

ON THIS THE 26TH DAY OF APRIL 2021, BEING THE FOURTH MONDAY OF THE MONTH, THE HONORABLE DIMMIT COUNTY COMMISSIONERS COURT CONVENED IN REGULAR SESSION, AT THE DIMMIT COUNTY COURTHOUSE "ANNEX", WITH MEMBERS PRESENT TO-WIT :

FRANCISCO G. PONCE
COUNTY JUDGE

MIKE URIEGAS
COMMISSIONER PCT. 1

JUAN R. CARMONA
COMMISSIONER PCT. 3



ALONSO G. CARMONA
COMMISSIONER PCT. 2

VALERIE RUBALCABA
COMMISSIONER PCT. 4

MARIO Z. GARCIA
COUNTY CLERK & EX-OFFICIO CLERK
OF COMMISSIONERS COURT

VISITORS SIGNED-IN: Sonia G. Perez Alberto Esquivel Johnny Estrada Alfredo Martinez Leticia Hernandez Dan Hejl David Torres
Noel Galvan David Smith Rebekah Pullara Leticia Carmona Christine Guerrero Daniel Estrada **Maricela G. Gonzalez**
Carlos Pereda Chris Castañeda **Daniel M. Gonzalez** Osvaldo Perez Estanislado Martinez Christopher Plaster
Patsy M. Galvan Myra Rubalcaba **Mary Sandoval** **Marion Boyd**

OTHER VISITORS: --

<><><>

THE FOLLOWING SUBJECTS DISCUSSED, CONSIDERED, PASSED OR ADOPTED TO-WIT :

<><><>

1.

ADMINISTRATIVE

1.1 CALL MEETING TO ORDER

1.3 PLEDGE OF ALLEGIANCE AND SALUTE TO THE TEXAS FLAG

1.2 ROLL CALL

1.4 TESTIMONIAL OATH OF PRESENTERS

County Judge **Francisco G. Ponce** Called the Meeting to Order [10:00 AM]; County Clerk **Mario Z Garcia** conducted Roll Call of Court Members with a Full Quorum present so duly noted for the Record. Court Members led the Pledge of Allegiance and Salute to The Texas Flag. Presenters addressing the Court acknowledged the Testimonial Oath.

1.5 PUBLIC COMMENT

- a) **Francisco G. Ponce**-County Judge, RE:--**COURT ADVISORY**--when more than 1 person from same Dept/Office is requesting Travel to same Conference and location; need only submit one set of backup Information
- b) **Alonso Carmona**-Commsr.Pct.2,RE:--gate to R&B Yard and Truck damaged in illegal chase from Law Enforcement responders
- c) **Valerie Rubalcaba**-Commsr. Pct. 4, RE:--"near miss" incident (Friday, April 14) from high-speed law responders chasing illegals on Diamond H RD w/R&B workers on the road unmindful what was happening
- d) **Juan Carmona**-Commsr. Pct. 3, RE:--Crimson Energy to start-up work to build pumps off Barker Loop RD (up to the fence line)

1.6 APPROVED: MINUTES OF REGULAR MEETING – APRIL 12, 2021

MOTION: Valerie Rubalcaba SECOND: Alonso Carmona
MINUTES Regular Meeting held on April 12, 2021 as presented

THAT THE COMMISSIONERS COURT APPROVE :
MOTION CARRIED.

2. PERSONNEL & POLICY

2.1 APPROVAL OF BONDS

MOTION: Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
BOND for Ruby Tristan-Deputy Clerk/County Clerk's Office as presented. **MOTION CARRIED.**

2.2 APPROVED: MONTHLY REPORT – JUSTICE OF THE PEACE PCT. 1

MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of March 2021 from JP 1 Sonia G. Perez as presented . **MOTION CARRIED. *attachment**

2.3 APPROVED: TRAVEL REQUEST – JUSTICE OF THE PEACE PCT. 1

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
TRAVEL request/expenses for JP 1 Sonia G. Perez to attend : FY'21 Cause & Manner of Death: Investigations,
Texas State Body Farm Workshop, May 17-18, in San Marcos, TX. **MOTION CARRIED. *attachment**

2.4 APPROVED: MONTHLY REPORT – JUSTICE OF THE PEACE PCT. 2

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of March 2021 from JP 2 Alberto Esquivel as presented. **MOTION CARRIED. *attachment**

2.5 APPROVED: MONTHLY REPORT – JUSTICE OF THE PEACE PCT. 3

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of March 2021 from JP 3 Leticia Hernandez as presented. **MOTION CARRIED. *attachment**

2.6 APPROVED: MONTHLY REPORT – JUSTICE OF THE PEACE PCT. 4

MOTION: Jose Urenda SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of March 2021 from JP 4 Alfredo Martinez as presented. **MOTION CARRIED. *attachment**

2.7 APPROVED: HIRING – JUSTICE OF THE PEACE PCT. 4 OFFICE

MOTION: Valerie Rubalcaba SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
HIRING of Elsa Jimenez as Temporary Part-Time Clerk up to the return of regular part time Clerk as presented .
MOTION CARRIED.

2.8 APPROVED: MONTHLY REPORT – DISTRICT CLERK

MOTION: Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of March 2021 from District Clerk Maricela Gonzalez as presented. **MOTION CARRIED. *attachment**

2.9 APPROVED: HIRING – DISTRICT CLERK'S OFFICE

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
HIRING of a Full-Time Deputy Clerk, to fill Vacancy, effective: 04/27/2021 as presented. **MOTION CARRIED.**

2.10 APPROVED: MONTHLY REPORT – COUNTY CLERK'S OFFICE

MOTION: Valerie Rubalcaba SECOND: Juan Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of March 2021 from County Clerk Mario Z Garcia as presented.

NOTED:--1) filled vacancy for Deputy Clerk position, Bond approval next Meeting..2) NEXT AGENDA ITEM : Proposal to consider DC Courthouse "Annex" as new Election Pct. 1 Polling Place and Main Early Voting location **MOTION CARRIED. *attachments**

2.11 APPROVED: MONTHLY REPORT – COUNTY COMMISSIONERS

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of March 2021 from County Commissioners: Pct.1-Jose Urenda, Pct. 2-Alonso Carmona, Pct.3-Juan Carmona, Pct. 4 Valerie Rubalcaba as presented. **MOTION CARRIED. *attachments**

2.12 APPROVED: PURCHASE – SPEED BUMPS ON VANDERVOORT ROAD

[RE:--to slowdown traffic, heavy equipment vehicles brought-on from Detention Center activity]

MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
R&B Pct. 1 PURCHASE and installation of Speed Bumps on Vandervoort Drive to control speeding traffic. **MOTION CARRIED.**

2. PERSONNEL & POLICY, contd.,

2.13 APPROVED: PURCHASE – HD TRUCK FO ROAD & BRIDGE PCT. 1

[RE:--currently only 1 truck to pull trailers; funding w/allotted CO's; purchase not thru Buy Board]

MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
R&B Pct. 1 PURCHASE of a HD Truck w/capability to pull trailers as presented. **MOTION CARRIED. *attachment**

2.14 APPROVED: TRANSFER CREW-CAB PICKUP FROM ROAD & BRIDGE PCT. 3

[RE:--same truck originally planned to sell to City of Big Wells as "surplus"]

MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
TRANSFER of a 2007' Crew-Cab Pickup Truck FROM R&B Pct. 3 TO R&B Pct. 2 as presented. **MOTION CARRIED.**

2.15 APPROVED: USE OF CONFERENCE CENTER – ROAD & BRIDGE PCT. 4 SPONSORED EVENT

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**

USE OF the Conference Center/Rodeo Arena for Annual Mother's Day Luncheon on Friday, May 7, 2021 hosted by R&B Pct. 4 Commissioner Valerie Rubalcaba as presented. **MOTION CARRIED.**

2.16 APPROVED: PURCHASE PARK PLAYGROUND EQUIPMENT – ROAD & BRIDGE PCT. 4

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**

R&B Pct. 4 PURCHASE of Playground Equipment for County Parks in Asherton and Catarina as presented .

NOTED:--Funding w/R&B funds; MOTION CARRIED. *attachments

2.17 APPROVED: MONTHLY REPORT – DCVFD ASSISTANT FIRE CHIEF

MOTION: Valerie Rubalcaba SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**

REPORT for Months of February, March 2021 from Asst. Fire Chief David Torres. **MOTION CARRIED. *attachment**

2.18 APPROVED: RESOLUTION NO. – IN SUPPORT OF INPATIENT PSYCHIATRIC FACILITY

MOTION: Juan Carmona SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT **APPROVE :**

RESOLUTION of Dimmit County In Support Of Congressional Funding for a Psychiatric Hospital in Uvalde, Texas.

2.19 APPROVED: REPORT, ADDENDUM – GOLF COURSE MANAGER

[RE:--Golf Course Mgr. **David Smith** addressed Court w/Report Balance Sheet as of 03/31/2021; joint discussion centered on amending sections of current Agreement, i.e., [sic] financial rules from the county also apply to golf operations, contract should specify maintenance and management sections; R&B Pct. 1 employee to continue presence at golf course and use of all county equipment—Smith : now have new electricity provider, currently have 10 employees; to submit revenue monies to Co. Treasurer—golf membership at 100]

MOTION: Juan Carmona SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT **APPROVE :**

REPORT for the Golf Course from Mgr. David Smith, Addendums to the Contract per negotiations with R&B Pct. 1 Commissioner Jose Urenda as presented . **MOTION CARRIED. *attachment**

2.20 APPROVED: RESOLUTION – IN SUPPORT OF HOUSE BILL 4280

MOTION: Valerie Rubalcaba SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**

RESOLUTION in support of House Bill 4280 relating to the creation of a new District Attorney Office for Maverick County and leaving the 293rd District Attorney Office in Dimmit County and Zavala County as presented .

MOTION CARRIED. *attachment

2.21 TABLED: CARRIZO SPRINGS CISD DONATION OF THE OLD HIGH SCHOOL AND FOOTBALL FIELD IN ASHERTON, TX

[RE:--Board Member **Johnny Estrada** conveyed announcement from the majority of Trustees to proceed with the Donation; Court also receptive but included inquiry regarding the Elementary School building (?)—Estrada offered to take this suggestion back to the Board for discussion]

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE TO :**

TABLE this Item for more information .

NOTED:--(from Co. Attorney) once agreed consider Title Policy, i.e., clear title with [sic] no reversion clause in the Donation (language)

MOTION CARRIED.

2. PERSONNEL & POLICY, contd.,

2.22 APPROVED: PAYMENT – ARCHITECTURA SA, INC. (CSA NUTRITION CENTER PROJECT)

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**

PAYMENT (Invoice #TBS-1530 : \$42,875.00) to ARCHITECTURA SA, INC. for services rendered on the new CSA Nutrition Center PROJECT as presented **MOTION CARRIED. *attachment**

2.23 NON-ACTION ITEM : CONCERNING AVAILABLE FUNDS OF THE RECOVERY ACT PROGRAM FOR ASSISTANCE TO HOMEOWNERS AND INOPERATIVE BUSINESSES THAT SUFFERED DAMAGES DURING THE WINTER STORM OF FEBRUARY 2021.

[RE:--Auditor and Grants & Planning Offices to research for status, allocation etc. and Report to the Court]

NO MOTION PRESENTED.

2.24 APPROVED: WORKSHOP DATES FOR 2021-2022 BUDGET

MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**

July 15, July 16, 2021 as Workshop Dates for the FY'2021-2022 Budget. **MOTION CARRIED.**

2.25 APPROVED: DRESS CODE POLICY FOR DIMMIT COUNTY EMPLOYEES

[RE:--current Personnel Policy does not include a Dress Code; need language to adhere to limits for wearing jeans, flip-flop style sandal, T-Shirts, etc.--]

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE TO :**

Designate Department Heads to assign Dress Code for Staff .

AGAINST: Francisco G. Ponce, Jose Urenda, Juan Carmona **MOTION DIES.**

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**

Dress Code be included in the County Personnel Policy as presented .

FOR : Francisco G. Ponce, Jose Urenda, Juan Carmona

AGAINST : Alonso Carmona, Valerie Rubalcaba **MOTION CARRIED.**

2.26 APPROVED: ACCEPT, OPEN, CLOSE BIDDING : PCT. 4 TxDOT CTIF PROGRAM FOR MUNSON, CARRIZO HILLS AND PALO VERDE ROAD PROJECTS

[RE:--County Judge Francisco G. Ponce duly opened and read aloud the three(3) Bids timely submitted :

BIDDER:	PROJECT:	\$ AMOUNT:
CK Newberry	Munson RD	492,841.24
Kenedy, TX	Carrizo Hills & Palo Verde	656,219.48
	TOTAL :	<u>1,149,060.70</u>
BEGA PAVING, INC.	Munson RD	634,879.08
Eagle Pass, TX	Carrizo Hills & Palo Verde	729,645.84
	TOTAL :	1,364,524.92
J & J EXCAVATING	Munson RD	594,246.25
Crystal City, TX	Carrizo Hills & Palo Verde	771,607.10
	TOTAL :	1,365,853.35]

MOTION: Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
Accept, Open and Close all Bidding for the Pct.4 TxDOT CTIF Program for Munson RD, Carrizo Hills and Palo Verde Road PROJECTS and designate County Auditor to analyze, recommend/report for best value Bid as presented .

MOTION CARRIED.

2.27 NON-ACTION ITEM : BID AWARD – MIDWAY PARK PROJECT

[RE:--Bids Opened in Regular Meeting on 04/12/2021; consensus to place project "on hold" at least 60-days]

NO MOTION PRESENTED.

2.28 APPROVED: COORDINATE/ADVERTISE BID – PCT. 4 DRAINAGE IMPROVEMENT PROJECT

MOTION: Valerie Rubalcaba SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT **APPROVE :**

Heil, Lee & Associates, LLC to coordinate w/County Staff to advertise and Bid the Pct. 4 TxDOT CTIF Program San Hilario Road and Drainage Improvement PROJECT as presented. **MOTION CARRIED.**

2.29 APPROVED: TRAVEL REQUEST – COUNTY AUDITOR

MOTION: Valerie Rubalcaba SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT APPROVE :
TRAVEL request/expenses for County Auditor Carlos Pereda to attend : LBJ County Auditor's Institute, May 4-5-6, 2021 in Austin, TX as presented . MOTION CARRIED. *attachment

2.30 APPROVED: TRAVEL REQUEST – COUNTY TAX A&C AND STAFF

MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT APPROVE :
TRAVEL request/expenses for County Tax Assessor-Collector Mary Sandoval, Chief Deputy Lizette Perez and Motor Vehicle Deputy Clerk Florinda Perez to attend : San Antonio Regional Tax Collectors Meeting, May 19, 2021 in Floresville, TX as presented . MOTION CARRIED. *attachments

3. LAW ENFORCEMENT

3.1 APPROVED: TRAVEL REQUEST – DEPUTY

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
TRAVEL request/expenses for Deputy Ricardo Ramirez to attend : FBI LEEDA CLI Training Part 2, May 24-25-26-27-28, 2021 in Georgetown, TX as presented . MOTION CARRIED. *attachment

3.2 STATUS REPORT

[RE:-- Action Plan completed in-house after findings in last State Jail Commission Inspection]

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
Status REPORT for Sheriff/Jail Departments as presented . MOTION CARRIED.

4. GRANTS & PLANNING / REGULATORY COMPLIANCE

4.1 APPROVED: MODIFY FEES, RULES – USE OF DIMMIT COUNTY JACK BOWMAN FIELD FACILITIES

[RE:--modified Rule 5 (no practice), Rule 8 (no outside BBQ grills, Rule 3 (damages)]

MOTION: Valerie Rubalca SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE TO :
Modify Fees, Rules, Regulations for the (use of) Jack Bowman Field Agreement/CONTRACT as presented .

4.2 APPROVED: REOPEN ALL DIMMIT COUNTY RECREATIONAL FACILITIES

MOTION: Jose Urenda SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE TO :
Re-Open all Dimmit County Recreational Facilities w/the following Rules for Gym Facilities : 1) Hours : 4pm to 8pm, 2) East Side of Gym for children, Wes Side of Gym for Adults, 3) Closed on Weekends as presented .

NOTED:--City of Carrizo Springs new owner of Lions Park MOTION CARRIED.

4.3 APPROVED: AWARD ENGINEER CONTRACT – 2021-2022 TxCDBG CD APPLICATION

MOTION: Jose Urenda SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT APPROVE TO :
Award Engineer CONTRACT for the 2021-2022 TxCDBG CD Application to HEJL, LEE & ASSOCIATES, INC. (Hutto, TX) as presented . MOTION CARRIED.

4.4 APPROVED: AWARD ENGINEER CONTRACT – 2021-2022 TxCDBG COLONIA APPLICATION

MOTION: Valerie Rubalcaba SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE TO :
Award CONTRACT for the 2021-2022 TxCDBG Colonia Application to HEJL, LEE & ASSOCIATES, INC. (Hutto, TX) as presented . MOTION CARRIED.

4.5 STATUS REPORTS

[NON-ACTION- ITEM]

5. FINANCIAL

5.1 APPROVED: REIMBURSEMENT – 36TH FAMILY & JUVENILE COURT COORDINATOR

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT APPROVE :
REIMBURSEMENT for 365th Family & Juvenile COORD. Melissa Garcia for expenses incurred w/mileage: 04/14/2021 as presented . MOTION CARRIED. *attachment

5. FINANCIAL, contd.,

5.2 APPROVED: BUDGET ADJUSTMENT NO. 17 – ROAD & BRIDGE PCT. 4

MOTION: Valerie Rubalcaba SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE :
BUDGET Adjustment NO. 17 (R&B Pct. 4 - \$ 12,500.-) as presented . MOTION CARRIED. *attachment

5.3 APPROVED: MONTHLY REPORT – COUNTY TREASURER

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
REPORT for Month of March 2021 from County Treasurer Estanislado Martinez as presented .
MOTION CARRIED. *attachment

5.4 APPROVED: FINANCIAL REPORT – COUNTY AUDITOR

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT APPROVE :
Financial REPORT for Month of March 2021 from County Auditor Carlos Pereda as presented .
NOTED:--Department projections are all [sic] in line MOTION CARRIED. *attachment

5.5 APPROVED: CLAIM DOCKET

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
Reimbursements, Travel, Budget Adjustments and Claim Docket :

GENERAL FUND (\$503,732.49),	COURTHOUSE SECURITY (\$1,557.32)	UTILITIES (\$52,256.30)
STONE GARDEN (\$29,598.51)	DC PAYROLL (\$1469,790.98)	CO's-2019 FUND (\$1,054.50)
CATARINA WATER WELL(\$130,779.90) as presented .		MOTION CARRIED. *attachments

6. EXECUTIVE SESSION

[NON-ACTION ITEM]

7. RECONVENE IN OPEN SESSION

[NON-ACTION ITEM]

8. PUBLIC SAFETY CORPORATION

8.1 NEW BUSINESS

[NON-ACTION ITEM]

8.2 PERSONNEL & EXPENDITURES

[NON-ACTION ITEM]

8.3 APPROVED: CLAIM DOCKET

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT APPROVE :
Public Safety Corp. docket (\$ 2,836.85) as presented . MOTION CARRIED. *attachment

APPROVED:

FRANCISCO G. PONCE, COUNTY JUDGE

ATTEST:

SEAL:

MARIO ZUVIA GARCIA, COUNTY CLERK