

minutes

PRESIDIO COUNTY COMMISSIONERS COURT  
NOTICE OF REGULAR MEETING

The Presidio County Commissioners Court will meet on

**WEDNESDAY December 09, 2020** at 10 a.m.

at the PRESIDIO COUNTY COURTHOUSE, COUNTY JUDGES OFFICE,  
300 North Highland Avenue, Marfa, Texas 79843

Please Note: This will be a Zoom Meeting: Due to the COVID-19 risk and in accordance with Governor Abbott's suspension of the physical gathering space requirement of the Texas Open Meetings Act, this meeting will be conducted via Zoom. Individuals wishing to listen to and/or participate in this meeting may access via Zoom:

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

<https://us02web.zoom.us/j/82249233767>

To join by phone, participants can dial this number 13462487799 and use meeting ID: 822 4923 3767

**Passcode: 864680**

Questions regarding the agenda should be directed to the Presidio County Commissioner's Court Support at (432)7294452. The agenda is available on the County's website (<http://www.presidiocounty.org>) Click on the Public Notices Calendar."

## COMMISSIONERS COURT CEREMONIAL AGENDA

### 1. Establish a quorum

**Present:** Cinderela Guevara, County Judge  
Brenda Bentley, Commissioner Pct. 1  
Eloy Aranda, Commissioner Pct.2  
Jose Cabezuela, Commissioner Pct. 3  
Frank (Buddy) Knight, Commissioner Pct. 4

### 2. Opening Prayer

**Judge Guevara**

### 3. Pledge of Allegiance

## COMMISSIONERS COURT REGULAR AGENDA

### TIME CERTAIN ITEMS:

4. Communications from citizens who signed the register to speak. (5minutes per person)
5. Status report on salaries and overtime, to include copies of timesheets for payroll.

### Finance Department Items

#### Patty Roach, Auditor

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6. Approval of Line item transfers and Budget Amendments.  
**Commissioner Knight makes motion to approve Line item transfers as presented.**  
**Commissioner Aranda seconds. Motion carries.**  
**Judge Guevara moves that the Presidio County Commissioner's Court confirm the County's Auditors certification of unanticipated revenue in the amount of \$57,662 and increase the FY2021 revenue and expenditure budgets in the same amounts in accordance with the attached budget in the same amounts in accordance with the attached budget amendment form. Commissioner Bentley seconds. Motion carries.**
7. Auditors Monthly Report for September and October.  
**Commissioner Aranda makes motion to approve September and October report as presented.**  
**Commissioner Bentley seconds. Motion carries.**

#### Hon. Frances Garcia, Treasurer

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8. Treasurer's Monthly Report.  
**Judge Guevara makes motion to approve Treasurer's Monthly report as presented.**  
**Commissioner Aranda seconds. Motion carries.**
9. Consider and approve payment of all claims.  
**Judge Guevara makes motion to approve the payment of all claims. Commissioner Bentley seconds. Motion carries.**
10. Consider and approve the Monthly Statement of Balances Report for September 2020.  
**Judge Guevara makes motion to go Item #13. Commissioner Bentley seconds. Motion carries.**  
**Commissioner Bentley makes motion to approve the Monthly Statement of Balances Report for September 2020. Judge Guevara seconds. Motion carries.**

### INDIVIDUAL AGENDA ITEMS:

#### Items Brought by Sheriff Danny Doming uez

#### Presidio County Sheriff

11. Discussion with action to allow Presidio County Sheriff's Office to purchase 48 beanies for employees.  
**Commissioner Bentley makes motion to postpone. Commissioner Cabezuela seconds. Motion carries. Motion carries.**

Item Brought by Teresa Todd

Attorney for City of Marfa

12. Discussion with action to approve adding an addendum to the current Interlocal Cooperation Agreement between the City of Marfa and Presidio County for the Local Health Authority and Contact Tracing Team to conduct contact tracing in the extraterritorial jurisdiction of Presidio County.

**Commissioner Bentley makes motion to approve addendum with modification that will provide a testing kit. Commissioner Aranda seconds. Motion carries.**

Item Brought by Hon. Cinderela Guevara

Presidio County Judge

13. Executive Session-The court will recess for executive session pursuant to one or more of the following provisions of the Texas Government Code, to wit, Chapter 551, Sub-Chapter D; Article 551.074

- A. Discuss and deliberate the appointment, employment, evaluation, reassignment of duties, discipline, or dismissal of a public officer of employee-Presidio County Veterans Affairs Officer. (Section 551.074)

**Went into Executive Session at 10:56 a.m.**

14. Take action on matters in executive session.

**Back in session at 11:13 a.m.**

**Commissioner Bentley makes motion to appoint Mr. Portillo as Presidio County Veteran's Officer. Commissioner Knight seconds. Motion carries. (Commissioner Cabezuela abstains)**

15. Discussion with action to approve the installation of utility poles along Pinto Canyon Road in accordance with Rio Grande Electric Company's Fort Ranches reroute project. Right of way previously approved in 2018.

**Commissioner Cabezuela makes motion to approve the installation of utility poles along Pinto Canyon Road in accordance with Rio Grande Electric Company's Fort Ranches reroute project. Commissioner Aranda seconds. Motion carries.**

16. Discussion with action to approve 2021-2022 appointments to the Presidio County Historical Commission, pursuant to Chapter 318 of the Texas Local Government Code, to wit:

Mona Blocker Garcia Chairman  
Terry Bishop Vice Chairman and La Junta World Heritage Committee  
Rod Ponton Historic Marker Chairman, Chairman La Junta World Heritage Project  
Brad Newton La Junta World Heritage Project Committee, County Economic Development  
Kim Thornsburg Presidio County Treasurer Liaison  
Robert Arber Marfa City Parks Department Liaison  
Elbert Bassham, Tourism Just Ahead App Project Chairman  
Genevieve Bassham Marfa Food Bank Liaison  
Peggy Thornsburg Secretary

**Judge Guevara makes motion to appoint the above mentioned individuals to the Presidio County Historical Commission. Commissioner Knight seconds. Motion carries.**

17. Discussion with action to approve an agreement with FORMA Group, LLC, and Presidio County for advocacy services as described:

Develop the County of Presidio 87th State Legislative Agenda;

- Draft amendments or legislation in support of the Agenda;
- Identify potential sponsors for legislation;
- Assist County of Presidio in understanding the process and path for passage of legislation;
- Inform County of Presidio of all relevant legislative deadlines.

**No action**

Item brought by Gary Mitschke

Presidio County Emergency Management Coordinator

18. Discussion with action to extend the current burn ban for an additional 90 days in Presidio County.  
**Commissioner Knight makes motion to extend the current burn ban for an additional 90 days in Presidio County. Commissioner Aranda seconds. Motion carries.**
  
19. Discussion and update regarding Commissioners Court designating a temporary area to house a fire response vehicle and or other Emergency Management Equipment at the Marfa Municipal Airport in compliance with FAA grant regulations.  
**Discussion held**
  
20. Discussion with action to approve an agreement between American Institute of Toxicology and Presidio County to provide clinical laboratory testing services. The testing services would be COVID-19 testing. The term of the agreement would be for one year from effective date. The cost per test is approximately \$85.00.  
**Commissioner Bentley makes motion to approve an agreement between American Institute of Toxicology and Presidio County to transfer \$1800.00 to the City of Marfa for contract tracing and the remainder to be used for the purchase of Testing Kits and to authorize the County Judge to sign the revised contract. Commissioner Cabezuela seconds. Motion carries.**

Items brought by Molly Flores

Texas Communities Group, LLC

21. Take appropriate action to consider and approve bids for the following Trust properties in Presidio County:  
  
Parcel 238, winning bidder Lars and Emilie Hegdahl for the amount of \$501.00.  
Parcel 1634, winning bidder Lars and Emilie Hegdahl for the amount of \$500.00.  
Parcel 1635, winning bidder West Texas Fracs and Logistics for the amount of \$501.00.  
Parcel 7812, winning bidder Patrick Manian and Dina Wassef for the amount of \$400.00.  
Parcel 7861, winning bidder Patrick Manian and Dina Wassef for the amount of \$750.00.

(All monies for these properties have been received and are being help by Texas Communities Group, LLC for distribution upon approval and acceptance of bids by Presidio County Commissioners Court)

**Commissioner Aranda makes motion to approve the above mentioned bids for the properties as presented. Commissioner Cabezuela seconds. Motion carries.**

Item brought by Carolyn Macartney

PCWCD General Manager

22. Discussion with action to appoint Mr. John Razo to the Presidio County Underground Water Conservation District Board.  
**Judge Guevara makes motion to appoint Mr. John Razo to the Presidio County Underground Water Conservation District Board. Commissioner Knight seconds. Motion carries.**

Item brought by Peggy O'Brien

Local Government Manager Rio Grande COG

23. Discussion concerning the COVID recovery as it relates to economic development, tourism, small businesses, and other needs of the community.  
**Discussion held**
  
24. Approval of Minutes from previous meetings.  
**No action**

25. Department Reports

Item (s) brought by Various County Departments:

- a. County/District Court Report (October & November)
- b. Capital Projects Manager Report
- c. Airports Manager Report
- d. Tax Assessor Report
- e. Justice of the Peace, PCT 1 Report
- f. Justice of the Peace, PCT 2 Report
- g. Marfa EMS/Fire Report
- h. Presidio EMS/Fire Report
- i. Jail Report
- j. Sheriff's Office Report
- k. Emergency Management Report
- l. Extension Agent (October & November)

**Commissioner Bentley makes motion to approve reports to include the October County/District Report and to exclude the November County District report and JP#1 report. Commissioner Aranda seconds. Motion carries.**

26. Announcements from County Judge and Commissioners.

27. Adjournment

**Judge Guevara makes motion to adjourn. Commissioner Aranda seconds. Motion carries.**

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CINDERELA GUEVARA, COUNTY JUDGE

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BRENDA BENTLEY, COMMISSIONER PCT. 1

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ELOY ARANDA, COMMISSIONER PCT. 2

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JOSE CABEZUELA, COMMISSIONER PCT. 3

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FRANK (BUDDY) KNIGHT, COMMISSIONER PCT. 4

ATTEST:

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VIRGINIA PALLAREZ, COUNTY CLERK