

**REGULAR COMMISSIONERS COURT
APRIL 9, 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 10:04 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,
Elvaray B. Silvas, County Clerk (Not voting).

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


Others Present:
Angela Perez, Assistant County Auditor

AGENDA

1. Public Comments 

There were no public comments at this time.

INFORMATION ITEMS

2. Update regarding Tri - County Efforts on long term flooding & drainage issues. 

Honorable Judge Eric Ramos informed the court that he attended a second meeting in San Diego. Also that Commissioners Williams and Gutierrez were also there. Judge Ramos stated that he met with the Duval County Judge, Jim Hogg County Judge Eric Ramos and Representative Vicente Gonzalez, on drafting a letter to begin a process with the Army Corp Engineers to see about working on the flooding and drainage issues that the counties deal with. Commissioner Williams stated that in talking with Mr. Felix Saenz, that back in the 80's a study has been done and maybe going back and see what was done. Mr. Ramos stated that there was a

study already done but the Army Corp of Engineers is restarting a new study of this project. Information only, no action taken.

3. The Ed Rachal Library is planning a rummage sale on April 13, 2019 from 9:00am to 2:00pm Proceeds will be going towards the Summer Reading Program and Library Items.

(Submitted by Angie Regalado) 

Honorable Judge Eric Ramos addressed the Court on the above matter, stating that is was just a reminder and that all proceeds will go to the library. No action taken, discussion only.

ACTION ITEMS:

4. Approve of Regular and Special Commissioners Court minutes for dates March 6, 2019 and March 12, 2019, March 22, 2019 and March 25, 2019.

Motion: to table till the next meeting, **Action:** Table, **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.

5. Bills and Claims 

Motion: to approve the bills and claims as presented, **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.

6. Approve Monthly Reports 


- A. Treasurer's Monthly Report
- B. Auditor's Monthly Report. 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)

Alan Hernandez, County Treasurer presented the Court with his monthly report for the months of February and March 2019; Angela Perez presented the Auditors monthly report for March 2019; Terri A. Silvas, Chief Deputy Tax Assessor Collector addressed the Court with her monthly report for March 2019.

Motion: to approve the monthly 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:** 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.

7. Discuss, consider and act to resend the motion previously made at a Special Meeting dated 3/22/19 dealing with Action Number #9. (Submitted by Judge Eric Ramos) 

Motion: to rescind the action previously made, **Action:** Approve, **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.

8. Discuss, consider and act line item transfer of \$1,000.00 from #5-012-0400-8107 Part-Time to #5-012-0400-5000 Offices Supplies. (Submitted by Judge Eric Ramos) 

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.


9. Discuss, consider and act on written permission for entering property on State Roads and Farm to Market Roads to deliver dirt. TxDot does not want any dirt left on their right-of-way. (Submitted by County Foreman, David Guerra) 

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

Motion: to approve entering properties (to deliver dirt and brush pickup) on State Roads and Farm to Market, **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.

10. Discuss, consider and act line item transfer of \$300.00 from 012-5-0554-5136 Uniforms, to 012-5-0554-5820 Repairs & Maintenance Vehicles. (Submitted by Constable Pent #3 Frank Huerta) 

Frank Huerta, Constable Precinct #3 addressed the Court on line items 10, 11 and 14.

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

11. Discuss, consider and act line item transfer of \$330.80 from 3012-5-0554-5550 Out of County Travel to #012-5-0554-5820 Repairs & Maintenance. Vehicles. (Submitted by Constable Pent #3 Frank Huerta)

Line Item was in conjunction with line item #10.

14. Discuss, consider and act line item transfer of \$1,153.00 from #012-5-0409-9022 Auto Liab/Physical Damage to #012-5-0409-9023 Law Enforcement Liab. (Submitted by Constable Pent #3 Frank Huerta)


Line Item was in conjunction with line item #10.

12. Discuss, consider and act line item transfer of \$400.00 from #012-5-0512-5800 Repairs & Maintenance Bldgs. to #012-5-0512-9080 Registration Fees. (Submitted by Jorge Esparza) 

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.

13. Discuss, consider and act line item transfer of \$3,511.00 from #012-5-0409-9021 General/Public Officials to #012-5-0409-9081 Worker's Comp Deficit. (Submitted by Brooks County Auditor, August Patroelj) 

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

16. Discuss, consider and act line item transfer of \$30.00 from #012-5-0457-5000 Office Supplies to #012-0-0457-9010 Membership Dues. (Submitted by JP #3 Nora Salinas)

Motion: to approve line item transfer, **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.

17. Discuss. Consider and act line item transfer of \$118.48 from #013-5-0000-5511 Principal for Debt to #013-5-0000-5512 Interest for Dept. (Submitted by David Guerra)



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

18. Discuss, consider and act on the installation of (2) Children at Play Signs on County

Road #213. (Submitted by David Guerra)



Motion: to approve 2 signs on county road 213 and CR 102, **Action:** Approve, **Moved by** Armando Olivarez, Commissioner Precinct 3, **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.

19. Discuss, consider and act on the installation of (2) Children at Play Signs on County

Road #102. (Submitted by David Guerra)

Line item was in conjunction with line item #18.

20. Discuss, consider and act on the purchase and delivery of 1,000 yards of caliche from L.O. Construction in the amount of \$10,320.00. The caliche will be delivered to the Road &

Bridge yard. (Submitted by David Guerra)



Motion: to approve the purchase and delivery of caliche, **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.

21. Discuss, consider and act on a Resolution supporting Brush Country Groundwater Conservation District's (BCGCD) proposed legislative bills HB 3577 & SB 1842 to allow BCGCD to maintain legal authority to adequately protect brackish groundwater resources

of the BCGCD. (Submitted by Felix Saenz)




Honorable Judge Eric Ramos read resolution in open Court. Felix Saenz, BCGWCD Manager also addressed the Court on the above matter.

Motion: to approve Resolution, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **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.

22. Discuss, consider and act on Proclamation for the Loma Blanca Soil & Water Conservation District #328 during the week of April 28th, 2019 through May 5, 2019 as Soil & Water Stewardship Week. 

Honorable Judge Eric Ramos read proclamation in open Court. **Motion:** to approve proclamation, **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.


23. Discuss, consider and act on Resolution for Border Star 20 Grant Number #3001905.
(Submitted by Sheriff, Benny Martinez)

Honorable Judge Eric Ramos read resolution in Open Court. Commander Jorge Esparza also addressed the Court on the above matter.

Motion: to approve resolution, **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.

24. Discuss, consider and act on an Inter-local Agreement between Starr County Sheriff's Office, and Brooks County Sheriff's Office, Stonegarden, (Submitted by the Sheriff, Benny Martinez) 

Commander Jorge Esparza addressed the Court on the above matter.

Motion: to approve Inter-local Agreement, **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.

15. Discuss, consider and act line item transfer of \$358.74 from #012-5-0409-9022 Auto Liab/Physical Damage to #012-5-0409-5511 Principal for Debt. (Submitted by Brooks County Auditor, August Patroelj)

Item was not reviewed by the Court

25. Adjourn

Motion: to adjourn at 11:20 AM, **Action:** Adjourn, **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.

The preceding minutes beginning on page 255 and ending on page 261, of the Commissioners' Court Minutes Volume 37, read and approved in the Honorable Commissioners' Court this 14th day of May, 2019, A.D.

APPROVED:



County Judge

ATTESTED:

E. Garza
County Clerk