


REGULAR COMMISSIONERS COURT MEETING
December 13, 2016
9:00 A.M.
2ND FLOOR COURTROOM
BROOKS COUNTY COURTHOUSE

BE IT REMEMBERED, that on this day, the Honorable Commissioners' Court of Brooks County, Texas met in Regular Term therein the City of Falfurrias in the 2nd floor Courtroom of the Brooks County Courthouse:

OPEN MEETING-Judge Imelda Barrera called the meeting to order at 9:00 A.M. 

PLEDGE OF ALLEGANCE -was led by County Judge Imelda Barrera

ROLL CALL – Judge Imelda Barrera called for roll call:

Present:

Imelda Barrera, County Judge,
Gloria Garza, Commissioner Precinct 1,
Vincent Vargas, Commissioner Precinct 2,
Carlos Villarreal, Commissioner Precinct 3,
Jose Antonio "Tony" Martinez, Commissioner Precinct 4.

Absent: Elvaray B. Silvas, County Clerk.

Staff Present:

Missy A. Saavedra, Deputy County Clerk
Chaya Garza, Administrative Assistant

Others Present:

August Patroelj, County Auditor
Rodney Belasquez-Internal Auditor


1. PUBLIC COMMENT 

August Patroelj, Pastor New Life Christian Church
Oralia V. Morales- JP Pct#2
Victor Cantu and Jaime Garza- Ag. Extension Office
(View audio for all comments)

PRESENTATIONS

REGULAR AGENDA

2. Approve of Regular and Special Commissioners Court minutes.

(11-09-16) (11-17-16) (11-22-16) 

Motion: to approve as presented, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Gloria Garza, Commissioner Precinct 1. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

3. Approve of Bills and Claims.

August Patroelj, County Auditor addressed the Court on the above matter.

Motion: to approve the bills and claims as presented, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Vincent Vargas, Commissioner Precinct 2. Motion passed unanimously. (**On file**)

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

4. Approve Treasurer's Monthly Report.

Horacio Villarreal III, County Treasurer addressed the Court on the above matter.

Motion: to approve the monthly report for the months of October 2016 and November 2016, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Vincent Vargas, Commissioner Precinct 2. Motion passed unanimously. (**On file**)

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

5. Approve Auditor's Monthly Report.

August Patroelj, County Auditor addressed the Court on the above matter.

Motion: to approve the monthly report for the month of November 2016, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Vincent Vargas, Commissioner Precinct 2. Motion passed unanimously. (**On file**)

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

6. Approve County Foreman's Monthly Report.

David Guerra, Road and Bridge Foreman addressed the Court on the above matter.

Motion: to approve the monthly report for the month of November 2016, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Carlos Villarreal, Commissioner Precinct 3. Motion passed unanimously. (**On file**)

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.


7. Approve Tax Assessor Collector Chief Deputy Monthly Report. 

Teresa A. Silvas, Chief Deputy Tax Assessor Collector addressed the Court on the above matter.

Motion: to approve the monthly report for the month of November 2016 with a total county remittance of \$ 1,376,895.89 with a total of 59.30 percent collected, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Carlos Villarreal, Commissioner Precinct 3. Motion passed unanimously. **(On file)**

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

8. Approve Monthly Reports by Brooks County pursuant to Section 114.044, Local Government Code Texas. (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) 

Motion: to approve the monthly reports as presented, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Vincent Vargas, Commissioner Precinct 2. Motion passed unanimously. **(On file)**

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.


9. Discuss and Approve culverts being placed on 339 County Road 230.

(Rudy Garcia) 

Rudy Garcia constituent of JP Pct. 2, Commissioner Vargas, and David Guerra, Road and Bridge Foreman addressed the Court on the above matter.

No action taken, discussion only. **(Listen to audio for discussion)**

10. Discuss, and Approve the sound system in the Courtroom.

(Adam Ogan) 

Adam Ogan addressed the Court on the above matter.

Motion: to table the above matter, **Action:** Table, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Gloria Garza, Commissioner Precinct 1. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

24. Discuss the use of Brooks County Sheriff Department Van, as requested by County Auditor August Patroelj for the New Life Christian Church Bible Institute Trip on December 2-December 4, 2016. 

Imelda Barrera, County Judge, Homer Mora, County Attorney, August Patroelj addressed the Court on the above matter.

View Audio for discussion on this matter. No action taken, discussion only.

17. Discuss and Approve JPs 1,3,4 to attend 20 hour Seminar in Corpus Christi, Texas from January 29,2016-February 1,2016.

(JP Roland Garza) 

Motion: to approve, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

18. Discuss and Approve Constable R.M. Longoria to be reimbursed in the amount of \$32.14 for purchasing gas. Gas card was declined.

(Ruben Longoria) 

Motion: to approve reimbursement, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

19. Discuss and Approve Amendment to Data Processing Services Agreement between (IHS) and Brooks County.


(Bobby Saenz) 

Motion: to table, **Action:** Table, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Carlos Villarreal, Commissioner Precinct 3. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

At this time 10:20 AM the Court took a 10 minute break. Back in session at 10:33 AM.

20. Discuss and Approve Agreement between (CIRA) County Information Resources Agency and the undersigned local government or government entity. 

Motion: to approve Agreement between CIRA and Brooks County, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Vincent Vargas, Commissioner Precinct 2. Motion passed unanimously. (**On file**)

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

21. Discuss and Approve order Prohibiting or Restricting Outdoor Burning. 

Motion: to approve this order with no restriction as last years, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Vincent Vargas, Commissioner Precinct 2. Motion passed unanimously. **(On file)**

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).


Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

22. Discuss and Approve order Prohibiting or Restricting certain Fireworks in Unincorporated areas of Brooks County, Texas. 

Motion: to approve the order restricting certain fireworks known as sticks and fins, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4. Motion passed unanimously. **(On file)**

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).


Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

23. Discuss and Approve 48 month Renewal Proposal from Direct Energy. 

Motion: to table, **Action:** Table, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Carlos Villarreal, Commissioner Precinct 3. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).


Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

27. Discuss and Approve the moving of other offices at the Courthouse Annex to other County Buildings to accommodate offices. 

Motion: to approve the moving of the Election Administrator to the Library, JPs 1-4 to Courthouse Annex, Landa Trevino and Bobby Saenz as well. **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

26. Discuss and Approve the moving of the Justice of the Peace offices to Courthouse Annex. 

Motion: to approve, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).


Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

11. Discuss and Approve Bonds for 2016 Appointed Officials, and Peace Officers. 

Motion: to approve bonds, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Gloria Garza, Commissioner Precinct 1. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.


12. Discuss and Approve to name the new Encino building on old business 281, The Southern Brooks County Encino-La Mesa Sub Station, as designed and established by the 2016 Brooks County Commissioners Court. 

Motion: to approve the naming of the building, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Carlos Villarreal, Commissioner Precinct 3. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

13. Discuss and Approve line item transfer of \$ 2,149.28 from 12-05-0510-8115 Maintenance Supervisor to 12-05-0510-9507 Cap Outlay-Sprinkler System in the amount of \$ 316.00 and to 12-05-0510-8107 Temporary Help in the amount of \$ 1,833.28.


Motion: to approve line items 13 and 14, **Action:** Approve, **Moved by** Carlos Villarreal, Commissioner Precinct 3, **Seconded by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4. Motion passed unanimously. (**On file**)

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

14. Discuss and Approve line item transfer of \$ 3,821.39 from 13-05-0000-9500 Capital Outlay-Machinery, \$ 2,000.00 from 13-05-0000-5826 Road Repairs Machinery & Sup and \$203.83 from 13-05-0000-5511 Principal for Debt to 013-05-0000-9510 Cap Outlay-Vehicle & Equipment in the amount of \$ 3,821.39, to 13-05-0000-9070 Miscellaneous in the amount of \$ 2,000.00 and to 13-05-0000-5512 Interest for Dept. in the amount of \$ 203.83.

Line item in conjunction with line item #13

15. Discussion and Approval on SB546 of the 83rd Legislative Session where a County Tax Assessor is required to successfully complete 20 hours of continuing education annually.

(Terri Silvas) 


Teresa A. Silvas, Chief Deputy Tax Assessor Collector and Sheriff Rey Rodriguez addressed the Court.

Motion: to approve, **Action:** Approve, **Moved by** Vincent Vargas, Commissioner Precinct 2, **Seconded by** Carlos Villarreal, Commissioner Precinct 3. Motion passed unanimously. (**On file**)

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

16. Discuss and Approve the Exxon Mobil Bill to be paid from General Fund # 12-0560-5105.

(Sherriff's Department) 

Motion: to approve the bill, **Action:** Approve, **Moved by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4, **Seconded by** Gloria Garza, Commissioner Precinct 1. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

25. Discuss maintenance on the Brooks County Courthouse. 

It was discussed to get volunteers to help maintenance the courthouse.

28. ADJOURN

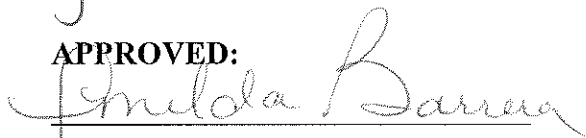
Motion: to adjourn the meeting at 10:59 A.M., **Action:** Adjourn, **Moved by** Vincent Vargas, Commissioner Precinct 2, **Seconded by** Jose Antonio "Tony" Martinez, Commissioner Precinct 4. Motion passed unanimously.

Vote: Motion carried by unanimous roll call vote (**summary:** Yay = 5).

Yay: Carlos Villarreal, Commissioner Precinct 3, Gloria Garza, Commissioner Precinct 1, Imelda Barrera, County Judge, Jose Antonio "Tony" Martinez, Commissioner Precinct 4, Vincent Vargas, Commissioner Precinct 2.

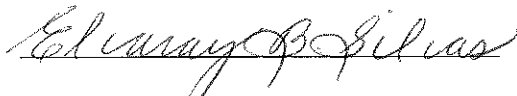
The preceding minutes beginning on page _____ and ending on page _____, of the Commissioners' Court Minutes Volume _____, read and approved in the Honorable Commissioners' Court this 17th day of January, 2017, A.D.

APPROVED:



Imelda Barrera, County Judge

ATTESTED:



Elvaray B. Silvas, County Clerk