

**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

**RUBEN JOHN VOGT**  
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>

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**COMMISSIONERS COURT REGULAR MEETING MINUTES  
MONDAY, APRIL 16, 2018**

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

**MINUTES PREPARED BY PATRICIA PIETZYK, DEPUTY CLERK**

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**1. MEETING CONVENED**

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

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**2. PLEDGE OF ALLEGIANCE**

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**3. CONSENT AGENDA**

A. Approval of the Minutes of the special meeting of April 10, 2018.  
*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 Renewal Agreement with Confidential Drug Testing for pre-employment and employment related drug and alcohol screening services provided for El Paso County. Funds are available in GF-HR-OPS EXPENSES- GEN. Contract No. 2018-0073.

*Melissa M. Carrillo, PHR, Chief Human Resources Officer, Human Resources Department (915) 546-2218*

*Minutes of the El Paso County Commissioners Court, April 16, 2018*

D. Approve the Certificates of Plat Compliance (under Texas Local Government Code Section 232.028(a), as provided on the attached listing.

*Norma R. Palacios, Public Works Director, Public Works Department (915) 546-2015*

E. Approve the acceptance of Morningside Plat at Mission Ridge Unit Two and authorize the filing and recording of the subdivision plat.

*Norma R. Palacios, Public Works Director, Public Works Department (915) 546-2015*

F. Approve and authorize the County Judge to sign the License Agreement between the County and Huntington Group, LLC for the Eastlake Phase 1 Roadway Construction. No County funds are required. Contract No. 2018-0191

*Norma R. Palacios, Public Works Director, Public Works Department (915) 546-2015*

G. Approve and authorize the County Judge to sign the License Agreement between the County and Huntington Group, LLC for the Eastlake Phase 1 Roadway Construction. No County funds are required. Contract No. 2018-0192

*Norma R. Palacios, Public Works Director, Public Works Department (915) 546-2015*

H. 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.

*Debra Carrejo, CPPO, CPPB, Purchasing Agent, El Paso County Purchasing Dept. (915) 546-2048*

I. Approve and authorize the County Judge to sign a Resolution required by the Governor's Office Criminal Justice Department (CJD) for the Sheriff's Office Emergency Management Unit Homeland Security Interoperable Communication Grant. Contract No. 2018-0123.

*Edgar Baca, Deputy, Sheriff's Department, Management Unit (915) 832-3273*

J. Quarterly Report from Emergency Management.

*Deputy Chief Jorge A. Rodriguez, Office of Emergency Management (915) 240-3171*

K. Quarterly Report from the Housing Authority.

*Miguel Hernandez, Executive Director, El Paso County Housing Authority (915) 764- 3559*

L. Quarterly Report from Life Ambulance Service, Inc.

*Rachel Harracksingh, President, Life Ambulance Service, Inc. (915) 772-1642*

M. Quarterly Report from Veterans Assistance Program.

*Rollin Heassler, Veterans Services Officer, Veterans Assistance (915) 775-2712*

#### MOTION: APPROVED

Motion made by County Judge Vogt

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

Seconded by Commissioner Perez

Members Voting Nay: None

#### 4. RESOLUTIONS

A. Approve and adopt a resolution designating April 20, 2018 and April 21, 2018 as Global Youth Service Days, in El Paso County, Texas.

*David Stout, Commissioner, Pct. 2 (915) 546-2111*

#### MOTION: APPROVED

Motion made by Commissioner Stout

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

Seconded by Commissioner Leon

Members Voting Nay: None

B. Approve and adopt a resolution designating April 3, 2018 as National Recognition Day in El Paso County, Texas.

*David Stout, Commissioner, Pct. 2 (915) 546-2111*

#### MOTION: APPROVED

Motion made by Commissioner Stout

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

Seconded by County Judge Vogt

Members Voting Nay: None

C. Approve and adopt a resolution supporting the 5th annual Veterans Food Drive in the County of El Paso.  
*Andrew R. Haggerty Commissioner Pct. 4 (915) 546-2044*

**MOTION: APPROVED**

Motion made by Commissioner Haggerty  
Seconded by Commissioner Stout

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

**5. PUBLIC COMMENT**

Pierre Andre Euzarraga, concerned citizen, offered comments regarding the legalization of marijuana.

**BOARD APPOINTMENTS**

6. Approve the reappointment of Commissioner Vincent Perez's appointee, Miguel Fernandez, to the El Paso County Hospital District Board for a second and final 3-year term beginning April 1, 2018 through March 31, 2021.  
*Betsy C. Keller, ICMA-CMC, Chief Administrator, County Administration (915) 546-2215*

**MOTION: APPROVED**

Motion made by Commissioner Perez  
Seconded by Commissioner Leon

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

**AUDITOR**

7. Presentation and discussion of market conditions from Financial Advisor and quarterly update regarding long-term debt portfolio. Discuss and provide direction on possible financing considerations.  
*Edward A. Dion, County Auditor, CPA, County Auditor's Office (915) 546-2040*

**RECEIVED PRESENTATION**

**PUBLIC WORKS**

8. Approve and authorize the allocation of 95 square feet of office space located in the Community Center at the Northwest Annex (Vinton) for a new Public Works On-Site/Environmental satellite office to provide services to Westside area residents.  
*Norma R. Palacios, Public Works Director, Public Works Department (915) 546-2015*

**MOTION: APPROVED**

Motion made by Commissioner Haggerty  
Seconded by Commissioner Perez

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

9. Discuss and take appropriate action for a variance request from the County of El Paso Subdivision Regulations for Rancho La Palma Subdivision.  
*Norma R. Palacios, Public Works Director, Public Works Department (915) 546-2015*

**MOTION: APPROVED, TO MOVE INTO PUBLIC HEARING.**

Motion made by County Judge Vogt  
Seconded by Commissioner Haggerty

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

**MOTION: APPROVED, TO MOVE OUT OF PUBLIC HEARING.**

Motion made by County Judge Vogt  
Seconded by Commissioner Haggerty

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

**MOTION: APPROVED**

Motion made by Commissioner Haggerty  
Seconded by Commissioner Leon

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

10. Approve and authorize the County Judge to approve the promotional fare of Ozone Action Days for the El Paso County Transit.  
*Norma R. Palacios, Public Works Director, Public Works Department (915) 546-2015*

**MOTION: APPROVED**

Motion made by County Judge Vogt  
Seconded by Commissioner Leon

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

*Minutes of the El Paso County Commissioners Court, April 16, 2018*

## **PURCHASING**

**11.** Approve and authorize the inter-agency transfer of six (6) surplus county vehicles to the Anthony Texas Police Department in the amount of \$10 per vehicle for a total amount of \$60 to be remitted to the County of El Paso. Funds to be deposited into account: GF- PURCHASING-UNCLASSIFIED REV.

*Debra Carrejo, Purchasing Agent, Purchasing Department (915) 546-2048*

**12.** Approve and authorize the inter-agency transfer of three (3) surplus county vehicles to the Canutillo Independent School District Police Department in the amount of \$50 per vehicles for a total amount of \$150 to be remitted to the County of El Paso. Funds to be deposited into account: GF-PURCHASING- UNCLASSIFIED REV.

*Debra Carrejo, Purchasing Agent, Purchasing Department (915) 546-2048*

MOTION: APPROVED, AS AMENDED, ITEMS # 11 AND # 12.

Motion made by Commissioner Haggerty

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

Seconded by Commissioner Leon

Members Voting Nay: None

## **BUDGET AND FINANCE**

**13.** To approve and authorize the El Paso County ESD #1 apply for a \$3,000,000 loan to construct Station #2 in the district.

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

MOTION: APPROVED

Motion made by Commissioner Leon

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

Seconded by Commissioner Perez

Members Voting Nay: None

**14.** Approve amendment No. 27 to the County of El Paso's 2017-2018 operating budget. This budgetary amendment will increase Grants by \$8,773.00 thus increasing the overall budget of \$485,239,204.87 to \$485,247,977.87.

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

MOTION: APPROVED

Motion made by County Judge Vogt

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

Seconded by Commissioner Haggerty

Members Voting Nay: None

## **15. RECESSED INTO EXECUTIVE SESSION AT 10:53 a.m.**

**A.** Discuss findings regarding persons necessary in Executive Session.

*County Attorney's Office (915) 546-2050*

**B.** (Postponed 4/9/18) Discuss and take appropriate action to approve the amendment of the settlement agreement with Mesquite Properties, LP, Cause No. 2014DCV3734, and County Attorney Case Number 0285-14-LD, pursuant to Texas Government Code Section 551.071.

*Kevin McCary, Assistant County Attorney, County Attorney's Office (915) 546-2050*

**C.** Discuss pending litigation of Francisco A. Ortiz v. El Paso County, Texas, et al.; Cause No. 2016DCV4247; County Attorney Case Number 0273-16-LD, pursuant to Texas Government Code Section 551.071.

*Selina Saenz, Assistant County Attorney, County Attorney's Office (915) 546-2050*

**D.** Discuss pending appeal on the Monica Miranda v. County of El Paso Texas; County Attorney Case Number LD-11-074(A), pursuant to Texas Government Code Section 551.071.

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

**E.** Discuss financial information and economic development negotiations from an existing 381 Agreement with EPT Mesa Development, pursuant to Texas Government Code Section 551.087.

*Jose Quinonez, Director, Economic Development Department (915) 546-2177*

**F.** Pursuant to Texas Government Code Section 551.074, discuss and interview candidates for the Emergency Services Districts #1 and #2 Board of Commissioners.

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

*Minutes of the El Paso County Commissioners Court, April 16, 2018*

**REGULAR SESSION RECONVENED AT 12:35 p.m.**

**16.** (Postponed 4/9/18) Discuss and take appropriate action to approve the amendment of the settlement agreement with Mesquite Properties, LP, Cause No. 2014DCV3734, and County Attorney Case Number 0285-14-LD.

*Kevin McCary, Assistant County Attorney, County Attorney's Office (915) 546-2050*

MOTION: APPROVED, AUTHORIZE THE COUNTY JUDGE TO SIGN THE AMENDMENT TO THE AGREEMENT.

Motion made by Commissioner Haggerty

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

Seconded by Commissioner Leon

Members Voting Nay: None

**17.** Discuss and take appropriate action to appoint candidates to the Emergency Services Districts #1 and #2 Board of Commissioners.

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

NO ACTION

**MEETING ADJOURNED AT 12:36 p.m.**

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Commissioner, Pct. 1

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**COMMISSIONERS COURT REGULAR MEETING MINUTES  
MONDAY, APRIL 16, 2018**

**MEETING ADJOURNED AT 12:36 p.m.**

ATTEST:

DELIA BRIONES, COUNTY CLERK  
EL PASO COUNTY, TEXAS

\_\_\_\_\_  
PATRICIA PIETZYK, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

\_\_\_\_\_ DAY OF \_\_\_\_\_, 2018.

\_\_\_\_\_  
COUNTY JUDGE RUBEN JOHN VOGT, PRESIDING