

**FRIO COUNTY COMMISSIONERS COURT MINUTES FOR
July 12th, 2021**

On the 12th day of July, 2021, at 03:00 p.m., the Commissioners Court of Frio County met in a regular meeting with the following members either absent or present, to-wit: Arnulfo C. Luna, Frio County Judge was Present; Joe Vela, Commissioner Pct 1 present; Richard "Dicki" Graf, Commissioner Pct 2 Absent; Raul Carrizales, Commissioner Pct 3 present; Jose Asuncion, 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

Numbers Four and Five were moved up. Number Ten was omitted.

Motion by: Commissioner Carrizales

Seconded by: Commissioner Asuncion

Voted Aye: All Motion Carried

III. Old Business

PRESENTATION

ACTION AGENDA ITEMS

IV. General Discussion- None

V. Citizens To Be Heard- **Benjamin Drachman was concerned about illegal immigrant and immigration coming through his property and Frio County as a hole.**

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 was heard.

ACTION AGENDA ITEMS

(1) Robert Herrera, requests:

Consideration and Action to approve the County Judge Arnulfo Luna to negotiate with Robert Herrera Jr D/B/A EPS Monitoring Company to establish a public safety pilot program for monitoring Global Positioning Systems (GPS) for the ankle monitors worn and the mobile alcohol analyzers ordered by a magistrate who deems an offender and/or a victim to be indigent on domestic violence and/or other criminal offense(s).

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

- (2) Hon. Susana Ruiz-Belding, Frio County Justice of the Peace, Precinct No. 3, requests:

Consider/take action on approving the proposed guidelines for the Frio County Paygrade Scale.

No Action was taken

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

3.1 Consider / take action on approving online applications agreements with Medina Electric, to add one new safety light and one new pole/transformer at the Hilltop Subdivision in Dilley, Texas, including the cost of \$125.00 for one new light on existing pole, and the engineering fee for the new pole is \$100.00 for a total cost of \$225.00. Exact locations are as follows:

1. Corner of CR 4603/Barbra St. & CR 4604/Russel Rd. – Engineering Fee for new pole/transformer
2. Middle of CR 4602/Justin Rd. (646 FT from corner of IH 35 FR & CR 4602/Justin Rd.) – New fixture

3.2 If the applications are approved, then approve and sign a resolution authorizing Frio County Judge Arnulfo C. Luna to execute the online applications on behalf of Frio County.

Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

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

Consider / take action on the acceptance of \$200.00 donation from Ruben R. Maldonado to the Frio County Sheriff's Office.

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

Consider / take action on the acceptance of a mascot costume donation from A. Amazing Home Care to the Frio County Sheriff's Office. The value of the donation is \$1,000.00

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

Discuss and/or take appropriate action to certify the revenue received, \$1,972,101.00 under the American Rescue Plan Fund (fund 126) and add the following line items to the 2020-2021 Budget to receipt the funds and allow expenses:

Account #: **126/40000.4350** Intergovernmental Revenue Account Name: American Rescue Plan Fund
 Account #: **126/40000.4601** Earned Interest Account Name: American Rescue Plan Fund
 Account #: **126/40000.4990** Transfer In – Fund Balance Account Name: American Rescue Plan Fund
 Account #: **126/50000.5591** Eligible Expenditures Account Name: American Rescue Plan Fund

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

7.1 Consider / take action to approve the budget amendments to the FISCAL YEAR 2020-2021 Frio County Budget, list below:

ORDER OF BUDGET AMENDMENT

The Commissioners' Court of Frio County, Texas hereby authorizes the following budget amendment for fiscal year
October 1, 2020 - September 30, 2021.

DEPT. NAME	ACCOUNT #	DESCRIPTION	CURRENT BUDGET	+ INCREASE (DECREASE)	= ADJUSTED BUDGET
126 - AMERICAN RESCUE PLAN FUND					
126 - American Rescue Plan Fund	126 - 40000.4350	Intergovernmental Revenues	0.00	1,972,101.00	1,972,101.00
126 - American Rescue Plan Fund	126 - 40000.4601	Earned Interest	0.00	500.00	500.00
126 - American Rescue Plan Fund	126 - 40000.4990	Transfer In - Fund Balance	0.00	0.00	0.00
126 - American Rescue Plan Fund	126 - 50000.5591	Eligible Expenditures	0.00	1,972,601.00	1,972,601.00

This entry is to record the new budget for American Rescue Plan Fund into the current budget.

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

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

8.1 Consider / take action to approve the budget amendments to the FISCAL YEAR 2020-2021 Frio County Budget, list below:

ORDER OF BUDGET AMENDMENT

The Commissioners' Court of Frio County, Texas hereby authorizes the following budget amendment for fiscal year
October 1, 2020 - September 30, 2021.

DEPT. NAME	ACCOUNT #	DESCRIPTION	CURRENT BUDGET	+ INCREASE (DECREASE)	= ADJUSTED BUDGET
100 - GENERAL FUND					
100 - General Fund - Revenues	100 - 40000.4855	Miscellaneous Revenue	81,264.87	200.00	81,464.87
100 - Sheriff	100 - 57207.5292	Miscellaneous Supplies	32,000.00	200.00	32,200.00

This entry is to record donated funds to the Sheriff's Office from Ruben R. Maldonado, the funds will be deposited into General Fd. Revenues Budget, & expensed out of the Sheriff's Office Bud.

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

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

9.1 Consider / take action to approve the budget amendments to the FISCAL YEAR 2020-2021 Frio County Budget, list below:

ORDER OF BUDGET AMENDMENT

The Commissioners' Court of Frio County, Texas hereby authorizes the following budget amendment for fiscal year
October 1, 2020 - September 30, 2021.

DEPT. NAME	ACCOUNT #	DESCRIPTION	CURRENT BUDGET	+ INCREASE (DECREASE)	= ADJUSTED BUDGET
100 - GENERAL FUND					
100 - Building Maintenance	100 - 56006.5605	Building Improvements	1,661,000.00	(2,000.00)	1,659,000.00
100 - Sheriff	100 - 57207.5292	Miscellaneous Supplies	32,200.00	2,000.00	34,200.00

This entry is to record the transfer of funds from the Building Improvements line item (Jail Project Funds) to the Sheriff's Office Budget.

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

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

10.1 Consider / take action to approve the budget amendments to the FISCAL YEAR 2020-2021 Frio County Budget, list below:

ORDER OF BUDGET AMENDMENT

The Commissioners' Court of Frio County, Texas hereby authorizes the following budget amendment for fiscal year
October 1, 2020 - September 30, 2021.

DEPT. NAME	ACCOUNT #	DESCRIPTION	CURRENT BUDGET	+ INCREASE (DECREASE)	= ADJUSTED BUDGET
100 - GENERAL FUND					
100 - Sheriff	100 - 57207.5301	Motor Vehicle Repairs	75,000.00	15,000.00	90,000.00
100 - Sheriff	100 - 57207.5378	Equipment Rental Expenses	45,000.00	(15,000.00)	30,000.00

This entry is to record the transfer of funds between line items in the Sheriff's Office Budget.

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

Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

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

11.1 Consider / take action on approving a Lease with Maintenance Agreement for a new Toshiba e-Studio-3518A copier for the Frio County Attorney's Office for \$116.86 per month for a 60-month lease, two new Toshiba e-Studio-3518A copiers for the Frio County District Clerk's Office for \$116.86 each per month for a 60-month lease, and new

Toshiba e-Studio-2822AF copier for the Veteran's Office, for \$72.23 per month for a 60-month lease. This is state approved on the DIR-CPO-4426 contract. This is state approved on the DIR-CPO-4426 contract.

- 11.2 If the Lease with Maintenance Agreement is approved, consider/take action on signing resolution allowing Frio County Judge Arnulfo C. Luna to enter into same on behalf of Frio County.

Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

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

Consider/take action on approving the Rio Grande Regional Public Defenders Office to install their own internet service and equipment to the Frio County AgriLife Extension supply room, the additions will be at no cost to the county.

Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

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

Consider / take action on approving the sale of two desks for \$1.00 to the Rio Grande Regional Public Defenders Office, both desks are currently in storage for online surplus auction.

No Action

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

- 14.1 Consider / take action on approving Work Authorization No. 1 between Frio County and Poznecki-Camarillo, LLC for the preparation of a Bridge Replacement Report, a preliminary report addressing the project location, recommendations for bridge replacement including preliminary hydrologic/hydraulic calculations for analyzing the existing and proposed structures, required roadway approach work, and preliminary opinion of probable construction cost for the replacement of the existing bridge on CR 2410/San Miguel Rd. at San Miguel Creek for a total cost of \$24,396.38
- 14.2 If the work authorization is approved, consider / take action on approving and signing resolution authorizing Hon. Judge Arnulfo Luna to enter into same on behalf of Frio County.

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

- 15.2 Consider / take action on approving Work Authorization No. 2 between Frio County and Poznecki-Camarillo, LLC. for the preparation of a Bridge Replacement Report, a preliminary report addressing the project location, recommendations for bridge replacement including preliminary hydrologic/hydraulic calculations for analyzing the existing and proposed structures, required roadway approach work, and preliminary opinion of probable construction cost for the replacement of the existing bridge on CR 3314/E. Goldfinch Rd. at San Miguel Creek for a total cost of \$24,396.38.
- 15.2 If the work authorization is approved, consider / take action on approving and signing resolution authorizing Hon. Judge Arnulfo Luna to enter into same on behalf of Frio County.

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

Consider / take action on running a request for sealed bids for locating and excavating an underground time capsule presumably located at the Frio County Courthouse. The request will run in the Frio Nueces Current once a week for two weeks pursuant to Local Government Code Sec. 262.025. The ad will run in the Frio-Nueces Current on July 15, 2021 and July 22, 2021. Sealed bids will be accepted in the Auditor's office until 3:00 pm, July 30, 2021. Bids will be opened during commissioner's court on August 9, 2021 at 2:00 p.m.

BID NOTICE

By order of the Commissioner's Court of Frio County, Texas, and pursuant to Section 262.023 of the Texas Local Government Code, sealed requests for bids for locating and excavating an underground time capsule presumably located at the Frio County Courthouse, will be received at the Frio County Auditor's Office located at 500 E. San Antonio, Pearsall, Texas 78061 until **3:00 P.M., July 29, 2021**. Bids received after the time indicated will be returned unopened. The bids will be opened and read aloud during the Commissioner's Court meeting on **August 9, 2021**. Prospective bidders may contact Roxana Garcia, P.E. at 2207 BL 35 E, Pearsall, Texas 78061; phone 830-334-0085; or by e-mail at Roxana.Garcia@friocounty.org in regards to obtaining bidding documents. An appointment to inspect the project may be scheduled by contacting Ms. Garcia. Frio County reserves the right to reject any and all bids and to accept the bid most advantageous to the County. For more information, visit <http://www.co.frio.tx.us/>.

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

- 17.1 Consider/take action on approving and adopting resolutions granting permits to Trinity Operating (USG), LLC to lay, construct and maintain one twelve inch (12") lay flat hose in the County Road 4728, for a total permit fee of \$150.00.

17.2 If the resolution is approved and adopted, then authorize Frio County Judge Arnulfo C. Luna to execute the permit on behalf of Frio County, Texas to Trinity Operating (USG), LLC.

Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

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

18.1 Consider/take action on approving and adopting resolutions granting permits to Trinity Operating (USG), LLC to lay, construct and maintain two ten inch (10") lay flat hose and one twelve inch (12") lay flat hose in the County Road 4670, for a total permit fee of \$450.00.

18.2 If the resolution is approved and adopted, then authorize Frio County Judge Arnulfo C. Luna to execute the permit on behalf of Frio County, Texas to Trinity Operating (USG), LLC.

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

19.1 Consider/take action on approving and adopting resolutions granting permits to Sabino Rodriguez to lay, construct and maintain one 3/4 inch pvc waterline in the County Road 1015, for a total permit fee of \$150.00.

19.2 If the resolution is approved and adopted, then authorize Frio County Judge Arnulfo C. Luna to execute the permit on behalf of Frio County, Texas to Sabino Rodriguez.

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

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

Consider / take action on running a request for sealed bids for fleet vehicles. The request will run in the Frio Nueces Current once a week for two weeks pursuant to Local Government Code Sec. 262.025. The ad will run in the Frio-Nueces Current on July 15, 2021 and July 22, 2021. Sealed bids will be accepted in the Auditor's office until 3:00 pm, July 30, 2021. Bids will be opened during commissioner's court on August 9, 2021 at 2:00 p.m.

BID NOTICE

By order of the Commissioner's Court of Frio County, Texas, and pursuant to Section 262.023 of the Texas Local Government Code, sealed requests for bids for fleet vehicles will be received at

the Frio County Auditor's Office located at 500 E. San Antonio, Pearsall, Texas 78061 until **3:00 P.M., July 30, 2021**. Bids received after the time indicated will be returned unopened. The bids will be opened and read aloud during the Commissioner's Court meeting on **August 9, 2021**. Prospective bidders may contact Roxana Garcia, P.E. at 2207 BL 35 E, Pearsall, Texas 78061; phone 830-334-0085; or by e-mail at Roxana.Garcia@friocounty.org for any questions regarding the vehicle specifications. Frio County reserves the right to reject any and all bids and to accept the bid most advantageous to the County. For more information, visit <http://www.co.frio.tx.us/>

Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

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

- 21.1 Consider / take action on opening sealed requests for Phase IV Building Improvements of the Frio County Dilley Annex, located at 101 N. Commerce Street in Dilley, Texas that were received by the specified deadline.
- 21.2 Consider/take action on selecting a winning bid from the bids received.

Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

(22) Hon. Mike Morse, Frio County Sheriff Requests:

Consider/take action on extension of Declaration of Local State of Disaster, dated June 11th, 2021, By Frio County Judge Arnulfo Luna, pursuant to Texas Government Code 418.108(b)

Motion by: Judge Arnulfo Luna
Seconded by: Commissioner Carrizales
Voted Aye: 3-1 Motion Carried
Commissioner Asuncion was against

(23) Frio County Commissioners Court, requests:

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

- 23.1 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**).
- 23.2 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**).
- 23.3 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.

23.4 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 by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

(24) 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.

With exception of JP4, Constables 1, 3
Motion by: Commissioner Asuncion
Seconded by: Commissioner Carrizales
Voted Aye: All Motion Carried

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

Reviewed

(26) Allow bills payable

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried

(27) Adjourn

Motion by: Commissioner Carrizales

Seconded by: Commissioner Asuncion
Voted Aye: All Motion Carried