

**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>

**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, OCTOBER 29, 2018**

HON. RUBEN JOHN VOGT	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 9:32 A.M.

2. PLEDGE OF ALLEGIANCE

3. CONSENT AGENDA

A. Approve and authorize the County Judge to sign the Lexis Advance Add -On Addendum for State/Local Government with Lexis/Nexis, which adds three additional legal research service subscriptions for the County Attorney's Office in the amount of \$1,363.68, from October 1, 2018 through September 30, 2019. Funds are available in account GF-CNTYATTY-BOOKS&SUBSCRIPT. (Contract No. 2018-0759)
Lori Lopez, Office Administrator/Support Manager, County Attorney's Office (915) 546-2050

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 County Judge to sign the Texas Health and Human Services Department Managed Care Organization (MCO) Long Term Support Services (LTSS) Re-enrollment Application for FY19 for the County Nutrition Program. (Contract No. 2018-0760)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708

D. Approve and authorize the County Judge to sign the Interlocal Agreement for Forced Evacuation Plan Between El Paso Independent School District and County of El Paso, which states in the event of a forced evacuation of the El Paso County Courthouse or Telles Academy that each entities' employees/students may gather on the other's property to await resolution. (Contract No. 2017-0857)
Ruben Vogt, County Judge, Commissioners Court (915) 546-2098

E. Approve and authorize the Central Counting Station list for the November 6, 2018 Election, pursuant to §127.022, §127.003, §127.004, and §127.005 of the Texas Election Code.
Lisa Wise, Elections Administrator, Elections Department (915) 546-2154

F. Approve the relocation agreement with Michael Cuccaro, Executive Director of the Council of Judges. Funding is available in GF-HR-PROF SVC-RECRUITMENT. (Contract No. 2018-0771)
Melissa M. Carrillo, PHR, Chief Human Resources Officer, Human Resources Department (915) 546-2218

G. Approve and authorize the County Judge to sign the support agreement between the County of El Paso and Granicus, LLC. Funding is available in GF-ITD-MAINT/REP-SOFTWARE. (Contract No. 2018-0521)
Christopher Stathis, Chief Technology Officer, Information Technology Department (915) 546-2041

H. Approve and authorize the County Judge to sign the addendum to the agreement between the County of El Paso and Sequel Data Systems Incorporated. Funding is available in GF-ITD-MAINT/REP-SOFTWARE. (Contract No. 2018-0533)
Christopher Stathis, Chief Technology Officer, Information Technology Department (915) 546-2041

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

J. 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 Department (915) 546-2048

K. Accept the Quarterly Report from the Juvenile Probation Department.
Roger Martinez, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

MOTION: APPROVE

Motion made by County Judge Vogt
Seconded by Commissioner Leon

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

4. RESOLUTIONS

A. Approve and adopt a resolution recognizing the month of November 2018 as "Adoption Month" in El Paso County, Texas.

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

MOTION: APPROVE

Motion made by Commissioner Leon
Seconded by Commissioner Haggerty

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

B. Approve and adopt a resolution recognizing Sunday, November 4, 2018 as "A voice against crime 10-mile walk" in El Paso County, Texas

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

MOTION: APPROVE

Motion made by Commissioner Leon
Seconded by County Judge Vogt

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

C. Approve and adopt a resolution declaring the month of November 2018 as "El Paso County Employees Combined Charities Campaign Month" in El Paso County, Texas.

Ruben Vogt, County Judge, Commissioners Court (915) 546-2098

MOTION: APPROVE

Motion made by County Judge Vogt
Seconded by Commissioner Perez

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

5. PUBLIC COMMENT

County Judge Vogt asked everyone to join him in a moment of silence for the 11 members of the Tree of Life Synagogue in Pittsburgh, PA who were tragically lost in a shooting.

Pierre Andre Euzarraga, with Emerald Star Global Industries, addressed the Commissioners Court regarding marijuana legislation and the Cannabis and Organics Act that he has written and proposed.

BOARD APPOINTMENTS

6. Discuss and take appropriate action on the selection of Commissioner David Stout as the Commissioners Court representative to the Emergence Health Network Board of Trustees for the term beginning January 1, 2019 through December 31, 2020.

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

MOTION: APPROVE

Motion made by Commissioner Leon
Seconded by Commissioner Haggerty

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

JUDICIARY AND CORRECTIONS

7. Approve and authorize the County Judge to sign Amendment Two to the Interlocal Agreement for Medical Record Clerks Between The University of Texas Medical Branch at Galveston and The County of El Paso, for Mental Health records for the courts in the amount of \$68,667.54, for an additional term beginning November 1, 2018 through October 31, 2019. Funds are available in GF-SODETEN-PROF SVC-MED JAIL. (Contract No. 2018-0499)

Michael Cuccaro, Executive Director, Council of Judges (915) 546-2413

MOTION: APPROVE

Motion made by County Judge Vogt
Seconded by Commissioner Perez

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

LITIGATION, JUSTICE, AND LAW ENFORCEMENT

8. Approve and authorize the County Judge to accept the Office of the Governor Criminal Justice Division & Homeland Security Grants Division Statement of Grant Award for the El Paso County Border Prosecution Unit (Grant #2283709) for the District Attorney's Office, in the amount of \$1,090,000 from September 1, 2018 through August 31, 2019; and further authorize the County Judge to sign the accompanying resolution. There is no County match required. (Contract No. 2018-0769)

Jaime Esparza, District Attorney, District Attorney's Office (915) 546-2059

MOTION: APPROVE

Motion made by Commissioner Haggerty
Seconded by Commissioner Leon

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

9. Approve and authorize the County Judge to sign the Contract Service Agreements between the County of El Paso and the following service providers participating in the Border Prosecution Unit initiative (Grant #2283709) from September 1, 2018 through August 31, 2019: Tom Krampitz (Contract No. 2018-0719), Kathy Braddock, dba KAB Legal (Contract No. 2018-0721), TDCAA (Contract No. 2018-0724), Drew Durham (Contract No. 2018-0723), Ted Wilson (Contract No. 2018-0722), Craig Goodhart (Contract No. 2018-0720) and Melissa Hightower (Contract No. 2018-0718).

Jaime Esparza, District Attorney, District Attorney's Office (915) 546-2059

MOTION: APPROVE

Motion made by Commissioner Leon
Seconded by Commissioner Perez

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

10. Approve and authorize the County Judge to sign the Operation Stonegarden FY 2018 grant award in the amount of \$2,400,000, and Interlocal Agreement which supports enhanced cooperation and coordination between Federal agencies and the El Paso County Sheriff's Office, El Paso Police Department, Anthony Police Department, Town of Horizon City Police Department, Socorro Police Department, Office of the Constable, Precinct 6 and the Texas Department of Public Safety - Aviation Team of El Paso. Further, authorize the County Judge to sign the accompanying resolution. There is no County match required. (Contract No. 2018-0772)

Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 546-2217

MOTION: APPROVE

Motion made by Commissioner Leon
Seconded by Commissioner Haggerty

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

ADDENDUM TO THE AGENDA

18. Rescind the Court Order of the Regular Meeting of October 22, 2018, Item No. 3C on the Consent Agenda, to approve and authorize the County Judge to sign the WestlawPRO Select Products Modification Addendum to the Westlaw Master Software Agreement, increasing the number of seats on the contract from 90 to 100 allowing more access to the research software by an additional 10 employees in the District Attorney's Office. Funding is available in GF-DA-BOOKS&SUBSCRIPT. Further, approve the reallocation of funding in the amount of \$7,321 from GF-DA-OFFICE EXPENSE to GF-DA-BOOKS&SUBSCRIPT. (Contract No. 2018-0747)

Jaime Esparza, District Attorney, District Attorney's Office (915) 546-2059
Posted Friday, October 26, 2018 at 10:10 A.M.

19. Approve and authorize the County Judge to sign the WestlawPRO Select Products Modification Addendum to the Westlaw Master Software Agreement, increasing the number of seats on the contract from 90 to 100 allowing more access to the research software by an additional 10 employees in the District Attorney's Office. The addendum increases the monthly subscriber fee by \$452.72 per month for FY2019. Funding is available in GF-DA-BOOKS&SUBSCRIPT. Further, approve the reallocation of funding in the amount of \$7,321 from GF-DA-OFFICE EXPENSE to GF-DA-BOOKS&SUBSCRIPT. (Contract No. 2018-0747)

Jaime Esparza, District Attorney, District Attorney's Office (915) 546-2059
Posted Friday, October 26, 2018 at 10:10 A.M.

MOTION: APPROVE BOTH ITEMS # 18 AND # 19.

Motion made by County Judge Vogt
Seconded by Commissioner Stout

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

PUBLIC WORKS

11. Approve and authorize the County Judge to sign the fourth Maintenance Agreement Addendum to the thyssenkrupp Elevator Master Agreement to include the wheelchair lifts at the Jail Annex for an additional \$1,024/month. Funding is available in GF-PWSOJAILAMNT-CONTR SVC-GEN. (Contract No. 2018-0298) Norma Rivera Palacios, Executive Director, Public Works Department (915) 546-2015

MOTION: DIRECT STAFF TO SEEK AND NEGOTIATE A NEW PROPOSAL AS PRESENTED BY FACILITIES, REGARDING THE WHEELCHAIR LIFTS AT THE JAIL ANNEX.

Motion made by Commissioner Leon
Seconded by Commissioner Perez

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

BUDGET AND FINANCE

12. Approve and authorize the reallocation of 2012 Bond funds in the amount of \$6,336,165, to allow for the purchase of ElectionWare as permissible by the 2012 bond order. Further, approve the transfer from CP-CPCAPITAL12-MISCELLANEOUS to CP-CPCNTYCAP12-EQUIPMENT in the same amount. Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: POSTPONE FOR THREE WEEKS.

Motion made by Commissioner Perez
Seconded by Commissioner Leon

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

13. Approve amendment No. 03 to the County of El Paso's 2018-2019 operating budget. This budgetary amendment will increase Grants by \$317,839.82 thus increasing the overall budget of \$430,151,344.88 to \$430,469,184.70. Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE

Motion made by Commissioner Perez
Seconded by County Judge Vogt

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

14. INTO EXECUTIVE SESSION AT 10:30 A.M.

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

B. Discuss a personnel matter involving the Deputy Technology Officer for the Information Technology Department, pursuant to Texas Government Code Section 551.074.
Melissa M. Carrillo, PHR, Chief Human Resources Officer, Human Resources Department (915) 546-2218

C. Discuss a personnel matter regarding an Office Specialist for the Justice of the Peace, Precinct 6, Place 1 Office, pursuant to Texas Government Code Section 551.074.
Melissa M. Carrillo, PHR, Chief Human Resources Officer, Human Resources Department (915) 546-2218

D. Pursuant to Texas Government Code Section 551.072, discuss possible purchase, sale, exchange, or lease of real property located in Block 79, Township 3, Texas Pacific Survey, El Paso County.
Betsy C. Keller, CM, Chief Administrator, County Administration (915) 546-2215

E. Discuss the pending litigation regarding Norma Cruz v. El Paso County; Cause No. 2017-DCV-0253, County Attorney's file number 0037-17-LD, pursuant to Texas Government Code Section 551.071.
Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

F. Discuss a grievance regarding County Attorney's case number 0141-18-GR, pursuant to Texas Government Code Section 551.071.
Jed Untereker, Assistant County Attorney, County Attorney's Office (915) 546-2050

REGULAR SESSION RECONVENED AT 11:48 A.M.

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Commissioner, Pct. 3



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**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, OCTOBER 29, 2018**

MEETING ADJOURNED AT 11:53 A.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 JOHN VOGT, PRESIDING