**FRIO COUNTY COMMISSIONERS COURT MINUTES FOR**

**Regular Meeting January 09, 2023**

 On the 9th day of January,2023, at 3:00 p.m. the Commissioners Court of Frio County met in a regular meeting with the following members either absent or present, to-wit: Rochelle Lozano Camacho, Frio County Judge was present; Joe Vela, Commissioner Pct 1 present; Mario Martinez, Commissioner Pct 2 present; Raul Carrizales, Commissioner Pct 3 present; Danny Cano, Commissioner Pct 4 present; Joseph A. Sindon, Legal Counsel for Frio County Commissioners Court present; and Aaron Ibarra, Frio County Clerk present when the following meeting was held, to-wit:

I. Invocation and Pledge of Allegiance

II. Adopt Agenda

**MOTION: COMMISSIONER RAUL CARRIZALES**

**SECOND: COMMISSIONER MARIO MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

III. Old Business

 **PRESENTATION**

 **ACTION AGENDA ITEMS**

(1) Roxana Garcia, Frio County Engineer, requests:

Discussion regarding the progress of construction for the Frio County Building Improvement Project located at 1796 IH 35E, Pearsall, Texas. Sandoval Contracting will be present and provide the update.

**MOTION TO MEET IN EXECUTIVE SESSION AT 3:05 P.M.: COMMISSIONER CARRIZALES, SECONDED BY COMMISSIONER MARTINEZ. PASSED UNANIMOUSLY**

**MOTION TO RETURN TO REGULAR SESSION AND END EXECUTIVE SESSION AT 3:38 P.M.: COMMISSIONER CARRIZALES, SECONDED BY COMMISSIONER MARTINEZ. PASSED UNANIMOUSLY.**

**ITEM DISCUSSED. NO ACTION TAKEN**

(2) Roxana Garcia, Frio County Engineer, requests:

Discuss the Payment and Performance Bonds for the Frio County Building Improvement Project, located at 1796 IH 35 E., Pearsall, Texas.

**ITEM DISCUSSED. NO ACTION TAKEN**

(3) Roxana Garcia, Frio County Engineer, requests:

 Discuss the status of the Pay Applications for the Frio County Building Improvement Project, located at 1796 IH 35 E., Pearsall, Texas.

 **ITEM DISCUSSED. NO ACTION TAKEN**

(4) Roxana Garcia, Frio County Engineer, requests:

Discuss and approve written notice to Sandoval Contracting, Inc. regarding project progress and potential default for the Frio County Building Improvement Project, located at 1796 IH 35 E., Pearsall, Texas.

**ITEM DISCUSSED. NO ACTION TAKEN**

IV. General Discussion

V. Citizens To Be Heard

 **NONE**

VI. New Business

 **PRESENTATION**

(1) Ronald Rocha, Attorney at Law, Linebarger Goggan Blair & Sampson, LLP**,** requests:

Update on the delinquent fines and collection services by Linebarger Goggan Blair & Sampson LLP.

**PRESENTATION GIVEN; NO ACTIONS TAKEN**

(2) Hon. Raul Carrizales, III. Frio County Commissioner, Precinct No. 3, requests:

 Presentation of monthly statistics reports compiled by ShureMed.

**PRESENTATION GIVEN; NO ACTIONS TAKEN**

**ACTION AGENDA ITEMS**

(1) Trevino Royal Oaks Funeral Chapels, requests:

Consider/take action on approving the county to pay Trevino Royal Oaks Funeral Chapels for the indigent cremation for Michelle Cope.

**MOTION: COMMISSIONER MARTINEZ**

**SECOND: COMMISSIONER CANO**

**MOTION PASSED UNANIMOUSLY**

(2) Hon. Raul Carrizales, III, Frio County Commissioner, Precinct No. 3, requests:

 2.2 Consider/take action on finding that circumstances present in all or part of the unincorporated areas of Frio County that create a public safety hazard that would be exacerbated by outdoor burning.

**MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

 2.2 Consider/take action on adopting an Order of the Frio County Commissioners Court Prohibiting or Restricting Outdoor Burning in the Unincorporated Areas of Frio County, Texas from January 12, 2023 to April 12, 2023.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

(3) Hon. Rochelle Camacho, Frio County Judge, requests:

 Consider/take action on moving janitorial services for Frio County Buildings and grounds under the supervision of the Frio County Judge’s Office.

 **MOTION: COMMISSIONER MARTINEZ**

 **SECOND: COMMISSIONER CARRIZALES**

 **MOTION PASSED UNANIMOUSLY**

(4) Hon. Rochelle Camacho, Frio County Judge, requests:

4.1 Consider/take action on approving an Interlocal Cooperation Contract between Kinney County and Frio County to develop a Colonia planning and needs assessment for applicable areas in Frio County.

**MOTION: COMMISSIONER MARTINEZ**

 **SECOND: COMMISSIONER CARRIZALES**

 **MOTION PASSED UNANIMOUSLY**

4.2 If the Interlocal Cooperation Contract is approved, consider/take action on approving a resolution authorizing Hon. Rochelle Camacho, Frio County Judge, to sign same on behalf of Frio County

 **MOTION: COMMISSIONER MARTINEZ**

 **SECOND: COMMISSIONER CARRIZALES**

 **MOTION PASSED UNANIMOUSLY**

(5) Hon. J. Daniel Cano, Frio County Commissioner, Precinct No. 4, requests:

Discussion and update on street lighting scheduled to be installed in the Hilltop Subdivision by Frio County.

**ITEM DISCUSSED. NO ACTION TAKEN**

(6) Hon. Crystal Marquez, Frio County Auditor, requests:

6.1 Consider / take action on a new Toshiba e-Studio-3528A copier for the Frio County Sheriff’s Office for $131.45 per month for a 60-month lease. This is state approved on the DIR-CPO-4426 contract.

6.2 If approved, consider/take action on signing resolution authorizing Judge Arnulfo C. Luna to sign approved agreement on behalf of Frio County.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER VELA**

**MOTION PASSED UNANIMOUSLY**

(7) Hon. Crystal Marquez, Frio County Auditor, requests:

7.1 Consider / take action on approving new construction online application agreement with Medina Electric including an engineering fee of $100.00 to add new services at the Road & Bridge yard located at 13799 N. IH 35, Moore, Texas.

7.2 If the application is approved, then approve and sign a resolution authorizing Hon. Rochelle Camacho, Frio County Judge, to execute the application on behalf of Frio County.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

(8) Hon. Crystal Marquez, Frio County Auditor, requests:

 8.1 Consider / take action on approving two (2) applications for utility services deposit and connection fee for $310.00 each to the City of Pearsall for new services, one for building use and one for landscape use, at the Camino Real Work Center located at 1796 BI 35E, Pearsall, Texas.

 8.2 If the application is approved, then approve and sign a resolution authorizing Hon. Rochelle Camacho, Frio County Judge to execute the application on behalf of Frio County.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

(9) Hon. Crystal Marquez, Frio County Auditor, requests:

 Consider / take action on approving change order #001 from Lea Park & Play to add Little Tikes Commercial swing seats, additional 50 yards of wood fiber, and installation costs.

**MOTION: COMMISSIONER MARTINEZ**

**SECOND: COMMISSIONER CANO**

**MOTION PASSED UNANIMOUSLY**

(10) Hon. Crystal Marquez, Frio County Auditor, requests:

Consider / take action on using ARP eligible expenses to issue payment for change order #001 from Lea Park & Play for a total cost of $6,702.25.

**MOTION: COMMISSIONER MARTINEZ**

**SECOND: COMMISSIONER CANO**

**MOTION PASSED UNANIMOUSLY**

(11) Hon. Crystal Marquez, Frio County Auditor, requests:

 11.1 Consider / take action to approve the budget amendments to the FISCAL YEAR 2022-2023 Frio County Budget, list below:

 11.2 If the amendment is approved, consider/take action on signing order stating same.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER VELA**

**MOTION PASSED UNANIMOUSLY**

(12) Hon. Mike Morse, Frio County Sheriff, requests:

Consider and approve a budget amendment for the alternative funding of (9) Lone Star Grant funded detention officers’ employment positions set to expire.

**ITEM DISCUSSED; NO ACTION TAKEN**

(13) Hon. Mike Morse, Frio County Sheriff, requests:

13.1 Consider/take action on entering into an Interlocal Cooperation Agreement between Frio County and Real County for the housing of Real County Inmates in the Frio County Jail.

 13.2 If the agreement is approved, consider/take action on approving a resolution authorizing Hon. Arnulfo C. Luna, Frio County Judge, to enter into same on behalf of Frio County.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

(14) Hon. Mike Morse, Frio County Sheriff, requests:

Consider / take action to approve reimbursement for ranch damages for ranch owner Ruben Ortiz for the amount of $300.00.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER CANO**

**MOTION PASSED UNANIMOUSLY**

(15) Hon. Raul Carrizales, Frio County Commissioner, Precinct No. 3, requests:

 15.1 Consider / take action on approving new construction online application agreement with Medina Electric including an engineering fee of $100.00 to add safety street lighting on County Road 1000/Vaugh Street.

 15.2 If the application is approved, then approve and sign a resolution authorizing Hon. Rochelle Camacho, Frio County Judge, to execute the application on behalf of Frio County.

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

(16) Roxana Garcia, P.E., Frio County Engineer, requests:

 16.1 Consider / take action on approving new construction online application agreement with Medina Electric including an engineering fee of $100.00 to add new services at the Williams Unit of the Frio County Jail located at 502 S. Cedar St, Pearsall, Texas.

 16.2 If the application is approved, then approve and sign a resolution authorizing Hon. Rochelle Camacho, Frio County Judge, to execute the application on behalf of Frio County.

 **ITEM DISCUSSED; NO ACTION TAKEN**

(17) Roxana Garcia, P.E., Frio County Engineer, requests:

 17.1 Consider / take action on approving new construction online application agreement with Medina Electric including an engineering fee of $100.00 to add new services at the Moore Community Center located at 647 County Road 1543, Moore, Texas

 17.2 If the application is approved, then approve and sign a resolution authorizing Hon. Rochelle Camacho, Frio County Judge, to execute the application on behalf of Frio County.

 **MOTION: COMMISSIONER CARRIZALES**

 **SECOND: COMMISSIONER MARTINEZ**

 **MOTION PASSED UNANIMOUSLY**

(18) Roxana Garcia, P.E., Frio County Engineer, requests:

 Discussion regarding engineering workshops and community outreach meetings.

 **ITEM DISCUSSED; NO ACTION TAKEN**

(19) Roxana Garcia, P.E., Frio County Engineer, requests:

Discussion regarding the progress of the cleanup effort for the fuel spill at the Road and Bridge Yard, located at 2207 BI 35E, Pearsall Texas.

 **ITEM DISCUSSED; NO ACTION TAKEN**

(20) Roxana Garcia, P.E., Frio County Engineer, requests:

Consider/take action to approve and execute approve and execute the TCEQ – Aboveground Storage Tank Registration Form, for the Road and Bridge Yards, located at 2207 BI 35E, Pearsall Tx. 78061 and 1595 West FM 117, Dilley Tx. 78017.

**MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER CANO**

 **MOTION PASSED UNANIMOUSLY**

(21) Roxana Garcia, P.E., Frio County Engineer, requests:

Discussion regarding the progress of the Bridge Repairs at CR 1301/Yancey Road over Tehuacana Creek.

**ITEM DISCUSSED; NO ACTION TAKEN**

(22) Roxana Garcia, P.E., Frio County Engineer, requests:

 22.1 Consider/take action on approving Change Order #1 with DCC Construction and Services, LLC for the Frio County for the bridge repairs at County Road 1301/Yancey Road over Tehuacana Creek

 22.2 If the change order is approved, consider/take action on approving a resolution authorizing Hon. Rochelle Camacho, Frio County Judge, to enter into same on behalf of Frio County.

**MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER CANO**

 **MOTION PASSED UNANIMOUSLY**

(23) Roxana Garcia, P.E., Frio County Engineer, requests:

 Discussion regarding the conclusion of seal coat season.

 **ITEM DISCUSSED; NO ACTION TAKEN**

(24) Roxana Garcia, P.E., Frio County Engineer, requests:

Consider/take action on approving the temporary closure of the Frio County Pond, on Thursday, January 12th, 2023 and Friday, January 13th, 2023, for maintenance of the Pond. The Pond will reopen Saturday, January 14th, 2023 as regularly scheduled.

 **MOTION: COMMISSIONER CARRIZALES**

 **SECOND: COMMISSIONER MARTINEZ**

 **MOTION PASSED UNANIMOUSLY**

(25) Roxana Garcia, P.E., Frio County Engineer, requests:

 25.1 Discuss approving the final subdivision plat for the Griffin Subdivision to be filed for record in the Frio County Clerk’s Office. Specifically, discuss whether the requirements of the Fifth Revised Edition of the Frio County Standards for Subdivisions have been met.

 10.2 If all requirements have been met, sign resolution stating same, then authorize the filing and recording of the plat with the Frio County Clerk after proper acknowledgment.

**MOTION: COMMISSIONER MARTINEZ**

**SECOND: COMMISSIONER CANO**

**MOTION PASSED UNANIMOUSLY**

(26) Hon. Joseph A. Sindon, Frio County Attorney and Legal Advisor to the Frio County Commissioners Court, requests:

Meet in executive session pursuant to 551.072 of the Texas Government Code to discuss the Hosted Service Agreement for internet services with Helifox Technologies, LLC with legal counsel.

**MOTION TO MEET IN EXECUTIVE SESSION AT 6:29 P.M.: COMMISSIONER CARRIZALES, SECONDED BY COMMISSIONER CANO. PASSED UNANIMOUSLY**

**MOTION TO RETURN TO REGULAR SESSION AND END EXECUTIVE SESSION AT 6:50 P.M.: COMMISSIONER CARRIZALES, SECONDED BY COMMISSIONER MARTINEZ. PASSED UNANIMOUSLY.**

**ITEM DISCUSSED. NO ACTION TAKEN**

(27) Frio County Commissioners Court, requests:

Receive in person from the following county officials the following reports as mandated by law:

 27.1 Presentation by Frio County Treasurer of detailed report as mandated by Section 114.026, Local Government (“Code”) (this report is to be presented at each **regular term of commissioners court).**

 27.2 Frio County Treasurer to exhibit the books and accounts of that office for the inspection of the commissioners court (**to be done at each regular term of commissioners court).**

 27.3 Consider/take action on authorizing the execution by Frio County Commissioners Court (the Judge and each commissioner) of an affidavit stating the requirements of the treasurer’s report have been met as mandated by section 114.026 of the Code.

 27.4 Consider/take action on execution of an order of the commissioners court approving the county treasurer’s report and order their publication in the Frio-Nueces Current as mandated by Section 114.026 of the Code or publication on the county’s website.

**MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER CANO**

 **MOTION PASSED UNANIMOUSLY**

(28) Frio County Commissioners Court requests:

 Presentation, pursuant to Section 114.044 of the Local Government Code, by:

 1. Frio County District Clerk;

 2. Frio County Clerk

 3. Frio County Treasurer

 4. Frio County Attorney

 5. Frio County Judge

 6. Frio County Sheriff

 7. Frio County Auditor

 8. Frio County Justice of the Peace

 9. Frio County Constables

**(who collects or handles any money for the use of the county) of all fines imposed, judgments rendered and collected, and all jury fees collected by the respected courts in favor of or for the use of the county and at that time when the reports are presented to present receipts vouchers that show disposition of the money, fines or judgments.**

After examination by the commissioners court as to the correctness of the reports, consider/action on directing the county clerk to enter information in county finance records as mandated by Section 114.044 of the Code.

**MISSING REPORTS: JP 2& JP 4, CONSTABLE 1 &4, DISTRICT CLERK**

**MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

(29) Documents (resolutions, orders, contracts, etc.) to be signed.

 **DOCUMENTS REVIEWED AND SIGNED**

(30) Allow bills payable

 **MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER MARTINEZ**

**MOTION PASSED UNANIMOUSLY**

(31) Adjourn

**MOTION: COMMISSIONER CARRIZALES**

**SECOND: COMMISSIONER VELA**

**MOTION PASSED UNANIMOUSLY**