

**EL PASO COUNTY
COMMISSIONERS COURT**

CARLOS LEON
Commissioner, Pct. 1

VINCENT PEREZ
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, MARCH 9, 2020**

HON. RICARDO A. SAMANIEGO	COUNTY JUDGE, PRESIDING	PRESENT
CARLOS LEON	COMMISSIONER, PCT #1	PRESENT
DAVID S. STOUT	COMMISSIONER, PCT #2	PRESENT
VINCENT M. PEREZ	COMMISSIONER, PCT #3	PRESENT
CARL L. ROBINSON	COMMISSIONER, PCT #4	PRESENT

MINUTES PREPARED BY JESSICA CONTRERAS, 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. INVOCATION

A. Receive an invocation from Pam Faraone.

4. CONSENT AGENDA

A. Approve and authorize the County Judge to sign Amendment 1 to the contract between the the County of El Paso, Texas and Northwest Professional Consortium, Inc. (NPC Research), for a change in the timeline to conduct an evaluation of the El Paso Veterans Treatment Court Program to determine improvement to participant outcomes. (Contract No. 2020-0136)

Silvia Serna, Veterans Program Director, 346th DC Veterans Treatment Court (915) 546-2119

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 First Option To Renew Agreement with The Azimuth Group, Inc., for a one-year extension of strategic plan consulting services for the County in the amount of \$17,500 beginning February 28, 2020. Funding is available in GF-CNTYADMIN-CONTR SVC-GEN. (Contract No. 2019-0957)

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

D. Approve and authorize the County Judge to accept an amendment of the Child Protective Services Grant contract for the year 2019-2020 with the Texas Department of Family and Protective Services (DFPS). DFPS has amended the contract in order to comply with new statutory requirements from the 86th Texas Legislature, the Texas Comptrollers Contract Management Guide and the DFPS Contract Policy. (Contract No. 2020-0210)

Marilyn Mungerson, Assistant County Attorney, County Attorney's Office (915) 546-2050

E. Approve and authorize the County Judge to sign the Aliviane SAMHSA Services Agreement/Third Amendment, on behalf of the County Criminal Court 2 DWI Program to provide case management services to the participants of the DWI Intervention and Treatment program from March 1, 2020, through September 30, 2020. Funding is available in SG-SAMHSA20-OPERATING EXP. (Contract No. 2020-0173)

Judge Robert S. Anchondo, County Criminal Court at Law #2 (915) 834-8232

F. Approve and authorize the County Judge to sign the contract renewal between the DWI Intervention and Treatment Program and Recovery Healthcare Corporation (RMS). Funding is available in SR-CCRIMC2DWI-OPS EXPENSES-GEN. (Contract No. 2020-0034)

Robert S. Anchondo, Judge, County Criminal Court at Law #2 (915) 834-8232

G. **POSTPONE ONE WEEK PER ELECTIONS DEPARTMENT** - Approve and authorize the County Judge to sign the Addendum to ADP Workforce Now - Master Services Agreement Contract with ADP, LLC from March 2, 2020, through March 1, 2021. Funding is available in SR-ELECTSVC-ELECTIONS EXPENSE. (Contract No. 2020-0101)

Lisa Wise, Elections Administrator, Elections Department (915) 546-2154

H. Approve and authorize the County Judge to accept the County Essentials Services Program - Medicolegal Investigation supplemental grant award funded by the Office of the Governor in the amount of \$19,129.25. This is to reimburse the County for expenses incurred by the El Paso County Medical Examiner's Office as a result of the August 3, 2019, mass shooting. No County match is required. (Contract No. 2020-0209)

Mario A. Rascon, Chief Medical Examiner, Medical Examiner's Office (915) 532-1447

I. Approve and authorize the County Judge to waive the entry fees to Ascarate Park and the Pavilion fee for a U.S. Census community event on Saturday, April 4, 2020 from 9 a.m. to 2 p.m.

Veronica Myers, Director, Parks and Recreation Department (915) 771-2380

J. Approve and authorize the County Judge to sign the Amendment to Contract for Comprehensive Parks and Recreation Master Plan Services detailing the Scope of Work by Halff Associates, Inc. (Contract No. 2020-0189)

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

K. Approve and authorize the County Judge to sign the First Amendment to the Master Interlocal Cooperation Agreement between El Paso County and the Texas A&M Transportation Institute, to revise "Section III. Payment for Services" by removing the monetary total compensation cap to continue the use of available funding for Transportation Task Orders. (Contract No. 2020-0183)

Jose M. Landeros, Director, Planning & Development Department (915) 546-2015

L. **ITEM PULLED FOR DISCUSSION PER PLANNING AND DEVELOPMENT DEPARTMENT** - Approve and authorize the County Judge to sign the letter of intent to the City of El Paso-Public Service Board for ongoing updates to the County's Stormwater Master Plan-Phase II. (Contract No. 2020-0038) Further, approve and authorize the County Judge to sign Amendment No. 2, in the amount of \$54,986.20, to the interlocal agreement with the City of El Paso-Public Service Board for ongoing updates to the County's Stormwater Master Plan-Phase II. (Contract No. 2020-0013) Funding is available in GF-RBFLOODCNT-STRMWTR IMPROV.

Jose M. Landeros, Director, Planning & Development Department (915) 546-2015

M. 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

N. 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-Trull, CPPO, CPPB, Purchasing Agent, Purchasing Department (915) 546-2048

O. Approve and authorize the County Judge to sign the Overtime Agreement(s) for reimbursement in the amount of \$15,000 for 1 Lieutenant, 1 Sergeant and 4 Detectives through the Organized Crime Drug Enforcement Task Force (OCDEF) Program from February 28, 2020, through September 30, 2020. (Contract No. 2020-0147)

Lieutenant Jack Waite, EPCSO-HIDTA Task Force (915) 832-6150

P. Approve and authorize the County Judge to sign the lease agreement between Sharp - Spectrum Technologies and the El Paso County Sheriff's Office/West Texas HIDTA Administration for a Sharp MX-5071 copy machine. Funding is available in SG-ONDCP2019-OPERATING EXP. (Contract No. 2020-0139)

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

Q. Approve and authorize the County Judge to sign the Annual Maintenance Contract (AMC) with Astrophysics for maintenance repair and labor for the X-Ray machines located in the County Courthouse in the amount of \$9,221 from March 1, 2020, through March 1, 2021. Funding is available in GF-SOSEC-MAINT/REPGENERAL. (Contract No. 2020-0122)

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

MOTION: APPROVE

Motion by Commissioner Leon

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

Seconded by County Judge Samaniego

Members Absent - Perez

Members Voting Nay: None

5. RESOLUTIONS

A. Approve and adopt a resolution recognizing the month of March 2020 as "Women's History Month Celebration" in El Paso County, Texas.

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

MOTION: APPROVE

Motion by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by County Judge Samaniego

Members Voting Nay: None

B. Approve and adopt a resolution declaring the month of March 2020 as "Brain Injury Awareness Month" in El Paso County, Texas.

Ricardo A. Samaniego, County Judge, Commissioners Court (915) 546-2098

MOTION: APPROVE

Motion by County Judge Samaniego

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by Commissioner Robinson

Members Voting Nay: None

6. PUBLIC COMMENT

Froylan Sepeda, concerned citizen and resident of Lakeway Estates, advising streets needing speed bumps, access to water and natural gas in the area and requesting a visit from Commissioner Perez who represents the corresponding precinct.

Luis Rucobo, concerned citizen and resident of Lakeway Estates, in support of Mr. Froylan Sepeda's public comment.

7. PRESENTATION

A. Present a certificate of recognition and a flag flown over the El Paso County Courthouse to SPC Dezquan Fordham, Combat Aviation Brigade, 1st Armored Division, Fort Bliss, Texas.
Carl L. Robinson, Commissioner, Pct. 4 (915) 546-2044

MOTION: POSTPONE ONE WEEK

Motion by Commissioner Perez

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by Commissioner Stout

Members Voting Nay: None

16. INTO EXECUTIVE SESSION AT 10:11 A.M.

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

B. Receive legal advice and consultation regarding Certificates of Obligations, Series 2007 & General Obligations Refunding Bonds Series 2007, General Obligation Refunding Bonds, Series 2011, and Certificates of Obligation, Series 2012, pursuant to Texas Government Code Section 551.071.
Christina R. Sanchez, Assistant County Attorney, County Attorney's Office (915) 546-2050

MEETING RECONVENED AT 11:32 A.M.

PURCHASING

9. Approve and authorize the Purchasing Agent the close out of solicitation RFP 20-015 Offenders/Defendant Paid Electronic Monitoring Service for the County of El Paso; with permission to resolicit.
Debra Carrejo-Trull, CPPO, CPPB, Purchasing Agent, Purchasing Department (915) 546-2048

MOTION: APPROVE

Motion by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by Commissioner Robinson

Members Voting Nay: None

10. Approve the purchase of 90 laptop computers model Dell Latitude 5401 and Accessories for the Information Technology Department using Region 19 Contract 19-7327 awarded to SHI Government Solutions of Austin, TX in the amount of \$167,757. Purchasing approved on March 2, 2020. Funding is available in CP-REPLACE20-EQ NONCAP-LAPTOPS.

Debra Carrejo-Trull, CPPO, CPPB, Purchasing Agent, Purchasing Department (915) 546-2048

MOTION: APPROVE

Motion by Commissioner Robinson

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by Commissioner Leon

Members Voting Nay: None

JUDICIARY AND CORRECTIONS

11. Approve and authorize the County Judge to sign the Fifth Amendment to Agreement for Individual, Family and Parenting Skill Counseling with Pinnacle Social Services, LLC from February 28, 2020, through May 31, 2020. Funding is available in SG-FAMDRGC20-OPERATING EXP. (Contract No. 2020-0180)

Judge Yahara Lisa Gutierrez, 65th Family District Court (915) 834-8216

MOTION: APPROVE

Motion by Commissioner Robinson

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by County Judge Samaniego

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.

12. Approve and authorize the Planning & Development Department to submit a new grant application in the amount of \$15,900.67 to the Emergency Food and Shelter Program (EFSP) National Board's Round Two Application Period of the Supplemental Appropriations For Humanitarian Assistance Funding for transportation costs incurred between January 1, 2019, through January 31, 2020, subject to approval by the County Attorney's office. No County match is required. (Contract No. 2020-0215)
Jose M. Landeros, Director, Planning & Development Department (915) 546-2015

MOTION: APPROVE

Motion by Commissioner Robinson Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson
Seconded by County Judge Samaniego Members Voting Nay: None

13. Approve and authorize the El Paso County Sheriff's Office to submit a new application to the U.S. Department of Justice COPS Hiring grant in the amount of \$2,000,000 with a cash match of \$688,741.92 to be paid by the Clint and San Elizario Independent School Districts from October 1, 2020, through September 30, 2023, subject to approval by the County Attorney's office. No County match is required. (Contract No. 2020-0175)
Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 546-2262

MOTION: APPROVE

Motion by Commissioner Robinson Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson
Seconded by County Judge Samaniego Members Voting Nay: None

14. Approve and authorize the El Paso County Sheriff's Office Criminal Investigation Division/Narcotics Section to reapply for the Office of the Governor-Criminal Justice Division Local Border Security Program Grant for overtime and mileage reimbursement in the amount of \$568,427.52 from September 1, 2020, through August 31, 2021. No County match is required. Further, authorize the County Judge to sign the accompanying resolution. (Contract No. 2020-0206)
Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 772-8665

MOTION: APPROVE

Motion by Commissioner Leon Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson
Seconded by County Judge Samaniego Members Voting Nay: None

4L. ITEM PULLED FOR DISCUSSION AND CORRECTION PER PLANNING AND DEVELOPMENT DEPARTMENT - Approve and authorize the County Judge to sign the letter of intent to the City of El Paso-Public Service Board for ongoing updates to the County's Stormwater Master Plan-Phase II. (Contract No. 2020-0038) Further, approve and authorize the County Judge to sign **AMENDMENT NO. 4**, in the amount of \$54,986.20, to the interlocal agreement with the City of El Paso-Public Service Board for ongoing updates to the County's Stormwater Master Plan-Phase II, **AS FURTHER REVIEWED AND APPROVED BY THE COUNTY ATTORNEY'S OFFICE**. (Contract No. 2020-0013) Funding is available in GF-RBFLOODCNT-STRMWTR IMPROV.
Jose M. Landeros, Director, Planning & Development Department (915) 546-2015

MOTION: APPROVE

Motion by Commissioner Robinson Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson
Seconded by County Judge Samaniego Members Voting Nay: None

COUNTY ADMINISTRATION

8. Receive a presentation and updates on the County's 2020-2024 Strategic Plan.
Betsy C. Keller, CM, Chief Administrator, County Administration (915) 546-2215

PRESENTATION RECEIVED

BUDGET AND FINANCE

15. Approve amendment No. 21 to the County of El Paso's 2019-2020 operating budget. This budgetary amendment will increase Grants by \$190,765, thus increasing the overall budget of \$474,625,971.36 to \$474,816,736.36

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

MOTION: APPROVE

Motion by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by County Judge Samaniego

Members Voting Nay: None

16. INTO EXECUTIVE SESSION AT 12:23 P.M.

A. Discuss findings regarding persons necessary in Executive Session.

County Attorney's Office (915) 546-2050

C. Discuss grievance regarding County Attorney's case number 0001-20-GR, pursuant to Texas Government Code Section 551.071.

Michael A. Gomez, Assistant County Attorney, County Attorney's Office (915) 546-2050

D. Discuss the pending claim submitted by Muriel Montrose; County Attorney's file number 0013-20-LC, pursuant to Texas Government Code Section 551.071.

Michael A. Gomez, Assistant County Attorney, County Attorney's Office (915) 546-2050

E. Discuss the pending litigation regarding April Cadena v. El Paso County, et al.; County Attorney's file number 0131-16-LD, pursuant to Texas Government Code Section 551.071.

Ruben Duarte, Assistant County Attorney, County Attorney's Office (915) 546-2050

REGULAR SESSION RECONVENED AT 12:29 P.M

17. Discuss and take appropriate action regarding grievance; County Attorney's case number 0001-20-GR.

Michael A. Gomez, Assistant County Attorney, County Attorney's Office (915) 546-2050

18. Discuss and take appropriate action on the pending claim of Muriel Montrose; County Attorney's file number 0013-20-LC.

Michael A. Gomez, Assistant County Attorney, County Attorney's Office (915) 546-2050

MOTION: DELETE ITEMS 17 AND 18 ALONG WITH THE CORRESPONDING EXECUTIVE SESSION ITEMS 16C AND 16D.

Motion by Commissioner Leon

Members Voting Aye: Judge Samaniego, Leon, Stout, Perez, Robinson

Seconded by County Judge Samaniego

Members Voting Nay: None

MEETING ADJOURNED AT 12:32 P.M.

**EL PASO COUNTY
COMMISSIONERS COURT**

CARLOS LEON
Commissioner, Pct. 1

VINCENT PEREZ
Commissioner, Pct. 3



DAVID STOUT
Commissioner, Pct. 2

CARL L. ROBINSON
Commissioner, Pct. 4

RICARDO A. SAMANIEGO
County Judge

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**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, MARCH 9, 2020**

MEETING ADJOURNED AT 12:32 P.M.

ATTEST:

DELIA BRIONES, COUNTY CLERK
EL PASO COUNTY, TEXAS

JESSICA CONTRERAS, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

_____ DAY OF _____, 2020.

COUNTY JUDGE RICARDO A. SAMANIEGO, PRESIDING