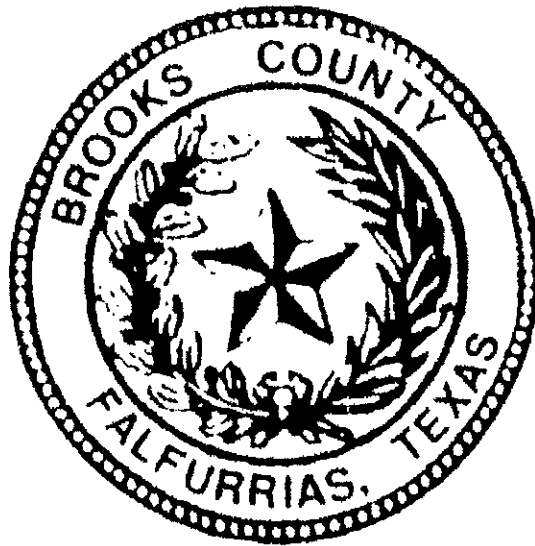


Regular Commissioners Court
Tuesday, November 13, 2018

**Brooks County Judge
ERIC RAMOS**



Brooks County Commissioners
Precinct #1 Gloria Garza
Precinct #2 Vince Vargas
Precinct #3 Armando Olivarez
Precinct #4 Tony Martinez

NOTICE
REGULAR COMMISSIONERS COURT
BROOKS COUNTY

TO THE PUBLIC - GREETINGS;

Please take notice that a **Regular Commissioners' Court** Meeting of Brooks County will be held at **3:00 o'clock p.m.**, on **Tuesday, November 13, 2018** at the Library Conference Room-Ed Rachal Memorial Library, 203 Calixto Mora Ave 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: **November 9, 2018 at 2:48 a.m. (p.m.)** and remain so posted continuously for at least seventy-two (72) hours preceding the scheduled time of said meeting.

File For Record at <u>2:48</u> o'clock <u>P</u> M
NOV 09 2018
By <u>[Signature]</u> County Clerk, Brooks County, TX Deputy

REGULAR COMMISSIONERS COURT
November 13, 2018
3:00 P.M.
ED RACHAL MEMORIAL LIBRARY
LIBRARY CONFERENCE ROOM

OPEN MEETING

PLEDGE OF ALLEGIANCE

ROLL CALL

AGENDA

1. Public Comments

Open to the public with limits as indicated above.

2. Approve of Regular and Special Commissioners Court minutes.
(October 17, 2018)

3. Bills and Claims

4. Approve Monthly Reports

A. Treasurer's Monthly Report

B. Auditor's Monthly Report

C. County Foreman's Monthly Report

D. Tax Assessor Collector Chief Deputy Monthly Report

E. 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 Alan Hernandez, Landfill Manager)

5. Discussion on the Brooks County Detention Center Lift Station Improvements Project, located at 901 County Road 201 Falfurrias, Texas 78355. The work includes modifications to the existing lift station, force main and gravity sewer construction, new pumps, auger and grinder equipment and installation with associated piping, site work, concrete and electrical upgrades.

(Submitted by Sheriff Benny Martinez)

6. Discuss, Consider, and Approve Contract between Brooks County and Bond Cosby (Mabo Inc.) (Airport Lease & Gas Concession Agreement) (Submitted by Bond Cosby)

7. Discuss, Consider, and Approve the 2019 Holiday Schedule.
(Submitted by County Judge, Eric Ramos)

8. Discuss, Consider, and Approve a proposed increase of 5% for all County Employees.
(Submitted by County Judge, Eric Ramos)

9. Discuss, Consider, and Approve the removal of salt cedar trees from the Brooks County Airport. (The removal of trees was requested by Bond Cosby)
(Submitted by County Foreman, David Guerra)

10. Discuss and Reconsider remaining as a litigant in the mass opioid lawsuit.
(Submitted by County Attorney, David T. Garcia)

11. Discuss and reconsider hiring Phipps Deacon Purnell PLLC to represent Brooks County's interest in the aforementioned opioid litigation and to approve the Contingent Fee Contract proposal.
(Submitted by County Attorney, David T. Garcia)

12. Discuss, Consider, and Approve the canvass for the Nov. 6, 2018 General election
(Submitted by Election Administrator, Anna Garcia)

13. Discussion and Possible Approval on the Budget Line Items end of year adjustments
(a thru hh) (Submitted by County Auditor, August Patroelj)

- a. Line item transfer of \$ 249.03 from 012-5-0400-9080 Registration fees to 012-05-0400-8205 Unemployment Insurance in the amount of \$ 35.75, 012-05-0400-8203 Retirement in the amount of \$ 213.14 and to 012-05-0400-8103 Admin Assistant in the amount of \$.14
- b. Line item transfer of \$ 454.87 from 012-05-0426-5484 Crt. Appt. Attys-Criminal to 012-05-0426-5481 Crt. Appt. Attys-Civil in the amount of \$ 400.00 and to 012-05-0426-8203 Retirement in the amount of \$ 54.87.
- c. Line item transfer of \$ 456.19 from 012-05-0450-5550 Out of Co Travel to 012-05-0450-8101 Official Payroll in the amount of \$.12, 012-0450-8203 Retirement in the amount of \$ 365.65 and to 012-05-0450-8205 Unemployment Insurance in the amount of \$ 90.42.

- d. Line item transfer of \$ 198.00 from 012-05-0455-8202 County Medical Insurance to 012-05-0455-8101 Official Payroll in the amount of \$.12, 012-05-0455-8203 Retirement in the amount of \$ 197.87 and to 012-05-0455-8205 Unemployment Insurance in the amount of \$.01.
- e. Line item transfer of \$ 1,065.70 from 012-05-0456-8202 County Medical Insurance to 012-05-0456-8101 Official Payroll in the amount of \$.12, 012-05-0456-8107 Part-time in the amount of \$ 782.18, 012-05-0456-8203 Retirement in the amount of \$ 197.37 and to 012-05-0456-8205 Unemployment Insurance in the amount of \$ 86.03.
- f. Line item transfer of \$ 321.12 from 012-05-0475-5550 Out of Co Travel to 012-05-0475-8101 Official Payroll in the amount of \$.05, 012-05-0475-8203 Retirement in the amount of \$ 274.89 and to 012-05-0475-8205 Unemployment Insurance in the amount of \$ 46.18.
- g. Line item transfer of \$ 483.51 from 012-05-0497-5550 Out of Co Travel to 012-05-0497-8101 Official Payroll in the amount of \$.12, 012-05-0497-8203 Retirement in the amount of \$ 384.75 and to 012-05-0497-8205 Unemployment Insurance in the amount of \$ 98.64.
- h. Line item transfer of \$ 70.92 from 012-05-0550-5230 Supplies to 012-05-550-8203 Retirement.
- i. Line item transfer of \$ 243.96 from 012-05-0553-5550 Out of Co Travel to 012-05-0553-5105 Gas & Oil Expense in the amount of \$ 172.89, 012-05-0553-8201 Social Security in the amount of \$.15 and to 012-05-0553-8203 Retirement in the amount of \$ 70.92.
- j. Line item transfer of \$ 71.07 from 012-05-0555-5105 Gas & Oil Expense to 012-05-0555-8201 Social Security in the amount of \$.15 and to 012-05-0555-8203 Retirement in the amount of \$70.92.
- k. Line item transfer of \$ 158.96 from 012-05-0573-5136 Uniforms to 012-05-0573-8203 Retirement in the amount of \$ 110.51 and to 012-05-0573-8205 Unemployment Insurance in the amount of \$ 48.45.
- l. Line item transfer of \$ 2,222.56 from 012-05-0641-5456 County In-Patient Expense to 012-05-0641-5450 Indigent-Pharmacy.
- m. Line item transfer of \$ 131.18 from 012-05-0644-5550 Out of Co Travel to 012-05-0644-8203 Retirement in the amount of \$ 131.06 and to 012-0644-8102 Appointed Payroll in the amount of \$.12

- n. Line item transfer of \$ 88.50 from 012-05-0650-5000 Office Supplies to 012-05-0650-8203 Retirement.
- o. Line item transfer of \$ 39.55 from 012-05-0665-5000 Office Supplies to 012-05-0665-8114 County Agent FCS in the amount of \$.02, 012-05-0665-8203 Retirement in the amount of \$ 35.37 and to 012-05-0665-8205 Unemployment in the amount \$ 4.16.
- p. Line item transfer of \$ 371.24 from 012-05-0403-5000 Office Supplies and \$ 112.38 from 012-05-0403-5550 Out of Co Travel to 012-05-0403-8101 Official Payroll in the amount of \$.12, 012-05-0403-8203 Retirement in the amount of \$ 384.75 and to 012-05-0403-8205 Unemployment Insurance in the amount of \$ 98.75.
- q. Line item transfer of \$ 2,244.36 from 012-05-0435-8117 Visiting Judge/Salary to 012-05-0435-5000 Office Supplies in the amount of \$ 11.99, 012-05-0435-5481 Crt Appt Attys-Civil in the amount of \$ 1,692.55, 012-05-0435-8137 Court Coordinator in the amount of \$.02, 012-05-0435-8201 Social Security in the amount of \$ 95.78, 012-05-0435-8203 Retirement in the amount of \$ 113.04, 012-5-0435-8205 Unemployment Insurance in the amount of \$ 37.66, 012-05-0435-9051 Grand Jury in the amount of \$ 210.00 and to 012-05-0435-9053 Adm Judicial Region Fee in the amount of \$ 83.32.
- r. Line item transfer of \$ 1,000.00 from 012-05-0426-5493 Co Court Exp-Reporter and \$ 100.00 from 012-05-0426-5494 to 012-05-0430-5484 Crt Appt Attys-Criminal in the amount of \$ 1,100.00.
- s. Line item transfer of \$ 48.48 from 012-05-0440-5000 Office Supplies and \$ 110.48 from 012-05-0440-8204 Workers Compensation to 012-05-0440-8203 Retirement in the amount of \$ 110.51 and to 012-05-0440-8205 Unemployment Insurance in the amount of \$ 48.45.
- t. Line item transfer of \$ 394.71 from 012-05-0457-8202 County Medical Insurance to 012-05-0457-5000 Office Supplies in the amount of \$ 37.14, 012-05-0457-8101 Official Payroll in the amount of \$.12, 012-05-0457-8203 Retirement in the amount of \$ 300.98, and to 012-05-0457-8205 Unemployment Insurance in the amount of \$ 56.47.
- u. Line item transfer of \$ 34.15 from 012-05-0458-5000 Office Supplies and \$ 201.42 from 012-05-0457-8202 County Medical Insurance to 012-05-0458-8101 Official Payroll in the amount of \$.12, 012-5-0458-8105 Secretary in the amount of \$.14, 012-05-0458-8203 Retirement in the amount of \$ 201.42 and to 012-05-0458-8205 Unemployment Insurance in the amount of \$ 33.89.

- v. Line item transfer of \$ 1,325.27 from 012-05-0495-5550 Out of Co Travel to 012-05-0495-8102 Appointed Payroll in the amount of \$.16, 012-05-0495-8103 Assistants in the amount of \$.06, 012-05-0495-8203 Retirement in the amount of \$ 908.78, 012-05-0495-8205 Unemployment Insurance in the amount of \$ 398.27 and to 012-05-0495-9080 Registration fees in the amount of \$ 18.00.

- w. Line item transfer of \$ 400.00 from 012-05-0499-9000 Official & Employee Bonds and \$ 6.09 from 012-05-0499-8206 TCDRS-GTL to 012-05-0499-8101 Official Payroll in the amount of \$ 15.12, 012-05-0499-8103 Chief Deputy Tax Ass'r Collector in the amount of \$.07, 012-05-0499-8203 Retirement in the amount of \$ 294.14 and to 012-0499-8205 Unemployment Insurance in the amount of \$ 96.76.

- x. Line item transfer of \$ 2,625.69 from 012-05-0560-5105 Gas & Oil Expense and \$ 15,685.05 from 012-05-0560-9510 Principal for Debt to 012-05-0560-5135 Other Supplies in the amount of \$ 978.68, 012-05-0560-5820 Repairs & Maint-Vehicle in the amount of \$ 1.73, 012-05-0560-8101 Official Payroll in the amount of \$.06, 012-05-0560-8134 CID Officers in the amount of \$ 02, 012-05-0560-8203 Retirement in the amount of \$ 1,132.30, 012-05-0560-8205 Unemployment Insurance in the amount of \$ 512.90 and to 012-05-0560-9518 Interest for Debt in the amount of \$ 15,685.05.

- y. Line item transfer of \$ 337.00 from 012-05-0561-5000 Office Supplies, \$ 419.95 from 012-0561-5136 Uniforms, \$ 493.01 from 012-05-0561-5311 Supplies/Equipment, \$ 192.40 from 012-05-0561-5820 Maint/Operation Vehicles, \$6,918.48 from 012-0561-8202 County Medical Insurance to 012-05-0561-5105 Gas & Oil Expense in the amount of \$ 7,480.61, 012-05-0561-8108 Traffic Safety Officer in the amount of \$.19, 012-05-0561-8203 Retirement in the amount of \$ 475.27, 012-05-0561-8205 Unemployment Insurance in the amount of \$ 204.77 and to 012-05-0561-9080 Registration fees in the amount of \$ 200.00.

- z. Line item transfer of \$ 877.89 from 012-05-0562-5550 Out of Co Travel to 012-05-0562-5000 Office Supplies in the amount of \$ 105.33, 012-05-0562-8203 Retirement in the amount of \$ 562.88 and to 012-05-0562-8205 Unemployment Insurance in the amount of \$ 209.68.

- aa. Line item transfer of \$ 2,380.00 from 012-0572-8202 County Medical Insurance to 012-0640-5451 Autopsy.

- bb. Line item transfer of \$ 1,846.51 from 012-0497-8202 County Medical Insurance and \$ 178.61 from 012-0500-5000 Office Supplies to 012-05-0500-8105 Election Adm in the amount of \$.12, 012-5-0500-8203 Retirement in the amount of \$ 124.14, 012-05-0500-8205 Unemployment Insurance in the amount of \$ 54.35 and to 012-5-0500-9040 Election Exp in the amount of \$ 1,846.51.
- cc. Line item transfer of \$ 926.70 from 012-05-0512-5136 Uniforms, \$ 378.73 from 012-05-0512-5137 Jail Linens, \$ 482.36 from 012-05-0512-5450 Prisoner Medical Expense, \$ 2.42 from 012-05-0512-5550 Out of Co Travel, \$ 25,156.82 from 012-05-0512-8105 Jailers, \$ 18,255.44 from 012-05-0512-8202 County Medical Insurance, \$ 1,266.63 from 012-05-0512-8204 Workers Compensation to 012-05-0512-5000 Office Supplies in the amount of \$ 57.23, 012-05-0512-5130 Prisoner's Board in the amount of \$ 37,486.80, 012-05-0512-5700 Electricity in the amount of \$ 4,177.74, 012-05-0512-5720 Utilities-Water in the amount of \$ 1,928.09, 012-05-0512-5800 Repairs & Maint-Bldgs in the amount of \$ 1,708.55, 012-05-0512-8103 Jail Administrator in the amount of \$.12, 012-05-0512-8203 Retirement in the amount of \$ 827.51 and to 012-05-0512-8205 Unemployment Insurance in the amount of \$ 283.06.
- dd. Line item transfer of \$ 13,075.39 from 012-05-0572-8105 Secretary, \$ 9,184.67 from 012-05-0562-8136 Dispatchers, \$ 1,084.26 from 012-05-0510-5200 Bldg Maintenance, \$ 3,311.00 from 012-05-0510-5206 Elevator Maintenance Expense, \$ 4,488.85 from 012-05-0510-5700 Electricity, \$ 7,537.50 from 012-05-0510-5830 A/C System-Maintenance, \$ 2,441.79 from 012-05-0510-8115 Maint Supervisor and \$ 2,882.70 from 012-05-0510-8202 County Medical Insurance to 012-0510-5105 Gas & Oil Expense in the amount of \$ 44.30, 012-05-0510-5120 Janitorial Supplies in the amount of \$ 764.05, 012-05-0510-5136 Uniforms in the amount of \$ 357.24, 012-05-0510-5201 Bldg Repairs-Annex & Other in the amount of \$ 7,762.45, 012-05-0510-5204 Bldg Repairs Courthouse in the amount of \$ 3,823.64, 012-05-0510-5205 Lawn Maintenance Supplies in the amount \$ 732.36, 012-05-0510-5508 Blumer & Hospital Annex in the amount of \$ 10,673.97, 012-05-0510-5720 Utilities-Water in the amount of \$ 19,398.78, 012-05-0510-8131 Custodian/Maint in the amount of \$ 286.28, 012-05-0510-8203 Retirement in the amount of \$ 129.56 and to 012-05-0510-8205 Unemployment Insurance in the amount of \$ 33.53.
- ee. Line item transfer of \$ 70.92 from 012-05-0554-5230 Supplies and \$ 990.11 from 012-0572-8201 Social Security to 012-05-0554-5105 Gas & Oil Expense in the amount of \$ 732.99, 012-05-0554-5820 Repairs & Maint Vehicle in the amount of \$ 256.97, 012-05-0554-8201 Social Security in the amount of \$.15 and to 012-05-0554-8203 Retirement in the amount of \$ 70.92.
- ff. Line item transfer of \$ 4,896.18 from 013-05-0000-9514 Capital Outlay to 013-05-0000-8201 Social Security in the amount of \$ 973.14, 013-05-0000-8203 Retirement in the amount of \$ 2,866.76, 013-05-0000-8205 Unemployment Insurance in the amount of \$ 716.28 and to 013-05-0000-9080 Registration fees in the amount of \$ 340.00.

gg. Line item transfer of \$ 3,400.00 from 012-05-0560-8104 Deputies to 012-05-0990-7106 Transfer to Alien Death Grant.

hh. Line item transfer of \$ 1,144.33 from 012-05-0409-5400 Professional Fees-Legal, \$ 19,718.65 from 012-05-0409-5417 Grant Matching, \$ 5,835.43 from 012-05-0409-5500 Telephone, \$ 11,824.51 from 012-05-0409-5505 Internet Expense, \$ 9,792.61 from 012-05-0409-9499 Technology Ogan Contract, \$ 9,771.23 from 012-05-0560-8202 County Group Medical Insurance to 012-05-0409-5020 County Postage/Meter Rent in the amount of \$ 4,591.77, 012-05-0409-5410 Prof Fees-Acct & Auditing in the amount of \$ 4,700.00, 012-05-0409-5460 Appraisal District in the amount of \$ 1,636.00, 012-05-0409-5600 Bidding & Notices in the amount of \$ 2,136.11, 012-05-0409-5860 Copiers-Leasing & Maint Expense In the amount of \$ 6,404.58, 012-05-0409-8138 Mechanic Worker in the amount of \$.24, 012-05-0409-8139 Lawn Maintenance in the amount of \$.08, 012-05-0409-8201 Social Security in the amount \$ 1,144.33, 012-05-0409-8203 Retirement in the amount of \$ 12.79, 012-05-0409-8205 Unemployment Insurance in the amount of \$ 56.70, 012-05-0409-8206 TCDRS-GTL in the amount of \$ 38.39, 012-05-0409-9066 Civil Defense in the amount of \$ 2,530.99, 012-05-0409-9071 Misc/Supplies Accts Payable in the amount of \$ 9,792.67, 012-05-0409-9077 Unemployment Deficit in the amount of \$ 11,259.51, 012-05-0409-9081 Workers' Comp Deficit in the amount of \$ 3,354.00, and to 012-05-0409-9500 Technology in the amount of \$ 10,428.60.

EXECUTIVE SESSION

14. Review, Discuss and Consider approving or changing the right of way agreement for pipeline purposes with Nustar Logistics.

15. Review, Discuss and Consider accepting or rejecting offer made by Nustar Logistics for proposed pipeline easement.

16.ADJOURN.