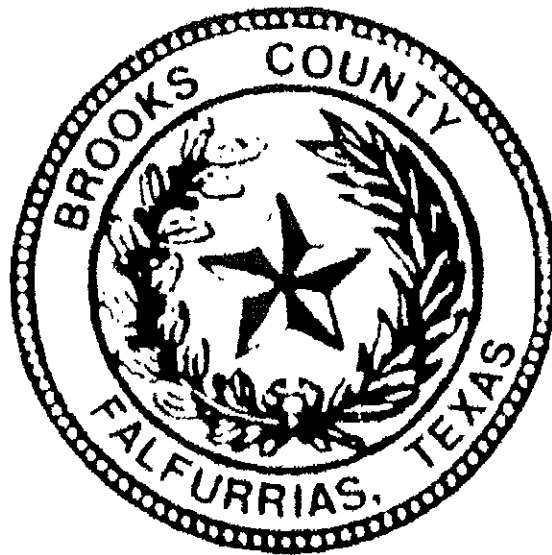


Regular Commissioners Court Meeting  
Tuesday, May 9, 2017

**Brooks County Judge  
Imelda Barrera**



Brooks County Commissioners

Precinct #1 Gloria Garza

Precinct #2 Vince Vargas

Precinct #3 Armando Olivarez

Precinct #4 Tony Martinez

**NOTICE**  
**REGULAR COMMISSIONERS COURT**  
**OF**  
**BROOKS COUNTY**

TO THE PUBLIC - GREETINGS;

Please take notice that a **Regular Commissioners' Court** Meeting of Brooks County will be held at **9:00 o'clock a.m.**, on **Tuesday, May 9, 2017**, in the 2<sup>nd</sup>. Floor – Courtroom of the Brooks County Courthouse, 100 E. Miller in Falfurrias, Texas.

**Agenda Items** - Commissioners may vote and/or act upon each of the items listed on this Agenda. One Agenda item will be discussed at a time, unless logic and practical considerations allow similar topics to be considered together for purposes of convenience and efficiency. Consent items are considered to be non-controversial and will be voted on in one motion unless a Commissioner asks for separate discussion. The Court may vote and/or act upon each of the items listed in this Agenda. **Executive Sessions;** The Commissioners Court of Brooks County, Falfurrias, Texas, reserves the right to adjourn into Executive Session at any time during the course of this meeting to discuss any of the matters listed, as authorized by Texas Government Code, including, but not limited to: Sections 551.071(Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 661.074 (Personnel Matters), 551.076 (Deliberations about Security Devices), 551.087 (Economic Development), 418.183 (Deliberations about Homeland Security Issues), and as authorized by the Texas Tax Code, including, but not limited to, Section 321.3022 (Sales Tax Information), whenever it is considered necessary and legally justified under Open Meetings Act. As authorized by Section 551.071 (2) of the Texas Government Code, this meeting may be convened into Executive Session for the purpose of seeking confidential legal advice from the County Attorney on any agenda item listed herein. Council may act in open session on items listed for executive session. **Accommodations:** The County of Brooks encourages compliance with the Americans with Disability Act (ADA) in the conduct of all public meetings. Persons with disabilities who plan to attend this meeting, and who may need additional accommodations, are requested to contact the County Judge's office at 361 - 325 - 5604 ext. 155, two working days prior to the meeting so that appropriate arrangements can be made. Braille is not available. **Certification: I, the undersigned authority,** do hereby certify that the Notice of Meeting was posted on the official bulletin board of the County Courthouse of Falfurrias, Brooks County, Texas, a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: May 5, 2017 at 2:54 a.m. (p.m.) and remain so posted continuously for at least seventy-two (72) hours preceding the scheduled time of said meeting.

Filed for Record  
at 2:54 o'clock P M

MAY 05 2017

Elvaray B. Silvas  
County Clerk Brooks County, TX  
By [Signature], Deputy

[Signature] By: Chayajant Olaga  
Elmida Barrera, Brooks County Judge Adm. ASST.

[Signature] County Clerk  
Elvaray B. Silvas, Brooks County Clerk  
By: [Signature], Deputy

# REGULAR COMMISSIONERS COURT MEETING

May 9, 2017

9:00 A.M.

2<sup>ND</sup> FLOOR COURTROOM  
BROOKS COUNTY COURTHOUSE

## OPEN MEETING

## PLEDGE OF ALLEGIANCE

## ROLL CALL

## PUBLIC COMMENT

Pursuant to Texas Government Code Section 551.042, public comment **may not** be used to discuss matters not posted on this agenda for consideration by the Brooks County Commissioners Court. Members of the public may only ask specific questions during public comment about a subject which has not been posted on the agenda which may be answered with specific, purely factual information. Discussion, deliberation, or debates on subjects which are not posted for consideration are not permitted during public comment.

Speaker's choice: **Five (5) minutes** per person during this segment regarding any items or **three (3) minutes** per person on each item as it appears on the agenda. The same will apply to any interest group consisting of three or more representatives. Commissioners Court retains the option to allow more comment as it deems necessary.

## NOTICE TO THE PUBLIC

All matters listed under the Consent Agenda will be considered by the Commissioners Court to be routine and will be enacted by one motion in the form listed below. There will be no separate discussion of these items unless members of the Court or persons in the audience request that specific items be removed from the Consent Agenda to the Regular Agenda for discussion prior to the time the Commissioners Court votes on the motion to adopt the Consent Agenda. All matter listed on the Consent Agenda and Regular Agenda may be discussed in executive session at the option of the Brooks County Commissioners Court and following verbal announcement, if an appropriate exception to the open meeting requirement of the Texas Open Meetings Act is applicable. No cells phones, audible pagers, and/ or beepers while Court is in session. Please place all electronic devices on silent mode to reduce disruption of the meeting.

## **1. PUBLIC COMMENT**

Open to the public with limits as indicated above

## **PRESENTATIONS**

2. Benito Gonzalez

3. Ruben Ramirez

4. Angie Regalado

5. Martin Cuellar

## **REGULAR AGENDA**

Commissioners Court can accept and take any other appropriate action/actions related to the following monthly reports.

6. Approve of Regular and Special Commissioners Court minutes.

7. Approve of Bills and Claims.

8. Approve Treasurer's Monthly Report.

9. Approve Auditor's Monthly Report.

10. Approve County Foreman's Monthly Report.

11. Approve Tax Assessor Collector Chief Deputy Monthly Report.

12. Approve Monthly Reports by Brooks County.

(Submitted by Brooks County Justice of the Peace Precinct 1-4) (Submitted by Brooks County Library, Angelica Regalado) (Submitted by Traffic Code Enforcement Supervisor Noel Benavides).

**13.** Discuss and Approve line item transfer of \$ 500.00 from 12-05-0650-5002 Books to 12-05-0650-5000 Office Supplies in the amount of \$ 300.00 and to 12-05-0650-5003 Magazines in the amount of \$ 200.00. (Angie Regalado)

**14.** Discuss and Approve line item transfer of \$ 4,500.00 from 12-05-0665-5209 JM Alaniz Fairgrounds to 12-05-0665-5550 Out of County Travel in the amount of \$ 4,000.00 and to 12-05-0665-9080 Registration Fees in the amount of \$ 500.00. (Celia Salinas)

**15.** Discuss and Approve line item transfer of \$ 100.00 from 13-05-0000-5105 Gas & Oil Expense to 13-05-0000-5553 Comm#2 Out of County Travel in the amount of \$ 50.00 and to 13-05-0000-5555 Comm#4 Out of County Travel in the amount of \$ 50.00. (David Guerra)

**16.** Discuss and possibly consider amending Brooks County Road & Bridge Department hours from 8:00 A.M.-12:00 P.M. and 1:00 P.M.-5:00 P.M., to 7:30 A.M. – 12:00 P.M. – 4:00 P.M. Monday thru Friday. (David Guerra)

**17.** Discuss and Approve line item transfer \$ 240.00 from 13-05-0667-5515 Communication Radio Equipment to 13-05-0667-8701 Temporary Help. (Alan Hernandez)

**18.** Discuss, Consider, and possibly Approve funding Halo Flight in the amount of \$ 5,000.00 for the 2017-2018 Budget year. (Halo Flight)

**19.** Discuss and Approve the hiring of an Administrative assistant for Brooks County Highway Patrol. (Texas Department of Public Safety, Andrew Smith)

**20.** Discuss and Approve contract renewal between ACS Enterprise Solutions, LLC. (Conduent) and Brooks County. (Elvaray B. Silvas)

**21.** Discuss, Consider and take action on Contract Proposal between Brooks County Texas and Roel Garza. (Contract dated December 7, 2011)

**22.** Discuss, Consider, and possibly Approve Affidavit of Separation for Brooks County Indigent Health Care Program. (Bobby Saenz)

**23.** Discuss and Approve line item transfer of \$800.00 from 12-05-0561-8108 Traffic Safety Officer to 12-05-0561-9070 Miscellaneous. (Constable Pct. 1 Arturo Garcia)

**24.** Discuss and Approve line item transfer of \$500.00 from 12-05-0561-8108 Traffic Safety Officer to 12-05-0561-5136 Uniforms. (Constable Pct. 1 Arturo Garcia)

**25.** Discuss and Approve line item transfer of \$ 250.00 from 12-05-0475-5550 Out of County Travel to 12-05-0475-5000 Office Supplies. (David T. Garcia)

**26.** Discuss, Consider, and possibly Approve two counter offers by the landowners, in regards to the condemnation of real estate for Arevalo Road Bridge project. (David T. Garcia)

**27.** Discuss and Approve line item transfer of \$ 2,000.00 from 12-05-0560-5500 Telephone to 12-05-0560-5820 Repairs & Maintenance-Vehicle. (Sheriff's Office)

**28.** Discuss and Approve line item transfer of \$ 1,133.70 from 12-05-0560-8202 County Medical Insurance to 12-05-0560-8104 Deputies in the amount of \$ 1,000.00, to 12-05-0560-8201 Social Security in the amount of \$ 76.50, to 12-05-0560-8203 Retirement in the amount of \$ 14.40, to 12-05-0560-8206 TCDRS in the amount of \$ 6.70, to 12-05-0560-8204 Workers Compensation in the amount of \$ 25.00, to 12-05-0560-8205 Unemployment Insurance in the amount of \$ 6.90 and to 12-05-0560-8208 Sunlife Insurance in the amount of \$ 4.20. (Sheriff's Office)

**29.** Discuss Approve \$ 1,000.00 salary increase pay for Deputy Victor Arevalo for Patrol Supervisor, as per Sheriff Benny Martinez. (Sheriff Benny Martinez)

**30.** Discuss and Approve line item transfer of \$ 32.23 from 5-012-0400-5000 Office Supplies to 5-012-0400-9010 Membership Dues. (Imelda Barrera)

**31.** Discuss and Approve line item transfer of \$ 500.00 from 12-05-0499-5500 Telephone to 12-05-0499-8204 Worker's Compensation. (Terri Silvas)

**32.** Discuss and Approve line item transfer of \$ 1,300.00 from 12-05-0440-8105 Secretary to 12-05-0440-5000 Office Supplies in the amount of \$ 500.00 and to 12-05-0440-8204 Worker's Compensation in the amount of \$ 800.00. (Carlos Garcia)

- 33.** Discuss and Approve line item transfer of \$ 1, 250.00 from 12-05-0435-5485 contract Court Reporting to 12-05-0435-5486 Polygraph & Other Prof. Fees. (August Patroelj)
- 34.** Discuss and Approve line item transfer of \$ 469.56 from 12-05-0409-5511 Principal for Debt to 12-05-0409-5512 Interest for Debt. (August Patroelj)
- 35.** Discuss and Approve line item transfer of \$ 205.00 from 12-05-0409-9500 Technology to 12-05-0409-9023 Law Enforcement Liability. (August Patroelj)
- 36.** Discuss and Approve line item transfer of \$ 500.00 from 12-05-0630-9504 Equipment/Supplies to 12-05-0630-8204 Worker's Compensation. (August Patroelj)
- 37.** Discuss, Consider, and Act on rescinding agenda item made on June 3, 2016, Brooks County Employee Policy & Procedure Manual, B-13 Grievances. (Katy Salinas)
- 38.** Discuss, Consider, and Act on Brooks County Employee Policy & Procedure Manual, B-13 Grievances, to remove the last two sentences from paragraph six. "Or a grievance committee that has been created and approved by Commissioner's Court. The decision of the grievance committee shall be final in all grievances". (Katy Salinas)
- 39.** Discuss, Consider, and Act on rescinding agenda item #2 "Discuss, consider, and act on the seating arrangement for the County Auditor during all Commissioner's Court meetings" on the Special Commissioner's Court Meeting/Budget Workshop which was held on Friday, June 3,2016 at 10:00 a.m., First Floor Brooks County Courthouse. (County Commissioner's Pct.2 Vince Vargas & Pct.4 Tony Martinez).
- 40.** Discuss, Consider, and Act on the seating arrangement for the County Auditor and staff during all Commissioners' Court meetings. . (County Commissioner's Pct.2 Vince Vargas & Pct.4 Tony Martinez).
- 41.** Discuss and Approve a Commissioner as per Texas Local Government Code 263.001, to sell or lease real property owned by the county. The appointed Commissioner shall follow all Texas Local Government Code. (County Commissioner Pct.4 Tony Martinez)

42. Discuss and Approve to lift Order [Restricting] Outdoor Burning. (Ruben Ramirez)

43. Discuss and Approve Falfurrias Volunteer Fire Department, to gather firewood for the use of their Annual Bar-B-Que. (Ruben Ramirez)

44. Discuss and Approve Constable Precinct 2, Ramiro Gonzalez, Certificate of course completion for Open Meetings Act, and Public Information act. (Constable Pct.2 Ramiro Gonzalez)

45. Discuss and Approve Constable Precinct 3, Frank Huerta, Certificate of course completion for Open Meetings Act, and Public Information act. (Constable Pct.3, Frank Huerta)

46. **ADJOURN**