

**PRESIDIO COUNTY COMMISSIONERS COURT  
NOTICE OF REGULAR MEETING**

The Presidio County Commissioners Court will meet on

**WEDNESDAY May 8<sup>th</sup> 2024, at 8:30 a.m.**

at the PRESIDIO COUNTY JUDGES OFFICE 300 N Highland Ave,  
Marfa, Texas 79843

**While Presidio County Commissioners Court offers hybrid meetings for the convenience of the public, it is not a requirement. This is a privilege that we make available for the convenience of those who wish to attend and cannot do so in person. There may be times when technology fails, but the meetings will continue as planned, due to the need to conduct the business of the County. If you are unable to log in for any reason or if we are unable to start the meeting virtually, you will need to make alternate plans and attend the meeting at the physical location.**

Participants can join the meeting using this link via computer or mobile device:

**Join Zoom Meeting**

**<https://us02web.zoom.us/j/83518199900>**

**Meeting ID: 835 1819 9900**

**Passcode: 987654**

**Or**

**Join by phone dial: 346-248-7799**

Questions regarding the agenda should be directed to the Presidio County Commissioner's Court Support at (432)729-4452. The agenda is available on the County's website (<http://www.presidio-county.org>) Click on the Public Notices Calendar."

## COUNTY JUDGE

1. Establish Quorum

**Present:**       **Jose “Joe” Portillo, Presidio County Judge - Present**  
**Brenda Bentley, Commissioner Pct 1 - Present**  
**Margarito Hernandez, Commissioner Pct 2 - Present**  
**Jose Cabezuela, Commissioner Pct 3 - Via Zoom**  
**David Beebe, Commissioner Pct 4 - Present**

2. Pledge of Allegiance to the U.S. Flag  
**Judge Portillo**

3. Public comments.

We look forward to hearing from the citizens of Presidio County. If you wish to share any thoughts and/or concerns during the Public Comment portion of the meeting, you must sign in with the Judge's Assistant before the meeting is called to order. Public Comments are limited to 5 minutes per person. The Presidio County Clerk will be responsible for keeping time and announce a one-minute remainder of time.

**No Public Comments**

**\*\*\*Break into execute session @ 8:35 am \*\*\***

**\*\*\*Reconvene into open session @ 8:50 am and return to Routine Agenda Items\*\*\***

## **AGENDA**

### COMMISSIONERS COURT ROUTINE AGENDA ITEMS

4. Consider and take action to approve Budget Amendments and/or Line-Item Transfers.

**Commissioner Bentley makes a motion that Presidio County Commissioners Court confirm that the Assistant County Auditor’s certification of available funds, and due to unforeseen circumstances, hereby declare and approve an emergency purchase for the repair for the Sheriff’s Office vehicle and increase the FY24 expenditure budget in accordance with the attached budget amendment form. Commissioner Cabezuela seconds motion. Motion carries.**

**Commissioner Bentley makes a motion that the Presidio County Commissioners Court confirm the Assistant County Auditor’s certification of unanticipated revenue in the amount of \$2,200.00, and increase the Fiscal Year 2024 revenue and expenditure budgets in the same amounts in accordance with the attached budget amendment form. Commissioner Beebe seconds motion. Motion carries.**

**Commissioner Bentley makes a motion that Presidio County Commissioners Court confirm that the Assistant County Auditor’s certification of available funds, and due to unforeseen circumstances, hereby increase the Records Management Fund revenue and expenditure budgets by \$20,095.83 each in accordance with the attached budget amendment form. Commissioner Cabezuela seconds motion. Motion carries.**

**Commissioner Bentley makes a motion that Presidio County Commissioners Court confirm that the Assistant County Auditor's certification of available funds, and due to unforeseen circumstances, hereby increase the Archives Fund revenue and expenditure budgets by \$28,000 each in accordance with the attached budget amendment form. Commissioner Cabezuela seconds motion. Motion carries.**

**Commissioner Beebe makes a motion to approve Line-Item Transfer as presented. Commissioner Hernandez seconds motion. Motion carries.**

5. Consider and take action to approve the Auditors Monthly Report.  
**No reports.**
6. Consider and take action to approve the Treasurer's List of Claims and Bills.  
**Bills in the amount of \$270,885.62, that includes the Blazer for the Sheriff in the amount of \$49,802.85. Payroll for April 12, \$126,864.64. Payroll April 26, \$120,795.66.**  
**Commissioner Bentley makes a motion to approve the Treasurer's List of Claims and Bills. Commissioner Cabezuela seconds motion. Motion carries.**
7. Consider and take action to approve the Treasurer's Monthly Report.  
**Commissioner Bentley makes a motion to approve the Treasurer's Monthly Report. Commissioner Cabezuela seconds motion. Motion carries.**
8. Consider and take action to approve the Monthly Statement of Balances Report.  
**Commissioner Beebe makes a motion to approve the Monthly Statements reports as presented. Judge Portillo seconds motion. Motion carries.**
9. Consider and take action to approve previous Commissioners Court Minutes.  
**Commissioner Bentley makes a motion to approve previous Commissioners Court minutes. Commissioner Cabezuela seconds motion. Motion carries.**

## **COMMISSIONERS COURT REGULAR AGENDA**

### **Item brought by Jose Portillo Presidio County Judge**

10. Break into Executive Session to discuss Cause No. 8199 Maurial, et al v. Baxter, et al v. Presidio County
11. Reconvene into Open Session to discuss Cause No. 8199 Maurial, et al v. Baxter, et al v. Presidio County.  
**Commissioner Beebe makes a motion to take no action. Judge Portillo seconds motion. Motion carries.**

### **Item brought by Danny Dominguez, Presidio County Sheriff**

12. Discussion with action to select Mark Hannan as contractor/vendor for countywide Presidio County Cyber Mitigation Program Grant #5227801.  
**Commissioner Beebe makes a motion to select Mark Hannan as contractor/vendor for countywide Presidio County Cyber Mitigation Program Grant #5227801. Commissioner Hernandez seconds motion. Motion carries.**

Item brought by Trey Gerfers, Presidio County UWCD General Manager

13. Discussion with action to amend professional engineering services agreement with Brock & Bustillos for EDAP project.

**Commissioner Beebe makes a motion to amend the professional engineering services agreement with Brock & Bustillos for the EDAP project. Judge Portillo seconds motion. Motion carries.**

Items brought by Gabriela Fierro, Account Executive with McKinstry

14. Discussion with possible action to authorize the grant of a preservation easement to the Texas Historical Commission in relation to the Round XIII THC Courthouse Preservation Program: Emergency Grant Funds.

**Commissioner Beebe makes a motion to table Item #14, go to Item #15 and then come back to Item #14 after number #15 has been voted on. Commissioner Bentley seconds motion. Motion carries.**

**Commissioner Beebe makes a motion to authorize the grant of a preservation easement to the Texas Historical Commission in relation to the Round XIII THC Courthouse Preservation Program, Emergency grant funds in perpetuity. Commissioner Bentley seconds motion. Motion carries.**

15. Discussion with action to approve the terms and conditions for the contract with McKinstry for \$45,000 for Grant Development Services for the Texas Historical Commission Courthouse Preservation Emergency Funds.

**Commissioner Beebe makes a motion to approve the terms and conditions for the contract with McKinstry for \$45,000 for Grant Development Services for the Texas Historical Commission Courthouse Preservation Emergency Funds. Judge Portillo seconds motion. Motion carries.**

Items brought by Frances Garcia, Presidio County Treasurer

16. Discussion with action to approve an Interlocal Cooperation Contract (ICC) for the Failure to Appear (FTA) Program between Presidio County and the Texas Department of Public Safety, an agency of the state.

**Commissioner Beebe makes a motion to approve an Interlocal Cooperation Contract (ICC) for the Failure to Appear (FTA) Program between Presidio County and the Texas Department of Public Safety, an agency of the state. Commissioner Bentley seconds motion. Motion carries.**

17. Discussion with action to approve the county to use no more than \$400.00 of the TAC Healthy County for Employer Rewards to employees for our annual picnic on July 12, 2024.

**Commissioner Beebe makes a motion to approve the county to use no more than \$400.00 of the TAC Healthy County for Employer Rewards to employees for our annual picnic on July 12, 2024. Commissioner Cabezuela seconds motion. Motion carries.**

18. Discussion with action to approve the Firewall Protection agreement with Big Bend Telephone Company. Mark Hannan with Nectar Computers advised we must keep this and have it renewed every three years.

**Commissioner Beebe makes a motion to approve the Firewall Protection agreement with Big Bend Telephone Company for \$6,086.87. Commissioner Bentley seconds motion. Motion carries.**

**\*\*\*Judge Portillo makes a motion to move to Item #28. Commissioner Beebe seconds. Motion carries. \*\***

#### Items brought by Alicia Sanchez, Presidio County Assit. Auditor

19. Discussion with action to approve three-year renewal contract with Fifth Asset Inc/Debt Book. The software is used for GASB 87 Leases and GASB 96 Subscriptions management required for current and future county audits.

**Commissioner Beebe makes a motion to approve a three-year renewal contract with Fifth Asset Inc/Debt Book for GASB 87 Leases and GASB 96 Subscriptions. Commissioner Hernandez seconds motion. Motion carries.**

20. Discussion with action to approve an exemption from bidding services to finish jet fuel spill cleanup at the Marfa Airport, and to approve a proposal from Ambipar Response.

**Commissioner Bentley makes a motion to approve an exemption from bidding services to finish jet fuel spill cleanup at the Marfa Airport. Commissioner Cabezuela seconds motion. Motion carries.**

21. Discussion with action to approve a resolution for VOCA-FY25 grant #4837802. The VOCA grant is contingent on receiving funds from Senate Bill 22-FY25 to fulfill the 20% match required by the VOCA project.

**Judge Portillo makes a motion to approve a resolution for VOCA-FY25 grant #4837802, contingent on receiving funds from Senate Bill 22-FY25 to fulfill the 20% match required by the VOCA project. Commissioner Beebe seconds motion. Motion carries.**

22. Discussion with action to approve Exempt Presidio County procurement process and use Texas SmartBuy Co-op for the approval of Compu-Data contract with Presidio County for digital preservation services with the Co/Dist Clerk. Total project amount of \$80,082.79. Contract: TXSmartBuy DIR-CPO-4827.

**Commissioner Beebe makes a motion to approve Exempt Presidio County procurement process and use Texas SmartBuy Co-op for the approval of Compu-Data contract with Presidio County for digital preservation services with the Co/Dist Clerk. Commissioner Bentley seconds motion. Motion carries.**

#### Items brought by Florcita Zubia, Presidio County Co/Dist Clerk

23. Discussion with action to approve a contract with Compu-Data in the amount of \$44,131.50 for digitizing all County Birth Records, using TX SmartBuy Co-op DIR Contract #DIR-CPO-4827.

**Commissioner Bentley makes a motion to approve a contract with Compu-Data in the amount of \$44,131.50 for digitizing all County Birth Records, using TX SmartBuy Co-op DIR Contract #DIR-CPO-4827. Commissioner Beebe seconds motion. Motion carries.**

24. Discussion with action to approve a contract with Compu-Data in the amount of \$36,951.29 for digitizing deed records from books 185-327, using TX SmartBuy Co-op DIR Contract #DIR-CPO-4827.

**Commissioner Bentley makes a motion to approve a contract with Compu-Data in the amount of \$36,951.29 for digitizing deed records from books 185-327, using TX SmartBuy Co-op DIR Contract #DIR-CPO-4827. Commissioner Beebe seconds motion. Motion carries.**

25. Discussion with action to approve a contract with Govt Portal for the County/District Clerk's Office as the new credit card vendor.

**Commissioner Beebe makes a motion to approve a contract with Govt Portal for the County/District Clerk's Office as the new credit card vendor. Commissioner Cabezuella seconds motion. Motion carries.**

26. Discussion with action to approve a contract with RCI for the Retention Process, in the amount \$24,960.

**Judge Portillo makes a motion to approve a contract with RCI for the Retention Process, in the amount \$25,260. Commissioner Beebe seconds motion. Motion carries.**

#### Item brought by David Beebe, Presidio County Commissioner PCT4

27. Discussion with action to approve a ground lease agreement at the Marfa Municipal Airport between Presidio County and David Taylor.

**Commissioner Bentley makes a motion to approve a ground lease agreement at the Marfa Municipal Airport between Presidio County and David Taylor. Commissioner Cabezuella seconds motion. Motion carries.**

#### Items brought by Jose Portillo Jr., Presidio County Judge

28. Discussion and possible action regarding the continued operations of the Candelaria Water System.

**Discussion only: Bianca Reyes, Mrs. Mandregon and Jesusita Baeza came to talk about the water issue in Candelaria. There are about 90 kids ranging from elementary to highschool. Right now the water system is not working. There needs to be a utility board scheduled.**

**Commissioner Beebe makes a motion to take no action. Commissioner Cabezuella seconds motion. Motion carries.**

29. Discussion and action to approve a resolution recognizing the U.S. Border Patrol in the celebration on their 100<sup>th</sup> anniversary.

**Commissioner Bentley makes a motion to approve a resolution recognizing the U.S. Border Patrol in the celebration on their 100<sup>th</sup> anniversary by passing this Resolution. Commissioner Cabezuella seconds motion. Motion carries.**

30. Discussion with action to accept a grant from the North American Development Bank for continued water studies and the Presidio international Port Authority.  
**Judge Portillo makes a motion to accept a grant from the North American Development Bank for continued water studies and the Presidio international Port Authority. Commissioner Bentley seconds motion. Motion carries.**
31. Discussion and recognition of the Presidio County Jail by Texas Commission of Jail Standards.  
**Sheriff Dominguez - Jail Standards passed the Presidio County Jail with flying colors. He commends his staff for doing a great job.**
32. Discussion with action to approve an agreement with the Texas Division of Emergency Management to house their new within the Presidio County Courthouse.  
**Judge Portillo makes a motion to approve an agreement with the Texas Division of Emergency Management to house their new County Liaison Officer within the Presidio County Courthouse. Commissioner Cabezuela seconds motion. Motion carries.**

### **COUNTY DEPARTMENT REPORTS**

33. Discussion with action to approve Presidio County Department Reports.
- a. County/District Clerk's Report**
  - b. Capital Project Manager Report**
  - c. Tax Assessor Report**
  - d. Justice of the Peace, PCT1 Report**
  - e. Justice of the Peace, PCT2 Report**
  - f. Marfa EMS/Fire Report**
  - g. Presidio EMS/Fire Report**
  - h. Jail Report**
  - i. Sheriff's Office Report**
  - j. Emergency Management Report**
  - k. Airport Report**

**Commissioner Bentley makes a motion to approve all monthly reports with the exception of Justice of the Peace Pct 1, Presidio EMS/Fire. Commissioner Beebe seconds motion. Motion carries.**

34. Administrative Update and Announcements from County Judge and Commissioners.

**Commissioner Cabezuela - Mr. Bloomberg has parkinsons  
Commissioner Beebe attended a Commissioners training in Amarillo. Ad for the maintenance position will go out next week, then he will do interviews.  
Firm called discountlots.com.**

**Judge Portillo - had civil court in the courtroom and it was horrible, weather was only 80 degrees outside.  
County Clerk - Runoff**

35. Adjournment @ 1:08 pm  
**Commissioner Bentley makes a motion to adjourn. Commissioner Beebe seconds motion. Motion carries.**

**Attest:**

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**Florcita Zubia, County & District Clerk  
Presidio County**