



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
April 10, 2007
9:00 A.M.

CALL TO ORDER BY THE HONORABLE DANNY VALDEZ, WEBB COUNTY JUDGE

1. ROLL CALL BY HONORABLE MARGIE RAMIREZ-IBARRA, WEBB COUNTY CLERK
2. PLEDGE OF ALLEGIANCE
3. APPROVAL OF MINUTES FOR MARCH 23, 2007 AND MARCH 26, 2007
4. APPROVAL OF BILLS, PAYROLL AND MONTHLY REPORTS
5. COMMUNICATIONS
6. 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:

Honorable Danny Valdez, Webb County Judge

7. Discussion and possible action to proclaim the month of April as “Child Abuse Prevention Month” in Webb County, Texas.
8. Discussion and possible action to approve the Commissioners Court appointments to the Webb County Rural Rail Transportation District.
9. Presentation on the subject of RMAs (Regional Mobility Authorities) by Mario G. Medina, District Engineer, Laredo District, for the Texas Department of Transportation.

Honorable Rosaura “Wawi” Tijerina, Webb County Commissioner Pct. 2

10. Discussion and possible action authorizing the Purchasing Agent, Economic Development Director and the County Engineer to advertise for bids for water and sewer lines from house to mains on Tanquecitos I - Office of Rural Community affairs Project Contract (ORCA) No. 7211175 [**Requested by Tomas M. Rodriguez Jr., P.E.; Account Number 654-8001-7009-3 (sewer) and 654-8001-7009-4 (water)**]
11. Discussion and possible action to create an account for Repairs and Maintenance of Equipment (Account No. 001-0202-6402) for the office of Commissioner, Precinct No. 2 to cover costs of a maintenance agreement for the E-Studio 351-C Digital Copier.
12. Discussion and possible action to authorize the following transfer:

From: Acct. No. 001-0101-6402 Repairs & Maintenance Equipment \$1000.00

To: Acct. No. 001-0202-6402 Repairs & Maintenance Equipment \$1000.00

Honorable Jerry Garza, Webb County Commissioner Pct. 3

13. Discussion and possible action to resolve to adhere to the Operational General Order duly adopted by the Commissioners Court for the Fiscal Year 2006-20007, effective April 11, 2007. (**Co-Sponsored by Danny Valdez, Webb County Judge**)
14. Discussion and possible action to re-name the Indigent Services Program to Indigent Health Care Services Department.
15. Discussion and possible action to require all departments to submit job descriptions to the Webb County Commissioners Court before court will give authorization to fill slots.
16. Discussion and possible action to request the County Auditor to update the Wage & Classification scale for Webb County.

MEDIA BREAK

County Attorney

17. Discussion and possible action to enter into a one (1) year (March 15, 2007 through March 14, 2008) maintenance agreement with ThyssenKruppp Elevator Corporation for the maintenance of two (2) ThyssenKrupp Elevators located at the Webb County Administrative Building at an annual cost of FIVE THOUSAND SEVEN HUNDRED NINE DOLLARS (\$5,709.00), seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code section 262.024(a)(7) (Sole Source), and authorizing the County Judge to execute all relevant documents.
18. Discussion and possible action enter into a one (1) year (March 15, 2007 through March 14, 2008) maintenance agreement with ThyssenKruppp Elevator Corporation for the maintenance of one (1) ThyssenKrupp Elevator located at the Webb County Courthouse at an annual cost of TWO THOUSAND THREE HUNDRED THIRTY-EIGHT DOLLARS AND FIFTY-SIX CENTS (\$2,338.56), seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code section 262.024(a)(7) (Sole Source), and authorizing the County Judge to execute all relevant documents.
19. Discussion and possible action to enter into a one (1) year (March 15, 2007 through March 14, 2008) maintenance agreement with ThyssenKruppp Elevator Corporation for the maintenance of one (1) ThyssenKrupp Elevator located at the Webb County Justice of the Peace, Precinct 2 Building at an annual cost of ONE THOUSAND NINE HUNDRED NINETY-FOUR DOLLARS AND SIXTY-FOUR CENTS (\$1,994.64), seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code section 262.024(a)(7) (Sole Source), and authorizing the County Judge to execute all relevant documents. **documents.[Requested by Road and Bridge Department; Account Number 010-7002-6014 (Equipment Rental)]**
20. Discussion and possible action to enter into a one (1) year (March 15, 2007 through March 14, 2008) maintenance agreement with ThyssenKruppp Elevator Corporation for the maintenance of five (5) ThyssenKrupp Elevators located at the Webb County Justice Center at an annual cost of FOURTEEN THOUSAND FOUR HUNDRED FORTY-FOUR DOLLARS AND TWENTY-EIGHT CENTS (\$14,444.28), seeking a discretionary exemption to the competitive bidding statute (Local Gov't Code Section 262.024(a)(7) (Sole Source), and authorizing the County Judge to execute all relevant documents.

21. Discussion and possible action to enter into a (12) twelve month (April 1, 2007 through March 30, 2008) Premium Plus Maintenance agreement with Toshiba Business Solutions to service a Toshiba ES-352, located in the Webb County Sheriff's office at a maintenance fee of FORTY-FIVE DOLLARS AND NO CENTS (\$45.00) per QUARTER or ONE HUNDRED EIGHTY DOLLARS AND NO CENTS (\$180.00) over the term of the agreement and (\$0.006500) per copy, and authorizing the County Judge to sign all relevant documents.
22. Discussion and possible action to rescind the design build agreement with Professional Golf Services, LP as approved by the Webb County Commissioners Court meeting of October 10 & 11, 2006, and enter into a Design Build Agreement with Professional Golf Services, LP for golf course renovations at the Webb County Golf Course in the amount of TWO HUNDRED EIGHTY TWO THOUSAND DOLLARS (\$282,000.00), and authorizing the County Judge to execute all relevant documents. **[Requested by Webb County Engineering Department; Account Number 665-6001-8601]**
23. Discussion and possible action to enter into an Equipment Maintenance Agreement with Office Communication Systems, Inc. for one (1) Toshiba ES-351C Digital Photocopier Machine for the Pct. 2 Commissioner's Office for a twelve (12) month period (April 1, 2007 through March 31, 2008) with a quarterly base rate of FORTY-FIVE DOLLARS (\$45.00) PER QUARTER OF FIVE HUNDRED FORTY DOLLARS OVER THE TERM OF THE LEASE including NO copies AND \$0.0090 overage per black copy and \$0.0850 overage per color copy authorizing the County Judge to sign all the relevant documents. **[Requested by Commissioner Pct. 2; Account Number 903-0202-6014]**
24. Discussion and possible action to accept ONE (1) Right of Way out of Laredo Ranchettes Inc. and TWO (2) Drainage Easements out of Phase 1 of the Bonanza Hills Subdivision and authorizing the County Judge and Commissioners to sign all relevant documents.
25. Discussion and possible action to approve and authorize the County Judge to accept a correction deed from Bruno Wolf, Jr., to correct metes and bounds descriptions in a 1959 deed to Webb County being the Casa Blanca Spillway tract and authorizing the County Judge to sign all relevant documents. **[Requested by the County Engineer]**

County Clerk

26. Discussion and possible action to enter into a Memorandum of Understanding between the Office of Court Administration (OCA) and Webb County to receive Information Technology Funding Assistance for the County Clerk's Office of Court Collections and authorizing the Webb County Judge to sign all relevant documents.
27. Discussion and possible action to authorize payment to Brown' River Bindery, Inc. in the amount of \$844.00 for the preservation of the marriage license book which includes marriages from 1850-1869. **[Account Number 009-1120-3116-VS]**

Honorable Oscar J. Hale Jr., 406th District Court Judge

28. Discussion and possible action to approve the following title and salary changes effective April 10, 2007:

Slot #1866 from Court Coordinator at \$47,206 to Civil Docket Coordinator at \$50,500
Slot #1904 from Secretary/Receptionist at \$30,534 to Court Administrative Assistant at \$32,500
Slot #0801 from Court Coordinator to Drug Docket Coordinator with no change in salary
Slot #0805 from Secretary Typist to Receptionist/Court Clerk with no change in salary

Sheriff

29. Discussion and possible action to approve the submission of an application to the U.S. Department of Justice Office of Justice Programs Bulletproof Vest Partnership for the acquisition of bulletproof vest. The \$10,000 cash match will be met through cash match funds set aside each year annually in the Webb County Budget (FY 2008).
30. Discussion and possible action to accept a grant award from the Department of Homeland Security Office of Grants & Training Commercial Equipment Direct Assistance Program (CEDAP) for a FY 06 CEDAP award for a Video Detective in the amount of \$33,100.
31. Discussion and possible action to accept the following watercrafts donated by the Texas Parks & Wildlife to the Webb County Sheriff's Department Fleet:

(1) BOAT: 1998 Duracraft, Title no. B9560JU02112088C1
OUTBOARD MOTOR: 1996 Yamaha, M3781ET0211208813

(1) BOAT: 1995 Hydro Sport, Title no. B2588JV0301221374
OUTBOARD MOTOR: 1999 Mercury, Title no. M4607ET0212133820

Tax Assessor-Collector

32. Discussion and possible action to approve the purchase of a Canon Image RUNNER 7086 at \$15,500 and a Canon Image RUNNER 3035 at \$4,700 totaling \$20,200. **[Account Number 722-0700-8801]**
33. Discussion and possible action to approve refund of:
1. \$3,858.32 to Proton Energy LLC, from mineral accounts 02928009224055WI, 03520009224055WI, 03808739224055WI, 03814659224055RI and 03814659224055WI due to Delete Account Order for 2006.
 2. \$10,522.55 to Key Energy Services Inc., from mineral accounts 991632892230600, 995172592230600, 995173092230600, 995173192230600, 998919392230600, 998919492230600, 998919592230600 and 998919692230600 due to duplication with Brooks Wells Svcs. for 2006.

Treasurer

34. Discussion and possible action to authorize the publication of bid opening for Webb County bank depository contract for a period of 2 or 4 years, **PURSUANT TO THE TEXAS LOCAL GOVERNMENT CODE SECTIONS 116.021 (a), 117021 (a).**

Community Action Agency

35. Discussion and possible action to submit the El Aguila Rural Transportation Program's 5311 grant to Texas Review and Comment System (TRACS) for comment and review in the amount of \$249,819.00 (federal funds only) from Texas Department of Transportation. **[Account Number: 980-4200-3502]**
36. Discussion and possible action to enter into a grant agreement between the State of Texas, acting through the Texas Department of Transportation and the Webb County Community Action Agency for \$249,819.00 in federal funds to be used in the operation of the El Aguila Rural Public Transportation Program. County match required is \$67,700.00. **[Account Number: 980-4200-3502]**

Economic Development

37. Discussion and possible action to authorize the development and submission of a grant application to the Meadows Foundation in the amount of \$128,000.00 for the purpose of completing the construction of the Girl Scouts of Greater South Texas/Webb County Youth Facility on the corner of Guatemozin Street and Stone Avenue. **This action will have no impact on the County's General Fund.**

Engineer

38. Discussion and possible action authorizing to transfer the following funds:

From:	Acct. No. 010-0115-5601	Administrative Travel	\$1,000.00
	Acct. No. 010-0115-5602	Local Mileage	\$2,800.00
	Acct. No. 010-0115-6011	Training & Education	\$1,000.00
To:	Acct. No. 010-0115-6001	Office Supplies	\$2,000.00
	Acct. No. 010-0115-6402	Equipment Maintenance	\$2,800.00

Medical Examiner

39. Discussion and possible action to enter into an Interlocal Agreement with Zapata County for autopsy services at ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.00) per autopsy for a one year period beginning April 10, 2007 and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto.

40. Discussion and possible action to set fees for autopsy reports and other documents requested from the Medical Examiner's Office.

Planning Department

41. Discussion and possible action to authorize the County Engineer and/or Road and Bridge Superintendent to draw the necessary funds in an amount up to \$111,081.32 from the Stand By Letter of Credit No. SB501069 (International Bank of Commerce) as required to complete pending road improvements to the San Juan Road as required by the final plat of the Bonanza Hills Subdivision, Phase I in the event that, on or before April 13, 2007, the developer fails to either: 1) complete the improvements as required by the final plat approval of the Bonanza Hills Subdivision, Phase I plat; or 2) provide a reasonable time extension to the financial guarantee.

Public Defender

42. Discussion and possible action to fill the following five vacant Assistant Public Defender slots at the salaries budgeted for this current fiscal year:

Slot #0270 with a yearly salary of \$62,599

Slot #1725 with a yearly salary of \$57,876

Slot #0254 with a yearly salary of \$73,253

Slot #2200 with a yearly salary of \$57,876

Slot #1884 with a yearly salary of \$73,253

Purchasing Department

43. Discussion and possible action to authorize the Purchasing Agent to purchase an Audio Video System in the amount of \$83,608.19 from VSGL through the MICTA state contract number 0710MSC-A-0036 for the 111th Judicial District Court. FUND Certificates of Obligations Series 2006. **[Requested by Judge Raul Vasquez; Account Number 722-8108-8801]**
44. Discussion and possible action to authorize the purchasing agent to purchase an Audio Video System in the amount \$50,347.25 from VSGL through the MICTA state contract number 0710MSC-A-0036 for the 406th Judicial District Court FUND: Certificates of Obligation Series 2006. Account # 722-8108-8801. **[Requested by Judge Oscar J. Hale; Account Number 722-8108-8801]**
45. Discussion and possible action to award Bid 2007-60 "Food Commodities" to Ben E. Keith, 5505 Kaepa Court, San Antonio, Texas 78218. **[Requested by Eloy Ramirez; Account Number 952-4216-6213 Meals on Wheels] [955-4222-6213 Elderly Nutrition] [903-4207-6219 & 906-4209-6213 Head Start]**

- 46. Discussion and possible action to award Bid 2007-71 "Pavement Linear and Reflectors to Espejo Molina" to Laredo Striping, Inc, P.O. Box 451234, Laredo, Texas 78045, Attn: Naeem Patel, in the amount of \$30,338.75. FUND: 661-7501-8621-01, BAL: \$31,000.00. **[Requested by Eloy Ramirez, Jr.; Account Number 661-7501-8621-01]**
- 47. Discussion and possible action to authorize the Purchasing Agent to purchase a Security System from Osaeta Security Systems, Inc. in the amount of \$10,714.00 for Judge Oscar O. Martinez' Court. FUND: Account No. 016-1044-8801 (Capital Outlay). **[Requested by Judge Oscar O. Martinez; Account Number 016-1044-8801]**
- 48. Discussion and possible action to award Bid 2007-70 "Video Surveillance System" to Law Enforcement Associates, Inc., 100A Hunter Place, Youngsville, NC 27596, attn: Mr. Matt Byrd. FUND: Grant from Crime Stoppers, Account No. 015-2001-8801, BAL: \$40,200.00 and Account 168-2001-8801 BAL: \$39,391.00. **[Requested by Eloy Ramirez, Jr.; Account Number 015-2001-8801 and 168-2001-8801]**

Road & Bridge

- 49. Discussion and possible action to amend fund 010 Road & Bridge by allowing the following line item transfers listed below:

From: 010-7002-6205	Materials & Supplies	\$ 31,500.00
To: 010-7002-6502	Janitorial Supplies	\$ 1,500.00
To: 010-7002-6405	Repair & Maintenance of Roads	\$ 30,000.00

- 50. Discussion and possible action to authorize Dept. 0108, Road & Bridge/Motor Pool Department to fill the following slot:

Slot 2316 Mechanic @ \$11.12/hr.

Executive Session

- 51. Discussion and possible action to consider and act on the recommendation of the Webb County Employee Grievance Committee regarding the grievance filed by Cayetano Tijerina, former Assistant Human Resources Coordinator. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].**
- 52. Discussion and possible action to consider and designate a representative to mediation in Cause No. 2006-CVQ-000627-D2; Jose Luis Rodriguez vs. County of Webb; Louis H. Bruni, in his Individual Capacity; Frank Sciaraffa, in his Individual Capacity; Jerry Garza, in his Individual Capacity; and Cindy Cortez Brunner, in her Individual Capacity; In the 111th Judicial District Court of Webb County, Texas; and to provide direction and authority in this case. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].**

53. Discussion and possible action to consider and provide direction and authority in Civil Action No. L-04-CV-170; Jesus Eligio “Chuy” Cantu vs. Webb County, Texas, and Webb County Commissioners Court; In the United States District Court for the Southern District of Texas, Laredo Division **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**.
54. Discussion and possible regarding Cause No. 06-1079; The City of Laredo, Texas vs. Martha Escamilla, et al; In the Supreme Court of Texas, and any matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
55. Discussion and possible regarding Cause No. GV-4039343; Webb County, Texas vs. Gregg Abbott, et al; In the 261st Judicial District Court of Travis, County, Texas; and any matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
56. Discussion and possible action regarding Application of Regional Land Management Services, Ltd., for Permit No. 2286, TCEQ Docket No. 2003-0729-MSW; SOAH Docket No. 582-04-0975; and any matter incident. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
57. Discussion and possible action regarding legal matter titled Webb County vs. Electronic Systems and Software, Inc.; and any matter incident. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
58. Discussion and possible action to give direction and authority concerning Cause No. 2006-CVQ-000810-D1; 359 P4 L.L.C. vs. City of Laredo, Elizabeth G. Flores, County of Webb, and Leocadio "Leo" Flores; In the 49th Judicial 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)]**
59. Discussion and possible action regarding Civil Action No. L-06-CV-168; Mario A. Compean and Ruth Compean, Individually, and Jason Compean as Representative of the Estate of Eric Compean; In the United States District Court for the Southern District of Texas, Laredo Division. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

60. Discussion and possible action regarding Cause No. L-06-85; Guillermo Garcia vs. Webb County; In the United States District Court for the Southern District of Texas, Laredo Division, and any matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

61. Adjournment

The Webb County Commissioners Court hereby reserves the right to go into closed 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 5th DAY OF April, 2007.

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 5th day of April, 2007 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 5th DAY OF April, 2007

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Imelda Diaz, Deputy Clerk