTY, TEXAS

CESAR O. NAVA, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

_____ DAY OF _____, 2022.

COUNTY JUDGE RICARDO A. SAMANIEGO, PRESIDING