

November 22, 2021

Regular Meeting

BE IT REMEMBERED, that on the 22nd day of November, A.D., 2021 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 from Broad Reach Power-Energy potentially leasing property owned by Willacy County for an Energy Storage Lease.
6. Presentation on Global Opioid Settlement agreement between the State of Texas and Political Subdivisions.
7. Discuss and approve Willacy County joining the Global Opioid Settlement to include signing the Distributor Settlement and Janssen Settlement, and support the adoption and approval of the Texas Term Sheet in its entirety. POSSIBLE ACTION REQUIRED.
8. Discussion and Approval of the appointment of additional members to the newly created Willacy County Sexual Assault Response Team. ACTION REQUIRED
9. Consideration and approval to purchase a radar for Deputy Constable Oviedo's police unit from Fund 2 – Capital and Special Projects. ACTION REQUIRED
10. Discuss and approve modifying existing contract between Willacy County and Hidalgo County for the performance of autopsies by Hidalgo County. ACTION REQUIRED
11. Discuss and approve payment of claim by Hidalgo County for autopsies, labs, and histology fees for autopsies performed in 2020 and 2021 to include which fund to use for said payment, if approved. ACTION REQUIRED
12. Requesting the commissioners court to approve and proclaim December 1, 2021 as Tree of Angels Week in memory of victims and survivors of violent crimes. ACTION REQUIRED.
13. Approval of replacement Corrected Resolution for Edward Byrne Memorial Justice Assistance Grant Program-Grant Number 4309201. Grant number added to Corrected Resolution. ACTION REQUIRED.
14. Approval corrected Resolution No. 2241 that was submitted on January 28, 2021 to reflect Grant Number 4241201 added to the corrected Resolution. ACTION REQUIRED.
15. Approval to utilize line item 01-423-385 Machinery & Equipment >\$500 not budgeted at zero for fiscal year 2021-2022. ACTIN REQUIRED.

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16. Discussion and Action to approve request to bore on CR 200, from west to east, (1) 2-inch PVC casing, (1) 3/4-inch meter service. Location approximately 180-feet south from FM 1761 (Pct. 1). ACTION REQUIRED.
17. Discussion and Action to approve request to tap into a 6-inch waterline on 2nd Street (1) 3/4-inch meter service. Location approximately 30-feet south from Campbell Street (Precinct 2) ACTION REQUIRED.
18. Discuss and Approve amending the Willacy County Policy Manual to include a Paid Quarantine Leave Policy for Willacy County peace officers and detention officers, as approved by Willacy County Commissioners Court on October 14, 2021. ACTION REQUIRED
19. Discussion and action to approve Annual Contribution to the Port Mansfield Chamber of Commerce from Hotel/Motel funding. ACTION REQUIRED.
20. Approval of Travel Request. ACTION REQUIRED.
21. Approval of Claims. ACTION REQUIRED
22. Adjourn.

THE COURT MET:
PRESENT:

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

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

PERSONS VISITING THE COURT:

Brian Yarbrough	Rita Camacho
Lucas Allen	Sonja Eddleman
Victor Garza	Laura Soule
John Pena	Denise Ledesma Gomez
Yolanda Arizola	Constable Jose A. Garza
Tom Floyd	David Robles
Wane Davis	

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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 Comments – Wayne Davis from Port Mansfield will comment later on reference to Agenda Number 19.

Agenda # 5

PRESENTATION FROM BROAD
REACH POWER-ENERGY POTENTIALLY
LEASING PROPERTY OWNED BY
WILLACY COUNTY FOR AN ENERGY
STORAGE LEASE

Presentation by Bryan Yarbrough with Broad Reach Power-Energy potentially leasing property owned by Willacy County for an Energy Storage Lease.

Move to item number 8.

Agenda # 6

PRESENTATION ON GLOBAL OPIOID
SETTLEMENT AGREEMENT BETWEEN
THE STATE OF TEXAS AND POLITICAL
SUBDIVISIONS

Presentation by County/District Attorney, Annette Hinojosa on Global Opioid Settlement Agreement between the State of Texas and Political Subdivisions.

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Commissioner Eliberto Guerra steps out of the meeting at 10:40 a.m.

No Quorum Established.

Commissioner Eliberto Guerra, returns back to the meeting at 10:43 a.m.

Quorum Is Established.

Commissioners Court continues with Agenda item number 7.

Agenda # 7

DISCUSS AND APPROVE WILLACY
COUNTY JOINING THE GLOBAL
OPIOID SETTLEMENT TO INCLUDE
SIGNING THE DISTRIBUTOR SETTLEMENT
AND JANSSEN SETTLEMENT, AND SUPPORT
THE ADOPTION AND APPROVAL OF
THE TEXAS TERM SHEET IN ITS ENTIRETY

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

Move to item number 10.

Agenda # 8

DISCUSSION AND APPROVAL OF
THE APPOINTMENT OF ADDITIONAL
MEMBERS TO THE NEWLY CREATED
WILLACY COUNTY SEXUAL ASSAULT
RESPONSE TEAM

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of the appointment of additional members of Rita Camacho from Family Crisis Center, Sonja Eddleman as the Texas Assault Nurse Examiner and Laura Soule from Tropical Center for Behavioral Services to the newly created Willacy County Sexual Assault Response Team. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Return back to item number 6.

Agenda # 9
CONSIDERATION AND APPROVAL
TO PURCHASE A RADAR FOR
DEPUTY CONSTABLE OVIEDO'S
POLICE UNIT FROM FUND 2 –
CAPITAL AND SPECIAL PROJECTS

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval to purchase a radar for Deputy Constable Oviedo's Police Unit from Fund 02 – Capital and Special Projects. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Move to item number 14.

Agenda # 10
DISCUSS AND APPROVE MODIFYING
EXISTING CONTRACT BETWEEN
WILLACY COUNTY AND HIDALGO
COUNTY FOR THE PERFORMANCE
OF AUTOPSIES BY HIDALGO COUNTY

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of modifying existing contract between Willacy County and Hidalgo County for the performance of autopsies by Hidalgo County and to allow the County Judge to negotiate the terms. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 11

DISCUSS AND APPROVE PAYMENT
OF CLAIM BY HIDALGO COUNTY
FOR AUTOPSIES, LABS AND HISTOLOGY
FEES FOR AUTOPSIES PERFORMED IN
2020 AND 2021 TO INCLUDE WHICH
FUND TO USE FOR SAID PAYMENT,
IF APPROVED

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval for payment of claim by Hidalgo County for autopsies, labs and histology fees for autopsies performed in 2020 and 2021 after negotiation with the County Judge, contingent upon to be paid from Health and Welfare and if there is not enough funding to consider to be paid from Fund 02. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 12

IN REGARDS TO REQUESTING
THE COMMISSIONERS COURT TO
APPROVE AND PROCLAIM DECEMBER
1, 2021 AS TREE OF ANGELS WEEK IN
MEMORY OF VICTIMS AND SURVIVORS
OF VIOLENT CRIMES

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval to Proclaim December 1-7, 2021 as Tree of Angels Week in memory of victims and survivors of violent crimes. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 13

IN REGARDS TO APPROVAL OF
REPLACEMENT CORRECTED
RESOLUTION FOR EDWARD BYRNE
MEMORIAL JUSTICE ASSISTANCE
GRANT PROGRAM – GRANT NUMBER
4309201. GRANT NUMBER ADDED
TO CORRECTED RESOLUTION

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval of replacement corrected Resolution for Edward Byrne Memorial Justice Assistance Grant Program – Grant Number 4309201. Grant Number added to Corrected Resolution. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Move to item number 19.

Agenda # 14

IN REGARDS TO APPROVAL
CORRECTED RESOLUTION NUMBER
2241 THAT WAS SUBMITTED ON
JANUARY 28, 2021 TO REFLECT GRANT
NUMBER 4241201 ADDED TO THE
CORRECTED RESOLUTION

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of Corrected Resolution Number 2241 that was submitted on January 28, 2021 to reflect Grant Number 4241201 added to the Corrected Resolution. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 15

IN REGARDS TO APPROVAL TO
UTILIZE LINE ITEM 01-423-385
MACHINERY AND EQUIPMENT
>\$500 NOT BUDGETED AT ZERO
FOR FISCAL YEAR 2021 – 2022

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval to utilize line item 01-423-385 Machinery and Equipment >\$500.00 not budgeted at zero for Fiscal Year 2021 – 2022. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 16

DISCUSSION AND ACTION TO
APPROVE REQUEST TO BORE
ON CR 200, FROM WEST TO
EAST, (1) 2-INCH PVC CASING,
(1) 3/4-INCH METER SERVICE.
LOCATION APPROXIMATELY
180-FEET SOUTH FROM FM 1761
(PRECINCT 1)

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval of request to bore on CR 200, from west to east, (1) 2-inch PVC casing, (1) 3/4-inch meter service. Location is approximately 180-feet south from FM 1761 (Precinct 1). Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 17

DISCUSSION AND ACTION TO
APPROVE REQUEST TO TAP
INTO A 6-INCH WATERLINE ON
2ND STREET (1) 3/4-INCH METER
SERVICE. LOCATION APPROXIMATELY
30-FEET SOUTH FROM CAMPBELL
STREET (PRECINCT 2)

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of request to tap into a 6-inch waterline on 2nd Street (1) 3/4-inch meter service. Location is approximately 30-feet south from Campbell Street (Precinct 2). Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 18

DISCUSS AND APPROVE AMENDING
THE WILLACY COUNTY POLICY
MANUAL TO INCLUDE A PAID
QUARANTINE LEAVE POLICY FOR
WILLACY COUNTY PEACE OFFICERS
AND DETENTION OFFICERS, AS
APPROVED BY WILLACY COUNTY
COMMISSIONERS COURT ON OCTOBER
14, 2021

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of Amending the Willacy County Policy Manual to include a Paid Quarantine Leave Policy for Willacy County Peace Officers and Detention Officers, as approved by Willacy County Commissioners Court on October 14, 2021 and Mandated in Accordance with Texas Local Government Code Section 180.008. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 19
DISCUSSION AND ACTION TO
APPROVE ANNUAL CONTRIBUTION
TO THE PORT MANSFIELD CHAMBER
OF COMMERCE FROM HOTEL/MOTEL
FUNDING

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval of Annual Contribution of one-time payment of \$75,000.00 to the Port Mansfield Chamber of Commerce from Hotel/Motel Funding and for them to submit supporting documents to the Court. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Commissioner Eliberto Guerra, steps out of the meeting at 11:29 a.m.

Chairman Guerra, states that Court will Recess for five (5) minutes due to lack of Quorum.

Commissioner Eliberto Guerra, returns back to the meeting at 11:31 a.m.

Quorum Is Established.

Commissioners Court continues with Agenda item number 20.

Agenda # 20
IN REGARDS TO APPROVAL
OF TRAVEL REQUEST

As per the Chairman, pass on this item.

Agenda # 21
IN REGARDS TO APPROVAL
OF CLAIMS

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

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

There being no further action,

Court Adjourned.