

**FRIO COUNTY COMMISSIONERS COURT MINUTES FOR
REGULAR MEETING March 29th, 2021**

On the 29th day of March, 2021, 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 Present; Joe Vela, Commissioner Pct 1 present; Richard "Dicki" Graf, Commissioner Pct 2 present; 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

Motion by: Commissioner Graff

Seconded by: Commissioner Asuncion

Voted Aye: All Motion Carried

III. Old Business

PRESENTATION

ACTION AGENDA ITEMS

IV. General Discussion

V. Citizens To Be Heard

NONE

VI. New Business

PRESENTATION

ACTION AGENDA ITEMS

(1) Frio County Commissioners Court, requests:

1.1 Consider/take action on approving an Amended Agreement for Payment of Review and Development Expenses Incurred by Frio County for the Elara Energy Project, LLC Solar Project

1.2 If the amended agreement is approved and adopted, then authorize Frio County Judge Arnulfo C. Luna to execute the agreement on behalf of Frio County, Texas.

Motion by: Commissioner Graf

Seconded by: Commissioner Carrizales

Voted Aye: All Motion Carried

1.3 Consider/take action on approving an Agreement for Collateral Assignment to CIT Bank, N.A. of the Elara Energy Project, LLC Solar Project Tax Abatement Agreement.

- 1.3 If the agreement is approved and adopted, then authorize Frio County Judge Arnulfo C. Luna to execute the agreement on behalf of Frio County, Texas.

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

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

- 2.1 Consider/take action on approving Interlocal Agreement between Lubbock County, Texas and Frio County, Texas to Regional Public Defender for Capital Cases Program, to aid in the provision of court-appointed counsel for individuals charged with capital offenses who cannot afford to hire their own counsel. To participate in this program, the county will pay \$9,487.00 for the fiscal year of 2021.

- 2.2 If the agreement above 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 by: Commissioner Judge Luna
Seconded by: Commissioner Graf
Voted Aye: All Motion Carried

- (3) Eliana Cruz, requests:

Consider/take action on approving the county to pay Royal Oaks Funeral Home for the indigent cremation for Dionicia Medrano.

Motion by: Commissioner Judge Luna
Seconded by: Commissioner Vela
Voted Aye: All Motion Carried

- (4) Carlos A Garcia, request:

Consider/take action on clearing brush and debris from the CR 3314, aka Goldfinch Road right-of-way.

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

- (5) Lt. Col. Trinity Rodriguez, Pearsall ROTC, requests;

Consider/take action on waving Fireman's Park rental fees of \$75 to host Pearsall JROTC End-Of-Year Party on May 1, 2021 at 3:00 p.m. There are expected to be 30 participants.

Motion by: Commissioner Judge Luna
Seconded by: Commissioner Graf
Voted Aye: All Motion Carried

(6) Ofilia Trevino, Frio County District Clerk, requests:

6.1 Consider / take action on approving the Terms of Agreement from the Texas Bar Historical Foundation.

6.2 If the Terms of Agreement are approved, then approve and sign a resolution authorizing Frio County Judge Arnulfo C. Luna to execute the application on behalf of Frio County.

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 on approving a credit application with Ace Welding & Trailer Company, a new vendor.

7.2 If the application is approved, then approve and sign a resolution authorizing Frio County Judge Arnulfo C. Luna to execute the application on behalf of Frio County.

Motion by: Commissioner Carrizales
Seconded by: Commissioner Asuncion
Voted Aye: Four Against: Commissioner Vela Motion Carried

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

Consider/take action on waiving the probationary period for being able to access Blue Cross Blue Shield of Texas Insurance Benefits for new employees Deputy Kyle Stacks, and Detention Officer Markeith Limon.

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

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

Consider / take action on selecting a winning bid from bids received to complete plumbing repair and replacement of (13) Acorn WC / LAV combo units (Model # 1418-2-CT/ AR/AL-BP-04M-FV-PH-1.28-PT) in "A", "K", "L", "M" & "N" tanks in the Frio County Jail. To replace (5) Acorn WS Wall Showers (Model # Penal Ware 1741-8MV-RD in the above mentioned dayrooms of each unit, to complete demolition and removal of the existing fixtures to be replaced, to install the new fixtures in the aforementioned tanks, to install W/V LAV actuators in all (13) new units, to install shower actuators in (5) new shower units, to complete all chase piping in "A" tank for (9) WC / LAV combos and (1) shower unit, to include hot and cold water connections to all new fixtures, to complete chase piping for (4) showers and (4) WC / LAV combos in "K" & "L" and "M" & "N" units (2 chases). To also complete concrete demolition and installation of new piping of lower northside shower drain in "O" tank.

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

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

10.1 Consider / take action on approving a Solution Services Contract between Frio County and Encartele, Inc., for the purposes of providing telecommunications equipment for use by inmates at the Frio County Jail, of which would be of no cost to the county and the county would receive 30% of gross billed revenue and an additional 20% of the gross billed revenue will be added to a technology fund to the benefit of Frio County to purchase future hardware.

10.2 If the contract 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 Graf

Seconded by: Commissioner Carrizales

Voted Aye: All Motion Carried

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

11.1 Consider/take action on approving Intergovernmental Agreement by and between Uvalde County and Frio County for the Housing of Prisoners, regarding the housing of Frio County Prisoners in the Uvalde County Jail at a rate of \$56.70 per day.

11.2 If the agreement is approved, then approve and sign a resolution authorizing Frio County Judge Arnulfo C. Luna to execute the Agreement on behalf of Frio County.

Motion by: Commissioner Carrizales

Seconded by: Commissioner Graf

Voted Aye: All Motion Carried

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

12.1 Review Frio County Commissioners Court minutes for February 8, 10, 2021, and March 8, 2021.

12.2 Consider/take action on approving Frio County Commissioners Court minutes for February 8, 10, 2021, and March 8, 2021.

MOVED TO NEXT MEETING

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

13.1 Consider / take action to approve the budget amendments to the FY 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 - 57207.5105	Salaries - Deputies / Deputy # 4	51,493.30	2,821.90	54,315.20
100 - Sheriff	100 - 57207.5106	Salaries - Dispatchers	245,290.00	3,675.00	248,965.00
100 - Sheriff	100 - 57207.5110	Salaries - Maintenance	29,036.00	525.00	29,561.00
100 - Sheriff	100 - 57207.5107	Salaries - Jailers	576,804.55	(7,021.90)	569,782.65

This entry is to record approved salary increases for deputy # 4 & jailer # 8. Also, a 1-time merit for all dispatchers & maintenance personnel in the Sheriff's Office Budget.

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

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

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

14.1 Consider / take action to approve the budget amendments to the FY 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 - District Clerk	100 - 53202-5115	Salaries - Deputies - Dist. Clerk / Chief Deputy	38,429.79	(969.79)	37,460.00
100 - Commissioner's Court	100 - 52001.5510	Contingencies	240,965.92	969.79	241,935.71

This entry is to record reduced salary expenses to paygrade minimum in the Deputy Salaries line item in the District Clerk's Budget.

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

NO ACTION
REJECTED Commissioner Asuncion; Commission Carrizales

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

15.1 Consider / take action to approve the budget amendments to the FY 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 - 57207.5105	Salaries - Deputies / Deputy #16	40,587.20	(2,155.76)	38,431.44
100 - Commissioner's Court	100 - 52001.5510	Contingencies	241,935.71	2,155.76	244,091.47

This entry is to record reduced salary expenses to paygrade minimum in the Deputy Salaries line item in the Sheriff's Office Budget.

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

Motion by: Commissioner Carrizales

Seconded by: Commissioner Graf

Voted Aye: All Motion Carried

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

16.1 Consider / take action to approve the budget amendments to the FY 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 - 57207.5211	Prisoner Housing	600,000.00	(1,500.00)	598,500.00
100 - Sheriff	100 - 57207.5315	Uniform Expenses	8,000.00	1,500.00	9,500.00
100 - Sheriff	100 - 57207.5261	Lab Testing	2,000.00	(1,000.00)	1,000.00
100 - Sheriff	100 - 57207.5384	Postage & Freight Expense	1,500.00	1,000.00	2,500.00

This entry is to record line item transfers of budgeted funds to cover expenses within the Sheriff's Office Budget.

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

Motion by: Commissioner Graf

Seconded by: Commissioner Carrizales

Voted Aye: All Motion Carried

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

Consider / take action on approving one purchasing card to be utilized by Frio County Judge Arnulfo C. Luna to temporarily place homeless Frio residents in an emergency housing solution, as referred by local supportive services and/or law enforcement, for transition to the Alamo Area Council of Governments (AACOG) Emergency Solutions Grant Program.

Motion by: Commissioner Asuncion

Seconded by: Commissioner Graf

Voted Aye: All Motion Carried

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

18.1 Consider / take action on approving the renewal of a 12-month (04/01/2021—03/31/2022) ArcGIS Desktop Standard Single Use Primary Maintenance with Environmental Systems Research Institute Inc (ESRI) for the total amount of \$1,511.25. This software is utilized for the 911 mapping software by the Emergency Management Coordinator, Ray Kallio.

18.2 If the agreement is approved, then approve and sign a resolution authorizing Frio County Judge Arnulfo C. Luna to execute the agreement on behalf of Frio County.

Motion by: Commissioner Graf

Seconded by: Commissioner Asuncion

Voted Aye: All Motion Carried

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

19.1 Consider / take action on approving the one-time application fee of \$30.00 to the City of Dilley, to relocate a water meter from the Frio County Road and Bridge in Dilley, Texas to 970 CR 4670 Hugo Road in Dilley, Texas.

19.2 If the application is approved, then approve and sign a resolution authorizing Frio County Judge Arnulfo C. Luna to execute the application on behalf of Frio County.

Motion by: Commissioner Asuncion

Seconded by: Commissioner Carrizales

Voted Aye: All Motion Carried

(20) Ofilia Trevino, Frio County District Clerk, requests:

Consider/take action on promoting Dalia Banda to Chief Deputy with the existing Chief Deputy salary of \$38,429.79. With the remaining recalculated budgeted funds of \$3,634.67, to be divided among 3 clerks; Chief Deputy, Clerk II & Clerk I, this one-time merit pay would be \$1,211.56 for each. Additionally, Clerk II and Clerk I salaries being at or below other Frio County employees with less than 1 year of employment.

If approved, please allow merits to be paid effective for the pay date of May 7, 2021.

The effective date for Chief Deputy Dalia Banda will begin on April 19, 2021.

Motion by: Commissioner Carrizales

Seconded by: Commissioner Graf

Voted Aye: All Motion Carried

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

Consider and act upon the recommendation to authorize the Alamo Area Council of Governments (AACOG) to submit a grant application on behalf of Frio County to the U.S. Department of Health and Human Services (HHS) Office of Minority Health (OMH) for funding to work with community-based organizations to connect minority, rural and other vulnerable populations with health literacy and vital services, and to promote pandemic safety measures.

Motion by: Commissioner Asuncion

Seconded by: Commissioner Carrizales

Voted Aye: All Motion Carried

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

Consider/take action on approving and signing a proclamation and order naming County Road 1151 be named John Paul Gonzales Road.

Motion by: Commissioner Carrizales

Seconded by: Commissioner Graf

Voted Aye: All Motion Carried

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

Consider/take action on donating road material for use on Private Road 1178 and 1181.

NO ACTION

- (24) Joe Ayala, Jr., requests:

Consider/take action on donating asphalt for use on Private Road 3005.

NO ACTION

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

Update regarding renovation of county owned property located at 1796 IH 35 East, Pearsall, Texas 78061.

WAITING ON PLANS

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

Consider / take action on selecting winning bids from bids received for qualified firms to provide Records Management, Classification, and Destruction Services for Frio County Records.

Motion by: Commissioner Carrizales

Seconded by: Commissioner Graf

Voted Aye: All Motion Carried

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

27.1 Consider/take action on approving and adopting resolutions granting permits to Trinity Operating (USG), LLC to lay bore, construct and maintain one (1) 4" pipeline operated at 900 PSI on County Road 4728 right-of-way for a total permit fee of \$500.00.

27.2 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 Graf

Seconded by: Commissioner Carrizales

Voted Aye: All Motion Carried

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

Consider/take action on maintenance or replacement of cattle guards on County Road 4670/Hurt Road.

No Action

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

Discussion regarding following the recommendation from the CDC regarding wearing masks and quarantining.

NO ACTION

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

Discussion regarding Concept Plan for Sendero Ridge Ranch Subdivision.

NO ACTION

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

Consider/take action on approving a service request form for a preliminary energy assessment of Frio County Operations and Buildings through Texas Energy Engineering Services, Inc. which is contracted through the Texas Comptroller's State Energy Conservation Office to provide free engineering technical assistance services to Texas Counties.

Motion by: Commissioner Asuncion

Seconded by: Commissioner Carrizales

Voted Aye: All Motion Carried

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

Consider/take action on evaluation of the Frio County Engineer Roxana Garcia.

Discussion was held in private, in executive session.

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

- (34) Allow bills payable

Motion by: Commissioner Graf

Seconded by: Commissioner Asuncion

Voted Aye: All Motion Carried

- (35) Adjourn

Motion by: Commissioner Carrizales

Seconded by: Commissioner Vela

Voted Aye: All Motion Carried