

**PUBLIC NOTICE**  
**REGULAR MEETING OF THE BREWSTER COUNTY COMMISSIONERS COURT**  
**WEDNESDAY, SEPTEMBER 8, 2021 AT 9:30 A.M.**  
**BREWSTER COUNTY COURTHOUSE, COMMISSIONERS COURTROOM**  
**201 W AVE E**  
**ALPINE, TEXAS**

Judge Cano called the meeting to order at 9:36 a.m., the following Elected Officials were present:

Eleazar R. Cano	County Judge
Jim Westermann	Commissioner Pct. 1
Sara Allen Colando	Commissioner Pct. 2
Mike "Coach" Pallanez	Commissioner Pct. 4
Sarah Vasquez	County Clerk

Ruben Ortega, Commissioner Pct. 3, was absent.

**Members of the public who are not able to participate in person, are encouraged to watch the meetings live online, at [www.brewstercountytx.com](http://www.brewstercountytx.com) or Brewster County, Texas (County's Facebook page). Members of the public are also encouraged to participate in public comment by calling telephone number 432-538-2028.**

### AGENDA

#### 1. Invocation, Pledge of Allegiance

Invocation and Pledge were led by Judge Cano.

#### 2. Minutes / additions / corrections / approval

Commissioner Pallanez moved to approve the minutes from August 11, 2021. Commissioner Colando seconded the motion; motion passed 4-0.

Commissioner Colando moved to approve the minutes from August 25, 2021. Commissioner Pallanez seconded the motion; motion passed 4-0.

Commissioner Pallanez moved to approve the minutes from August 30, 2021. Judge Cano seconded the motion; motion passed 4-0.

#### 3. Public Comment - Comments are limited to 5 minutes per person. Pursuant to the Texas Open Meetings Act, the Court is limited in its ability to respond to comments

No comments.

#### 4. Emergency Management Department

##### A. General Report including:

**Recent emergency responses; emergency planning update; recent work with cooperating emergency responders: (ESD #1, all VFD's and EMS); update on needs, programs, training, recent**

**work with other governmental entities; equipment for emergency response and updates regarding needs, maintenance, repairs, replacement and additions; burn bans, emergency management issues related to public and private insurance coverage, personnel issues related to emergency response, matters related to pending & future Homeland Security, FEMA Grants & Updates on Coronavirus (COVID-19) / Discussion and appropriate action**

Stephanie Elmore, Emergency Management Coordinator, reported an update on Coronavirus, COVID-19. Local statistics up to date as of the preceding evening of September 7, 2021: 16 active cases, 4 hospitalizations, and 19 fatalities. Fatalities are counted from the beginning of COVID-19 of 2020. EMC Elmore then presented a general report and presented the Burn Ban Order. EMC Elmore recommended the public call Brewster County Sheriff's Office dispatch if they need to contact her about a prescribed burn during the burn ban. The phone numbers are posted on the Brewster County website.

Commissioner Westermann read a text from Kendra Luedecke DuBois: "Alpine ISD will host a Pfizer vaccine clinic on Thursday, September 9th at 4:00 PM, at the Alpine Elementary Cafeteria. This is for the second dose for individuals who received their first dose on August 12, 2021. Anyone wanting a first dose is welcome, but will have to make arrangements with DSHS for their second dose. All students under 18 years of age must be accompanied by a family member/guardian. Contact Gayla Owen, District Nurse, at 432.837.7710 ext 409."

**B. Discussion and appropriate action for work of Emergency Management Department to go forward**

No action.

**5. Recognitions & Announcements**

Commissioner Colando announced the Brewster County Groundwater Conservation District will have a public meeting at 6 pm at the Val Beard Building.

Judge Cano announced a public hearing will be held on September 16, 2021, at 4:30 pm to allow the public to comment on Mass Gathering Permit applications for the annual Chili Cookoffs.

**6. Road & Bridge Department / Community Facilities**

**A. Road & Bridge Superintendent's Report**

**General updates on maintenance and repairs for all county roads; road materials including, fuel, supplies including usage & inventories & future needs; equipment including heavy equipment, (maintenance repairs, future needs, replacement and additions), pickups, trailers and other light vehicles and accessories, and small equipment, (usage, future needs), equipment rentals; facilities (yards in Alpine, Marathon and S. County) and community facilities (assistance with maintenance and other related issues); assistance to other governmental entities and emergency responders; personnel issues, (vacancies, new hires, performance and safety); permits for boring or trenching for utilities across County Roads**

Judge Cano read the Road & Bridge Department's general report on behalf of Superintendent Frenchie Causey.

**B. Discussion and appropriate action for general work of Road & Bridge Department & Community Facilities to go forward**

No action.

**7. Community Facilities Report**

**A. General Report**

Judge Cano presented the Community Facilities Report on behalf of Johnny Valencia.

**B. Discussion and appropriate action for general work of Community Facilities to go forward**

No action.

**8. Treasurer's Office**

**A. Financial Reports / Updates, discussion, review and appropriate action concerning the following:**

**Combined Statement of Revenues & Expenses**

**Payroll Reports**

**Check Register**

**Receipt File Listings**

**Personnel/Overtime Reports**

**Cash Reports**

**Other Financial Report as Requested by Commissioners**

**Grants Reports**

No reports.

**B. Accept donations made in Memory of James Travis Roberts' name to the Brewster County Historical Commission in the total amount of \$50.00 / Discussion and appropriate action**

Commissioner Pallanez moved to approve the donation made in Memory of James Travis Roberts to the Brewster County Historical Commission. Commissioner Westermann seconded the motion; motion passed 4-0.

**C. Other general administrative & procedural matters related to Treasurer's Office / Discussion and appropriate action for work of Treasurer's Office to go forward**

**9. Approve FY 2022 Brewster County VINE/SAVNS Service Agreement / Discussion and appropriate action**

Commissioner Colando moved to approve the VINE/SAVNS Service Agreement. Commissioner Pallanez seconded the motion; motion passed 4-0.

**10. Brewster County Auditor**

**A. General Bills / Discussion and appropriate action**

Patty Roach, County Auditor, presented the general bills and no walk-ins. Commissioner Pallanez moved to approve the September 8, 2021 general bills. Commissioner Colando seconded the motion; motion passed 4-0. Judge Cano asked to withhold approval on one invoice from Betty Jo Rooney, pending clarification.

**B. Financial Reports / Updates, discussion, review and appropriate action concerning the following:  
Budget Amendments  
Other Financial Reports as Requested by Commissioners**

**Line Item Transfers**

Auditor Roach presented Line Item Transfers. Commissioner Pallanez moved to approve line item transfers as presented. Commissioner Westermann seconded the motion; motion passed 4-0.

**C. Other general administrative and procedural matters related to Auditor's Office /Discussion and appropriate action for work of Auditor's Office to go forward**

No action.

**11. Officials' Monthly Reports**

Commissioner Colando read the Officials' Monthly Report. Commissioner Pallanez moved to approve the report as read. Judge Cano seconded the motion; motion passed 4-0.

**13. Update / Retainer Agreement with Law Firm Big Bend Law, Rod Ponton, Attorney At Law, in re Cause No. CVB20433; Marcia Ann Sykes and the Estate of Marcia Ann Sykes and all Unknown Heirs, Devises, and Assigns of Marcia Ann Sykes; Phillip Joseph Smith; Dymphna Lorraine DeLaRosa / Discussion and appropriate action**

Mr. Rod Ponton reported no movement has taken place on the case, Cause No. CVB20433; Marcia Ann Sykes and the Estate of Marcia Ann Sykes and all Unknown Heirs, Devises, and Assigns of Marcia Ann Sykes; Phillip Joseph Smith; Dymphna Lorraine DeLaRosa.

**14. Update / Retainer Agreement with Law Firm Big Bend Law, Rod Ponton, Attorney at Law, in re Cause No. CV02299; Elizabeth Emery Fulcher Hill and Janie Marie Fulcher, Plaintiffs, v Unknown Executor or Administrator of the Estate of Bernardo Borrego, Deceased, Unknown Heirs of Bernardo Borrego, Deceased, Any and All Known or Unknown Owners or Claimants of an Interest, Right, or Title In: Section 303, Block G-4, G.C. & S.F. Ry. Co. Survey (640 acres) in Brewster County Texas, and Brewster County, Texas, Defendants/ Discussion and appropriate action**

Mr. Rod Ponton reported he will talk with the Plaintiff's attorney to transfer this case to district court. This should not have been filed in the County Court.

**12. Brewster County Tourism**

**A. Report from Robert Alvarez, Executive Director:**

**General update, travel shows, marketing, finances, visitation status, project reports; personnel issues, (vacancies, new hires and performance)**

Eva Treviño gave the Brewster County Tourism report on behalf of Robert Alvarez.

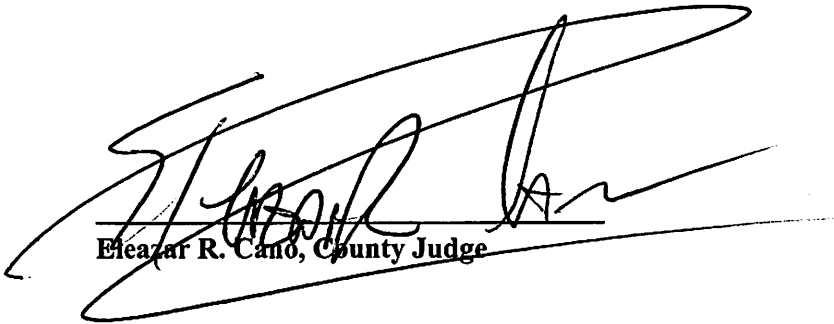
**B. Discussion and appropriate action for general work of Brewster County Tourism to go forward**

**15. Scheduled Regular Commissioners Court Meeting on September 22, 2021, at 9:30 A.M.**

Judge Cano announced the next Regular Commissioners Court Meeting on September 22, 2021, at 9:30 A.M.

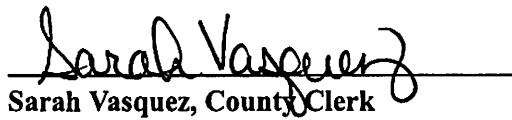
**16. Adjourn**

Commissioner Pallanez moved to adjourn. Commissioner Westermann seconded the motion; motion passed 4-0. Meeting adjourned at 10:46 AM.



Eleazar R. Cano, County Judge

**ATTEST:**



Sarah Vasquez, County Clerk