

**EL PASO COUNTY
COMMISSIONERS COURT**

CARLOS LEON
Commissioner, Pct. 1

VINCENT PEREZ
Commissioner, Pct. 3



DAVID STOUT
Commissioner, Pct. 2

ANDREW R. HAGGERTY
Commissioner, Pct. 4

VERONICA ESCOBAR
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, AUGUST 28, 2017**

HON. VERONICA ESCOBAR	COUNTY JUDGE, PRESIDING	PRESENT
CARLOS LEON	COMMISSIONER, PCT #1	PRESENT
DAVID S. STOUT	COMMISSIONER, PCT #2	PRESENT
VINCENT M. PEREZ	COMMISSIONER, PCT #3	PRESENT
ANDREW R. HAGGERTY	COMMISSIONER, PCT #4	PRESENT

MINUTES PREPARED BY CESAR O. NAVA, DEPUTY CLERK

1. MEETING CONVENED

Commissioners Court of El Paso County, Texas was called to order by the Deputy Clerk at 9:31 A.M.

2. PLEDGE OF ALLEGIANCE

3. CONSENT AGENDA

A. Approval of the Minutes of the regular meeting of August 7, 2017.
County Administration Department (915) 546-2215

B. 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

C. Approve and authorize the County Judge to sign the Office of the Attorney General's Statewide Automated Victim Notification Service (SAVNS) Fiscal Year 2017 Quarterly Invoice- 4th quarter- (OAG #1770726/Contract: 2016-0574) in the amount of \$6,928.83 and the Quarterly Verification of Continuing Production Record Form for automated victim information and notification in El Paso County. This represents no direct cost to El Paso County. The maintenance renewal agreement (Contract No. 2016-0578) and the maintenance grant contract between the Office of the Attorney General and El Paso County (Contract No. 2016-0574) were reviewed by County Attorney's Office and approved by Commissioners Court on 9/19/2016 item #16.
Jaime Esparza, District Attorney, District Attorney's Office (915) 546-2059

D. Approve and authorize the County Judge to sign the Service Agreement for Car Washing Services for El Paso County with Mister Car Wash. This Agreement is a One (1) year contract from October 1, 2017 through September 31, 2018, with Two (2) additional One (1) year options. Funding is available in each respective County Department's MAINT/REP-AUTO accounts. The County Attorney's Office has reviewed and approved as to legal form. (Contract No. 2017-0469)
Hopeton Staple, Fleet Operations Director, County Administration (915) 546-2057

E. Approve and authorize the County Judge to sign the first amendment to the Quicksearch agreement for employment and reference checks. This amendment is to change only the legal name of the vendor from Quick Search to Quick Acquisition LLC dba Quick Search. (Contract No. 2017-0519)
Melissa M. Carrillo, PHR, Chief Human Resources Officer, Human Resources Department (915) 546-2218

F. Approve and authorize the County Judge to sign the renewal application and related documents for General Liability Special Events Insurance application with Scottsdale Insurance Company for FY 2018. Funding is available in GADM-INS- GEN/PROPERTY. (Contract No. 2017-0533)
Melissa M. Carrillo, PHR, Chief Human Resources Officer, Human Resources Department (915) 546-2218

G. Approve the termination of Contract No. 2016-0643 for services provided under Russell Super. The Information Technology Department will be providing written notice of termination to be effective on September 30, 2017.
Christopher Stathis, Chief Technology Officer, Information Technology Department (915) 546-2041

H. Approve and authorize the County Judge to sign a Service Agreement between the County of El Paso and Level 3 Telecom Holdings, LLC for telecommunication circuits. Funding is available in GF-ITD-COMMUNIC-DATA. (Contract No. 2017-0460)
Christopher Stathis, Chief Technology Officer, Information Technology Department (915) 546-2041

I. Approve and authorize the County Judge to sign a service agreement between the County of El Paso and Level 3 Telecom Holdings, LLC for telecommunication circuits. Funding is available in GF-ITD-COMMUNIC-DATA. (Contract No. 2017-0464)
Christopher Stathis, Chief Technology Officer, Information Technology Department (915) 546-2041

J. Approve and authorize the County Judge to sign the Service Agreement between the County of El Paso and Sigma Technology Solutions, Inc., to modernize the wireless (Wi-Fi) infrastructure at the El Paso County MDR building. Funding is available in GF-ITD-CONTR SVC-GEN. (Contract No. 2017-0514)
Christopher Stathis, Chief Technology Officer, Information Technology Department (915) 546-2041

K. Approve and authorize the County Judge to sign the Service Agreement between the County of El Paso and Sigma Technology Solutions, Inc., to modernize the wireless (Wi-Fi) infrastructure at the El Paso County Juvenile Probation Department building. Funding is available in GF-ITD-CONTR SVC-GEN. (Contract No. 2017-0510)
Christopher Stathis, Chief Technology Officer, Information Technology Department (915) 546-2041

L. Rescind the Commissioners Court Order of July 10, 2017, Item No. 3G on the Consent Agenda, to approve and authorize County Judge to sign a lease agreement with Shalom Group, L.P., from October 1, 2017 to September 30, 2027 in the amount of \$5,575 per month with an increase in year six by 6% for Justice of the Peace Pct. 1. Funding is available in GF-JP1-Rent/Leases. (Contract No. 2017-0282) Further, approve and authorize the County Judge to sign the revised lease agreement with Shalom Group, L.P., from October 1, 2017 to September 30, 2027 in the amount of \$5,575.00 with an increase in year six by 6% for Justice of the Peace Pct. 1. Funding is available in GF-JP1- Rent/Leases. (Contract No. 2017-0282)
Robert T. Pearson Justice of the Peace, Pct. 1 (915) 534-3917

M. Approve and authorize the County Judge to sign the Agreement between El Paso County, on behalf of the El Paso County Juvenile Probation Department and Big Brothers Big Sisters of El Paso for the Texas Juvenile Justice Department Prevention and Intervention Grant for the 2018 - 2019 Biennium, to address the needs of at-risk youth through Mentoring Services, as part of the JPD Intake. This Agreement will be effective September 1, 2017 through August 31, 2018. Funds are available in the TJJD PREV & INTERV DEMON PROJ 2018 grant. The County Attorney's Office has reviewed and approved as to legal form. (Contract No. 2017-0481)
Roger Martinez, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

N. Approve the Certificates of Plat Compliance under Texas Local Government Code Section 232.028(a), as provided on the attached listing.
Norma R. Palacios, Interim Director, Public Works Department (915) 546-2015

O. Approve and authorize the County Judge to sign the Second Amendment to Agreement by and Between the County of El Paso, Texas and First Transit, Inc. to exercise the first (1)-year extension for a term beginning on September 1, 2017 and ending August 31, 2018. Funding is available in the Rural Transit Assistance Fed 2016, Rural Transit Federal 2017 and 2018 grants. (Contract No. 2017-0500)
Norma R. Palacios, Interim Director, Public Works Department (915) 546-2015

P. Approve and authorize the County Judge to sign the El Paso County Spay/Neuter Program Veterinary Services Agreements with Dr. German Caraballo, DMV and Dr. Alvaro Medina, DVM, for professional services as part of the County of El Paso's spay/neuter program for rural municipalities. Funds are available in GF-ANMIALCRTL-INTERGOV-LOCAL. (Contract Nos. 2017- 0512 and 2017-0513)
Commander Jose Chairez, El Paso County Sheriff's Office (915) 538-2081

Q. Accept the filing of Tax Assessor-Collector, Ruben P. Gonzalez annual continuing education certificate of completion pursuant to Texas Tax Code Section 6.231(d).
Ruben P. Gonzalez, Tax Assessor-Collector, Tax Assessor-Collector's Office (915) 771-2305

MOTION: APPROVE

Motion made by Commissioner Leon
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Haggerty
Members Absent: Perez Members Voting Nay: None

4. RESOLUTIONS

A. Approve and adopt a resolution designating September 15 through October 15, 2017 as "Chicano Heritage Month" in El Paso County, Texas.
David Stout, Commissioner, Pct. 2 (915) 546-2111

MOTION: APPROVE

Motion made by Commissioner Stout
Seconded by County Judge Escobar

Members Voting Aye: Judge Escobar, Leon, Stout, Haggerty
Members Absent: Perez Members Voting Nay: None

B. **CORRECTION PER OFFICE OF COMMISSIONER PCT. 3** - Approve and adopt a resolution recognizing the month of September as, "Ovarian Cancer Awareness Month" in memory of **DIANA SOLIS-ZAVALA**.
Vincent M. Perez, County Commissioner, Precinct 3 (915) 546-2144

MOTION: APPROVE

Motion made by Commissioner Perez
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

5. PUBLIC COMMENT

Wally Cech, concerned citizen, addressed the Court regarding her request for the placement of a 9/11 memorial cross in San Jacinto Plaza.

Pierre Andre Euzarraga, concerned citizen, addressed the Court regarding the legalization of marijuana.

Donovan Rojo, concerned citizen, addressed the Court regarding the decriminalization of marijuana.

6. PRESENTATION

A. **CORRECTION PER COUNTY ADMINISTRATION** - Receive a presentation and honor several El Paso County Sheriff's Deputies and firefighters for putting their lives in danger in order to save two people who were trapped inside a fully engulfed house fire in Fabens. **THE DEPUTIES ARE: SERGEANT OSCAR TORRES, DEPUTY ADRIANA MUNOZ, DEPUTY SALVADOR VERGARA, DEPUTY ANGEL CORDERO, DEPUTY MARC CHAVEZ AND DEPUTY CHRIS RILLO. FIREFIGHTERS ON THE SCENE WERE FROM FABENS, CLINT, AND SAN ELIZARIO FIRE STATIONS. THE FIREFIGHTERS ARE: KEVIN JAUREGUI, ISAAC ORTEGA, FREDDY GARIBAY, JUSTIN SUAREZ, MIKE PEREZ, JUAN CASTRO, VELVET GARIBAY, JOSE RAMIREZ, CHIEF RAYMUNDO TREVIZO AND EBER RODRIGUEZ.**

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

PRESENTATION RECEIVED

REGULAR AGENDA

7. Pursuant to Property Tax Code, Chapter 26, adopt a tax rate for the El Paso County Hospital District d/b/a University Medical Center of El Paso.

R. Jacob Cintron, President & CEO, University Medical Center (915) 521-7600

MOTION: ADOPT A PROPERTY TAX RATE FOR THE EL PASO COUNTY HOSPITAL DISTRICT D/B/A UNIVERSITY MEDICAL CENTER OF EL PASO OF \$0.251943 PER \$100 ASSESSED VALUE FOR THE 2017 TAX YEAR; A RATE OF 0.195064 PER \$100 ASSESSED VALUE IS FOR THE PURPOSE OF MAINTENANCE AND OPERATIONS, AND A RATE OF \$0.056879 PER \$100 ASSESSED VALUE IS FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON THE DEBT OF THE DISTRICT.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE: THE TAX RATE WILL EFFECTIVELY BE RAISED BY 6.45% (PERCENTAGE BY WHICH THE PROPOSED TAX RATE EXCEEDS THE EFFECTIVE MAINTENANCE AND OPERATIONS RATE) AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$15.26.

FURTHER, THE TAX ASSESSOR-COLLECTOR IS AUTHORIZED TO ASSESS AND COLLECT THESE TAXES FOR THE EL PASO COUNTY HOSPITAL DISTRICT D/B/A UNIVERSITY MEDICAL CENTER OF EL PASO ON OCTOBER 1, 2017.

Motion made by County Judge Escobar
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout
Members Voting Nay: Perez, Haggerty

8. Approve the proposed FY2018 Operating and Capital Budgets for the El Paso County Hospital District as previously submitted for the joint work sessions of the Commissioners Court and the Hospital District Board of Managers on July 20, 2017 and August 1, 2017.

R. Jacob Cintron, President & CEO, University Medical Center (915) 521-7600

MOTION: APPROVE THE PROPOSED FY2018 OPERATING AND CAPITAL BUDGETS FOR THE EL PASO COUNTY HOSPITAL DISTRICT.

Motion made by Commissioner Leon
Seconded by County Judge Escobar

Members Voting Aye: Judge Escobar, Leon, Stout
Members Voting Nay: Perez, Haggerty

9. Pursuant to Health and Safety Code Section 775.305, discuss and take appropriate action to approve or deny the recommended budget and tax rate for Emergency Service District No. 2.
Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE THE EFFECTIVE TAX RATE OF \$0.092349/\$100 AND THE PROPOSED BUDGET AS ADOPTED BY EMERGENCY SERVICE DISTRICT NO. 2.

Motion made by Commissioner Haggerty Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Leon Members Voting Nay: None

COMMISSIONERS COURT

10. Approve and authorize the County of El Paso 911 District FY 2018 Proposed Budget.
Veronica Escobar, County Judge, Commissioners Court (915) 546-2098

MOTION: APPROVE

Motion made by Commissioner Haggerty Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Stout Members Voting Nay: None

JUDICIARY AND CORRECTIONS

13. Approve and authorize the County Judge to sign the Agreement Between El Paso County on Behalf of the El Paso County Juvenile Probation Department and Communities in Schools for the Texas Juvenile Justice Department Prevention and Intervention Grants (Grants S&T) for the 2018-2019 Biennium, for intensive case management services to reduce dropout rates and increase graduation rates as part of the JPD Intake Services. This Agreement will be effective September 1, 2017 through August 31, 2018. Funds are available in the TJJJ PREV & INTERV DEMON PROJ 2018 and the TJJJ SCHOOL ATTEND IMPROV PROJ 2018 grants. The County Attorney's Office has reviewed and approved as to legal form. (Contract No. 2017-0484)
Roger Martinez, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

MOTION: APPROVE

Motion made by Commissioner Leon Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Haggerty Members Voting Nay: None

LITIGATION, JUSTICE, AND LAW ENFORCEMENT

14. Approve and authorize the County Judge to sign Amendment One to the Contract for Access and Visitation Grant Between the Office of the Attorney General of the State of Texas and El Paso County for FY 2018 in the amount of \$63,408. A 10% cash match is required, but is offset by decreasing cost of salaries in the General Fund account and is met by a contribution of benefits paid to program staff. (Contract No. 2017-0517)
Yahell Zuniga, Clinicial Services Manager, Domestic Relations Office (915) 834-8200

MOTION: APPROVE

Motion made by Commissioner Haggerty Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Leon Members Voting Nay: None

COUNTY AND DISTRICT CLERK

18. Approve and record into the Commissioner's Court meeting minutes, the District Clerk's certification of the District Judges Order to approve the County Auditor's Budget for Fiscal Year 2018, pursuant to Texas Local Government Code 84.021; 84.901; 111.044; 152.031; 152.032; 152.034; and 152.905.
Norma Favela Barceleau, District Clerk, District Clerk's Office (915) 546-2021

MOTION: MOVE THE DISCUSSION OF ITEM NO. 18 INTO EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE § 551.071

Motion made by Commissioner Leon Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Perez Members Voting Nay: None

HEALTH AND SOCIAL SERVICES

19. Rescind the Commissioners Court Order of May 15, 2017, Item No. 3D on the Consent Agenda, authorizing the County Judge to sign Amendment 1 between the County of El Paso and the Texas Department of Housing and Community Affairs (TDHCA), regarding the Colonia Self Help Center Program. Further, authorize the County Judge to sign the revised Amendment No. 1 agreement (7214003) with the Texas Department of Housing and Community Affairs Colonia Self-Help Center Program. Minor revisions have been made to the Performance Statement. (Contract No. 2017-0236)

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

MOTION: RESCIND THE COMMISSIONERS COURT ORDER OF MAY 15, 2017, ITEM NO. 3D ON THE CONSENT AGENDA, AUTHORIZING THE COUNTY JUDGE TO SIGN AMENDMENT 1 BETWEEN THE COUNTY OF EL PASO AND THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS (TDHCA), REGARDING THE COLONIA SELF HELP CENTER PROGRAM.

Motion made by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Stout

Members Voting Nay: None

MOTION: APPROVE AND AUTHORIZE THE COUNTY JUDGE TO SIGN THE REVISED AMENDMENT NO. 1 AGREEMENT (7214003) WITH THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS COLONIA SELF-HELP CENTER PROGRAM. MINOR REVISIONS HAVE BEEN MADE TO THE PERFORMANCE STATEMENT. (CONTRACT NO. 2017-0236)

Motion made by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Perez

Members Voting Nay: None

20. Approve and authorize the County Judge to sign a Contract Amendment with the Health and Human Services Commission (HHSC) and sign and/or initial attached documents to include Attachment A and B, Budget Worksheet Calculation of the Per Meal Unit Rate, Home Delivered Meals Budget Worksheet Certifications, In-Kind Match Certification and the Budget Worksheet Calculation of Per Meal Unit Rate for Congregate Meals and any other required documents to adopt a new unit rate for home delivered and congregate meals under the County Nutrition Program beginning October 1, 2017. Funding is available in account: SG-NUTRIPRG-FED REV-GRNT ST (Contract No. 2017-0471)

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

MOTION: APPROVE

Motion made by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Leon

Members Voting Nay: None

21. Approve and authorize the appointment of Rollin Heassler, Veterans Assistance Program Manager, as the El Paso County Veterans Service Officer effective August 28, 2017. Further, approve designating Efren Montelongo as the Assistant County Veterans Service Officer.

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

MOTION: APPROVE

Motion made by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Leon

Members Voting Nay: None

COMMISSIONERS COURT

11. Discuss and take appropriate action on the appointees to the Rio Grande Council of Governments.

Andrew Haggerty, Commissioner, Pct. 4 (915) 546-2044

NO ACTION

LITIGATION, JUSTICE, AND LAW ENFORCEMENT

15. Approve and authorize the County Judge to execute the FY 2018 and FY 2019 Law Enforcement Training Initiative Interlocal Agreement with the Rio Grande Council of Governments, on behalf of the El Paso County Sheriff's Office, in the amount of \$329,600 for a two year period beginning September 1, 2017 through August 31, 2019 . Funds are available in SG-SHACADE18-PERSONNEL EXP. The County Attorney's Office has reviewed and approved the agreement. (Contract No. 2017-0541)
Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 546-2215 x4105

MOTION: APPROVE

Motion made by Commissioner Haggerty Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Leon Members Voting Nay: None

PUBLIC WORKS

22. Approve and authorize the County Judge to sign the Fixed Price Construction Agreement Between Owner and Contractor with Allied Paving Company, for patch work on Ascension Road Phase II for the County of El Paso. Funding is available in Account SR-R&B ROAD RESURFACING. (Contract No. 2017-0416)
Norma Palacios, Interim Director, Public Works Department (915) 546-2015

MOTION: APPROVE

Motion made by Commissioner Leon Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Perez Members Voting Nay: None

23. Approve and authorize the County Judge to sign the 2016 Overlaying Paving Project / Paving and Overlay Services between the County and JAR Concrete, Inc. Funding is available in Account SR-R&B-ROAD RESURFACING. (Contract No. 2017-0521)
Norma Palacios, Interim Director, Public Works Department (915) 546-2015

MOTION: APPROVE

Motion made by Commissioner Haggerty Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Perez Members Voting Nay: None

24. Approve and authorize the County Judge to sign the 2017 Paving Program / HMAC Project / Paving and Overlay Services between the County and Del Mar Contracting Inc. Funding is available in Account SR-R&B-ROAD RESURFACING. (Contract No. 2017-0538)
Norma Palacios, Interim Director, Public Works Department (915) 546-2015

MOTION: APPROVE

Motion made by Commissioner Leon Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Perez Members Voting Nay: None

PURCHASING

25. Award of RFP # 17-016, Five (5) Year Strategic Information Technology (IT) Master Plan for the County of El Paso, to NexLevel Information Technology, Inc., Carmichael, CA for a total contract cost not to exceed \$169,400. Funds are available in GF-ITD-CONTR SVC-GEN. Purchasing approved on 08/20/2017.
Debra Carrejo, Purchasing Agent, Purchasing Department (915) 546-2048

MOTION: APPROVE

Motion made by Commissioner Haggerty Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Seconded by Commissioner Leon Members Voting Nay: None

BUDGET AND FINANCE

26. Approve and authorize an allocation of \$35,000 from CP-IMPROV01- EQUIPMENT for the purchase of a 25 ton A/C unit for Juvenile Probation.
Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE

Motion made by Commissioner Haggerty Members Voting Aye: Judge Escobar, Stout, Perez, Haggerty
Seconded by Commissioner Stout Members Absent: Leon Members Voting Nay: None

27. Approve and authorize an allocation of \$176,000 from CP-IMPROV01- EQUIPMENT for the purchase of an asphalt distributor for Road and Bridge.

Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE

Motion made by Commissioner Perez
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

32. CORRECTION PER BUDGET AND FISCAL POLICY DEPARTMENT - Approve amendment No. 43 to the County of El Paso's 2016-2017 operating budget. This budgetary amendment will increase Grants by \$9,420,528.83 thus increasing the overall budget of \$407,211,892.69 to **\$416,652,196.52**.

Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE

Motion made by Commissioner Haggerty
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

29. Pursuant to the Property Tax Code, §26.05(a), adopt a tax rate for the County of El Paso.

Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: ADOPT THE PROPERTY TAX RATE FOR THE COUNTY OF EL PASO IN THE AMOUNT OF \$0.452694 PER \$100 ASSESSED VALUE FOR THE 2017 TAX YEAR. THE COMPONENTS OF THIS RATE FOR THE 2017 TAX YEAR ARE COMPRISED OF A RATE OF \$0.404746 PER \$100 ASSESSED VALUE FOR MAINTENANCE AND OPERATIONS OF THE COUNTY AND A RATE OF \$0.047948 PER \$100 ASSESSED VALUE FOR PAYMENT OF THE PRINCIPAL AND INTEREST ON THE DEBT OF THE COUNTY. FURTHER, THE TAX ASSESSOR-COLLECTOR IS AUTHORIZED TO ASSESS AND COLLECT THESE TAXES FOR THE COUNTY OF EL PASO ON OCTOBER 1, 2017.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE.

Motion made by Commissioner Haggerty
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MEETING RECESSED AT 12:02 P.M.

MEETING RECONVENED AT 1:14 P.M.

BUDGET AND FINANCE

26. Approve and authorize an allocation of \$35,000 from CP-IMPROV01- EQUIPMENT for the purchase of a 25 ton A/C unit for Juvenile Probation.

Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: RECONSIDER ITEM # 26.

Motion made by Commissioner Leon
Seconded by Commissioner Haggerty

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MOTION: APPROVE AND AUTHORIZE AN ALLOCATION OF \$35,000 FROM CP-IMPROV01- EQUIPMENT FOR THE PURCHASE OF A 20 TON A/C UNIT FOR JUVENILE PROBATION.

Motion made by Commissioner Leon
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

28. Approve and authorize the Fiscal Year 2018 Capital Improvement Plan allocations. Upon adoption of the budget funding is available from COCP-3001.

Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE

Motion made by Commissioner Stout
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

COUNTY AND DISTRICT CLERK

16. Conduct a public hearing to consider the District Clerk's plan for the preservation and restoration of the district court records archives and the adoption of a \$10 district court records archive fee, pursuant to Texas Government Code Section 51.305

Norma Favela Barceleau, District Clerk, District Clerk's Office (915)546-2021

MOTION: ENTER INTO A PUBLIC HEARING.

DISTRICT CLERK NORMA FAVELA BARCELEAU ADDRESSED THE COURT IN THE PUBLIC HEARING.

Motion made by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Perez

Members Voting Nay: None

MOTION: EXIT THE PUBLIC HEARING.

Motion made by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Perez

Members Voting Nay: None

17. Approve and authorize the District Clerk's proposed plan for the preservation and restoration of the district court records archives and the adoption of a \$10 district court records archives fee, pursuant to Texas Government Code Section 51.305.

Norma Favela Barceleau, District Clerk, District Clerk's Office (915) 546-2021

MOTION: APPROVE

Motion made by Commissioner Haggerty

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Perez

Members Voting Nay: None

COUNTY ADMINISTRATION

12. Discuss and take appropriate action to adopt the FY2018 Strategic Plan and planning documents.

Betsy C. Keller, ICMA-CMC, Chief Administrator, County Administration (915) 546-2215

MOTION: POSTPONE TWO WEEKS.

Motion made by Commissioner Perez

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Leon

Members Voting Nay: None

33. INTO EXECUTIVE SESSION AT 1:38 P.M.

A. Discuss findings regarding persons necessary in Executive Session.

County Attorney's Office (915) 546-2050

B. Discuss potential real estate property acquisition in Downtown and far East El Paso for revenue and economic development purposes, pursuant to Texas Government Code § 551.072.

Betsy C. Keller, ICMA-CMC, Chief Administrator, County Administration (915) 546-2215

C. Pursuant to Texas Government Code § 551.071, receive legal advice and consultation on authority and duty of the El Paso County Auditor's Office to perform certain functions.

Edward Sosa, First Assistant, County Attorney's Office (915) 546-2050

D. Discuss potential litigation regarding new conditions upon recipients of federal Edward Byrne Memorial Justice Assistance Grant funds, pursuant to Texas Government Code § 551.071.

Christina Sanchez, Assistant County Attorney, County Attorney's Office (915) 546-2050

E. Discuss pending litigation regarding El Paso County's intervention in the El Paso Electric Company's Application to Change Rates, PUC No. 46831; County Attorney's file number 0081-17-AA, pursuant to Texas Government Code Section 551.071.

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

18. **PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071**, Approve and record into the Commissioner's Court meeting minutes, the District Clerk's certification of the District Judges Order to approve the County Auditor's Budget for Fiscal Year 2018, pursuant to Texas Local Government Code 84.021; 84.901; 111.044; 152.031; 152.032; 152.034; and 152.905.

Norma Favela Barceleau, District Clerk, District Clerk's Office (915) 546-2021

37. Executive Session - Pursuant to Texas Government Code Sections 551.071 and 551.074, discuss candidates for the vacancy of the El Paso County Judge.

Veronica Escobar, County Judge, Commissioners Court (915) 546-2098

Posted Friday, August 25, 2017 at 1:15 p.m.

REGULAR SESSION RECONVENED AT 3:50 P.M.

18. Approve and record into the Commissioner's Court meeting minutes, the District Clerk's certification of the District Judges Order to approve the County Auditor's Budget for Fiscal Year 2018, pursuant to Texas Local Government Code 84.021; 84.901; 111.044; 152.031; 152.032; 152.034; and 152.905.

Norma Favela Barceleau, District Clerk, District Clerk's Office (915) 546-2021

MOTION: RECORD THE DISTRICT CLERK'S CERTIFICATION OF THE DISTRICT JUDGES ORDER TO APPROVE THE COUNTY AUDITOR'S BUDGET FOR FISCAL YEAR 2018.

Motion made by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Leon

Members Voting Nay: None

30. Pursuant to the Texas Local Government Code § 111.067 (a), copy attached, conduct a public hearing on the proposed El Paso County budget for the fiscal year beginning October 1, 2017 and ending September 30, 2018.

Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: ENTER INTO A PUBLIC HEARING.

BUDGET AND FISCAL POLICY DIRECTOR WALLACE HARDGROVE AND COUNTY JUDGE VERONICA ESCOBAR ADDRESSED THE COURT IN THE PUBLIC HEARING.

Motion made by Commissioner Haggerty

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Perez

Members Voting Nay: None

MOTION: EXIT THE PUBLIC HEARING.

Motion made by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Leon

Members Voting Nay: None

31. Pursuant to Texas Local Government Code, § 111.068, copy attached, approve and adopt the attached County of El Paso annual operating budget for the fiscal year beginning October 1, 2017 and ending September 30, 2018.

Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE THE MOVEMENT OF APPROPRIATIONS FOR THE DISTRICT ATTORNEY'S OFFICE CONTINGENCIES ORIGINALLY SET UP FOR SUPPLEMENTS TO BE CONTINUED. NET EFFECT TO THE GENERAL FUND IS \$0.

Motion made by Commissioner Haggerty

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Leon

Members Voting Nay: None

MOTION: APPROVE AND AUTHORIZE THE CARRY-OVER OF AN APPROPRIATION OF \$35,000, INCREASING THE ASCARATE PARK EQUIPMENT ACCOUNT, TO ALLOW FUNDING A PORTION OF THE PURCHASE OF AN ALGAE REMOVAL BOAT FOR ASCARATE LAKE.

Motion made by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez

Seconded by County Judge Escobar

Members Voting Nay: Haggerty

MOTION: APPROVE THE REPROGRAMMING OF THE HEALTH CONTRIBUTION INCREASE TO A TRANSFER OUT LINE ITEM WITHIN GENERAL AND ADMINISTRATIVE IN THE AMOUNT OF \$531,000 THAT WOULD COVER THE COUNTY'S SHARE OF THE WELLNESS CENTER IMPROVEMENT THAT IS TIED TO THE COURTHOUSE AND NOT ALLOWABLE TO BE SPENT OUT OF THE RISK POOL FUND.

Motion made by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout

Seconded by Commissioner Leon

Members Voting Nay: Perez, Haggerty

MOTION: APPROVE THE REAPPROPRIATION OF FUNDS FOR THE ITD MASTER PLAN FROM A FUND BALANCE ROLLOVER INTO ITD CONTRACT SERVICES IN THE AMOUNT OF \$169,140.

Motion made by Commissioner Perez

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Leon

Members Voting Nay: None

MOTION: APPROVE THE REDUCTION IN THE AMOUNT OF \$7,644 TO THE VETERANS ASSISTANCE COMMUNICATIONS ACCOUNT.

Motion made by Commissioner Leon
Seconded by Commissioner Perez

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MOTION: APPROVE THE TRANSFER OF \$4.5 MILLION OUT OF THE EL PASO COUNTY MOBILITY PROJECT TO THE GENERAL ADMINISTRATIVE TRANSFER OUT ACCOUNT TO BE USED FOR POTENTIAL CERTIFICATE OF OBLIGATION DEBT PAYMENTS OUT OF THE GENERAL FUND FOR STORMWATER AND ALLOCATE TO TRANSPORTATION AS NEEDED. THE IMPACT TO THE GENERAL FUND IS \$0. THIS IS A RECLASSIFICATION TO THE GENERAL ADMINISTRATIVE ACCOUNT.

Motion made by Commissioner Perez
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MOTION: APPROVE AN ALLOCATION OF \$60,000 TO THE CONTRACT SERVICES LINE ITEM IN COUNTY ADMINISTRATION FOR A FINANCIAL OPERATIONS ASSESSMENT STUDY.

Motion made by Commissioner Leon
Seconded by Commissioner Perez

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MOTION: APPROVE AN ALLOCATION TO THE OFFICE OF BUDGET AND FISCAL POLICY UNDER THE CATEGORY CONTRACT SERVICES FOR FINANCIAL ADVISORY SERVICES IN THE AMOUNT OF \$50,000.

Motion made by Commissioner Perez
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MOTION: APPROVE THE REVISIONS TO THE SPECIAL REVENUE ACCOUNT, AS OUTLINED BY THE BUDGET AND FISCAL POLICY DIRECTOR, IN THE AMOUNT OF \$5,238,238 FOR A REVISED SPECIAL REVENUE TOTAL BUDGET OF \$47,429,134.

Motion made by Commissioner Perez
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MOTION: APPROVE THE SET UP OF THE 2018 CAPITAL PROJECTS COURTHOUSE IMPROVEMENT ACCOUNT IN THE AMOUNT OF \$531,000 RELATED TO THE TRANSFER OUT BEING DONE IN THE GENERAL FUND FOR THE IMPROVEMENTS TO THE COURTHOUSE THAT ARE ASSOCIATED TO THE WELLNESS CENTER.

Motion made by Commissioner Stout
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout
Members Voting Nay: Perez, Haggerty

MOTION: APPROVE THE RECOMMENDED ADOPTED BUDGET OF \$412,228,363 FOR FISCAL YEAR 2018.

Motion made by County Judge Escobar
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

34. Discuss and take appropriate action regarding El Paso County Auditor Office functions.
Edward Sosa, First Assistant, County Attorney's Office (915) 546-2050

MOTION: DIRECT THE CHIEF ADMINISTRATOR TO INITIATE A STUDY ON COUNTY AUDITOR FUNCTIONS.

Motion made by County Judge Escobar
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

35. Discuss and take appropriate action on potential litigation regarding new conditions upon recipients of federal Edward Byrne Memorial Justice Assistance Grant funds.
Christina Sanchez, Assistant County Attorney, County Attorney's Office (915) 546-2050

MOTION: APPROVE AND AUTHORIZE EL PASO COUNTY TO JOIN THE COUNTY OF SANTA CLARA'S AMICUS BRIEF IN CIVIL ACTION NO. 117-CV-5720 IN SUPPORT OF THE CITY OF CHICAGO'S MOTION FOR PRELIMINARY INJUNCTION V. JEFF SESSIONS.

Motion made by Commissioner Stout
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez
Members Voting Nay: Haggerty

36. Discuss and take appropriate action on the pending litigation regarding El Paso County's intervention in the El Paso Electric Company's Application to Change Rates, PUC No. 46831; County Attorney's file number 0081-17-AA.

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

NO ACTION

ADDENDUM TO THE AGENDA

38. Regular Session - Discuss and take appropriate action to fill the vacancy of the El Paso County Judge.

Veronica Escobar, County Judge, Commissioners Court (915) 546-2098

Posted Friday, August 25, 2017 at 1:15 p.m.

NO ACTION

39. Discuss and take appropriate action to accept donations to the United Blood Services Heart of a Leon Blood Drive events pursuant to Local Government Code Section 81.032.

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

Posted Friday, August 25, 2017 at 3:30 p.m.

MOTION: APPROVE THE COUNTY OF EL PASO ACCEPTING DONATIONS TO THE UNITED BLOOD SERVICES HEART OF A LEON BLOOD DRIVE EVENTS PURSUANT TO LOCAL GOVERNMENT CODE SECTION 81.032.

Motion made by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty

Seconded by Commissioner Stout

Members Voting Nay: None

MEETING ADJOURNED AT 5:00 P.M.

**EL PASO COUNTY
COMMISSIONERS COURT**

CARLOS LEON
Commissioner, Pct. 1

VINCENT PEREZ
Commissioner, Pct. 3



DAVID STOUT
Commissioner, Pct. 2

ANDREW R. HAGGERTY
Commissioner, Pct. 4

VERONICA ESCOBAR
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, AUGUST 28, 2017**

MEETING ADJOURNED AT 5:00 P.M.

ATTEST:

DELIA BRIONES, COUNTY CLERK
EL PASO COUNTY, TEXAS

CESAR O. NAVA, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

_____ DAY OF _____, 2018.

COUNTY JUDGE RUBEN J. VOGT, PRESIDING