

April 9, 2015  
Regular Meeting

BE IT REMEMBERED, that on the 9th day of April, A.D., 2015 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. Approval of previous minutes as follows: March 5, 2015 (Public Workshop), March 5, 2015 (Special Meeting), March 12, 2015 (Regular Meeting), and March 26, 2015 (Regular Meeting). ACTION REQUIRED
6. To discuss proposed legislative intent relating to the Hotel Occupancy Tax Code, Sec.352.102.
7. Discussion relating to proposed legislative intent as proposed in (SB 1805 and HB 4037) relating to the rate of the hotel occupancy taxes in certain counties and the use of revenue from the hotel occupancy tax by certain counties; authorizing an increase in the rate of a tax.
8. To discuss local organization, leadership and declare support of proposed SB 1805/HB 4037 including a Resolution to be submitted to the state legislative delegation of Willacy County.
9. Discussion and Action to consider payment from the Hotel Occupancy Tax for payment of subscription to the South Texas Nature Coalition whom promotes Willacy County in ecotourism opportunities. ACTION REQUIRED
10. Approval of Official Bond and Oath for County Clerk Terry Flores. ACTION REQUIRED.
11. Discussion and Clarification on BBVA Compass Bank, the County's depository does not provide quarterly interest reports.
12. Discussion and Action for the Commissioner's Court of Willacy County to designate an area where foreclosures sales are to be held. ACTION REQUIRED
13. Discussion and Action to approve the Escrow Agreement between The 5125 Company and Willacy County. ACTION REQUIRED
14. Approval of Willacy County District Attorney's Office manual work hours. ACTION REQUIRED
15. Discussion and Action to set Commissioner's Court Meeting schedule to once per month, every first Tuesday of the month. ACTION REQUIRED

16. Discussion and Action to purchase Humaniac Resistor Gloves for the Animal Control Officer. ACTION REQUIRED
17. Discuss and terminate all contracts for caliche and delivery services with Sunbelt Express Services in reference to the Transportation Infrastructure Fund projects in Precinct 1 and 2. ACTION REQUIRED
18. Award service agreement for caliche and delivery services to the next-lowest bidder, Rio Freight Systems, Inc. in reference to the Transportation Infrastructure Fund Projects in Precinct 1 and 2. ACTION REQUIRED.
19. Discuss and Approve proposed Change Order to agreement with Rio Freight Systems in regards to the Transportation Infrastructure Fund Projects in Precinct 2. ACTION REQUIRED
20. Review and Approve Professional Service Contract for Engineering architectural and environmental service for the redesign and permit amendment of the Coastal Land Resource Center relocation. ACTION REQUIRED
21. Discussion and Action in reference to Thyssenkrupp Elevators Contract to be changed from Full Service Maintenance Program to Elevator Maintenance Program (Oil & Lube contract required by state) for the amount of \$600.00 annually to be paid in advance. ACTION REQUIRED
22. Authorization of new signatories for the TGLO funded projects. ACTION REQUIRED
23. Discussion and Action to proclaim April as Fair Housing Month. ACTION REQUIRED
24. Discussion and Action on Interlocal Agreement between City of Raymondville and Willacy County, regarding USDOJ Grant for equipment. ACTION REQUIRED
25. Discussion and Action for Willacy County Child Welfare Board to use the courthouse lawn on April 9, 2015 for their annual Candlelight Vigil for Child Abuse Prevention and Autism Awareness Month. ACTION REQUIRED
26. Approval of Monthly Reports. ACTION REQUIRED.
27. Approval of Treasurer's Report. ACTION REQUIRED.
28. Approval of Quarterly Treasurer's Report. ACTION REQUIRED
29. Approval of Tax Collector's Report. ACTION REQUIRED.
30. Approval of Budget Amendments. ACTION REQUIRED.
31. Approval of Travel Request. ACTION REQUIRED.

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32. Approval of Claims. ACTION REQUIRED.

33. Adjourn.

THE COURT MET:

PRESENT:

Aurelio Guerra, Jr.,	County Judge,
Eliberto Guerra,	Commissioner, Precinct 1,
Oscar De Luna,	Commissioner, Precinct 2,
Alfredo Serrato,	Commissioner, Precinct 3,
Eduardo Gonzales,	Commissioner, Precinct 4,
Chuck Mattingly,	County Attorney Assistant,
Rebeca Saenz,	County Auditor Assistant,
Rebecca Sanchez,	County Clerk Deputy,

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

PERSONS VISITING THE COURT:

Gail Dantkyer  
Javier Carreon  
Chuck Mattingly  
Rebeca Saenz  
Gregg Laznovsky  
Roger Ramirez

1. Call to Order – Chairman Aurelio Guerra, Jr.
2. Roll Call/Establishment of Quorum – All Present
3. Pledge – Commissioner Serrato                      Invocation – Commissioner Gonzales
4. Public Comment(s) – Javier Carreon Coordinator with Community Action Corporation Of South on reference to public assistance to residents of Willacy County.

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Agenda # 5  
IN REGARDS TO APPROVAL  
OF PREVIOUS MINUTES AS  
FOLLOWS: MARCH 5, 2015  
(PUBLIC WORKSHOP), MARCH 5,  
2015 (SPECIAL MEETING),  
MARCH 12, 2015 (REGULAR MEETING),  
AND MARCH 26, 2015 (REGULAR MEETING)

Motion was made by Commissioner Serrato, seconded by Commissioner Gonzales for approval of previous minutes as follows: March 5, 2015 (Public Workshop), March 5, 2015 (Special Meeting), March 12, 2015 (Regular Meeting) and March 26, 2015 (Regular Meeting). Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 6  
IN REGARDS TO DISCUSS  
PROPOSED LEGISLATIVE INTENT  
RELATING TO THE HOTEL OCCUPANCY  
TAX CODE, SEC.352.102

Discussion with Sally Velasquez on reference to proposed legislative intent relating to the Hotel Occupancy Tax Code, Sec.352.102.

Agenda # 7  
DISCUSSION RELATING TO  
PROPOSED LEGISLATIVE INTENT  
AS PROPOSED IN (SB 1805 AND  
HB 4037) RELATING TO THE RATE  
OF THE HOTEL OCCUPANCY TAXES  
IN CERTAIN COUNTIES AND THE USE  
OF REVENUE FROM THE HOTEL  
OCCUPANCY TAX BY CERTAIN  
COUNTIES; AUTHORIZING AN  
INCREASE IN THE RATE OF A TAX

Discussion with Sally Velasquez on reference to relating to proposed legislative intent as proposed in (SB 1805 and HB 4037) relating to the rate of the hotel occupancy taxes in certain counties and the use of revenue from the hotel occupancy tax by certain counties; authorizing an increase in the rate of a tax.

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Agenda # 8  
IN REGARDS TO DISCUSS  
LOCAL ORGANIZATION,  
LEADERSHIP AND DECLARE  
SUPPORT OF PROPOSED SB  
1805/HB 4037 INCLUDING A  
RESOLUTION TO BE SUBMITTED TO  
THE STATE LEGISLATIVE DELEGATION  
OF WILLACY COUNTY

As per the Chairman, no action was placed on agenda so that the Resolution could be approved; will be on next meeting.

Agenda # 9  
DISCUSSION AND ACTION TO  
CONSIDER PAYMENT FROM THE  
HOTEL OCCUPANCY TAX FOR  
PAYMENT OF SUBSCRIPTION TO  
THE SOUTH TEXAS NATURE COALITION  
WHOM PROMOTES WILLACY COUNTY  
IN ECOTOURISM OPPORTUNITIES

Motion was made by Commissioner Guerra, seconded by Commissioner De Luna for approval of \$550.00 payment payable to South Texas Nature Coalition paid out from the Hotel/Motel Tax. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 10  
IN REGARDS TO APPROVAL OF  
OFFICIAL BOND AND OATH FOR  
COUNTY CLERK TERRY FLORES

Motion was made by Commissioner Guerra, seconded by Commissioner Serrato for approval of Official Bond and Oath for County Clerk Terry Flores. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 11  
DISCUSSION AND CLARIFICATION  
ON BBVA COMPASS BANK, THE  
COUNTY'S DEPOSITORY DOES NOT  
PROVIDE QUARTERLY INTEREST  
REPORTS

Update on reference to BBVA Compass Bank, the County's depository does not provide quarterly interest reports.

Agenda # 12  
DISCUSSION AND ACTION FOR  
THE COMMISSIONERS' COURT OF  
WILLACY COUNTY TO DESIGNATE  
AN AREA WHERE FORECLOSURES  
SALES ARE TO BE HELD

Motion was made by Commissioner Gonzales, seconded by Commissioner Serrato for approval through the Commissioner's Court to continue to have foreclosure sales at the south side of the steps of the Courthouse. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 13  
DISCUSSION AND ACTION TO  
APPROVE THE ESCROW AGREEMENT  
BETWEEN THE 5125 COMPANY AND  
WILLACY COUNTY

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

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Agenda # 14  
IN REGARDS FOR APPROVAL  
OF WILLACY COUNTY DISTRICT  
ATTORNEY'S OFFICE MANUAL  
WORK HOURS

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

Agenda # 15  
DISCUSSION AND ACTION TO  
SET COMMISSIONER'S COURT  
MEETING SCHEDULE TO ONCE  
PER MONTH, EVERY FIRST  
TUESDAY OF THE MONTH

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

Agenda # 16  
DISCUSSION AND ACTION TO  
PURCHASE HUMANIAC RESISTOR  
GLOVES FOR THE ANIMAL CONTROL  
OFFICER

Motion was made by Commissioner De Luna, seconded by Commissioner Gonzales for approval to purchase humaniac resistor gloves for the Animal Control Officer paid out of Health and Welfare Budget. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 17  
IN REGARDS TO DISCUSS AND  
TERMINATE ALL CONTRACTS  
FOR CALICHE AND DELIVERY  
SERVICES WITH SUNBELT EXPRESS  
SERVICES IN REFERENCE TO THE  
TRANSPORTATION INFRASTRUCTURE  
FUND PROJECTS IN PRECINCT 1  
AND 2

Motion was made by Commissioner Guerra, seconded by Commissioner Serrato for approval to terminate all contracts for caliche and delivery services with Sunbelt Express Services in reference to the Transportation Infrastructure Fund Projects in Precinct 1 and 2. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 18  
IN REGARDS TO AWARD  
SERVICE AGREEMENT FOR  
CALICHE AND DELIVERY SERVICES  
TO THE NEXT-LOWEST BIDDER, RIO  
FREIGHT SYSTEMS, INC. IN  
REFERENCE TO THE TRANSPORTATION  
INFRASTRUCTURE FUND PROJECTS IN  
PRECINCT 1 AND 2

Motion was made by Commissioner Guerra, seconded by Commissioner De Luna for approval to award service agreement for caliche and delivery services to the next-lowest bidder, Rio Freight Systems, Inc. in reference to the Transportation Infrastructure Fund Projects in Precinct 1 and 2. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 19  
IN REGARDS TO DISCUSS AND  
APPROVE PROPOSED CHANGE  
ORDER TO AGREEMENT WITH  
RIO FREIGHT SYSTEMS IN REGARDS  
TO THE TRANSPORTATION  
INFRASTRUCTURE FUND PROJECTS  
IN PRECINCT 2

Motion was made by Commissioner Guerra, seconded by Commissioner De Luna for approval of proposed change order to agreement with Rio Freight Systems in regards to the Transportation Infrastructure Fund Projects in Precinct 2. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 20  
IN REGARDS TO REVIEW AND  
APPROVE PROFESSIONAL SERVICE  
CONTRACT FOR ENGINEERING  
ARCHITECTURAL AND ENVIRONMENTAL  
SERVICE FOR THE REDESIGN AND  
PERMIT AMENDMENT OF THE COASTAL  
LAND RESOURCE CENTER RELOCATION

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of Professional Service Contract for Engineering Architectural and Environmental Service for the redesign and permit amendment of the Coastal Land Resource Center Relocation. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 21  
DISCUSSION AND ACTION IN  
REFERENCE TO THYSSENKRUPP  
ELEVATORS CONTRACT TO BE  
CHANGED FROM FULL SERVICE  
MAINTENANCE PROGRAM TO  
ELEVATOR MAINTENANCE PROGRAM  
(OIL & LUBE CONTRACT REQUIRED  
BY STATE) FOR THE AMOUNT OF  
\$600.00 ANNUALLY TO BE PAID  
IN ADVANCE

Motion was made by Commissioner Guerra, seconded by Commissioner Serrato for approval of Thyssenkrupp Elevators Contract to be changed from full service maintenance program to elevator maintenance program (Oil & Lube contract required by State) for the amount of \$600.00 annually to be paid in advance. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 22  
IN REGARDS TO AUTHORIZATION  
OF NEW SIGNATORIES FOR THE  
TGLO FUNDED PROJECTS

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval to authorize of new signatories for the TGLO Funded Projects. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 23  
DISCUSSION AND ACTION TO  
PROCLAIM APRIL AS FAIR  
HOUSING MONTH

Motion was made by Commissioner Serrato, seconded by Commissioner De Luna for approval to proclaim April as Fair Housing Month. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 24  
DISCUSSION AND ACTION ON  
INTERLOCAL AGREEMENT  
BETWEEN CITY OF RAYMONDVILLE  
AND WILLACY COUNTY, REGARDING  
USDOJ GRANT FOR EQUIPMENT

Motion was made by Commissioner Serrato, seconded by Commissioner Guerra for approval of Interlocal Agreement between City of Raymondville and Willacy County, regarding USDOJ Grant for equipment. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 25  
DISCUSSION AND ACTION FOR  
WILLACY COUNTY CHILD WELFARE  
BOARD TO USE THE COURTHOUSE  
LAWN ON APRIL 9, 2015 FOR  
THEIR ANNUAL CANDLELIGHT VIGIL  
FOR CHILD ABUSE PREVENTION  
AND AUTISM AWARENESS MONTH

Motion was made by Commissioner Guerra, seconded by Commissioner Serrato for approval of Willacy County Child Welfare Board to use the Courthouse Lawn on April 9, 2015 for their annual Candlelight Vigil for Child Abuse Prevention and Autism Awareness Month. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 26  
IN REGARDS TO APPROVAL  
OF MONTHLY REPORTS

Motion was made by Commissioner Guerra, 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, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 27  
IN REGARDS TO APPROVAL  
OF TREASURER'S REPORT

Motion was made by Commissioner Serrato, 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, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 28  
IN REGARDS TO APPROVAL  
OF QUARTERLY TREASURER'S  
REPORT

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

Agenda # 29  
IN REGARDS TO APPROVAL  
OF TAX COLLECTOR'S REPORT

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

Agenda # 30  
IN REGARDS TO APPROVAL  
OF BUDGET AMENDMENTS

As per the Chairman, pass on this item, no report available.

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Agenda # 31  
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. County Judge's Office, Cassie Cantu to San Marcos, Texas on May 5-8, 2015.
2. County Building Inspector, Amos Pardo to McAllen, Texas on July 20-24, 2015.
3. Justice of the Peace Office, Melissa Perez to San Marcos, Texas on May 18-20, 2015.
4. Extension Office, Omar Gonzales to South Padre Island, Texas on May 12-14, 2015.
5. Extension Office, Omar Gonzales to Brownwood, Texas on May 4-6, 2015.
6. Extension Office, Omar Gonzales to Fredericksburg, Texas on April 25, 2015.
7. Extension Office, Omar Gonzales to Kingsville, Texas on May 2, 2015.
8. Commissioner Pct. 4, Eduardo Gonzales and two employees to pick up Precinct 4 vehicle from Brownwood District on April 16, 2015.
9. Justice of the Peace Office, Melissa Ambriz to Corpus Christi, Texas on May 13-15, 2015.

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

Agenda # 32  
IN REGARDS TO  
APPROVAL OF CLAIMS

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of Claims, as presented including a manual claim for the amount of \$338.26 payable to Alamo Lumber for County Administration. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, Serrato and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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

There being no further action,

Court Adjourned.