

# REGULAR COMMISSIONERS COURT

May 12, 2020

1:30 P.M.

## Through Teleconference with Zoom

Meeting ID: 860 4578 0813

Password: 016141

BE IT REMEMBERED, that on this day, the Honorable Commissioners' Court of Brooks County, Texas met in a Regular Term through teleconference with ZOOM.

**OPEN MEETING-** Judge Eric Ramos opened the meeting at 1:33 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,

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

**Staff Present:** Missy A Saavedra, Deputy County Clerk

**Others Present:** August Patroelj, County Auditor

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### AGENDA

#### 1. Public Comments

Anna M Garcia, Elections Administrator addressed the Court and informed them that due to the proclamation from the Governor has extended the runoff election for July 14, 2020, which is to start on June 29 and will be extended an extra week, and that she has received some grant monies that will be used for PPE for election workers.

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

**Motion:** to approve minutes as presented, **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.

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#### 3. Approve of Bills and Claims

The Court discussed the above matter and item was passed for clarification.

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At this time 1:40 PM, Elvaray B. Silvas, County Clerk joined the meeting.  
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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)

The reports for the County Treasurer and County Auditor reports were not ready; report for the Chief Deputy Tax Assessor Collector was passed for next week.

**Motion:** to approve reports 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.

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**5. Agrilife Extension reports (reports for information only)**

Information only, no action taken.  
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**6. Discuss, consider and act on transferring \$387.67 from 012-5-0495-9080 Registration Fees to 012-5-0495-8204 Workers Compensation**  
**(Submitted by BC Auditor August Patroelj)**

**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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**7. Discuss, consider and act on transferring \$450.00 from 012-5-0495- 9080 Registration fees to 012-5-0495-8107 Part Time. (Submitted by BC Auditor August Patroelj)**

**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 passed (**summary:** Yes = 3, 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, Eric Ramos, County Judge.

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**8. Discuss, consider and act on paying McIntyre Lumber in the amount of \$71.90.**  
**(Submitted by Nikolo Guerra)**

Nikolo Guerra addressed the Court on the above matter.

**Motion:** to pay bill, **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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**9. Discuss, consider and act on accepting an anonymous donation to Brooks County in the amount of \$2,000.00. (Submitted by BC Judge Eric Ramos)**

**Motion:** to accept donation, **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.

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**10. Discuss, consider and act on appointment to the Brush Country Groundwater Conservation District, by Resolution, of Three Directors Representing Agricultural, Municipal and Industrial/Mining Interests in Brooks County, by Brooks County Commissioners' Court. Directors' Term of Office will run from 6/1/2020 thru May 31, 2024. (Submitted by Felix Saenz, General Manager, Brush Country GCD)**

Felix Saenz, General Manager, Brush Country GCD addressed the Court on the above matter.

Honorable Judge Eric Ramos read resolution in open Court. **Motion:** to reappoint Mauro Garcia, Robert Scott Jr and William Paul Goranson for a term of three years, **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 to modify or rescind curfew hours.**  
**(Submitted by BC Judge Eric Ramos)**

**Motion:** to modify hours to Sunday thru Thursday from 10 PM -5 AM and 12AM -5 AM Friday- Saturday and to be reconsidered on the 19th, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Rolando Gutierrez, Commissioner Precinct 2.

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

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

**No:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Gloria Garza, Commissioner Precinct 1.

Motion died due to lack of a majority.

**Motion:** to move curfew to 11 pm – 5 am for Friday and Saturday and back to 10 pm – 5am on weekdays, **Action:** Approve, **Moved by** Eric Ramos, County Judge, **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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**12. Discuss, consider and act on the approval of a Prioritized list of Roads for the TxDOT 2020 County Transportation Infrastructure Fund (CTIF) grant program application.**  
**(Submitted by BC Judge Eric Ramos)**

The Court addressed the above matter, as each commissioner turned in their list for submission, Judge Ramos and the Court reviewed them and discussed which roads should be worked on, Oralia Cardenas, GrantWorks also addressed the Court in reference to this line item, **Motion:** to approve blue box prioritized list , **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct 2, **Seconded by** Gloria Garza, Commissioner Precinct 1.

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

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

**No:** Armando Olivarez, Commissioner Precinct 3.

The Court then prioritized this list from 1st-4th; it was discussed to go with highest amount to the lowest amount and the rest would be on the list in the event we would be granted more monies; if given would come back and reprioritize the list.

**Motion:** to approve the prioritize list as discussed 1-5 (CR 212, CR 110, CR 200, CR 309 and CR 315 ) the rest of the roads would be in county road order and if needed would come back and prioritize the rest, **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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**13. Discuss, consider and act on transferring \$232.19 from 012-5-0499-5550 Out of County travel; to 012-5-0499-8204 Workers Compensation.**  
**(Submitted by Terri Silvas)**

**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.

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**14. Discuss, consider and act on closing of the Brooks County Indigent Health Program for this fiscal year.**  
**(Submitted by Bobby Saenz)**

Bobby Saenz addressed the Court on the above matter, in closing beforehand to see how much money is left, due to some bills coming in, **Motion:** to approve closing the indigent health programs and to approve line item transfers for line items 15-17, **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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**15. Discuss, consider and act on transferring \$3, 6000.00 from 012-5-0641-5452 Burial expense to 012-5-0641-5457 County out- patient expense. (Submitted by Bobby Saenz)**

Line item was in conjunction with line item #14

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**16. Discuss, consider and act on transferring \$10,000.00 from 012-5-0641-5456 County in patient expense to 012-5-0641-5457 County out-patient expense.**

**(Submitted by Bobby Saenz)**

Line item was in conjunction with line item #14

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**17. Discuss, consider and act on transferring \$6,000.00 from 012-5-0641-5450 Indigent -- pharmacy; to 012-5-0641-5457 County out-patient expense.**

**(Submitted by Bobby Saenz)**

Line item was in conjunction with line item #14

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**EXECUTIVE SESSION-Items were passed by the Court**

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

19. Employee(s) to address court regarding keeping vacation days beyond one year.

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**OPEN SESSION -Items were passed by the Court**

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

21. Discuss, consider and act on employees request on vacation days.

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**Addendum**

**1. Discuss, consider and act on transferring \$400.00 from 012-5-0555-5105 Gas & Oil Expense; to 012-5-0553-5820 Repairs & Maint. Vehicles. (Submitted by Ramiro Gonzalez)**

**Motion:** to approve line item transfer, **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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**2. Discuss, consider and act to approve a Proclamation recognizing May 2020 as Children's Mental Health Awareness Month in Brooks County.**

**(Submitted by Coastal Plains )**

Honorable Judge Eric Ramos read the proclamation in open Court. **Motion:** to approve proclamation, **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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The Court went back to discuss line item #5

**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. (**On file**)

**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.

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**22. Adjourn.**


**Motion:** to adjourn at 3:07 pm, **Action:** Adjourn, **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).

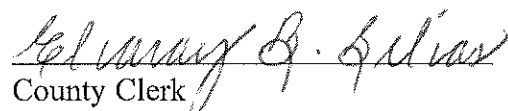
**Yes:** Armando Olivarez, Commissioner Precinct 3, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct 4, Gloria Garza, Commissioner Precinct 1, Rolando Gutierrez, Commissioner Precinct 2.

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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 9th day of June, 2020, A.D.

**APPROVED:**

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

**ATTESTED:**

  
\_\_\_\_\_  
County Clerk