

November 10, 2022

Regular Meeting

BE IT REMEMBERED, that on the 10<sup>th</sup> day of November, A.D., 2022 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: October 12, 2022 Public Workshop at 10:00 AM; October 12, 2022 Public Workshop at 2:00 PM; October 13, 2022 Regular Meeting; October 18, 2022 Joint Meeting; ACTION REQUIRED.
6. Presentation by TxDOT to provide monthly updates.
7. Discussion and Action to approve final review for Plaza North Subdivision Plat. A three lot commercial subdivision located on North Expressway frontage at the NW corner of CR 300 and CR 3200 intersection (Precinct 2). ACTION REQUIRED.
8. Discussion and Action to install/open new account for Internet Services for Sebastian Volunteer Fire Department. ACTION REQUIRED.
9. Discussion and Action to add and/or remove authorized users for Willacy County VTX Accounts. ACTION REQUIRED.
10. Discussion and Action to request permission to accept 2021 Chevrolet Tahoe VIN# 1GNSCLEDXMR478447 from Operation Stone Garden Grant, to be transferred from Lyford Police Department to the Willacy County Sheriff's Office. ACTION REQUIRED.
11. Consideration and authorization to Approve Resolution to execute the cost share Agreement with the United States Army Corps of Engineers for the Lower Rio Grande Valley Watershed Assessment under the Section 729 of the Water Resources Development Act of 1986, as amended. ACTION REQUIRED.
12. Discussion and Action for Willacy County to participate in TAC's Cybersecurity Training Program. ACTION REQUIRED.
13. Discussion and Action to pay US Bank for WILLACY TWDB L1001256 ESC, and Willacy TWDB L1001258 ESC and WILLACY TWDB G1001255 ESC Outstanding invoices and to discuss what account it will be paid out of. ACTION REQUIRED.
14. Discussion and Action to approve Willacy County's 2023 Holiday Schedule. ACTION REQUIRED.

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15. Discussion and Action to approve funding matching grant obligation in the amount of \$4307.50 for Willacy County Sheriff's Office for the Office of the Governor FY22 Body-worn Camera Program Grant (Grant # 4392101) and to discuss funding match source. ACTION REQUIRED.
16. Approval and Action to obligate \$20,000 from the American Rescue Plan Act (ARP) fund 114 for Willacy County Technology infrastructure. ACTION REQUIRED.
17. Discussion and Action to approve the purchase of 1 Diesel Dewatering Pump for Precinct 2 for the total amount of \$25,642.55 to be paid by fund 114 American Rescue Plan Act (ARP). ACTION REQUIRED.
18. Discussion and Action to approve the purchase of 2 Diesel Dewatering Pumps for Precinct 4 for the total amount of \$71,285.10 to be paid by fund 114 American Rescue Plan Act (ARP). ACTION REQUIRED.
19. Discussion and Action to approve the purchase of a small Dozer for Precinct 4 for the total amount of \$145,000 to be paid by fund 114 American Rescue Plan Act (ARP). ACTION REQUIRED.
20. Discussion and Action to create a line under Capital (02) fund Health & Welfare Medical & Hospital Expenses (430-260) and Health and Welfare Advertising Expense (430-140) for TDEM 4485 Covid 19 Pandemic. ACTION REQUIRED.
21. Approval and action to obligate \$5,000 from the American Rescue Plan Act for ARP Program under the Judge's Administration to allocate \$2,500 for office supplies, \$1,250 for machinery and equipment <\$500 and \$1,250 for machinery and equipment >\$500. ACTION REQUIRED.
22. Approval of Monthly Reports. ACTION REQUIRED
23. Approval of Travel Request. ACTION REQUIRED.
24. Approval of Treasurers Report. ACTION REQUIRED
25. Approval of Budget Amendments. ACTION REQUIRED
26. Approval of Tax Collector Report. ACTION REQUIRED
27. Approval of Claims. ACTION REQUIRED
28. Review of Special Claims. ACTION REQUIRED
29. Review monthly reports on jail count.
30. Review of monthly employee overtime report.
31. 40. EXECUTIVE SESSION:
  - (A) Confer with Commissioners Court legal counsel regarding possible contract negotiations with the Willacy County Regional Detention Facility, pursuant to V.T.C.A. Government Code, Section 551.072.
  - (B) Deliberation regarding possible contract negotiations with the Willacy County Regional Detention Facility, pursuant to V.T.C.A. Government Code, Section 551.072.
  - (C) Confer with Commissioners Court legal counsel regarding pending or contemplated litigation and/or negotiations involving the county, its employees, or its interests, pursuant to V.T.C.A. Government Code, Section 551.071.

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(D) Confer with Commissioners Court legal counsel regarding legal issues on matters related to cybersecurity, pursuant to V.T.C.A. Government Code, Section 551.071.

32. 41. ACTION RELATIVE TO EXECUTIVE SESSION:

- (A) possible action
- (B) possible action.
- (C) possible action.
- (D) possible action.

33. Adjourn.

THE COURT MET:

PRESENT:

Aurelio Guerra, Jr.,  
Eliberto Guerra,  
Oscar De Luna,  
Henry De La Paz,  
Eduardo Gonzales,  
Annette Hinojosa,  
Ida Martinez,  
Maria Del Carmen Maldonado  
Elizabeth Rios,

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

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

PERSONS VISITING THE COURT:

Chief Aurelio Cadena, Jr.  
Ernie Garcia  
Patty Garcia  
Mona Cadena  
Hionicio Cadena

1. Call to Order – Chairman Aurelio Guerra, Jr.
2. Roll Call/Establishment of Quorum – **ALL PRESENT**

**As per the Chairman, move to item number 4.**

3. Invocation / Pledge
4. Public Comments – None

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Agenda # 5

IN REGARDS TO APPROVAL OF  
PREVIOUS MINUTES AS FOLLOWS:  
OCTOBER 12, 2022 PUBLIC WORKSHOP  
AT 10:00 A.M., OCTOBER 12, 2022  
PUBLIC WORKSHOP AT 2:00 P.M.,  
OCTOBER 13, 2022 REGULAR MEETING  
AND OCTOBER 18, 2022 JOINT MEETING

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of Previous Minutes as follows: October 12, 2022 Public Workshop at 10:00 A.M., October 12, 2022 Public Workshop at 2:00 P.M., October 13, 2022 Regular Meeting and October 18, 2022 Joint Meeting, as read. 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 # 6

PRESENTATION BY TXDOT  
TO PROVIDE MONTHLY UPDATES

As per the Chairman, no one was present from TxDOT to provide monthly updates.

Agenda # 7

DISCUSSION AND ACTION TO  
APPROVE FINAL REVIEW FOR  
PLAZA NORTH SUBDIVISION PLAT.  
A THREE LOT COMMERCIAL  
SUBDIVISION LOCATED ON NORTH  
EXPRESSWAY FRONTAGE AT THE  
NW CORNER OF CR 300 AND CR 3200  
INTERSECTION (PRECINCT 2)

Motion was made by Commissioner De La Paz, seconded by Commissioner Gonzales for approval of final review for Plaza North Subdivision Plat. A three lot commercial subdivision located on North Expressway Frontage at the NW Corner of CR 300 and CR 3200 Intersection (Precinct 2). Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 8

DISCUSSION AND ACTION TO  
INSTALL/OPEN NEW ACCOUNT  
FOR INTERNET SERVICES FOR  
SEBASTIAN VOLUNTEER FIRE  
DEPARTMENT

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval for VTX to install WIFI and to include router service for Sebastian Volunteer Fire Department, to be paid from Health and Welfare. 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 # 9

DISCUSSION AND ACTION TO  
ADD AND/OR REMOVE AUTHORIZED  
USERS FOR WILLACY COUNTY VTX  
ACCOUNTS

Motion was made by Chairman Guerra, seconded by Commissioner Gonzales for approval to include/add Adolfo Mata as the authorized user for Willacy County VTX Accounts. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

**Motion Amended:** Motion was made by Chairman Guerra, seconded by Commissioner Gonzales for approval to remove Martha Castillo and to add Jason Stratton as authorized user for Willacy County VTX Accounts. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 10

DISCUSSION AND ACTION TO  
REQUEST PERMISSION TO  
ACCEPT 2021 CHEVROLET TAHOE  
VIN# 1GNSCLEDXMR478447 FROM  
OPERATION STONE GARDEN GRANT,  
TO BE TRANSFERRED FROM LYFORD  
POLICE DEPARTMENT TO THE WILLACY  
COUNTY SHERIFF'S OFFICE

Motion was made by Commissioner De La Paz, seconded by Commissioner Gonzales for approval to accept 2021 Chevrolet Tahoe VIN# 1GNSCLEDXMR478447 from Operation Stone Garden Grant, to be transferred from Lyford Police Department to the Willacy County Sheriff's Office. 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 # 11

CONSIDERATION AND AUTHORIZATION  
TO APPROVE RESOLUTION TO EXECUTE  
THE COST SHARE AGREEMENT WITH  
THE UNITED STATES ARMY CORPS OF  
ENGINEERS FOR THE LOWER RIO GRANDE  
VALLEY WATERSHED ASSESSMENT UNDER  
THE SECTION 729 OF THE WATER  
RESOURCES DEVELOPMENT ACT OF 1986,  
AS AMENDED

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra for approval of Resolution to execute the cost share Agreement with the United States Army Corps of Engineers for the Lower Rio Grande Valley Watershed Assessment Under the Section 729 of the Water Resource Development Act of 1986, as amended; contingent upon Legal Counsel's Review and whether or not an MOU should be consider. Also, to execute the cost share agreement with the United States Army Corps of Engineers for the Lower Rio Grande Valley Watershed Assessment for the amount of \$50,000.00, to be paid from the Matching. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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**Commissioners Court Regular Meeting continues with Addendum Number 1.**

Agenda # 12

DISCUSSION AND ACTION FOR  
WILLACY COUNTY TO PARTICIPATE  
IN TAC'S CYBERSECURITY TRAINING  
PROGRAM

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval for Willacy County to participate in TAC's Cybersecurity Training Program. 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 # 13

DISCUSSION AND ACTION TO  
PAY US BANK FOR WILLACY TWDB  
L1001256 ESC, AND WILLACY TWDB  
L1001258 ESC AND WILLACY TWDB  
G1001255 ESC OUTSTANDING  
INVOICES AND TO DISCUSS WHAT  
ACCOUNT IT WILL BE PAID OUT OF

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval to pay US Bank for Willacy TWDB L1001256 ESC and Willacy TWDB L1001258 ESC and Willacy TWDB G1001255 ESC Outstanding invoices, to be paid out from Capital Fund – Contracts and Legal for the amount of \$1,500.00. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 14

DISCUSSION AND ACTION TO  
APPROVE WILLACY COUNTY'S  
2023 HOLIDAY SCHEDULE

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval of Willacy County's 2023 Holiday Schedule to add Juneteenth (June 19, 2023) and remove Easter (April 10, 2023). 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 # 15

DISCUSSION AND ACTION TO  
APPROVE FUNDING MATCHING  
GRANT OBLIGATION IN THE AMOUNT  
OF \$4,307.50 FOR WILLACY COUNTY  
SHERIFF'S OFFICE FOR THE OFFICE  
OF THE GOVERNOR FY22 BODY-WORN  
CAMERA PROGRAM GRANT (GRANT #  
4392101) AND TO DISCUSS FUNDING  
MATCH SOURCE

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz to table this item. 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 # 16

IN REGARDS TO APPROVAL AND  
ACTION TO OBLIGATE \$20,000.00  
FROM THE AMERICAN RESCUE PLAN  
ACT (ARP) FUND 114 FOR WILLACY  
COUNTY TECHNOLOGY INFRASTRUCTURE

Motion was made by Commissioner Guerra, seconded by Commissioner De La Paz for approval to obligate \$20,000.00 from the American Rescue Plan Act (ARP) Fund 114 for Willacy County Technology Infrastructure. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 17

DISCUSSION AND ACTION TO  
APPROVE THE PURCHASE OF  
1 DIESEL DEWATERING PUMP FOR  
PRECINCT 2 FOR THE TOTAL AMOUNT  
OF \$25,642.55 TO BE PAID BY FUND  
114 AMERICAN RESCUE PLAN ACT (ARP)

Motion was made by Commissioner De La Paz, seconded by Commissioner Gonzales to table this item. 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 # 18

DISCUSSION AND ACTION TO  
APPROVE THE PURCHASE OF 2  
DIESEL DEWATERING PUMPS FOR  
PRECINCT 4 FOR THE TOTAL AMOUNT  
OF \$71,285.10 TO BE PAID BY FUND  
114 AMERICAN RESCUE PLAN ACT (ARP)

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra to table this item. 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 # 19

DISCUSSION AND ACTION TO  
APPROVE THE PURCHASE OF A  
SMALL DOZER FOR PRECINCT 4  
FOR THE TOTAL AMOUNT OF  
\$145,000.00 TO BE PAID BY  
FUND 114 AMERICAN RESCUE  
PLAN ACT (ARP)

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

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Agenda # 20

DISCUSSION AND ACTION TO  
CREATE A LINE UNDER CAPITAL  
(02) FUND HEALTH AND WELFARE  
MEDICAL AND HOSPITAL EXPENSES  
(430-260) AND HEALTH AND WELFARE  
ADVERTISING EXPENSE (430-140) FOR  
TDEM 4485 COVID 19 PANDEMIC

Motion was made by Commissioner De La Paz, seconded by Commissioner Guerra for approval to create a line under Capital (02) Fund Health and Welfare Medical and Hospital Expenses (430-260) and Health and Welfare Advertising Expenses (430-140) for TDEM 4485 COVID 19 Pandemic. 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 # 21

IN REGARDS TO APPROVAL AND  
ACTION TO OBLIGATE \$5,000.00  
FROM THE AMERICAN RESCUE  
PLAN ACT FOR ARP PROGRAM  
UNDER THE JUDGE'S ADMINISTRATION  
TO ALLOCATE \$2,500.00 FOR OFFICE  
SUPPLIES, \$1,250.00 FOR MACHINERY  
AND EQUIPMENT <\$500.00 AND  
\$1,250.00 FOR MACHINERY AND  
EQUIPMENT >\$500.00

Motion was made by Commissioner De La Paz, seconded by Commissioner Gonzales for approval to obligate \$5,000.00 from the American Rescue Plan Act for ARP Program under the Judge's Administration to allocate \$2,500.00 for office supplies, \$1,250.00 for Machinery and Equipment <\$500.00 and \$1,250.00 for Machinery and Equipment >\$500.00. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 22

IN REGARDS TO APPROVAL  
OF MONTHLY REPORTS

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval of 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.

Agenda # 23

IN REGARDS TO APPROVAL  
OF TRAVEL REQUEST

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

1. Veteran's Service Officer, Frances L. Najera to Williamsom County, Georgetown, Texas on November 30 – December 2, 2022.
2. Veteran's Service Officer, Frances L. Najera to San Antonio, Texas on December 6-8, 2022.
3. Commissioner Precincts 1 and 5, Eliberto Guerra to Laredo, Texas on December 1-2, 2022.
4. County Inspector, Robert Salinas to Laredo, Texas on December 1-2, 2022.
5. Extension Agent, Georgina Macias to Weslaco, Texas on November 16-17, 2022.
6. County Treasurer, Ruben Cavazos to Austin, Texas on November 30 – December 1, 2022.

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 # 24

IN REGARDS TO APPROVAL  
OF TREASURER'S REPORT

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval of Treasurer's Report, 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.

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Agenda # 25

IN REGARDS TO APPROVAL  
OF BUDGET AMENDMENTS

Motion was made by Commissioner Guerra, seconded by Commissioner De La Paz for approval of Budget Amendments, as read and 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.

Agenda # 26

IN REGARDS TO APPROVAL  
OF TAX COLLECTOR'S REPORT

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

**Commissioner Henry De La Paz, steps out of the meeting at 12:29 p.m., does not vote for item number 27.**

Agenda # 27

IN REGARDS TO APPROVAL  
OF CLAIMS

Motion was made by Commissioner Gonzales, seconded by Commissioner Guerra 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.

Agenda # 28

IN REGARDS TO REVIEW  
OF SPECIAL CLAIMS

As per the Chairman, Review of Special Claims.

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**Commissioner Henry De La Paz returns back to the meeting at 12:33 p.m.**

Agenda # 29

REVIEW OF MONTHLY REPORTS  
ON JAIL COUNT

As per the Chairman, there was no Monthly Report on Jail Count submitted to the Court.

Agenda # 30

REVIEW OF MONTHLY EMPLOYEE  
OVERTIME REPORT

As per the Chairman, there was no Monthly Report on Employee Overtime submitted to the Court.

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Agenda # 31

EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING POSSIBLE CONTRACT NEGOTIATIONS WITH THE WILLACY COUNTY REGIONAL DETENTION FACILITY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072
  
- (B) DELIBERATION REGARDING POSSIBLE CONTRACT NEGOTIATIONS WITH THE WILLACY COUNTY REGIONAL DETENTION FACILITY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072
  
- (C) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING PENDING OR CONTEMPLATED LITIGATION AND/OR NEGOTIATIONS INVOLVING THE COUNTY, ITS EMPLOYEES, OR ITS INTERESTS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071
  
- (D) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING LEGAL ISSUES ON MATTERS RELATED TO CYBERSECURITY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071

Agenda # 32

ACTION RELATIVE TO EXECUTIVE SESSION:

- (A) POSSIBLE ACTION
- (B) POSSIBLE ACTION
- (C) POSSIBLE ACTION
- (D) POSSIBLE ACTION

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz to pass on items 31 and 32. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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

There being no further action,

Court Adjourned.