

REGULAR COMMISSIONERS COURT
November 12, 2019
1:30 P.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 1:40 PM 

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,
Elvaray B. Silvas, County Clerk (Not voting).

Staff Present: Missy A Saavedra, Deputy County Clerk

Others Present:
August Patroelj, County Auditor

AGENDA

1. Public Comments 

Ernesto Pepe Williams addressed the Court in reference to the agreement made with GEO and that a signed contract has not been made and that something be done immediately.

Jorge Esparza, Commander addressed the Court in reference to the Jail Commission coming in and inspect the jail and have passed will be providing the court with the documents and suggests at a later date will place an item

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

Motion: to approve the minutes of October 15, 2019, October 29, 2019 and November 5, 2019, as presented by the County Clerk, **Action:** Approve, **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.

3. Approve of Bills and Claims

Motion: to approve the bills and claims as presented, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **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.

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)

Motion: to approve the monthly reports 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: 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.


5. Landfill Workshop - Discussion of Landfill status

Ruby Allen, Landfill Supervisor addressed the Court on the above matter.

The Court discussed budget report, collections, pickups, fees and rules and regulations for the landfill. It was stated that the County is charged for every vehicle that comes in to throw trash; mandated numbers of employees per the type of landfill we are; discussed illegal dumping and outdoor burning. No action taken, discussion only.

6. Agrilife Extension reports (reports for information only)

No action taken, discussion only.

7. Discuss, consider and act on Opening and awarding of Bids for two Freightliner M2 106 dump trucks. (Submitted by County Judge Eric Ramos) 

Judge Ramos opened the only bid from Freightliner. **Motion:** to award the bid to Freightliner dump trucks in the amount of \$200,529.14, **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:** 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.

8. Discuss, consider and act on offer to purchase tax sale property, Suit no. 04-12-01571-TX; Brooks County, Brooks County Independent School District and City of Falfurrias vs. Ramiro Rene Flores Acct. No.031500000100700; The East one-half of Lot 7, Block 1, Villarreal's Second Addition to the City of Falfurrias, Brooks County, Texas, as described in Volume 115, Page 729, Map Records of Brooks County, Texas.

(Submitted by Linebarger Goggan Blair & Sampson, LLP)

Motion: to approve the tax sale in the amount of \$2,600.00, **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.

9. Discuss, consider and act on offer to purchase tax sale property, Suit No. 05-05-01617-TX; Brooks County, Brooks County Independent School District and the City of Falfurrias vs. Leonarda G. Martinez, et al Acct. No 01300-000C-002-00, Block C, Rachal Addition, an addition to the City of Falfurrias, Brooks County, Texas, as described in Volume, Page 308, Deed Records of Brooks County, Texas.

(Submitted by Linebarger Goggan Blair & Sampson, LLP)

Motion: to approve tax sale in the amount of \$2,800.00, **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.

10. Discuss, consider and act offer to purchase tax sale property Suit No. 11-05-01913-TX; Brooks County Independent School District, Brooks County and City of Falfurrias vs. Noe Garza Acct. No. 02900000701300; East 25.00 feet off of Lots 13 and 14, Block 7, Addition No. 1, Original Townsite to City of Falfurrias, Brooks County, Texas, as described in Volume 119, Page 1, Deed Records of Brooks County, Texas. (Submitted by Linebarger Goggan Blair & Sampson, LLP)

Motion: to approve tax sale in the amount of \$825.00, **Action:** Approve, **Moved by** Gloria Garza, Commissioner Precinct 1, **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.


11. Discuss, consider and act on installing one way door latched on all three entrances, one on the south door and two on the north doors of the Courthouse Annex.

(Submitted by Commissioner Ernest Williams) 

Motion: to table and look at the cost of a latch or a pin pad, **Action:** Table, **Moved by** Armando Olivarez, Commissioner Precinct 3, **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.

12. Discuss, consider and act to issue requests for proposals for Administrative services (RFPs) and Requests for qualifications for Engineering services (RFQs) related to the 2020 Texas County Transportation Infrastructure Fund administered by the Texas Department of Transportation (TxDOT). (County Judges Office) 

Motion: to issue requests for RFP's, **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.


13. Discuss, consider and act on transferring \$3,000.00 from 012-5-0527-500 Texas Department Of Public Safety to Admin Assistant 012-5-400-8103 and \$2,250.00 from 012-5-0630-5901 Fire Department Assist to 012-5-400-8103 Admin Assistant. And \$1,000 from 012-5-0510-8107 Courthouse and Buildings to Benefits (Submitted By County Judge) 

Ruben Ramirez, Fire Chief addressed the Court on the above matter.


Motion: to approve line item transfer, **Action:** Approve, **Moved by** Armando Olivarez, Commissioner Precinct 3, **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.

14. Discuss, consider and act to rescind motion previously made on October 8, 2019 line item #12. (Submitted by Commissioner Ernesto "Pepe" Williams) 

Item was passed by the Court

15. Discuss, consider and act on reducing the number of Constables and Justices of the Peace. 

Item was passed by the Court.

16. Discuss, consider and act on new Precinct boundaries for JP's and Constables.
(Submitted By County Judge Eric Ramos) 


Judge Ramos addressed the Court with the new precinct boundaries for Constables and JP's.

Motion: to approve the new Precinct boundaries for JP's and Constables, **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct 2, **Seconded by** Gloria Garza, Commissioner Precinct 1. **(On file)**

Vote: Motion passed (**summary:** Yes = 4, No = 1, Abstain = 0).

Yes: Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

No: Ernesto "Pepe" Williams, Commissioner Precinct 4.

17. Discuss, consider and act to rescind the motion previously made on October 8, 2019 line item #13 Medimpact Healthcare Systems INC (HEB Pharmacy) to term or terminate the contract with them. **(Submitted by Bobby Saenz)** 


Bobby Saenz 911 Addressing/Indigent Director and Elva addressed the Court on the above matter.

Motion: to rescind the motion previously made, **Action:** Approve, **Moved by** Eric Ramos, County Judge, **Seconded by** Armando Olivarez, Commissioner Precinct 3.

Vote: Motion passed (**summary:** Yes = 3, No = 2, Abstain = 0).

Yes: Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Gloria Garza, Commissioner Precinct 1.

No: Ernesto "Pepe" Williams, Commissioner Precinct 4, Rolando Gutierrez, Commissioner Precinct 2.


18. Discuss, consider and act on new agreement with Medimpact to include local pharmacies in its Network. **(Submitted by Bobby Saenz)** 

Motion: to approve new agreement with Medimpact, **Action:** Approve, **Moved by** Armando Olivarez, Commissioner Precinct 3, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2.

Vote: Motion passed (**summary:** Yes = 4, No = 1, Abstain = 0).

Yes: Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

No: Ernesto "Pepe" Williams, Commissioner Precinct 4.

19. Discuss, consider and act on line item transfer of \$4,000.00 from 012-5-0409-9500 Technology to 012-5-0512-9502 GPS Technology System. **(Submitted by County Judge)** 

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.


20. Discuss, consider and act to increase Road & Bridge CDL Incentive to \$1,000.00 each and Zoonosis and Vector to \$750.00 each, to be given out on November 26, 2019.

(Submitted by David Guerra County Foreman) 

Motion: to approve increase on Road and Bridge CDL incentive to \$1000.00 and \$750.00 for Zoonosis and Vector, **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct 2, **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.

21. Discuss, consider and act on canvassing the election results of the November 5, 2019 election. (Submitted by Anna Garcia Election Administrator) 

Motion: to approve the canvassing for the November 5, 2019 election, **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.

22. Discuss, consider and act on a new voting location for Precinct two.

(Submitted by Anna Garcia Election Administrator) 

Anna Garcia, Election Administrator addressed the Court on the above matter.

Motion: to table until a location is found, **Action:** Table, **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.

EXECUTIVE SESSION – At 3:36 PM the Court went into Executive Session.

25. Discuss Employment/Resignations/Retirements and other Personnel Issues.

OPEN SESSION- The Court came back into open session at 3:52 PM, present same as before.

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

The above item was passed by the Court.

23. Discuss, consider and act on transferring \$7,000.00 from 012-5-0510-8170 Part-time, \$3500.00 to 012-5-0510-8115, \$2,500.00 to 012-5-0510-8131, and \$1,000.00 to Benefits.

(Submitted by County Judge Eric Ramos)

Motion: to table line items #23 and #24, **Action:** Table, **Moved** by Armando Olivarez, Commissioner Precinct 3, **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.

24. Discuss, consider and act on new job descriptions for maintenance workers to include skilled labor such as carpentry (Submitted by County Judge Eric Ramos)

The above item was in conjunction with line item #25.

27. Adjourn.


Motion: to adjourn the meeting at 3:53 PM, **Action:** Adjourn, **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.


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 25th day of NOVEMBER, 2019, A.D.

APPROVED:



County Judge

ATTESTED:



County Clerk