

**FRIO COUNTY COMMISSIONERS COURT MINUTES FOR  
April 27<sup>TH</sup>, 2020**

On the 27<sup>th</sup> day of April, 2020, at 3:00 p.m., the Commissioners Court of Frio County met in a special 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 not 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  
**Motion by: Commissioner Richard Graf**  
**Seconded by: Commissioner Jose Asuncion**  
**Voted Aye: All Motion Carried**

- III. Old Business **None**

**PRESENTATION**

**ACTION AGENDA ITEMS**

- IV. General Discussion
- V. Citizens To Be Heard  
**None to be heard**

*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) Hon. Crystal Marquez, Frio County Auditor, requests:
  - 1.1 Consider/take action on approving a Temporary Customer Service Agreement between Frio County and Republic Services for the provision of a waste bin and pickup at the Frio County Road and Bridge Yard for a monthly cost of \$874.75 and a one-time fee of \$413.07.

1.2 If the Agreement is approved, consider/take action on signing a resolution approving same and granting Hon. Arnulfo C. Luna, Frio County Judge, to enter into same on behalf of Frio County.

**Motion by: Commissioner Jose Asuncion**

**Seconded by: Commissioner Vicki Camacho**

**Voted Aye: All Motion Carried**

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

2.1 Consider / take action on approving Amendment number 5 to Contract number 2017-049744-001 between Frio County and the Health and Human Services Commission (HHSC) for the Women, Infant and Children's (WIC) grant contract entered into on October 1, 2016 to increase the total reimbursements by \$47,961.00.

2.2 If the amendment 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 Vicki Camacho**

**Seconded by: Commissioner Richard Graf**

**Voted Aye: All Motion Carried**

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

3.1 Consider/take action on approving and adopting resolutions granting permits to Trinity Operating (USG), LLC to lay bore, construct and maintain two (2) six inch (6") saltwater polypipe under County Road 4728, for a total permit fee of \$300.00.

3.2 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 Jose Asuncion**

**Seconded by: Commissioner Richard Graf**

**Voted Aye: All Motion Carried**

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

4.1 Consider/take action on approving and adopting resolutions granting permits to Trinity Operating (USG), LLC to lay bore, construct and maintain a four inch (4") gas pipeline operated under County Road 4728, for a total permit fee of \$500.00.

4.2 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 Jose Asuncion**

**Seconded by: Commissioner Richard Graf**

**Voted Aye: All Motion Carried**

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

- 5.1 Discussion regarding the Moore Water Supply cutting across county roads.
- 5.2 Issue letter to the Moore Water Supply from the Frio County Commissioners Court regarding the legal procedure attached to the laying of utilities under county roads and possible issues that stem from non-compliance.

**NO ACTION**

- (6) Hon. Aaron Ibarra, Frio County Clerk, requests:

- 6.1 Review Frio County Commissioners Court minutes for March 24 (x2), 27, and April 6, 2020.

- 6.2 Consider/Approve Frio County Commissioners Court minutes for March 24 (x2), 27, and April 6, 2020.

**Motion by: Commissioner Jose Asuncion**

**Seconded by: Commissioner Richard Graf**

**Voted Aye: All Motion Carried**

- (7) Hon. Jose Asuncion, Frio County Commissioner, Precinct #4, requests:

Order full or partial closing of Frio County Facilities, limit public access to Frio County Facilities, or offer directive for Frio County officials and administrators for the recommended operation of their respective offices for a specified time period due to the COVID-19 virus pandemic.

**Motion by: Commissioner Jose Asuncion**

**Seconded by: Commissioner Vicki Camacho**

**Voted Aye: All Motion Carried**

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

Discussion with Frio County Food Bank Administrator regarding donation balances, expenses, and deliveries.

- (9) Hon. Jose Asuncion, Frio County Commissioner, Precinct #4, requests:

Discussion regarding tax lawsuits related to Derby Water Supply. Consultations with attorney regarding issues related to acquisition of Derby Water Supply.

**4:55 PM Motion to enter executive session**

**Motion by: Commissioner Jose Asuncion**

**Seconded by: Commissioner Vicki Camacho**

**Voted Aye: All Motion Carried**

**5:26 PM Motion To Return from executive session**

**Motion by: Commissioner Vicki Camacho**

**Seconded by: Commissioner Jose Asuncion**

**Voted Aye: All Motion Carried**

- (10) Cpl. John A. Rodriguez, Frio County Sheriff's Deputy, requests:

Consider/take action on approving and adopting a resolution accepting \$173,550.00 in grant funding to Frio County for participation in Operation Stonegarden.

**Motion Dies: Revisit later**

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

Consider/take action on signing an Order rescinding the previous Order of the Frio County Commissioners Court Prohibiting or Restricting Outdoor Burning in the Unincorporated Areas of Frio County, Texas from February 9, 2020 to May 19, 2020, as circumstances are no longer present in all or part of the unincorporated areas of the county that create a public safety hazard that would be exacerbated by outdoor burning.

**Motion by: Commissioner Richard Graf**

**Seconded by: Commissioner Vicki Camacho**

**Voted Aye: All                      Motion Carried**

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

12.1 Consider / take action on approving a Construction Contract between Frio County and Sandoval Contracting for the construction of ADA improvements to the Frio County Dilley Annex for a total cost of \$151,318.00.

12.2 If the amendment 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 Jose Asuncion**

**Seconded by: Commissioner Richard Graf**

**Voted Aye: All                      Motion Carried**

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

13.1 Consider / take action on approving Work Authorization No. 1 between Frio County and S&B Infrastructure.

13.2 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 Jose Asuncion**

**Seconded by: Commissioner Richard Graff**

**Voted Aye: All                      Motion Carried**

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

14.1 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**).

14.2 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**).

14.3 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.

14.4 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 Richard Graff**  
**Seconded by: Commissioner Vicki Comacho**  
**Voted Aye: All Motion Carried**

(15) 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 by: Commissioner Richard Graf**  
**Seconded by: Commissioner Vicki Camacho**  
**Voted Aye: All Motion Carried**

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

(17) Allow bills payable

**Motion by: Commissioner Jose Asuncion**  
**Seconded by: Commissioner Vicki Camacho**  
**Voted Aye: All Motion Carried**

(18) Adjourn

**Motion by: Commissioner Jose Asuncion**  
**Seconded by: Commissioner Richard Graf**  
**Voted Aye: All Motion Carried**

Approved:

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Attest:

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