

**MONDAY, APRIL 19, 2010  
COMMISSIONERS COURT MET IN REGULAR MEETING  
AT 9:42 A.M.  
WITH THE FOLLOWING MEMBERS PRESENT**

**HON. ANTHONY COBOS, PRESIDING  
ANNA PEREZ,  
VERONICA ESCOBAR,  
WILLIE GANDARA,  
DANIEL R. HAGGERTY,**

**COUNTY JUDGE  
COMMISSIONER, PCT. # 1  
COMMISSIONER, PCT. # 2  
COMMISSIONER, PCT. # 3  
COMMISSIONER, PCT. # 4**

**CESAR O. NAVA, DEPUTY CLERK**

---

**MEETING CONVENED**

**APRIL 19, 2010**

**MOTION # 1**

On this day, Commissioners Court of El Paso County, Texas was called to order by the Deputy Clerk.

---

**PLEDGE OF ALLEGIANCE**

**APRIL 19, 2010**

**MOTION # 2**

On this day, Commissioners Court began with the Pledge of Allegiance.

---

**APPROVED – RESOLUTION DESIGNATING  
“GLOBAL YOUTH SERVICE DAY”**

**APRIL 19, 2010**

**MOTION # 3 (Item # 1)**

On this day, on motion of Commissioner Escobar, seconded by Judge Cobos, it is the order of the Court to adopt a resolution designating April 24, 2010 as "Global Youth Service Day" in El Paso County, Texas.

**VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty**

**NO - None**

---

**APPROVED – RESOLUTION DESIGNATING  
“NATIONAL VOLUNTEER WEEK” AND “NATIONAL REBUILD DAY”**

**APRIL 19, 2010**

**MOTION # 4 (Item # 2)**

On this day, on motion of Commissioner Gandara, seconded by Commissioner Escobar, it is the order of the Court to adopt a resolution designating the last week of April 2010 as "National Volunteer Week" and April 24, 2010 as "National Rebuild Day" in El Paso County, Texas.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar  
NOT PRESENT - Haggerty

NO – None

---

**APPROVED – RESOLUTION PROCLAIMING  
“CRIME VICTIMS’ RIGHTS WEEK”**

**APRIL 19, 2010**

**MOTION # 5 (Item # 3)**

On this day, on motion of Commissioner Escobar, seconded by Judge Cobos, it is the order of the Court to adopt a resolution proclaiming April 18-24, 2010 as "Crime Victims' Rights Week" in El Paso County, Texas.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO - None

---

**PRESENTATION – MISION POR LA GENTE/MISSION FOR THE PEOPLE AWARD**

**APRIL 19, 2010**

**MOTION # 6 (Item # 4)**

On this day, Commissioners Court received a presentation from Commissioner Gandara of the first Precinct 3 Mision Por La Gente Award / Mission for the People Award to Alicia Dominguez, Martha Gonzalez, Maria Luisa Ortiz, Altagracia Harris, and Martina "Tina" Silva for their community grassroots volunteer service to generate a constituent driven petition for support for the Montana Vista Sewer Project.

---

**PUBLIC COMMENT**

**APRIL 19, 2010**

**MOTION # 7 (Item # 5)**

On this day, the following persons appeared before Commissioners Court to offer public comment.

Commissioner Gandara recognized members of the El Paso Mission Trail Association, Inc., and read a resolution proclaiming "The First Thanksgiving".

Connie Vasquez, with the El Paso Mission Trail Association, Inc., regarding events and activities the Association is organizing.

Maya Sanchez, with the El Paso Mission Trail Association, Inc., introduced herself to the Court and spoke regarding events and activities the Association is organizing.

Salvador Gomez, concerned citizen, regarding Hotel Occupancy Tax funds and the Amigo Airsho.

Jose Anthony Gandara, concerned citizen, concerning the Mayoral Elections in Socorro.

---

**APPROVED – MOVE DISCUSSION OF LEASE AGREEMENT  
WITH ROSE LION PROPERTIES FOR THE JUSTICE COURT, PCT. 4  
TO EXECUTIVE SESSION**

**APRIL 19, 2010**

**MOTION # 8 (Item # 30)**

On this day, on motion of Commissioner Haggerty, seconded by Commissioner Perez, it is the order of the Court to move to executive session the discussion of the agenda item to approve and authorize County Judge to sign the lease agreement between the County of El Paso and Rose Lion Rental Lease 2010, pursuant to *Texas Government Code §551.072*.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO – None

---

**APPROVED – CONSENT AGENDA;  
POSTPONED – QUARTERLY REPORTS FROM  
OFFICE OF THE CONSTABLE, PCT. 6; OFFICE OF THE CONSTABLE, PCT. 1;  
AND SAN ELIZARIO GENEALOGY AND HISTORICAL SOCIETY**

**APRIL 19, 2010**

**MOTION # 9**

On this day, on motion of Commissioner Haggerty, seconded by Judge Cobos, it is the order of the Court to approve the following Consent Agenda items, and to postpone for one week the quarterly reports for the Office of the Constable, Pct. 6; the Office of the Constable, Pct. 1; and the San Elizario Genealogy and Historical Society.

6. Approval of the Minutes of the regular meeting of March 22, 2010 and the special meeting of February 17, 2010.

Submitted by: , County Clerk's Office

7. 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.

Submitted by: County Auditor Edward A. Dion, County Auditors Office

8. Approve amendment No. 22 to the 2009-2010 County of El Paso Operating Budget. This amendment will not increase the overall operating budget of \$273,157,881.

Submitted by: County Auditor Edward A. Dion, County Auditors Office

9. Approve Budget Reduction No. 2 to the 2009-2010 County of El Paso Operating Budget. This amendment will not increase the overall operating budget of \$273,157,881.

Submitted by: County Auditor Edward A. Dion, County Auditors Office

10. Pursuant to the Texas Local Government Code, Sections 114.023, 114.024, 114.025 and 114.026, please accept the interim financial report for the month ended March 2010. This report is located on the intranet

at:[www.epcounty.com/auditor/publications/default.htm](http://www.epcounty.com/auditor/publications/default.htm)

Submitted by: County Auditor Edward A. Dion, County Auditors Office

11. Request approval and/or authorization for the County Judge to sign the Texas Comptroller Leadership Circle. This is to recognize El Paso County as providing online financial transparency to the public. By providing clear, consistent picture of spending, in a user-friendly format, taxpayers can view the county's financial information.

Submitted by: County Auditor Edward A. Dion, County Auditors Office

12. Approve the Certificates of Plat Compliance (under Texas Local Government Code Section 232.028 (a), as provided on the attached listing.

Submitted by: Public Works Director Robert Rivera, P.E., County Road and Bridge

13. Approve and authorize the County Judge to sign the Grant Application/Resolution Form for the El Paso County Prosecutor's Advocacy Project Grant Application (VAWA - Grant #2411201) in the District Attorney's Office, for the period 04/01/2010 to 03/31/2011 in the applied amount of \$194,457.56 with no County Match, for a program total of \$194,457.56.

Submitted by: District Attorney Jaime Esparza, District Attorney's Office

15. Approve and authorize the County Judge to sign the attached Maintenance Agreement from Dahill, A Xerox Company. This maintenance agreement covers four courts for a year: 409th Dist. Court; County Criminal Courts at Law #3 & #4; and Juvenile Probation Court #1. Funds are available under COUNCIL-6301. The contract was reviewed by the County Attorney's office. Attached is their "County Legal Review form" which they approved on March 30, 2010. Your approval is greatly appreciated.

Submitted by: Office Manager Martha A. Banales, Council of Judges Adm.

16. Approve the committee's recommendation on Request #2010-028 to approve waiving the hiring freeze for two Office Specialist, Intermediate positions and one Court Clerk position for the County Clerk's Office to be filled as soon as the positions are vacant.

Submitted by: Human Resources Director Betsy C. Keller, SPHR, Human Resources

18. Approve and authorize the County Judge to sign a Community Partnership Memorandum of Understanding between the Center for Civic Engagement and El Paso County, acting through its Nutrition Program, to increase health communication skills and access for healthy aging practices.

Submitted by: Director Rosemary V. Neill, Family and Community Services

19. Approve and authorize the County Judge to sign a Temporary Advertising Services Agreement between El Paso County and Amigo Airsho, Inc. for \$75,000 for regional advertising from hotel occupancy tax (HOT) funds to support its fall event, October 2-3, 2010, at Biggs Army Airfield, Ft. Bliss, Texas.

Submitted by: Director Rosemary V. Neill, Family and Community Services

20. Approve and authorize the County Judge to execute Grant Amendment #5 State Project No. 51824F7097 PTN Grant Agreement No. RPT 0801(24)31 with the Texas Department of Transportation (TxDOT) which amends Grant Amendment #4 for the purchase of a bus for the County Rural Transit Program.

Submitted by: Director Rosemary V. Neill, Family and Community Services

21. Approve and authorize the County Judge to execute the necessary documents in compliance with USDA Rural Utilities Service application processing checklist for the Mayfair/Nuway and Schuman Water System Project.

Submitted by: Public Works Director Robert Rivera, P.E. , County Road and Bridge

22. Approve and authorize the County Purchasing Agent to solicit bids for (2) 2010 Ford Crown Victorias for Warrants. Specifications have been submitted to County Purchasing.

Submitted by: Sheriff Richard Wiles, El Paso County Sheriff's Office

23. Approve and authorize the County Purchasing Agent to solicit bids for Patrol Interior and Exterior Equipment for (2) 2010 Crown Victorias for Warrants. Specifications have been submitted to County Purchasing.

Submitted by: Sheriff Richard Wiles, El Paso County Sheriff's Office

24. Approve and authorize the transfer of abandoned property from the Sheriff's Office Evidence Room to the County Purchasing Agent for proper disposition as authorized by the Texas Code of Criminal Procedure Article 18.17(a).

Submitted by: Sheriff Richard Wiles, El Paso County Sheriff's Office

25. Approve and authorize to transfer unserviceable equipment for the Detention Facility to the County Purchasing Agent for disposal. All items have been approved by County Purchasing. Please see attachments.

Submitted by: Sheriff Richard Wiles, El Paso County Sheriff's Office

26. Approve and authorize to transfer unserviceable equipment for the Detention Facility to the County Purchasing Agent for disposal. All items have been approved by County Purchasing. Please see attachments.

Submitted by: Sheriff Richard Wiles, El Paso County Sheriff's Office

27. Approve and authorize to transfer unserviceable equipment for the Detention Facility to the County Purchasing Agent for disposal. All items have been approved by County Purchasing. Please see attachments.

Submitted by: Sheriff Richard Wiles, Sheriff's Office

## REPORTS

28. Accept the following quarterly reports:

c) Road and Bridge Department

Submitted by: Public Works Director Robert Rivera, P.E., County Road and Bridge

d) Department of Family and Community Services

Submitted by: Director Rosemary V. Neill, Family and Community Services

e) Project Arriba

Submitted by: Director Rosemary V. Neill, Family and Community Services

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO - None

**APPROVED – APPLICATION TO AUTOMOBILE BURGLARY  
THEFT PREVENTION AUTHORITY OF TEXAS FOR GRANT FUNDS**

**APRIL 19, 2010**

**MOTION # 10 (Item # 14)**

On this day, on motion of Judge Cobos, seconded by Commissioner Haggerty, it is the order of the Court to approve and authorize the County Tax Assessor-Collector to re-apply to the Automobile Burglary Theft Prevention Authority of Texas (ABTPA) for grant funds to assist in its enforcement efforts to stop Vehicle Registration Abuse and Insurance Fraud in El Paso County. Encourages the El Paso County Tax Assessor-Collector's to submit the grant application to the ABTPA for 161,177.00 to be used for staff and equipment to support the enforcement efforts of its Automobile Enforcement Task Force. A twenty percent (20%) County match is required. Authorize the County Judge to sign the grant application with the ABTPA and hereby acknowledges that this will result in a contractual obligation between El Paso County and the ABTPA. Corrected backup has been provided.

VOTE: YES – Judge Cobos, Gandara, Escobar, Haggerty

NO - Perez

---

**APPROVED – GRANT AGREEMENT WITH DEPARTMENT OF ENERGY  
FOR GEOTHERMAL PROJECT**

**APRIL 19, 2010**

**MOTION # 11 (Item # 17)**

On this day, on motion of Commissioner Escobar, seconded by Commissioner Gandara, it is the order of the Court to approve and authorize the County Judge to execute a Grant Agreement KK-10-146 (DE-EE0002827) with the U. S. Department of Energy (DOE) for a \$5,000,000 American Recovery and Reinvestment Act (ARRA) Grant Award for a Geothermal Project in cooperation with Fort Bliss.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO - None

---

**APPROVED – SALARY SUPPLEMENTS FOR EMPLOYEES OF  
PROBATE COURT NO. 1**

**APRIL 19, 2010**

**MOTION # 12 (Item # 29)**

On this day, on motion of Judge Cobos, seconded by Commissioner Haggerty, it is the order of the Court to approve the salary supplements for the following employees of the El Paso Statutory Probate Court No. 1 be paid out of the Probate Discretionary Account (PROBJUDSUP1): Court Coordinator, Liliana Jimenez; Court ReporterCarolynn Weber; Court Visitor Coordinator, Andrea Ramirez; Court Investigator, Daniel Chavez; Court Auditor Angela Brinkley and Court Clerk, Indira C. Rascon, through the end of the fiscal year only. There will be zero impact on county funds.

VOTE: YES – Judge Cobos, Perez, Escobar, Haggerty

NO - Gandara

---

**POSTPONED – 2010 SUMMER MUSIC FESTIVAL PARADE  
IN SAN ELIZARIO**

**APRIL 19, 2010**

**MOTION # 13 (Item # 31)**

On this day, on motion of Commissioner Gandara, seconded by Commissioner Escobar, it is the order of the Court to postpone for one week the agenda item to approve and authorize a parade on Saturday, July 17, 2010 from 1:00 pm to 3:00 pm to help celebrate the 2010 Summer Music Festival. The parade will begin on Socorro Rd. and Glorietta Rd. and will end at the San Elizario Mission.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO - None

---

**APPROVED - JUROR SERVICE PAY DONATION POLICY**

**APRIL 19, 2010**

**MOTION # 14 (Item # 32)**

On this day, on motion of Commissioner Haggerty, seconded by Judge Cobos, it is the order of the Court to retain the current list of organizations on the juror donation list as outlined in page 4 of the backup through September 30, 2010. Further, it is the order of the Court to adopt Option # 1 for the new fiscal year beginning October 1, 2010 to allow only those agencies outlined in page 5 of the backup.

VOTE: YES – Judge Cobos, Perez, Escobar, Haggerty  
NOT PRESENT - Gandara

NO – None

---

**APPROVED – 2010 SALARY GRIEVANCE COMMITTEE MEMBERS SELECTED**

**APRIL 19, 2010**

**MOTION # 15 (Item 33)**

On this day, on motion of Judge Cobos, seconded by Commissioner Haggerty, it is the order of the Court that the following persons selected serve as members or alternates on the 2010 Salary Grievance Committee, pursuant to *Local Government Code §152.015*.

Omar A. Alamos  
Eric J. Amador  
Diego A. Anchondo  
Carlos Arias  
Michael L. Arsenault  
Joanne Austin  
Emilia Beard  
Bjorn P. Boentges  
Ryan A. Brooker  
Maria D. Cabral  
Nancy P. Carmona  
Jose A. Castro

Marina Alvarez  
Romeo Anchieta  
Jennifer L. Aranas  
Donna Arredondo  
Sarah G. Aukland  
Alfredo B. Barraza  
Nancy Blankenship  
Nathan H. Bolden, II  
Carlos M. Bueno  
Linda Cammon  
Joaquin A. Castillo  
Leanne G. Cleaveland



Gloria M. Contreras  
Irma V. Diaz  
Alma D. Echeverri  
Teresa Enriquez  
Ruth A. Fierro-Glover  
Eduardo C. Flores  
Judith Gallegos  
Julio A. Garcia  
Maria G Garrison  
Edward Gonzalez  
Spencer T. Hanley  
Claudia I. Hernandez  
Rebekah V. Hernandez  
Patricia R. Hicks  
Christi A. Hunter  
Susan Jeans  
Miguel Jimenez  
Jerrie D. Kirksey-Brown  
Jose Lara  
Jacqueline A. Lawson  
John F. Lehning  
Rene F. Licon  
Veronica A. Lopez  
Michael A. Lugo  
Fidencio Luna, Jr.  
Stephanie A. Madrid  
Cassandra Martinez  
Donald R. Mehl  
Patricia Mendiola  
Rose M. Miranda  
Sonia R. Moncivais  
Pedro E. Napoles  
Christina C. Nemenzo  
Jo A. Nevarez  
Guadalupe D. Nieto  
Dora C. Ochoa  
Maria S. Ornelas  
Norma M. Padilla  
Rosa V. Parga  
Albert Perales  
Daniel M. Rader  
Benjamin Reyes  
Ida Reyna  
Joseph F. Richie  
Rosalia Rios  
Leonel G. Rodarte

Guillermina H. Cruz  
Alfonso Duran, Jr.  
Dagoberto Enriquez  
Patricia A. Estala  
Jerome T. Flood  
Gloria J. Frontierro  
Graciela Garcia  
Robert Garcia  
Sixto G. Gomez  
Xavier Gonzales  
Ona A. Hansen  
Jesse A. Hernandez  
Marry M. Herrald  
James W. Howie  
Maria T. Hurtado-Sierra  
Francisco Jimenez, Jr.  
Audrey Karol  
James R. Koschmann  
Jacqueline N. Lasher  
Maria M. Legarretta  
Agustin R. Ley  
Esmeralda Lopez  
Manuel G. Luevano, Jr.  
Christina Luna  
Raul D. Luna  
Victor A. Mancera  
Stefanie McFelt-Williams  
Teresa Mendoza  
Christina M. Miles  
Vernice A. Monarez  
Marie L. Munson  
Ashley G. Nauer  
Gabriel R. Nevarez  
Miguel A. Nevarez  
Isidoro Nunez  
Maria C. Ordonez  
Jesus Ortiz  
Ramon L. Padilla  
Mary E. Parquette  
Barbara H. Pugh  
Maribel Ramirez  
Jose Reyes  
Richard M. Rhodes  
Mariana Rico  
Crystal L. Rivera  
Francisco L. Rodriguez

Idali Rodriguez  
Esteban Robles  
Myra A. Saenz  
Josefina C. Salazar  
Juan A. Sanchez  
Maria I. Serna  
Irma E. Silva  
Garry D. Simmons  
Vicente Solis  
Kalpagam R. Srinivasan  
Lynda M. Stevens  
Rudy Tapia  
Bonnie L. Thomas  
Gloria E. Torrez  
Carol M. Viescas  
Tieoni H. Washington  
Sandra L. Zamarripa

Ruben Rodriguez  
Aurora G. Ruedas  
Michael Sainz  
Michael P. Salazar  
Maria T. Sanchez  
Laraine N. Shuff  
Elizabeth S. Simanikas  
Shawn L. Smith  
Christopher Soto  
Michael L. Stedt  
Maribel C. Tapia  
Crystal A. Terrazas  
Ben Torres  
Rebecca J. Trout  
Robert L. Vigil  
Kurt L. Wilder  
Julio A. Zenteno

VOTE: YES – Judge Cobos, Gandara, Haggerty  
NOT PRESENT – Perez, Escobar

NO – None

---

**BID AWARDED – RE-BID TRANSPORTATION OF THE DECEASED  
FOR THE OFFICE OF THE MEDICAL EXAMINER**

**APRIL 19, 2010**

**MOTION # 16 (Item # 34)**

On this day, on motion of Judge Cobos, seconded by Commissioner Haggerty, it is the order of the Court to award Bid No. 10-017, Re-bid Transportation of the Deceased for the Office of the Medical Examiner, to Elite Medical Transport of Texas.

VOTE: YES – Judge Cobos, Gandara, Haggerty  
NOT PRESENT – Perez, Escobar

NO – None

---

**POSTPONED – AFFIDAVIT OF EL PASO COUNTY  
ENFORCEMENT OF TEXAS STATE MODEL SUBDIVISION RULES**

**APRIL 19, 2010**

**MOTION # 17 (Addendum # 1)**

On this day, on motion of Judge Cobos, seconded by Commissioner Gandara, it is the order of the Court to postpone for one week the agenda item to approve and authorize the County Judge to Execute the Affidavit of El Paso County Enforcement of Texas State Model Subdivision Rules.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO - None

**APPROVED – POLICY FOR UTILIZATION  
OF COUNTY ADMINISTRATOR E-MAIL COMMUNICATIONS**

**APRIL 19, 2010**

**MOTION # 18 (Addendum # 2)**

On this day, on motion of Commissioner Haggerty, seconded by Commissioner Perez, it is the order of the Court to authorize all Elected Officials and Department Heads the use of the administrator e-mail at their discretion for essential County communications, and to allow the distribution of items that have received Commissioners Court approval.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO - None

---

**RECONSIDERED - SALARY SUPPLEMENTS FOR EMPLOYEES OF  
PROBATE COURT NO. 1**

**APRIL 19, 2010**

**MOTION # 19 (Item # 29)**

On this day, on motion of Commissioner Haggerty, seconded by Commissioner Escobar, it is the order of the Court to reconsider the agenda item requesting the salary supplements for the following employees of the El Paso Statutory Probate Court No. 1 be paid out of my portion of the Probate Discretionary Account (PROBJUDSUP1): Court Coordinator, Liliana Jimenez; Court Bailiff, Enrique Gutierrez; Court Reporter Carolyn Weber; Court Visitor Coordinator, Andrea Ramirez; Court Investigator, Daniel Chavez; Court Auditor Angela Brinkley and Court Clerk, Indira C. Rascon. There will be zero impact on county funds. Thank you for your assistance in this matter. Judge Yvonne Rodriguez, Probate Court 1.

VOTE: YES – Judge Cobos, Gandara, Perez, Escobar, Haggerty

NO - None

---

**DENIED - SALARY SUPPLEMENTS FOR EMPLOYEES OF  
PROBATE COURT NO. 1**

**APRIL 19, 2010**

**MOTION # 20 (Item # 29)**

On this day, on motion of Commissioner Perez, seconded by Commissioner Escobar, it is the order of the Court to deny the request for the salary supplements for the following employees of the El Paso Statutory Probate Court No. 1 be paid out of the Probate Discretionary Account (PROBJUDSUP1): Court Coordinator, Liliana Jimenez; Court Reporter Carolyn Weber; Court Visitor Coordinator, Andrea Ramirez; Court Investigator, Daniel Chavez; Court Auditor Angela Brinkley and Court Clerk, Indira C. Rascon, through the end of the fiscal year only. There will be zero impact on county funds.

VOTE: YES – Gandara, Perez, Escobar

NO – Judge Cobos, Haggerty

---

## EXECUTIVE SESSION

**APRIL 19, 2010**

**MOTION # 21 (Item # 30, 35)**

On this day, the Deputy Clerk announced that Commissioners Court would recess into executive session to discuss the following items, pursuant to *Texas Government Code §551*. The Court would reconvene to take official action.

30. Approve and authorize County Judge to sign the lease agreement between the County of El Paso and Rose Lion Rental Lease 2010, pursuant to Texas Government Code §551.072.

Submitted by: Justice of the Peace, Pct. 4 Rosalio Munoz, Jr. , JP4

35a) Discuss the Property acquisition for the Guadalupe/Tornillo Port of Entry, pursuant to Texas Government Code §551.072.

Submitted by: , County Clerk's Office

35b) Discuss subrogation claim regarding John D. Stout; County Attorney No. PC-10-007; pursuant to Texas Government Code Section 551.071.

Submitted by: Assistant County Attorney Janet Monteros, County Attorney's Office

35c) Discuss subrogation claim regarding Joseph Rodriguez; County Attorney No. PC-10-006; pursuant to Texas Government Code Section 551.071.

Submitted by: Assistant County Attorney Janet I. Monteros, County Attorney's Office

35d) Discuss the pending litigation in Cause No. EP-09-CV-0119-KC, entitled County of El Paso, Texas vs. Luther Jones, et al., County Attorney PL-08-001, pursuant to Texas Government Code Section 551.071.

Submitted by: Assistant County Attorney Manuel Romero, County Attorney's Office

35e) Discuss the pending litigation regarding El Paso County vs. Western Playland, Inc.; Cause No. 2007-3379, County Attorney No.: PL-07-007; pursuant to Texas Government Code Section 551.071.

Submitted by: Assistant County Attorney Michael R. Wyatt, County Attorneys Office

The Court recessed at 12:57 p.m.

---

## MEETING RECONVENED

**APRIL 19, 2010**

**MOTION # 22**

On this day, Commissioners Court reconvened into regular open session following executive session at 1:56 p.m.

---

---

COUNTY JUDGE COBOS AND COMMISSIONER GANDARA WERE ABSENT  
FROM THIS POINT THROUGH THE REMAINDER OF THE MEETING

---

**RECONSIDERED - SALARY SUPPLEMENTS FOR EMPLOYEES OF  
PROBATE COURT NO. 1**

**APRIL 19, 2010**

**MOTION # 23 (Item # 29)**

On this day, on motion of Commissioner Haggerty, seconded by Commissioner Escobar, it is the order of the Court to reconsider the agenda item requesting the salary supplements for the following employees of the El Paso Statutory Probate Court No. 1 be paid out of my portion of the Probate Discretionary Account (PROBJUDSUP1): Court Coordinator, Liliana Jimenez; Court Bailiff, Enrique Gutierrez; Court Reporter Carolynn Weber; Court Visitor Coordinator, Andrea Ramirez; Court Investigator, Daniel Chavez; Court Auditor Angela Brinkley and Court Clerk, Indira C. Rascon. There will be zero impact on county funds. Thank you for your assistance in this matter. Judge Yvonne Rodriguez, Probate Court 1.

VOTE: YES – Perez, Escobar, Haggerty

NO - None

---

**APPROVED – SALARY SUPPLEMENTS FOR EMPLOYEES OF  
PROBATE COURT NO. 1**

**APRIL 19, 2010**

**MOTION # 24 (Item # 29)**

On this day, on motion of Commissioner Haggerty, seconded by Commissioner Escobar, it is the order of the Court to approve the salary supplements for the following employees of the El Paso Statutory Probate Court No. 1 be paid out of the Probate Discretionary Account (PROBJUDSUP1): Court Coordinator, Liliana Jimenez; Court Reporter Carolynn Weber; Court Visitor Coordinator, Andrea Ramirez; Court Investigator, Daniel Chavez; and Court Auditor Angela Brinkley, through the end of the fiscal year only. There will be zero impact on county funds.

VOTE: YES – Escobar, Haggerty

NO - Perez

---

**POSTPONED - LEASE AGREEMENT WITH ROSE LION PROPERTIES  
FOR THE JUSTICE COURT, PCT. 4**

**APRIL 19, 2010**

**MOTION # 25 (Item # 30)**

On this day, on motion of Commissioner Escobar, seconded by Commissioner Haggerty, it is the order of the Court to postpone for one week the agenda item to approve and authorize County Judge to sign the lease agreement between the County of El Paso and Rose Lion Rental Lease 2010.

VOTE: YES – Perez, Escobar, Haggerty

NO - None

---

**DELETED – EXECUTIVE SESSION AND REGULAR AGENDA ITEMS**

**APRIL 19, 2010**

**MOTION # 26 (Item # 35b, 36)**

On this day, on motion of Commissioner Haggerty, seconded by Commissioner Escobar, it is the order of the Court to delete the following executive session and related regular session agenda items.

35b) Discuss subrogation claim regarding John D. Stout; County Attorney No. PC-10-007; pursuant to Texas Government Code Section 551.071.

Submitted by: Assistant County Attorney Janet Monteros, County Attorney's Office

36. Accept payment in the amount of \$1,030.53 in settlement of the subrogation claim regarding John D. Stout; County Attorney No. PC-10-007.

Submitted by: Assistant County Attorney Janet Monteros, County Attorney's Office

VOTE: YES – Perez, Escobar, Haggerty

NO - None

---

**APPROVED – SETTLEMENT AGREEMENT REGARDING  
JOSEPH RODRIGUEZ; CA NO. PC-10-006**

**APRIL 19, 2010**

**MOTION # 27 (Item # 37)**

On this day, on motion of Commissioner Haggerty, seconded by Commissioner Escobar, it is the order of the Court to accept payment in the amount of \$2,524.63 in settlement of the subrogation claim regarding Joseph Rodriguez; County Attorney No. PC-10-006.

VOTE: YES – Perez, Escobar, Haggerty

NO - None

---

**NO ACTION – EL PASO COUNTY VS. WESTERN PLAYLAND INC.  
CAUSE NO. 2007-3379, CA NO. PL-07-007**

**APRIL 19, 2010**

**MOTION # 28 (Item # 38)**

On this day, Commissioners Court took no formal action on the agenda item to discuss and take appropriate action regarding El Paso County vs. Western Playland, Inc., Cause No. 2007-3379, County Attorney No: PL-07-007.

**NO ACTION**

---

**MEETING ADJOURNED**

**APRIL 19, 2010**

**MOTION # 29**

On this day, there being no further business to discuss, the meeting was adjourned at 2:36 p.m.

---

MEETING ADJOURNED - SINE DIE

ATTEST:

DELIA BRIONES, COUNTY CLERK  
EL PASO COUNTY, TEXAS

\_\_\_\_\_  
CESAR O. NAVA, DEPUTY CLERK

EXAMINED AND APPROVED BY ME THIS:

\_\_\_\_\_ DAY OF \_\_\_\_\_, 2010.

\_\_\_\_\_  
COUNTY JUDGE ANTHONY COBOS, PRESIDING