

ON THIS THE 23RD DAY OF JULY 2012, BEING THE FOURTH MONDAY OF THE MONTH, THE HONORABLE DIMMIT COUNTY COMMISSIONERS COURT CONVENED IN REGULAR SESSION, WITH MEMBERS PRESENT TO-WIT :

FRANCISCO G. PONCE
COUNTY JUDGE

MIKE URIEGAS
COMMISSIONER PCT. 1

JOHNNY GLORIA
COMMISSIONER PCT. 2

RODRIGO JAIME
COMMISSIONER PCT. 4

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

ABSENT : DAVID TAYLOR – COMMISSIONER PCT. 3

VISITORS SIGNED-IN:

Alice Ortiz Bill Rocha Luis Cruz Jose A. Villanueva Robert Perez Rene Jimenez
Maricela Gonzalez David Gonzales Alfredo Martinez Don Laffere Alfredo Z. Padilla
Sonia G. Mendoza Alberto Esquivel Daniel M. Gonzalez Ken Dirksen Ernest Flores III
Estanislado Z. Martinez Marion Boyd Melinda V. Campos Eloy F. Rodriguez, Sr.
Joel Gonzales

OTHER VISITORS:

Daniel Hejl Carlos Pereda
Richie Griffin Juan Aguilera

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

1. ADMINISTRATIVE

1.1 CALL MEETING TO ORDER 1.2 ROLL CALL

1.3 PLEDGE OF ALLEGIANCE AND SALUTE TO THE TEXAS FLAG

County Judge **Francisco G. Ponce** Called the Meeting to Order[10:00 AM];County Clerk **Mario Z. Garcia** conducted Roll Call of Court Members w/ a quorum present and the absence of Commsr. David Taylor so duly noted for the record. Court Members led the Pledge of Allegiance and Salute to The Texas Flag.

1.4 PUBLIC COMMENT

a) Richie Griffin-Ag Extension, RE:--expressed appreciation for allowing him to attend and receive National Award ceremonies in South Carolina

b) Mario Z. Garcia-County Clerk, RE:--reminder that Early Voting has started for the Primary Runoff Election to be held on Tuesday, July 31 and that county offices housed inside the Courthouse, which is a designated polling place, will be closed to the public; all staff will report to work.

1.5 APPROVED: MINUTES OF REGULAR MEETING – JUNE 25, 2012

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Minutes of Regular Meeting held June 25, 2012 as presented.

MOTION CARRIED.

1.6 APPROVED: MINUTES OF REGULAR MEETING – JULY 9, 2012

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Minutes of Regular Meeting held July 9, 2012 as presented.

MOTION CARRIED.

2. PERSONNEL & POLICY

2.1 APPROVAL OF BONDS

[RE:--no Bonds timely submitted for approval]

2. PERSONNEL & POLICY, contd.,

JOINT ITEMS:

2.2 APPROVED: MONTHLY REPORT – JP PCT. 1

2.3 APPROVED: MONTHLY REPORT – JP PCT. 2

2.4 APPROVED: MONTHLY REPORT – JP PCT. 3

2.5 APPROVED: MONTHLY REPORT – JP PCT. 4

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Reports for Month of June 2012 from JP Pct. 1-**Sonia Mendoza**, JP Pct. 2-**Alberto Esquivel**, JP Pct. 3-**Leticia Hernandez** and JP Pct. 4-**Alfredo Martinez** as presented.

Discussion:--joint effort to assist JP 3 Office, during Sick Leave period for JP Hernandez

MOTION CARRIED.

***attachment(s)**

2.6 APPROVED: MONTHLY REPORT – DISTRICT CLERK

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Report for Month of June 2012 from District Clerk—**Maricela Gonzalez** as presented.

MOTION CARRIED.

***attachment**

2.7 APPROVED: MONTHLY REPORT – COUNTY CLERK

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Report for Month of June 2012 from County Clerk—**Mario Z. Garcia** as presented.

MOTION CARRIED.

***attachment**

2.8 APPROVED: MONTHLY REPORT – COUNTY TREASURER

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Report for Month of June 2012 from County Treasurer—**Estanislado Z. Martinez**

MOTION CARRIED.

***attachment**

2.9 APPROVED: MONTHLY REPORT – COUNTY AUDITOR

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Report for Month of June 2012 from County Auditor—**Carlos Pereda**

Discussion:--all depts.. on budget

MOTION CARRIED.

***attachment**

2.10 APPROVED: MONTHLY REPORT – COUNTY COMMISSIONERS

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Report(s) for Month of June 2012 from Commissioner Pct. 2-**Johnny Gloria** and Commissioner Pct. 4-**Rodrigo Jaime** as presented.

MOTION CARRIED.

***attachment(s)**

2.11 APPROVED: DESIGNEE-CONCERNS FOR PURCHASE OF EDINGTON PROPERTY

[RE:--need clear title before can convey to county, environmental problems, need soil samples, clean-up; over \$100,000 In delinquent taxes; 35% belong to county—survey in process]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to authorize County Judge **Francisco G. Ponce** to negotiate w/ Langley & Banack Law Firm for the purchase of the Edington Property located off Fm Rd 2367.

MOTION CARRIED.

2.12 APPROVED: ADVERTISE FOR REPAIR BIDS – CASTELLAW ROAD BRIDGE CULVERTS

[RE:--west end of Castellaw Rd; pipe on low water crossing needs to be more structural for heavy equipment traffic]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to advertise for bids to repair Castellaw Road Bridge on two(2) drainage culverts.

MOTION CARRIED.

***attachment**

2.13 APPROVED: PROFESSIONAL SERVICES AGREEMENT- ROADWAY ENGINEER/ G.O. TECHNICIAN

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Professional Services Agreement w/Hejl, Lee&Associates for Dimmit County Roadway Engineer/ G.O.Technician, as presented.

MOTION CARRIED.

***attachment**

2. PERSONNEL & POLICY, contd.

2.14 APPROVED: PLAN OF FINANCE-DIMMIT COUNTY, TX CERTIFICATES OF OBLIGATION, SERIES 2012

[RE:--Rep (Tijerina) from office of Estrada*Hinojosa & Co. Inc w/information, i.e, the proposed debt service of \$10 million adding that now a new rule for this type industry does not allow them (financial advisors) to seek bids from banks; only third and independent party as underwriter/placement agent can---court members discussed options to pay-out in 5, 7 or 10 years]

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Plan of Finance to issue Dimmit County, Texas Certificates of Obligation, Series 2012 Authorizing County Staff, Bond Counsel and Financial Advisor to proceed with such financing and approving other matters incident and related thereto, as presented.

MOTION CARRIED.

***attachment**

2.15 APPROVED: RESOLUTION NO. _____-CERTIFICATES OF OBLIGATION SERIES

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Resolution NO. _____ by Commissioners Court of Dimmit County, Texas authorizing and approving publication of notice of intention to issue one or more series of Certificates of Obligation and providing for other matters in connection therewith, as presented.

MOTION CARRIED.

***attachment**

2.16 APPROVED: APPOINTMENT – PRESIDING AND ALTERNATE ELECTION JUDGES, 2012-2013

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve to appoint Presiding and Alternate Election Judge for one(1) term beginning August 1, 2012 to July 31, 2012 (TX Election Code Sections 32.002, 87.002, 87.027) as follows:

<u>Precinct No.</u>	<u>Presiding Judge:</u>	<u>Alternate Judge:</u>
1	Alicia L. Martinez	Elisa G. Duran
2	Maria H. Castelan	Juanita P. Villanueva
3	Sally Flores	Alicia Ceniseros
4	Sara Garza	Maximiana Zamora
5	Velma M. Villastrigo	Bert Lee Bell
6	Dorcy R. Hernandez	Deborah Darter
7	Josie V. Hollander	TBA

MOTION CARRIED.

2.17 APPROVED: SHERIFF'S AND CONSTABLES FEES, 2013

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve 2013 Sheriff's and Constables Fees for Dimmit County,TX as is with no changes.

MOTION CARRIED.

***attachment**

2.18 APPROVED: REMOVE GATE ON BURNS ROAD (OFF FM RD 186)

[RE:--to allow access to oilfield-related work; Chesapeake Co offer to remove and deliver gate to Metroplex Yard; gate is open and was never closed]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to remove gate on Burns Road off Farm Road 186 as presented.

MOTION CARRIED.

2.19 APPROVED: REMOVE CATTLE GUARD ON ELAIS ROAD (OFF HWY. 83 SOUTH)

[RE:--Chesapeake Co to replace w/ a new one]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to remove cattle guard on Elais Road off Highway 83 South, as presented.

MOTION CARRIED.

2.20 APPROVED: AUTHORIZE EMERGENCY REPAIRS ON DIAMOND H ROAD

[RE:--work done, completed]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to accept the donation of fixing emergency repairs on Diamond H Road by Anadarko Co

MOTION CARRIED.

2.21 APPROVED: MARTITA PARK-CONTINUE COUNTY USE, RESCIND ACTION FOR BID OFFER

[RE:--ROW Deed filed Feb. 22, 1936 specifies this property be used as park, when abandoned to revert back to Asherton Women's Civic Club; county sold to highest bidder(Bob Owens)—after which discovered belonged to State—70 acres on north side of Martita are being surveyed(Ken Dirksen)]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to continue using Martita Park as a park, maintain the area with fencing and cement stakes and **Rescind Motion** of August 13, 2007 (Minutes : Vol. 41/Page 624) and make reimbursement as necessary.

Discussion:--revisit this item at next regular meeting

MOTION CARRIED.

***attachment(s)**

2.22 APPROVED: HIRING – SANITATION DEPARTMENT

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve the Hiring of **TBA** one(1) part-time employee for the Sanitation Department

MOTION CARRIED.

2.23 APPROVED: RESCIND ACTION – CONTRACT AWARD FOR DIAMOND H IMPROVEMENTS PROJECT

[RE:--was a contract; county made the expense]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to **Rescind** action taken on April 9, 2012, Item 4.4, concerning the approval to award Contract for Diamond H Improvements Project, HLA Project No. 55003 to Relmco, Inc. as presented.

MOTION CARRIED.

2.24 APPROVED: VILLANUEVA SUBDIVISION PLAT

[RE:--surveyed in May, 1981]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Villanueva Subdivision Plat, per Deed description and file in Official Public Records of the County Clerks Office as presented.

MOTION CARRIED.

***attachment**

2.25 APPROVED: INCREASE-MEDICAL INSURANCE RATES FOR DIMMIT COUNTY, 2012-2013

[RE:--County Treasurer **Estanislado Martinez** w/update,i.e., co eligible for credit check which (amount) will be given new budget line item as 'obligated funds' as general fund revenue]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve the increase (8.50% for 2012) of medical insurance rates for Dimmit County 2012-2013

MOTION CARRIED.

***attachment**

2.26 APPROVED: PURCHASE-SURVEILLANCE CAMERAS FOR OLD JAILHOUSE RESTORATION PROJECT

[RE:--for protection of Texas Ranger Museum memorabilia to be housed inside the building]

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve the purchase of video surveillance cameras for the Old Jailhouse Restoration Project

Discussion:--estimated cost: \$2,000-which includes monitor/software;(will need?) contract w/Chamber of Commerce, Inter-

Local Agreement w/indemnification clause, liability

MOTION CARRIED.

2.27 APPROVED: RESIGNATION OF DIMMIT COUNTY EMS BOARD OF DIRECTORS

[RE:--Special Joint Meeting held July 17, 2012 w/Carrizo Springs City Council]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve the resignation of Dimmit County EMS Board of Directors, i.e., Johnny Gloria, Carlos

Lara, Carlos Ramos as presented.

Discussion:--there was no 'firing' of employees by the EMS Board; all left on their own discretions

MOTION CARRIED.

2.28 APPROVED: TRAVEL REQUEST – CONSTABLES, UNDERCOVER OFFICER, DEPUTY CONSTABLE

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve travel request/expenses for Constable Pct. 3-**Marion Boyd**, Constable Pct. 1-**Luciano Quintanilla**, Undercover Officer and Deputy Constable-**Ruth Ceniseros** to attend the TNOA 2012 Annual Training Conference

August 13-16 in Galveston, TX as presented.

MOTION CARRIED.

***attachment(s)**

3. LAW ENFORCEMENT

3.1 APPROVED: LOCAL BORDER SECURITY PROGRAM FY'2012 APPLICATION-RESOLUTION NO. _____

[RE:--for period July 6, 2012 to July 6, 2013]

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Application and Resolution for Local Border Security Program FY'2012(LBSP-12)

MOTION CARRIED. *attachment

3.2 APPROVED: HIRING – PART TIME DISPATCHER

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve the Hiring of **Diana Garcia** as part-time Dispatcher, effective July 5, 2012

MOTION CARRIED.

3.3 APPROVED: HIRING – FULL TIME DEPUTY

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve the Hiring of **Ismar Hernandez** as full-time Deputy, effective: July 5, 2012

Discussion:--Hernandez replaces Abel Lara

MOTION CARRIED.

3.4 JAIL AND SHERIFF DEPARTMENT STATUS REPORT(s)

[RE: JAIL:-- 80 inmates today; communications w/Bexar County for inmates is favorable---SHERIFF:--DVD reports from patrol vehicles not being sent to County Attorney Office, especially involving DWI, field sobriety tests---claim from Camino Real Ambulance for inmate transfer on 05-28-12 (--why not County EMS?)

NO MOTION PRESENTED.

4. GRANTS & PLANNING / REGULATORY COMPLIANCE DEPARTMENTS

4.1 TABLED: AWARD CONTRACTS FOR CONTACT NO. 1001433(TDHCA)

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to **Table** this item.

MOTION CARRIED.

4.2 APPROVED: QUOTES, COSTS NOT TO EXCEED FOR TEMPORARY BUILDING

[RE:--for the new bldg. no definite price but will be less than \$10,000---parking area for new Constable Bldg. estimate \$30,000 for 99 sq. ft area; will do main part first then ramp, stairs]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve costs for awarding parking area at Grants & Planning Temporary Building, front and back stairs...not to exceed \$10,00.00 as presented.

MOTION CARRIED.

4.3 APPROVED: EXTENSION OF VACATION DAYS FOR G&P DIRECTOR

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve extension of three(3) vacation days for Grants & Planning Director **Ernest Flores III**

MOTION CARRIED.

4.4 PROJECT(s) STATUS REPORTS

[RE:--first round of HOME projects started; waiting on clearance from Title Company—no start at Espantosa yet—“techitos” for employee parking spaces---(to get) research for properties in Big Wells for new JP 3/Constable Officeplex---(to get)update from City per joint meeting about Emergency Management Coordinator ---new: Employee Morale & Training Fund]

NO MOTION PRESENTED.

5. FINANCIAL

5.1 APPROVED: BUDGET ADJUSTMENT NO. 37 – SHERIFF DEPARTMENT

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Budget Adjustment NO.37 (\$25,200.) for Sheriif Dept./Copysnc Inc.

MOTION CARRIED. *attachment

5. FINANCIAL, contd.,

5.2 APPROVED: BUDGET ADJUSTMENT NO. 35 – COUNTY TREASURER

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Budget Adjustment NO.25 (\$887.00) for County Treasurer Office

MOTION CARRIED.

***attachment**

5.3 APPROVED: COUNTY PAYROLL REPORT

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve County Payroll Report for periods: 07/06/12, 07/20/12 and Employees Comp-Sick-Vac Hours Balance Report as presented.

MOTION CARRIED.

5.4 APPROVED: PURCHASE ORDERS AND CLAIMS

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Purchase Orders and Claims as presented.

MOTION CARRIED.

***attachment**

5.5 APPROVED: CLAIM DOCKET

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve General Fund docket (\$81,658.30) less the claim from Camino Real Ambulance... \$2,026.00, the Certificates of Obligation 2011 docket (\$298,442.42) and the Grants & Planning docket (\$126.99)

MOTION CARRIED.

***attachment(s)**

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve Utilities Fund docket (\$12,977.54), the Airport Fund Project docket (\$1,078.97), the Economic Development docket (\$3,197.95), the Records Management/County Clerk docket(\$1,380.00) and the Operation Stone Garden/2010 docket (\$2,175.44) as presented.

MOTION CARRIED.

***attachment(s)**

6. EXECUTIVE SESSION

[12:50 PM]

7. RECONVENE IN OPEN SESSION

[1:10 PM]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to forward the lawsuit to the Insurance Company named to determine if coverage exists.

MOTION CARRIED.

ADDENDUM

2. PERSONNEL & POLICY

2.29 APPROVED: TRAVEL REQUEST – COUNTY TAX OFFICE STAFF

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve travel request(s)/expenses for Tax A&C **Melinda V. Campos**, Staff: **Mary Sandoval, Veronica Espinoza, Jose P. Gonzalez, Florinda Perez** to attend True Automation 2012 August Collections Regional Meeting August 8, 2012 in Uvalde, TX and approve to post Public Notice in local newspaper and office to inform the public of such.

MOTION CARRIED.

***attachment(s)**

2.30 APPROVED: HIRING – IT COMPUTER TECHNICIAN

MOTION: Johnny Gloria SECOND: Rodrigo Jaime

That the Commissioners Court approve the Hiring of **Chris Plaster** as Computer Technician (IT) for Dimmit County, effective: July 23, 2012**subject to** review of contract (2-yr term/contract labor) by the County Attorney

MOTION CARRIED.

***attachment**

ADDENDUM, contd.,

2.31 APPROVED: PRESENTATION – AUDIT REPORT FY’ ENDING SEPTEMBER 30, 2011

[RE:--Bill C. Rocha CPA audit of financial statements, business-type activities, each major fund and aggregate remaining fund information for Dimmit County---presentation by Alice Ortiz; findings and corrective action for each finding explained]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

Discussion:--(request from court) review plan of action per each finding from Sheriff Dept.; Border Star Secretary (Valerie) be present at next regular meeting

That the Commissioners Court approve Presentation and Audit (Annual Financial Report) for fiscal year ending September 30, 2011 as presented.

Discussion:--

MOTION CARRIED.

***attachment**

3. LAW ENFORCEMENT

3.5 APPROVED: OPEN – CLOSE BIDDING FOR BIG RIG TOWING PROVIDER

[RE:--County Judge **Francisco G. Ponce** opened and read aloud the two(2) bids timely submitted:

1. Texas Towing.....San Antonio 2. Tavo’s Auto Group.....Crystal City]

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve the opening of and closing of all bidding for Big Rig Towing Provider for Dimmit County and authorize an analysis report of the bids as presented.

MOTION CARRIED.

***attachment**

3.6 APPROVED: RESOLUTION NO. _____-LOCAL BORDER SECURITY PROGRAM FY’2012 AWARD LETTER FOR CONSTABLE PCT. 3

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Resolution NO. _____ in support of Local Border Security Program, accept Local Border Security Program FY’2012(LBSP-12) Award Letter for Constable Pct. 3, effective: July 6, 2012 as presented.

MOTION CARRIED.

***attachment(s)**

5. FINANCIAL

5.5 APPROVED: BUDGET ADJUSTMENT NO.36-COMPUTER TECHNICIAN-IT (new position)

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve Budget Adjustment NO. 36 (\$65,000) for (new position) Computer Technician-IT for Dimmit County, as presented.

Discussion:--**Chris Plaster** formerly w/Decisionmate Inc

MOTION CARRIED.

***attachment**

8. ADJOURNMENT

MOTION: Rodrigo Jaime SECOND: Johnny Gloria

That the Commissioners Court approve to Adjourn Meeting [1:12 PM]

MOTION CARRIED.

APPROVED:

FRANCISCO G. PONCE, COUNTY JUDGE

ATTEST:

MARIO Z. GARCIA, COUNTY CLERK

