

**EL PASO COUNTY  
COMMISSIONERS COURT**

**CARLOS LEON**  
Commissioner, Pct. 1

**ILIANA HOLGUIN**  
Commissioner, Pct. 3



**DAVID STOUT**  
Commissioner, Pct. 2

**SERGIO CORONADO**  
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>

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**COMMISSIONERS COURT REGULAR MEETING MINUTES  
MONDAY, JANUARY 23, 2023**

HON. RICARDO A. SAMANIEGO	COUNTY JUDGE, PRESIDING	PRESENT
CARLOS LEON	COMMISSIONER, PCT #1	PRESENT
DAVID S. STOUT	COMMISSIONER, PCT #2	PRESENT
ILIANA HOLGUIN	COMMISSIONER, PCT #3	PRESENT
SERGIO CORONADO	COMMISSIONER, PCT #4	PRESENT

**MINUTES PREPARED BY JESSICA DOMINGUEZ, DEPUTY CLERK  
CESAR O. NAVA, DEPTUY CLERK**

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**1. MEETING CONVENED**

Commissioners Court of El Paso County, Texas was called to order by the Deputy Clerk at 9:36 A.M.

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**2. PLEDGE OF ALLEGIANCE**

Ms. Murphy's 5<sup>th</sup> grade class at L.G. Alarcon Elementary led the Commissioners Court in the Pledge of Allegiance and Texas Pledge.

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**3. INVOCATION**

Receive an invocation from Roman Bustillos.

#### 4. CONSENT AGENDA

A. Approval of the Minutes of the regular meeting of January 9, 2023, and the special meeting of January 19, 2023.

County Administration Department (915) 546-2215

B. Approve and authorize the County Judge to sign the End-User Application Subscription Agreement with WinTech LLC, for Alice Receptionist software for a term beginning February 1, 2023, through January 31, 2024, in the amount of \$5,988. Funds are available in GF-CNTYADMIN-MAINT/REP-SOFTWARE. (Contract No. 2022-0989)

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

C. Approve and authorize the County Judge to sign the Second Extension to the Guardianship Services Agreement with Project Amistad to extend the term of services through December 31, 2023, in the amount of \$400 on a per client/ward basis per month. Funding is available in GF-MNTLHLTH-CONTR SVC-GEN. (Contract No. 2023-0023)

Joel Bishop, Executive Director, Criminal Justice and Community Services (915) 546-2215

D. Approve and authorize the County Judge to sign the Release of Lien in Bond Forfeiture case, Cause No. 2017-CBF01543.

Cristina Viesca-Santos, Assistant County Attorney, County Attorney's Office (915) 546-2050

E. 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

F. **PULLED FOR DISCUSSION FOR PUBLIC COMMENT** - Approve amendment No.12 to the County of El Paso's 2022-2023 operating budget. This budgetary amendment will increase Grants by \$533,955.49, thus increasing the overall budget of \$574,634,201.36 to \$575,168,156.85.

Jessica Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

G. Approve and authorize the additional funding needed for the Fleet Department for 2 vehicles. Further, approve the re-allocation of funding in the amount of \$29,000 from the CP-IMPROV01-MISCELLANEOUS to CIP23-FLEETOPER-VEHICLES and CIP23-FLEETOPER-VEHICLES for the additional funding needed for 2 vehicles.

Jessica Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

H. Approve and authorize the County Judge to sign the Notice of Termination for Spectrum Technologies Service Agreement (2021-0413) for the Reduce the Risk Website due to low community utilization. (OP-23-1124)

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

I. Approve and authorize the County Judge to sign the Texas Department of Housing and Community Affairs (TDHCA)-HOME Rehabilitation Assistance Program (HRA) 02.01-HOME Contract System Access Request Form, required for the implementation of the HOME Rehabilitation Assistance Program (HRA). (Contract No. 2023-0032)

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

J. Approve and authorize County Judge to sign a letter of support for Texas A&M Public Policy and Research Institute Grant application for Innovations in Nutrition Programs and Services-Replication to help increase congregate participation at the County owned centers in Canutillo and Fabens. (Contract No. 2023-0038)

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

K. **DELETE PER CONSTABLE PCT. 1** - Approve and authorize the County Judge to sign the Clinician-Officer Remote Evaluation ("Core") Program Memorandum of Understanding with El Paso MHMR, dba Emergence Health Network for the Office of the Constable, Pct. 1 to assist officers in the field with effectively responding to mental health crisis calls by securely connecting the officers with an EHN mental health professional using a HIPAA-approved technology platform, effective upon the last date of signature by either party. (Contract No. 2022-1069)

Oscar Ugarte, Constable, Pct. 1 (915) 246-7776

L. Approve and authorize the County Judge to sign the Fourth Amendment to the Interlocal Agreement Project Development Agreement for the John Hayes Street Extension Project (CSJ# 0924-06-564), for additional design services with the Camino Real Regional Mobility Authority (CRRMA) in the amount of \$120,000 and funded through Vehicle Registration Fee proceeds. No County funds are needed. (Contract No. 2023-0026)

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

M. Approve and accept the revision of Butterfield City Unit 1 subdivision to be named Butterfield City Unit 1 Replat A pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

N. 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.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

O. Approve the purchase of SecureLink Enterprise Software Maintenance/Support for the Information Technology Department (12301863) using Omnia Partners 2018011-02 awarded to SHI International Corp. of Somerset, NJ in the amount of \$35,674. Contract for one-year with 2 one-year options to renew; to include pricing fluctuations as mutually agreed to in writing. Purchasing approved on January 9, 2023. Funding is available in GF-ITD-MAINT/REP-SOFTWARE.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

P. Approve the purchase of Videray PX1 Handheld Backscatter for West Texas HIDTA ISC (12302261) using Allied States Cooperative Contract (Region 19) 22-7429 awarded to TEK84 Inc. of Poway, CA in the amount of \$90,250. Purchasing approved on January 9, 2023. Funding is available in SG-ONDCP2021-CAP OUTLAYS.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

Q. Authorize the Sole Source award for the purchase of Clear Proflex Subscription (West Publishing Thomas Reuters) for the County of El Paso Criminal Justice Coordination Department in the amount of \$106,968.84 for 3 years to West Publishing Corporation/Thomson Reuters Enterprise Centre GmbH of Houston, Texas. Funds are available in GF-CRMJUSTCOORD-CONTR SVC-GEN. Pursuant to Texas Local Government Code Section 262.024 (c), as a sole source item, it is exempt from the provisions of the County Purchasing Act.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

R. Authorize the Sole Source award for the purchase of LexisNexis RELX subscription for the County of El Paso Law Library and Domestic Relations Departments in the amount of \$210,769.00 for 3 years to Matthew Bender & Company, Inc., d/b/a LexisNexis Matthew Bender of Chicago, IL. Funding is available in SR-LAWLIB-BOOK&SUBSCRIPT. Pursuant to Texas Local Government Code Section 262.024 (c), as a sole 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.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

S. 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.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

T. GRANT APPLICATION - Approve and authorize the 65th Family District Court to apply for the Office of the Governor Criminal Justice Division (CJD) FY 2023-2024 Specialty Court Grant in the amount of \$89,131. No County Match is required. Further, authorize the County Judge to sign the accompanying Resolution Form. (Contract No. 2023-0033)

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

U. GRANT AWARD - Approve and authorize the County Judge to accept the Department of Justice, Bureau of Justice Assistance, FY22 Patrick Leahy Bulletproof Vest Partnership (BVP) Body Armor grant award in the amount of \$7,583.62. This grant requires a one-to-one match from the County in the amount of \$7,583.63. Funding is available in GF-GADM-XFER OUT-GRANT MATCH. (Contract No. 2023-0009)  
Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 546-2217

**MOTION: APPROVE**

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

**5. RESOLUTIONS**

A. Approve and adopt a resolution declaring the month of January 2023 as "Human Trafficking Prevention Month" in El Paso County, Texas.  
David C. Stout, Commissioner, Pct. 2 (915) 546-2111

**MOTION: APPROVE**

Motion by Commissioner Stout      Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin, Coronado  
Seconded by Commissioner Holguin      Members Voting Nay: None

B. Approve and adopt a resolution recognizing and standing in solidarity with the work of Planned Parenthood of Greater Texas.  
David C. Stout, Commissioner, Pct. 2 (915) 546-2111

**MOTION: APPROVE**

Motion by Commissioner Stout      Members Voting Aye: Leon, Stout, Holguin, Coronado  
Seconded by Commissioner Holguin      Members Voting Nay: Judge Samaniego

**MEETING RECESSED AT 11:29 A.M.**

**MEETING RECONVENED AT 11:54 A.M.**

**5. RESOLUTIONS**

C. Approve and adopt a resolution recognizing Marathon Petroleum Corporation for awarding El Paso County and the Veterans Capital of the USA, the "Community Investment Grant of 2022."  
Ricardo A. Samaniego, County Judge, County Judges Office (915) 546-2098

**MOTION: DELETE**

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

**6. PUBLIC COMMENT**

David Garcia, concerned citizen, presented the members of the Commissioners Court framed logos representing the symbol for the Veterans Capital of the US and explained his process for spreading the word of the title throughout El Paso and beyond.

**ITEMS PULLED FOR DISCUSSION FROM THE CONSENT AGENDA**

4F. PULLED FOR DISCUSSION FOR PUBLIC COMMENT - Approve amendment No.12 to the County of El Paso's 2022-2023 operating budget. This budgetary amendment will increase Grants by \$533,955.49, thus increasing the overall budget of \$574,634,201.36 to \$575,168,156.85.  
Jessica Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

**MOTION: APPROVE**

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

## COUNTY ADMINISTRATION

7. Discuss and consider adoption of an order of the Commissioners Court of El Paso County, Texas, authorizing the Issuance and Sale of El Paso County, Texas Tax Notes, Series 2023A; levying an annual ad valorem tax and providing for the security for and payment of said Notes; and enacting other provisions relating to the subject. (Contract No. 2023-0039)

Jose M. Landeros, Director, Capital Planning, County Administration Department (915) 546-2215

8. Discuss and consider adoption of an order of the Commissioners Court of El Paso County, Texas, authorizing the Issuance and Sale of El Paso County, Texas, Tax Notes, Taxable Series 2023B; levying an annual ad valorem tax and providing for the security for and payment of said Notes; and enacting other provisions relating to the subject. (Contract No. 2023-0039)

Jose M. Landeros, Director of Capital Planning, County Administration Department (915) 546-2215

**MOTION: APPROVE AND AWARD THE SALE OF THE \$16,175,000 TAX NOTE, TAX EXEMPT SERIES 2023A, AND THE \$25,170,000 TAX NOTE, TAXABLE SERIES 2023B, TO ZIONS BANCORPORATION DBA AMEGY BANK, IN THE STATE OF TEXAS.**

Motion by Commissioner Coronado      Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin, Coronado  
Seconded by Commissioner Leon      Members Voting Nay: None

**MOTION: APPROVE AND ADOPT AN ORDER OF THE COMMISSIONERS COURT OF EL PASO COUNTY, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF EL PASO COUNTY, TEXAS TAX NOTES, SERIES 2023A; LEVYING AN ANNUAL AD VALOREM TAX AND PROVIDING FOR THE SECURITY FOR AND PAYMENT OF SAID NOTES; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT UPON FINAL LEGAL REVIEW AND APPROVAL BY THE EL PASO COUNTY ATTORNEY'S OFFICE. (CONTRACT NO. 2023-0039)**

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

**MOTION: APPROVE AND ADOPT AN ORDER OF THE COMMISSIONERS COURT OF EL PASO COUNTY, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF EL PASO COUNTY, TEXAS, TAX NOTES, TAXABLE SERIES 2023B; LEVYING AN ANNUAL AD VALOREM TAX AND PROVIDING FOR THE SECURITY FOR AND PAYMENT OF SAID NOTES; AND ENACTING OTHER PROVISIONS RELATING TO THE SUBJECT UPON FINAL LEGAL REVIEW AND APPROVAL BY THE EL PASO COUNTY ATTORNEY'S OFFICE. (CONTRACT NO. 2023-0039)**

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

9. Discuss and take appropriate action regarding El Paso County's preparation and response for public health emergencies.

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

## NO ACTION

## PURCHASING

10. Approve and authorize the County Judge to sign the agreement for Procurement Card Services for the County of El Paso with Citibank, N.A. (Citi) of Sioux Falls, SD. Funding is available through various County department accounts. (Contract No. 2022-0826)

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

## MOTION: APPROVE

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

11. Approve the purchase of VMWare Site Recovery Manager for County-Wide Use through Information Technology Department (12301870) using DIR-TSO-4288 awarded to Carahsoft Technology Corporation of Reston, VA (SEQUEL DATA SYSTEMS, INC., Austin, TX) in the amount of \$204,192.32 for (1) one year with (2) two one-year options to renew; to include pricing fluctuations as mutually agreed to in writing and remaining within the terms of the agreement. Purchasing approved on January 9, 2023. Funding is available in CIP23-ITD-IT EQUIP.

Karen L. Davidson, 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, Coronado  
Members Voting Nay: None

12. Approve the purchase of, As-Needed Purchase and Replacement of Tires for the County of El Paso, to American Tire Distributors, Fort Worth, Texas; Broadway Motors, Inc dba Bill Williams Tire Center, Midland, Texas; Southern Tire Mart, LLC, Columbia, Mississippi; The Goodyear Tire & Rubber Company, Akron, Ohio using Buy Board Contract 636-21; and Bill Williams Tire Center (Broadway Motors, Inc), Midland, Texas; Martin Tire Company, El Paso, Texas; Tops Tire & Wheel (Vidal Enterprises Inc.), El Paso, Texas using Region 19 Contract 21-7389 as indicated in the tabulation. Purchasing approved on October 24, 2022. Funding is available in various departmental MAINT/REP-AUTO (600602) accounts.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048

**MOTION: APPROVE**

Motion by Commissioner Leon  
Seconded by County Judge Samaniego

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

**ECONOMIC DEVELOPMENT**

14. Discuss and take appropriate action regarding the ratification of the Economic Development Department's submission, as a subawardee, to the University of Texas at El Paso - Aerospace Center's National Science Foundation NSF Engines: Type-2: Paso del Norte Innovation for Defense and Aerospace (IDEA) Engine proposal. No County match is required. (Contract No. 2022-0034)

Jose M. Landeros, Director of Capital Planning, County Administration Department (915) 546-2215

**MOTION: APPROVE THE RATIFICATION OF THE ECONOMIC DEVELOPMENT DEPARTMENT'S SUBMISSION, AS A SUBAWARDEE, TO THE UNIVERSITY OF TEXAS AT EL PASO - AEROSPACE CENTER'S NATIONAL SCIENCE FOUNDATION NSF ENGINES: TYPE-2: PASO DEL NORTE INNOVATION FOR DEFENSE AND AEROSPACE (IDEA) ENGINE PROPOSAL. NO COUNTY MATCH IS REQUIRED. (CONTRACT NO. 2022-0034)**

Motion by County Judge Samaniego  
Seconded by Commissioner Coronado

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

**AUDITOR**

13. Pursuant to the Texas Local Government Code § 114.023, 114.024, 114.025 and 114.026, please accept the attached presentation and the interim financial report for the month ended December 31, 2022. The interim financial report is located on the intranet at: <http://www.epcounty.com/auditor/publications/monthlyreports.htm>.

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

**MOTION: ACCEPT**

Motion by Commissioner Stout  
Seconded by Commissioner Holguin

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

**PUBLIC WORKS**

16. Receive an update from the Planning and Development Department and the Camino Real Regional Mobility Authority regarding the Pellicano Widening Project (TxDOT CSJ 0924-06-534)

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

**PRESENTATION RECEIVED**

**MEETING RECESSED AT 1:24 P.M.**

**MEETING RECONVENED AT 2:34 P.M.**

**PUBLIC WORKS**

15. Receive a presentation from the County's consultant, Smart Mobility, Inc., regarding the findings of the urban planning and data analytical evaluation of the Interstate 10 Segment Two Project. (OP-22-0161)  
Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

**PRESENTATION RECEIVED**

**RECONSIDERED FROM THE CONSENT AGENDA**

4M. Approve and accept the revision of Butterfield City Unit 1 subdivision to be named Butterfield City Unit 1 Replat A pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

**MOTION: RECONSIDER ITEM # 4M FROM THE CONSENT AGENDA.**

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

**MOTION: RESCIND THE APPROVAL AND ACCEPTANCE OF THE REVISION OF BUTTERFIELD CITY UNIT 1 SUBDIVISION TO BE NAMED BUTTERFIELD CITY UNIT 1 REPLAT A PURSUANT TO REQUIREMENTS OF THE TEXAS LOCAL GOVERNMENT CODE §232.041 (REVISION OF PLAT); FURTHER, AUTHORIZE THE FILING AND RECORDING OF THE SUBDIVISION PLAT.**

Motion by Commissioner Holguin      Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin, Coronado  
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.

17. Approve and authorize the Planning and Development, Transportation Division, to apply for the Texas Department of Transportation, 2023 Transportation Alternatives "Call for Projects" (Preliminary Application), for the Paseo Del Norte Shared Use Path (SUP), Homestead Meadows SUP, and Paso Hills Sidewalks, in the amount of \$13,492,607. A County match in the amount of \$4,632,135 is required and will be met through Transportation Development Credits and/or County funding. The grant period will be determined at a later date, if awarded. (Contract No. 2023-0006)

Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015

**MOTION: APPROVE**

Motion by Commissioner Holguin      Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin, Coronado  
Seconded by Commissioner Leon      Members Voting Nay: None

**BUDGET AND FINANCE**

18. Discuss and take appropriate action regarding a Distance Learning and Telemedicine program for the Fabens Community and surrounding area. Further provide direction to staff regarding the USDA Rural Development, Rural Utility Services- Distance Learning and Telemedicine Grant Program or other available funding sources.

Jessica Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

**MOTION: APPROVE ASKING THE FERGUSON GROUP TO PROCEED WITH THE DISTANCE LEARNING AND TELEMEDICINE GRANT APPLICATION BY JANUARY 30<sup>th</sup>, SUBJECT TO COUNTY ATTORNEY REVIEW AND APPROVAL.**

Motion by Commissioner Holguin      Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin, Coronado  
Seconded by Commissioner Stout      Members Voting Nay: None

**19. INTO EXECUTIVE SESSION AT 4:18 P.M.**

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

B. Discuss legal rights and responsibilities related to the El Paso County Coliseum 2020 Winter Wonderland event Hotel Occupancy Tax fund expenses submitted by the El Paso Sports Commission, pursuant to Texas Government Code Section 551.071.

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

C. Discuss pending litigation styled Juan G. Corral, et al v. El Paso County, Texas, et al; Cause No. 3:22-CV-00160; County Attorney case number: 0063-22-LD, pursuant to Texas Government Code Section 551.071.

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

D. Discuss potential real estate property acquisition in Precinct Two, for economic development purposes, pursuant to Texas Government Code Section § 551.072.

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

E. Discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Desoto, a private business prospect, pursuant to Texas Government Code section 551.087.

Jose M. Landeros, Director of Capital Planning, County Administration Department (915) 546-2215

F. Discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Simba, a private business prospect, pursuant to Texas Government Code section 551.087

Jose M. Landeros, Director, Capital Planning, County Administration Department (915) 546-2215

**REGULAR SESSION RECONVENED AT 6:29 P.M.**

20. Discuss and take appropriate action regarding the El Paso County Coliseum 2020 Winter Wonderland event Hotel Occupancy Tax fund expenses submitted by the El Paso Sports Commission.

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

**NO ACTION**

**MEETING ADJOURNED AT 6:33 P.M.**



**EL PASO COUNTY  
COMMISSIONERS COURT**

**CARLOS LEON**  
Commissioner, Pct. 1

**ILIANA HOLGUIN**  
Commissioner, Pct. 3



**DAVID STOUT**  
Commissioner, Pct. 2

**SERGIO CORONADO**  
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>  
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**COMMISSIONERS COURT REGULAR MEETING MINUTES  
MONDAY, JANUARY 23, 2023**

**MEETING ADJOURNED AT 6:33 P.M.**

ATTEST:

DELIA BRIONES, COUNTY CLERK  
EL PASO COUNTY, TEXAS

  
JESSICA DOMINGUEZ, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

30<sup>th</sup> DAY OF January, 2023

  
COUNTY JUDGE RICARDO A. SAMANIEGO, PRESIDING

2023 JAN 20 AM 8:41

DELIA BRIONES  
COUNTY CLERK  
EL PASO COUNTY, TEXAS

## EL PASO COUNTY COMMISSIONERS COURT

**CARLOS LEON**  
Commissioner, Pct.1

**ILIANA HOLGUIN**  
Commissioner, Pct.3



**DAVID STOUT**  
Commissioner, Pct.2

**SERGIO CORONADO**  
Commissioner, Pct.4

**RICARDO A. SAMANIEGO**  
County Judge

This meeting may include one or more Commissioners that will participate by videoconference, and El Paso County employees that will participate by videoconference, which is allowed pursuant to Texas Government Code Section 551.127. A quorum of the Commissioners Court will be physically present at the El Paso County Courthouse, Commissioners Court Chambers, 500 East San Antonio Room 303 El Paso, Texas 79901. A member of the Commissioners Court who is presiding over the meeting will also be physically present at the location listed above. The meeting is open to the public during the open portions of the meeting, and the Commissioner participating by video conference shall be visible and audible to the public for as long as the Commissioner is able to participate.

Members of the public will be entitled to participate and address the governmental body during any telephonic or videoconference meeting.

To watch the meeting, please visit: <https://www.epcounty.com/video/or>  
<https://www.youtube.com/channel/UC-2RxYOS6Y6VkDlp5eM0OLA>

To participate in public comment, please call: 888-835-7276 or 888-8 EL PASO.

Members of the public may also participate via videoconference by visiting:  
<https://www.epcounty.com/public-comment.htm>. Agendas will continue to be posted online  
at: <https://elpaso.novusagenda.com/AgendaPublic/>

If you have any questions or need additional assistance, please contact us at (915) 546-2215

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>

**Please place all electronic devices on silent mode to reduce disruption of the meeting.**

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# AGENDA

Regular Meeting, January 23, 2023 - 9:30 AM

Strategic Plan  
Priority

1. OPEN MEETING
2. PLEDGE OF ALLEGIANCE
3. INVOCATION

A. Receive an invocation.

## 4. CONSENT AGENDA

### NOTICE TO THE PUBLIC

All matters listed under the Consent Agenda will be considered by the Commissioners Court to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion of these items unless members of the Court or persons in the audience request that specific items be moved from the Consent Agenda to the Regular Agenda for discussion prior to the time the Commissioners Court votes on the motion to adopt the Consent Agenda.

All matters listed on the Consent Agenda and Regular Agenda may be discussed in Executive Session at the discretion of the El Paso County Commissioners Court and following verbal announcement, if an appropriate exception to the open meeting requirement of the Texas Open Meetings Act is applicable.

- A. Approval of the Minutes of the regular meeting of January 9, 2023, and the special meeting of January 19, 2023.

*County Administration Department (915) 546-2215*

- B. Approve and authorize the County Judge to sign the End-User Application Subscription Agreement with WinTech LLC, for Alice Receptionist software for a term beginning February 1, 2023, through January 31, 2024, in the amount of \$5,988. Funds are available in GF-CNTYADMIN-MAINT/REP-SOFTWARE. (Contract No. 2022-0989)

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

- C. Approve and authorize the County Judge to sign the Second Extension to the Guardianship Services Agreement with Project Amistad to extend the term of services through December 31, 2023, in the amount of \$400 on a per client/ward basis per month. Funding is available in GF-MNTLHLTH-CONTR SVC-GEN. (Contract No. 2023-0023)

*Joel Bishop, Executive Director, Criminal Justice and Community Services (915) 546-2215*

- D. Approve and authorize the County Judge to sign the Release of Lien in Bond Forfeiture case, Cause No. 2017-CBF01543.

*Cristina Viesca-Santos, Assistant County Attorney, County Attorney's Office (915) 546-2050*

- E. 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*

- F. Approve amendment No.12 to the County of El Paso's 2022-2023 operating budget. This budgetary amendment will increase Grants by \$533,955.49, thus increasing the overall budget of \$574,634,201.36 to \$575,168,156.85.

*Jessica Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262*

- G. Approve and authorize the additional funding needed for the Fleet Department for 2 vehicles. Further, approve the re-allocation of funding in the amount of \$29,000 from the CP-IMPROV01-MISCELLANEOUS to CIP23-FLEETOPER-VEHICLES and CIP23-FLEETOPER-VEHICLES for the additional funding needed for 2 vehicles.

*Jessica Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262*

- H. Approve and authorize the County Judge to sign the Notice of Termination for Spectrum Technologies Service Agreement (2021-0413) for the Reduce the Risk Website due to low community utilization. (OP-23-1124)

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

- I. Approve and authorize the County Judge to sign the Texas Department of Housing and Community Affairs (TDHCA)-HOME Rehabilitation Assistance Program (HRA) 02.01-HOME Contract System Access Request Form, required for the implementation of the HOME Rehabilitation Assistance Program (HRA). (Contract No. 2023-0032)

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

- J. Approve and authorize County Judge to sign a letter of support for Texas A&M Public Policy and Research Institute Grant application for Innovations in Nutrition Programs and Services-Replication to help increase congregate participation at the County owned centers in Canutillo and Fabens. (Contract No. 2023-0038)

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

- K. Approve and authorize the County Judge to sign the Clinician-Officer Remote Evaluation ("Core") Program Memorandum of Understanding with El Paso MHMR, dba Emergence Health Network for the Office of the Constable, Pct. 1 to assist officers in the field with effectively responding to mental health crisis calls by securely connecting the officers with an EHN mental health professional using a HIPAA-approved technology platform, effective upon the last date of signature by either party. (Contract No. 2022-1069)

*Oscar Ugarte, Constable, Pct. 1 (915) 246-7776*

- L. Approve and authorize the County Judge to sign the Fourth Amendment to the Interlocal Agreement Project Development Agreement for the John Hayes Street Extension Project (CSJ# 0924-06-564), for additional design services with the Camino Real Regional Mobility Authority (CRRMA) in the amount of \$120,000 and funded through Vehicle Registration Fee proceeds. No County funds are needed. (Contract No. 2023-0026)

*Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015*

- M. Approve and accept the revision of Butterfield City Unit 1 subdivision to be named Butterfield City Unit 1 Replat A pursuant to requirements of the Texas Local Government Code §232.041 (Revision of Plat); further, authorize the filing and recording of the subdivision plat.

*Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015*

- N. 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.

*Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015*

- O. Approve the purchase of SecureLink Enterprise Software Maintenance/Support for the Information Technology Department (12301863) using Omnia Partners 2018011-02 awarded to SHI International Corp. of Somerset, NJ in the amount of \$35,674. Contract for one-year with 2 one-year options to renew; to include pricing fluctuations as mutually agreed to in writing. Purchasing approved on January 9, 2023. Funding is available in GF-ITD-MAINT/REP-SOFTWARE.

*Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*

- P. Approve the purchase of Videray PX1 Handheld Backscatter for West Texas HIDTA ISC (12302261) using Allied States Cooperative Contract (Region 19) 22-7429 awarded to TEK84 Inc. of Poway, CA in the amount of \$90,250. Purchasing approved on January 9, 2023. Funding is available in SG-ONDCP2021-CAP OUTLAYS.

*Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*

- Q. Authorize the Sole Source award for the purchase of Clear Proflex Subscription (West Publishing Thomas Reuters) for the County of El Paso Criminal Justice Coordination Department in the amount of \$106,968.84 for 3 years to West Publishing Corporation/Thomson Reuters Enterprise Centre GmbH of Houston, Texas. Funds are available in GF-CRMJUSTCOORD-CONTR SVC-GEN. Pursuant to Texas Local Government Code Section 262.024 (c), as a sole source item, it is exempt from the provisions of the County Purchasing Act.

*Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*

- R. Authorize the Sole Source award for the purchase of LexisNexis RELX subscription for the County of El Paso Law Library and Domestic Relations Departments in the amount of \$210,769.00 for 3 years to Matthew Bender & Company, Inc., d/b/a LexisNexis Matthew Bender of Chicago, IL. Funding is available in SR-LAWLIB-BOOK&SUBSCRIPT. Pursuant to Texas Local Government Code Section 262.024 (c), as a sole 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.

*Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*

- S. 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.

- Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*
- T. GRANT APPLICATION - Approve and authorize the 65th Family District Court to apply for the Office of the Governor Criminal Justice Division (CJD) FY 2023-2024 Specialty Court Grant in the amount of \$89,131. No County Match is required. Further, authorize the County Judge to sign the accompanying Resolution Form. (Contract No. 2023-0033)

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

- U. GRANT AWARD - Approve and authorize the County Judge to accept the Department of Justice, Bureau of Justice Assistance, FY22 Patrick Leahy Bulletproof Vest Partnership (BVP) Body Armor grant award in the amount of \$7,583.62. This grant requires a one-to-one match from the County in the amount of \$7,583.63. Funding is available in GF-GADM-XFER OUT-GRANT MATCH. (Contract No. 2023-0009)

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

## 5. RESOLUTIONS

- A. Approve and adopt a resolution declaring the month of January 2023 as "Human Trafficking Prevention Month" in El Paso County, Texas.

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

- B. Approve and adopt a resolution recognizing and standing in solidarity with the work of Planned Parenthood of Greater Texas.

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

- C. Approve and adopt a resolution recognizing Marathon Petroleum Corporation for awarding El Paso County and the Veterans Capital of the USA, the "Community Investment Grant of 2022."

*Ricardo A. Samaniego, County Judge, County Judges Office (915) 546-2098*

## 6. PUBLIC COMMENT

### COUNTY ADMINISTRATION

7. Discuss and consider adoption of an order of the Commissioners Court of El Paso County, Texas, authorizing the Issuance and Sale of El Paso County, Texas Tax Notes, Series 2023A; levying an annual ad valorem tax and providing for the security for and payment of said Notes; and enacting other provisions relating to the subject. (Contract No. 2023-0039)

*Jose M. Landeros, Director, Capital Planning, County Administration Department (915) 546-2215*

8. Discuss and consider adoption of an order of the Commissioners Court of El Paso County, Texas, authorizing the Issuance and Sale of El Paso County, Texas, Tax Notes, Taxable Series 2023B; levying an annual ad valorem tax and providing for the security for and payment of said Notes; and enacting other provisions relating to the subject. (Contract No. 2023-0039)

*Jose M. Landeros, Director of Capital Planning, County Administration Department (915) 546-2215*

9. Discuss and take appropriate action regarding El Paso County's preparation and response for public health emergencies.

## **PURCHASING**

10. Approve and authorize the County Judge to sign the agreement for Procurement Card Services for the County of El Paso with Citibank, N.A. (Citi) of Sioux Falls, SD. Funding is available through various County department accounts. (Contract No. 2022-0826)

*Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*

11. Approve the purchase of VMWare Site Recovery Manager for County-Wide Use through Information Technology Department (12301870) using DIR-TSO-4288 awarded to Carahsoft Technology Corporation of Reston, VA (SEQUEL DATA SYSTEMS, INC., Austin, TX) in the amount of \$204,192.32 for (1) one year with (2) two one-year options to renew; to include pricing fluctuations as mutually agreed to in writing and remaining within the terms of the agreement. Purchasing approved on January 9, 2023. Funding is available in CIP23-ITD-IT EQUIP.

*Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*

12. Approve the purchase of, As-Needed Purchase and Replacement of Tires for the County of El Paso, to American Tire Distributors, Fort Worth, Texas; Broadway Motors, Inc dba Bill Williams Tire Center, Midland, Texas; Southern Tire Mart, LLC, Columbia, Mississippi; The Goodyear Tire & Rubber Company, Akron, Ohio using Buy Board Contract 636-21; and Bill Williams Tire Center (Broadway Motors, Inc), Midland, Texas; Martin Tire Company, El Paso, Texas; Tops Tire & Wheel (Vidal Enterprises Inc.), El Paso, Texas using Region 19 Contract 21-7389 as indicated in the tabulation. Purchasing approved on October 24, 2022. Funding is available in various departmental MAINT/REP-AUTO (600602) accounts.

*Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048*

## **AUDITOR**

13. Pursuant to the Texas Local Government Code § 114.023, 114.024, 114.025 and 114.026, please accept the attached presentation and the interim financial report for the month ended December 31, 2022. The interim financial report is located on the intranet at: <http://www.epcounty.com/auditor/publications/monthlyreports.htm>.

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

## **ECONOMIC DEVELOPMENT**

14. Discuss and take appropriate action regarding the ratification of the Economic Development Department's submission, as a subawardee, to the University of Texas at El Paso - Aerospace Center's National Science Foundation NSF Engines: Type-2: Paso del Norte Innovation for Defense and Aerospace (IDEA) Engine proposal. No County match is required. (Contract No. 2022-0034)

*Jose M. Landeros, Director of Capital Planning, County Administration Department (915) 546-2215*

## **PUBLIC WORKS**

15. Receive a presentation from the County's consultant, Smart Mobility, Inc., regarding the findings of the urban planning and data analytical evaluation of the Interstate 10 Segment Two Project. (OP-22-0161)

*Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015*

16. Receive an update from the Planning and Development Department and the Camino Real Regional Mobility Authority regarding the Pellicano Widening Project (TxDOT CSJ 0924-06-534)

*Norma Rivera-Palacios, Executive Director, Public Works Department (915) 546-2015*

## **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.

17. Approve and authorize the Planning and Development, Transportation Division, to apply for the Texas Department of Transportation, 2023 Transportation Alternatives "Call for Projects" (Preliminary Application), for the Paseo Del Norte Shared Use Path (SUP), Homestead Meadows SUP, and Paso Hills Sidewalks, in the amount of \$13,492,607. A County match in the amount of \$4,632,135 is required and will be met through Transportation Development Credits and/or County funding. The grant period will be determined at a later date, if awarded. (Contract No. 2023-0006)

*Sal Alonzo, Associate Director, Planning & Development Department (915) 546-2015*

## **BUDGET AND FINANCE**

18. Discuss and take appropriate action regarding a Distance Learning and Telemedicine program for the Fabens Community and surrounding area. Further provide direction to staff regarding the USDA Rural Development, Rural Utility Services- Distance Learning and Telemedicine Grant Program or other available funding sources.

*Jessica Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262*

## **19. EXECUTIVE SESSION**

Only the members of the Commissioners Court have a right to attend an executive session, except that legal counsel must be present if the executive session is held pursuant to Government Code section 551.071. In addition to legal counsel, Commissioners Court may include in executive session certain officers and employees if it finds that (1) their participation is necessary to the matter under consideration; (2) their interests are not adverse to the county, and (3) their presence will not waive the attorney client privilege. Generally, the Chief Administrator, Budget Executive Director, County Clerk's representatives, and County Auditor's Office representatives attend the closed session items based on the enumerated criteria, and certain other persons may attend based on the above-listed criteria or as otherwise provided by law.

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

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

- B. Discuss legal rights and responsibilities related to the El Paso County Coliseum 2020 Winter Wonderland event Hotel Occupancy Tax fund expenses submitted by the El Paso Sports Commission, pursuant to



**Texas Government Code Section 551.071.**

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

- C. Discuss pending litigation styled Juan G. Corral, et al v. El Paso County, Texas, et al; Cause No. 3:22-CV-00160; County Attorney case number: 0063-22-LD, pursuant to Texas Government Code Section 551.071.

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

- D. Discuss potential real estate property acquisition in Precinct Two, for economic development purposes, pursuant to Texas Government Code Section § 551.072.

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

- E. Discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Desoto, a private business prospect, pursuant to Texas Government Code section 551.087.

*Jose M. Landeros, Director of Capital Planning, County Administration Department (915) 546-2215*

- F. Discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Simba, a private business prospect, pursuant to Texas Government Code section 551.087

*Jose M. Landeros, Director, Capital Planning, County Administration Department (915) 546-2215*

**REGULAR SESSION**

- 20. Discuss and take appropriate action regarding the El Paso County Coliseum 2020 Winter Wonderland event Hotel Occupancy Tax fund expenses submitted by the El Paso Sports Commission.

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