



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
January 12, 2009
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 December 8, 2008, December 23, 2008, January 1, 2009
- 4.** Approval of Bills, Payroll, and Monthly Report
- 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.** Presentation by Dr. Elaine Neenan, Associate Dean for External Affairs and Dr. Juanita Pineda, Assistant Professor of The University of Texas Health Science Center at San Antonio Dental School regarding a summary report on the recent activities and positive outcomes of the Colonia Mobile Dental Van Program and the completion of the pilot Dental Care Program sponsored by the Sanchez Foundation in Webb County, Texas.
- 8.** Presentation by board members of the Laredo Mainstreet Organization regarding upcoming Jamboozie Festival on January 24th 2009.
- 9.** Presentation by Guillermo "Memo" Trevino, President of the Washington's Birthday Celebration Association (WBCA) regarding the upcoming WBCA events, with presentation of the 2009 WBCA poster to the Commissioners Court.

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

- 10.** Discussion and possible action to retain the professional architectural services of Mr. Roy Bechtol, Planned Environments, Inc. for a fee in the amount of \$25,000 to provide a Master Plan for improvements to the Casa Blanca Golf Course, and by order of the commissioners court to grant an exemption to competitive bidding pursuant to Section 262.024, Discretionary Exemptions, (a),(4), Texas Local Government Code; and any other matters incident thereto. [**Capital Account #665-6001-8601**]
- 11.** Discussion and possible action to authorize the Road and Bridge and Facilities Departments to provide assistance and support, when possible, to the Casa Blanca Golf Course for maintenance activities as requested by Southern Golf Properties and approved by the Commissioners Court; and any other matters incident thereto.

Honorable Rosaura "Wawi" Tijerina, Webb County Commissioner Pct. 2

- 12.** Presentation of the Water Filter Project for Hwy 359 by Dr. B. Stephen Carpenter, II, Associate Professor of Art Education & Visual Culture, Department of Teaching, Learning & Culture, College of Education & Human Development, Texas A&M University College Station.

- 13.** Discussion and possible action to secure the Webb County Self-Help Center Site, Highway 359, Laredo, Texas on which to construct a working prototype for a Water Filter Training and Education Facility for the TAMU Water Project, an initiative primarily concerned with producing and distributing low-cost, appropriate technology ceramic water filters for residents in the Colonias.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

- 14.** Discussion and possible action to authorize Webb County to submit the required documentation to the State of Texas through the Texas Transportation Commission for the creation of a Webb County-City of Laredo Regional Mobility Authority (RMA) to finance, acquire, design, construct, operate, maintain, expand or extend city-county transportation projects; and authorize the purchasing agent to solicit Request For Qualifications (RFQ's) for a consulting firm to assist with the petition and approval process; and any other matters incident thereto.
- 15.** Discussion and possible action to approve the appointment of Rodolfo Rodriguez to the Webb County Community Action Agency Advisory Board.

Honorable Sergio "Keko" Martinez, Webb County Commissioner Pct. 4

- 16.** Discussion and possible action to enter into an interlocal agreement with S.T.D.C. Border Nutrition Program to provide meals and other activities to residents of El Cuatro, La Ladrillera and Mother Cabrini neighborhoods at the present site at La Ladrillera neighborhood.
- 17.** Presentation and Status Report by Melissa Mojica, Chief Juvenile Probation Officer, on the Webb County Youth Village construction project with discussion and possible action on all matters incident thereto.
- 18.** Discussion and possible action to authorize the County Attorney to enter into negotiations with Ernesto Ayala for the real estate purchase of a downtown property situated on Washington and Flores Street and any matters incident thereto. **[Closed Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 555.072 (Deliberation on Real Estate matters)]**

Commissioners Court

- 19.** Discussion and possible action to authorize the use of Four (4) county golf carts from the Casa Blanca Golf Course to be used by the Laredo Crime Stoppers Association for security patrols at the 14th Annual Menudo Bowl which will be held on January 31, 2009 at the LIFE grounds; and any other matters incident thereto.

- 20.** Discussion and possible action to reappoint Judge Alvino "Ben" Morales, County Court at Law 1, as a member of the Webb County Bail Bond Board, as required by Section 1704.053(4), Texas Occupations Code, for a Two (2) year term effective January 1, 2009.

MEDIA BREAK

County Attorney

- 21. Discussion and possible action to correct amendments to budget of County Attorney's Office made on 12/08/2008 to reflect position 001-1101-2080 at \$76,000 and position 001-1101-2084 at \$74,000.
- 22. Discussion and possible action to amend General Order for personnel positions within the County Attorney's office to change title of slot # 1254 to "Assistant County Attorney".
- 23. Discussion and possible action on possible litigation between Balt Ramos, Inc. and Webb County, Texas pursuant to a renewed promissory note dated February 11, 2008. **[Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Administrative Services

- 24. Discussion and possible action to approve the following line item transfer:

From:	001-0114-6014	Equipment Rental	2,000
	001-0114-6701-01	Health Fair Month	2,000
To:	001-0114-6033	Bonds & Insurance	4,000

- 25. Discussion and possible action to approve renewal of 2009 of the Retiree Silver Choice Benefit Program (over 65 enrollees), with coverage offered through Monumental Insurance (medical) and SilverScript Insurance (prescriptions), effective January 1, 2009 and for the County Judge to sign all relevant documents, these insurance programs are administrated through the Texas Association of Counties. **[Requested by Cynthia Mares, Administrative Services Director; Account #863-0105-6035-1]**

Auditor

- 26. Discussion and possible action to approve the following line item transfer:

From:	001-0400-5001	County Auditor Payroll	240
	001-1003-6402	Rep. & Maint. Equip.	2,000
To:	001-1011-5011- (CCL #1)	Sick Leave Buy Back	225
	001-1003-5011- (341 st)	Sick Leave Buy Back	15
	001-1003-6205- (341 st)	Materials & Supplies	2,000

- 27.** Discussion and possible action to engage the services of Justice Benefits, Inc. to do a Jail Cost Study for the Fiscal Year ended 09-30-08 to determine the cost of housing inmates at the Webb County Jail. **[Requested by Leo Flores, Webb County Auditor; Account # 001-0109-6022 (Professional Services)]**
- 28.** Discussion and possible action to approve a transfer of \$45,000 from the Sheriff's State Forfeiture Fund (dated 12-18-08) into a new Fund titled County Attorney Forfeiture Fund and to approve a budget that will limit the funds for payroll expenditures for law enforcement purposes.

Community Action Agency

- 29.** Discussion and possible action to accept \$516,860.00 of Community Services Block Grant (CSBG) funds for FY-2009, issue general orders accordingly, publish a notice of public hearing and authorize the Executive Director to proceed with any necessary negotiation with the Texas Department of Housing & Community Affairs and authorizing the Judge to sign all relevant documents.
- 30.** Discussion and possible action to enter into contract amendment number One (1) to the rural transportation state fund grant agreement No. RPT 0902 (22) with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts an increase of SIX HUNDRED FORTY DOLLARS AND FIFTEEN CENTS (\$640.15) to the original grant amount of TWO HUNDRED NINETY-TWO THOUSAND SIX HUNDRED EIGHTY-FIVE DOLLARS (\$292,685.00) for the "El Aguila" rural transportation program and authorizing the County Judge to sign all relevant documents.
- 31.** Discussion and possible action to accept a check in the amount of \$10,000.00 from First Choice Power, L.P. The Webb County Community Action Agency will utilize these funds to assist qualified First Choice Power, LP clients.
- 32.** Discussion and possible action to accept the initial allocation for the Community Services Block Grant Contract (CSBG) from the Texas Department of Housing and Community Affairs (TDHCA), for FY-2009, in the amount of ONE HUNDRED THIRTY-ONE THOUSAND NINE HUNDRED THIRTY-SEVEN DOLLARS (\$131,937.00) for a total award of FIVE HUNDRED SIXTEEN THOUSAND EIGHT HUNDRED SIXTY DOLLARS (\$516,860.00). **[Requested by Mike Kazen, Community Action Agency Director; Account #920-4200-3501]**

33. Discussion and possible action to accept a grant award for the Comprehensive Energy Assistance Program (CEAP) from the Texas Department of Housing & Community Affairs (TDHCA), for FY-2009, in the amount of ONE MILLION FIVE HUNDRED EIGHTY-FIVE THOUSAND EIGHT HUNDRED EIGHTY-ONE DOLLARS (\$1,585,881.00) and authorizing the County Judge to sign all relevant documents. **[Requested by Mike Kazen, Community Action Agency Director; Account #911-4200-3501]**

34. Discussion and possible action to fill the following Slot effective January 13, 2009.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
1129	Full Time Driver	\$9.36

[Requested by Mike Kazen, Community Action Agency Director, Account #980-4205-5001]

35. Discussion and possible action to recognize and seat one elected Category "B" member, Ms. Amparo A. Mata/Representative from Area IV- Azteca-Guadalupe.

36. Discussion and possible action to recognize and seat Two elected Category "B" members: Mr. Enrique Garcia/Representative from Area II-Ladrillera, and Ms. Maria Elena Garcia/Alternate from Area II- Ladrillera.

Community Supervision & Corrections

37. Discussion and possible action to approve a resolution for a new DWI/Drug Court for Webb County; ratify the submission of a grant application to Criminal Justice Division of Texas for funding for said DWI/Drug Court program; and to designate Webb County Judge as the authorized official. The application was re-submitted on December 5th, 2008 in the amount of \$202,145.00.

38. Discussion and possible action to designate proposed area for the C.S.C.D. Day Reporting Center at 3802 S. Zapata Hwy and to approve requested remodeling for the operations of the program. **[Requested by Rebecca Ramirez Palomo, Community Supervision & Corrections Director; Account #001-1200-6205]**

Economic Development

- 39.** Discussion and possible action to award contracts to the lowest responsible bidders for the following housing rehabilitation projects under USDA Rural Development Program. **This action will not have an impact on the County's General Fund.**

SHC 2009-04 Mirella Hernandez
SHC 2009-05 Rosa Estevis

- 40.** Discussion and possible action to award Bid# 2009-001 SHC to the lowest responsible bidder, Master Construction (\$49,890.00) for the construction completion of the Webb County Nutrition/Health Learning Center, located at 8116 Hwy 359. **This action will have no impact to County's General Fund.**
- 41.** Discussion and possible action to release 10% retainage in the amount of \$1,525.00 to Master Construction for rehabilitation project of Elida Macias, from Colonia Los Altos, under USDA Rural Development Housing Preservation Program. **This action will have no impact to County's General Fund, (Account #506-2311)**
- 42.** Discussion and possible action to release 10% retainage in the amount of \$1,690.00 Master Construction for rehabilitation project of Edmundo Saldivar, from Colonia San Enrique, under USDA Rural Development Housing Preservation Program. **This action will have no impact to County's General Fund, (Account #506-2311)**
- 43.** Discussion and possible action to authorize the submission of a Flood Protection Planning application to the Texas Water Development Board under the Flood Protection Planning Program in the amount of \$300,000.00; and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in the Flood Protection Planning Program.

Engineering

- 44.** Discussion and possible action to correct the declaration of County Roads in Agenda Item # 44 from the Commissioners Court meeting dated August 22, 2005.

Which reads : *"Laredo Ranchettes-Pinzon Road"*

Corrected to: Laredo Ranchettes- Center Road
and

Which reads: *"Colonia Ranchitos Hwy 359-Pinzon"*

Corrected to: Colonia Ranchitos 359 East Subdivision-Pinzon Road.

- 45. Discussion and possible action to approve Ramos Industries Change Order No. 4, in the amount of \$19,160.27 with an additional 92 days to the Rio Grande Intake, Pump Station and Reservoir Improvements contract. This will increase the contract to \$1,472,589.24. Final approval is to be contingent on TWDB. **[Requested by Fitzgerald Sanchez, Webb County Engineer; Account # 648-8008-8801-11]**
- 46. Discussion and possible action authorizing the transfer of funds to pay for a merit increase for employee in Slot #1301 for this fiscal year, Wastewater Superintendent, Water Utilities Department effective January 12, 2009. The increase requested will compensate the employee for recently gained Class "B" Licenses in both Water and Wastewater Treatment and greater responsibilities and job duties. The new annual salary will be \$43,345.50. **[Requested by Fitzgerald Sanchez, Webb County Engineer; Account #801-3001-6048 (Water Utility Account, Licenses & Permits)]**

Medical Examiner

- 47. Discussion and possible action to fill the following Slot effective January 12, 2009.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2394	Medical Death Investigator	\$13.50

Planning

- 48. Discussion and possible action to issue a "Certificate of No Plat Required" to a 28.8 acre tract of land, located in Porcion 47, Webb County, Texas, as requested by Hereford Realty, LTD; pursuant to the exemption provisions of Section XVI.1B (2) of the Webb County Subdivision Regulations and Section 232.0015(f) of the Texas Local Government Code, and authorizing the County Judge to sign all relevant documents.
- 49. Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements Regarding the Connection of Utilities" to authorize an electrical service connection pursuant to Section 232.028 (b), Local Government Code to the following properties:
 - 1.) Block 9, Lot 3, San Carlos Subdivision, Phase I for one dwelling only (limited to a total of Two dwellings unless replatted)

Staff recommends the Court's approval of this item since all dwellings on these properties are connected to water and sewer service.

- 50.** Discussion and possible action to approve the issuance of "Certificates of Compliance with Plat Requirements Regarding the Connection of Utilities" to authorize water and sewer service connections pursuant to the provisions of Section 232.028(b), Local Government Code and contingent upon the owner's execution of required affidavits regarding present and future dwellings/structures limitations, uses and sales for the following properties:

D-5 Acres Subdivision

- 1.) Tract 26 (2 dwellings only)

Los Altos Subdivision, Phase I

- 1.) Block 2, Lot 7 (1 dwelling only)

Staff recommends approval of the above-referenced properties as submitted containing Three (3) dwellings on Two (2) lots.

Purchasing

- 51.** Discussion and possible action to approve a Deduct Change Order in the amount of \$5,090.16 from Zertuche Construction and to allow an expenditure in the amount of \$4,375.00 from the Contingency Betterment Allowance for the 5th Floor Improvement Project. **[Requested by Eloy Ramirez, Jr., Webb County Purchasing Agent; Account #700-8001-8601 (Construction in Progress)]**
- 52.** Discussion and possible action to approve the purchase of material to repair playground surfacing tile in Head Start Centers from Playwell Group (BuyBoard contract #269-07) in the amount of \$10,220.06. **[Requested by Aliza Oliveros, Head Start Program Director; Account # 903-4207-6401 (Repairs & Maintenance Buildings)]**
- 53.** Discussion and possible action to approve the purchase of computer equipment from Calence (DIR-SDD-23609) in the amount of \$1,438.00 for the Casa Blanca Golf Course Pro Shop. **[Requested by Aliza Oliveros, Head Start Program Director; Account #800-6014-8801 (Capital Outlay)]**
- 54.** Discussion and possible action to authorize the purchase of One (1) stainless steel pass window in the amount of \$4,237.00 from Mission Restaurant Supply for the new Youth Village, Juvenile Detention Facility. **[Requested by Eloy Ramirez, Webb County Purchasing Agent; Account #684-1301-8410]**

- 55. Discussion and possible action to authorize the Purchasing Agent to request solicitation of bids for the Texas Community Development Program Contract #728075 and the new Self-Help Center Contract (TBA) for the water and sanitary sewer house-to-line connection project.
- 56. Discussion and possible action to authorize the purchase of the following items for Constable Tino Juarez.

<u>Qty.</u>	<u>Description</u>	<u>Vendor</u>	<u>Amount</u>
1	HDTV	Dell (DIR-SDD-192	\$ 967.12
1	DVD Player	Sam's	147.00
1	TV Mount	Sam's	<u>99.37</u>
Total:			\$1,213.49

[Requested by Agustin "Tino" Juarez, Constable, Pct. 4; Account #605-0204-8801 (Capital Outlay)]

- 57. Discussion and possible action to award or reject RFP 2009-02 Request for Proposals for Engineering Services for the Construction of Three Water Wells, located in Bruni, Oilton and Hwy. 59 to Brown and Caldwell Engineering Firm; and any other matters incident thereto. **[Requested by Eloy Ramirez, Webb County Purchasing Agent; Account #709-8001-6022 (Professional Services)]**
- 58. Discussion and possible action to award bid 2009-03 "Heavy Equipment for the Road and Bridge Department" to Carl Turner Equipment in the amount of \$44,582.00. **[Requested by Jose Luis Ramos, Road and Bridge Director; Account #605-0108-8801 (Capital Outlay)]**

- 59.** Discussion and possible action for the court to authorize the payment of the following purchases/invoices from Constable Annette Munoz:

<u>Vendor</u>	<u>Description</u>	<u>Account Number</u>	<u>Amount</u>
Gall's., Inc.	First Aid Equipment	001-2501-6205	\$159.93
National Imprint	Instructional Material	001-2501-6011	<u>101.08</u>
			\$261.01

[Requested by Annette Munoz, Constable, Pct. 3; Account #001-2501-6205, #001-2501-6011]

- 60.** Discussion and possible action to authorize the purchase of additional audio/video system equipment from The Visual Systems Group, Inc. in the amount of \$1,266.00 for the 406th District Court. **[Requested by Judge Oscar Hale, 406th Judicial District Court; Account # 700-8001-8601 (Construction in Progress)]**
- 61.** Discussion and possible action to purchase direct internet fiber service in the amount of \$1,495.00 per month from Time Warner to provide video conferencing for the District Courts. **[Requested by Jaime Alvarado, M.I.S. Director; Account # 001-0109-6004]**
- 62.** Discussion and possible action to authorize the Purchasing Agent to solicit bids for the purchase of Two (2) Video Conferencing Systems for the District Courts handling Indigent Offenders. **[Requested by Cornell Mickley, Indigent Defense Services Director; Account # 022-1205-8405 (Equalization Disbursement Grant)]**
- 63.** Discussion and possible action to authorize the Purchasing Agent to solicit "Request for Proposals" to retain the services of an architect to conduct a feasibility study to determine the best use of the Tex-Mex Building and Property. **[Requested by Danny Valdez, Webb County Judge]**

64. Discussion and possible action to authorize a partial payment, not to exceed fifty percent (50%) of the total amount of the furniture purchased and delivered through Workplace Resource for the Youth Village Project from the following vendors:

- a. Workplace Resource: \$60,155.80
- b. Global Industries: 5,698.54
- c. Exemplis Corporation: 864.36
- d. Versteel: 4,887.93
- e. Kimball International: 95,199.65

Grand Total \$166,806.28

**[Requested by Honorable Commissioner Jerry Garza; Account #684-1301-8401
(Youth Village Capital Outlay Furniture)]**

Santa Teresita Community Center

65. Discussion and possible action to approve the following line item transfer:

From:	001-6114-5601	Adm. Travel	1000
To:	001-6114-6205	Materials & Supplies	1000
From:	001-6114-6201	Utilities	1000
To:	001-6114-6219-2	Goods for Public Events	1000

**[Requested by Juanita Puente, Santa Teresita Community Center Director;
Account #001-6114-5601 & 6201]**

66. Adjourn

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 9th DAY OF January, 2009

By: _____
Belinda Granado
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 9th day of January, 2009 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 9th DAY OF January, 2009

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Imelda Diaz, Deputy Clerk