

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, AUGUST 30, 2021

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

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 9:40 A.M.

2. PLEDGE OF ALLEGIANCE

Alarcon Elementary School 3rd graders led the Commissioners Court in the Pledge of Allegiance and Texas Pledge.

3. INVOCATION

A. Receive an invocation from Phyllis Peterson.

4. CONSENT AGENDA

A. Approval of the Minutes of the regular meeting of August 9, 2021 and August 16, 2021 and the special meeting of August 10, 2021.

County Administration Department (915) 546-2215

B. Approve and authorize the County Judge to sign the license agreement with WinTech LLC., for the Alice Receptionist software for a term of September 17, 2021 to September 16, 2022. Funding in the amount of \$14,714.25 is available in GF-CNTYADMIN-MAINT/REP-SOFTWAR and GF-CNTYADMIN-OPS EQUIPMENT. (Contract No. 2021-0674)

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

C. Pursuant to Texas Local Government Code Section 81.032, approve and authorize the Animal Welfare Department to accept monetary donations and/or donations of items needed to assist with the welfare of local animals during Fiscal Year 2022.

Lauralei Combs, Director, Animal Welfare Department (915) 538-2116

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. 43 to the County of El Paso's 2020-2021 operating budget. This budgetary amendment will decrease Enterprise by \$70,934.33, increase Grants by \$4,642,152.00, thus increasing the overall budget of \$595,479,439.08 to \$600,050,656.75.

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

F. Approve and authorize the County Judge to sign the Sponsored Research Agreement between El Paso County and the University of Texas El Paso (UTEP) for the purpose of the research and evaluation component of the Grant Funded, Innovations in Reentry Initiative: Building System Capacity and Testing Strategies to Reduce Recidivism CFDA #16.812 grant from the Bureau of Justice Assistance (BJA-2020-17281) with a retroactive term that began on October 1, 2020, and ends on September 30, 2024. Grant funding available in SG-REENTRY21-OPERATING EX. (Contract No. 2021-0639)

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

G. Approve and authorize the County Judge to sign the Second Amendment to the Emergency Rental Assistance Services Agreement between the County of El Paso and the Paso Del Norte Community Foundation allowing the use of funds to pay for past due rent. (Contract No. 2021-0628)

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

H. Approve and authorize the use of funds from the District Attorney's discretionary and food stamp fraud accounts in the amount of \$335,547.56 to continue to pay salaries, up to 5 pay periods, and operating expenses funded by the FY22 Violence Against Women Act (VAWA) Grant application #1343724, (Contract No. 2021-0069); FY22 Victims of Crime Act (VOCA) Grant application #1362521, (Contract No. 2021-0073); FY22 Border Prosecution Unit (BPU) Grant application #2283711, (Contract No. 2021-0193); and the FY22 Response Victim Assistance Coordinator (Walmart) Grant application, 3927402, (Contract No. 2021-0350), for the grant period beginning September 1, 2021, until the funds for the grants are awarded. Funding is available in SR-DASPEC-OPS CONTINGENCIAS and SR-DAFSFRAUD-OPS CONTINGENCIAS accounts if necessary, and would be reimbursed to those accounts out of grant funds received.

Yvonne Rosales, District Attorney, District Attorney's Office (915) 546-2059

I. Approve and accept the revision of the Texas Preservation Trust Fund Grant Program Reimbursement Request Grant of Easement documentation as part of the final reporting required for the Texas Preservation Trust Fund grant awarded to the County on behalf of the Casa Ronquillo Restoration Project, which amends the term from 15 years to 20 years, as required by TPTF requirements based on funding amounts. Further, authorize the County Judge to sign the easement documentation and authorize the filing and recording of the easement. (Contract No. 2021-0535)

Michael D. Hernandez, Director, Economic Development Department (915) 546-2177

J. Approve and authorize the revision to El Paso County's Promotions Policy. (OP-21-0976)

Sam Trujillo, Interim Chief Human Resources Officer, Human Resources Department (915) 546-2218

K. Approve and authorize the revision to the County of El Paso's Vacation Leave Policy. (OP-21-1121)

Sam Trujillo, Interim Chief Human Resources Officer, Human Resources Department (915) 546-2218

- L. Approve and authorize the County Judge to sign the agreement between El Paso County and Innovative PBX Services, Inc., dba New IPS to perform the cabling services at the Fabens Warehouse. Funding is available in GF-ITD-CONTR SVC-GEN in the amount of \$11,344.67. (Contract No. 2021-0654)
Christopher Stathis, Chief Information Officer, Information Technology Department (915) 546-2041
- M. Approve and authorize the County Judge to sign the agreement between El Paso County and Innovative PBX Services, Inc., dba New IPS to perform the fiber optic cabling services at the Ascarate Park. Funding is available in GF-ITD-CONTR SVC-GEN in the amount of \$27,097.37. (Contract No. 2021-0656)
Christopher Stathis, Chief Information Officer, Information Technology Department (915) 546-2041
- N. Approve and authorize the County Judge to sign the Memorandum of Understanding between the County of El Paso and Paso del Norte Community Foundation to provide additional amenities to the River Park Trail portion of the County to include: shade canopies, bicycle repair stations, mile markers, solar-powered pedestrian beacons and a crosswalk. (Contract No. 2021-0609)
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- O. Approve and authorize the County Judge to sign the Memorandum of Understanding by and between the County of El Paso, Texas and Ysleta Independent School District for use of the Ascarate Park Golf Course for school practice and tournaments from September 1, 2021, through May 31, 2022, at a pay rate of \$2,500 per high school golf team (includes boys and girls) and \$450 per middle school golf teams (includes boys and girls) and a pay rate of \$15 per player per tournament. Funds will be deposited in GF-GOLFCOURSE-GREEN FEES. (Contract No. 2021-0610)
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- P. Approve and authorize the County Judge to sign the Memorandum of Understanding by and between the County of El Paso, Texas and Loretto Academy for the use of the Ascarate Park Golf Course for school practice and tournaments from September 1, 2021, through May 31, 2022, at a pay rate of \$2,500 per high school golf team and a pay rate of \$15 per player per tournament. Funds will be deposited in GF-GOLFCOURSE-GREEN FEES. (Contract No. 2021-0611)
Veronica Myers, Director, Park and Recreation Department (915) 771-2380
- Q. Approve and authorize the County Judge to sign the Memorandum of Understanding by and between the County of El Paso, Texas and Cathedral High School for use of the Ascarate Golf Course for students golf practice and tournaments from September 1, 2021, through May 31, 2022, at a pay rate of \$2,500 and a pay rate of \$15 per player per tournament. Funds will be deposited in GF-GOLFCOURSE-GREEN FEES. (Contract No. 2021-0612)
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- R. Approve and authorize the County Judge to sign the Memorandum of Understanding by and between the County of El Paso, Texas and Socorro Independent School District (SISD) for the use of Ascarate Golf Course for student's golf practice and tournaments from September 1, 2021, through May 31, 2022, at a pay rate of \$2,500 per high school golf team (includes boys and girls) and a pay rate of \$15 per player per tournament. Funds will be deposited in GF-GOLFCOURSE-GREEN FEES. (Contract No. 2021-0613)
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- S. Approve and authorize acceptance of a donation from Moms On Board (MOB) for the Texas Parks and Wildlife (TPWD) Grant match to build All-inclusive playgrounds at Ascarate, Gallegos and Risinger Park in the amount of \$200,000. This would bring their total cash contribution to \$450,000 of their total goal to fundraise \$750,000.
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- T. 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.
Jose M. Landeros, Director, Planning & Development Department (915) 546-2015
- U. Approve and authorize the County Judge to sign the Development Review Fee Agreement with Ranchos Real Land Holdings, LLC, for the collective review of the proposed Tierra del Este III Phase VI Public Improvement District. No County funds are required. (Contract No. 2021-0671)
Jose M. Landeros, Director, Planning & Development Department (915) 546-2015

V. Approve and authorize the submission of the attached comments to the United States Department of Agriculture regarding the intergovernmental review consultation for the Horizon City Municipal Facilities Phase I Project. (OP-21-1120)

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

W. Pursuant to Texas Local Government Code §232.023, approve and authorize the acceptance, filing and recording of the Pebble Hills Self Storage Subdivision plat.

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

X. Approve and authorize the Single Source award of El Paso County Downtown Detention Center Sanitary System Upgrade to EMC Engineers in the amount of \$79,230. Funds are available in CP-CPCNTYCAP12-RENOVATIONS. Pursuant to Texas Local Government Code Section 262.024 (c), as a single source item, it is exempt from the provisions of the County Purchasing Act. Single Source will be re-evaluated as required to ensure compliance with statute.

Jose Lopez, Jr. Interim Purchasing Agent, Purchasing Department (915) 546-2048

Y. 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.

Joe Lopez, Jr., Interim Purchasing Agent, Purchasing Department (915) 546-2048

Z. Approve and authorize the County Judge to accept the Office of the Attorney General Grant award for the El Paso County Sheriff's Office for the FY22 Victim Coordinator and Liaison Grant (VCLG) in the amount of \$45,000, with a County match amount of \$43,465.76, for the period of September 1, 2021, through August 31, 2022. (Contract No. 2021-0664)

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

AA. Approve and authorize the County Judge to extend the Office of the Governor FY21 Justice Assistance Grant Sheriff's Office County Courthouse Surveillance System project end date to September 30, 2021. (Contract No. 2021-0662)

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

AB. Approve and authorize the County Judge to sign the Agreement for use of Subscription Material and associated documents with Lexipol of Frisco, Texas for web-based solution software for the Sheriff's Department for a three year term in the total amount of \$294,482.11. Funding is available in various Sheriff's accounts. (Contract No. 2021-0579)

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

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Leon

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

5. RESOLUTIONS

C. Approve and adopt a resolution declaring "Lorenzo G. Alarcon Elementary 85th Anniversary Day" on August 30, 2021, in El Paso County, Texas.

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

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Leon

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

A. Approve and adopt a resolution recognizing September 2021 as "Suicide Prevention Awareness Month" in El Paso County, Texas.

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

MOTION: APPROVE

Motion by Commissioner Stout
Seconded by County Judge Samaniego

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

B. Approve and adopt a resolution recognizing El Pasoans, Israel Rodriguez Bertorelli and Julia Chavez and their work on El Otro Tom and its selection to be screened during the 71st Venice International Film Festival.

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

MOTION: APPROVE

Motion by Commissioner Stout

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

Seconded by County Judge Samaniego

Members Voting Nay: None

D. Approve and adopt a resolution declaring September as "Hunger Action 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, Holguin, Robinson

Seconded by Commissioner Holguin

Members Voting Nay: None

6. PUBLIC COMMENT

NO ACTION

REGULAR AGENDA

7. Pursuant to Health and Safety Code Section 775.305, discuss and take appropriate action to approve or deny the recommended FY2022 budget and tax rate for Emergency Services District No.1 (ESD1). Wallace Hardgrove, Executive Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: APPROVE THE RECOMMENDED FY2022 BUDGET AND TAX RATE FOR EMERGENCY SERVICES DISTRICT NO.1 (ESD1), WHICH IS COMPOSED OF THE FOLLOWING:

TAX RATE: \$0.100000

I&S TAX RATE: \$0.027185

M&O TAX RATE: \$0.072815

FOR A TOTAL BUDGET OF: \$4,728,790.55

Motion by County Judge Samaniego

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

Seconded by Commissioner Robinson

Members Voting Nay: None

COMMISSIONERS COURT

8. Receive a presentation regarding the lifting of the suspensions of certain provisions of the Texas Open Meetings Act in response to the COVID-19 pandemic.

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

PRESENTATION RECEIVED

COUNTY ADMINISTRATION

9. Receive a report and discuss and take appropriate action regarding the CARES Act Grant, the Coronavirus Response and Relief Supplemental Appropriations Act 2021, and the American Rescue Plan Act of 2021.

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

NO ACTION

10. Discuss and take appropriate action regarding El Paso County's preparation and response for COVID-19.

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

MOTION: APPROVE AN AMOUNT NOT TO EXCEED \$27,500 FROM CARES ACT RESERVE FUNDS TO COMPLETE THE PURCHASE AND FULLY FUND THE ADDITIONAL ITEMS APPROVED ON THE CONSTABLE COVID-19 VACCINE EFFORT PROJECT FROM AVAILABLE RESERVE ACCOUNT BALANCES, WHICH WILL APPEAR IN A FUTURE BUDGET TRANSFER AND WILL BE REFLECTED IN A FUTURE CARES ACT REPORT.

Motion by County Judge Samaniego

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

Seconded by Commissioner Robinson

Members Voting Nay: None

PURCHASING

11. Approve and authorize the inter-agency transfer of twenty-two (22) surplus County vehicles to Ysleta Independent School District (Parkland High School), San Elizario Independent School District, Socorro Independent School District Police Department, Town of Anthony Police Department and Ysleta Independent School District (Del Valle High School) in the amount of \$10 per vehicle for a total amount of \$220 to be remitted to the County of El Paso. Funds in the amount of \$220 to be deposited into account CP-IMPROV01-PROPERTY SALES.

Jose Lopez, Jr., Interim Purchasing Agent, Purchasing Department (915) 546-2048

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Holguin

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

AUDITOR

12. Approve and authorize the funding from GF-GADM-CONTINGENCY-GRANTS for September 2021 and October 2021 for Criminal Justice Grants ending August 31, 2021. This allocation is for grants that are pending award from the State of Texas. If the 2022 grants are not awarded, the amount the County will have to use to cover personnel and operating expenditures is approximately \$153,579.84. This will only be transferred upon notification of non-award.

Edward A. Dion, County Auditor, County Auditor's Office (915) 546-2040

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Leon

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

PUBLIC WORKS

18. ARP FUNDED PROJECT: Approve and authorize the County Judge to sign Task Order No. 001, On-Call Civil Engineering Contract with CEA Engineering Group, Inc. for professional engineering design services for the Northwest Area First-Time Water & Wastewater Project Area #1. Funding in the amount of \$1,290,114.04 is available in SG-ARPLAN21-CAP OUTLAYS. Further, approve and authorize the design engineering services, in the amount of \$1,153,873.13, for the Northwest Area First-Time Water & Wastewater Project Area #2 upon the receipt of federal funds received from the Fiscal Year 2022 Interior, Environment, and Related Agencies Subcommittee Appropriations bill. If funded, the account will be established upon the receipt of funds. Subject to final review and approval by the County Attorney's Office. (Contract No. 2021-0619)

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

MOTION: APPROVE

Motion by Commissioner Robinson
Seconded by Commissioner Holguin

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

19. ARP FUNDED PROJECT: Approve and authorize the County Judge to sign Task Order No. 001, On-Call Civil Engineering Contract with Moreno Cardenas, Inc. (MCI) for professional engineering design services for the Lower Valley & Eastside Area First-Time Water & Wastewater Project. Funding in the amount of \$3,626,335 is available in SG-ARPLAN21-CAP OUTLAYS. Subject to final review and approval from the County Attorney's Office. (Contract No. 2021-0623)

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

MOTION: APPROVE

Motion by Commissioner Leon
Seconded by County Judge Samaniego

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

20. Discuss and take appropriate action regarding the execution of a deed transferring the remaining 4.142 acres of LTV Road to the Town of Horizon City. (OP 21-1084)

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

NO ACTION

21. Discuss and provide guidance to staff regarding the submission of grants through the US Department of Commerce - Economic Development Administration Fiscal Year 2021 American Rescue Plan Act Notice of Funding Opportunity.

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

PRESENTATION RECEIVED

BUDGET AND FINANCE

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

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

MOTION: THAT THE EL PASO COUNTY COMMISSIONERS ADOPT A NO NEW REVENUE TAX RATE OF \$0.470181 PER \$100 ASSESSED VALUE FOR THE 2021 TAX YEAR THAT CONSISTS OF A RATE OF \$0.432010 PER \$100 ASSESSED VALUE FOR THE PURPOSE OF MAINTENANCE AND OPERATIONS OF EL PASO COUNTY FOR FISCAL YEAR 2022.

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

FURTHER, THE COUNTY JUDGE EXECUTE AN ORDER REFLECTING THE SAME AND AUTHORIZING THE TAX ASSESSOR-COLLECTOR TO ASSESS AND COLLECT THESE PROPERTY TAXES ON OCTOBER 1, 2021.

Motion by Commissioner Holguin
Seconded by Commissioner Stout

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

MOTION: THAT THE EL PASO COUNTY COMMISSIONERS ADOPT A NO NEW REVENUE TAX RATE OF \$0.470181 PER \$100 ASSESSED VALUE FOR THE 2021 TAX YEAR THAT CONSISTS OF A RATE OF \$0.038171 PER \$100 ASSESSED VALUE FOR THE PAYMENT OF PRINCIPAL AND INTEREST ON THE DEBTS OF EL PASO COUNTY FOR FISCAL YEAR 2022.

FURTHER, THE COUNTY JUDGE EXECUTE AN ORDER REFLECTING THE SAME AND AUTHORIZING THE TAX ASSESSOR-COLLECTOR TO ASSESS AND COLLECT THESE PROPERTY TAXES ON OCTOBER 1, 2021.

Motion by Commissioner Stout
Seconded by Commissioner Holguin

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

MEETING RECESSED AT 12:05 P.M.

MEETING RECONVENED AT 1:10 P.M.

ECONOMIC DEVELOPMENT

13. Receive a presentation on the County Healthy Food Financing Initiative policy, and updates on the first round of three projects awarded during the Fiscal Year 2020 award period.

Michael Hernandez, Director, Economic Development Department (915) 546-2177

PRESENTATION RECEIVED

14. Approve and authorize the County Judge to sign the Healthy Food Financing Initiative Grant Agreement between Please and Thank You Feed Company and El Paso County to promote and stimulate business and commercial activity and expand healthy and affordable food retail and infrastructure in underserved areas for a 3 year term, beginning upon date of signature, in the amount of \$76,332. Funding is available in GF-ECONIMPACT-HEALTHY FOOD. (Contract No. 2021-0563)

Michael D. Hernandez, Director, Economic Development Department (915) 546-2177

MOTION: APPROVE

Motion by Commissioner Stout
Seconded by County Judge Samaniego

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

15. Approve and authorize the County Judge to sign the Healthy Food Financing Initiative Grant Agreement between Brown Street Market and El Paso County to promote and stimulate business and commercial activity and expand healthy and affordable food retail and infrastructure in underserved areas for a three year term, beginning upon date of signature, in the amount of \$143,542. Funding is available in GF-ECONIMPACT-HEALTHY FOOD. (Contract No. 2021-0564)

Michael D. Hernandez, Director, Economic Development Department (915) 546-2177

MOTION: APPROVE

Motion by County Judge Samaniego
Seconded by Commissioner Stout

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

16. Approve and authorize the County Judge to sign the Healthy Food Financing Initiative Grant Agreement between Roots LLC and El Paso County to promote and stimulate business and commercial activity and expand healthy and affordable food retail and infrastructure in underserved areas for a 3 year term, beginning upon date of signature, in the amount of \$76,772. Funding is available in GF-ECONIMPACT-HEALTHY FOOD. (Contract No. 2021-0565)

Michael D. Hernandez, Director, Economic Development Department (915) 546-2177

MOTION: APPROVE

Motion by Commissioner Leon
Seconded by Commissioner Holguin

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

17. Approve and authorize the County Judge to sign the Healthy Food Financing Initiative Grant Agreement between Border City Distribution and El Paso County to promote and stimulate business and commercial activity and expand healthy and affordable food retail and infrastructure in underserved areas for a 3 year term, beginning upon date of signature, in the amount of \$150,000. Funding is available in GF-ECONIMPACT-HEALTHY FOOD. (Contract No. 2021-0566)

Michael D. Hernandez, Director, Economic Development Department (915) 546-2177

MOTION: APPROVE

Motion by Commissioner Stout
Seconded by County Judge Samaniego

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

23. INTO EXECUTIVE SESSION AT 2:45 P.M.

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

B. Discuss litigation styled El Paso Professional Bondsman Association, Inc. v. Richard Samaniego, El Paso County Judge, et al.; Cause No. 2020DCV2768; County Attorney case number: 0137-20-LD, pursuant to Texas Government Code Section 551.071.

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

C. Discuss potential claim regarding William Dinson Jr., County Attorney No. 0144-21-PC, pursuant to Texas Government Code Section 551.071.

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

D. Pursuant to Texas Government Code Section 551.071, receive legal advice and consultation regarding Executive Order GA-37.

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

E. Pursuant to Texas Government Code Section 551.071, receive legal advice and consultation regarding Executive Order GA-38.

Erica Rosales Nigaglioni, Assistant County Attorney, County Attorney's Office (915) 546-2050

F. Pursuant to Texas Government Code Section 551.071, receive legal advice and consultation regarding Executive Order GA-39.

Erica Rosales Nigaglioni, Assistant County Attorney, County Attorney's Office (915) 546-2050

REGULAR SESSION RECONVENED AT 3:39 P.M.

24. Discuss and take appropriate action on the potential claim regarding William Dinson Jr., County Attorney's file No. 0144-21-PC.

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

MOTION: APPROVE AND AUTHORIZE THE COUNTY JUDGE TO SIGN THE STATEMENT OF FACT, POWER OF ATTORNEY, AND AN AUTHORIZATION LETTER TO PROCEED WITH THE SALE OF A TOTALED VEHICLE TO THE INSURANCE COMPANY.

Motion by Commissioner Holguin

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

Seconded by County Judge Samaniego

Members Voting Nay: None

25. Discuss and take appropriate action regarding Executive Order GA-37.

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

NO ACTION

26. Discuss and take appropriate action regarding Executive Order GA-38.

Erica Rosales Nigaglioni, Assistant County Attorney, County Attorney's Office (915) 546-2050

NO ACTION

27. Discuss and take appropriate action regarding Executive Order GA-39.

Erica Rosales Nigaglioni, Assistant County Attorney, County Attorney's Office (915) 546-2050

NO ACTION

MEETING ADJOURNED AT 3:44 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, AUGUST 30, 2021**

MEETING ADJOURNED AT 3:44 P.M.

ATTEST:

DELIA BRIONES, COUNTY CLERK
EL PASO COUNTY, TEXAS

CESAR O. NAVA, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

_____ DAY OF _____, 2021.

COUNTY JUDGE RICARDO A. SAMANIEGO, PRESIDING