



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

## MINUTES OF A SPECIAL MEETING

**Date:** Monday, May 23, 2022  
**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:** Wednesday, May 18, 2022

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 6:00 P.M.**

Pledge of Allegiance

Prayer

2. Establishment of Quorum

**Present:** President Adrian Santana, Vice President Mike Diaz, Treasurer Rick Avalos, Commissioner Mike Barnes, and Secretary Jaqueline Butler

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: 512 366 698# or if in person sign in sheet will be provided.**

*No public comments.*



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### Consent Agenda

4. Discuss and approve the minutes of the regular meeting held on May 17, 2022.

**Motion:** Approved.

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

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

**Members Voting Nay:** None

**Members not present:** None

### Regular Agenda

5. Postpone on May 17, 2022, by Vice President Diaz. Discussion and action on use of audiovisual equipment in District vehicles by Service Provider personnel, including retention, use, or non-use of same.

*Submitted By: Chief Esparza*

*6:02 PM Item post pone after Executive Session*

*7:11 PM*

**Motion:** Service provider personnel to discontinue the use of all personal equipment on a District vehicle, to exclude the Fire Marshal Office. Administration will provide a policy with legal advice.

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

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

**Members Voting Nay:** Secretary Butler

**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, May 23, 2022**, and the time is **6:03 PM**.*

6. Postponed on May 17, 2022, by President Santana. Discussion on legal matters.

*Submitted By: Chief Esparza*

7. Discussion on personnel matters.

*Submitted By: Chief Esparza*

*The El Paso County ESD #2 has completed its closed meeting. The date is **Monday, May 23, 2022**, and the time is **7:11 PM**.*



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### Regular Session

8. Take action on legal matters, postponed on May 17, 2022, by President Santana.

*Submitted By: Chief Esparza*

**Motion:** Service provider personnel to discontinue the use of all personal equipment on a District vehicle, to exclude Fire Marshal Office. Administration will provide a policy with Legal advice.

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

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

**Members Voting Nay:** Secretary Butler

**Members not present:** None

9. Take action on personnel matters.

*Submitted By: Chief Esparza*

**Motion:** To proceed as deliberated.

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

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

**Members Voting Nay:** None

**Members not present:** None

10. Discuss and take action on longevity pay for employees.

*Submitted By: Chief Esparza*

**Motion:** Approved, Option #1 longevity pay annual increase of \$1,000.00 for every year employed by ESD2 up to 10 years upon hiring date not to exceed \$10,000.00 over a 10-year period.

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

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

**Members Voting Nay:** None

**Members not present:** None

11. Discuss and approve the next meeting to take place on \_\_\_\_\_ at  
6:00P.M via web and open to the public in person.

*Submitted By: Chief Esparza*

**Motion:** Approved, Regular Meeting, Tuesday, June 21, 2022

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

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

**Members Voting Nay:** None

**Members not present:** None

### 12. Adjournment 7:16 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/she 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.