


REGULAR COMMISSIONERS COURT
May 12, 2022
3:00 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 opened the meeting at 3:02PM 

PLEDGE OF ALLEGIANCE-was led by Judge Eric Ramos

ROLL CALL-Judge Eric Ramos called for roll call:

Present: Eric Ramos, County Judge,
Eduardo "Eddie" Garza, Commissioner Precinct #1,
Rolando Gutierrez, Commissioner Precinct #2,
Horacio Villarreal III, Commissioner Precinct #3,
Ernesto "Pepe" Williams, Commissioner Precinct #4,
Elvaray B. Silvas, County Clerk (Not voting).

Staff Present: Missy A Saavedra, Deputy Clerk

AGENDA

1. Public Comments 

Judge Ramos asked for public comments not on the agenda:

- a. Albert Martinez, Congressman Vicente Gonzalez presented Honorable Judge Eric Ramos with a flag flown at the State Capital in honor of his service.

Judge Ramos asked for public comments for items on the agenda:

- a. Irma Menchaca addressed the Court in reference to an incident (dog bite) that occurred in 2021 and asking the Court to adopt a court order to restrain dogs in unincorporated areas (county)

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


Item was passed by the Court; no minutes were available.

3. Approve of Bills and Claims 

Motion: to approve the bills and claims as presented, **Action:** Approve, **Moved by** Eduardo "Eddie" 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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, 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
 - i. (Submitted by County Foreman)
 - ii. (Submitted by Brooks County Justice of the Peace Precinct 1-4)
 - iii. (Submitted by Brooks County Library Supervisor)
 - iv. (Submitted by Ruby Allen, Landfill Supervisor)


August Patroelj, County Auditor addressed the Court with his monthly report as attached; Teresa A. Silvas, Chief Deputy Tax Assessor Collector addressed the Court with her monthly report as attached. other monthly reports as included in the packet.

Motion: to approve of the monthly reports as presented, **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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

5. **Agrilife Extension Reports – Information** 
Informational only, no action taken.

6. **Discuss, Consider and Act on offer to purchase tax sale property SUIT NO 15-10-02186-TAX, Brooks County Independent School District, Brooks County, and City of Falfurrias vs Eusebio Martinez Jr. ACCT.No . 01200000H00400; 4, Block "H", Maupin Addition, an addition to the Town of Falfurrias , Brooks County, Texas, as described in Volume 156, Page 681, Official Records of Brooks County, Texas. (Submitted by Linebarger Goggan Blair & Sampson, LLP)** 

Sylvia Montemayor, Linebarger Goggan Blair & Sampson, LLP addressed the Court on the above matter. Mrs. Montemayor informed the Court on pulling this sale due to the buyer not bringing in the 20%. Item was passed by the Court, no action taken.

7. **Discuss, Consider and Act on offer to purchase tax sale property SUIT NO. 18-0202234-TAX, Brooks County Independent School District, Brooks County, and City of Falfurrias vs Alvie E Callenius. Acct, No 05100002000200; Lot 2 Blk 20, Miller Brothers Additions, an addition to the City of Falfurrias, Brooks County, Texas according to the map or plat thereof, recorded in Volume 93, Page 839, Map Records for Brooks County, Texas. (Submitted by Linebarger Goggan Blair & Sampson, LLP)** 

Sylvia Montemayor, Linebarger Goggan Blair & Sampson, LLP addressed the Court on the above matter. **Motion:** to table, **Action:** Table, **Moved by** Horacio Villarreal III, Commissioner Precinct #3, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct #4.

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

Yes: Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

No: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge.


7. **Discuss, Consider and Act on offer to purchase tax sale property SUIT NO. 08-09-01801-TX, Brooks County Independent School District, Brooks County and City of Falfurrias vs. Camilio P. Perez. Acct. No. 03300000301100; Lots 11 and 12. Block3, Littlefield Addition, an addition to the City of Falfurrias, Brooks County, Texas as described in Volume 75, Page 388, Deed Records of Brooks County, Texas**

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

Sylvia Montemayor, Linebarger Goggan Blair & Sampson, LLP addressed the Court on the above matter. **Motion:** to approve offer to purchase tax sale property, **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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

9. **Discuss, Consider and Act on the Recommendation to fill the County Extension Agent – Family & Community Health position. (Submitted by Ruben j. Saldana)** 

Dr. Ruben J. Saldana addressed the Court on the above matter, with suggesting Kimberly De La Garza to fill this position starting May 31, 2022 and will placed on the County's payroll starting July 1, 2022 at \$12,798.00. **Motion:** to approve recommendation to hire Kimberly De La Garza, **Action:** Approve, **Moved by** Horacio Villarreal III, Commissioner Precinct #3, **Seconded by** Eduardo "Eddie" Garza, Commissioner Precinct #1. Motion passed unanimously.

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

10. **Discuss, Consider and Act on Interlocal Agreement between Starr County Sheriff's Office and Brooks County Sheriff's Office.** 

Honorable Judge Eric Ramos read interlocal agreement in open Court. **Motion:** to approve interlocal agreement, **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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

11. Discuss, Consider and Act on Children's Mental Health Acceptance Month. 

Honorable Judge Eric Ramos read a proclamation in open court honoring the month of May as Children's Mental Health Acceptance Month. Selina Utley, Clinic Director and Mary Perez addressed the Court on the above matter.


Motion: to approve proclamation, **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct #2, **Seconded by** Eduardo "Eddie" Garza, Commissioner Precinct #1. Motion passed unanimously. **(on file)**

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

12. Update on the Ed Rachal Memorial Library Roof. 


The Court discussed the above matter, Honorable Judge RAMOS stated the company will be completing this project. Marissa Utley also addressed the Court on the above, as well as the Court expressed their concerns of the completion of this project.

13. Discuss, Consider and Act on approving a MOU between Brooks County Sheriff's Office and Bee County Sheriff's Office. (Submitted by BC Sheriff's Office) 

Honorable Judge Eric Ramos read MOU in open Court. **Motion:** to approve MOU, **Action:** Approve, **Moved by** Eduardo "Eddie" 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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

14. Discuss, Consider and Act on paying invoices to HART Intercivic in the amount of \$1,269.75. (Submitted by Anna Garcia) 

Motion: to pay invoices, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct #4, **Seconded by** Eduardo "Eddie" Garza, Commissioner Precinct #1. Motion passed unanimously.

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

15. Discuss, Consider and Act on transferring \$1,500.00 from 012-5-0561-5515 Radio Maintenance & Repairs; to 012-5-0562-8129 Overtime. 

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

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

16. Discuss, Consider and Act on transferring \$500.00 from 012-5-0561-9070 Miscellaneous; to 012-5-0562-8129 Overtime.

Motion: to approve line item transfer, **Action:** Approve, **Moved by** Eduardo "Eddie" 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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

17. Discuss, Consider and Act on transferring \$300.00 from 012-5-0561-9080 Registration; to 012-5-0562-8129 Overtime.

Motion: to approve line item transfer, **Action:** Approve, **Moved by** Horacio Villarreal III, 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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

18. Discuss, Consider and Act on transferring \$1,600.00 from 012-5-0561-8108 Traffic Safety Officer; to 012-5-0562-8129 Overtime.

Motion: to approve line item transfer, **Action:** Approve, **Moved by** Rolando Gutierrez, Commissioner Precinct #2, **Seconded by** Eduardo "Eddie" Garza, Commissioner Precinct #1. Motion passed unanimously.

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

19. Discuss, Consider and Act on transferring \$7,000.00 from 012-5-0512-8105 Jailers; to 012-5-0512-8129 Overtime.

Motion: to approve line item transfer, **Action:** Approve, **Moved by** Horacio Villarreal III, Commissioner Precinct #3, **Seconded by** Eduardo "Eddie" Garza, Commissioner Precinct #1. Motion passed unanimously.

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

20. Discuss, Consider and Act on transferring \$500.00 from 101-5-0053-5810 Repairs & Maint.; to 101-5-053-5138 Repairs and Maint. (Submitted by Ruby Allen)

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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

21. Discuss, consider and act on paying juvenile detention invoices totaling \$9,903 out of ARPA, 2021 funds.

Motion: to pay invoices, **Action:** Approve, **Moved by** Horacio Villarreal III, Commissioner Precinct #3, **Seconded by** Eduardo "Eddie" Garza, Commissioner Precinct #1. Motion passed unanimously.

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

22. Discuss, consider and act on approving the salaries of the two full time clerks in the Justice of the Peace Precinct 2 office, \$25,624.88 and \$24,624.88 respectively.

Motion: to approve effective immediately, **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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

23. Discuss, consider and act on transferring \$10,000 from 012-5-0409-5417 (Grant Matching) and \$5,000 from 012-5-0409-5400 (Professional Fees-legal) to fund the position in the 79th District Adult Probation Department to meet Senate Bill 6 mandates.

Motion: to approve line item transfer, **Action:** Approve, **Moved by** Eric Ramos, County Judge, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct #4. Motion passed unanimously.

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


Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

24. Discuss, consider and act on approving (Amendment No. 2) between Avenu Enterprises and Brooks County.

Motion: to approve the amendment, **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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

25. Discuss, consider and act on changing the Brooks County Commissioners Court regular meeting from the second Thursday of the month at 10:00 am to the second Thursday of the month at 3:00 pm. 

Motion: to change from the second Thursday of the month at 10:00 am to the second Thursday of the month at 3:00 pm, **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: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, Rolando Gutierrez, Commissioner Precinct #2.

26. Budget Workshop 

- A. Preliminary Values
- B. 2022-23 proposed
- C. Consolidated Offices (JP's and County/District Clerk)

The Court discussed item a: **(on file)**

- Teresa A. Silvas addressed the Court on the preliminary values;
- Estimated increase in revenue of \$308,199.99

The Court discussed item b: **(on file)**

- Only includes expenditures (judge handed out a preliminary proposed budget)
- A spreadsheet was handed out as far as budgets for all departments for the 2022-2023

The Court discussed item c: **(on file)**

- Discussed that in the County clerk and district clerk has combined the monies budgeting for 4 employees, \$50,000.00 for County/District Clerk and \$48,000 for JPs
- 2 deputies coming back to general fund and 2 still being paid out of the ARPA; COVID paid were not included
- discussed a possible raise for employees who have not received one in the last 6 months.

EXECUTIVE SESSION-Items passed by the Court.

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

28. Discussion of use of scrap metal from the Library roof.

29. Discussion of Commissioners behavior when addressing Venders/Contractors on the job

OPEN SESSION-Items passed by the Court.

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

31. Adjourn

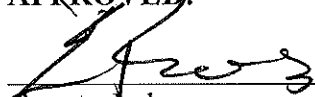
Motion: 4:40 PM, **Action:** Adjourn, **Moved by** Eduardo "Eddie" Garza, Commissioner Precinct #1, **Seconded by** Ernesto "Pepe" Williams, Commissioner Precinct #4. Motion passed unanimously.

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

Yes: Eduardo "Eddie" Garza, Commissioner Precinct #1, Eric Ramos, County Judge, Ernesto "Pepe" Williams, Commissioner Precinct #4, Horacio Villarreal III, Commissioner Precinct #3, 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 14th day of July, 2022, A.D.

APPROVED:



County Judge

ATTESTED:



County Clerk