

June 13, 2024  
Regular Meeting

BE IT REMEMBERED, that on the 13<sup>th</sup> day of June, A.D., 2024 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 Claims. ACTION REQUIRED
6. Approval of Previous Minutes as follows: May 9, 2024 Regular Meeting; May 13, 2024 Special Meeting; May 23, 2024 Regular Meeting; ACTION REQUIRED.
7. TxDOT to provide Monthly Updates.
8. Spread in the Minutes – Commissioner E. Garcia on May 21<sup>st</sup> – May 23<sup>rd</sup>, 2024 attended the 26<sup>th</sup> annual Stormwater Conference at South Padre Island, Texas. Networking agencies provided up to date information to Willacy County on flood risk management, Grant opportunities with TWDB, GLO, Texas Cordia and other agencies.
9. Discussion and action to pass Resolution authorizing the submission of an amendment to the Texas Department of Agriculture to remove the Sebastian Colonia project area from the TxCDBG 2021 Colonia Fund Contract, Contract No. CFC21-0274. ACTION REQUIRED.
10. Discussion and Action to approve the Interlocal Agreement between The Texas Animal Health Commission and Willacy County for the maintenance of the Fever Tick Treatment. ACTION REQUIRED.
11. Discussion and Action to approve Memorandum of Understanding between the Lyford CISD Police Department and The Willacy County Sheriff's Office. ACTION REQUIRED.
12. Discussion and Approval of Revising and Updating the guidelines and criteria governing the granting of tax abatements for solar panels, windmills and battery storage facilities and/or projects. ACTION REQUIRED.
13. Discussion and Action for Willacy County to review Memorandum of Understanding and enter into agreement with Plan Behavioral Center LLC. ACTION REQUIRED.
14. Discussion and Action to approve hire of a full-time temporary position for an Intake Clerk at a base salary of up to \$32,000 plus fringe benefits through Fund 220 beginning June 13, 2024 through September 30, 2024. ACTION REQUIRED.

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15. Discussion and Possible action to award contract for the ARPA Parking Lot Improvements Project (ARPA #2379). POSSIBLE ACTION REQUIRED.
16. Discuss, consider, and select a vendor to complete project implementation for the American Rescue Plan Act (ARPA) Project. Funding administered by the U.S. Department of Treasury, other federal or state agencies. ACTION REQUIRED.
17. Discussion and action to approve the purchase of one (1) 2024-2025 Pick-up Truck for Precinct 2 Road and Bridge for the total amount not to exceed \$61,361.58 to be paid by the American Rescue Plan Act Fund 114 (ARPA). ACTION REQUIRED.
18. Request approval to install a new service line. From the center line of FM 1761 and Red I Ranch Road, go east 1620-feet on the south side. Connect service to a 2-inch water line, 40-foot Right Of Way, line side meter. (Precinct 1). ACTION REQUIRED.
19. Request approval of amended final plat for New Port Subdivision Phase 1 (Precinct 2). ACTION REQUIRED.
20. Approval of Monthly Reports. ACTION REQUIRED
21. Approval of Travel Request. ACTION REQUIRED.
22. Approval of Treasurers Report. ACTION REQUIRED
23. Approval of Budget Amendments. ACTION REQUIRED
24. Approval of Tax Collector Report. ACTION REQUIRED
25. Review of Special Claims.
26. Review monthly reports on jail count.
27. Review of monthly employee overtime report.
28. EXECUTIVE SESSION:
  - (a) Confer with Commissioners Court legal counsel regarding pending or contemplated litigation and/or negotiations involving the county, its employees, or its interests, pursuant to VTCA Government Code, Section 551.071 (a) and (2).
  - (b) Deliberation 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 (a) and (2).
29. ACTION RELATIVE TO EXECUTIVE SESSION:
  - (a) Possible Action.
  - (b) Possible Action.
30. Adjourn.

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THE COURT MET:  
PRESENT:

Aurelio Guerra, Jr.,	County Judge,
Eliberto Guerra,	Commissioner, Precinct 1,
Mario Tijerina,	Commissioner, Precinct 2,
Henry De La Paz,	Commissioner, Precinct 3,
Ernesto Garcia,	Commissioner, Precinct 4,
Annette Hinojosa,	County Attorney,
Maria Del Carmen Maldonado,	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:

James Delgado	Juan C. Castillo
Joe Rivera	Priscilla Lee
Sergio Sustaita	Dionicio Cortez

1. Call to Order – Chairman Aurelio Guerra, Jr.
2. Roll Call/Establishment of Quorum – **ALL PRESENT**
3. Pledge / Invocation – Commissioner Henry De La Paz
4. Public Comments – Jesus Reyes Vazquez commented and thanked Commissioner Eliberto Guerra for paving County Road 2900 in Lasara, Texas.

Agenda # 5  
IN REGARDS TO APPROVAL  
OF CLAIMS

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

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Agenda # 6  
IN REGARDS TO APPROVAL OF  
PREVIOUS MINUTES AS FOLLOWS:  
MAY 9, 2024 REGULAR MEETING,  
MAY 13, 2024 SPECIAL MEETING  
AND MAY 23, 2024 REGULAR  
MEETING

Motion was made by Commissioner De La Paz, seconded by Commissioner Tijerina for approval of previous minutes as follows: May 9, 2024 Regular Meeting, May 13, 2024 Special Meeting and May 23, 2024 Regular Meeting. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 7  
TXDOT TO PROVIDE  
MONTHLY UPDATES

Presentation by Sergio Sustaita with TxDOT to provide monthly updates on FM 1018, SH 186 and FM 490 Projects.

Agenda # 8  
SPREAD IN THE MINUTES –  
COMMISSIONER E. GARCIA ON  
MAY 21<sup>ST</sup> – MAY 23<sup>RD</sup>, 2024  
ATTENDED THE 26<sup>TH</sup> ANNUAL  
STORMWATER CONFERENCE AT  
SOUTH PADRE ISLAND, TEXAS.  
NETWORKING AGENCIES PROVIDED  
UP TO DATE INFORMATION TO  
WILLACY COUNTY ON FLOOD  
RISK MANAGEMENT, GRANT  
OPPORTUNITIES WITH TWDB, GLO,  
TEXAS CORDIA AND OTHER AGENCIES

As per the Chairman, spread in the minutes – Commissioner Ernesto Garcia on May 21<sup>st</sup> – May 23<sup>rd</sup>, 2024 attended the 26<sup>th</sup> Annual Stormwater Conference on South Padre Island, Texas. Networking agencies provided up to date information to Willacy County on Flood Risk Management, Grant opportunities with TWDB, GLO, Corps of Engineers and other agencies.

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Agenda # 9  
DISCUSSION AND ACTION TO  
PASS RESOLUTION AUTHORIZING  
THE SUBMISSION OF AN AMENDMENT  
TO THE TEXAS DEPARTMENT OF  
AGRICULTURE TO REMOVE THE  
SEBASTIAN COLONIA PROJECT AREA  
FROM THE TXCDBG 2021 COLONIA  
FUND CONTRACT, CONTRACT NUMBER  
CFC21-0274

Motion was made by Commissioner Garcia, seconded by Commissioner Guerra for approval of Resolution authorizing the submission of an Amendment to the Texas Department of Agriculture to remove the Sebastian Colonia Project Area from the TXCDBG 2021 Colonia Fund Contract, Contract Number CFC21-0274. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 10  
DISCUSSION AND ACTION TO  
APPROVE THE INTERLOCAL  
AGREEMENT BETWEEN THE TEXAS  
ANIMAL HEALTH COMMISSION  
AND WILLACY COUNTY FOR THE  
MAINTENANCE OF THE FEVER  
TICK TREATMENT

Motion was made by Commissioner Tijerina, seconded by Commissioner Garcia for approval of Interlocal Agreement between the Texas Animal Health Commission and Willacy County for the maintenance of the Fever Tick Treatment. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 11  
DISCUSSION AND ACTION TO  
APPROVE MEMORANDUM OF  
UNDERSTANDING BETWEEN THE  
LYFORD CISD POLICE DEPARTMENT  
AND THE WILLACY COUNTY SHERIFF'S  
OFFICE

Motion was made by Commissioner De La Paz, seconded by Commissioner Tijerina for approval of Memorandum of Understanding between the Lyford CISD Police Department and the Willacy County Sheriff's Office. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 12  
DISCUSSION AND APPROVAL OF  
REVISING AND UPDATING THE  
GUIDELINES AND CRITERIA GOVERNING  
THE GRANTING OF TAX ABATEMENTS  
FOR SOLAR PANELS, WINDMILLS AND  
BATTERY STORAGE FACILITIES AND/OR  
PROJECTS

Motion was made by Commissioner De La Paz, seconded by Commissioner Garcia for approval of Revising and Updating the guidelines and criteria governing the granting of tax abatements for solar panels, windmills and battery storage facilities and/or projects. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 13  
DISCUSSION AND ACTION FOR  
WILLACY COUNTY TO REVIEW  
MEMORANDUM OF UNDERSTANDING  
AND ENTER INTO AGREEMENT WITH  
PLAN BEHAVIORAL CENTER, LLC

Motion was made by Commissioner Garcia, seconded by Commissioner De La Paz for approval of Memorandum of Understanding and enter into Agreement with Plan Behavioral Center, LLC, pending on Legal Review by Mrs. Annette Hinojosa's Office of the actual contract. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 14  
DISCUSSION AND ACTION TO  
APPROVE HIRE OF A FULL-TIME  
TEMPORARY POSITION FOR AN  
INTAKE CLERK AT A BASE SALARY  
OF UP TO \$32,000.00 PLUS FRINGE  
BENEFITS THROUGH FUND 220  
BEGINNING JUNE 13, 2024 THROUGH  
SEPTEMBER 30, 2024

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

Agenda # 15  
DISCUSSION AND POSSIBLE  
ACTION TO AWARD CONTRACT  
FOR THE ARPA PARKING LOT  
IMPROVEMENTS PROJECT  
(ARPA NUMBER 2379)

Motion was made by Commissioner De La Paz, seconded by Commissioner Guerra for approval to award construction contract to Jimmy Closner and Sons Construction Co. for ARPA Project Number 2379 Parking Lot Improvements in the amount of \$206,370.00 to be paid from Fund 114 administered under U.S. Department of Treasury, American Rescue Plan Act (ARPA). Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 16  
DISCUSS, CONSIDER AND  
SELECT A VENDOR TO  
COMPLETE PROJECT  
IMPLEMENTATION FOR THE  
AMERICAN RESCUE PLAN ACT  
(ARPA) PROJECT. FUNDING  
ADMINISTERED BY THE U.S.  
DEPARTMENT OF TREASURY,  
OTHER FEDERAL OR STATE  
AGENCIES

Motion was made by Commissioner Garcia, seconded by Commissioner Guerra for approval of Boswell Elliff Ford as selected vendor for the purchase of ARPA Project Number 2486 (1) Pick-up Truck for Precinct 2 Road and Bridge to be funded by the American Rescue Plan Act (ARPA) Fund 114. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 17  
DISCUSSION AND ACTION TO  
APPROVE THE PURCHASE OF  
ONE (1) 2024-2025 PICK-UP  
TRUCK FOR PRECINCT 2 ROAD  
AND BRIDGE FOR THE TOTAL  
AMOUNT NOT TO EXCEED  
\$61,361.58 TO BE PAID BY THE  
AMERICAN RESCUE PLAN ACT  
FUND 114 (ARPA)

Motion was made by Commissioner De La Paz, seconded by Commissioner Garcia for approval of the purchase of ARPA Project Number 2486 (1) Pick-up Truck for Precinct 2 Road and Bridge for the total amount of \$60,793.75 to be paid from the American Rescue Plan Act (ARPA) Fund 114. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.



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Agenda # 18  
IN REGARDS TO REQUEST  
APPROVAL TO INSTALL A NEW  
SERVICE LINE. FROM THE  
CENTER LINE OF FM 1761 AND  
RED I RANCH ROAD, GO EAST  
1620-FEET ON THE SOUTH SIDE.  
CONNECT SERVICE TO A 2-INCH  
WATER LINE, 40-FEET RIGHT OF  
WAY, LINE SIDE METER. (PRECINCT  
1)

Motion was made by Commissioner Guerra, seconded by Commissioner Tijerina for approval to install a new service line. From the center line of FM 1761 and Red I Ranch Road, go east 1620-feet on the south side. Connect service to a 2-inch water line, 40-feet Right of Way, line side meter. (Precinct 1). Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

Agenda # 19  
IN REGARDS TO REQUEST  
APPROVAL OF AMENDED  
FINAL PLAT FOR NEW PORT  
SUBDIVISION PHASE 1.  
(PRECINCT 2)

Motion was made by Commissioner De La Paz, seconded by Commissioner Tijerina for approval of Amended Final Plat for New Port Subdivision Phase I. (Precinct 2). Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

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**Commissioner Mario Tijerina steps out of the meeting at 10:57 a.m., does not vote for item number 20.**

Agenda # 20  
IN REGARDS TO APPROVAL  
OF MONTHLY REPORTS

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

**Commissioner Mario Tijerina returns back to the meeting at 11:00 a.m.**

**Commissioner Henry De La Paz steps out of the meeting at 11:01 a.m. and returns back at 11:03 a.m.**

Agenda # 21  
IN REGARDS TO APPROVAL  
OF TRAVEL REQUEST

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

1. County Judge, Aurelio Guerra and Maintenance Supervisor, Adolfo Mata to Austin, Texas on July 18, 2024.
2. District Judge, Adolfo Cordova to Austin, Texas on July 18, 2024.
3. Assistant District Attorney, Victor Ramirez to Austin, Texas on July 14-19, 2024 to be paid through Fund 50.
4. County Auditor, Maria Del Carmen Maldonado to South Padre Island, Texas on June 24, 2024. To be paid through Fund 496-150.

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

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Agenda # 22  
IN REGARDS TO APPROVAL  
OF TREASURER'S REPORT

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

Agenda # 23  
IN REGARDS TO APPROVAL  
OF BUDGET AMENDMENTS

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

Agenda # 24  
IN REGARDS TO APPROVAL  
OF TAX COLLECTOR'S REPORT

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

Agenda # 25  
IN REGARDS TO REVIEW  
OF SPECIAL CLAIMS

As per the Chairman, Review of Special Claims.

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Agenda # 26  
REVIEW OF MONTHLY REPORTS  
ON JAIL COUNT

As per the Chairman, Review of Monthly Report on Jail Count. There was a total of 80 Inmates.

Agenda # 27  
REVIEW OF MONTHLY EMPLOYEE  
OVERTIME REPORT

As per the Chairman, Review of Monthly Employee Overtime Report.

Agenda # 28  
EXECUTIVE SESSION:  
(A) CONFER WITH COMMISSIONERS  
COURT LEGAL COUNSEL REGARDING  
PENDING OR CONTEMPLATED  
LITIGATION AND/OR NEGOTIATIONS  
INVOLVING THE COUNTY, ITS EMPLOYEES,  
OR ITS INTERESTS, PURSUANT TO VTCA  
GOVERNMENT CODE, SECTION 551.071 (A)  
AND (2)

(B) DELIBERATION 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 (A) AND (2)

Motion was made by Commissioner Garcia, seconded by Commissioner De La Paz that Court Adjourn to Closed Executive Session at 11:19 a.m. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

Motion was made by Commissioner Tijerina, seconded by Commissioner Garcia that Court Reconvene into Open Session at 11:43 a.m. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

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Agenda # 29  
ACTION RELATIVE TO EXECUTIVE  
SESSION:

- (A) POSSIBLE ACTION
- (B) POSSIBLE ACTION

Motion was made by Commissioner De La Paz, seconded by Commissioner Garcia to take action as recommended by the County Attorney. Motion was put before the Court by the Chairman. Chairman Guerra, Commissioners Guerra, Tijerina, De La Paz and Garcia voting AYE. NAYS NONE. Motion was declared carried.

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

There being no further action,

Court Adjourned.