

February 28, 2019
Regular Meeting

BE IT REMEMBERED, that on the 28th day of February, A.D., 2019 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. Presentation: TxDOT to provide monthly project status updates.
6. Spread in the minutes; Robert Salinas has successfully completed the 16 hour preparation course for TDA Non-Commercial Political Pesticide Applicator License Exam.
7. Spread in the minutes; Adolfo Mata has successfully completed the 16 hour preparation course for TDA Non-Commercial Political Pesticide Applicator License Exam.
8. Approval to accept resignation letter from District Clerk's employee and approval to advertise and hire a deputy clerk. ACTION REQUIRED
9. Authorization to advertise and hire a full time clerk for the Justice of the Peace office. ACTION REQUIRED
10. Discussion and Action to approve awarding firm to develop the Parks Master Plan. ACTION REQUIRED
11. Discussion and Action to approve ROW permit for NAW-Bore on CR 2900 go East 4,224 feet 2inch PVC casing $\frac{3}{4}$ meter service to 4 inch waterline. Bore North to South. ACTION REQUIRED
12. Discussion and Action to approve Ponce mobile home park subdivision plat being the West 382.0' of lot one (1) Block number two (2), Raymond-Hallam Subdivision Willacy County and recorded in Volume one (1) Page 481 of the transcribed record from Cameron County to Willacy County, save and except NW 0.80 Acres Willacy County Clerk's Office, Willacy County, Texas. ACTION REQUIRED
13. Discussion and Action to approve Mitzi Swanberg-Anzaldua Subdivision Plat of Encino properties subdivision being a 7.983 acres out of lot nine (9) section thirty-one (31) of the Harding-Lindahl Subdivision as recorded in book 2 page 32 map records Willacy County, Texas. ACTION REQUIRED
14. Discussion and Action to accept donation check from E-ON for abatement process fees. ACTION REQUIRED

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15. Discussion and Action to adopt resolution to impose \$20 fee on Court Case filed in Willacy County as prescribed and authorized in HB 2875, by the 85th State Legislature, beginning October 1, 2018 and ending September 30, 2019-Subchapter H, Chapter 51 Government Code and Amended Section 51.713. ACTION REQUIRED
16. Discussion and Action to approve Interlocal Agreement between Lyford CISD and Willacy County. ACTION REQUIRED
17. Adopt the resolution to join the Lone Star Investment Pool, a wholly owned subsidiary of the Texas Association of School Boards (TASB). Further we approve Ruben Cavazos Willacy County Treasurer/County Investment Officer and Aurelio Guerra, County Judge as authorized representative to conduct business on behalf of Willacy County with the Lone Star Investment Pool. ACTION REQUIRED
18. Approval and Action on Hyper-Reach Services Agreement three (3) year package for a total of \$17,400 (\$5,800 annually) with Gomesa funds. ACTION REQUIRED
19. Approval and Action to accept Laguna Point Park in Port Mansfield as Adopt-A-Beach designation. ACTION REQUIRED
20. Approval and Action for 3rd Party Donation to Willacy County Soil and Water Conservation District. ACTION REQUIRED
21. Discussion and Action to approve Racial Profiling Report for the Willacy County Sheriff's Office. ACTION REQUIRED
22. Review and approval of proposal for limited asbestos and lead inspection and other hazardous material assessment services, provided by Terracon Consultants, Inc., environmental engineers. ACTION REQUIRED
23. Approval of Monthly Reports. ACTION REQUIRED
24. Approval of Claims. ACTION REQUIRED.
25. Approval of Travel Request. ACTION REQUIRED.
26. Adjourn.

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THE COURT MET:
PRESENT:

Aurelio Guerra, Jr.,
Eliberto Guerra,
Oscar De Luna,
Henry De La Paz,
Eduardo Gonzales,
Annette Hinojosa,
Rebeca Saenz,
Elizabeth Rios,
Rebecca Guerra,

County Judge,
Commissioner, Precinct 1,
Commissioner, Precinct 2,
Commissioner, Precinct 3,
Commissioner, Precinct 4,
County Attorney,
County Auditor's Assistant,
County Chief Deputy Clerk,
County Deputy Clerk,

arrives at 10:16 a.m.

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

PERSONS VISITING THE COURT:

A. Covacevich
Edward Contreras
Rebeca Saenz

Candido Bocanegra
Robin Flores

1. Call to Order – Chairman Aurelio Guerra, Jr.
2. Roll Call / Establishment of Quorum – **ALL PRESENT**
3. Pledge – Commissioner Henry De La Paz Invocation – Commissioner Eduardo Gonzales
4. Public Comments – None

Agenda # 5
PRESENTATION: TXDOT TO
PROVIDE MONTHLY PROJECT
STATUS UPDATES

Presentation by Candido Bocanegra with TxDOT to provide monthly project status updates on North U.S. 77 – Project and SH – 186. Commissioner Guerra asks for an update on County 180 – South for the next meeting.

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Agenda # 6

SPREAD IN THE MINUTES:

ROBERT SALINAS HAS
SUCCESSFULLY COMPLETED
THE 16 HOUR PREPARATION
COURSE FOR TDA NON-COMMERCIAL
POLITICAL PESTICIDE APPLICATOR
LICENSE EXAM

As per the Chairman, spread in the minutes: Robert Salinas has successfully completed the 16 hour preparation course for TDA Non-Commercial Political Pesticide Applicator License Exam.

Agenda # 7

SPREAD IN THE MINUTES:

ADOLFO MATA HAS
SUCCESSFULLY COMPLETED
THE 16 HOUR PREPARATION
COURSE FOR TDA NON-COMMERCIAL
POLITICAL PESTICIDE APPLICATOR
LICENSE EXAM

As per the Chairman, spread in the minutes: Adolfo Mata has successfully completed the 16 hour preparation course for TDA Non-Commercial Political Pesticide Applicator License Exam.

Agenda # 8

IN REGARDS TO APPROVAL TO
ACCEPT RESIGNATION LETTER
FROM DISTRICT CLERK'S EMPLOYEE
AND APPROVAL TO ADVERTISE AND
HIRE A DEPUTY CLERK

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval to accept resignation letter from Rolando Cantu, District Clerk's Employee and approval to advertise and hire a Deputy Clerk. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 9
AUTHORIZATION TO ADVERTISE
AND HIRE A FULL TIME CLERK
FOR THE JUSTICE OF THE PEACE
OFFICE

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval of authorization to advertise and hire a full time clerk for the Justice of the Peace Office. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 10
DISCUSSION AND ACTION TO
APPROVE AWARDDING FIRM
TO DEVELOP THE PARKS MASTER
PLAN

Motion was made by Commissioner De Luna, seconded by Commissioner Gonzales for approval of awarding firm to Fulcrum Consulting Services to develop the Parks Master Plans. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 11
DISCUSSION AND ACTION TO
APPROVE ROW PERMIT FOR NAW –
BORE ON CR 2900 GO EAST 4,224
FEET 2 INCH PVC CASING $\frac{3}{4}$ METER
SERVICE TO 4 INCH WATERLINE.
BORE NORTH TO SOUTH

Motion was made by Commissioner Guerra, seconded by Commissioner De Luna for approval of ROW permit for NAW – Bore on CR 2900 go east 4,224 feet 2 inch PVC casing $\frac{3}{4}$ meter service to 4 inch waterline. Bore North to South. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Commissioners Gonzales steps out of the meeting at 10:23 a.m. does not vote on item number 12.

Commissioner Guerra steps out of the meeting at 10:24 a.m. does not vote on item number 12.

Agenda # 12

DISCUSSION AND ACTION TO
APPROVE PONCE MOBILE
HOME PARK SUBDIVISION PLAT
BEING THE WEST 382.0' OF LOT
ONE (1) BLOCK NUMBER TWO (2),
RAYMOND–HALLAM SUBDIVISION
WILLACY COUNTY AND RECORDED
IN VOLUME ONE (1) PAGE 481 OF
THE TRANSCRIBED RECORD FROM
CAMERON COUNTY TO WILLACY
COUNTY, SAVE AND EXCEPT NW
0.80 ACRES WILLACY COUNTY
CLERK'S OFFICE, WILLACY COUNTY,
TEXAS

Motion was made by Commissioner De La Paz, seconded by Commissioner De Luna for approval of Ponce Mobile Home Park Subdivision Plat being the West 382.0' of Lot One (1) Block Number Two (2), Raymond–Hallam Subdivision Willacy County and recorded in Volume One (1) Page 481 of the Transcribed Record from Cameron County to Willacy County, save and except NW 0.80 Acres Willacy County Clerk's Office, Willacy County, Texas. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners De Luna and De La Paz voting AYE. NAYS NONE. Motion was declared carried.

Commissioners Gonzales and Guerra return back to the meeting at 10:25 a.m.

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Agenda # 13

DISCUSSION AND ACTION TO
APPROVE MITZI SWANBERG –
ANZALDUA SUBDIVISION PLAT
OF ENCINO PROPERTIES SUBDIVISION
BEING A 7.983 ACRES OUT OF LOT
NINE (9) SECTION THIRTY–ONE (31)
OF THE HARDING–LINDAHL
SUBDIVISION AS RECORDED IN
BOOK 2 PAGE 32 MAP RECORDS
WILLACY COUNTY, TEXAS

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, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 14

DISCUSSION AND ACTION TO
ACCEPT DONATION CHECK FROM
E-ON FOR ABATEMENT PROCESS
FEES

Motion was made by Commissioner De Luna, seconded by Commissioner De La Paz for approval to accept donation check from E-ON for abatement process fees. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 15
DISCUSSION AND ACTION TO
ADOPT RESOLUTION TO
IMPOSE \$20 FEE ON COURT CASE
FILED IN WILLACY COUNTY AS
PRESCRIBED AND AUTHORIZED IN
HB 2875, BY THE 85TH STATE
LEGISLATURE, BEGINNING OCTOBER
1, 2018 AND ENDING SEPTEMBER
30, 2019 – SUBCHAPTER H, CHAPTER
51 GOVERNMENT CODE AND
AMENDED SECTION 51.713

Motion was made by Commissioner De La Paz, seconded by Commissioner Gonzales for approval to adopt Resolution to impose \$20 fee on Court Case filed in Willacy County as prescribed and authorized in HB 2875, by the 85th State Legislature, beginning October 1, 2018 and ending September 30, 2019 – Subchapter H, Chapter 51 Government Code and Amended Section 51.713. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 16
DISCUSSION AND ACTION TO
APPROVE INTERLOCAL AGREEMENT
BETWEEN LYFORD CISD AND
WILLACY COUNTY

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

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Agenda # 17
ADOPT THE RESOLUTION TO
JOIN THE LONE STAR INVESTMENT
POOL, A WHOLLY OWNED SUBSIDIARY
OF THE TEXAS ASSOCIATION OF SCHOOL
BOARDS (TASB). FURTHER WE APPROVE
RUBEN CAVAZOS, WILLACY COUNTY
TREASURER/COUNTY INVESTMENT
OFFICER AND AURELIO GUERRA, COUNTY
JUDGE AS AUTHORIZED REPRESENTATIVE
TO CONDUCT BUSINESS ON BEHALF
OF WILLACY COUNTY WITH THE LONE
STAR INVESTMENT POOL

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval to adopt the Resolution to join the Lone Star Investment Pool, a wholly owned subsidiary of the Texas Association of School Boards (TASB). Further we approve Ruben Cavazos, Willacy County Treasurer/County Investment Officer and Aurelio Guerra, County Judge as authorized representative to conduct business on behalf of Willacy County with the Lone Star Investment Pool, upon Legal Counsel's Review. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 18
IN REGARDS TO APPROVAL
AND ACTION ON HYPER-REACH
SERVICES AGREEMENT THREE (3)
YEARS PACKAGE FOR A TOTAL OF
\$17,400.00 (\$5,800.00 ANNUALLY)
WITH GOMESA FUNDS

Motion was made by Commissioner Gonzales, seconded by Commissioner De Luna for approval of Hyper-Reach Services Agreement three (3) years package for a total of \$17,400.00 (\$5,800.00 annually) with Gomesa Funds, contingent upon Legal Counsel's Reviewing and Approving It. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 19

IN REGARDS TO APPROVAL
AND ACTION TO ACCEPT LAGUNA
POINT PARK IN PORT MANSFIELD
AS ADOPT-A-BEACH DESIGNATION

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval to move forward with supporting documents, then come back and see where the funds will be paid from. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 20

IN REGARDS TO APPROVAL
AND ACTION FOR 3RD PARTY
DONATION TO WILLACY COUNTY
SOIL AND WATER CONSERVATION
DISTRICT

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, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 21

DISCUSSION AND ACTION TO
APPROVE RACIAL PROFILING
REPORT FOR THE WILLACY COUNTY
SHERIFF'S OFFICE

Motion was made by Commissioner De Luna, seconded by Commissioner Gonzales for approval of Racial Profiling Report for the Willacy County Sheriff's Office. Motion was put before the Court by the Chairman. Commissioners Guerra, De Luna, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Commissioner De Luna steps out of the meeting at 11:25 a.m. does not vote for items 22-23.

Agenda # 22
REVIEW AND APPROVAL OF
PROPOSAL FOR LIMITED
ASBESTOS AND LEAD INSPECTION
AND OTHER HAZARDOUS MATERIAL
ASSESSMENT SERVICES, PROVIDED
BY TERRACON CONSULTANTS, INC.,
ENVIRONMENTAL ENGINEERS

Motion was made by Commissioner De La Paz, seconded by Commissioner Guerra for approval of proposal for limited asbestos and lead inspection and other hazardous material assessment services, provided by Terracon Consultants, Inc., Environmental Engineers. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 23
IN REGARDS TO APPROVAL
OF MONTHLY REPORTS

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

Commissioner De Luna returns back to the meeting at 11:29 a.m.

Agenda # 24
IN REGARDS TO APPROVAL
OF CLAIMS

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

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Agenda # 25
IN REGARDS TO APPROVAL
OF TRAVEL REQUEST

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

1. Justice of the Peace Precinct 5, Judge Rodolfo Cantu for travel reimbursement to Corpus Christi, Texas on January 27-30, 2019.
2. Justice of the Peace Precinct 1, Judge Jessica Rosas to Austin, Texas on April 7-11, 2019.
3. County Treasurer, Ruben Cavazos to Austin, Texas on April 15-18, 2019.

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

Commissioners Court Meeting continued with Addendum # 1.