

September 14, 2017

Regular Meeting

BE IT REMEMBERED, that on the 14<sup>th</sup> day of September, A.D., 2017 there was held a Regular Meeting of the Honorable Commissioners' Court of Willacy County, Texas at the County Judge's Office, 576 West Main, in the City of Raymondville, Texas for the purpose of transacting the following agenda:

1. Call to Order.
2. Roll Call / Establishment of Quorum.
3. Invocation / Pledge.
4. Public Comment (s).
5. Spread in the minutes; Commissioner Henry De La Paz has earned 20.50 hours for the 2017 Continuing Education pursuant to Section 81.0025, Local Government Code.
6. Approval of previous minutes as follows; July 27<sup>th</sup> Special Meeting, July 27<sup>th</sup> Regular Meeting, July 27<sup>th</sup> Public Workshop, July 28<sup>th</sup> Budget Workshop, August 8<sup>th</sup> Budget Workshop, August 10<sup>th</sup> Regular Meeting, August 11<sup>th</sup> Budget Workshop, August 15<sup>th</sup> Budget Workshop, August 17<sup>th</sup> Public Workshop, August 17<sup>th</sup> Budget Workshop, August 21<sup>st</sup> Public Workshop, August 21<sup>st</sup> Regular Meeting, August 21<sup>st</sup> Regular Meeting Addendum #1.  
ACTION REQUIRED
7. Approval of Precinct # 1 part time employee Eliberto Tijerina to be transferred to full time road maintenance retro-active as of September 4, 2017. ACTION REQUIRED
8. Discussion and Action to approve Interlocal Agreement FY 2018-2019 between Lubbock County and Willacy County for the Regional Public Defender for Capital Cases. ACTION REQUIRED
9. Discussion and Action to nominate 2 individuals to participate as Colonia Resident Advisory Committee members for the 2017-2021 Cameron & Willacy Self-Help Center Program.  
ACTION REQUIRED
10. Discussion and Action to approve request from Raymondville Chamber of Commerce to promote and host Wild in Willacy 2018 on the Courthouse grounds on Saturday, October 21<sup>st</sup> with set up date on October 20<sup>th</sup>. ACTION REQUIRED
11. Discussion and Action to approve Interlocal Agreement between UTRGV and Willacy County for dual appointment position. ACTION REQUIRED
12. Discussion and Action to approve Interlocal Agreement between UTRGV and Willacy County for membership to the LRGV TPDES Stormwater Task Force. ACTION REQUIRED
13. Discussion and Action County providing office and storage space for UTRGV. ACTION REQUIRED

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14. Discussion and Action to approve General Rental Contract between E.C. Lalo Gomez and Willacy County Precinct 1 on property located on the Southwest corner of Hwy 186 and FM 1015 in Lasara, Texas to be used for the storage of equipment belonging to Willacy County. Flat rate of \$500.00 to be paid yearly every first of October. ACTION REQUIRED
15. Discussion and Action to approve one (1) year farm lease agreement beginning August 1, 2017 and ending August 31, 2018 between Willacy County Commissioners as Lessors, and Andrew and Bryan Parker Brother Farms LLC, as Lessee. ACTION REQUIRED
16. Discussion and Action to enter into an Interlocal Agreement between City of San Perlita and the Willacy County Tax Assessor Collector. The City of San Perlita request the Willacy County Tax Assessor Collector to collect the current 2017 and delinquent taxes for the City of San Perlita. ACTION REQUIRED
17. Discussion and Action to approve Commissioners Court to contract with San Perlita ISD for Special Election on November 7, 2017. ACTION REQUIRED
18. Discussion and Approval of Capetillo Subdivision Unit One out of the Family Partition of the lands of Esteban V. and Dominga A. Capetillo as requested by Pascual Capetillo. ACTION REQUIRED
19. Discussion and Action to award S.G. Hauling Proposal for the entry way of Willacy County Special Events/Multi- Use Complex to be paid out of fund balance 97 account 104 fund. ACTION REQUIRED
20. Discussion and Action on nomination of Board of Directors of Willacy County Appraisal District for January 1, 2018-December 31, 2019. ACTION REQUIRED
21. Discussion and Action to approve family partition of the lands of Beverly J and Gary Snodgrass. ACTION REQUIRED
22. Discussion and Action to approve ROW Permit for NAW to lineside Rancho Carlo go north approximately 1246 feet from the centerline of CR3800 goes north. Tie in ¾" service to a 4" waterline. ACTION REQUIRED
23. Discussion and Action to approve ROW Permit for NAW to open cut CR1400 from North to South centerline of CR375 go west approximately 300 feet. Tie in ¾" service to a 4" waterline. ACTION REQUIRED
24. Approval to accept resignation letter from County Administration Maintenance Employee. ACTION REQUIRED
25. Approval of Monthly Reports. ACTION REQUIRED.
26. Approval of Treasurer's Report. ACTION REQUIRED.
27. Approval of Tax Collector's Report. ACTION REQUIRED.

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28. Approval of Budget Amendments. ACTION REQUIRED.

29. Approval of Travel Request. ACTION REQUIRED.

30. Approval of Claims. ACTION REQUIRED.

31. Adjourn.

THE COURT MET:

PRESENT:

Aurelio Guerra, Jr.,	County Judge,
Eliberto Guerra,	Commissioner, Precinct 1,
Oscar De Luna,	Commissioner, Precinct 2,
Henry De La Paz,	Commissioner, Precinct 3,
Eduardo Gonzales,	Commissioner, Precinct 4,
Annette Hinojosa,	County Attorney,
Ida Martinez,	County Auditor,
Elizabeth Rios,	County Clerk Deputy,

**ABSENT**

**arrives at 10:09 a.m.**

WHEREUPON, the Court was opened to the following proceedings were had to wit:

PERSONS VISITING THE COURT:

No one signed the sign in sheet.

1. Call to Order – Chairman Aurelio Guerra, Jr.
2. Roll Call / Establishment of Quorum – Commissioner Henry De La Paz – **ABSENT**
3. Pledge/Invocation – Commissioner Eduardo Gonzales
4. Public Comment(s) – NONE

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Agenda # 5

SPREAD IN THE MINUTES:  
COMMISSIONER HENRY DE LA  
PAZ HAS EARNED 20.50 HOURS  
FOR THE 2017 CONTINUING  
EDUCATION PURSUANT TO  
SECTION 81.0025, LOCAL  
GOVERNMENT CODE

As per the Chairman, spread in the minutes: Commissioner Henry De La Paz has earned 20.50 hours for the 2017 Continuing Education pursuant to Section 81.0025, Local Government Code.

Agenda # 6

IN REGARDS TO APPROVAL OF  
PREVIOUS MINUTES AS FOLLOWS:  
JULY 27<sup>TH</sup> SPECIAL MEETING, JULY  
27<sup>TH</sup> REGULAR MEETING, JULY 27<sup>TH</sup>  
PUBLIC WORKSHOP, JULY 28<sup>TH</sup>  
BUDGET WORKSHOP, AUGUST 8<sup>TH</sup>  
BUDGET WORKSHOP, AUGUST 10<sup>TH</sup>  
REGULAR MEETING, AUGUST 11<sup>TH</sup>  
BUDGET WORKSHOP, AUGUST 15<sup>TH</sup>  
BUDGET WORKSHOP, AUGUST 17<sup>TH</sup>  
PUBLIC WORKSHOP, AUGUST 17<sup>TH</sup>  
BUDGET WORKSHOP, AUGUST 21<sup>ST</sup>  
PUBLIC WORKSHOP, AUGUST 21<sup>ST</sup>  
REGULAR MEETING AND AUGUST  
21<sup>ST</sup> REGULAR MEETING ADDENDUM # 1

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of previous minutes as follows: July 27<sup>th</sup> Special Meeting, July 27<sup>th</sup> Regular Meeting, July 27<sup>th</sup> Public Workshop, July 28<sup>th</sup> Budget Workshop, August 8<sup>th</sup> Budget Workshop, August 10<sup>th</sup> Regular Meeting, August 11<sup>th</sup> Budget Workshop, August 15<sup>th</sup> Budget Workshop, August 17<sup>th</sup> Public Workshop, August 17<sup>th</sup> Budget Workshop, August 21<sup>st</sup> Public Workshop, August 21<sup>st</sup> Regular Meeting and August 21<sup>st</sup> Regular Meeting Addendum # 1. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 7

IN REGARDS TO APPROVAL OF  
PRECINCT # 1 PART TIME EMPLOYEE  
ELIBERTO TIJERINA TO BE TRANSFERRED  
TO FULL TIME ROAD MAINTENANCE  
RETRO-ACTIVE AS OF SEPTEMBER  
4, 2017

Motion was made by Commissioner Guerra, seconded by Commissioner De Luna for approval of Precinct # 1 part time employee Eliberto Tijerina to be transferred to full time road maintenance retro-active as of September 4, 2017. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 8

DISCUSSION AND ACTION TO  
APPROVE INTERLOCAL AGREEMENT  
FY 2018-2019 BETWEEN LUBBOCK  
COUNTY AND WILLACY COUNTY FOR  
THE REGIONAL PUBLIC DEFENDER FOR  
CAPITAL CASES

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval of Interlocal Agreement FY 2018-2019 between Lubbock County and Willacy County for the Regional Public Defender for Capital Cases. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 9

DISCUSSION AND ACTION TO  
NOMINATE 2 INDIVIDUALS TO  
PARTICIPATE AS COLONIA RESIDENT  
ADVISORY COMMITTEE MEMBERS FOR  
THE 2017-2021 CAMERON & WILLACY  
SELF-HELP CENTER PROGRAM

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval to nominate Jessica Garza, as the primary and Ema Gonzales as the alternate to participate as Colonia Resident Advisory Committee Members for the 2017-2021 Cameron and Willacy Self Help Center Program. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 10

DISCUSSION AND ACTION TO  
APPROVE REQUEST FROM  
RAYMONDVILLE CHAMBER OF  
COMMERCE TO PROMOTE AND  
HOST WILD IN WILLACY 2018 ON  
THE COURTHOUSE GROUNDS ON  
SATURDAY, OCTOBER 21<sup>ST</sup> WITH  
SET UP DATE ON OCTOBER 20<sup>TH</sup>

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval from Raymondville Chamber of Commerce to promote and host Wild in Willacy 2018 on the Courthouse Grounds on Saturday, October 21<sup>st</sup> with set up date on October 20<sup>th</sup>. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 11

DISCUSSION AND ACTION TO  
APPROVE INTERLOCAL AGREEMENT  
BETWEEN UTRGV AND WILLACY  
COUNTY FOR DUAL APPOINTMENT  
POSITION

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of Interlocal Agreement between UTRGV and Willacy County for dual appointment position. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 12

DISCUSSION AND ACTION TO  
APPROVE INTERLOCAL AGREEMENT  
BETWEEN UTRGV AND WILLACY  
COUNTY FOR MEMBERSHIP TO THE LRGV  
TPDES STORMWATER TASK FORCE

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of Interlocal Agreement between UTRGV and Willacy County for membership to the LRGV TPDES Stormwater Task Force, pending on review from the District Attorney's approval, for the amount of \$8,000.00 and pending Bi-Laws. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 13

DISCUSSION AND ACTION COUNTY  
PROVIDING OFFICE AND STORAGE  
SPACE FOR UTRGV

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval for the County providing office and storage space for UTRGV. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 14

DISCUSSION AND ACTION TO  
APPROVE GENERAL RENTAL  
CONTRACT BETWEEN E.C. LALO  
GOMEZ AND WILLACY COUNTY  
PRECINCT 1 ON PROPERTY LOCATED  
ON THE SOUTHWEST CORNER OF  
HWY 186 AND FM 1015 IN LASARA,  
TEXAS TO BE USED FOR THE STORAGE  
OF EQUIPMENT BELONGING TO  
WILLACY COUNTY. FLAT RATE OF  
\$500.00 TO BE PAID YEARLY EVERY  
FIRST OF OCTOBER

Motion was made by Commissioner Guerra, seconded by Commissioner De Luna for approval of General Rental Contract between E.C. Lalo Gomez and Willacy County Precinct 1 on property located on the Southwest corner of HWY 186 and FM 1015 in Lasara, Texas to be used for the storage of equipment belonging to Willacy County. Flat rate of \$500.00 to be paid yearly every first of October; also equipment is not store there. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 15

DISCUSSION AND ACTION TO  
APPROVE ONE (1) YEAR FARM  
LEASE AGREEMENT BEGINNING  
AUGUST 1, 2017 AND ENDING  
AUGUST 31, 2018 BETWEEN  
WILLACY COUNTY COMMISSIONERS  
AS LESSORS, AND ANDREW AND  
BRYAN PARKER BROTHER FARMS  
LLC, AS LESSEE

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval of one (1) year farm lease agreement beginning August 1, 2017 and ending August 31, 2018 between Willacy County Commissioners as Lessors, and Andrew and Bryan Parker Brother Farms, LLC, as Lessee for 76 acres at \$50.00 totaling an amount of \$3,800.00. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 16

DISCUSSION AND ACTION TO  
ENTER INTO AN INTERLOCAL  
AGREEMENT BETWEEN CITY OF  
SAN PERLITA AND THE WILLACY  
COUNTY TAX ASSESSOR COLLECTOR.  
THE CITY OF SAN PERLITA REQUEST  
THE WILLACY COUNTY TAX  
ASSESSOR COLLECTOR TO COLLECT  
THE CURRENT 2017 AND DELINQUENT  
TAXES FOR THE CITY OF SAN PERLITA

As per the Chairman, to table this item.

Agenda # 17

DISCUSSION AND ACTION TO  
APPROVE COMMISSIONERS COURT  
TO CONTRACT WITH SAN PERLITA  
ISD FOR SPECIAL ELECTION ON  
NOVEMBER 7, 2017

Motion was made by Commissioner De Luna, seconded by Commissioner Gonzales for approval of Commissioners Court to contract with San Perlita ISD for Special Election on November 7, 2017. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 18

DISCUSSION AND APPROVAL OF  
CAPETILLO SUBDIVISION UNIT ONE  
OUT OF THE FAMILY PARTITION OF  
THE LANDS OF ESTEBAN V. AND  
DOMINGA A. CAPETILLO AS REQUESTED  
BY PASCUAL CAPETILLO

Motion was made by the Chairman, seconded by Commissioner Gonzales to table this item. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 19

DISCUSSION AND ACTION TO  
AWARD S.G. HAULING PROPOSAL  
FOR THE ENTRY WAY OF WILLACY  
COUNTY SPECIAL EVENTS/MULTI-  
USE COMPLEX TO BE PAID OUT OF  
FUND BALANCE 97 ACCOUNT 104  
FUND

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales to table this item. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 20

DISCUSSION AND ACTION ON  
NOMINATION OF BOARD OF  
DIRECTORS OF WILLACY COUNTY  
APPRAISAL DISTRICT FOR JANUARY  
1, 2018-DECEMBER 31, 2019

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval to nominate Elizabeth Barnhart for the Board of Directors of Willacy County Appraisal District for January 1, 2018-December 31, 2019. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 21

DISCUSSION AND ACTION TO  
APPROVE FAMILY PARTITION  
OF THE LANDS OF BEVERLY J.  
AND GARY SNODGRASS

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna to table this item. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 22

DISCUSSION AND ACTION TO  
APPROVE ROW PERMIT FOR  
NAW TO LINESIDE RANCHO CARLO  
GO NORTH APPROXIMATELY 1246  
FEET FROM THE CENTERLINE OF  
CR 3800 GOES NORTH. TIE IN  $\frac{3}{4}$ "  
SERVICE TO A 4" WATERLINE

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval of ROW Permit for NAW to lineside Rancho Carlo go north approximately 1246 feet from the centerline of CR 3800 feet. Tie in  $\frac{3}{4}$ " service to a 4" waterline. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 23

DISCUSSION AND ACTION TO  
APPROVE ROW PERMIT FOR  
NAW TO OPEN CUT CR 1400 FROM  
NORTH TO SOUTH CENTERLINE OF  
CR 375 GO WEST APPROXIMATELY  
300 FEET. TIE IN  $\frac{3}{4}$ " SERVICE TO A  
4" WATERLINE

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of ROW Permit for NAW to open cut CR 1400 from North to South centerline of CR 375 go west approximately 300 feet. Tie in  $\frac{3}{4}$ " service to a 4" waterline. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 24

IN REGARDS TO APPROVAL  
TO ACCEPT RESIGNATION LETTER  
FROM COUNTY ADMINISTRATION  
MAINTENANCE EMPLOYEE

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of resignation letter from County Administration Maintenance Employee. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 25  
IN REGARDS TO APPROVAL  
OF MONTHLY REPORTS

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of Monthly Reports, as presented. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 26  
IN REGARDS TO APPROVAL  
OF TREASURER'S REPORT

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of Treasurer's Report, as presented. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 27  
IN REGARDS TO APPROVAL  
OF TAX COLLECTOR'S REPORT

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval of Tax Collector's Report, as presented. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 28  
IN REGARDS TO APPROVAL  
OF BUDGET AMENDMENTS

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna to pass on this item. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 29

IN REGARDS TO APPROVAL

OF TRAVEL REQUEST

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna that the following travel requests be approved:

1. Sheriff's Department, Chief Deputy Joe Jimenez and Major Ernie Garcia to Corpus Christi, Texas on October 15-19, 2017.
2. Constable Precinct 2, Jose A. Salazar to Austin, Texas on September 21-22, 2017. (To be paid out of continuing Ed Comptroller Account).
3. Willacy County Building Inspector, Amos Prado to Edinburg, Texas on October 16-17, 2017.
4. Justice of the Peace Judge, Juan Salinas, Jr. to South Padre Island, Texas on October 15-18, 2017.
5. Justice of the Peace Clerk, Flor Montes to South Padre Island, Texas on October 15-18, 2017.
6. Justice of the Peace Judge, Rodolfo Cantu to South Padre Island, Texas on October 15-18, 2017.
7. Commissioner Precinct 4, Eduardo Gonzales to San Antonio, Texas on September 17-21, 2017.
8. Juvenile Department, Raul Garza and Arely Cortez to South Padre Island, Texas on October 4-6, 2017. (Texas Juvenile Justice Department Funding will be used to satisfy travel expenses).
9. Juvenile Department, Dyvette Salinas to Galveston, Texas on October 31-November 3, 2017. (CJD Funding will be used to satisfy travel expenses).
10. Justice of the Peace Judge, Yesenia Rosas and Clerk Laura Gomez to South Padre Island, Texas on October 15-18, 2017.
11. Willacy County, for up to two (2) persons to Falfurrias, Texas on September 28, 2017.

Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 30

IN REGARDS TO APPROVAL

OF CLAIMS

Motion was made by Commissioner De Luna, seconded by Commissioner Gonzales for approval of Claims, as presented. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Motion was made by Commissioner De Luna, seconded by Commissioner Gonzales that Court Adjourn. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

There being no further action.

Court Adjourned.