



P.O. Box 683
Clint, Texas 79836

Phone (915) 851-0304 • Fax (915) 851-9000

MINUTES OF A SPECIAL MEETING

Date: Wednesday, April 25, 2018

Time: 6:00 PM

Place: El Paso County Emergency Services District #2 – Board Room
100 S. San Elizario Rd., Suite N
Clint, Texas 79836

Posted: Friday, April 20, 2018

All matters listed on this agenda may be discussed in executive session at the option of the El Paso County Emergency Services District #2 Commissioners following verbal announcement if an appropriate exception to the open meeting requirement of the Texas Open Meetings Act is applicable.

1. Call meeting to order.
Meeting was called to order by Mariana Navarrete at 6:00 P.M.

Pledge of Allegiance

2. Establishment of Quorum
Present was President Adrian Santana, Vice President Michael Diaz, Secretary Jacqueline Butler, Commissioner Michael Barnes. Absent was Treasurer Rick Avalos.
3. Public comments, must notify the board to speak on certain agenda items.
(5 minutes) Sign-in sheet provided.

Consent Agenda

4. Discuss and approve the minutes of the regular meeting held on March 21, 2018.
5. Discuss and take action on the financial report by Mariana Navarrete.
 - a. Report on the bank balances.
Money market, operation account, inspection account
 - Bank reconciliations
 - Check registers attached



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- Department profit & loss budget vs. actual

b. Approve for payment of the monthly bills and the request for reimbursement.

Motion: APPROVED

Motioned by Adrian Santana

Seconded by Mike Barnes

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

Regular Agenda

6. Discuss and approve the pension report for the 502's, 503's, 504's and retirement.

Submitted By: Boyd Smith, Pension Chair

Motion: APPROVED

Motioned by Mike Diaz

Seconded by Adrian Santana

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

7. Discuss and provide updates on the First Responder Organization (FRO).

Submitted By: Ray Trevizo, FRO Administrator

No Motion Needed, Informational Purposes Only

8. Discuss Communications Manager report/information.

Submitted By: Bill Adler, Communications Manager

No Motion Needed, Informational Purposes Only

9. Discuss and take action on use of department P.O. Box for collection of private mail.

Submitted By: Mariana Navarrete, District Administrator

Motion: POSTPONED for thirty (30) days if not rectified.

Motioned by Jaqueline Butler

Seconded by Mike Barnes

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos



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10. Discuss and approve the removal of communication manager position.

Submitted By: Adrian Santana, President

Motion: DELETE

Motioned by Mike Barnes

Seconded by Jaqueline Butler

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

11. Discuss and approve to discontinue past purchase practices of equipment by individual Fire Departments.

Submitted By: Adrian Santana, President

Motion: DELETE

Motioned by Mike Barnes

Seconded by Adrian Santana

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

12. Discuss and approve the sale of "reserve units" at individual Fire Departments that have not been utilized sufficiently for the past year.

Submitted By: Adrian Santana, President

Motion: APPROVE to remove four (4) units; 1998 E-1 / Fabens, 1996 E-1, 2002 E-1 / San Elizario, 1996 Peterbuilt / Socorro

Motioned by Jaqueline Butler

Seconded by Adrian Santana

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

13. Discuss and approve the consolidation of bunker gear distribution. One or two manufacturer's for the entire district with last name and department name attachments.

Submitted By: Adrian Santana, President

No Motion Needed, Informational Purposes Only

14. Consider and take action on proposed Interlocal Agreement to provide Fire and Emergency Services to the Tigua Reservation.

Submitted By: Richard Contreras, Legal

Motion: POSTPONED

Motioned by Mike Diaz

Seconded by Mike Barnes

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos



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15. Consider and take action on Resolution Adopting Regulations Affecting the Outside Storage of Combustible Material and Penalties for Violations of Same.

Submitted By: Richard Contreras, Legal

Motion: POSTPONED

Motioned by Jaqueline Butler

Seconded by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

16. Consider and take action on pending FRO Agreement.

Submitted By: Richard Contreras, Legal

Motion: DELETE

Motioned by Adrian Santana

Seconded by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

17. Consider and take action regarding spending authority pursuant to Chapter 775.073 of the THSC.

Submitted By: Richard Contreras, Legal

Motion: APPROVED to allow the purchase within the two thousand dollar (\$2,000) limit.

Motioned by Mike Diaz

Seconded by Adrian Santana

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

18. Consider and take action on limitations on communications between the general public and legal counsel regarding District concerns.

Submitted By: Richard Contreras, Legal

Motion: DELETE

Motioned by Jaqueline Butler

Seconded by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos



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19. Discuss and schedule workshop with Commissioners and HR regarding the District's chain of command (organizational structure), as well as, job duties and responsibilities for the District Administrator and Chief.

Submitted By: Tommy Cano, Human Resources

Motion: APPROVED for a workshop on a Special Meeting, Monday, April 30, 2018 at 6 p.m.

Motioned by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Seconded by Adrian Santana

Members Voting Nay: None

Members Not Present: Avalos

20. Discuss and take action on legal counsels responsibilities and duties to the ESD Board and employees.

Submitted By: Mike Diaz, Commissioner

Motion: DELETE

Motioned by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Seconded by Jaqueline Butler

Members Voting Nay: None

Members Not Present: Avalos

21. Discuss and take action on the bid for the construction at West Valley Fire Department.

Submitted By: Roger Esparza, Fire Marshal Department

Motion: APPROVED to re-bid for construction at West Valley Fire Department.

Motioned by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Seconded by Adrian Santana

Members Voting Nay: None

Members Not Present: Avalos

22. Discuss and take action on the purchase of a freezer and a refrigerator for the San Elizario fire station.

Submitted By: Roger Esparza, Fire Marshal

Motion: APPROVED for the purchase of both refrigerator and freezer at up to three thousand dollars (\$3,000).

Motioned by Mike Barnes

Members Voting Aye: Diaz, Santana, Barnes, Butler

Seconded by Mike Diaz

Members Voting Nay: None

Members Not Present: Avalos



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23. Discuss and take action on the purchase of class A foam for Socorro, Clint, Fabens.
Submitted By: Roger Esparza, Fire Marshal
Motion: APPROVED to purchase Chem-attack foam from DACO at the price of one hundred nine dollars (\$109).
Motioned by Jaqueline Butler
Seconded by Mike Diaz
Members Voting Aye: Diaz, Santana, Barnes, Butler
Members Voting Nay: None
Members Not Present: Avalos
24. Discuss and take action on the ESD holiday schedule to match El Paso County.
Submitted By: Roger Esparza, Fire Marshal
Motion: APPROVED
Motioned by Jaqueline Butler
Seconded by Mike Diaz
Members Voting Aye: Diaz, Santana, Barnes, Butler
Members Voting Nay: None
Members Not Present: Avalos
25. Discuss and take action on the purchase of equipment for the new pumper.
Submitted By: Roger Esparza, Fire Marshal
Motion: APPROVED for the purchase of equipment that is needed.
Motioned by Adrian Santana
Seconded by Jaqueline Butler
Members Voting Aye: Diaz, Santana, Barnes, Butler
Members Voting Nay: None
Members Not Present: Avalos
26. Discuss and take action on the sale of a 1996 E-one to the Tigua Fire Department.
Submitted By: Roger Esparza, Fire Marshal
Motion: APPROVED for the sale of 1996 E-One to the Tigua Fire Department for the amount of \$10,000.00
Motioned by Mike Diaz
Seconded by Adrian Santana
Members Voting Aye: Diaz, Santana, Barnes, Butler
Members Voting Nay: None
Members Not Present: Avalos
27. Discuss and take action on approval of burn building inspections.
Submitted By: Adrian Santana
Motion: APPROVED for one thousand seven hundred fifty dollars (\$1,750) per burn building inspection.
Motioned by Mike Diaz
Seconded by Jaqueline Butler
Members Voting Aye: Diaz, Santana, Barnes, Butler
Members Voting Nay: None
Members Not Present: Avalos



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Executive Session

The El Paso County ESD #2 is now entering into a closed meeting, pursuant to the Texas Government code section 551.071; to consult with the District Attorney concerning all matters identified in the agenda. Where the board members seek the advice of their attorney as privileged communications. The date is April 25, 2018 and the time: 7:40 P.M.

28. Discussion on pending Declaratory Judgment lawsuit vs the County of El Paso.

Submitted By: Richard Contreras, Legal

29. Discussion on legal counsel for ESD 2.

Submitted By: Jacqueline Butler, Commissioner

30. Discuss and review the contract between the district and legal counsel.

Submitted By: Mike Diaz, Commissioner

31. Discuss and take action on the pending litigation with El Paso County.

Submitted By: Mike Diaz, Commissioner

32. Discuss with legal on all pending annexations.

Submitted By: Mike Diaz, Commissioner

The El Paso County ESD #2 Board has completed its closed meeting.

The date is **April 25, 2018** and the time is: **8:52 P.M.**

The El Paso County ESD #2 board has reconvened into regular session.



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Regular Session

33. Consider and take action on pending Declaratory Judgment lawsuit vs the County of El Paso.

Submitted By: Richard Contreras, Legal

Motion: DELETE

Motioned by Jaqueline Butler

Seconded by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

34. Consider and take action on legal counsel for ESD 2.

Submitted By: Jacqueline Butler, Commissioner

Motion: We the board accept the voluntarily resignation of legal counsel and recommendation of Human Resources for billing purposes, all communication shall cease.

Motioned by Mike Diaz

Seconded by Adrian Santana

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

35. Consider and take action on the contract between the district and legal counsel.

Submitted By: Mike Diaz, Commissioner

Motion: DELETE

Motioned by Jaqueline Butler

Seconded by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

36. Consider and take action on the pending litigation with El Paso County.

Submitted By: Mike Diaz, Commissioner

Motion: DELETE

Motioned by Jaqueline Butler

Seconded by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

37. Consider and take action on all pending annexations.

Submitted By: Mike Diaz, Commissioner

Motion: DELETE

Motioned by Jaqueline Butler

Seconded by Mike Diaz

Members Voting Aye: Diaz, Santana, Barnes, Butler

Members Voting Nay: None

Members Not Present: Avalos

38. Discuss and approve the next meeting to take place on May 16, 2018 at 6:00 P.M.

Submitted By: Mariana Navarrete, District Administrator

Adjournment.



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