

**ATASCOSA COUNTY  
COMMISSIONERS COURT  
REGULAR MEETING  
COUNTY COURTROOM, SUITE 203  
September 13, 2021  
9 a.m.**

**If after the commencement of the meeting covered by this Notice, the Commissioners Court should determine that a closed or executive meeting or session of the Court is required, then such closed or executive meeting or session as authorized by the Texas Open Meetings Act, Texas Government Code Section 551.001 et seq., will be held by the Court. Purposes for a closed or executive meeting or session permitted by the Act include the following:**

- 551.071 Consultation with Attorney.**
- 551.072 Deliberation regarding real property.**
- 551.073 Deliberation regarding prospective gifts.**
- 551.074 Personnel Matters.**
- 551.076 Deliberation regarding security devices or security audits.**
- 551.0785 Deliberation involving medical or psychiatric records of individuals.**
- 551.084 Investigation; exclusion of witness from hearing.**
- 551.087 Deliberation regarding economic development negotiation.**
- 551.088 Deliberation regarding test item.**

**AGENDA**

1. Judge Hurley: Call to order.
2. Judge Hurley: Prayer; Pledge of Allegiance.
3. Public Comments:
4. Don Penny: Discuss and/or take appropriate action concerning an update on current COVID-19  
Roger Garcia: situation, needs and response.
5. Don Penny: Discuss and/or take appropriate action concerning personnel:  
New Employee: Justin Saldana  
Position: Temporary Part Time EMT-P  
Pay Rate: \$12.00 hourly  
Salary Budget Area: 041-400-518  
Physical/Drug: N/A  
Start Date: 09-13-2021
6. Don Penny: Discuss and/or take appropriate action concerning purchasing four (4) hand-held  
Motorola APX 6000 to replace out of date radios from Advantage Communications  
for a total of \$14,992.24. Funds from American Rescue Plan Act of 2021. See  
attached.

7. Don Penny: Discuss and/or take appropriate action concerning the purchase of five (5) new APX 8500 VHF/UHF radios to replace outdated radios currently in County ambulances from Advantage Communications in the amount of \$28,568.55. Funds from American Rescue Plan Act of 2021. See attached.

8 Ray Baca: Discuss and/or take appropriate action concerning:

A. Rakowitz Engineering's request for approval of the Campbellton Acres Master Development Plan in accordance with the 2011 Atascosa County Subdivision Regulations. Subject MDP being a ±26 acre single family residential development, phased in two units, located on FM 536 and Old Campbellton Rd.

B) Rakowitz Engineering's variance request to Article IX, Section 9.3 of the Atascosa County Subdivision Ordinance to allow for 1/2 acre lots on septic and public water for the proposed Campbellton Acres MDP located on Old Campbellton Rd and FM 536, Precinct 1, Atascosa County.

9. Trent Rowell: Discuss and/or take appropriate action concerning final plat for the Toni Booth Plat, 4.897 acre subdivision located at FM 3350 and Mitch Thomas Road in Precinct 4, Atascosa County, Texas. Water to be provided by the City of Pleasanton. County Attorney has reviewed and approved.

10. Trisha Gentry: Discuss and/or take appropriate action concerning:

A. Approve publishing annual Indigent Health Care Public Notice in Pleasanton Express for fiscal year 2021-2022.

B. Approve Indigent Health Care Program-Optional Health Care Services for 2021-2022 fiscal year.

C. Approve updated Program Fraud Policy and Statement of Services.

D. Give Judge Hurley and Commissioners an end of year update on the Indigent Program for State fiscal year September 2020 – August 2021.

11. Laura Pawelek: Discuss and/or take appropriate action concerning approving publication of the Treasurer's Report order for August 2021 in the Pleasanton Express Newspaper and the County website.

12. Diane Gonzales: Discuss and/or take appropriate action concerning approval to publish the Public Notice for the Archive Budget Plan for 2022 in the local newspaper for the week of September 15, 2021. Public Hearing and adoption will take place at a later meeting. This fee collected was approved by Commissioners Court in the amount of \$10.00 for certain types of documents filed in the County Clerk's office.

13. Sheriff Soward: Discuss and/or take appropriate action concerning personnel:  
Existing Employee: Carlos Contreras  
Position: Corrections Officer  
Pay Rate: Tier I, \$43,750.11 annual, \$120 uniform, \$150 holiday, 171 Fluc  
Salary Budget Area: 012-442-562  
Physical/Drug: N/A  
Start Date: 09-13-2021
- New Employee: Emilio Acosta  
Position: Patrol Deputy  
Pay Rate: Tier 2, \$46,533.60 annual, \$120 uniform, \$175 holiday, 171 Fluc, 90 day  
Co. Prob., 1 yr. Agency Prob.  
Salary Budget Area: 012-440-410  
Physical/Drug: Complete  
Start Date: 10-11-2021
14. Com. Gillespie: Discuss and/or take appropriate action concerning personnel:  
New Employee: Carlos Piedra  
Position: Road Crew Worker, Pct. 1  
Pay Rate: Tier III, \$35,648.00 annually, 40 hours  
Salary Budget Area: 021-400-402  
Physical/Drug: Pending  
Start Date: 09-14-2021
15. Com. Perez: Discuss and/or take appropriate action concerning personnel:  
Existing Employee: Ruben Ramos  
Position: Road Crew, Pct. 3  
Pay Rate: \$43,638.46  
Salary Budget Area: 023-400-402  
Physical/Drug: N/A  
Start Date: 09-13-2021
- New Employee: Fernando Rivas  
Position: Road Crew, Pct. 3  
Pay Rate: \$35,648.00  
Salary Budget Area: 023-400-402  
Physical/Drug: Complete  
Start Date: 09-13-2021
16. Com. Riley: Discuss and/or take appropriate action concerning issuing McCoy Water Supply Corporation a permit for a road bore located in Pct. 4 at 252 County Road 339 Jourdanton for Tara and Gerardo Martinez.
17. Com. Riley: Discuss and/or take appropriate action concerning approving EOG Resources request for a permit to run a 3" temporary water line along CR 413 for 3.2 miles to the intersection of CR 413 and FM 791. The payment for this permit has been turned in to the Atascosa County Treasurer's office.

18. Com. Riley: Discuss and/or take appropriate action concerning:
- A. Approve Marathon Oil's request for a pipeline permit for 8" liquids pipeline bore at CR 401. See attached map for bore location.
  - B. Approve Marathon Oil's request for a pipeline permit for 4" gas lift pipeline bore at CR 401. See attached map for bore location.
  - C. Approve Marathon Oil's request for a pipeline permit for proposed electric line bore at CR 401. See attached map for bore location. Check #5248 for \$1,500 has been turned in to the Atascosa County Treasurer's for all three bore permits.
19. Judge Hurley: Approve the 2021 Texas VINE service agreement between Appriss Insights and Atascosa County and direct County Judge to sign. Contract has been reviewed by the County Attorney's Office.
20. Tracy Barrera: Discuss and/or take appropriate action to update our account and rejoin the Texas SmartBuy Membership program. The annual membership fee for participation in this purchasing program is \$100.00 annually. Approve County Auditor Tracy Barrera as primary contact and Assistant Auditor Cyndee Galindo as secondary contact. If the membership is approved, authorize Judge Robert L. Hurley to sign the resolution on behalf of Atascosa County Commissioners Court.
21. Tracy Barrera: Discuss and/or take appropriate action to set the salary, expenses, and other allowances of elected county or precinct officers. (Pursuant to Texas Local Government Code, Section 152.013a.)  
**Note:** Notice is hereby given that the 2022 Atascosa County proposed budget and the proposed tax rate will be considered for approval and adoption on September 27, 2021, at 9:00 am in the Atascosa County Courthouse located at 1 Courthouse Circle Drive, Jourdanton, Texas 78026, the meeting will be held in the County Courtroom.
22. Trent Rowell: Discuss and/or take action on approval of contract for the collection of delinquent accounts receivable between Atascosa County and MVBA, LLC for collections of delinquent EMS accounts and authorize County Judge to sign. County Attorney reviewed and approved after revisions were made.
23. Trent Rowell: Discuss and/or take appropriate action concerning establishing fees for certain inspection services provided by the Atascosa County Fire Marshall, pursuant to Texas Local Government Code Section 352.016 and Texas Health and Safety Code Section 775.040.

24. Trent Rowell: A. Conduct Public Hearing on installing speed humps on Spanish Oak Road, a county road located in Precinct 2, Atascosa County, Texas described by attached map, per the County's authority to regulate speed on county roads as described in Transportation Code 251.151.

1. Open public hearing

2. Close public hearing

B. Discuss and/or take action on installing speed humps on Spanish Oak Road, a county road located in Precinct 2, Atascosa County, Texas described by attached map, per the County's authority to regulate speed on county road as described in Transportation Code 251.151.

25. Trent Rowell: Discuss and/or take action on approval of Global Opioid Settlement and enter a resolution approving the Texas Term Sheet and authorize County Judge to sign Releases.

26. Judge Hurley: Discuss and/or take appropriate action concerning the creation of a Limited Duty Work Assignment Program as it relates to Workers Comp.

A. Establish pay, i.e., 60% pay from County plus 70% of remaining 40% paid by Insurance Company.

B. Anyone who declines Limited Duty Work assignment automatically resigns.

C. Administrated through the Treasurer's office (Nataly and Anna) and the EMC (Roger).

1. Nataly receives notice.

2. Roger consults placement with Department Head.

3. Anna sets up payroll.

C. Assistant County Attorney, Trent Rowell will design letter for employee to sign accepting Limited Duty Assignment.

**27. EXECUTIVE SESSION**

**The Regular Session of the Atascosa County Commissioners Court will now recess in order to convene in Executive Session per Texas Government Code 551.071 and 551.072 to discuss real property matters with the County Attorney.**

**28. OPEN SESSION**

29. Judge Hurley: Discuss and/or take appropriate action concerning the discussion in executive session.

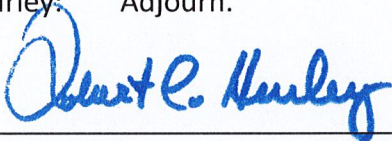
30. Judge Hurley: Discuss, review and take action to accept and/or approve any invoices and  
Tracy Barrera: payroll.
31. Judge Hurley: Discuss, review and take action on reports submitted.  
Tracy Barrera:
32. Judge Hurley: Update and/or take appropriate action concerning Judge, Commissioners, and  
other County Elected Officials' training course certifications, record any hours  
and Certificates into Commissioners Court minutes, and other documents not  
related to education needing to be filed in the court records.

Stuart Knowlton: Certificate of Completion from the V.G. Young Institute of County Government for completing 11 hours of educational training at the 87<sup>th</sup> Annual South Texas Judges and Commissioners Association in South Padre Island June 28-Aug. 1, 2021.

Eliseo Perez: Certificate of Participation from the V.G. Young Institute of County Government for completing 17 hours of educational training at the 87<sup>th</sup> Annual South Texas Judges and Commissioners Association in South Padre Island June 28-Aug. 1, 2021.

33. **COMMENTS FROM COMMISSIONERS COURT (No Action Can Be Taken).** The next Regular Commissioners Court Meeting will be Monday, September 27. There will be a Special Called Commissioners Court to Canvass Votes on November 10, 2021.

33. Judge Hurley: Adjourn.



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Robert L. Hurley, Atascosa County Judge

I, the undersigned, do hereby certify that this notice was posted by 8:45 a.m., on Friday, September 10.



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Robbie Denson, Court Coordinator

This meeting site is accessible to individuals with disabilities and to the general public.