WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
March 23, 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 March 9, 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. Discussion and possible action to proclaim the month of April 2009 as Head Start Month in Webb County, Texas.

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

8. Discussion and possible action to request that the Webb County Sheriff's Department increase security at the Webb County Justice Center, Webb County's Billy Hall Administrative Building and the Webb County Courthouse as recommended by the Webb County Security Review Committee, and any matters incident thereto. [Co-Sponsored by the Honorable Frank Sciaraffa, Commissioner, Pct. 1]

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

From:	605-0202-8801	Capital Outlay	2,000
To:	001-0110-7433	Third Party Funding	2,000

Honorable Jerry Garza, Webb County Commissioner Pct. 3

10. Presentation by the Webb County/City of Laredo DTV Transition Committee, on the local campaign underway to educate and assist the local citizenry on the transition to Digital Television. Local broadcasters will be converting from analog to digital on June 12, 2009. A series of Town Hall meetings, 311 assistance and volunteers are in place.

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

11. Discussion and possible action to implement a garbage collection fee in Webb County for Residential and Commercial Customers and any other matters incident thereto.

12. Discussion and possible action to increase the Golf fees at Lake Casa Blanca Golf Course by $2.00 per 18 hole round and $1.00 per a 9 hole round and any other matters incident thereto.

13. Status report from the Webb County Attorney's office regarding any legal action taken to collect on a promissory note due by Balt Ramos, Inc. and Balt Ramos, Individually, to Webb County; with discussion and possible action; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

14. Discussion and possible action to enter into an inter-local agreement between the City of Laredo and the County of Webb regarding the charging of a processing fee for "City arrested prisoners".

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

15. Discussion and possible action to enter into a One (1) year (February 26, 2009 through February 25, 2010) Premium Plus Maintenance Agreement No. 211185-003 with Office Communications Systems, Inc. for the maintenance of One (1) Toshiba E-Studio 720 Copier located at the Webb County District Clerk's Office in the amount of SIXTY-SIX DOLLARS ($66.00) per quarter being TWO HUNDRED SIXTY-FOUR DOLLARS ($264.00) over the term of the agreement and with copy overages of $0.0077 per copy in black and authorizing the County Judge to sign all relevant documents. [Requested by Manuel Gutierrez, District Clerk]

16. Discussion and possible action to enter into a One (1) year (January 1, 2009 through December 31, 2009) Premium Plus Maintenance Agreement No. 664332-001 with Office Communications Systems, Inc. for the maintenance of One (1) Toshiba E-Studio 720 Copier located at the Webb County District Clerk's Office in the amount of FIFTY DOLLARS ($50.00) per quarter being TWO HUNDRED DOLLARS ($200.00) over the term of the agreement and with copy overages of $0.0085 per copy in black and authorizing the County Judge to sign all relevant documents. [Requested by Mike Kazen, Community Action Agency Director]

17. Discussion and possible action to enter into a One (1) year (March 15, 2009 through March 14, 2010) maintenance agreement with ThyssenKrupp Elevator Corporation for the maintenance of One (1) elevator located at the Webb County Justice of the Peace Precinct Two building at a cost of TWO THOUSAND THREE HUNDRED SEVENTY-ONE DOLLARS AND TWENTY-SIX CENTS ($2,371.26), and ordering an exemption to the competitive bidding statute (Local Government Code Section 262.024(a) 7 (Sole Source), and authorizing the County Judge to execute all relevant documents. [Requested by Raul R. Elizondo, Facilities Director; Account #001-0106-6401 (Repairs and Maintenance)]

18. Discussion and possible action to enter into a One (1) year (March 15, 2009 through March 14, 2010) maintenance agreement with ThyssenKrupp Elevator Corporation for the maintenance of Two (2) elevators located at the Webb County Administration Building at a cost of SIX THOUSAND TWO HUNDRED EIGHTY-NINE DOLLARS AND TWENTY CENTS ($6,289.20), and ordering an exemption to the competitive bidding statute (Local Government Code Section 262.024(a) 7 (Sole Source), and authorizing the County Judge to execute all relevant documents. [Requested by Raul R. Elizondo, Facilities Director; Account #001-0106-6401 (Repairs and Maintenance)]

19. Discussion and possible action to enter into a One (1) year (March 15, 2009 through March 14, 2010) maintenance agreement with ThyssenKrupp Elevator Corporation for the maintenance of Five (5) elevators located at the Webb County Justice Center at a cost of FIFTEEN THOUSAND NINE HUNDRED THIRTY-EIGHT DOLLARS AND SEVEN CENTS ($15,938.07), and ordering an 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. [Requested by Raul R. Elizondo, Facilities Director; Account #001-0106-6401 (Repairs and Maintenance)]

20. Discussion and possible action to enter into a One (1) year (March 15, 2009 through March 14, 2010) maintenance agreement with ThyssenKrupp Elevator Corporation for the maintenance of One (1) elevator located at the Webb County Courthouse at a cost of TWO THOUSAND FIVE HUNDRED SEVENTY-SEVEN DOLLARS AND FIFTEEN CENTS ($2,577.15), and ordering an exemption to the competitive bidding statute (Local Government Code Section 262.024(a) 7 (Sole Source), and authorizing the County Judge to execute all relevant documents. [Requested by Raul R. Elizondo, Facilities Director; Account #001-0106-6401 (Repairs and Maintenance)]

21. Discussion and possible action to accept the following rights of way, out of: D-5 Acres, Los Altos, San Carlos I and Ranchos Penitas West:

Property	Grantor
D-5 Acres	
Tract FAA	Unites States of America, Federal Aviation Administration
Los Altos	
Lot 10, Block 1	Jesus Murillo
San Carlos I	
Lot 2, Block 1	Hilario Alfaro
Ranchos Penitas West	
Tract 23, Unit III	Fidel Flores and Raul Flores
Tract 23, Unit III	Eusebio Alva
Tract 23, Unit III	Alicia Flores, Imelda Flores Ortega and Victor Joseph Flores

and authorizing County Judge to sign all relevant documents.

22. Discussion and possible action to extend Webb County's Agreement with Robert W. Lazarus & Associates, Inc. and RWL Benefits, Inc. d/b/a RWL Group for insurance consulting services for a One (1) year period (March 16, 2009 to March 15, 2010) in the amount of $4,000.00 per month. Services to be provided include preparation of a request for proposals for group health and dental insurance coverage as well as services related to property and casualty insurance coverage and employee benefits such as employee enrollment/eligibility system, disease management, prescription drug network, claim administration service, stop loss insurance matters, and retiree Medicare supplement insurance. Commissioners Court is requested to grant an exemption to competitive bidding pursuant to Section 262.024, Texas Local Government Code and to authorize the Webb County Judge to execute all relevant documents. [Requested by Cynthia Mares, Administrative Services Director]

23. Discussion and possible action to enter into a State/Local Public Transportation Project Grant Agreement (State Project Number ED 0904 (22) MISC. Contract No. 51922F7224) in the amount of THIRTY THOUSAND SEVEN HUNDRED SEVENTY-ONE DOLLARS ($30,771.00) for preventive maintenance and authorizing the County Judge to sign all relevant documents. [Requested by Mike Kazen, Community Action Agency Director]

24. Discussion and possible action to authorize the Webb County Attorney to purchase Twelve (12) Prosecutor II software licenses from Microfirm Corp. database conversion from current management system and installation for an amount not to exceed SEVEN THOUSAND SEVEN HUNDRED DOLLARS ($7,700.00) and for Commissioners' Court to grant an exemption to competitive bidding pursuant to Texas Local Government Code §262.024(a)(7)(A) (sole source-copyright), and to establish an account for the County Attorney's Office within the appropriate Capital Outlay/Certificates of Obligation Series for these purchases, and to authorize the County Judge to sign all relevant documents. [Requested by Anna L. Cavazos Ramirez, County Attorney; Account #016-010-8801]

25. Discussion and possible action to authorize the Webb County Attorney to purchase Two (2) desktop computers, Two (2) monitors, One (1) server and networking software for the server to be purchased through the State of Texas Department of Information Resources and to establish an account for the County Attorney's Office within the appropriate Capital Outlay/Certificates of Obligation Series for these purchases, and authorizing the County Judge to sign all relevant documents. [Requested by Anna L. Cavazos Ramirez, County Attorney; Account #016-010-8801]

26. Discussion and possible action to authorize the Webb County Purchasing Officer to request bids for the lease or rental of a portable backup generator system at the Webb County Jail or by Order of the Commissioners Court grant an exemption for the lease or rental of said portable backup generator system pursuant to Texas Local Government Code §262.024(a) (1) an item that must be purchased in a case of public calamity if it is necessary to make the purchase promptly to relieve the necessity of the citizens or to preserve the property of the county; or (a) (2) an item necessary to preserve or protect the public health or safety of the residents of the county; or (3) an item necessary because of unforeseen damage to public property, and authorizing the County Judge to sign all relevant documents. **[Requested Anna L. Cavazos Ramirez, County Attorney and Eloy Ramriez, Purchasing Agent]**

Honorable Isidro R. Alaniz, District Attorney

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

From:	169-1100-6205	Materials & Supplies	2,000
	169-1100-6224	Minor Tools & Apparatus	3,000
To:	169-1100-6403	Repair & Maintenance of Vehicles	5,000

Honorable Alvino "Ben" Morales, County Court at Law 1 Judge

28. Discussion and possible action to authorize the Facilities Department to proceed with alterations and improvements to the County Court at Law 1. Expanding supply room into offices for Warrant Officers, estimated cost ($400-$500). **[Account #001-1010-6205 (Materials & Supplies)]**

Honorable Martin Cuellar, Sheriff

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

From:	001-2001-6730	Narcotics Disposal	5,989
	001-2001-6403	Repairs & Maintenance Vehicles	10,000
To:	001-2003-5002	Incentive Pay	4,735
	001-2003-5006	Education Degree/Incentive	1,254
	001-2001-6401	Repairs & Maintenance Buildings	10,000

30. Discussion and possible action to approve a Budget Amendment to the FY 2008-2009 Sheriff's Office State Forfeiture Fund (168) by appropriating revenues and expenditures in the amount of $87,592.72 to be used for Law Enforcement purposes as permitted by State Forfeiture guidelines.

Honorable Patricia A. Barrera, Tax Assessor- Collector

31. Discussion and possible action to approve refund in the amount of THREE THOUSAND ONE HUNDRED SEVENTY-FOUR DOLLARS AND EIGHTY-FOUR CENTS ($3,174.84) to Key Energy Services, Inc., for Account #900-90321-267, as account had already been paid. [Account #001-2139]

Honorable Delia Perales, Treasurer

32. Discussion and possible action to form a committee to hear presentations from vendors selected from M.I.S. Department for a possible implementation of a software for time and attendance to automate hours uniformed with new world software system for the whole county, with the Sheriff's Department possibly paying for their share of the cost.

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

From:	001-0300-5601	Administrative Travel	1,200
To:	001-0300-6205	Materials & Supplies	1,200

Administrative Services

34. Discussion and possible action for the approval of the following line item transfer:

From:	001-0114-6032	Property Casualty Premium	3,500
To:	001-0114-6205	Materials & Supplies	3,500

35. Discussion and possible action to authorize the repair to Vehicle Unit #96 in the amount of $5,267.68. Item is covered under our comprehensive insurance, and our carrier will be sending check to County in the amount of $4,267.68. County has a $1,000.00 deductible for auto liability; therefore the $1,000.00 will be paid by the Rural Transportation Dept. [Account #980-4205-6034 (Vehicle Insurance)]

36. Discussion and possible action for the approval of the following line item transfers:

From:	001-2100-30	Flexible Spending Plan	5,000
To:	001-0114-6701	Health Education Program	5,000

Auditor

37. Discussion and possible action to adopt the following recommendations effective immediately in an effort to offset the shortfalls in the revenue budgeted for FY 2008-2009:

- Reduce all General Fund Operational Budgets by 10%
- Initiate a County wide hiring freeze
- Disallow line item transfers and spend only in strict compliance with the adopted budget
- Disallow title changes and pay increases in compliance with the Operational General Order

Community Action Agency

38. Discussion and possible action to grant the County Auditor authority to expend funds from the General Bank Account for the Weatherization Program and to be reimbursed by Fund #912, effective April 1, 2009 for a 90 day period, pending the receipt of all required documents for the new program year.

Economic Development

39. Discussion and possible action to proclaim the month of April 2009 as Fair Housing Month and April 13th - 17th, 2009 as Fair Housing Week and designating the Webb County Community Action Agency responsible for monitoring Fair Housing in Webb County.

40. Discussion and possible action to approve and accept the Webb County Self-Help Center Policies and Procedures as approved by the Texas Department of Housing and Community Affairs for Contract #728023.

41. Discussion and possible action to approve and accept the following Self-Help Center Guidelines; House to Line Connection Program Guidelines, Housing Rehabilitation/ Reconstruction/New Construction Guidelines and Housing Rehabilitation Accessibility (Home Improvement) Guidelines as approved by the Texas Department of Housing and Community Affairs for Contract #728023.

42. Discussion and possible action to authorize the submission of a contract extension request on Webb County's contract #52-000439 with the Texas Parks and Wildlife Department to extend Webb County's 2008-2009 Community Outdoor Outreach Program to December 2009. This extension will have no impact on the general fund.

43. Discussion and possible action to release 10% retainage in the amount of $2,083.95 to contractor AA Builders for housing rehabilitation project of Rosa Estevis, Colonia San Enrique, under USDA Rural Development Housing Preservation Program. This action will have no impact to County's general fund.

44. Discussion and possible action to release 10% retainage in the amount of $2,025.00 to contractor Master Construction for housing rehabilitation project of Mirella Hernandez, Colonia San Carlos, under USDA Rural Development Housing Preservation Program. This action will have no impact to County's general fund.

Engineer

45. Discussion and possible action to authorize the Purchasing Agent to purchase the following for the Engineering Department:

Qty	Description	Vendor	Cost
8	4-Drawer File Cabinets	Patria Office Supply	$1,688.00

[Account #605-0115-8801]

46. Discussion and possible action to approve Zerthuche Construction's Change Order #2 decreasing the Justice Center 5th Floor Remodeling Contract by $5,090.16. Reducing the contract to $489,988.84. [Account #700-8001-8601]

47. Discussion and possible action to approve Change Order #1, to Jimmy Closner & Sons Construction, an increase to the Rio Bravo Waterline Replacement Phase II Contract by $20,000.00 and fifty one days. This will increase the contract to $1,937,307.35 and 191 days. Final acceptance is to be contingent on TWDB approval of funding. [Account #648-8008-8801-11]

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

From:	801-3002-6204	Fuel and Lubricants	1,000
To:	801-3002-6006	Advertising	1,000

Facilities

49. Discussion and possible action to fill the following Slot effective March 24, 2009.

Slot #	Title	Hourly Rate
0623	Grounds Keeper	$9.00

[Account #001-6002-5001 (Payroll)]

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

From:	001-6002-6205	Materials & Supplies	600
To:	001-6002-6402	Repairs & Maintenance Equipment	600

Head Start

51. Discussion and possible action to fill the following Slots effective March 27, 2009.

Slot #	Title	Annual Salary
1105	Substitute Teacher	$9,463.82
1108	Substitute Teacher	$9,463.82
1696	Substitute Teacher	$9,463.82

[Account #903-4208-5001 (Part-time 30 hrs/week for the 10 month program)]

52. Discussion and possible action to approve the 2008 - 2009 Quality Improvement Plan developed based on information gathered during the Local Self-Assessment.

La Presa Community Center

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

From:	001-6115-6402	Repair & Maintenance Equipment	500
	001-6115-6204	Fuel & Lubricants	1000
To:	001-6115-6401	Repair & Maintenance Building	1500

Management Information Systems

54. Discussion and possible action to authorize the purchase of network equipment from Calence Insight Networking Solutions (DIR-SDD-236) in the amount of $146,792.00 for the M.I.S. Department. [Account #733-0500-8801 (Capital Outlay)]

Planning

55. 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:

San Carlos Subdivision, Phase I

1) Block 8, Lot 12 (One (1) dwelling only)

Staff recommends approval of the above-referenced properties as submitted containing One (1) dwelling on One (1) lot.

Purchasing

56. Discussion and possible action to authorize the Purchasing Agent to obtain a cellular phone with a limit of 500 minutes per month from Verizon Wireless at a rate of $36.89 monthly for new employee Jesse Cedillo, Death Investigator at the Webb County Medical Examiner's Office. [Requested by Dr. Corine E. Stern, Chief Medical Examiner; Account #001-0109-6004-2 (Cell Phones)]

57. Discussion and possible action to obtain the professional services of O'Connor Engineering & Science, Inc. to survey the Mirando City Community Center areas of renovation for suspected asbestos containing materials and lead-based paint for a fee consisting of the following:.

ACBM/BP Survey and Report,	(Lump Sum)	$2,800.00
Abatement Specifications/TDSHS Notification Assistance,	(Lump Sum)	$1,000.00
On-site Air Monitoring /Documentation of Proj Progress,	(Per Day)	$500.00
Abatement Clearance Report,	(Lump Sum)	$600.00

[Requested by Eloy Ramirez,Jr., Purchasing Agent; Account #732-6100-8103 (Building Improvement)]

58. Discussion and possible action to authorize the Purchasing Agent to solicit bids for the following Annual Contracts for Commodities and Services for the Community Action Agency CEAP Program:

Commodity	Service
1. Central Heating/Cooling Units	6. Construct a Water Heater Shed
2. Window A/C Units	7. Installation of Water Heater and Wall Furnace
3. Refrigerators	8. Installation of A/C Window Units, Evaporative Coolers and Refrigerators
4. Water Heaters	
5. Evaporative Coolers	

[Requested by Mike Kazen, Community Action Agency Director; Account #911-4227-7018 (Cooling & Heating System)]

59. Discussion and possible action to authorize the Purchasing Agent to solicit bids for the replacement of the Courthouse Roof. [Requested by Eloy Ramirez,Jr., Purchasing Agent]

60. Discussion and possible action to authorize the purchase of 3,200 reusable shopping bags in the amount of $7,000 from Gold Medal Sports for the Self Help Center. [Requested by Juan Vargas, Economic Development Director; Account #502-6500-6205 (Materials and Supplies)]

61. Discussion and possible action to award a Purchase Order contract in the amount of $27,815.00 to Chavarria's Plumbing, Inc. for replacement of 4th Floor Jail water heater. [Requested by Martin Cuellar, Sheriff; Account #001-2060-6402 (Repairs & Maintenance Equipment)]

62. Discussion and possible action to authorize the Purchasing Agent to solicit bids to prune and trim approximately 75 - 85 palm trees at the Casa Blanca Golf Course. **[Requested by Eloy Ramirez, Jr., Purchasing Agent; Account #665-6001-8601]**

Rio Bravo Community Center

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

From:	001-6105-5601	Administrative Travel	300
	001-6105-6401	Repair & Maint. Building	600
To:	001-6105-6219-2	Goods for Public Events	300
	001-6105-6205	Materials & Supplies	600

Closed Session/Executive Session

64. Discussion and possible action concerning Cause No. 2008-CVQ-000531-C1; Urbano Rosas vs. Sheriff Rick Flores, Individually; In County Court at Law No. 1 of Webb County, Texas. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

65. 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 20th DAY OF March, 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 20th day of March, 2009 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 20th DAY OF March, 2009

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Imelda Diaz, Deputy Clerk