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, APRIL 29, 2024

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 9:32 A.M.

2. PLEDGE OF ALLEGIANCE

Students at Harmony School of Innovation Millen High School Service Leadership Society led the Commissioners Court in the Pledge of Allegiance and Texas Pledge.

3. INVOCATION

Receive an invocation from Chaplain David Mayfield.

4. CONSENT AGENDA

- A. Approval of the Minutes of the regular meeting of April 22, 2024. County Administration Department (915) 546-2215
- B. PULLED FOR DISCUSSION BY COMMISSIONER STOUT Approve and authorize the County Judge to sign the Interlocal Agreement with the City of El Paso for the enhanced library card program to expand services to County residents. Funding in an amount not to exceed \$150,000 is available in GF-GADM-OPS CONTINGENCIES. Further, approve a transfer in the amount of \$150,000 from GF-GADM-OPS CONTINGENCIES to GF-COMMSVCS-CONTR SVC-GEN. (Contract No. 2024-0141)

 Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215
- C. Approve and adopt revisions to the County Managerial Operations Policy to add approval of liability insurance policies after the Court has approved the items for coverage and the premium proposals, review and approve exception requests for rates of pay for new hires and internal promotions, and approve change fund modification requests for special events. (#4355-OP)

 Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215
- D. Accept the quarterly report from the County Administration Department.
 Betsy C. Keller, CM, Chief Administrator, County Administration (915) 546-2215
- E. In compliance with the El Paso County Code of Ethics, pursuant to Section 5.2, acknowledge the Statement of Financial Interest from Bond Advisory Committee Member Henry B. Ocegueda.

 Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215
- F. 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) 273-3262
- G. Approve amendment No. 24 to the County of El Paso's 2023-2024 operating budget. This budgetary amendment will increase Grants by \$80,000.00, thus increasing the overall budget of \$618,354,889.52 to \$618,434,889.52.

 John Sarah, Director, Budget & Finance Department (915) 546-2262
- H. Approve and authorize County Judge to sign the agreement with Mike Garcia Merchant Security, LLC for the provision of security services at the County's Migrant Support Services Center in an amount not to exceed \$190,000 from May 1, 2024, through September 30, 2025. Funding is available in SG-GHUMANIT23-OPERATING EXP and SG-GSHELTER23-OPERATING EXP. (Contract No. 2024-0132) Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708
- I. Approve and authorize the County Judge to sign the Accessible Solutions ServTracker Software two year renewal Contract and Addendum term from May 1, 2024, to April 30, 2026. Funds available in GF-GENASSIST-COMM SVC-SUPP. (Contract No. 2024-0261) Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708
- J. Approve and authorize the County Judge to sign the Third Amendment to the agreement with Aegis Defense Services, LLC d/b/a GardaWorld Federal Services for the provision of local transport services to individuals encountered by the Department of Homeland Security from original start date July 1, 2023, through September 30, 2025. Funding is available in SG-GHUMANIT23 & SG-GSHELTER23. (Contract No. 2024-0320) Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708
- K. Approve and authorize the County Judge to sign the Third Amendment to the Subrecipient Agreement between the County of El Paso and the Salvation Army extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0349) Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708

L. Approve and authorize the County Judge to sign the Fourth Amendment to the Subrecipient Agreement between the County of El Paso and the Opportunity Center for the Homeless extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0350)

Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708

M. Approve and authorize the County Judge to sign the Fourth Amendment to the Subrecipient Agreement between the County of El Paso and the Rescue Mission of El Paso extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0352)

Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708

- N. Approve and authorize the County Judge to sign the Fourth Amendment to the Subrecipient Agreement between the County of El Paso and Sacred Heart Church extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0354) Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708
- O. Rescind the Commissioners Court Order of April 17, 2023, Item #4M on the Consent Agenda to approve and authorize the County Judge to sign the Agreement between the County of El Paso and LUMEN Technologies Government Solutions, Inc. ("Lumen") to purchase high-speed ethernet circuits services for the County of El Paso utilizing the GSA Contract #47QTCA20D0077. Funding in the amount of \$50,794.10 is available in GF-ITD-COMMUNIC-DATA. (Contract No. 2023-0162) Further, ratify the corrected agreement between the County of El Paso and LUMEN Technologies Government Solutions, Inc. ("Lumen") for high speed ethernet circuit services in the corrected annual amount of \$609,529.20. Funding is available in GF-ITD-COMMUNIC-DATA. Art Nevarez, Director, Information Technology Department (915) 255-0748
- P. Approve and authorize the County Judge to sign the Master Lease Agreement between the County of El Paso and Dell Financing Services and the Maintenance Support Services Agreement between the County of El Paso and Spectrum Imaging Technologies Inc. Funding in the amount of \$1,121,496.65 is available in GF-ITD-RENT/LEASES-HARDWARE. (Contract No. 2024-0328)

 Art Nevarez, Director, Information Technology Department (915) 255-0748
- Q. Approve and authorize the Parks and Recreation Department to accept a donation of 50 trees valued at \$13,449 from Eco El Paso, which will be installed at the new All-Abilities Playground at Ascarate Park, pursuant to Texas Local Government Coded 81.032.

 Timothy Fulton, Interim Director, Parks and Recreation Department (915) 771-2380
- R. Approve and authorize the County Judge to sign the First Amendment to the Interlocal Agreement with the Lower Valley Water District (LVWD) for construction of first-time water and or wastewater systems in the Wildhorse and Hacienda Real, Athena West, Angel Parks, and Panorama Village in the amount of \$4,050,000. Funding is available in SG-ARPLAN21-OPERATING EXP. (Contract No. 2024-0302)

 Michael McElroy, Director, Planning & Development Department (915) 273-3330
- S. Approve and accept the revision of Stonelake Unit One subdivision to be named Stonelake Unit One 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.

 Michael McElroy, Director, Planning & Development Department (915) 273-3330
- T. Approve and authorize the County Judge to sign the Release of Obligation for improvements located in River View Estates subdivision (Instrument No. 107469987). Further, accept the identified improvements into the County of El Paso Road System for maintenance.

 Michael McElroy, Director, Planning & Development Department (915) 273-3330
- U. 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) 273-3330

- V. Approve and authorize the County Judge to sign the Fixed Price Construction Agreement between Owner and Contractor with Allen Concrete LLC of El Paso for the OT Smith Drive-Tornillo 2 (Culvert) Stormwater Projects for the County of El Paso bid number 23-033 in the amount of \$493,832. Funding is available in GF-RBFLOODCNT-STRMWTR IMPROV. (Precinct 3) (Contract No. 2023-0974)
- Fernando Hernandez, Infrastructure Services Director, Public Works Department (915) 273-3330
- W. PULLED FOR DISCUSSION BY COMMISSIONER LEON Approve and authorize the County Judge to sign Work Order No. 6 On-Call Civil Engineering Contract with Moreno Cardenas, Inc.to perform the services as per the Rules and Regulations Report Project for the East Montana Water System (precinct 1,3&4) in the amount of \$49,847. Funding is available in EP-EMONWATER-CONTR SVC-GEN. (Contract No. 2024-0268) Fernando Hernandez, Infrastructure Services Director, Public Works Department (915) 273-3330
- X. Approve the purchase of the MDR Building 4th Floor Restroom Renovations for El Paso County, Texas (12405259) using Buy Board Job Order Contract (JOC) 728-24 awarded to Basic IDIQ, Inc., of El Paso, Texas, for a total project cost \$344,750.63. Purchasing approved on April 12, 2024. Funding is available in CP-REPLACE23-IMPROVEMENTS-ADA, CP-REPLACE24-IMPROVEMENTS-ADA, and CIP23-ITD-RENOV. Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 273-3349
- Y. Approve and authorize the Sole Source purchase of Additional Data Storage for SaaS Migration of Odyssey (Enterprise Justice) Software for the County of El Paso in the total of \$109,200 from Tyler Technologies, Inc. of Plano, TX. Funds are available in GF-ITD-MAINT/REP-SOFTWARE. Pursuant to Texas Local Government Code Section 262.024 (a)(7)(A), as a sole source item, it is exempt from the provisions of the County Purchasing Act. Sole Source will be re-evaluated at time of new contract to ensure compliance with statute. Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 546-2048.
- Z. Approve the purchase of Comprehensive Research and Messaging Development for Strategic Development Department using HGACBuy (Houston-Galveston Area Council) Contract MC12-22 awarded to Outreach Strategists, LLC of Houston, Texas for the total cost \$99,500. Purchasing approved on 04/12/2024. Funding is available in GF-ECONIMPACT-INITIATIVE.

 Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 273-3349
- AA. Approve the purchase of Shields for the County of El Paso Sheriff's Office (12404292) using the Omnia Contract 4400008468 awarded to Safeware Inc. of Westminster, CO for a grand total \$56,628. Purchasing approved on April 12, 2024. Funding is available in SG-GBODYARM24-OPERATING EXP. Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 273-3349
- AB. 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) 273-3349
- AC. GRANT APPLICATION Approve and authorize the District Attorney's Office to apply for the Office on Violence Against Women (OVW), funded by the U.S. Department of Justice, FY2024 Enhancing Investigation and Prosecution of Domestic Violence, Dating Violence, Sexual Assault, and Stalking (EIP) Initiative Solicitation from October 1, 2024, through September 30, 2027, in the amount of \$500,000. No County match is required. (Contract No. 2024-0356)
- Bill D. Hicks, District Attorney, District Attorney's Office (915) 546-2059 x4077
- AD. GRANT APPLICATION Approve and authorize the Planning & Development Department to apply to the Texas Department of Transportation (TxDOT) FY2024 Section 5339 Bus and Bus Facilities Grant in the amount of \$1,041,647. No County match is required. Further, authorize the County Judge to sign the Obligation Certification. (Contract No. 2024-0337)
- Michael McElroy, Director, Planning & Development Department (915) 546-2015
- AE. GRANT APPLICATION Approve and authorize the County Judge to sign the FY 2025 Grant Application for the West Texas High Intensity Drug Trafficking Areas (HIDTA) program, Grant G25SW0020, on behalf of the EI Paso County Sheriff's Office Multiple Initiatives and the 34th District Attorney's Office Prosecution Initiative, in the amount of \$5,107,567 from January 1, 2025, through December 31, 2026. No County match is required. (Contract No. 2024-0319)
- Lt. Andre Wright, EPCSO HIDTA (571) 324-8234 & Bill D. Hicks, 34th DA's Office (915) 546-2059 X 4077

AF. GRANT APPLICATION - Approve and authorize the County Judge to sign and submit the FY24 Law Enforcement Mental Health and Wellness Act (LEMHWA) Implementation Project required forms on grants.gov. on behalf of the Sheriff's Department from October 1, 2024, to September 30, 2026, in the amount of \$198,000. No County match is required. The required documents, SF-424 and SF-LLL are attached for the County Judge's signature. (Contract No. 2024-0339)

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

MOTION: APPROVE

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

RESOLUTIONS

A. Approve and adopt a resolution recognizing May 1, 2024, as "National Interpreter Appreciation Day" 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 designating May 2024, as "Mental Health Awareness 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 Leon Members Voting Nay: None

C. Approve and adopt a resolution recognizing the month of April 2024 as, "National Volunteers Month" in El Paso County, Texas.

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

MOTION: APPROVE

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

D. Approve and adopt a resolution recognizing the fourth Saturday in April as "National Celebrate Trails Day" 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

E. Approve and adopt a resolution honoring the staff of the El Paso County Central Appraisal District in El Paso County, Texas.

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

MOTION: APPROVE

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

6. PUBLIC COMMENT

Elizabeth Crawford, concerned citizen addressed the Commissioners Court regarding abortion and the exceptions to abortion being discussed on the National level as a result of laws enacted in Arizona and Idaho and read passages from the Bible.

Pedro Sera, concerned citizen addressed the Commissioners Court regarding his ongoing case with Emergence Health Network regarding his mental health services and informed the Court that he was about to participate in an appeal for the return of his services.

7. PRESENTATION

A. Receive a presentation from the El Paso Central Appraisal District and discuss preliminary valuations. John Sarah, Director, Budget & Finance Department (915) 546-2262

PRESENTATION RECEIVED

 B. Receive a presentation from the Notre Dame Student Policy Network regarding an overview of climate plans and policies in other communities.
 Betsy C. Keller, CM, Chief Administrator, County Administration (915) 546-2215

PRESENTATION RECEIVED

MEETING RECESSED AT 12:42 P.M.

MEETING RECONVENED AT 1:56 P.M.

REGULAR AGENDA

9. Approve and adopt an Order authorizing the issuance of El Paso County Hospital District General Obligation Refunding Bonds in an aggregate amount not to exceed \$207,865,000 to refund certain previously issued obligations of the Hospital District for debt service savings.

R. Jacob Cintron, President & CEO, University Medical Center/EPCHD (915) 521-7600

MOTION: APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF EL PASO COUNTY HOSPITAL DISTRICT GENERAL OBLIGATION REFUNDING BONDS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$207,865,000 TO REFUND CERTAIN PREVIOUSLY ISSUED OBLIGATIONS OF THE HOSPITAL DISTRICT FOR DEBT SERVICE SAVINGS.

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

10. Approve and adopt an Order authorizing the issuance of El Paso County Hospital District Revenue Refunding Bonds in an aggregate amount not to exceed \$55,000,000 to refund certain previously issued obligations of the Hospital District.

R. Jacob Cintron, President & CEO, University Medical Center/EPCHD (915) 521-7600

MOTION: APPROVE AND ADOPT AN ORDER AUTHORIZING THE ISSUANCE OF EL PASO COUNTY HOSPITAL DISTRICT REVENUE REFUNDING BONDS IN AN AGGREGATE AMOUNT NOT TO EXCEED \$55,000,000 TO REFUND CERTAIN PREVIOUSLY ISSUED OBLIGATIONS OF THE HOSPITAL DISTRICT.

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

 Receive a presentation from the County's financial advisor regarding current market conditions, the County's long term debt portfolio and a municipal bond overview.
 Jose M. Landeros, Director of Strategic Development, County Administration Department (915) 546-2215

PRESENTATION RECEIVED

AUDITOR

11. Discuss and take appropriate action regarding overages and shortages for the period of October 1, 2023, through March 31, 2024, and overages and shortages for the Tax Assessor-Collector for the period of FY 2018 through FY 2023.

Barbara Parker, County Auditor, County Auditor's Office (915) 273-3262

MOTION: MAKE A FINDING THAT THE AGGREGATE SHORTAGES ARE NOT DUE TO NEGLIGENCE OR CRIMINAL ACTIONS AND INDEMNIFY THE RESPECTIVE OFFICERS.

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

12. Pursuant to the Texas Government Code, Title 10, § 2256.023, accept the attached presentation and investment report for FY24 second quarter ended March 31, 2024.

Barbara Parker, County Auditor, County Auditor's Office (915) 273-3262

MOTION: ACCEPT

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

PUBLIC WORKS

13. Receive an update from the Camino Real Regional Mobility Authority regarding the Pellicano Widening Project. (TxDOT CSJ 0924-06-534)

Norma Palacios, Director, Public Works Department (915) 273-3330

MOTION: MOVE THE DISCUSSION OF ITEM #13 INTO EXECUTIVE SESSION, PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071.

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

ITEMS PULLED FOR DISCUSSION FROM THE CONSENT AGENDA

B. PULLED FOR DISCUSSION BY COMMISSIONER STOUT - Approve and authorize the County Judge to sign the Interlocal Agreement with the City of El Paso for the enhanced library card program to expand services to County residents. Funding in an amount not to exceed \$150,000 is available in GF-GADM-OPS CONTINGENCIES. Further, approve a transfer in the amount of \$150,000 from GF-GADM-OPS CONTINGENCIES to GF-COMMSVCS-CONTR SVC-GEN. (Contract No. 2024-0141)

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

MOTION: APPROVE

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

W. PULLED FOR DISCUSSION BY COMMISSIONER LEON - Approve and authorize the County Judge to sign Work Order No. 6 On-Call Civil Engineering Contract with Moreno Cardenas, Inc.to perform the services as per the Rules and Regulations Report Project for the East Montana Water System (precinct 1,3&4) in the amount of \$49,847. Funding is available in EP-EMONWATER-CONTR SVC-GEN. (Contract No. 2024-0268) Fernando Hernandez, Infrastructure Services Director, Public Works Department (915) 273-3330

MOTION: DELETE

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

ADDENDUM TO THE AGENDA

17. Approve and authorize the County Judge to sign the Third Amendment to the Subrecipient Agreement between the County of EI Paso and World Victory Center extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0353) Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708 Posted Friday, April 26, 2024, at 10:45 A.M.

MOTION: APPROVE

Motion by Commissioner Holguin

Members Voting Aye: Judge Samaniego, Leon, Stout, Holguin, Coronado
Seconded by County Judge Samaniego

Members Voting Nay: None

14. INTO EXECUTIVE SESSION AT 2:47 P.M.

- A. Discuss findings regarding persons necessary in Executive Session. County Attorney's Office (915) 546-2050
- B. Pursuant to Texas Government Code Section 551.071, discuss legal rights and responsibilities regarding litigation styled United States v. Texas, No. 24-50149, County Attorney's File No. 0165-23-PL. Bernardo R. Cruz, Assistant County Attorney, County Attorney's Office (915) 273-3247
- C. Pursuant to Texas Government Code Sections 551.071 and 551.076, discuss and receive legal advice concerning the County's rights and responsibilities with respect to security within the County Jail and law enforcement actions by the State that impact El Paso County operations.

 Carlos Madrid, Assistant County Attorney, County Attorney's Office (915) 273-3238
- 13. Receive an update from the Camino Real Regional Mobility Authority regarding the Pellicano Widening Project, PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.071. (TxDOT CSJ 0924-06-534)

 Norma Palacios, Director, Public Works Department (915) 273-3330

REGULAR SESSION RECONVENED AT 3:59 P.M.

15. Discuss and take appropriate action regarding legal rights and responsibilities regarding litigation styled United States v. Texas, No. 24-50149, County Attorney's File No. 0165-23-PL.
Bernardo R. Cruz, Assistant County Attorney, County Attorney's Office (915) 273-3247

NO ACTION

16. Discuss and take appropriate action with respect to security within the County Jail and law enforcement actions by the State that impact El Paso County operations. Carlos Madrid, Assistant County Attorney, County Attorney's Office (915) 273-3238

NO ACTION

PUBLIC WORKS

13. Receive an update from the Camino Real Regional Mobility Authority regarding the Pellicano Widening Project. (TxDOT CSJ 0924-06-534)

Norma Palacios, Director, Public Works Department (915) 273-3330

NO ACTION

MEETING ADJOURNED AT 4:01 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, APRIL 29, 2024

MEETING ADJOURNED AT 4:01 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

Rundo A Samonuse

, 2024

COUNTY JUDGE RICARDO A. SAMANIEGO, PRESIDING

EL PASO COUNTY COMMISSIONERS COURT

2024 APR 26 AM 9:22

DELIA BRIONES
COUNTY CLERK
EL PASO COUNTY, TEXAS

CARLOS LEON
Commissioner, Pct.1

ILIANA HOLGUIN Commissioner, Pct.3



DAVID STOUTCommissioner, 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.

AGENDA

Regular Meeting, April 29, 2024 - 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 April 22, 2024. County Administration Department (915) 546-2215
- B. Approve and authorize the County Judge to sign the Interlocal Agreement with the City of El Paso for the enhanced library card program to expand services to County residents. Funding in an amount not to exceed \$150,000 is available in GF-GADM-OPS CONTINGENCIES. Further, approve a transfer in the amount of \$150,000 from GF-GADM-OPS CONTINGENCIES to GF-COMMSVCS-CONTR SVC-GEN. (Contract No. 2024-0141)
 - Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215
- C. Approve and adopt revisions to the County Managerial Operations Policy to add approval of liability insurance policies after the Court has approved the items for coverage and the premium proposals, review and approve exception requests for rates of pay for new hires and internal promotions, and approve change fund modification requests for special events. (#4355-OP)
 - Betsy C. Keller, CM, Chief Administrator, County Administration Department (915) 546-2215
- D. Accept the quarterly report from the County Administration Department. Betsy C. Keller, CM, Chief Administrator, County Administration (915) 546-2215
- E. In compliance with the El Paso County Code of Ethics, pursuant to

Section 5.2, acknowledge the Statement of Financial Interest from Bond Advisory Committee Member Henry B. Ocegueda.

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

- F. 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) 273-3262
- G. Approve amendment No. 24 to the County of EI Paso's 2023-2024 operating budget. This budgetary amendment will increase Grants by \$80,000.00, thus increasing the overall budget of \$618,354,889.52 to \$618,434,889.52.
 - John Sarah, Director, Budget & Finance Department (915) 546-2262
- H. Approve and authorize County Judge to sign the agreement with Mike Garcia Merchant Security, LLC for the provision of security services at the County's Migrant Support Services Center in an amount not to exceed \$190,000 from May 1, 2024, through September 30, 2025. Funding is available in SG-GHUMANIT23-OPERATING EXP and SG-GSHELTER23-OPERATING EXP. (Contract No. 2024-0132)

Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708

- Approve and authorize the County Judge to sign the Accessible Solutions ServTracker Software two year renewal Contract and Addendum term from May 1, 2024, to April 30, 2026. Funds available in GF-GENASSIST-COMM SVC-SUPP. (Contract No. 2024-0261)
 - Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708
- J. Approve and authorize the County Judge to sign the Third Amendment to the agreement with Aegis Defense Services, LLC d/b/a GardaWorld Federal Services for the provision of local transport services to individuals encountered by the Department of Homeland Security from original start date July 1, 2023, through September 30, 2025. Funding is available in SG-GHUMANIT23 & SG-GSHELTER23. (Contract No. 2024-0320)
 - Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708
- K. Approve and authorize the County Judge to sign the Third Amendment to the Subrecipient Agreement between the County of El Paso and the Salvation Army extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0349)
 - Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708
- L. Approve and authorize the County Judge to sign the Fourth Amendment to the Subrecipient Agreement between the County of El Paso and the Opportunity Center for the Homeless extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue

through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0350)

Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708

M. Approve and authorize the County Judge to sign the Fourth Amendment to the Subrecipient Agreement between the County of El Paso and the Rescue Mission of El Paso extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0352)

Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708

N. Approve and authorize the County Judge to sign the Fourth Amendment to the Subrecipient Agreement between the County of El Paso and Sacred Heart Church extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0354)

Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708

O. Rescind the Commissioners Court Order of April 17, 2023, Item #4M on the Consent Agenda to approve and authorize the County Judge to sign the Agreement between the County of El Paso and LUMEN Technologies Government Solutions, Inc. ("Lumen") to purchase high-speed ethernet circuits services for the County of El Paso utilizing the GSA Contract #47QTCA20D0077. Funding in the amount of \$50,794.10 is available in GF-ITD-COMMUNIC-DATA. (Contract No. 2023-0162) Further, ratify the corrected agreement between the County of El Paso and LUMEN Technologies Government Solutions, Inc. ("Lumen") for high speed ethernet circuit services in the corrected annual amount of \$609,529.20. Funding is available in GF-ITD-COMMUNIC-DATA.

Art Nevarez, Director, Information Technology Department (915) 255-0748

P. Approve and authorize the County Judge to sign the Master Lease Agreement between the County of El Paso and Dell Financing Services and the Maintenance Support Services Agreement between the County of El Paso and Spectrum Imaging Technologies Inc. Funding in the amount of \$1,121,496.65 is available in GF-ITD-RENT/LEASES-HARDWARE. (Contract No. 2024-0328)

Art Nevarez, Director, Information Technology Department (915) 255-0748

Q. Approve and authorize the Parks and Recreation Department to accept a donation of 50 trees valued at \$13,449 from Eco El Paso, which will be installed at the new All-Abilities Playground at Ascarate Park, pursuant to Texas Local Government Coded 81.032.

Timothy Fulton, Interim Director, Parks and Recreation Department (915) 771-2380

- R. Approve and authorize the County Judge to sign the First Amendment to the Interlocal Agreement with the Lower Valley Water District (LVWD) for construction of first-time water and or wastewater systems in the Wildhorse and Hacienda Real, Athena West, Angel Parks, and Panorama Village in the amount of \$4,050,000. Funding is available in Signal Real Nation Persinal Note For Person (No. 2024:0302)
- S. Approve and accept the revision of Stonelake Unit One subdivision to be named Stonelake Unit One 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.

Michael McElroy, Director, Planning & Development Department (915) 273-3330

T. Approve and authorize the County Judge to sign the Release of Obligation for improvements located in River View Estates subdivision (Instrument No. 107469987). Further, accept the identified improvements into the County of El Paso Road System for maintenance.

Michael McElroy, Director, Planning & Development Department (915) 273-3330

U. 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) 273-3330

V. Approve and authorize the County Judge to sign the Fixed Price Construction Agreement between Owner and Contractor with Allen Concrete LLC of El Paso for the OT Smith Drive-Tornillo 2 (Culvert) Stormwater Projects for the County of El Paso bid number 23-033 in the amount of \$493,832. Funding is available in GF-RBFLOODCNT-STRMWTR IMPROV. (Precinct 3) (Contract No. 2023-0974)

Fernando Hernandez, Infrastructure Services Director, Public Works Department (915) 273-3330

W. Approve and authorize the County Judge to sign Work Order No. 6 On-Call Civil Engineering Contract with Moreno Cardenas, Inc.to perform the services as per the Rules and Regulations Report Project for the East Montana Water System (precinct 1,3&4) in the amount of \$49,847. Funding is available in EP-EMONWATER-CONTR SVC-GEN. (Contract No. 2024-0268)

Fernando Hernandez, Infrastructure Services Director, Public Works Department (915) 273-3330

X. Approve the purchase of the MDR Building 4th Floor Restroom Renovations for El Paso County, Texas (12405259) using Buy Board Job Order Contract (JOC) 728-24 awarded to Basic IDIQ, Inc., of El Paso, Texas, for a total project cost \$344,750.63. Purchasing approved on April 12, 2024. Funding is available in CP-REPLACE23-IMPROVEMENTS-ADA, CP-REPLACE24-IMPROVEMENTS-ADA, and CIP23-ITD-RENOV.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 273-3349

Y. Approve and authorize the Sole Source purchase of Additional Data Storage for SaaS Migration of Odyssey (Enterprise Justice) Software for the County of El Paso in the total of \$109,200 from Tyler Technologies, Inc. of Plano, TX. Funds are available in GF-ITD-MAINT/REP-SOFTWARE. Pursuant to Texas Local Government Code Section 262.024 (a)(7)(A), as a sole source item, it is exempt from the provisions of the County Purchasing Act. Sole Source will be re-evaluated at time of new contract to ensure compliance with statute.

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

Z. Approve the purchase of Comprehensive Research and Messaging Development for Strategic Development Department using HGACBuy (Houston-Galveston Area Council) Contract MC12-22 awarded to Outreach Strategists, LLC of Houston, Texas for the total cost \$99,500. Purchasing approved on 04/12/2024. Funding is available in GF-ECONIMPACT-INITIATIVE.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 273-3349

AAApprove the purchase of Shields for the County of El Paso Sheriff's Office (12404292) using the Omnia Contract 4400008468 awarded to Safeware Inc. of Westminster, CO for a grand total \$56,628. Purchasing approved on April 12, 2024. Funding is available in SG-GBODYARM24-OPERATING EXP.

Karen L. Davidson, Purchasing Agent, Purchasing Department (915) 273-3349

ABApprove 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) 273-3349

ACGRANT APPLICATION - Approve and authorize the District Attorney's Office to apply for the Office on Violence Against Women (OVW), funded by the U.S. Department of Justice, FY2024 Enhancing Investigation and Prosecution of Domestic Violence, Dating Violence, Sexual Assault, and Stalking (EIP) Initiative Solicitation from October 1, 2024, through September 30, 2027, in the amount of \$500,000. No County match is required. (Contract No. 2024-0356)

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

ADGRANT APPLICATION - Approve and authorize the Planning & Development Department to apply to the Texas Department of Transportation (TxDOT) FY2024 Section 5339 Bus and Bus Facilities Grant in the amount of \$1,041,647. No County match is required. Further, authorize the County Judge to sign the Obligation Certification. (Contract No. 2024-0337)

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

AEGRANT APPLICATION – Approve and authorize the County Judge to sign the FY 2025 Grant Application for the West Texas High Intensity Drug Trafficking Areas (HIDTA) program, Grant G25SW0020, on behalf of the EI Paso County Sheriff's Office Multiple Initiatives and the 34th District Attorney's Office Prosecution Initiative, in the amount of \$5,107,567 from January 1, 2025, through December 31, 2026. No County match is required. (Contract No. 2024-0319)

Lt. Andre Wright, EPCSO HIDTA (571) 324-8234 & Bill D. Hicks, 34th DA's Office (915) 546-2059 X 4077

AF.GRANT APPLICATION - Approve and authorize the County Judge to sign and submit the FY24 Law Enforcement Mental Health and Wellness Act (LEMHWA) Implementation Project required forms on grants.gov. on behalf of the Sheriff's Department from October 1, 2024, to September 30, 2026, in the amount of \$198,000. No County match is required. The required documents, SF-424 and SF-LLL are attached for the County Judge's signature. (Contract No. 2024-0339)

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

5. RESOLUTIONS

A. Approve and adopt a resolution recognizing May 1, 2024, as "National Interpreter Appreciation Day" in El Paso County, Texas.

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

B. Approve and adopt a resolution designating May 2024, as "Mental Health Awareness Month" in El Paso County, Texas.

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

C. Approve and adopt a resolution recognizing the month of April 2024 as, "National Volunteers Month" in El Paso County, Texas.

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

D. Approve and adopt a resolution recognizing the fourth Saturday in April as "National Celebrate Trails Day" in El Paso County, Texas.

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

E. Approve and adopt a resolution honoring the staff of the El Paso County Central Appraisal District in El Paso County, Texas.

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

6. PUBLIC COMMENT

7. PRESENTATION

A. Receive a presentation from the El Paso Central Appraisal District and discuss preliminary valuations.

John Sarah, Director, Budget & Finance Department (915) 546-2262

B. Receive a presentation from the Notre Dame Student Policy Network regarding an overview of climate plans and policies in other communities.

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

REGULAR AGENDA

8. Receive a presentation from the County's financial advisor regarding current market conditions, the County's long term debt portfolio and a municipal bond overview.

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

 Approve and adopt an Order authorizing the issuance of El Paso County Hospital District General Obligation Refunding Bonds in an aggregate amount not to exceed \$207,865,000 to refund certain previously issued obligations of the Hospital District for debt service savings. 10.Approve and adopt an Order authorizing the issuance of El Paso County Hospital District Revenue Refunding Bonds in an aggregate amount not to exceed \$55,000,000 to refund certain previously issued obligations of the Hospital District.

R. Jacob Cintron, President & CEO, University Medical Center/EPCHD (915) 521-7600

AUDITOR

11. Discuss and take appropriate action regarding overages and shortages for the period of October 1, 2023, through March 31, 2024, and overages and shortages for the Tax Assessor-Collector for the period of FY 2018 through FY 2023.

Barbara Parker, County Auditor, County Auditor's Office (915) 273-3262

12. Pursuant to the Texas Government Code, Title 10, § 2256.023, accept the attached presentation and investment report for FY24 second quarter ended March 31, 2024.

Barbara Parker, County Auditor, County Auditor's Office (915) 273-3262

PUBLIC WORKS

13.Receive an update from the Camino Real Regional Mobility Authority regarding the Pellicano Widening Project. (TxDOT CSJ 0924-06-534)

Norma Palacios, Director, Public Works Department (915) 273-3330

14. 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 Section 551.071, discuss legal rights and responsibilities regarding litigation styled United States v. Texas, No. 24-50149, County Attorney's File No. 0165-23-PL.

Bernardo R. Cruz, Assistant County Attorney, County Attorney's Office (915) 273-3247

C. Pursuant to Texas Government Code Sections 551.071 and 551.076, discuss and receive legal advice concerning the County's rights and responsibilities with respect to security within the County Jail and law enforcement actions by the State that impact El Paso County operations.

Carlos Madrid, Assistant County Attorney, County Attorney's Office (915) 273-3238

REGULAR SESSION

- 15.Discuss and take appropriate action regarding legal rights and responsibilities regarding litigation styled United States v. Texas, No. 24-50149, County Attorney's File No. 0165-23-PL.
 - Bernardo R. Cruz, Assistant County Attorney, County Attorney's Office (915) 273-3247
- 16.Discuss and take appropriate action with respect to security within the County Jail and law enforcement actions by the State that impact El Paso County operations.

Carlos Madrid, Assistant County Attorney, County Attorney's Office (915) 273-3238

15.Discuss and take appropriate action regarding legal rights and responsibilities regarding litigation styled United States v. Texas, No. 24-50149, County Attorney's File No. 0165-23-PL.

Bernardo R. Cruz, Assistant County Attorney, County Attorney's Office (915) 273-3247

16.Discuss and take appropriate action with respect to security within the County Jail and law enforcement actions by the State that impact El Paso County operations.

Carlos Madrid, Assistant County Attorney, County Attorney's Office (915) 273-3238

ADDENDUM TO THE AGENDA

17.Approve and authorize the County Judge to sign the Third Amendment to the Subrecipient Agreement between the County of El Paso and World Victory Center extending their period of performance for the provision of sheltering support to individuals that have been encountered by the Department of Homeland Security through May 31, 2024, unless the EFSP Program is extended by federal authorities in which case this Agreement shall continue through the new EFSP Program end date. Funding is available in SG-GHUMANIT23. (Contract No. 2024-0353)

Irene Gutierrez, Executive Director, Community Services Department (915) 775-2708 Posted Friday, April 26, 2024, at 10:45 A.M.

FILED FOR RECORD IN MY OFFICE

2024 APR 26 AM 10:35

DELIA BRIONES
COUNTY CLERK
EL PASO COUNTY, TEXAS