

November 18, 2022

Regular Meeting

BE IT REMEMBERED, that on the 18<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. Discussion and Approval of the Willacy County District Attorney's Office to enter into and participate in the HIDTA State and Local Task Force Agreement. ACTION REQUIRED.
6. Discussion and Action to Canvass the 2022 General Election. ACTION REQUIRED.
7. Discuss, consider and select Xylem Dewatering Solutions as a vendor to complete project implementation for the American Rescue Plan Act (ARP) project(s). Funding administered by the U.S. Department of the Treasury, other federal or state agencies. ACTION REQUIRED
8. Discuss, consider and select Nueces Power Equipment (NPE) as a vender to complete project implementation for the American Rescue Plan Act (ARP) project(s). Funding administered by the U.S. Department of the Treasury, other federal or state agencies. ACTION REQUIRED.
9. Discussion and Action to approve the purchase of 1 Diesel Dewatering Pump for Precinct 2 for the total amount of \$35,642.55 to be paid by fund 114 American Rescue Plan Act (ARP). ACTION REQUIRED.
10. 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.
11. 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). ACTION REQUIRED.
12. Discussion and Action to approve and discuss when to issue longevity manual checks for Willacy County employees. ACTION REQUIRED.
13. Approval of Travel Request. ACTION REQUIRED.
14. Approval of Claims. ACTION REQUIRED

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15. 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.

16. ACTION RELATIVE TO EXECUTIVE SESSION:

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

17. 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  
Libna Sarmiento  
Susana R. Garza,

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 Auditor's First Assistant,  
County Clerk,

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

PERSONS VISITING THE COURT:

Ernie Garcia

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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

**As per the Chairman, skip item number 5 and continue with item 6.**

Agenda # 5

DISCUSSION AND APPROVAL  
OF THE WILLACY COUNTY DISTRICT  
ATTORNEY'S OFFICE TO ENTER INTO  
AND PARTICIPATE IN THE HIDTA STATE  
AND LOCAL TASK FORCE AGREEMENT

Motion was made by Commissioner De La Paz, seconded by Commissioner Tijerina for approval of the Willacy County District Attorney's Office to enter into and participate in the HIDTA State and Local Task Force Agreement. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

**As per the Chairman, continue with item number 7.**

Agenda # 6

DISCUSSION AND ACTION TO  
CANVASS THE 2022 GENERAL  
ELECTION

Motion was made by Commissioner Guerra, seconded by Commissioner Gonzales for approval to Canvass the 2022 General Election. 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 Gonzales, seconded by Commissioner De La Paz that Court Recess for 5 minutes the time is 2:37 p.m. 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 was made by Commissioner Gonzales, seconded by Commissioner De La Paz that Court Reconvene into Open Session at 2:44 p.m. Motion was put before the Court by the Chairman. Commissioners Guerra, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

**Mario Tijerina attended the meeting as the Newly Elected Commissioner Precinct 2.**

**As per the Chairman, go back to item number 5.**

Agenda # 7

DISCUSS, CONSIDER AND SELECT  
XYLEM DEWATERING SOLUTIONS AS  
A VENDOR TO COMPLETE PROJECT  
IMPLEMENTATION FOR THE AMERICAN  
RESCUE PLAN ACT (ARP) PROJECT(S).  
FUNDING ADMINISTERED BY THE U.S.  
DEPARTMENT OF THE TREASURY, OTHER  
FEDERAL OR STATE AGENCIES

Motion was made by Commissioner Gonzales, seconded by Commissioner De La Paz for approval of Xylem Dewatering Solutions as a vendor for the purchasing of three (3) Diesel Dewatering Pumps to assist in completing and implementing ARP projects funded. The funds will be from the American Rescue Plan Act (ARP) administered by the U.S. Department of the Treasury. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 8

DISCUSS, CONSIDER AND SELECT  
NUECES POWER EQUIPMENT (NPE)  
AS A VENDOR TO COMPLETE PROJECT  
IMPLEMENTATION FOR THE AMERICAN  
RESCUE PLAN ACT (ARP) PROJECT(S).  
FUNDING ADMINISTERED BY THE U.S.  
DEPARTMENT OF THE TREASURY, OTHER  
FEDERAL OR STATE AGENCIES

Motion was made by Commissioner De La Paz, seconded by Commissioner Gonzales for approval of Nueces Power Equipment (NPE) as a vendor for the purchasing of one (1) Dozer to assist in completing and implementing ARP projects funded. The funds will be from the American Rescue Plan Act (ARP) administered by the U.S. Department of the Treasury. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 9

DISCUSSION AND ACTION TO  
APPROVE THE PURCHASE OF 1  
DIESEL DEWATERING PUMP FOR  
PRECINCT 2 FOR THE TOTAL AMOUNT  
OF \$35,642.55 TO BE PAID BY FUND  
114 AMERICAN RESCUE PLAN ACT (ARP)

Motion was made by Commissioner De La Paz, seconded by Commissioner Tijerina for approval of the purchase of one (1) Diesel Dewatering Pump for Precinct 2 for the total amount of \$35,642.55 from Xylem Dewatering Solutions as a vendor. The funds utilized will be from Fund 114 American Rescue Plan Act (ARP) administered by the U.S. Department of the Treasury. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 10

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 De La Paz for approval of the purchase of two (2) Diesel Dewatering Pump for Precinct 4 for the total amount of \$71,285.10 from Xylem Dewatering Solutions as a vendor. The funds utilized will be from Fund 114 American Rescue Plan Act (ARP) administered by the U.S. Department of the Treasury. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 11

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 De La Paz for approval of the purchase of one (1) Dozer for Precinct 4 for the total amount of \$145,000.00 from Nueces Power Equipment (NPE) as a vendor. The funds utilized will be from Fund 114 American Rescue Plan Act (ARP) administered by the U.S. Department of the Treasury. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 12

DISCUSSION AND ACTION TO  
APPROVE AND DISCUSS WHEN  
TO ISSUE LONGEVITY MANUAL  
CHECKS FOR WILLACY COUNTY  
EMPLOYEES

Motion was made by Commissioner De La Paz, seconded by Commissioner Guerra for approval to issue longevity checks for Willacy County Employees, to be processed on first pay period of December, 2022. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 13

IN REGARDS TO APPROVAL  
OF TRAVEL REQUEST

Motion was made by Commissioner Guerra, seconded by Commissioner Tijerina that the following travel requests be approved:

1. County Clerk, Susana R. Garza for 2 on-line trainings and pay a registration fee of \$50.00 per training, to be complete before December 31, 2022.

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

Agenda # 14

IN REGARDS TO APPROVAL  
OF CLAIMS

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

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Agenda # 15

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

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

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Agenda # 16

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 Tijerina to pass on these items, to take no action. Motion was put before the Court by the Chairman. Commissioners Guerra, Tijerina, De La Paz and Gonzales voting AYE. NAYS NONE. Motion was declared carried.

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

There being no further action,

Court Adjourned.