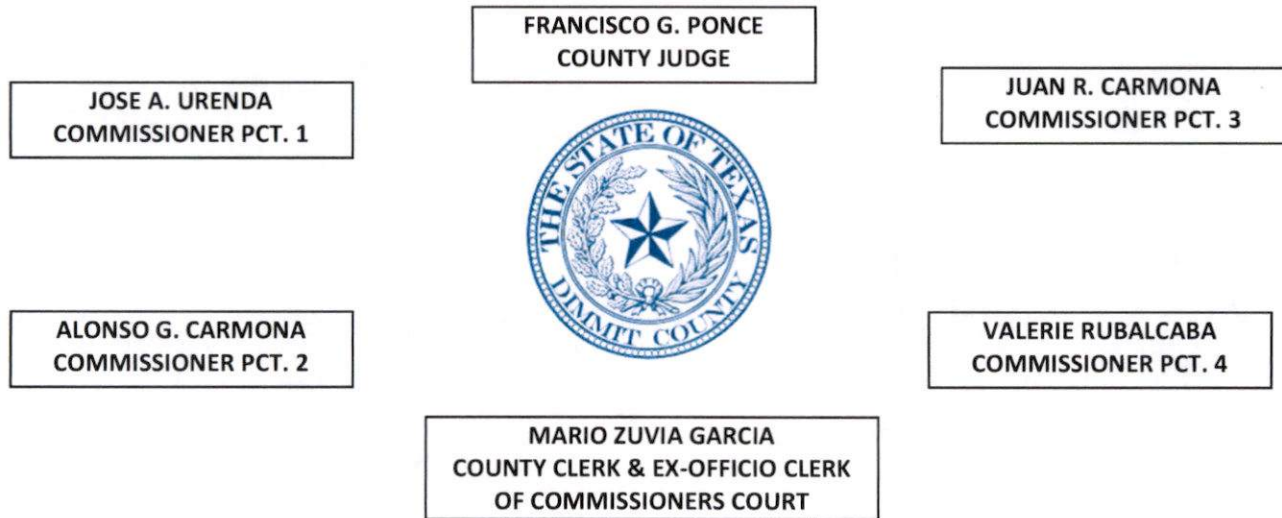


ON THIS THE 27TH DAY OF DECEMBER 2022, THE HONORABLE DIMMIT COUNTY COMMISSIONERS COURT CONVENED IN REGULAR SESSION AT THE DIMMIT COUNTY COURTHOUSE "ANNEX", 212 N. 4th St., CARRIZO SPRINGS, TX, WITH MEMBERS PRESENT TO-WIT:



VISITORS SIGNED-IN: Carissa Muñoz Alyssa Cruz **Alberto Esquivel** **Alfredo P. Martinez** Paula Seydel **Maricela Gonzalez** Gabriel Riojas
Leticia Hernandez Christina Cardona-Guerrero **Mary Sandoval** Daniel Estrada David Torres Ricardo Ramirez, Jr.
 Leticia Carmona Jesus Perales Gracy M. Ponce **Daniel M. Gonzalez** **Estanislado Martinez** Oscar Ortiz
 Marko De Leon Marcos Mendez

OTHER VISITORS: **Robert Balderas** Joe Vasquez Ruben Saldaña

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

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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 Testimony of Oath.

1.5 PUBLIC COMMENT

1.6 APPROVED: **MINUTES OF SPECIAL MEETING – NOVEMBER 22, 2022**

MOTION: Valerie Rubalcaba SECOND: Juan Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
MINUTES of Special Meeting held on November 22, 2022 as presented. **MOTION CARRIED.**

1.7 APPROVED: **MINUTES OF REGULAR MEETING – DECEMBER 12, 2022**

MOTION: Valerie Rubalcaba SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
MINUTES of Regular Meeting held on December 12, 2022 as presented. **MOTION CARRIED.**

PERSONNEL & POLICY

2.

2.1 APPROVAL OF BONDS

MOTION: Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE :
BOND for Commissioner Pct. 4-Valerie Rubalcaba, JP Pct. 1-Sonia Guerrero-Perez, JP Pct. 3-Leticia Hernandez
as presented . MOTION CARRIED.

2.2 TABLED: MONTHLY REPORT – JUSTICE OF THE PEACE PCT. 1-SONIA GUERRERO-PEREZ

MOTION: Valerie Rubalcaba SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT APPROVE TO :
TABLE this Item . MOTION CARRIED.

2.3 APPROVED: (subject to) MONTHLY REPORT – JUSTICE OF THE PEACE PC. 2

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
REPORT for Month of November 2022 from JP Alberto Esquivel ...subject to removal of name on Report
referencing to a former Clerk no longer employed in JP 2 Office, as presented. MOTION CARRIED. *attachment

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

MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT APPROVE :
REPORT for Month of November 2022 from JP Leticia Hernandez as presented. MOTION CARRIED. *attachment

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

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT APPROVE :
REPORT for Month of November 2022 from JP Alfredo Martinez as presented. MOTION CARRIED. *attachment

2.6 APPROVED: MONTHLY REPORT – DISTRICT CLERK

MOTION: Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE :
REPORT for Month of November 2022 from District Clerk Maricela Gonzalez as presented .
NOTED:--request for upgrading computers, i.e., Status on initial proposal from it Dept./Commsrs. CRT to install
new computers in county offices—COURT ADVISORY: apply more funds; prepare New Inventory
MOTION CARRIED. *attachment

2.7 APPROVED: MONTHLY REPORT – COUNTY CLERK

MOTION: Jose Urenda SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE :
REPORT for Month of November 2022 from County Clerk Mario Z Garcia as presented.
MOTION CARRIED. *attachment

2.8 APPROVED: TRAVEL REQUEST – COUNTY CLERK

MOTION: Valerie Rubalcaba SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT APPROVE :
TRAVEL request/expenses for County Clerk Mario Z Garcia to attend : County & District Clerk's Association, Region
8 Spring Conference, March 27-29, 2023 in Corpus Christi, TX as presented. MOTION CARRIED. *attachment

2.9 APPROVED: MONTHLY REPORT – COUNTY COMMISSIONERS

MOTION: Valerie Rubalcaba SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
REPORT for Month of November 2022 from Commissioners Pct. 1-Jose Urenda, Pct. 2-Alonso Carmona,
Pct. 3-Juan Carmona and Pct. 4-Valerie Rubalcaba as presented . MOTION CARRIED. *attachment

2.10 CONCERNING WATER LINE ON CR 152 LOCATED IN PCT. 2 [NON-ACTION ITEM]

[RE:--Commsr. Alonso Carmona w/report, i.e., damages by contractor while laying water line across the county road;
contractor had no prior permission from the county to run this line]

2.11 APPROVED: PURCHASE – TRUCK FOR ROAD & BRIDGE PCT. 4

[RE:--previously approved at 12/12/2022 Meeting; approving today with back-up (costs, etc) Information.
MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
PURCHASE of a Truck including Manlift (a/k/a "cherry picker") for R&B Pct. 4 as presented. MOTION CARRIED. *attachments
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2.12 APPROVED: PURCHASE – FREEZERS, REFRIGERATOR, ROAD & BRIDGE PCT. 4
MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
PURCHASE of Two (2) Commercial Freezers and One (1) Commercial Refrigerator for R&B Pct. 4, as presented .
MOTION CARRIED.

2.13 APPROVED: OPEN UTILITIES, DEPOSIT FOR ASHERTON SCHOOL PROPERTIES – ROAD & BRIDGE PCT. 4
MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
R & B Pct. 4 to Open Utilities and pay Deposit Fee (\$ 350.00 to City of Asherton) for the building formerly known as the Carrizo
Springs CISD Elementary School and Cafeteria in Asherton, TX as presented. **MOTION CARRIED.**

2.14 APPROVED: MONTHLY REPORT – DCVFD ASSISTANT FIRE CHIEF
MOTION: Valerie Rubalcaba SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of November 2022 from ASST. Fire Chief **David Torres** as presented. **MOTION CARRIED. *attachment**

2.15 TABLED: CONSIDERATION OF CANDIDATE FOR COUNTY EXTENSION AGENT-FAMILY & COMMUNITY HEALTH POSITION with TEXAS A & M AGRILIFE EXTENSION
[RE:--District Extension ADMIN **Ruben J. Saldaña** addressed Court w/recommendation to fill the vacant position adding, that if approved : January 9, 2023 will be the Effective Date with county's share of salary at \$16,375.00—COURT w/concerns that no guarantee the person hired will be from Dimmit County and prefer more discussion on the salary]
MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE TO :**
TABLE this Item **MOTION CARRIED.**

2.16 APPROVED: USE OF COUNTY ARENA – CHAMBER OF COMMERCE
MOTION: Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
Dimmit County Chamber of Commerce **USE OF** the Rodeo Arena & Conference Center facilities for the "BULLNANZA" Bull Ride on April 29, 2023, as presented **MOTION CARRIED.**

2.17 APPROVED: (subject to) PURCHASE NEW PATROL VEHICLE – CONSTABLE PCT. 3
[RE:--current vehicle w/over 160,000 miles, old model, did not pass Vehicle Inspection]
MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
PURCHASE of a New Vehicle Unit for Constable Pct. 3 ...**subject to** further price negotiations w/Dealership (based on past county purchases for similar vehicles) as presented.
NOTED:--labor expenses to install lights; add county emblem on doors **MOTION CARRIED. *attachment**

2.18 APPROVED: PURCHASE RADIO – DEPUTY CONSTABLE PCT. 3
[RE:--request from Constable Pct. 3 **Robert Balderas**; having to share his Radio w/Deputy Constable]
MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
PURCHASE of a Hand-Held Radio for new Deputy Constable Pct. 3 as presented.
COURT ADVISORY: create Inventory List for this type of equipment **MOTION CARRIED. *attachment**

2.19 APPROVED: PERSONNEL POLICY : a) RANDOM DRUG TEST, b) ACCIDENTS IN COUNTY VEHICLE, c) AMEND POLICY
[RE:--currently Nurse at Sheriff Dept. doing testing; local hospital ER, Lab will not do this type test; at times Nurse called in after hours due to testing required within 24-hours; in cases involving accident; testing is immediate. Nurse receives no extra compensation for after hours work]
MOTION(a) : Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
[sic] Dimmit County to conduct random Drug and Alcohol Tests on all County Employees including the Sheriff's Department and Fire Department whom drive County Vehicles as presented. **MOTION CARRIED.**
MOTION(b) : Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT **APPROVE :**
[sic] for a County Employee that is involved in an accident to require an Alcohol and Drug Test immediately after the incident as presented **MOTION CARRIED.**
MOTION(c) : Juan Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE TO :**
Amend Dimmit County Personnel **POLICY, effective: immediately**, adding: 1) "ZERO" TOLERANCE and NO RE-Hiring if any employee refuses alcohol/drug Testing; 2) if employee refuses random testing : Immediate Firing from employment, 3) TxDOT Federal Drug Testing required for employee with CDL; State Drug Testing for regular drivers, as presented **MOTION CARRIED. *attachment**
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2.20 APPROVED: (subject to) 2023' COUNTY EMPLOYEES CHRISTMAS SAVINGS ACCOUNT AND POLICY FOR WITHDRAWAL

[RE:--optional plan for employees to choose; not required]

MOTION: Valerie Rubalcaba SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE :
(calendar year) 2023' Employee Christmas Savings Plan ...subject to allowing a Withdrawal based on a "true emergency" with Medical Report (as applicable) and authorizing County Treasurer to review such requests, case by case,--if no decision can be determined to refer request to Commissioners Court. MOTION CARRIED.

2.21 APPROVED: ADJUST FEES AT WINDMILL GOLF COURSE - CRYSTAL CITY CISD

[RE:--CCISD Golf Season begins in January--]

MOTION: Valerie Rubalcaba SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE TO :
Adjust FEES between the Crystal City Independent School District (CCISD) and the Windmill Golf Course at Dimmit County, i.e., from \$3,400.00 to \$2,500.00 as presented .

NOTED:--ADVISORY from County Treasurer to use county checks not Windmill checks for banking matters
MOTION CARRIED. *attachment

2.22 APPROVED: CONTINUING EDUCATION TRANSCRIPTS – COUNTY TAX ASSESSOR-COLLECTOR

[RE:--for recording in Minutes purpose]

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
Continuing Education Transcript and 2) Professional County Collector (PCC) Maintenance Transcript for Reporting Period January 1, 2022 thru December 31, 2022 for Tax Assessor-Collector Mary Sandoval as presented .

MOTION CARRIED. *attachments

2.23 APPROVED: NEW PER DIEM RATES (per mile) – COUNTY TRAVEL VOUCHERS

[RE:--request to approve from County Auditor Carlos Pereda]

MOTION: Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE :
new Per Diem Rate (per mile), i.e., FROM : .56 TO : .625, effective immediately, as presented.

MOTION CARRIED. *attachment

2.24 APPROVED: EXTEND VACATION TIME – ASSISTANT COUNTY AUDITOR

MOTION: Alonso Carmona SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE TO :
Extend Vacation Time (1-Month) for Alma Galvan at the County Auditor's Office as presented. MOTION CARRIED.

2.25 APPROVED: a) BUDGET DISTRIBUTION OF TAX NOTES 2022, b) 2022 CERTIFICATES OF OBLIGATIONS

[RE:--request to approve from County Auditor Carlos Pereda]

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE :
[sic] a) BUDGET Distribution of TAX Notes 2022 and b) 2022 Certificates of Obligations, i.e., [sic] \$500,000.- for the Asherton properties; then divide by four (4 for each R&B Pct.); last distribution based on number of county roads per each Precinct.

NOTED:--Pct. 2 and Pct. 3 Commissioners to obtain cost estimate for their projects from Dan Hejl-Project Engineer
MOTION CARRIED.

2.26 APPROVED: a) OPEN BIDS FOR THE COUNTY ROAD ENGINEER/ GO TECHNICIAN AND b) AWARD BID FOR FOR THE COUNTY ROAD ENGINEER/GO TECHNICIAN

[RE:--County Judge Francisco G. Ponce Opened and duly Read Aloud the one 1) Bid timely submitted :
HEJL, LEE & ASSOCIATES, INC. (Hutto, TX)]

MOTION: Juan Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT APPROVE TO :
Open, Close all Bidding for the County Road Engineer/GO Technician and designate County Auditor to review, analyze for recommendation/report as presented.

MOTION CARRIED. *attachment

MOTION: Valerie Rubalcaba SECOND: Juan Carmona THAT THE COMMISSIONERS COURT APPROVE TO :
Award BID for the County Road Engineer/GO Technician to : HEJL, LEE & ASSOCIATES, INC as presented.

MOTION CARRIED.

2. PERSONNEL & POLICY, contd.,

2.27 APPROVED: OPEN BIDS FOR THE OIL and GAS LEASE ON TWO (2) LOTS OF LAND IN CATARINA

[RE:--County Judge Francisco G. Ponce Opened and duly Read Aloud the one (1) Bid timely submitted :

1. GULFTEX Energy (San Antonio, TX) \$ 1,500.00 per net mineral acre]

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

Open, Close all Bidding for Oil & Gas Lease on two (2) Lots of Land in Catarina, Dimmit County and designate the County Attorney to review, analyze Bid for recommendation and report. MOTION CARRIED. *attachment

2.28 APPROVED: CHANGE ORDER NO. 2 – CSA NUTRITION CENTER PROJECT

[RE:-- contractor: Frontera Construction, LLC --Del Rio, TX]

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

CHANGE ORDER NO. 2 to reduce the amount of the CONTRACT for the CSA Nutrition Center PROJECT as presented MOTION CARRIED. *attachment

2.29 APPROVED: (subject to) a) DECLARE COUNTY VEHICLES AS SURPLUS, b) AUCTION OF SURPLUS ITEMS

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

DECLARE County Vehicles as "Surplus" ...subject to additional vehicles on List, including Forfeited Vehicles not being used as presented MOTION CARRIED. *attachment

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

Proceed with AUCTION of Surplus Vehicles as presented. MOTION CARRIED.

3. LAW ENFORCEMENT

3.1 APPROVED: PURCHASE CLEARCUT ZERO-TURN MOWER – SHERIFF'S OFFICE

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

PURCHASE of a Husqvarna 42 in., 22.5 HP Gas-Powered Z242F Clear-Cut Zero-Turn Mower for Dimmit County Sheriff's Office as presented MOTION CARRIED.

3.2 STATUS REPORT

[NON-ACTION ITEM]

[RE:--overflow of inmates at Jail due to influx of illegals]

4. UTILITY / REGULATORY COMPLIANCE

4.1 APPROVED: HIRING – INSPECTOR FOR UTILITY DEPARTMENT

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

HIRING of an Inspector for the Utility Department as presented. MOTION CARRIED.

4.2 APPROVED: PURCHASE – WATER TRUCK FOR LANDFILL

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

PURCHASE of a 2,000-gallon Water Truck for the Municipal Solid Waste Facility (LANDFILL) as presented.

NOTED: Funding: CO's MOTION CARRIED.

4.3 STATUS REPORT

[NON-ACTION ITEM]

[RE: CSA Nutrition Center : still working on the building—LANDFILL: extension (to finish) has expired]

5. GRANTS & PLANNING

5.1 APPROVED: OPEN-CLOSE BIDDING : ROOF REPLACEMENT FOR DPS OFFICE/STEWART TITLE CO.

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

BRAVO ROOFING Austin, TX \$ 341,000.00

TRI-LAM ROOFING & WATERPROFFING, INC. Everman, TX \$ 367,560.00

ADVANTAGE USAA INC. Spring Branch, TX \$ 278,900.00]

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

Open, Close all Bidding for Roof Replacement for the DPS Office/Stewart Title Company Building and designate County Auditor to review, analyze for recommendation and report. MOTION CARRIED. *attachment

5.2 STATUS REPORT

[NON-ACTION ITEM]

[RE:--EMC **Christine Cardona-Guerrero** w/ update on Title 42, i.e, anticipate a Ruling Release today on immigrants crossing Texas borders; County will need to prepare a Plan for possible influx entering the county and transportation]

ADDENDUM :

5.3 APPROVED: AWARD BID – METAL STORAGE BUILDING (CSA PROJECT)

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE TO :**
AWARD BID for the 40X40 Metal Storage Building (CSA Project) to : **Federico Jimenez** (Eagle Pass/\$ 9,750.00, Labor only), as presented _____. **MOTION CARRIED. *attachment**

5.4 APPROVED: FIRST RESPONDERS INCENTIVE PAY FROM THE COVID FUND

MOTION: Valerie Rubalcaba SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
Payment of First Responders Incentive Pay from the COVID Fund, up to \$300.00, per Schedule, per Fire Call and not applicable if the First Responder is a County Employee (they already got paid). **MOTION CARRIED.**

6. FINANCIAL

6.1 [NON-ACTION ITEM] BUDGET AMENDMENT FOR ADMINISTRATIVE DEPARTMENT

6.2 APPROVED: REIMBURSEMENT – 365TH ASSISTANT

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
REIMBURSEMENT for 365th CRT Assistant **Lorena LaFuente** for expenses incurred w/meals on December 6 and 7, 2022, as presented _____. **MOTION CARRIED. *attachment**

6.3 APPROVED: COMPENSATORY TIME PAID OUT TO REDUCE COMPENSATORY TIME FOR COUNTY TREASURER OFFICE ASSISTANTS

[RE:--County Treasurer **Estanislado Martinez** w/request and modify current Policy that maintains, that only if an employee leaves their position: paid for compensation hours; Martinez explained reason(s) for accumulation of comp time]

MOTION: Juan Carmona SECOND: Alonso Carmona THAT THE COMMISSIONERS COURT **APPROVE TO :**
[sic] have a portion of Assistant County Treasurer/Payroll Clerk : **Erick Torres** and Assistant County Treasurer : **Nancy Avila** Compensatory Time paid-out to them to reduce their Compensatory Time to the Maximum allowed by the Dimmit County Personnel **POLICY** of 50 Hours each, as presented.

NOTED: this action will require a Budget Amendment

COURT ADVISORY: All Departments enforce mandatory rule that their employees take comp. time Off
MOTION CARRIED.

6.4 APPROVED: MONTHLY REPORT – COUNTY TREASURER

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of November 2022 from County Treasurer **Estanislado Martinez** as presented.

NOTED: to "correct" funds applied for Big Wells Cemetery instead of and for Catarina Cemetery

MOTION CARRIED. *attachment

6.5 APPROVED: MONTHLY REPORT – COUNT AUDITOR

MOTION: Alonso Carmona SECOND: Jose Urenda THAT THE COMMISSIONERS COURT **APPROVE :**
REPORT for Month of November 2022 from County Auditor **Carlos Pereda** as presented .

NOTED: Fund Source for Drug Testing : Administrative (County Judge)

MOTION CARRIED. *attachment

6.6 APPROVED: CLAIM DOCKET

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba THAT THE COMMISSIONERS COURT **APPROVE :**
CLAIM DOCKET as presented . **MOTION CARRIED. *attachment**

7. EXECUTIVE SESSION

[NON-ACTION ITEM]

8. RECONVENE IN OPEN SESSION

[NON-ACTION ITEM]

9. ADJOURNMENT

MOTION: Alonso Carmona SECOND: Valerie Rubalcaba
Adjourn Meeting [12:35 PM] .


THAT THE COMMISSIONERS COURT APPROVE TO :
MOTION CARRIED.

APPROVED:



FRANCISCO G. PONCE, COUNTY JUDGE

ATTEST:


MARIO ZÚNIGA GARCIA, COUNTY CLERK

SEAL :

COMMISSIONERS COURT
COUNTY OF DIMMIT, TEXAS