



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
February 9, 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 January 26, 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.** Recognition of Patricia Wade, Rosa Isela Gutierrez and Zulema Mata-Perez as Laredo Independent School District Counselors of the Year for 2008-2009.
- 8.** Discussion and possible action to request a report on the financial outlook for Webb County from the County Auditor and to have him recommend actions that the Court can take for the remainder of the fiscal year to prevent or lessen possible budget shortfalls; and any other matters incident thereto. **[Co-Sponsored by Commissioner Jerry Garza, Pct. 3]**

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

- 9.** Discussion and possible action to accept a grant from the South Texas Development Council (STDC), for performance and consideration on the TCEQ Grant Program Contract Award No. 09-19-G03 (Regional Solid Waste Program - Webb County Source Reduction and Recycling Education Program) effective date of contract shall be February 1, 2009 and shall terminate July 31, 2009 under the Texas Commission on Environmental Quality Municipal Solid Waste Grant Program in the amount of \$30,000 and designating the County Judge as the County's Chief Executive Officer and authorized representative to act in all matters in connection with this project. This action will have no impact on the County's General Fund.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

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

From:	001-6113-6401	Repairs & Maintenance	1,000
To:	001-6113-6219-2	Goods for Public Events	1,000

- 11.** Discussion and possible action to have the Webb Commissioners Court consider waiving tax penalties and interest for Webb County Taxpayers who are delinquent and have or will be making payment arrangements to pay annual property taxes, and any other matters incident thereto.

- 12.** Discussion and possible action to consider a resolution of the Webb County Commissioner's Court to the Texas State Legislature making them aware of the conditions facing Webb County Taxpayers and urging State Legislators to identify and work on a means to provide tax relief, given the difficult economic times Texas residents are facing.
- 13.** Discussion regarding the status of patrol vehicles for the various law enforcement agencies (sheriff, constables, etc.) with possible action to create a committee to identify a priority list of necessary vehicles and to make a recommendation to Commissioner's Court on costs and potential funding mechanisms to purchase new law enforcement vehicles.
- 14.** Status report by Administrative Services regarding the Wage Classification and Pay Scale initiative with discussion and possible action to take the necessary steps to implement said pay policy, and any other matters incident thereto.
- 15.** Discussion and possible action to request a legal opinion from the County Attorney regarding the Casa Blanca Golf Course property as it relates to any deed requirements, restrictions or use of said property; and any other matters incident thereto.

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

- 16.** Discussion and possible action to implement a High School Education Equivalency Program (G.E.D.) at all Webb County Community Centers. This requires a contribution from each Webb County Commissioner.

Commissioners Court

- 17.** 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 members of the Laredo International Fair and Exposition (LIFE) to conduct operational business at the fair which will be held February 25th thru February 28th, 2009 at the LIFE grounds; and any other matters incident thereto.

MEDIA BREAK

County Attorney, Anna L. Cavazos Ramirez

- 18.** Discussion and possible action to enter into a Thirty-Nine (39) month (February 7, 2009 through May 6, 2012) lease agreement (Agreement No. 7417305-024) with Office Communications Systems, Inc. concerning the lease of a Toshiba copier (ES453) to be located in the office of the Webb County Treasurer at a monthly cost of TWO HUNDRED FOURTEEN DOLLARS (\$214.00) for a Total cost of EIGHT THOUSAND THREE HUNDRED FORTY-SIX DOLLARS (\$8,346.00) over the term of the agreement and with a one time document fee of SEVENTY-FIVE DOLLARS (\$75.00) and authorizing the County Judge to execute all relevant documents. **[Requested by Delia Perales, Webb County Treasurer; Account #001-033-6014]**

- 19.** Discussion and possible action to enter into a One (1) year (July 24, 2008 through July 23, 2009) Premium Maintenance Agreement No. 211283 with Toshiba Business Solutions of Texas concerning a Toshiba E-Studio 850 Copier located at the Webb County Attorney's Office at a cost of .006250 per copy and authorizing the County Judge to execute all relevant documents. **[Requested by Anna L. Cavazos Ramirez, Webb County Attorney; Account #001-1101-6402 (Repairs & Maintenance Equipment)]**

- 20.** Discussion and possible action to enter into a Vendor Agreement between Webb County for the Community Action Agency and CPL Retail Energy, WTU Retail Energy for the Neighbor Program whereby vendors will provide funding to Webb County Community Action Agency constituents to pay home energy expenses for a term beginning January 1, 2009 and ending on December 31, 2009 and authorizing the County Judge to execute all relevant documents. **[Requested by Mike Kazen, Community Action Agency Director; Account #902-4200-7804 (Emergency Food and Shelter Program)]**

- 21.** Discussion and possible action to enter into a Services Agreement with Metroplex Control Systems, Inc. in the amount of EIGHT HUNDRED TEN DOLLARS (\$810.00) to provide One (1) annual fire alarm inspection at the Santa Teresita Community Center and authorizing the County Judge to sign all relevant documents. **[Requested by Juanita Puente, Santa Teresita Community Center Director; Account #001-6114-6401]**

- 22.** Discussion and possible action to enter into a One (1) year (September 1, 2008 through August 31, 2009) Premium Plus Maintenance Agreement No. 268155-001 with Toshiba Business Solutions of Texas for a Toshiba E-Studio 350 copier for the 406th District Court at a cost of SEVENTY-FIVE DOLLARS (\$75.00) per quarter and at a cost of 0.0099 per copy and authorize the County Judge to execute all relevant documents. **[Requested by 406th District Court; Account #001-1004-6402 (Repairs & Maint. Equipment)]**

- 23.** Discussion and possible action to enter into a One (1) year (January 1, 2009 through December 31, 2009) monitoring agreement with Metroplex Control Systems, Inc., and performed by a U.S. Listed Central Monitoring Station, in the amount of ONE HUNDRED DOLLARS (\$100.00) for fire alarm service at the Santa Teresita Community Center and authorizing the County Judge to sign all relevant documents. **[Requested by Juanita Puente, Santa Teresita Community Center Director; Account #001-6114-6401]**

District Attorney, Isidro R. Alaniz

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

From:	167-1100-6011	Training & Education	240
To:	167-1100-6202	Uniforms	240
From:	169-1100-6403	Repairs & Maint. Vehicles	935
To:	169-1100-6224	Minor Tools & Apparatus	935

- 25.** Discussion and possible action to donate a 2001 Blue Dodge P/U, VIN# 1B7HC13Y11J254281, LIC # 032-BB2 - UNIT # 09-34 to Laredo Police Department c/o Lt. Rene Alvarado to be used by LPD personnel. The unit has 110,362 miles as of 12/24/08.

- 26.** Discussion and possible action to amend the forfeiture funds budget for the District Attorney's office to allow for line item changes in the amount of \$665,001.00; and any other matters incident thereto.

- 27.** Discussion and possible action to authorize and ratify the submission of an application for the Adult Drug Court Grant Program submitted by the Webb County District Attorney's Office to the US Department of Justice requesting the total amount of \$466,668.00 to be paid out at \$233,334.00 per year during a Two year period to establish and implement a Drug Court Program in Webb County in order to comply with Texas HB 530 (2007) which requires Texas Counties with a population of 200,000 or more to implement a Drug Court.

Judge Oscar Liendo, Justice of the Peace Pct. 1 Pl. 2

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

From:	001-1041-6205	Materials & Supplies	800
To:	001-1041-6224	Minor Tools & Apparatus	800

- 29.** Discussion and possible action to approve the purchase of computer equipment in the amount of \$2,797.00 for Judge Oscar Liendo from his Technology Fund. **[Account #016-1041-6224 (Technology Fund)]**

Constable Tino Juarez, Pct. 4

- 30.** Discussion and possible action to authorize services from Time Warner Cable for basic cable for the purpose of news broadcasts. This will be a total of \$627.55 from now until September and this includes a one time installation fee of \$99.95 and a service fee of \$65.95 per month. **[Account #001-2502-6014 (Equipment Rental)]**

Sheriff Martin Cuellar

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

From:	170-2001-8801	Capital Outlay	72,000
To:	170-2001-6022	Professional Services	72,000

This transfer is requested to support an annual contract with Adolf Thomas, DBA Fourth Amendment and More Seminars.

- 32.** Discussion and possible action to approve a professional service contract between Webb County and Adolph Thomas, Independent Contractor, DBA Fourth Amendment and More Seminars, for training in various law enforcement areas under the direct supervision of the Webb County Sheriff. The effective date of this contract shall be February 1, 2009 through January 31, 2010. The annual contract shall not exceed \$72,000.00. Funding is available in the Federal Forfeiture fund. [Account #170-2001-6022]

Tax Assessor Collector

- 33.** Discussion and possible action to approve refunds of:
1. \$3,023.79 to 4V Holdings Ltd, for Acct. #900-90341-062, due to Supp. 2, Cert. 2008, Apply Agriculture Use Type 3 for 2008.
 2. \$2,625.51 to J & H Rentals, for Acct. #900-90321-226, due to Supp. 2, Cert. 2008, Delete-See Accts. #900-90321-288 to #900-90321-296; correct land area as per distribution and Acct. consolidation for 2008 Protest 2008-7452 resolved on 9/18/08 for 2008.
[Account #001-0700-3063]

Community Action Agency

- 34.** Discussion and possible action to recognize and seat two elected Category "B" members for the CAA Advisory Board: Ms. Petra Garcia/Representative from Area IV- Azteca-Guadalupe, and Mr. Gilberto Cardenas/Alternate from Area IV- Azteca-Guadalupe.
- 35.** Discussion and possible action to accept a check from Direct Energy/CPL Retail Energy/WTU Retail Energy's Neighbor to Neighbor Program for PY-2009 in the amount of \$13,142.76. Webb County Community Action Agency will utilize these funds to help qualifying families that are in financial distress to meet energy related costs essential to their health and welfare. [Account #907-4202-6201]
- 36.** Discussion and possible action to accept an award in the amount of \$14,988.00 for FEMA Emergency Food & Shelter Program Phase #27 and authorizing the County Judge to sign all relevant documents. Webb County Community Action Agency will utilize these funds for utility assistance and rent assistance. [Account #902-4200-7004-01]

- 37.** Discussion and possible action to recognize and seat one elected Category “B” member for the CAA Advisory Board: Ms. Raquel Ibarra/Representative from Area III- El Cuatro.

Economic Development

- 38.** Discussion and possible action to approve a 4% salary increase for Self-Help Center Slot #1461. This increase will be paid out of the SHC Grant effective February 9, 2009 and is in accordance with the 4% increase that was approved for all Webb County employess on October 1, 2008. **[Requested by Juan Vargas, Economic Development Director; Fund #500]**

Engineer

- 39.** Discussion and possible action to approve the following line item transfers:

From:	801-3001-6214 Chemicals	3,000
	801-3001-6402 Repairs & Maint. Equip.	2,000
To:	801-3001-6224 Minor Tools & Apparatus	2,000
	801-3001-6010 Books & Subscriptions	1,000
	801-3001-6022 Professional Services	1,000
	801-3001-6411 Computer Software	1,000
From:	801-3001-6402 Repairs & Maint. Equip.	500
	801-3001-6011 Training and Education	1,000
To:	801-3002-6001 Office Supplies	500
	801-3002-6006 Advertising	500
	801-3002-6007 Dues & Memberships	500
From:	801-3004-6402 Repair & Maint. Equip.	9,535
To:	801-3004-6224 Minor Tools & Apparatus	1,000
	801-3004-6408 Repairs & Maint. Sewer Lines	1,000
	801-3004-6703 Landfill Fees	500
	801-3004-6010 Books and Subscriptions	500
	801-3004-6411 Computer Software	1,000
	801-3004-8801 Capital Outlay	5,535

- 40.** Discussion and possible action to approve Change Order No. 1 in the amount of \$26,047.50 to Jimmy Closner Construction Company for the Camino Nuevo Road Project. The payment will be 50% each by Mr. Richard Haynes, Developer, and 50% by The County of Webb as stipulated in the Real Estate Sales Contract for the Youth Village property purchased. **[Account #684-1301-8621]**

Head Start

- 41.** Discussion and possible action to fill the following Slot (Full-time, 10 month program) effective February 10, 2009.

<u>Slot #</u>	<u>Title</u>	<u>Annual Salary</u>
1087	Bus Driver	\$16,663.35

[Requested by Aliza F. Oliveros, Head Start Director; Account #903-4208-5001]

- 42.** Discussion and possible action to fill the following Slots (Part-time, 30 hrs/week, 10 month program) effective February 10, 2009.

<u>Slot #</u>	<u>Title</u>	<u>Annual Salary</u>
1106	Substitute Teacher	\$9,463.82
1703	Substitute Teacher	\$9,463.82
1701	Substitute Teacher	\$9,463.82

[Requested by Aliza F. Oliveros, Head Start Director; Account #903-4208-5001]

Mental Health Unit Department
County Court at Law #1 and #2

- 43.** Discussion and possible action to remove the Mental Health Unit Department #2005 from County Court at Law 1; and any other matters incident thereto. **[Requested by Hon. Alvino "Ben" Morales, County Court at Law #1]**

Planning

- 44.** 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:

Ranchitos 359 East Subdivision

- 1) Tract 37 (2 dwellings only)

San Carlos Subdivision Phase I

- 2) Block 7, Lot 6 (1 dwelling only)

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

- 45.** 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. Lot 57, Tanquecitos South Acres Subdivision (a.k.a. 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.

Purchasing

- 46.** Discussion and possible action to award Annual Contract 2009-68 "Improvements for Water and Waste Water House-to-Line Connection Project". **[Requested by Juan Vargas, Economic Development Director; Account #710-8001-7009-4 (Water), #710-8001-7009-3 (Sewer), #675-8001-7009-3 (Sewer), #675-8001-7009-4 (Water)]**

- 47.** Discussion and possible action to authorize Internet Service upgrade in the amount of \$90.00/mo. (Pro package) from Nova Star (Wild Blue Satellite Internet Service) for the Santa Teresita Community Center. **[Requested by Juanita Puente, Santa Teresita Community Center; Account #001-6114-6401 (Repairs & Building Maint.)]**
- 48.** Discussion and possible action to purchase equipment and accessories for the North Side International Park Improvements from Exerplay, Inc. (Buy Board Contract #204-04) in the amount of \$71,179.15 and for the Commissioners Court to authorize the purchase pursuant to SUBCHAPTER F. COOPERATIVE PURCHASING PROGRAM Section 271.101, (1), (2) and 271.102 (a), (b), (1), (2), (3), (c); and any other matters incident thereto. **[Requested by Mario Pena, Project Architect, Hickey Pena; Account #605-0203-8801 (Capital Outlay)]**
- 49.** Discussion and possible action to award Bid 2009-30 "Annual Contract for Hot Mix Millings" to Price Construction at a price of \$5.25 per cubic yard for the Road and Bridge Department.
- 50.** Discussion and possible action to authorize the Purchasing Agent to purchase the following for the Engineering Department:

<u>QTY.</u>	<u>DESCRIPTION</u>	<u>VENDOR</u>	<u>AMOUNT</u>
4	Computer	Dell (DIR-SDD-890)	\$5,938.67
1	Software	CDW-G	265.00
		TOTAL:	\$6,203.67

[Requested by Fitzgerald Sanchez, Webb County Engineer; Account #605-0115-8801 (Capital Outlay)]

- 51.** Discussion and possible action to approve the following repairs for the Casa Blanca Golf Course:

1. Chlorine Injection System	Pump Mechanical Technical Service	\$15,935.00
2. Lake Side Pump Station	Five Stars Services (repair of pump)	\$ 2,910.00
	AMP Electric (electrical services)	<u>\$ 2,984.26</u>
	Total:	\$21,829.26

[Requested by Eloy Ramirez, Jr., Purchasing Agent; Account #665-6001-8601 (Construction in Progress)]

- 52.** Discussion and possible action to authorize the construction of a retaining wall at the Jesus Garcia Head Start Center, 2518 Cedar in the amount of \$8,694.00 to Miranda's Concrete Works. **[Requested by Aliza Oliveros, Head Start Director; Account #903-4207-6401 (Repairs & Maint. Buildings)]**
- 53.** Discussion and possible action to authorize the Purchasing Agent to solicit bids for the improvements to the Turf, Clubhouse and Clean-up of Creeks for the Casa Blanca Golf Course. **[Requested by Golf Course Committee]**

Closed Session/Executive Session

- 54.** Consultation with County Attorney regarding proposal from Laredo Race Park, LLC for possible future lease or sublease of county land and buildings to conduct simulcast operations and other uses; with discussion and possible action to form a committee to look at various options for possible locations; and any other matters incident thereto. **[The Commissioners Court may meet in a Closed Meeting (Executive Session) pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.072 (Deliberation Regarding Real Property)]**
- 55.** 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 6th DAY OF February, 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 6th day of February, 2009 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 6th DAY OF February, 2009

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Imelda Diaz, Deputy Clerk