



# WEBB COUNTY, TEXAS

## COMMISSIONERS COURT AGENDA

### PUBLIC NOTICE

COMMISSIONERS COURT MEETING  
WEBB COUNTY COURTHOUSE  
1000 HOUSTON STREET, 2<sup>ND</sup> FLOOR  
LAREDO, TEXAS 78040

NOVEMBER 22, 2004 1:00 P.M. AND CONTINUING  
TO NOVEMBER 23, 2004  
1:00 P.M.

**LOUIS H. BRUNI**  
Webb County Judge  
(956) 523-4600

**JERRY VASQUEZ**  
Commissioner, Precinct 1  
(956) 523-4617

**JUDITH G. GUTIERREZ**  
Commissioner, Precinct 2  
(956) 523-4624

**FELIX VELASQUEZ**  
Commissioner, Precinct 3  
(956) 523-4625

**DAVID R. CORTEZ**  
Commissioner, Precinct 4  
(956) 523-4652

**MARGIE IBARRA**  
Webb County Clerk  
(956) 523-4251

**HOMERO RAMIREZ**  
Webb County Attorney  
(956) 523-4044

**LEO FLORES**  
Webb County Auditor  
(956) 523-4016

1. CALL TO ORDER BY THE HONORABLE COUNTY JUDGE, LOUIS H. BRUNI
2. ROLL CALL BY THE HONORABLE COUNTY CLERK, MARGIE IBARRA
3. PLEDGE OF ALLEGIANCE
4. APPROVAL OF MINUTES FOR OCTOBER 25, 2004
5. APPROVAL OF BILLS, PAYROLL AND MONTHLY REPORTS
6. COMMUNICATIONS
7. PUBLIC COMMENT- This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of three (3) minutes within which to make any/all public comments.

**COURT TO DISCUSS AND ACT ON THE FOLLOWING:**

**LOUIS H. BRUNI, WEBB COUNTY JUDGE**

8. Status report on the physical condition and occupancy of the County Restitution Center with discussion and possible action to order staff to conduct cost assessment studies for appropriate modifications, if any.
9. Discussion and possible action to amend, by order, Webb County Personnel Policies to provide for salary continuation for county employees called to active duty in the armed forces of the United States without the person's consent, determining the amount to be paid to the employees, and instituting other rules as appropriate to comply with Chapter 173 Local Government Code and the proposed order

**DAVID R. CORTEZ, COMMISSIONER PRECINCT 4**

10. Discussion and possible action seeking declaratory judgment on qualifications for all three candidates that applied for Indigent Health Director according to advertisement requirements as listed in the Laredo Morning Times.
11. Discussion and possible action to set date for public hearing for implementation of garbage collection fees for Webb County.

**FELIX VELASQUEZ, COMMISSIONER PRECINCT 3**

12. Presentation by the City/County Park Committee – chaired by Gene Belmares on the status of the new North Laredo Central Park.

**JUDITH G. GUTIERREZ, COMMISSIONER PRECINCT 2**

13. Discussion and possible action to accept from Dr. Marilyn Harrington, Dean for the University of Texas Health Science Center and Oscar Munoz Regional Director for Texas A&M University, eight First Aid Kits to be distributed to all current and future Colonia Community Resource Centers.

**JERRY VASQUEZ, COMMISSIONER PRECINCT 1**

14. Discussion and possible action to submit a Contract Modification for Texas Community Development Program Contract #719000 (Rio Bravo Housing Rehab), and authorizing the County Judge to sign all relevant documents.

## **COMMISSIONERS COURT**

15. Discussion and possible action to appoint Frank Salinas as Deputy Director of the Human Resources Department, slot #1526, at a pay equal to the total budgeted amount for FY 2004-2005 pro-rated over the months remaining in the year; to waive the requirement of competitive publication; and, to detail Mr. Salinas, until further notice, to the Risk Management Department under Jorge Flores, Interim Risk Manager, to assist in the restructuring of the Risk Management/Human Resources departments.
16. Discussion and possible action to approve the Operational General Order for Fiscal Year 2004-2005.

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## **MEDIA BREAK**

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## **COMMUNITY ACTION AGENCY**

17. Discussion and possible action to submit to Texas Department of Housing and Community Affairs, Annual Service Delivery Plan and preliminary Budget for FY 2005, for the Community Action Agency Comprehensive Energy Assistance Program.

## **COUNTY ATTORNEY**

18. Discussion and possible action to enter into a one (1) year (October 29, 2004 through October 28, 2005) equipment maintenance agreement with Eastman Kodak Company to provide maintenance support for a "Kodak Digital Science Scanner 1500 D" utilized by the Planning Department at a cost of NINE HUNDRED FORTY DOLLARS (\$940.00), and authorizing the County Judge to execute all relevant documents. [Account No. 010-102-6402, Repairs & Maintenance Equipment Requested by Planning Department].

- 19.** Discussion and possible action to enter into a one-year (1) Software Maintenance Agreement (October 1, 2004 to September 30, 2005) with Environmental Systems Research Institute, Inc. to provide software maintenance support for the Mapping and 911 software utilized by the Planning Department at a cost totaling FIVE THOUSAND SEVEN HUNDRED DOLLARS (\$5,700.00), and authorizing the County Judge to execute all relevant documents. [Account No. 010-102-6402, Repairs & Maintenance Equipment Requested by Planning Department]
- 20.** Discussion and possible action to enter into a one-year (1) Equipment Maintenance Agreement (September 12, 2004 through September 11, 2005) with Professional Document Packaging to provide maintenance support for a Powis Parker Fastback Binder and Powis Parker Fastback Spine Printer utilized by the Planning Department at a total cost of EIGHT HUNDRED NINETY DOLLARS (\$890.00), and authorizing the County Judge to execute all relevant documents. [Account No. 010-102-6402, Repairs & Maintenance Equipment Requested by Planning Department].
- 21.** Discussion and possible action to enter into a contract amendment one with the State of Texas, through the Texas Department of Transportation—Vehicle Titles and Registration division, to lease two (2) Remote Sticker Printing Systems (RSPS) and Dealer Title Application equipment at an annual cost of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) and authorizing the County Judge to sign all relevant documents. [Requested by Webb County Tax Assessor/Collector (Account No. 001-0700-6014 Equipment Rental)]
- 22.** Discussion and possible action to enter into an agreement with the Texas Transportation Institute for a grant to Webb County not to exceed FORTY EIGHT THOUSAND DOLLARS (\$48,000.00) for the purchase of two (2) fifteen (15) passenger vans for use by the Webb County Colonia Community Centers and requiring Webb County to keep record/logs of usage of said vehicle to take title to said vehicles and provide maintenance and authorizing the County Judge to sign all relevant documents.
- 23.** Discussion and possible action to enter into a Provider Master Agreement with Digital Products of Delaware, Inc. d/b/a Digital Technologies 2000 for one (1) year (October 15, 2004 to October 14, 2005) for electronic monitoring services and equipment for Webb County Pre-Trial Services at an Active Day Charge per day “Unit In-Use” fee of THREE DOLLARS AND FIFTY CENTS (\$3.50) and a waiver protection fee of TWENTY-FIVE CENT (\$0.25) per unit in-use per day and authorizing the County Judge to sign all relevant documents. [Requested by Pre-Trial Services 001-2100-21 Electronic Monitoring Fee]

24. Discussion and possible action to enter into a purchase and licensing agreement with ProCat/Advanced Translations Technology, Inc. for Winner Professional Edition Equipment and Single User Software Licensing Agreement for the 49<sup>th</sup> District Court Reporter in the amount of TEN THOUSAND ONE HUNDRED DOLLARS (\$10,100.00) and seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code section 262.024(a)(7) (Sole Source), and authorizing the Count Judge to execute all relevant documents. [Requested by the 49<sup>th</sup> District-Drug Impact Court Account #227-1021-8801 Capital Outlay]

## **ECONOMIC DEVELOPMENT**

25. Discussion and possible action to approve the acceptance of the El Cenizo Recreation Center Building and modifications to the existing Community Center of El Cenizo as recommended by the project architect, Mr. Jose Calzada, Architectura, authorize that all final bills and retainage be approved.
26. Discussion and possible action to pay out of Capital Outlay twenty-one thousand three hundred eighty-two dollars and eighty-three cents (\$21,382.83) for cost associated with the platting of 12.5 acres donated to Webb County for the New Self-Help Center Facility and the construction of the Self-Help Center Facility. Pay; Rathmell & Gilpin (final platting fee) \$938.94, City of Laredo (water availability and annexation fee's) \$10,737.83, Architect Plus (Administration Fee's) \$3,709.12, ADA Inspection \$600.00 and \$5,396.94 to cover Letter of Credit to Commerce Bank for infrastructure improvements [Funding source to be explained in court].

## **ENGINEER**

27. Discussion and Possible Action Authorizing Change Order No. 3 in the amount of \$44,515.93 to Ramos Industries, Inc. for Pumps, Electrical and other accessories for the TWDB-EDAP Regional Wastewater Treatment Plant Expansion project [Funding source to be explained in court].
28. Discussion and Possible Action Authorizing Change Order No. 2 granting a time extension of 120 days Jimmy Closner Construction Company for the TWDB-EDAP El Cenizo Water Line Replacement Project [Funding source to be explained in court].

**29.** Discussion and possible action to award bid to Zertuche Construction in three phases in the amount of 1,110,000.00 for the Via Antigua Border Heritage Museum Project.

1. Phase I = \$950,000.00
2. Phase II = \$75,000.00
3. Phase III = \$85,000.00

## **FACILITIES**

**30.** Discussion and possible action to fill custodial slot #0890 at \$8.42 per hour and charge to [Account #001-0106-5001 Building Maintenance Payroll].

## **PLANNING**

**31.** Discussion and possible action to grant a “Certificate of No Plat Required” to the division of Lot A-8, Botines Subdivision into two lots to be known as Lots A-8A and A-8B, Botines Subdivision.

## **PURCHASING**

**32.** Discussion and possible action to purchase toners from Val.Com in the amount of approximately \$1,400.00 for the Sheriff’s Department from [Acct.#001-2001-6001 Office Supplies]

**33.** Discussion and possible action to purchase one (1) Guardian Assured Performance Agreement for the Law Enforcement Center Radio Room from Dictaphone in the amount of \$5,601.38 from [Account #001-2060-6402 Repairs & Maintenance Equipment]

**34.** Discussion and possible action solicit competitive seal bids for the Records Management Expansion project.

**35.** Discussion and possible action to purchase one 40 quart mixer in the amount of approximately \$5,600.00 from El Competidor for the Law Enforcement Center for kitchen operations. [Account #001-2001-6205 Materials & Supplies]

**36.** Discussion and possible action to approve a line item transfer for the Law Enforcement Center:

FROM: 001-2001-6402 \$5,615.00

TO: 664-8000-8601-3 \$5,615.00

## RISK MANAGEMENT

37. Discussion and possible action to approve the Contractor's Pollution Liability Insurance Policy, excluding terrorism coverage, from BC Environmental Insurance Brokers, Inc. through American Safety Risk Retention Group, Inc. and authorization for the County Judge to execute all relevant documents, (Account #001-0105-6032- Property Casualty Premium)

## SHERIFF

38. Discussion and possible action to approve the following expenditures:

Star Paper & Janitorial Supplies	\$1,201.00
Laredo Ranch Supplies	\$108.00

## EXECUTIVE SESSION

39. Discussion and possible action related to litigation concerning 17-acre tract known as One River Park Subdivision. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney-pending litigation)]**
40. Discussion and possible action related to possible litigation concerning Webb County Bridge project. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney-pending litigation)]**
41. Discussion and possible action to amend engagement with Mejia & Company, PLLC, to include appeal of denied abatement and authorizing the County Judge to execute all relevant documents. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
42. Discussion and possible action regarding Cause No. 2004-CVQ-001441-D4; The Honorable Delia Perales, County Treasurer of Webb County, Texas, vs. Webb County, Texas and Webb County Commissioners Court; In the 406<sup>th</sup> District Court of Webb County, Texas.  
**Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney).**
43. Adjournment

The Webb County Commissioners Court hereby reserves the right to go into executive session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS \_\_\_\_\_ DAY OF NOVEMBER, 2004.

By: \_\_\_\_\_  
YOLANDA L. CARRILLO  
COURT ADMINISTRATOR

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the \_\_\_\_\_ day of \_\_\_\_\_, 2004 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2004

COUNTY CLERK, WEBB COUNTY, TEXAS

BY: \_\_\_\_\_