



16001 Socorro Road  
Fabens, Texas 79838  
Phone (915) 851-0304 • Fax (915) 851-9000

## MINUTES OF A SPECIAL MEETING

**Date:** Monday, September 27, 2021  
**Time:** 6:00 PM  
**Place:** El Paso County Emergency Services District #2 – Board Room  
16001 Socorro Road  
Fabens, Texas 79838

**DUE TO THE STATE OF EMERGENCY AND/OR LOCAL DISASTER CAUSED BY THE COVID-19 PANDEMIC AND THE FEDERAL, STATE, AND LOCAL GUIDANCES, ORDERS AND DECLARATIONS OF DISASTER RELATED THERETO, THE DISTRICT MAY EXERCISE ITS AUTHORITY TO HOLD THE MEETING VIA VIDEOCONFERENCE AND/OR TELEPHONE CONFERENCE CALL OR OTHER REMOTE PROCEDURES BECAUSE OF THE DIFFICULTY AND RISKS OF CONVENING A QUORUM IN ONE LOCATION. THE MEETING MAY BE ACCESSED BY THE PUBLIC VIA WEB:**

<https://hype.onscreensolutions.com/epcountyesd2>

**Posted:** Thursday, September 23, 2021

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.

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1. Call meeting to order  
Meeting was called to order by **Chief Esparza at 6:03 P.M**

Pledge of Allegiance  
&  
Prayer

2. Establishment of Quorum  
**Present:** President Adrian Santana, Vice President Diaz, Secretary Jaquelin Butler Treasurer Rick Avalos  
**Absent:** Commissioner Mike Barnes
3. Public comments: must notify the board to speak on certain agenda items.  
(5 minutes) Public can comment by calling: **(915) 213-3008**  
**Pin Code: 396 302 987#**  
No public comments.

### Consent Agenda

4. Discuss and approve the minutes of the special meeting held on August 31, 2021.



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5. Discussion and action on the financial report.
  - a. Report on the bank balances.  
Money market, operation account, inspection account
    - Bank reconciliations
    - Check registers attached
    - Department profit & loss budget vs. actual

Commissioner Barnes arrives at 6:05 PM

**Motion:** Approved.

**Motioned by:** Vice President Diaz   **Seconded by:** President Santana

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

### **Regular Agenda**

6. Discussion on Communications Report by Elva Ramos.

*Submitted By: Chief Esparza*

**Motion:** Item Deleted

**Motioned by:** Vice President Diaz   **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

7. Discussion on personnel matters report by Tommy Cano.

*Submitted By: Chief Esparza*

**Motion:** Item Deleted

**Motioned by:** Vice President Diaz   **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

8. Discussion on monthly report by Chief Esparza.

*Submitted By: Chief Esparza*

**Informational purposes only.**

9. Discussion and action on the approval of all expenditures exceeding two-thousand dollars: NM Fire SCBA bottle hydrotesting for all departments for the amount of \$3,745.00.

*Submitted By: Chief Esparza*

**Motion:** Approved.

**Motioned by:** Vice President Diaz   **Seconded by:** President Santana

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None



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10. Discuss and take action on amending the FY 20-21 Budget.

*Submitted By: Chief Esparza*

**Motion:** Approved.

**Motioned by:** Vice President Diaz **Seconded by:** President Santana

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

11. Discuss and take action on the Commissioner Fees, not to exceed \$7,200 per commissioner.

*Submitted By: Chief Esparza*

**Motion:** Approved.

**Motioned by:** Secretary Butler **Seconded by:** President Santana

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

12. Discuss and take action on all employees pay in accordance to 2021-22 Budget.

*Submitted By: Chief Esparza*

**Motion:** Approved.

**Motioned by:** President Santana **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

13. Discuss and take action on payment to the Service Contract Providers, fees will be granted if they meet contract requirements.

*Submitted By: Chief Esparza*

*6:16 PM Item postpone, will return after Item #20*

**Motioned by:** Secretary Butler **Seconded by:** Vice President Diaz

7:44 PM

**Motion:** Approved, fees granted to all departments except for San Elizario Fire Department till upcoming regular meeting in January 2022.

**Motioned by:** Vice President Diaz **Seconded by:** Treasurer Avalos

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

14. Discussion and action on the contract with the Horizon Police Dispatch services.

*Submitted By: Chief Esparza*

**Motion:** Approved, to keep same contract.

**Motioned by:** Vice President Diaz **Seconded by:** President Santana

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None



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15. Discussion and action to ratify the purchase of 6 windows for sally port at District Office from Supreme Glass LLC for the amount of \$4,680.00.

*Submitted By: Chief Esparza*

**Motion:** Approved.

**Motioned by:** Vice President Diaz **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

16. Discussion and approve the ESD2 Fire Marshals to attend the 2021 Texas Fire Marshals Conference in San Marcos, TX.

*Submitted By: Chief Esparza*

**Motion:** Approved.

**Motioned by:** President Santana **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

17. Discussion and action on the approval of allowing 4 members from the Clint Fire Department attend the EMS Conference in November: expenses to include travel, per-diems, hotel stay and training registration fees.

*Submitted By: Chief Esparza*

**Motion:** Approved.

**Motioned by:** President Santana **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

### **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 board members seek the advice of their attorney as privileged communications. The date is Monday, September 27, 2021, and the time is **6:22 PM**.*

18. Discussion and action on legal matters.

*Submitted By: Chief Esparza*



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19. Discussion and action regarding a former volunteer firefighter to resume with Clint Fire Department.

*Submitted By: President Adrian Santana*

20. Discuss and action on the contract with San Elizario Fire Rescue and its compliance with same.

*Submitted By: Chief Esparza*

*The El Paso County ESD #2 has completed its closed meeting. The date is Monday, September 27, 2021, and the time is 7:39 PM.*

### **Regular Session**

21. Discussion and action on legal matters.

*Submitted By: Chief Esparza*

**Motion:** To delete Item.

**Motioned by:** President Santana **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

22. Discussion and action regarding a former volunteer firefighter to resume with Clint Fire Department.

*Submitted By: President Adrian Santana*

**Motion:** Approved, to allow Jonathan Banda to resume with Clint Fire Department.

**Motioned by:** President Santana **Seconded by:** Commissioner Barnes

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

23. Take action on the contract with San Elizario Fire Rescue and its compliance with same.

*Submitted By Chief Esparza*

**Motion:** Ray Trevizo has been banned from the El Paso County ESD2 properties, until further notice in upcoming regular meeting in January 2022.

**Motioned by:** Commissioner Barnes **Seconded by:**

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None



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24. Discuss and take action on the contracts with Clint Fire Department, Fabens Fire Department, Montana Vista Fire Department, Socorro Fire Department and West Valley Fire Department.

*Submitted By: Chief Esparza*

**Motion:** To delete Item.

**Motioned by:** Commissioner Barnes **Seconded by:** President Santana

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

25. Discuss and approve the next meeting to take place on \_\_\_\_\_ at 6:00P.M via Web to the public and in person for ESD2 Board of Commissioners.

*Submitted By: Chief Esparza*

**Motion:** Approved, Regular Meeting Tuesday, October 19, 2021.

**Motioned by:** Vice President Diaz **Seconded by:** President Santana

**Members Voting Aye:** President Santana, Vice President Diaz, Secretary Butler, Treasurer Avalos, and Commissioner Barnes

**Members Voting Nay:** None

**Members not present:** None

26. Adjournment at 7:45 PM..

\* The District reserves the right to consider and take action on the above agenda items in any order. It also reserves the right to enter into a closed meeting on any agenda item as allowed by law. A Citizens Comment Form must be filed with the Secretary at least 10 minutes prior to the beginning of the meeting for an individual to be allowed to speak during Citizen Comment. By completing the Citizen Comment Form, the individual understands and acknowledges that the public is not entitled to choose the items to be discussed or to speak about items not on the agenda, but that this opportunity is provided as a privilege. The individual executing the Citizen Comment Form understands that he/she is provided a limited amount of time, and that he/he may not be allowed to continue to address the Board of Emergency Services Commissioners if the comments are rude, disparaging or defamatory to any individual or entity, or the comments become disruptive to the good order of the meeting. If at a meeting of a governmental body, a member of the public or of the governmental body inquires about a subject for which notice has not been given as required by the Texas Open Meetings Act, the notice provisions of the Texas Open Meetings Act do not apply to a statement of specific factual information given in response to the inquiry; a recitation of existing policy in response to the inquiry; or, any deliberation of or decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting. It should be noted that pursuant to Section 38.13, Texas Penal Code, HINDERING PROCEEDINGS BY DISORDERLY CONDUCT: (a) A person commits an offense if he intentionally hinders an official proceeding by noise or violent or tumultuous behavior or disturbance; (b) A person commits an offense if he recklessly hinders an official proceeding by noise or violent or tumultuous behavior or disturbance and continues after explicit official request to desist; and, (c) An offense under Section 38.15, Texas Penal Code is a Class A misdemeanor.