

**FRIO COUNTY COMMISSIONERS COURT MINUTES FOR
NOVEMBER 12TH, 2019**

On the 12th day of November, 2019, 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: Arnulfo C. Luna, Frio County Judge was present; Vicki Camacho, Commissioner Pct 1 present; Richard "Dicki" Graf, Commissioner Pct 2 present; Ruben Maldonado, 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 **by Esmie Cano**

II. Adopt Agenda
Motion by: Commissioner Camacho
Seconded by: Commissioner Graff
Voted Aye: All Motion Carried

III. Old Business: **None**

PRESENTATION

ACTION AGENDA ITEMS

IV. General Discussion: **None**

V. Citizens To Be Heard: **None**

Please note that the Rules of Procedure, Conduct and Decorum at Meetings of the Commissioners Court of Frio County, Texas limit each speaker to a maximum of three (3) minutes to make his or her remarks. Inappropriate conduct or comments during this time, including but not limited to disruptive behavior, insults, personal attacks, and inappropriate language, may result in the speaker being ordered to leave the meeting and forfeit any remaining speaking time. For more information regarding the above-mentioned rules, please see the complete Rules of Procedure, Conduct and Decorum at Meetings of the Commissioners Court of Frio County, Texas, which is available upon request.

VI. New Business

PRESENTATION

ACTION AGENDA ITEMS

(1) Frio County Commissioners Court, requests:

Consider/take action on authorizing the release of the remains of Fabian A. Solis to his next of kin.

(2) Robert Carter, Leal & Carter, P.C., requests:

2.1 Present Frio County audited financial statements and single audit for fiscal year 2017-2018.

2.2 Take action if necessary.

Discussion was done concerning the bank account of the Frio County Clerk's Office and inconsistencies noticed by Robert Carter from Leal & Carter, P.C. when an audit was conducted. Particularly in regards to cash bonds and how they are issued. The time period that was discussed was from 2018 to early 2019. It was decided that more information was needed and more research was required. No action.

(3) Frio County Commissioners Court, requests:

Discussion with the Frio County Sheriff regarding the status of the Frio County Jail.

Discussion was held with a representative of the Frio County Jail. Commissioner Asuncion requested a break down of their daily budget and what all is spent, as well as the cost of operation for the day to day. It was agreed that he would receive the documentation.

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

4.1 Consider / take action to approve the budget amendments to the FY 2019-2020 Frio County Budget, as stated below:

DEPT. NAME	ACCOUNT #	DESCRIPTION	CURRENT BUDGET	+ INCREASE (DECREASE)	= ADJUSTED BUDGET
100 - General Fund					
100 - Sheriff	100 - 57207.5106	Dispatcher II # 3	33,506.00	(256.00)	33,250.00
100 - Sheriff	100 - 57207.5115	Clerk II / Jailer	33,583.77	(333.77)	33,250.00
100 - Commissioners Court	100 - 52001.5510	Contingencies	670,851.40	589.77	671,441.17

This entry is to record a budget amendment to reduce expenses to the Sheriff's Department Budget.

4.2 If approved, sign budget amendment order stating same.

Motion made to approve 4.1 and 4.2

Motion by: Commissioner Asuncion

Seconded by: Commissioner Maldonado

Voted Aye: All Motion Carried

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

5.1 Consider / take action to approve the budget amendments to the FY 2019-2020 Frio County Budget, as stated below:

DEPT. NAME	ACCOUNT #	DESCRIPTION	CURRENT BUDGET	+ INCREASE (DECREASE)	= ADJUSTED BUDGET
200 - Road & Bridge Department					
200 - Personal Services	200 - 50000.5106	Salaries - Road Tech II #9	37,668.00	(208.00)	37,460.00
200 - Sundries	200 - 50000.5510	Contingencies	59,038.65	208.00	59,246.65
This entry is to record a budget amendment to reduce expenses to the Road & Bridge Department Budget.					

5.2 If approved, sign budget amendment order stating same.

Motion made to approve 5.1 and 5.2

Motion by: Commissioner Asuncion

Seconded by: Commissioner Camacho

Voted Aye: All Motion Carried

(6) Hon. Richard Graf, Frio County Commissioner, Precinct No. 2, requests:

6.1 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.

6.2 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 November 21, 2019 to February 19, 2020.

Motion made to approve 6.1 and 6.2

Motion by: Commissioner Graff

Seconded by: Commissioner Maldonado

Voted Aye: All Motion Carried

(7) Hon Richard Graf, Commissioner, Precinct No. 2, requests:

7.1 Consider/take action on Frio County to institute a restricted firework ("skyrockets with sticks" or missiles with fins) ban in the unincorporated areas of Frio County, Texas for New Year's Eve Fireworks:

7.2 Consider/take action if the commissioners court determines to institute the ban, then determine whether to designate any safe areas in the unincorporated areas of Frio County where aerial fireworks may take place under proper supervision.

7.3 Based upon the prior actions take, consider/take action on signing an order to institute a restricted firework ("skyrockets with sticks" or missiles with fins) ban in the unincorporated areas of Frio County, Texas for New Year's Eve Fireworks.

Motion made to approve 7.1, 7.2, and 7.3

Motion by: Commissioner Graff

Seconded by: Commissioner Camacho

Voted Aye: All Motion Carried

(8) Frio County Commissioners Court, requests:

Consider/take action on signing an Order ceasing the imposition of a Hotel Occupancy Tax.

Motion made to approve (8)

Motion by: Commissioner Asuncion

Seconded by: Commissioner Camacho

Voted Aye: All Motion Carried

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

9.1 Consider/take action on approving and adopting a resolution granting permit to Zayo Fiber Solutions to lay bore, construct and maintain a fiber optic line under County Road 3015.

9.2 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 Zayo Fiber Solutions.

Motion made to approve 9.1 and 9.2

Motion by: Commissioner Graff

Seconded by: Commissioner Maldonado

Voted Aye: All Motion Carried

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

10.1 Consider/take action on approving an Order Form and Terms of Service between Frio County and Equipment Watch Online Software for the provision of same for a term of three years at a cost of \$8,750.00 per year.

10.2 If the agreement is approved, then sign resolution stating same and authorizing Hon. Judge Arnulfo C. Luna to execute the Agreement on behalf of Frio County.

After some discussion, No action taken on 10.1 and 10.2

(11) Carlos Segura, Frio County Elections Administrator, requests:

11.1 Consider/take action on entering into an Amended Interlocal Contract between Frio County and the Department of Information Resources for the provision of shared services for election security.

11.2 If the above agreement is approved, consider/take action on signing a resolution authorizing Frio County Judge Arnulfo C. Luna to sign and enter into same on behalf of Frio County, Texas.

Motion made to approve 11.1 and 11.2

Motion by: Commissioner Camacho

Seconded by: Commissioner Asuncion

Voted Aye: All Motion Carried

(12) Carlos Segura, Frio County Elections Administrator, requests:

As per Section 67.003 of the Texas Election Code, consider/take action on canvassing the November 5, 2019 Election.

Motion made to approve (12)

Motion by: Commissioner Camacho
Seconded by: Commissioner Graff
Voted Aye: All Motion Carried

(13) Hon. Arnulfo C. Luna, Frio County Judge, requests:

13.1 Consider/take action on entering into an Equipment Placement Agreement with Coca-Cola Southwest Beverages, LLC for the placement of a beverage vending machine at the Frio County Courthouse.

13.2 If the agreement is approved, then sign resolution stating same and authorizing Hon. Judge Arnulfo C. Luna to execute the Agreement on behalf of Frio County.

After some discussion, no action was taken on 13.1 and 13.2

(14) Hon. Arnulfo C. Luna, Frio County Judge, requests:

14.1 Consider/take action on entering into an Equipment Placement Agreement with Coca-Cola Southwest Beverages, LLC for the placement of a beverage vending machine at the Frio County Road and Bridge Department.

14.2 If the agreement is approved, then sign resolution stating same and authorizing Hon. Judge Arnulfo C. Luna to execute the Agreement on behalf of Frio County.

After some discussion, no action was taken on 14.1 and 14.2

(15) Frio County Commissioners Court, requests:

15.1 Consider/take action on accepting the resignation of Steven Garza from the Board of Emergency Service District # 1.

Motion made to approve 15.1

Motion by: Commissioner Camacho
Seconded by: Commissioner Graff
Voted Aye: All Motion Carried

15.2 Consider/take action on appointing someone to the seat of the Frio County Emergency Services District #1.

After some discussion, the item was tabled

(16) Hon. Arnulfo C. Luna, Frio County Judge, requests:

Discussion regarding 1.066 acres of land recently purchased county property at 1.066 SRR, LLC.

After some discussion, the item was tabled

(17) Hon. Judge Arnulfo C. Luna, Frio County Judge, requests:

- 17.1 Consider/take action on approving a Labor Contract between Ray Carillo and Frio County for the interior painting of the Frio County Road and Bridge Office located at 2207 BI 35 E, Pearsall, Texas.
- 17.2 If the agreement is approved, consider/take action on signing a resolution approving same and approving the contract previously signed by Roxana Garcia, P.E., Frio County Engineer.

Motion made to approve 17.1 and 17.2

Motion by: Commissioner Asuncion

Seconded by: Commissioner Camacho

Voted Aye: All Motion Carried

- 17.3 Discussion regarding work currently performed by Ray Carrillo and take action as necessary.

After some discussion, the item was tabled

- (18) Hon. Jose Asuncion, Frio County Commissioner, Precinct No. 4, requests:

Consider/take action approving a quote for services by Accessibility Consultants to perform construction on county

After some discussion, the item was tabled in order to look more closely at the construction aspect.

- (19) Mary Perez, Frio County Human Resources Director, requests:

19.1 Review of Frio County revised Employee Handbook for 2019.

19.2 Consider/take action to approve updated 2019 Frio County Employee Handbook and sign Order stating same.

Motion made to approve (19)

Motion by: Commissioner Camacho

Seconded by: Commissioner Graff

Voted Aye: All Motion Carried

- (20) Receive in person from the following county officials the following reports as mandated by law:

20.1 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**).

20.2 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**).

20.3 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.

- 20.4 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 made to approve 20.1, 20.2, 20.3, and 20.4

Motion by: Commissioner Graff

Seconded by: Commissioner Maldonado

Voted Aye: All Motion Carried

- (21) 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.

Motion made to approve (21) save for Justice of the Peace 4, and constable 4

Motion by: Commissioner Graff

Seconded by: Commissioner Maldonado

Voted Aye: All Motion Carried

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

Documents reviewed and signed.

- (23) Allow bills payable

Motion made to approve (23)

Motion by: Commissioner Maldonado

Seconded by: Commissioner Asuncion

Voted Aye: All

Motion Carried

(24) Adjourn

Motion made to adjourn

Motion by: Commissioner Maldonado

Seconded by: Commissioner Asuncion

Voted Aye: All

Motion Carried

Approved:

Ruben Maldonado
Arnold C. Luna
[Signature]
[Signature]
[Signature]

Attest:
