

**REGULAR COMMISSIONERS COURT**  
**September 10, 2019**  
**10:00 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 Eric Ramos called the meeting to order at 10:06 AM 

**PLEDGE OF ALLEGIANCE**- was led by Judge Eric Ramos

**ROLL CALL**- Judge Eric Ramos called for roll call.

**Present:** Eric Ramos, County Judge,  
Gloria Garza, Commissioner Precinct 1,  
Rolando Gutierrez, Commissioner Precinct 2,  
Armando Olivarez, Commissioner Precinct 3,  
Ernesto "Pepe" Williams, Commissioner Precinct 4,

**Absent:** Elvaray B. Silvas, County Clerk (Not voting).

**Staff Present:**

Missy A. Saavedra, Deputy Clerk  
Gloria Garcia, County Judge's Office

**Others Present:**


August Patroelj, County Auditor

**AGENDA**

**1. Public Comments** 

No public comments were said at this time.

**6. Discuss, consider and act on The Purple Heart Proclamation.**

**(Submitted by Ismael Ortiz)** 

Ismael Ortiz and Lazaro Camarillo, Chief of Staff /Service Officer/Airborne addressed the Court on the above matter.

Mr. Camarillo read the proclamation in open Court. **Motion:** to approve the proclamation, **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct 2, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct 4. Motion passed unanimously. **(On file)**

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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At this time the Court took a short recess at 10: 20 AM, the Court came back into open session at 10:23 AM. Present same as before. County Clerk Elvaray B. Silvas joined the meeting.

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**2. Approve of Regular and Special Commissioners' Court minutes.** 

**Motion:** to approve the minutes as presented for August 12, 2019, August 13, 2019 and August 20, 2019, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Armando Olivarez, Commissioner Precinct 3. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**3. Approve of Bills and Claims** 

**Motion:** to approve the bills and claims as presented by the County Auditor, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously. **(On file)**

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

**Yay:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**4. Approve Monthly Reports**

**A. Treasurer's Monthly Report**

**B. Auditor's Monthly Report**

**C. Tax Assessor Collector Chief Deputy Monthly Report**

**D. Approve Monthly Reports by Brooks County**

**(Submitted by County Foreman)**

**(Submitted by Brooks County Justice of the Peace Precinct 1-4)**

**(Submitted by Brooks County Library Supervisor, Angelica Regalado)**

**(Submitted by Ruby Allen, Landfill Supervisor)**

Honorable Judge Eric Ramos mentioned to the Court that the Treasurer's and Auditor's Report were to be approved at the next meeting; Terri A Silvas, Chief Deputy Tax Assessor Collector presented her report for the month of August 2019.

**Motion:** to approve the reports as presented, **Action:** Approve, **Moved by** Armando Olivarez, Commissioner Precinct 3, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously. **(On file)**

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

**Yay:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**INFORMATION ITEMS**

**5. Discussion on the possibility of decreasing the number of Brooks County Constables for 4 to 2 or 3**

Honorable Judge Eric Ramos addressed the Court on the above matter; he stated that agenda item only reads Constables since they are coming up for election. Judge Ramos did say that the amount of Constables should match the amount of JP's. Also, that if a vote is made to remove constable positions, the JP for the precinct will be able to finish up their term. Judge Nora Salinas addressed the Court with her concerns on the reducing of JP's. No action taken, discussion only.

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**ACTION ITEMS**


**7. Discuss, consider and act on Offer to purchase tax sale property Suit No. 15-01-02123-TX; Brooks County Independent School District and Brooks County vs. Jose Martinez ACCT> NO 05200000801107; LOT 10, Block 8 Falfurrias Farm & Garden Tracts Subdivision and Tract 16, Chula Vista Subdivision, subdivisions in Brooks County, Texas as described in Volume 293, Page 633 Official Records of Brooks County, Texas.**

**(Submitted by Linebarger Goggan Blair & Sampson, LLP)** 

**Motion:** to approve the sale of property to Sandra Castillo in the amount of \$9,000.00,  
**Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously. **(On file)**

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.


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**8. Discuss, consider and act on a new Subdivision located on the corner of FM 754 and FM 1418 (Submitted by Bobby Saenz)** 

Bobby Saenz addressed the Court on the above matter. Mr. Saenz stated that the private road currently there would need to be renamed or later made a county road. Discussed the possibility of placing and building permits, certified inspector for sewer.

**Motion:** to table the above matter, **Action:** Table, **Moved by** Armando Olivarez, Commissioner Precinct 3, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct 4. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**9. Discuss, consider and act on County wide Inventory Audit.**  
**(Submitted by August Patroelj-Brooks county Auditor)** 

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

**Motion:** to remove the missing items from the current inventory list, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Armando Olivarez, Commissioner Precinct 3. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**10. Discuss, consider and act on line item transfer of \$5,000.00 from 012-5-0510-5720 Utilities –Water to 012-5-0510-5830 A/C System-Maintenance.**

**(Submitted by Eric Ramos Brooks County Judge)** 

**Motion:** to approve line item transfer, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**11. Discuss, consider and act on line item transfer of \$497.50 from 012-5-0457-8105**

**Secretary to 012-5-0457-9000 Official Bonds. (Submitted by Nora Salinas JP, PCT 3)** 

**Motion:** to approve line item transfer, **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct 2, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct 4. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**12. Discuss, consider and act on line item transfer of \$2,200.00 from 012-5-0665-8102 Appointed Payroll to 012-5-0665-5550 Out of Co Travel in the amount of \$2,000.00 and to 012-5-0665-9080 Registration Fees in the amount of \$200.00.**

**(Submitted by Derrick Correa CEA-ANR)** 

**Motion:** to approve line item transfer, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Armando Olivarez, Commissioner Precinct 3. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.


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**13. Discuss, consider and act on line item transfer of \$ 5,000.00 from 012-5-0560-5515 Radio Maintenance & Repairs to 012-5-0560-5820 Repairs & Maintenance –Vehicles.**

**(Submitted by Commander Jorge Esparza)** 

**Motion:** to approve line item transfer, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Armando Olivarez, Commissioner Precinct 3. Motion passed unanimously.

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


Yes: Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**14. Discuss, consider and act on line item transfer of \$10,000.00 from 101-5-0053-9063 Trash Landfill Fee, \$4,000.00 from 101-5-0053-5865 Equipment Rental \$1,000.00 from 101-5-0053-5515 Communications Radio Equipment, and \$250.00 from 101-5-0053-5810 Repairs & Maintenance Office Equipment to 101-5-0053-5000 Office Supplies in the amount of \$300.00 to 101-5-0053-5105 Gas & Oil Exp. In the amount of \$6,000.00 to 101-5-0053-5138 Operating Supplies in the amount of \$150.00 to 101-5-0053-5420 Prof. Fees- Engineering in the amount of \$5,000.00 to 101-5-0053-9070 Miscellaneous in the amount of \$600.00 to 101-5-0053-9088 Tire Disposal in the amount of \$3,000.00 and to 101-5-0053-5812- Repairs & Maint.Yard in the amount of \$200.00. (Submitted by Ruby Allen Landfill Supervisor)** 

**Motion:** to approve line item transfer, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Armando Olivarez, Commissioner Precinct 3. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**15. Discuss, consider and act on line item transfer of \$50.00 from 012-5-0455-5000 Office Supplies to 012-5-0455-9010 Membership Dues. (Submitted by Adela Quintanilla JP PCT 1)** 

**Motion:** to approve line item transfer, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct 4. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.


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**16. Discuss, consider and act on Landfill Route Audit from September 2017 thru June 2019. (Submitted by August Patroelj Brooks County Auditor)** 

August Patroelj, County Auditor, Angie Saenz and Debra Garcia addressed the Court on the above matter. Mrs. Garcia presented the findings and recommendations to the Court.

**Motion:** to approve the audit findings and recommendations, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**17. Discuss, consider and act on Resolution for FY 2020 Operation Border Star #3001905 for 2019-2020. (Submitted by Benny Martinez – Sheriff)** 

Jorge Esparza, Commander addressed the Court on the above matter.

**Motion:** to approve resolution, **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct 2, **Seconded by** Armando Olivarez, Commissioner Precinct 3. Motion passed unanimously. **(On file)**

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**18. Discuss, consider and act on Resolution for FY 2020 Alien Death Processing & Missing Person Assistance #2734806. (Submitted by Benny Martinez – Sheriff)**

Jorge Esparza, Commander addressed the Court on the above matter.

**Motion:** to approve resolution, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Armando Olivarez, Commissioner Precinct 3. Motion passed unanimously. **(On file)**

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**19. Discuss, consider and act on Maintenance Fuel Audit from 12/10/2018-08/23/2019**

**(Submitted by August Patroelj Brooks County Auditor)** 

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

Mr. Morones presented the findings and recommendations to the audit findings to the Court. **Motion:** to approve the audit findings and recommendations, **Action:** Adjourn, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**20. Discuss, consider and act on Constable Fuel Audit form 12/10/2018-09/03/2019**

**(Submitted by August Patroelj Brooks County Auditor)** 

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

Mr. Morones presented the findings and recommendations to the audit findings to the Court. **Motion:** to approve the fuel audit and recommendations, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**22. Discuss, consider and act on the proposed date to adopt the Budget.**

**(Submitted by Eric Ramos Brooks County Judge)** 


**Motion:** to approve of September 24th as a proposed date to adopt the budget at 10:00 AM, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded** by Gloria Garza, Commissioner Precinct 1. Motion passed unanimously.

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**21. Discuss, consider and act on Order Adopting the Tax rates for fiscal year 2019-2020**

**(Submitted by Terri A. Silvas Chief Deputy TAC)** 

Honorable Judge Eric Ramos read the Order in open Court. 

**Motion:** to approve the Order Adopting the Tax Rates for Fiscal Year 2019-2020, **Action:** Approve, **Moved by** Armando Olivarez, Commissioner Precinct 3, **Seconded by** Gloria Garza, Commissioner Precinct 1. Motion passed unanimously. (**On file**)

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

**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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**23. Discuss, consider and act on the Regular Commissioners Court time and date for 2019-2020 fiscal year. (Submitted by Eric Ramos Brooks County Judge)** 

**Motion:** to approve on the Regular Commissioners Court meeting for Tuesday at 1:30 PM, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct 4. Motion passed unanimously.

**Vote:** Motion passed (**summary:** Yes = 4, No = 2, Abstain = 0).

**Yes:** Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

**No:** Armando Olivarez, Commissioner Precinct 3 and Eric Ramos, County Judge.

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**EXECUTIVE SESSION-**

**24. Discuss Employment/Resignations/Retirements and other Personnel Issues.**

Item was passed by the Court.

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**25. Discussion of County Commissioners Roles and Responsibilities.**

Item was passed by the Court.

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**OPEN SESSION**

**26. Discuss, consider and act on Employment/Resignations/Retirements.**

It was discussed that Mr. Corraera did resign and Mark Hernandez left as well.

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**27. Adjourn.**

**Motion:** to adjourn at 12:23 PM, **Action:** Adjourn, **Moved by** Gloria Garza, Commissioner Precinct 1, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2. Motion passed unanimously.

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

Yes: Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

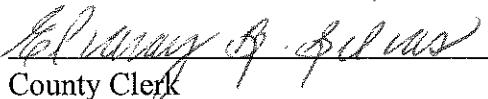
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The preceding minutes beginning on page \_\_\_\_\_ and ending on page \_\_\_\_\_, of the Commissioners' Court Minutes Volume \_\_\_\_\_, read and approved in the Honorable Commissioners' Court this 8th day of October, 2019, A.D.

**APPROVED:**



\_\_\_\_\_  
County Judge

**ATTESTED:**

  
County Clerk