

EL PASO COUNTY COMMISSIONERS COURT

CARLOS LEON
Commissioner, Pct. 1

VINCENT PEREZ
Commissioner, Pct. 3



DAVID STOUT
Commissioner, Pct. 2

ANDREW R. HAGGERTY
Commissioner, Pct. 4

VERONICA ESCOBAR
County Judge

Commissioners Court Chambers, El Paso County Courthouse
500 East San Antonio Room 303 El Paso, Texas 79901
Website address: <http://www.epcounty.com>
View live video webcast: <http://epcounty.com/video>

COMMISSIONERS COURT REGULAR MEETING MINUTES MONDAY, AUGUST 15, 2016

HON. VERONICA ESCOBAR	COUNTY JUDGE, PRESIDING	PRESENT
CARLOS LEON	COMMISSIONER, PCT #1	PRESENT
DAVID STOUT	COMMISSIONER, PCT #2	PRESENT
VINCENT M. PEREZ	COMMISSIONER, PCT #3	PRESENT
ANDREW R. HAGGERTY	COMMISSIONER, PCT #4	PRESENT

MINUTES PREPARED BY PATRICIA PIETZYK, DEPUTY 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

3. CONSENT AGENDA

A. Approve and authorize the County Judge to sign the LexisNexis Online Patron Access Subscription for 2016 - 2018 for online content to maintain the integrity of the Galvan Law Library collection in an amount not to exceed \$10,860.00 per year. (Contract No. 2016-0526)

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

B. Rescind the authorization for the County Judge to execute a permanent Easement Agreement for contract number 2016-0267 taken as Item No. 11 on May 23, 2016. Authorize the County Judge to execute a revised Permanent Easement Agreement from Antonio Lewis as part of the Desert Acceptance Sewer Project. The easement form has been amended to provide for sewer stub out(s). Funds have been previously allocated. [2016-0267].

Cygne Nemir, Assistant County Attorney, County Attorney's Office (915) 546-2050

C. Pursuant to the Texas Local Government Code, Section 115.021, audit and settle all accounts against the County shown on the attached listing and direct the payment of those accounts.
Edward A. Dion, County Auditor, County Auditor's Office (915) 546-2040

D. Approve and authorize the County Judge to sign the New Memorandum of Understanding with vendor, Thomas, Feldman & Wilshusen, L.L.P., Corporation Service Company (CSC), and Professional Document Systems, Inc. for e-filing and recording of documents for the County Clerk's Office. Reviewed by the County Attorney's Office (Contract 2016-0501). As per recommendation from the County Attorney's Office, this contract is to continue on automatic renewal.
Delia Briones, County Clerk, County Clerk's Office (915) 546-2071

E. PULLED FOR DISCUSSION BY COMMISSIONER PEREZ

Approve and authorize the appointment of Early Voting Judges and Alternate Judges for a one year term (beginning August 15, 2016 and ending July 31, 2017) and the supplemental list to the Election Day Precinct Judges and Alternate Judges for a one year term (beginning August 1, 2016 and ending July 31, 2017).
Lisa Wise, Elections Administrator, Elections Department (915) 546-2154

F. PULLED FOR DISCUSSION BY COMMISSIONER PEREZ

Approve and authorize the Early Voting Stations, Mobile Voting Stations and Election Day Polling Places. Early Voting will start on October 24, 2016 - November 4, 2016. Election Day is November 8, 2016.
Lisa Wise, Elections Administrator, Elections Department (915) 546-2154

G. Approve and authorize the County Judge to sign the Interlocal Agreement made and entered into by and between the County of El Paso and the El Paso County Juvenile Board, on behalf of the El Paso County Juvenile Probation Department, and Ector County, on behalf of the Ector County Juvenile Probation Department, under the authority and in accordance with the Interlocal Cooperation Act, as set out in Chapter 791, Texas Government Code. This agreement has been reviewed and approved as to form to by the County Attorney's Office (Contract No. 2016-0555).
Roger Martinez, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849- 2545

H. Approve and authorize the County Judge to sign the Case Management Services Agreement for the provision of short-term consulting services for JPD Clinical Unit. This Agreement shall be effective on August 15, 2016 and shall remain in effect until October 5, 2016 or extended thereafter month to month. This agreement has been reviewed and approved as to form to by the County Attorney's Office (Contract No. 2016-0534).
Roger Martinez, Chief Juvenile Probation Officer, Juvenile Probation Department (915) 849- 2545

I. Approve the Certificates of Plat Compliance (under Texas Local Government Code § 232.028(a), as provided on the attached listing.
Pat Aduato, Public Works Director, Public Works Department (915) 546-2015

J. Approve and authorize the transfer and removal of surplus assets from the respective departments to the Purchasing Department in compliance with Local Government Code 262.0011j. See attachment.
Jose Lopez, Jr., Interim Purchasing Agent, Purchasing Department (915) 546-2048

K. PULLED FOR DISCUSSION BY COUNTY ADMINISTRATION
(Postponed 7/25/16, 8/1/16) Quarterly Report from the Housing Authority
County Administration Department (915) 546-2215

MOTION: APPROVED

Motion made by Commissioner Leon
Seconded by Commissioner Perez

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

4. RESOLUTIONS

A. Approve and adopt a resolution recognizing the week of August 15th through August 19th, 2016 as "David L. Carrasco Job Corps Week" in El Paso County, Texas.

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

MOTION: APPROVED

Motion made by Commissioner Leon
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

B. Approve and adopt a resolution recognizing Veterans Mental Health Week and Emergence Health Network's El Paso Veterans One-Stop Center.

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

MOTION: APPROVED

Motion made by Commissioner Stout
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

C. Approve and adopt a resolution recognizing and welcoming home Vietnam Veterans after 50 years.

Andrew R. Haggerty, Commissioner, Precinct 4 (915) 546-2044

MOTION: APPROVED

Motion made by Commissioner Haggerty
Seconded by County Judge Escobar

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

ITEMS PULLED FROM CONSENT FOR DISCUSSION

Pulled for Discussion from Consent Agenda by Commissioner Perez

3E. Approve and authorize the appointment of Early Voting Judges and Alternate Judges for a one year term (beginning August 15, 2016 and ending July 31, 2017) and the supplemental list to the Election Day Precinct Judges and Alternate Judges for a one year term (beginning August 1, 2016 and ending July 31, 2017).

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

Pulled for Discussion from Consent Agenda by Commissioner Perez

3F. Approve and authorize the Early Voting Stations, Mobile Voting Stations and Election Day Polling Places. Early Voting will start on October 24, 2016 - November 4, 2016. Election Day is November 8, 2016.

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

MOTION: APPROVED, ITEMS # 3E AND 3F.

Motion made by Commissioner Perez
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

Pulled for Discussion from Consent Agenda by County Administration

3K. (Postponed 7/25/16, 8/1/16) Quarterly Report from the Housing Authority
County Administration Department (915) 546-2215

MOTION: APPROVED

Motion made by Commissioner Leon
Seconded by Commissioner Perez

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

5. PUBLIC COMMENT

NO ACTION

LITIGATION, JUSTICE, AND LAW ENFORCEMENT

6. Authorize the County Auditor's Office to issue a check in the amount of \$292,844.35 payable to Stewart Title Company. The money will pay for the purchase of 100.241 acres from The Board of Regents of the University of Texas System for conveyance to TxDOT for Phase II of the Aguilera International Highway (FM 3380) [2016-0423] and the Title Policy and related closing costs [2016-0424]. TxDOT and University Land Office will execute the closing statements and deed. Funds have been allocated for land acquisition in CPCAPITAL12.

Cygne Nemir, Assistant County Attorney, County Attorney's Office (915) 546-2050

MOTION: APPROVED

Motion made by Commissioner Perez
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

HEALTH AND SOCIAL SERVICES

7. Approve and authorize the County Judge to sign a Texas Veterans Commission General Assistance Grant Contract for \$100,000 to provide rental and utility assistance to 75 veterans, dependents of veterans and veterans' surviving spouses in our community for a term ending on June 30, 2017. (Contract Number 2016-0535)

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

MOTION: APPROVED

Motion made by Commissioner Stout
Seconded by Commissioner Haggerty

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

PUBLIC WORKS

8. Receive an update from the Sheriff's Office and Public Works Department on the Used Vehicle Exporting at the Tornillo/Guadalupe International Bridge; discuss and take appropriate action on any related policy or other issue as may be required to address the circumstances.

Pat Adatao, Public Works Director, Public Works Department (915) 546-2015

NO ACTION

PURCHASING

9. (Postponed 8/8/16) Approve and authorize the transfer and removal of surplus assets from the respective departments to the Purchasing Department in compliance with Local Government Code 262.0011j. See attachment.

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

MOTION: APPROVED, APPROVE THE TRANSFER OF PROPERTY FROM THE COUNTY CLERK'S OFFICE TO PURCHASING DEPARTMENT SURPLUS.

Motion made by Commissioner Haggerty
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

10. Approval of the selection of Aramark Correctional Services, LLC for Kitchen and Food Services for the County of El Paso, RFP 16-006. The necessary contract documents will be submitted to Commissioners Court at a later date for consideration and action. Approved by Purchasing on 08/08/2016.

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

MOTION: DELETED

Motion made by Commissioner Haggerty
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

11. Award of Bid #16-040 Purchase of One (1) Pothole Patcher, Trailer Mounted for the County of El Paso to Texas Patcher for the amount of \$61,500.00. Purchasing approved recommendation on 8/04/2016.

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

MOTION: APPROVED

Motion made by Commissioner Leon
Seconded by Commissioner Haggerty

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

BUDGET AND FINANCE

12. Pursuant to the Texas Local Government Code, § 152.013 (b), discuss and take action on the proposed annual salaries, expenses or allowances for elected County and precinct officers for the fiscal year beginning October 1, 2016. Any proposed salary or allowance increases will be published in a local newspaper of general circulation. These increases would take effect on October 1, 2016 upon the adoption of the County Budget.

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

MOTION: APPROVED, COUNTY CLERK, DISTRICT CLERK, TAX ASSESSOR-COLLECTOR AND JUSTICES OF THE PEACE REMAIN LEVEL BECAUSE IT IS KEEPING WITH THE STRATEGY TO MAINTAIN SEVENTY PERCENT OF MARKET FOR EVERYONE.

Motion made by County Judge Escobar
Seconded by Commissioner Perez

Members Voting Aye: Judge Escobar, Leon, Stout, Perez
Members Voting Nay: None
Members Abstaining: Haggerty

MOTION: APPROVED, PUBLISH NOTICE FOR ELECTED OFFICIALS AS AMENDED THIS MORNING.

Motion made by County Judge Escobar
Seconded by Commissioner Stout

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

13. Approve amendment No. 40 to the County of El Paso's 2015-2016 operating budget. This budgetary amendment will increase Capital Projects by \$6,200,000 thus increasing the overall budget of \$435,005,195.53 to \$441,205,195.53.

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

MOTION: APPROVED

Motion made by Commissioner Haggerty
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

14. RECESSED INTO EXECUTIVE SESSION AT 11:19 a.m.

A. Discuss findings regarding persons necessary in Executive Session.

County Attorney's Office (915) 546-2050

B. (Postponed 8/8/16) Discuss potential litigation regarding El Paso County Emergency Services Districts Nos. 1 and 2 pursuant to Texas Government Code Section 551.071.

Manuel Romero, Assistant County Attorney, County Attorney's Office (915) 546-2050

C. (Postponed 8/8/16) Discuss the pending claim submitted by Rosa Cohen; County Attorney's file number 0098-16-LC, pursuant to Texas Government Code Section 551.071.

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

D. (Postponed 8/8/16) Discuss the pending litigation regarding Rachel

G. Flores v. El Paso County, Texas, Cause Number 2015-DCV-3181; County Attorney's file number 0217-15-LD, pursuant to Texas Government Code Section 551.071.

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

E. Discuss pending litigation styled Armando Rojero v. El Paso County, Texas, et al., Cause No. 2015DCV4190, County Attorney's case number 0002-16-LD, pursuant to Texas Government Code Section 551.071.

Kevin McCary, Assistant County Attorney, County Attorney's Office (915) 546-2050

REGULAR SESSION RECONVENED AT 11:30 a.m.

15. (Postponed 8/8/16) Discuss and take appropriate action regarding potential litigation with El Paso County Emergency Services Districts Nos. 1 and 2.

Manuel Romero, Assistant County Attorney, County Attorney's Office (915) 546-2050

NO ACTION

16. (Postponed 8/8/16) Discuss and take appropriate action on the pending claim submitted by Rosa Cohen, County Attorney's file number 0098-16-LC.

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

MOTION: DENIED

Motion made by Commissioner Haggerty
Seconded by Commissioner Leon

Members Voting Aye: Judge Escobar, Leon, Stout, Perez, Haggerty
Members Voting Nay: None

MEETING ADJOURNED AT 11:31 a.m.

**EL PASO COUNTY
COMMISSIONERS COURT**

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Commissioner, Pct. 1

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Commissioner, Pct. 3



DAVID STOUT
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ANDREW R. HAGGERTY
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**COMMISSIONERS COURT REGULAR MEETING MINUTES
MONDAY, AUGUST 15, 2016**

MEETING ADJOURNED AT 11:31 a.m.

ATTEST:

DELIA BRIONES, COUNTY CLERK
EL PASO COUNTY, TEXAS

PATRICIA PIETZYK, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS

_____ DAY OF _____, 2016.

COUNTY JUDGE VERONICA ESCOBAR, PRESIDING