

**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>

**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, SEPTEMBER 11, 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**

1. MEETING CONVENED

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

2. PLEDGE OF ALLEGIANCE

Mr. Jesse Garcia's Broadcasting Class at Clint Junior High School led the Commissioners Court in the Pledge of Allegiance and Texas Pledge.

3. INVOCATION

Receive an invocation from Walli Haley, representing Join us for Justice, the El Paso Chapter of Americans United for the Separation of Church and State.

4. CONSENT AGENDA

A. Approval of the Minutes of the regular meeting of August 28, 2023.
County Administration Department (915) 546-2215

B. Approve and authorize the County Judge to sign the Fourth Amendment to the Consulting Services Agreement by and between the County of El Paso, Texas and Bickerstaff Heath Delgado Acosta LLP. The amendment keeps the contract pay rate for FY24 at \$14,000 a month. Funding is available in GF-GADM-CONTR SVC-LOBBYIST. (Contract No. 2023-0716)
Melissa M. Carrillo, PHR, Executive Director of Operations, County Administration (915) 546-2215

C. Approve the reappointment of Commissioner Carlos Leon's appointee, Victor Maldonado, to the Ethics Commission for a two-year term ending January 31, 2025.
Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215

D. Approve and authorize the County Judge to execute the annual renewal of the County Attorney's Office Child Protective Services Grant for the year 2023-2024 with the Texas Department of Family and Protective Services. Funds are budgeted for the fiscal year in the amount of \$1,184,172.93 as the County's Grant Match and a Federal Reimbursement in the amount of \$350,384.03. Funding is available in GF-CHLDPRTC-XFER OUT-GRNT MTCH. (Contract No. 2023-0697)
Eddie Sosa, First 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.
Barbara Parker, County Auditor, County Auditor's Office (915) 546-2040

F. Approve amendment No. 40 to the County of El Paso's 2022-2023 operating budget. This budgetary amendment will increase Grants by \$6,382,048.54, thus increasing the overall budget of \$729,544,517.49 to \$735,926,566.03.
Jessica C. Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

G. Approve and authorize the use of the Local Assistance and Tribal Consistency Fund (LATCF) of the El Paso County's FY22-23 formula allocation in the amount of \$50,000 for the FY23 Holiday Lights on the Lake. Funding is available in SG-GLATCF23-OPERATING EXP.
Jessica C. Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

H. Approve and authorize the County Judge to sign the First Amendment to the Hoopla Digital Media Agreement between the County of El Paso and Midwest Tape, LLC to purchase additional services for the County's Digital Library for remote access to a collection of over one million digital eBooks, eAudiobooks, graphic novels, movies, television series, and music albums for a term beginning June 21, 2023, through June 20, 2024, in the amount of \$19,000. Funds are available in GF-DIGITALLIB-BOOKS&SUBSCRIP. (Contract No. 2023-0662)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708

I. Approve and authorize the County Judge to sign the Texas Health and Human Services (HHS) Home Delivered Meals Waiver Form 2027 for fiscal year 2024 for the County's home-delivered meal program. (Contract No. 2023-0690)
Irene G. Valenzuela, Executive Director, Community Services Department (915) 775-2708

J. Approve and authorize the County Judge to sign the Contract Service Agreements between the County of El Paso and the following service providers participating in the Border Prosecution Unit (BPU) initiative (Grant #2283712) from September 1, 2023, through August 31, 2025: TDCAA (Contract No. 2023-0598), Ted Wilson (Contract No. 2023-0599), Lance Long (Contract No. 2023-0608) Melissa Hightower (Contract No. 2023-0611), Mark Warren (Contract No. 2023-0602), Mark Edwards (Contract No. 2023-0604), Terese Buess (Contract No. 2023-0605), Michael Bryant dba Bryant Interests LLC (Contract No. 2023-0610), Tom Krampitz (Contract No. 2023-0609), Kathleen Braddock, dba KAB Legal Consulting (Contract No 2023-0603), Drew T. Durham (Contract No. 2023-0607); Samantha DiMaio (Contract No. 2023-0612); Craig Goodhart (Contract No. 2023-0601); William Turner (Contract No. 2023-0600) and Alison Buess (Contract No. 2023-0589). No County match is required.
Bill D. Hicks, District Attorney, District Attorney's Office (915) 546-2059 x4077

K. Approve and authorize the use of County general funds to temporarily pay for grant-funded personnel in the amount of \$97,134.60 from July 10, 2023, through October 31, 2023, or until pending State grant awards are received and accepted. Funding is available in GF-GADM-XFER OUT-GRANT MATCH.
Bill D. Hicks, District Attorney, District Attorney's Office (915) 546-2059 x4077

- L. Approve and authorize the County Judge to sign the West Order Form Library Management Agreement with Thomson Reuters/West Publishing Corporation for a 60-month term beginning October 1, 2023. The monthly rate for the first year is \$8,108 with subsequent years increasing by 1% increments. Funding is available in SR-LAWLIB-BOOKS&SUBSCRIPT. (Contract No. 2023-0650)
Lynn Sanchez, Law Library Manager, Domestic Relations Office (915) 546-2245
- M. Approve and authorize the County Judge to sign The Film Race HOT Event Grant Award Agreement to provide up to \$30,000 in reimbursement of qualified expenses related to the Film Race from September 1, 2023, through September 30, 2024. Funding is available in SR-TOURPROM-ADVERTISING. (Contract No. 2023-0500)
Roberto Ransom, Director, Economic Development Department (915) 546-2177
- N. Approve and authorize the County Judge to sign the Second Amendment to the Print and Mail Services Agreement with Runbeck Election Services for ballot printing and mail services from July 1, 2023, through June 30, 2024. Funds are available in GF-ELECTIONS-ELECTIONS EXPENSE. (Contract No. 2023-0674)
Lisa Wise, Elections Administrator, Elections Department (915) 546-2154
- O. Approve and authorize the County Judge to sign the Joint Election Services Contract with Village of Vinton (2023-0520); and the Horizon Regional Municipal Utility District (2023-0675), for the General Election to be held on November 7, 2023.
Lisa Wise, Elections Administrator, Elections Department (915) 546-2154
- P. Approve and authorize the County Judge to sign the Access to Education Partnership Agreement with Park University for tuition discounts for postsecondary education degrees and and certifications in areas needed for professional development for a two-year term beginning upon the date of signature, with an additional two year option to renew. There is no cost to the County. (Contract No. 2023-0383)
Minnie Holguin, Chief Human Resources Officer, Human Resources Department (915) 546-2218
- Q. Approve the Medicare Advantage Plan Rate Proposal and Renewal with Aetna Life Insurance Company for Medicare eligible County retirees and their dependents for plan year 2024. Funding is available in IS-HEALTH-RET MED ADV PLAN FEE. (Contract No. 2023-0623)
Minnie Holguin, Chief Human Resources Officer, Human Resources Department (915) 546-2218
- R. **POSTPONE ONE WEEK PER HUMAN RESOURCES DEPARTMENT** - Approve and authorize the County Judge to sign the Liability Insurance Rate Proposal, and related documents for FY24 which will authorize the County's Insurance Broker (USI Southwest Inc.) to proceed with obtaining insurance policies based on their Liability Insurance Rate Proposal for Auto, Crime, Property, Special Events General, and Drone Insurance coverages in the amount of \$857,606 for premiums. Funding is available in GF-GADM-INS-GEN/PROPERTY. (Contract No. 2023-0702)
Minnie Holguin, Chief Human Resources Officer, Human Resources Department (915) 546-2218
- S. Approve and authorize the County Judge to sign the Second Option to Renew Agreement for the provision of Youth Residential Treatment Services to Rite of Passage, Inc. d/b/a Falcon Ridge from October 1, 2023, through September 30, 2024. Funds will be available in account TJJJ JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0651)
Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500
- T. Approve and authorize the County Judge to sign the Second Option to Renew Rite of Passage, Inc., d/b/a Lake Granbury Youth Services, for youth residential treatment services from October 1, 2023, through September 30, 2024. Funding is available in TJJJ JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0652)
Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500
- U. Approve and authorize the County Judge to sign the Second Option to Renew Agreement between the El Paso County Juvenile Probation Department and Care Youth Corporation d/b/a Rite of Passage, Inc. of Lava Heights Academy Youth Residential Treatment Center for Girls. This will extend the term of services from October 1, 2023, through September 30, 2024. Funding is available in TJJJ JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0653)
Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

- V. Approve and authorize the County Judge to sign the Second Option to Renew with Rite of Passage, Inc., d/b/a The Oaks for youth residential treatment services, on behalf of the El Paso County Juvenile Probation Department. This will extend the term of services from October 1, 2023, through September 30, 2024. Funding is available in TJJD JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0654)
Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500
- W. Approve and authorize the County Judge to sign the Second Option to Renew with Gulf Coast Trades Center for youth residential treatment services, on behalf of the El Paso County Juvenile Probation Department. This will extend the term of services from October 1, 2023, through September 30, 2024. Funding is available in TJJD JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0659)
Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500
- X. Approve and authorize the County Judge to sign the Services Agreement with Honesta Screening LLC to perform background checks for coaches, volunteers and umpires from August 18, 2023, through August 17, 2024, in an amount not to exceed \$49,999.99. Funding is available in GF-SPORTSPARK-CONTR SVC-GEN. (Contract No. 2023-0592)
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- Y. Approve and authorize the County Judge to sign the Agreement of Cooperation between the University of Texas at El Paso (UTEP) and the County of El Paso, Texas to provide community enrichment golf lessons at the Ascarate Golf Course for the UTEP Office of Professional and Public Programs (P3) from September 1, 2023, through August 31, 2024, at a rate of \$60 per youth and \$90 per adult course participant. Funds will be deposited in GF-GOLFCOURSE-LESSONS and/or GF-GOLFCOURSE-DRIVING RNG FEES. (Contract No. 2023-0593)
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- Z. 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 (YISD) for the use of the Ascarate Park Golf Course for school practice with a maximum of 10 students per day, Monday through Friday and tournaments from August 15, 2023, through May 31, 2024, at a pay rate of \$2,750 per high school golf team and a pay rate of \$21 per player per tournament. Funds will be deposited in GF-GOLFCOURSE-GREEN FEES. (Contract No. 2023-0657)
Veronica Myers, Director, Parks and Recreation Department (915) 771-2380
- AA. Approve and authorize the County Judge to sign the First Amendment to the Interlocal Agreement (ILA) Project Development Agreement for the Ascension Street Improvements Project (HSIP) with the Camino Real Regional Mobility Authority (CRRMA) for engineering design and additional engineering services. Funding in the amount of \$14,783.38 is available in GF-EPCMP-PROF SVC-GEN. (Contract No. 2023-0494) (Precinct 3)
Michael McElroy, Director, Planning and Development Department (915) 546-2015
- AB. Approve and authorize the County Judge to sign the Notice of Termination Amendment for the Interlocal Agreement with the City of Socorro (Contract No. 2020-0079) intended to update the County's Subdivision Regulations and Design Standards, effective September 18, 2023. (1783-OP)
Michael McElroy, Director, Planning & Development Department (915) 546-2015
- AC. Approve and authorize the variance request from the El Paso County Subdivision Order for Valley Quail Estates Subdivision.
Michael McElroy, Director, Planning & Development Department (915) 546-2015
- AD. 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.
Michael McElroy, Director, Planning & Development Department (915) 546-2015
- AE. Approve and authorize the County Judge to sign the Supplemental Contract between Owner and Contractor with Keystone GC, LLC dba Keystone Contractors and Engineers for the removal and replacement of a kitchen sink located at the Jail Annex. Funding in the amount of \$62,394.14 is available in CIP23-FAC JAIL ANNX-PWJA1-REN. (Contract No. 2023-0308)
Robin Sully, Director, Facilities Management Department (915) 546-2009
- AF. Approve and authorize the reallocation of 234 square feet of lobby space to the Sheriff's Courthouse Security for the construction of a Security Control Room for the staff located on the first floor of the Enrique Moreno Courthouse. Funds in the amount of \$26,631.05 are available in CP-REPLACE23-SPACE ALLOC-RENOV.
Robin Sully, Director, Facilities Management Department (915) 546-2009

AG. PULLED FOR DISCUSSION BY COMMISSIONER STOUT - Approve award recommendation for Bid 23-021 FY 2023 Countywide Sidewalk Repair Project for the County of El Paso to Vertex Contractors, LLC of El Paso, TX as indicated on the tabulation. Purchasing approved on August 18, 2023. Funding is available in CP-REPLACE23-SIDEWALKS-RENOV.

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

AH. Approve award recommendation of Bid 23-024 As-Needed Security Firm Services for the County of El Paso to Mike Garcia Merchant Security, LLC of El Paso, Texas. Rates as indicated in tabulation. Purchasing approved on August 18, 2023. Funding is available in GF-PRKS&RECADM-CONTR SVC-GEN.

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

AI. Approve the purchase of Workiva Software for Financial Reporting and ACFR Automation for Auditor's Office using DIR-TSO-4227 awarded to Vertosoft, LLC of Leesburg, VA for a grand total of \$51,450. Funding available in GF-ITD-MAINT/REP-SOFTWARE.

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

AJ. Approve the Purchase of As-Needed Office Furniture for the County of El Paso using Cooperative Contracts listed in the tabulation for vendors: The Hon Company LLC., Herman Miller, Inc., Office Depot, Inc., Staples, Inc., El Paso Office Products, Inc., Pencil Cup, Indoff, Inc., Contract Associates of El Paso, LLC, Beck Total Office Interiors (GL Solutions 3, LLC, Shelby Distributions, Inc. (Express Office Products) and Amazon Services, LLC. Funding is available through various County accounts on an as-needed basis

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

AK. Approve the purchase of Restroom Renovations for Three (3) Locations at the El Paso County Sheriff's Department using Region 19 Job Order Contract (JOC) 21-7411 awarded to Keystone Contractors and Engineers (Keystone GC, LLC) for a grand total of \$192,426.80. Purchasing approved September 5, 2023, Funding available in CIP23-OHQMAINT-PWHQ3-RENOV; CIP23-SOHQMAINT-PWHQ2-RENOV, and CIP23-SOHQMAINT-PWHQ1-RENOV.

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

AL. Approve and authorize the Purchasing Agent to close out solicitation RFP 23-026 Incarceration Alternative: Providing Law Enforcement with Options for Intoxicated Persons for the Criminal Justice Coordination Department; to improve the scope of work and permission to resolicit at the discretion of the Criminal Justice Coordination Department.

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

AM. 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

AN. Approve and authorize the County Judge to sign the Interlocal Agreement between the County of El Paso, Texas and the City of El Paso, Texas, as required by the US Department of Justice Bureau of Justice Assistance, regarding the FY23 Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$202,958. (Contract No. 2023-0701)

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

AO. Approve and authorize the County Judge to sign the updated Designation of Account Approval and the Designation of Subrecipient Agent forms for the Texas Division of Emergency Management (TDEM) to reflect a new point of contact. (Contract No. 2023-0715)

Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 538-2006

AP. Pursuant to Texas Local Government Code Section 81.032, approve and authorize the El Paso County Sheriff's Office to accept in-kind donations from the Texas Anti-Gang Center during fiscal years 2023 and 2024 for the furnishing of Sheriff's Department offices. (2367-OP)

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

AQ. GRANT AMENDMENT - Approve and authorize the County Judge to approve and the County Auditor to submit and electronically sign all necessary forms for the amendment to the FEMA Shelter and Services Program Grant application to reflect the tranche one (\$2,447,252.00) & tranche two (\$13,178,752) award, for a total award of \$15,626,004 for expenses to support regional humanitarian response efforts with a performance period ending on September 30, 2025. No County match is required. (Contract No. 2023-0721)

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

AR. GRANT AMENDMENT - Approve and authorize the County Judge to sign Amendment 2 to the Texas Department of Transportation (TxDOT) FY2023 Intercity-Bus (ICB) Project Grant Agreement (PGA) to add FY2024 funding and extend the grant time period to August 31, 2024. No County match is required. (Contract No. 2023-0696)

Michael McElroy, Director, Planning & Development Department (915) 546-2015

AS. GRANT AWARD - Approve and authorize the County Judge to electronically sign and accept the award for the Office of the Attorney General Victim of Crime Liaison Grant (VLCG) Application for FY 2023 - 2024 on behalf of the Sheriff's Office Victims Services Unit. The grant award is \$49,488 for the first year, with a possible one-year renewal for a total of \$98,976. No County match is required, but County funds are needed to cover the remaining part of the VLCG base salary and fringe benefits. (Contract No. 2023-0295)

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, Coronado
Members Voting Nay: None

5. RESOLUTIONS

G. Approve and adopt a resolution recognizing Rear Admiral Sammy Perez Jr for his years of commitment, dedication in service of the United States.

Sergio Coronado, Commissioner, Pct. 4 (915) 546-2044

MOTION: APPROVE

Motion by Commissioner Coronado
Seconded by County Judge Samaniego

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

F. Approve and adopt a resolution proclaiming the week of September 9-15, 2023, as "Welcoming Week" in El Paso County, Texas.

Sergio Coronado, Commissioner, Pct. 4 (915) 740-8366

MOTION: APPROVE

Motion by Commissioner Coronado
Seconded by Commissioner Stout

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

7. PRESENTATION

A. Receive a presentation from USCIS recognizing 20 individuals who will be taking their Oath of Citizenship and pledging allegiance to the United States to complete the process of naturalization.

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

PRESENTATION RECEIVED

5. RESOLUTIONS

J. Approve and adopt a resolution declaring the month of September 2023 as "Attendance Awareness Month" 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 Coronado

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

B. Approve and adopt a resolution celebrating the legacy of Saul "Cassandro" Armendariz and his vital role in spreading the culture of El Paso, Juarez, Lucha Libre, and Exoticos worldwide.

David 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, Coronado
Members Voting Nay: None

A. Approve and adopt a resolution recognizing the 2023 Community en Accion Latino Legacy Award recipients. Carlos Leon, Commissioner, Pct. 1 (915) 546-2014

MOTION: APPROVE

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

H. Approve and adopt a resolution recognizing the El Paso Figure Skating Club for being crowned World Champions this past August in Boston.
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, Coronado
Seconded by Commissioner Holguin Members Voting Nay: None

C. Approve and adopt a resolution declaring September 20, 2023, as "Lincoln Park Day," in El Paso County, Texas.
David 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

D. Approve and adopt a resolution declaring September 23, 2023 as "International Day of Peace," in El Paso County, Texas.
David C. Stout, Commissioner, Pct. 2 (915) 546-2111 & Ricardo Samaniego, County Judge (915) 546-2098

MOTION: APPROVE

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

E. Approve and adopt a resolution declaring the week of September 11-17, 2023, as "915 Week" in El Paso County Texas.
Iliana Holguin, Commissioner, Pct. 3 (915) 546-2144

MOTION: APPROVE

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

I. Approve and adopt a resolution recognizing Ray Mancera for his contributions to the El Paso Community and for being elected as the 2023 LULAC National Vice President for the Southwest.
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, Coronado
Seconded by Commissioner Stout Members Voting Nay: None

6. PUBLIC COMMENT

Elizabeth Crawford, concerned citizen, addressed the Commissioners Court regarding memories from September 11, 2001 and quoted scripture.

Marcy Chavez, concerned citizen, addressed the Commissioners Court regarding a lack of attention to a crime against a loved one, the state of the economy in El Paso, and spoke of personal experiences.

Carlos Saenz, concerned citizen, addressed the Commissioners Court regarding the Senior Centers in El Paso and their use of a punishment matrix that is unjust to users at the centers.

7. **PRESENTATION**

B. Receive a presentation and discuss the monthly report from the Council of Judges.
Michael Cuccaro, Executive Director, Council of Judges (915) 546-2143

MOTION: DELETE

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

MEETING RECESSED AT 12:23 P.M.

MEETING RECONVENED AT 1:37 P.M.

COUNTY ADMINISTRATION

8. Approve and ratify the appointment of Antoinette Hunt to the Veteran's Assistance Program Manager vacancy.
Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215

MOTION: APPROVE

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

BUDGET AND FINANCE

17. BUDGET HEARING: Discuss and take appropriate action on the Fiscal Year 2023-2024 budget for El Paso County.
Jessica C. Garza, Interim Director, Budget and Fiscal Policy Department (915) 546-2262

MOTION: INCLUDE IN THE FY2024 BUDGET THE FUNDS TO ALIGN DEPUTY CONSTABLE AND SERGEANT DEPUTY CONSTABLE PAYSCALES WITH THOSE OF SHERIFF DEPUTY AND SHERIFF SERGEANT DEPUTY PAYSCALES.

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

COUNTY ADMINISTRATION

9. Discuss and take appropriate action to amend the Working Hours Scheduling, Overtime, Compensatory Time, and Career Progression Plan - Deputy Constable employment policies, and the Financial Policies Personnel Section to implement a pay scale plan and a 14-day, 84-hour work period under Section 207(k) of the Fair Labor Standards Act for Deputy and Sergeant Deputy Constables.
Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215

MOTION: APPROVE THE AMENDMENTS AS PROPOSED TO (1) WORKING HOURS SCHEDULING, (2) OVERTIME, (3) COMPENSATORY TIME, (4) CAREER PROGRESSION PLAN - DEPUTY CONSTABLE EMPLOYMENT POLICIES, AND (5) THE FINANCIAL POLICIES PERSONNEL SECTION TO IMPLEMENT A PAY SCALE PLAN AND A 14-DAY, 84-HOUR WORK PERIOD UNDER SECTION 207(K) OF THE FAIR LABOR STANDARDS ACT FOR DEPUTY AND SERGEANT DEPUTY CONSTABLES.

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

10. Receive a presentation and recommendations from County Administration, Public Works and the EPSO regarding updates from the HOK study and progress on the jail maintenance and remodel. Provide direction to staff and EPSO regarding the future direction of the facility and take appropriate action as necessary.
Joel Bishop, Executive Director, Criminal Justice and Community Services (915) 546-2215

MOTION: AUTHORIZE THE EL PASO COUNTY SHERIFF'S OFFICE AND COUNTY STAFF TO CONTINUE WITH THE HYBRID PLAN TO INCLUDE MAINTENANCE UPGRADES AND MODERNIZING THE JAIL PROCESSING CENTER WITH THE FIRST AND SECOND FLOOR REMODEL OF THE DOWNTOWN JAIL.

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

ITEMS PULLED FOR DISCUSSION FROM THE CONSENT AGENDA

4AG. **PULLED FOR DISCUSSION BY COMMISSIONER STOUT** - Approve award recommendation for Bid 23-021 FY 2023 Countywide Sidewalk Repair Project for the County of El Paso to Vertex Contractors, LLC of El Paso, TX as indicated on the tabulation. Purchasing approved on August 18, 2023. Funding is available in CP-REPLACE23-SIDEWALKS-RENOV.

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

MOTION: APPROVE

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

Seconded by County Judge Samaniego

Members Voting Nay: None

18. INTO EXECUTIVE SESSION AT 3:39 P.M.

A. Discuss findings regarding persons necessary in Executive Session.

County Attorney's Office (915) 546-2050

B. Pursuant to Texas Government Code Sections 551.071 & 551.072, discuss legal rights and responsibilities regarding the County's response to the lifting of Title 42 and the corresponding deliberations about Real Property.

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

C. Pursuant to Texas Government Code Section 551.071, discuss litigation styled Associated General Contractors of Texas, et al. v. Ricardo A. Samaniego, in his official capacity as County Judge, et al; Cause No. 2021DCV1132; County Attorney case number 0068-21-LD.

Ian R. Kaplan, Assistant County Attorney, County Attorney's Office (915) 546-2050

D. Pursuant to Texas Government Code Section 551.071, discuss the pending EEOC claim and potential litigation of Charge No. 453-2023-00649; County Attorney's file number 0064-23-EE.

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

E. Discuss litigation styled Janice Levario v. Jesus Elias, et al; Cause No. 3:23-CV-00307-DCG; County Attorney case number 0128-23-LD, pursuant to Texas Government Code Section 551.071.

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

F. Discuss pending matters related to the Public Defenders Office, County Attorney's file number 0139-23-AA, pursuant to Texas Government Code Section 551.074.

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

G. Discuss legal rights and responsibilities related to the Chapter 381 Economic Development Program Agreement, Financial Assistance for Safety, Technology, and Economic Resilience (FASTER), as amended, between LiftFund Inc. and El Paso County, pursuant to Texas Government Code Section 551.071.

Erica Rosales Nigaglioni, Assistant County Attorney, County Attorney's Office (915) 273-3238

H. Pursuant to Texas Government Code section 551.087, discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Green Beryl, a private business prospect.

Roberto Ransom, Director, Economic Development Department (915) 546-2177

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

Roberto Ransom, Director, Economic Development Department (915) 546-2177

J. Pursuant to Texas Government Code section 551.087, discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Sun, a private business prospect.

Roberto Ransom, Director, Economic Development Department (915) 546-2177

K. Pursuant to Texas Government Code section 551.087, discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project 1962, a private business prospect.

Roberto Ransom, Director, Economic Development Department (915) 546-2177

REGULAR SESSION RECONVENED AT 6:51 P.M.

19. Discuss and take appropriate action regarding litigation styled Associated General Contractors of Texas, et al. v. Ricardo A. Samaniego, in his official capacity as County Judge, et al; Cause No. 2021DCV1132; County Attorney case number 0068-21-LD.

Ian R. Kaplan, Assistant County Attorney, County Attorney's Office (915) 546-2050

MOTION: APPROVE AND AUTHORIZE THE COUNTY JUDGE TO SIGN THE SETTLEMENT AGREEMENT AS DISCUSSED IN EXECUTIVE SESSION.

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

MEETING ADJOURNED AT 6:54 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>
View live video webcast: <http://epcounty.com/video>

**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, SEPTEMBER 11, 2023**

MEETING ADJOURNED AT 6:54 P.M.

ATTEST:

DELIA BRIONES, COUNTY CLERK
EL PASO COUNTY, TEXAS

JESSICA DOMINGUEZ, DEPUTY CLERK
CESAR O. NAVA, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

18th DAY OF September, 2023

COUNTY JUDGE RICARDO A. SAMANIEGO, PRESIDING

2023 SEP 08 AM 9:19

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-2RxYOS6Y6VkdIp5eM0OLA>

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.

AGENDA

Regular Meeting, September 11, 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 August 28, 2023.

County Administration Department (915) 546-2215

B. Approve and authorize the County Judge to sign the Fourth Amendment to the Consulting Services Agreement by and between the County of El Paso, Texas and Bickerstaff Heath Delgado Acosta LLP. The amendment keeps the contract pay rate for FY24 at \$14,000 a month. Funding is available in GF-GADM-CONTR SVC-LOBBYIST. (Contract No. 2023-0716)

Melissa M. Carrillo, PHR, Executive Director of Operations, County Administration (915) 546-2215

C. Approve the reappointment of Commissioner Carlos Leon's appointee, Victor Maldonado, to the Ethics Commission for a two-year term ending January 31, 2025.

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

D. Approve and authorize the County Judge to execute the annual renewal of the County Attorney's Office Child Protective Services Grant for the year 2023-2024 with the Texas Department of Family and Protective Services. Funds are budgeted for the fiscal year in the amount of \$1,184,172.93 as the County's Grant Match and a Federal Reimbursement in the amount of \$350,384.03. Funding is available in GF-CHLDPRTC-XFER OUT-GRNT MTCH. (Contract No. 2023-

0697)

Eddie Sosa, First 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.

Barbara Parker, County Auditor, County Auditor's Office (915) 546-2040

- F. Approve amendment No. 40 to the County of El Paso's 2022-2023 operating budget. This budgetary amendment will increase Grants by \$6,382,048.54, thus increasing the overall budget of \$729,544,517.49 to \$735,926,566.03.

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

- G. Approve and authorize the use of the Local Assistance and Tribal Consistency Fund (LATCF) of the El Paso County's FY22-23 formula allocation in the amount of \$50,000 for the FY23 Holiday Lights on the Lake. Funding is available in SG-GLATCF23-OPERATING EXP.

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

- H. Approve and authorize the County Judge to sign the First Amendment to the Hoopla Digital Media Agreement between the County of El Paso and Midwest Tape, LLC to purchase additional services for the County's Digital Library for remote access to a collection of over one million digital eBooks, eAudiobooks, graphic novels, movies, television series, and music albums for a term beginning June 21, 2023, through June 20, 2024, in the amount of \$19,000. Funds are available in GF-DIGITALLIB-BOOKS&SUBSCRIP. (Contract No. 2023-0662)

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

- I. Approve and authorize the County Judge to sign the Texas Health and Human Services (HHS) Home Delivered Meals Waiver Form 2027 for fiscal year 2024 for the County's home-delivered meal program. (Contract No. 2023-0690)

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

- J. Approve and authorize the County Judge to sign the Contract Service Agreements between the County of El Paso and the following service providers participating in the Border Prosecution Unit (BPU) initiative (Grant #2283712) from September 1, 2023, through August 31, 2025: TDCAA (Contract No. 2023-0598), Ted Wilson (Contract No. 2023-0599), Lance Long (Contract No. 2023-0608) Melissa Hightower (Contract No. 2023-0611), Mark Warren (Contract No. 2023-0602), Mark Edwards (Contract No. 2023-0604), Terese Buess (Contract No. 2023-0605), Michael Bryant dba Bryant Interests LLC (Contract No. 2023-0610), Tom Krampitz (Contract No. 2023-0609), Kathleen Braddock, dba KAB Legal Consulting (Contract No 2023-0603), Drew T. Durham (Contract No. 2023-0607); Samantha DiMaio (Contract No. 2023-0612); Craig Goodhart (Contract No. 2023-0601); William Turner (Contract No. 2023-0600) and Alison Buess (Contract No. 2023-0589). No County match is required.

Bill D. Hicks, District Attorney, District Attorney's Office (915) 546-2059 x4077

- K. Approve and authorize the use of County general funds to temporarily pay for grant-funded personnel in the amount of \$97,134.60 from July

10, 2023, through October 31, 2023, or until pending State grant awards are received and accepted. Funding is available in GF-GADM-XFER OUT-GRANT MATCH.

Bill D. Hicks, District Attorney, District Attorney's Office (915) 546-2059 x4077

- L. Approve and authorize the County Judge to sign the West Order Form Library Management Agreement with Thomson Reuters/West Publishing Corporation for a 60-month term beginning October 1, 2023. The monthly rate for the first year is \$8,108 with subsequent years increasing by 1% increments. Funding is available in SR-LAWLIB-BOOKS&SUBSCRIPT. (Contract No. 2023-0650)

Lynn Sanchez, Law Library Manager, Domestic Relations Office (915) 546-2245

- M. Approve and authorize the County Judge to sign The Film Race HOT Event Grant Award Agreement to provide up to \$30,000 in reimbursement of qualified expenses related to the Film Race from September 1, 2023, through September 30, 2024. Funding is available in SR-TOURPROM-ADVERTISING. (Contract No. 2023-0500)

Roberto Ransom, Director, Economic Development Department (915) 546-2177

- N. Approve and authorize the County Judge to sign the Second Amendment to the Print and Mail Services Agreement with Runbeck Election Services for ballot printing and mail services from July 1, 2023, through June 30, 2024. Funds are available in GF-ELECTIONS-ELECTIONS EXPENSE. (Contract No. 2023-0674)

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

- O. Approve and authorize the County Judge to sign the Joint Election Services Contract with Village of Vinton (2023-0520); and the Horizon Regional Municipal Utility District (2023-0675), for the General Election to be held on November 7, 2023.

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

- P. Approve and authorize the County Judge to sign the Access to Education Partnership Agreement with Park University for tuition discounts for postsecondary education degrees and and certifications in areas needed for professional development for a two-year term beginning upon the date of signature, with an additional two year option to renew. There is no cost to the County. (Contract No. 2023-0383)

Minnie Holguin, Chief Human Resources Officer, Human Resources Department (915) 546-2218

- Q. Approve the Medicare Advantage Plan Rate Proposal and Renewal with Aetna Life Insurance Company for Medicare eligible County retirees and their dependents for plan year 2024. Funding is available in IS-HEALTH-RET MED ADV PLAN FEE. (Contract No. 2023-0623)

Minnie Holguin, Chief Human Resources Officer, Human Resources Department (915) 546-2218

- R. Approve and authorize the County Judge to sign the Liability Insurance Rate Proposal, and related documents for FY24 which will authorize the County's Insurance Broker (USI Southwest Inc.) to proceed with obtaining insurance policies based on their Liability Insurance Rate Proposal for Auto, Crime, Property, Special Events General, and Drone Insurance coverages in the amount of \$857,606 for premiums. Funding

is available in GF-GADM-INS-GEN/PROPERTY. (Contract No. 2023-0702)

Minnie Holguin, Chief Human Resources Officer, Human Resources Department (915) 546-2218

- S. Approve and authorize the County Judge to sign the Second Option to Renew Agreement for the provision of Youth Residential Treatment Services to Rite of Passage, Inc. d/b/a Falcon Ridge from October 1, 2023, through September 30, 2024. Funds will be available in account TJJD JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0651)

Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

- T. Approve and authorize the County Judge to sign the Second Option to Renew Rite of Passage, Inc., d/b/a Lake Granbury Youth Services, for youth residential treatment services from October 1, 2023, through September 30, 2024. Funding is available in TJJD JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0652)

Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

- U. Approve and authorize the County Judge to sign the Second Option to Renew Agreement between the El Paso County Juvenile Probation Department and Care Youth Corporation d/b/a Rite of Passage, Inc. of Lava Heights Academy Youth Residential Treatment Center for Girls. This will extend the term of services from October 1, 2023, through September 30, 2024. Funding is available in TJJD JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0653)

Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

- V. Approve and authorize the County Judge to sign the Second Option to Renew with Rite of Passage, Inc., d/b/a The Oaks for youth residential treatment services, on behalf of the El Paso County Juvenile Probation Department. This will extend the term of services from October 1, 2023, through September 30, 2024. Funding is available in TJJD JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0654)

Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

- W. Approve and authorize the County Judge to sign the Second Option to Renew with Gulf Coast Trades Center for youth residential treatment services, on behalf of the El Paso County Juvenile Probation Department. This will extend the term of services from October 1, 2023, through September 30, 2024. Funding is available in TJJD JUVENILE BOARD STATE AID 2024. (Contract No. 2023-0659)

Rosie Medina, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849-2500

- X. Approve and authorize the County Judge to sign the Services Agreement with Honesta Screening LLC to perform background checks for coaches, volunteers and umpires from August 18, 2023, through August 17, 2024, in an amount not to exceed \$49,999.99. Funding is available in GF-SPORTSPARK-CONTR SVC-GEN. (Contract No. 2023-0592)

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

- Y. Approve and authorize the County Judge to sign the Agreement of Cooperation between the University of Texas at El Paso (UTEP) and

the County of El Paso, Texas to provide community enrichment golf lessons at the Ascarate Golf Course for the UTEP Office of Professional and Public Programs (P3) from September 1, 2023, through August 31, 2024, at a rate of \$60 per youth and \$90 per adult course participant. Funds will be deposited in GF-GOLFCOURSE-LESSONS and/or GF-GOLFCOURSE-DRIVING RNG FEES. (Contract No. 2023-0593)

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

- Z. 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 (YISD) for the use of the Ascarate Park Golf Course for school practice with a maximum of 10 students per day, Monday through Friday and tournaments from August 15, 2023, through May 31, 2024, at a pay rate of \$2,750 per high school golf team and a pay rate of \$21 per player per tournament. Funds will be deposited in GF-GOLFCOURSE-GREEN FEES. (Contract No. 2023-0657)

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

- AA Approve and authorize the County Judge to sign the First Amendment to the Interlocal Agreement (ILA) Project Development Agreement for the Ascension Street Improvements Project (HSIP) with the Camino Real Regional Mobility Authority (CRRMA) for engineering design and additional engineering services. Funding in the amount of \$14,783.38 is available in GF-EPCMP-PROF SVC-GEN. (Contract No. 2023-0494) (Precinct 3)

Michael McElroy, Director, Planning and Development Department (915) 546-2015

- AB Approve and authorize the County Judge to sign the Notice of Termination Amendment for the Interlocal Agreement with the City of Socorro (Contract No. 2020-0079) intended to update the County's Subdivision Regulations and Design Standards, effective September 18, 2023. (1783-OP)

Michael McElroy, Director, Planning & Development Department (915) 546-2015

- AC Approve and authorize the variance request from the El Paso County Subdivision Order for Valley Quail Estates Subdivision.

Michael McElroy, Director, Planning & Development Department (915) 546-2015

- AD 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.

Michael McElroy, Director, Planning & Development Department (915) 546-2015

- AE Approve and authorize the County Judge to sign the Supplemental Contract between Owner and Contractor with Keystone GC, LLC dba Keystone Contractors and Engineers for the removal and replacement of a kitchen sink located at the Jail Annex. Funding in the amount of \$62,394.14 is available in CIP23-FAC JAIL ANNEX-PWJA1-REN. (Contract No. 2023-0308)

Robin Sully, Director, Facilities Management Department (915) 546-2009

- AF Approve and authorize the reallocation of 234 square feet of lobby

space to the Sheriff's Courthouse Security for the construction of a Security Control Room for the staff located on the first floor of the Enrique Moreno Courthouse. Funds in the amount of \$26,631.05 are available in CP-REPLACE23-SPACE ALLOC-RENOV.

Robin Sully, Director, Facilities Management Department (915) 546-2009

AG Approve award recommendation for Bid 23-021 FY 2023 Countywide Sidewalk Repair Project for the County of El Paso to Vertex Contractors, LLC of El Paso, TX as indicated on the tabulation. Purchasing approved on August 18, 2023. Funding is available in CP-REPLACE23-SIDEWALKS-RENOV.

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

AH Approve award recommendation of Bid 23-024 As-Needed Security Firm Services for the County of El Paso to Mike Garcia Merchant Security, LLC of El Paso, Texas. Rates as indicated in tabulation. Purchasing approved on August 18, 2023. Funding is available in GF-PRKS&RECADM-CONTR SVC-GEN.

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

AI. Approve the purchase of Workiva Software for Financial Reporting and ACFR Automation for Auditor's Office using DIR-TSO-4227 awarded to Vertosoft, LLC of Leesburg, VA for a grand total of \$51,450. Funding available in GF-ITD-MAINT/REP-SOFTWARE.

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

AJ Approve the Purchase of As-Needed Office Furniture for the County of El Paso using Cooperative Contracts listed in the tabulation for vendors: The Hon Company LLC., Herman Miller, Inc., Office Depot, Inc., Staples, Inc., El Paso Office Products, Inc., Pencil Cup, Indoff, Inc., Contract Associates of El Paso, LLC, Beck Total Office Interiors (GL Solutions 3, LLC, Shelby Distributions, Inc. (Express Office Products) and Amazon Services, LLC. Funding is available through various County accounts on an as-needed basis

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

AK Approve the purchase of Restroom Renovations for Three (3) Locations at the El Paso County Sheriff's Department using Region 19 Job Order Contract (JOC) 21-7411 awarded to Keystone Contractors and Engineers (Keystone GC, LLC) for a grand total of \$192,426.80. Purchasing approved September 5, 2023, Funding available in CIP23-OHQMAINT-PWHQ3-RENOV; CIP23-SOHQMAINT-PWHQ2-RENOV, and CIP23-SOHQMAINT-PWHQ1-RENOV.

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

AL Approve and authorize the Purchasing Agent to close out solicitation RFP 23-026 Incarceration Alternative: Providing Law Enforcement with Options for Intoxicated Persons for the Criminal Justice Coordination Department; to improve the scope of work and permission to resolicit at the discretion of the Criminal Justice Coordination Department.

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

AM 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

AN Approve and authorize the County Judge to sign the Interlocal Agreement between the County of El Paso, Texas and the City of El Paso, Texas, as required by the US Department of Justice Bureau of Justice Assistance, regarding the FY23 Edward Byrne Memorial Justice Assistance Grant (JAG) in the amount of \$202,958. (Contract No. 2023-0701)

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

AO Approve and authorize the County Judge to sign the updated Designation of Account Approval and the Designation of Subrecipient Agent forms for the Texas Division of Emergency Management (TDEM) to reflect a new point of contact. (Contract No. 2023-0715)

Sheriff Richard D. Wiles, El Paso County Sheriff's Office (915) 538-2006

APP Pursuant to Texas Local Government Code Section 81.032, approve and authorize the El Paso County Sheriff's Office to accept in-kind donations from the Texas Anti-Gang Center during fiscal years 2023 and 2024 for the furnishing of Sheriff's Department offices. (2367-OP)

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

AQ GRANT AMENDMENT - Approve and authorize the County Judge to approve and the County Auditor to submit and electronically sign all necessary forms for the amendment to the FEMA Shelter and Services Program Grant application to reflect the tranche one (\$2,447,252.00) & tranche two (\$13,178,752) award, for a total award of \$15,626,004 for expenses to support regional humanitarian response efforts with a performance period ending on September 30, 2025. No County match is required. (Contract No. 2023-0721)

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

AR GRANT AMENDMENT - Approve and authorize the County Judge to sign Amendment 2 to the Texas Department of Transportation (TxDOT) FY2023 Intercity-Bus (ICB) Project Grant Agreement (PGA) to add FY2024 funding and extend the grant time period to August 31, 2024. No County match is required. (Contract No. 2023-0696)

Michael McElroy, Director, Planning & Development Department (915) 546-2015

AS GRANT AWARD - Approve and authorize the County Judge to electronically sign and accept the award for the Office of the Attorney General Victim of Crime Liaison Grant (VLCG) Application for FY 2023 - 2024 on behalf of the Sheriff's Office Victims Services Unit. The grant award is \$49,488 for the first year, with a possible one-year renewal for a total of \$98,976. No County match is required, but County funds are needed to cover the remaining part of the VLCG base salary and fringe benefits. (Contract No. 2023-0295)

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

5. RESOLUTIONS

A. Approve and adopt a resolution recognizing the 2023 Community en Accion Latino Legacy Award recipients.

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

- B. Approve and adopt a resolution celebrating the legacy of Saul "Cassandra" Armendariz and his vital role in spreading the culture of El Paso, Juarez, Lucha Libre, and Exoticos worldwide.

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

- C. Approve and adopt a resolution declaring September 20, 2023, as "Lincoln Park Day," in El Paso County, Texas.

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

- D. Approve and adopt a resolution declaring September 23, 2023 as "International Day of Peace," in El Paso County, Texas.

David C. Stout, Commissioner, Pct. 2 (915) 546-2111 & Ricardo Samaniego, County Judge (915) 546-2098

- E. Approve and adopt a resolution declaring the week of September 11-17, 2023, as "915 Week" in El Paso County Texas.

Iliana Holguin, Commissioner, Pct. 3 (915) 546-2144

- F. Approve and adopt a resolution proclaiming the week of September 9-15, 2023, as "Welcoming Week" in El Paso County, Texas.

Sergio Coronado, Commissioner, Pct. 4 (915) 740-8366

- G. Approve and adopt a resolution recognizing Rear Admiral Sammy Perez Jr for his years of commitment, dedication in service of the United States.

Sergio Coronado, Commissioner, Pct. 4 (915) 546-2044

- H. Approve and adopt a resolution recognizing the El Paso Figure Skating Club for being crowned World Champions this past August in Boston.

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

- I. Approve and adopt a resolution recognizing Ray Mancera for his contributions to the El Paso Community and for being elected as the 2023 LULAC National Vice President for the Southwest.

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

- J. Approve and adopt a resolution declaring the month of September 2023 as "Attendance Awareness Month" in El Paso County, Texas.

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

6. PUBLIC COMMENT

7. PRESENTATION

- A. Receive a presentation from USCIS recognizing 20 individuals who will be taking their Oath of Citizenship and pledging allegiance to the United States to complete the process of naturalization.

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

- B. Receive a presentation and discuss the monthly report from the Council of Judges.

Michael Cuccaro, Executive Director, Council of Judges (915) 546-2143

COUNTY ADMINISTRATION

8. Approve and ratify the appointment of Antoinette Hunt to the Veteran's Assistance Program Manager vacancy.

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

9. Discuss and take appropriate action to amend the Working Hours

Scheduling, Overtime, Compensatory Time, and Career Progression Plan - Deputy Constable employment policies, and the Financial Policies Personnel Section to implement a pay scale plan and a 14-day, 84-hour work period under Section 207(k) of the Fair Labor Standards Act for Deputy and Sergeant Deputy Constables.

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

10. Receive a presentation and recommendations from County Administration, Public Works and the EPSO regarding updates from the HOK study and progress on the jail maintenance and remodel. Provide direction to staff and EPSO regarding the future direction of the facility and take appropriate action as necessary.

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

11. 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

AMERICAN RESCUE PLAN

12. Discuss and take appropriate action regarding the Environmental Protection Agency's Solar Energy Grant Notice of Funding Opportunity.

Jose M. Landeros, Director of Strategic Development, County Administration Department (915) 546-2159

AUDITOR

13. Pursuant to the Texas Government Code, Title 10, § 2256.003, accept the attached investment report for the third quarter and nine months ended June 2023.

Barbara Parker, County Auditor, County Auditor's Office (915) 546-2040

COUNTY AND DISTRICT CLERK

14. Approve and record into the Commissioners Court meeting minutes, the District Clerk's certification of the District Judge's Order to approve the County Auditor's Budget for Fiscal Year 2024, pursuant to Texas Local Government Code 84.021; 84.901; 111.044; 152.031; 152.032; 152.034; and 152.905.

Norma Favela Barceleanu, District Clerk, District Clerk's Office (915) 546-2021

PUBLIC WORKS

15. Approve and authorize the County Judge to sign the Supplemental Contract between Owner and Contractor with Sound and Signal Systems of Texas for the Fire Alarm Modernization of the Jail Annex in amount of \$1,795,792.71. Funding is available in CP-TN23B-JAIL-RENO-FIREALARM. (Contract No. 2023-0619)

Robin Sully, Director, Facilities Management Department (915) 546-2009

16. Approve and authorize the County Judge to sign the Supplemental Contract between Owner and Contractor with Control and Equipment Company of El Paso, Texas for the Purchase and Installation of HVAC Control System Upgrade for the Downtown Detention Facility in the amount of \$1,668,146. Funding is available in CP-TN23B-DDF-

RENOV-HVACCONTROL. (Contract No. 2023-0620)

Robin Sully, Director, Facilities Management Department (915) 546-2009

BUDGET AND FINANCE

17.(Postponed 8/21/23; 8/28/23) BUDGET HEARING: Discuss and take appropriate action on the Fiscal Year 2023-2024 budget for El Paso County.

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

18. 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. Pursuant to Texas Government Code Sections 551.071 & 551.072, discuss legal rights and responsibilities regarding the County's response to the lifting of Title 42 and the corresponding deliberations about Real Property.

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

C. Pursuant to Texas Government Code Section 551.071, discuss litigation styled Associated General Contractors of Texas, et al. v. Ricardo A. Samaniego, in his official capacity as County Judge, et al; Cause No. 2021DCV1132; County Attorney case number 0068-21-LD.

Ian R. Kaplan, Assistant County Attorney, County Attorney's Office (915) 546-2050

D. Pursuant to Texas Government Code Section 551.071, discuss the pending EEOC claim and potential litigation of Charge No. 453-2023-00649; County Attorney's file number 0064-23-EE.

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

E. Discuss litigation styled Janice Levario v. Jesus Elias, et al; Cause No. 3:23-CV-00307-DCG; County Attorney case number 0128-23-LD, pursuant to Texas Government Code Section 551.071.

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

F. Discuss pending matters related to the Public Defenders Office, County Attorney's file number 0139-23-AA, pursuant to Texas Government Code Section 551.074.

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

G. Discuss legal rights and responsibilities related to the Chapter 381 Economic Development Program Agreement, Financial Assistance for Safety, Technology, and Economic Resilience (FASTER), as amended, between LiftFund Inc. and El Paso County, pursuant to

Texas Government Code Section 551.071.

Erica Rosales Nigaglioni, Assistant County Attorney, County Attorney's Office (915) 273-3238

- H. Pursuant to Texas Government Code section 551.087, discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Green Beryl, a private business prospect.

Roberto Ransom, Director, Economic Development Department (915) 546-2177

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

Roberto Ransom, Director, Economic Development Department (915) 546-2177

- J. Pursuant to Texas Government Code section 551.087, discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project Sun, a private business prospect.

Roberto Ransom, Director, Economic Development Department (915) 546-2177

- K. Pursuant to Texas Government Code section 551.087, discuss financial information and economic development negotiations received regarding a Chapter 381 Agreement with Project 1962, a private business prospect.

Roberto Ransom, Director, Economic Development Department (915) 546-2177

REGULAR SESSION

19. Discuss and take appropriate action regarding litigation styled Associated General Contractors of Texas, et al. v. Ricardo A. Samaniego, in his official capacity as County Judge, et al; Cause No. 2021DCV1132; County Attorney case number 0068-21-LD.

Ian R. Kaplan, Assistant County Attorney, County Attorney's Office (915) 546-2050