

REGULAR COMMISSIONERS COURT

February 9, 2021

10:00 A.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 Regular Term through Teleconference through ZOOM.

OPEN MEETING- Judge Eric Ramos opened the meeting at 10:10 AM

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).

Others Present:

Missy A. Saavedra, Deputy Clerk

AGENDA

1. Public Comments

No public comments were said at this time.

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

Motion: to approve the minutes of 12-23-2020 and 01-21-2021, **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.

3. Approve of Bills and Claims

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

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)
 - iv. (Submitted by Ruby Allen, Landfill Supervisor)

Judge Ramos stated that there was no monthly report for the Treasurer's Report; August Patroelj, County Auditor addressed the Court with his monthly report for January 2021; Jorge Esparza Commander addressed the Court on the Auditor's report and explained the situation on why the Prisoner's Board has not received anything and on the low Code Enforcement numbers; Terri A. Silvas, Chief Deputy Tax Assessor Collector addressed the Court with her monthly report for the month of January 2021;

Motion: to approve the monthly reports as presented, **Action:** Approve, **Moved by** Horacio Villarreal III, 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: 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 (reports for information only)

For information purposes only.

6. Discuss parking designations for Administrators at Annex

Commissioner Williams addressed the Court on the above matter about designating parking spots for Officials and it was discussed to figure out at cost and to bring back as an action item if needed.

7. Discuss Re-Roofing at jail.

Judge Ramos stated that there has been a delaying on the roofing at the Jail and that its due to the AC systems and has been brought for discussion to see what we need to do. Sheriff Martinez addressed the Court and stated that we move away from this contract due to the inconsistency and rebid out for contract. Commissioner Williams agreed with Sheriff Martinez on dropping the current contract and rebid. Commissioner Gutierrez addressed his concerns as well and asks to be invited to these meetings for the Jail roof updates. It was discussed to bring back as an action item, no action taken discussion only.

8. Discuss, consider and act on Rescinding the Brooks County Crew previously approved at the Emergency Meeting held on December 23, 2020 line item # 2.

Motion: to rescind the motion previously made, **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.

9. Discuss, consider and act on approving the 2020 Operation Stone Garden Resolution; Grant Number 3221006 (Submitted by Sheriff's Office)

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

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

10. Discuss, consider and act on transferring \$75.00 from 012-5-0510-5508 Blumer, Hospital Annex; to 012-5-0510-9507 Sprinkler Systems. (Submitted by Beto Muniz)

Motion: to approve the 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.

11. Discuss, consider and act on transferring \$25,000.00 from 013-5-0033-5827 Road Construction/Improvement to 013-5-0033-8107 Part-Time. (Submitted by David Guerra)

David Guerra, Road and Bridge Foreman addressed the Court, stating that the purpose of the move is to hire 3 part-timers for the rest of the year to help maintain the roads.

Motion: to approve the 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.

12. Discuss, consider and act on payment to Exxon Mobil for diesel in the amount of \$29.77. (Submitted by Sheriff's Office)

Motion: to authorize payment, **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.

13. Discuss, consider and act on approving the 2022 79th Judicial District Drug/Alcohol Court Division Program Resolution; Grant Number 1747318. (Submitted by Albert Ramirez Adult Probation)

Honorable Judge Eric Ramos read resolution in open Court. Albert Ramirez BCCS Supervisor addressed the Court on the above matter. August Patroelj, County Auditor addressed the Court with a question on the matching fund of \$6,000.00.

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

14. Discuss, consider and act on transferring \$2,500.00 from 012-5-0510-5201 Building Repairs; to 012-5-0630-8102 Contract Labor. (Submitted by BC Judge Eric Ramos)

Judge Ramos addressed the Court stating that last year a part time position was approved for the Emergency Management and that there were no monies allocated for it so is needing to move monies. Judge Ramos stated that he would like to make this a permanent position to help with the registration of vaccines. This position will be held in the County Judges office and be under the Emergency Management.

Motion: to approve line-item transfer, **Action:** Approve, **Moved by** Eduardo "Eddie" Garza, Commissioner Precinct 1, **Seconded by** Eric Ramos, County Judge. 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 \$2,000.00 from 012-5-0510-9505 Capital outlay; to 012-5-0456-8107 Part-Time. (Submitted by BC Judge Eric Ramos)

Motion: to approve the 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.

16. Discuss, consider and act on the approval of the County Tax Assessor Collector's continuing education certificate of completion for the 2020 year. (Submitted by Sheriff Urbino "Benny" Martinez)

Terri A. Silvas, Chief Deputy Tax Assessor collector addressed the Court on the above matter.

Motion: approve of the continuation education certificate of completion for the 2020-year,

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.

The court took a quick recess to correct the ZOOM meeting process for the Breakroom that will be used for Executive Session purposes, the ZOOM meeting was ended 11:25 AM to be back at 11:27 AM. The Court came back and went into Executive Session straight into Executive Session.

EXECUTIVE SESSION- at 11:34 AM the Court went into Executive Session.

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

OPEN SESSION-At 12:13 PM the Court came back into open Session; Present same as before.

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

Motion: to hire Kim Nevarez as the Indigent Coordinator, **Action:** Approve, **Moved by** Ernesto "Pepe" Williams, Commissioner Precinct 4, **Seconded by** Horacio Villarreal III, Commissioner Precinct 3. 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 \$1,250 from 012-5-0650-8105 Library clerks and \$2,000 from 012-5-0644-8188 Stipend to 012-5-0650-8107 Part-time.

Katy Salinas, HR stated there is a change It was stated that there is a correction from 8188 to 8118

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.

20. Discuss, consider and act on transferring \$4,000 from 012-5-0644-8102 appointed payroll to 012-5-0644-8107 Part time.

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.

21. Discuss, consider and act on transferring \$3,000 from 012-5-0510-8107 Part time to 012-5-0510-8115 Maint. Supervisor

Katy Salinas, HR asked when would this change occur, it was stated that it would be effective for the next payroll of February 16th.

Motion: to approve line item transfers 21 and 22, **Action:** Approve, **Moved by** Eduardo "Eddie" Garza, Commissioner Precinct 1, **None seconded.** Motion died to lack of second.

22. Discuss, consider and act on transferring \$1,500 from 012-5-0510-9068 Contract Labor to 012-5-0510-8131 Custodian/Maint.

Line-item was in conjunction with line item #21.

Addendum

1. Discuss, consider and act on allowing BCFA the entire use of the fairgrounds for the County Fair. (February 23-28, 2021.) (Submitted by Arnold Mireles, BCFA President)

Motion: to allow BCFA the entire use of the fairgrounds, **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.

2. Discuss, consider and act on lifting the beer ban for the BCFA Fair (February 24-27, 2021.)(Submitted by Arnold Mireles, BCFA President)

Motion: to lift the beer ban for the BCFA Fair, **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.

23. Adjourn

Motion: to adjourn the meeting at 12:25 PM, **Action:** Adjourn, **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.

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 March, 2021, A.D.

APPROVED:



County Judge

ATTESTED:


County Clerk