



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
Tuesday, May 26, 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 May 5, May 11, May 14, May 15, and May 18 thru May 19, 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 Frank Sciaraffa, Webb County Commissioner Pct. 1

- 7.** Presentation by Ed Quiroga, project administrator of FQR Architects, Inc., on the future construction of the El Cenizo Public Library; and any other matters incident thereto. [Co-Sponsored by Hon. Danny Valdez, Webb County Judge]

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

- 8.** Discussion and possible action to approve a Resolution supporting that all stimulus funds provided to the State of Texas and Webb County by the American Recovery and Reinvestment Act (AARA) 2009, be spent, as far as practicable, on domestic goods, materials and services. [Co-Sponsored by Hon. Danny Valdez, Webb County Judge]
- 9.** Discussion and possible action to submit contract amendment #3 in order to increase beneficiaries for the Sanitary Sewer Collection Line Project in Colonia Tanquecitos I as part of Close-Out project procedures for TCDP #722205 and allow the County Judge to sign all relevant documents. [Co-Sponsored by Hon. Danny Valdez, Webb County Judge] [Requested by Juan Vargas, Economic Development Director]

Honorable Jerry Garza, Webb County Commissioner Pct. 3

- 10.** Discussion and possible action to create a committee to clarify Webb County's participation in the Upper Payment Limit (UPL) Program.

Commissioners Court

11. Discussion and possible action to transfer employee and employee Slot #2129 Production Administrator from Department #0500- Management Information Systems to Department #0550 Public Information Office, effective May 26, 2009; and any other matters incident thereto.

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

12. Presentation concerning the South Texas Food Bank's Adopt a Family Program.
13. Discussion and possible action to enter into an agreement with Sames Motor Company to act as an agent of the Tax Assessor-Collector in the issuance of motor vehicle license validation stickers and license plates and for application of new vehicle titles to further public convenience and wherein agrees to lease One (1) "Remote Sticker Printing System (RSPS) Dealer Title Application (DTA) Equipment" from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of SIX HUNDRED DOLLARS (\$600.00) a year for a total cost of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) over the lease term and authorizing the Webb County Judge to sign all relevant documents. **[Requested by Patricia Barrera, Tax Assessor-Collector]**
14. Discussion and possible action to enter into an agreement with Paul Young Company/Family Nissan of Laredo to act as an agent of the Tax Assessor-Collector in the issuance of motor vehicle license validation stickers and license plates and for application of new vehicle titles to further public convenience and wherein agrees to lease Two (2) "Remote Sticker Printing Systems (RSPS) Dealer Title Application (DTA) Equipment" from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of ONE THOUSAND TWO DOLLARS (\$1,200.00) a year for a total cost of TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00) over the lease term and authorizing the Webb County Judge to sign all relevant documents. **[Requested by Patricia Barrera, Tax Assessor-Collector]**
15. Discussion and possible action to enter into a Two (2) year (June 11, 2009 through June 10, 2011) Motor Vehicle Validation Sticker Substation Agreement with H.. E. B. Grocery Company, L. P. agrees to lease Five (5) "Remote Sticker Printing Systems (RSPS) equipment from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of THREE THOUSAND DOLLARS (\$3,000.00) a year for a total cost of SIX THOUSAND DOLLARS (\$6,000.00) over the term of the agreement and authorizing the Webb County Judge to sign all relevant documents. **[Requested by Patricia Barrera, Tax Assessor-Collector]**

- 16.** Discussion and possible action to enter into a Fifty (50) year Interlocal Government Agreement between Webb Consolidated Independent School District and Webb County to build and operate a community park to be located at Lots 2,4,6,8, 10 of Block 76 of Bruni Subdivision and authorizing the County Judge to execute all relevant documents [Requested by Anna Laura Cavazos Ramirez, County Attorney]
- 17.** Discussion and possible action to approve the line item transfer of \$4,615,35 from Slot #2271, Assistant County Attorney, to Slot #1255, Investigator. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071(Consultation with Attorney)]

Honorable Margie Ibarra, County Clerk

- 18.** Discussion and possible action to waive the hiring freeze and authorize the Webb County Clerks Office to fill the following Slots of which are vital to the daily judicial operations of the office:

| Slot # | Title | Hourly Rate |
|--------|--------------|-------------|
| 0642 | Deputy Clerk | \$13.86 |
| 0643 | Deputy Clerk | \$13.86 |

Honorable Isidro Alaniz, District Attorney

- 19.** Discussion and possible action to authorize an exception to the wage freeze and to allow the re-organization of office staff effective May 26, 2009.

| | Slot # | Title | Hourly/Rate |
|-------|------------------------------|---------------------|-------------|
| From: | 2138 (General Fund) | Executive Secretary | \$20.23 |
| To: | 2364 (State Forfeiture Fund) | Secretary | \$22.59 |
| From: | 806 (General Fund) | Secretary | \$14.69 |
| To: | 2138 (General Fund) | Executive Secretary | \$20.23 |

Honorable Martin Cuellar, Sheriff

- 20.** Discussion and possible action to approve the submission of a State Criminal Alien Assistance Program (SCAAP) to the Department of Justice for the reimbursement of state criminal aliens housed at the Webb County Law Enforcement Center (Jail), and designating the Webb County Judge as the authorized official in all matters pertaining to this grant. No match required.
- 21.** Discussion and possible action to approve the submission of an Edward Byrne Memorial Justice Assistance Grant Application to the Criminal Justice Division for a joint comprehensive community oriented program and designating the Webb County Judge as the authorized official in all matters pertaining to this grant. No match required.
- 22.** Discussion and possible action to approve an exemption to the current County Wide hiring freeze and allow the Sheriff's Office to fill the following vacant law enforcement slots to support patrol and jail operations. These slots are part of the current general order positions for FY2008-2009.

| Slot # | Title | Hourly Rate |
|--------|-------------|-------------|
| 540 | Officer V | \$21.25 |
| 369 | Officer III | \$19.90 |
| 486 | Officer III | \$19.90 |
| 2104 | Officer I | \$18.58 |
| 2259 | Officer I | \$18.58 |
| 370 | Officer III | \$19.51 |

Honorable Agustin Juarez, Constable , Pct. 4

- 23.** Discussion and possible action to waive the freeze on the following line item transfer:

| | | | |
|-------|---------------|---------------------------|-------|
| From: | 001-2502-5601 | Administrative Travel | 1,500 |
| | 001-2502-6224 | Minor Tools & Appartus | 500 |
| To: | 001-2502-6403 | Repairs & Maint. Vehicles | 2,000 |

Administrative Services

- 24.** Discussion and possible action to retain the services of Lewis & Ellis, Inc., for the mandated GASB Statement 45 for the accounting of Retiree Fund Program for Health Insurance Benefits at a cost not to exceed THIRTEEN THOUSAND DOLLARS (\$13,000.00) and Ordering an exemption from Section 262.024 of Local Government Code (Competitive Proposal Requirements) and authorizing the County Judge to execute all relevant documents. **[Requested by Cynthia Mares, Administrative Services Director; Account #816-0105-6022 (Professional Services)]**
- 25.** Discussion and possible action to approve and adopt a policy concerning sensitive and non-public information to help prevent identity theft. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
- 26.** Discussion and possible action to instruct the Human Resources division of the Administrative Services Department to issue and publicize a request for qualifications to solicit applicants for the position of Director of the Webb County Community Action Agency, and any other matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Auditor

- 27.** Discussion and possible action pursuant to Section 31.05 (Texas Tax Code) to terminate all discounts associated with the (early) payment of property taxes effective with the 2009 tax year.

Community Action Agency

- 28.** Discussion and possible action to approve Laredo Organized Volunteers for Elderly and Disadvantaged (L.O.V.E.D.) as a Representative Organization for Category "C" for the Webb County Community Action Agency Advisory Board, to fill current vacancy.

Economic Development

- 29.** Discussion and possible action to submit contract amendment #1 for the Water Wells Project TCDP #728449 to modify the plans for drilling of the Hwy. 59 Santa Teresita Water Well activity and replace it with existing water plant facility improvements and the expansion of a polishing pond, the objective being water production increase per day; and authorizing the County Judge to sign all relevant documents. This action will have no impact on the County's General Fund. **[Account #709-8001-8701]**
- 30.** Discussion and possible action to authorize the submission of a Housing Preservation Grant application to the United States Department of Agriculture - Rural Development in the amount of \$250,000.00; 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 Housing Preservation Grant Program.

Engineer

- 31.** Discussion and possible action to authorize the Purchasing Agent to advertise Request for Proposals for Utility Cost of Service/Rate Design consulting services for the Webb County Water Utilities Department. **[Account #001-0109-6022]**
- 32.** Discussion and possible action pursuant to Chapter 251 of the Texas Transportation Code to accept by declaration the following roads as identified in attachment "A" (County Roads) for the purpose of being accepted into the County Road System.

Pueblo Nuevo

- | | |
|----------------|----------------------|
| 1. W. Mendoza | 7. E. Paredes |
| 2. W. Gomez | 8. E. Mendoza |
| 3. W. Alvarado | 9. E. Gomez |
| 4. W. Meirs | 10. E. Alvarado |
| 5. W. Ibarra | 11. Saenz |
| 6. E. Ozuna | 12. Ranch Road 7026A |

[Requested by Fitzgerald Sanchez, Engineer; Account #010-7002-6405]

33. Discussion and possible action to waive the freeze on the following line item transfers:

| | | | |
|-------|---------------|----------------------------------|-------|
| From: | 801-3001-6001 | Office Supplies | 500 |
| | 801-3001-6411 | Repairs and Maintenance Software | 1,000 |
| | 801-3002-6001 | Office Supplies | 300 |
| | 801-3004-6411 | Repairs and Maintenance Software | 1,000 |
| To: | 801-3001-6006 | Advertising | 523 |
| | 801-3001-6502 | Janitorial Supplies | 1,277 |
| | 801-3002-6006 | Advertising | 1,000 |

Head Start

34. Discussion and possible action to approve the Head Start Re-Funding Application for Fiscal Year 2009 – 2010 (September 1, 2009 through August 31, 2010). Amounts are for \$7,856,285 (Federal) and \$1,964,072 (Non-Federal Share) for a Grand Total of \$9,820,357. **[Requested by Aliza F. Oliveros, Head Start Director; Account #903-4200-3502]**

35. Discussion and possible action to approve the Head Start Supplemental Funding application for Fiscal Year 2009 – 2010 (September 1, 2009 through August 31, 2010). Amounts are for \$237,860 (Federal) and \$59,465 (Non-Federal Share) for a Grand Total of \$297,325. **[Requested by Aliza F. Oliveros, Head Start Director; Account #903-4200-3502]**

36. Discussion and possible action to approve the “Annual Report to the Public” for the 2007 – 2008 program year, and to make it available to the public via the Head Start web page at <http://www.webbcountytx.gov/HeadStart.html>.

Indigent Defense Services

37. Discussion and possible action to fill Slot #2472 (Juvenile Intake Clerk). Salary for the slot is grant funded. This action will not have an impact to the General Fund. **[Requested by Cornell Mickley, Account #022 (Equalization Disbursement)]**

Medical Examiner

- 38.** Discussion and possible action to discuss and accept the Second Annual Report of the Webb County Medical Examiner.

Planning

- 39.** 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 30, D-5 Acres Subdivision for One 1 dwelling only (limited to One (1) dwelling unless replatted)

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

- 40.** Discussion and possible action to approve the Preliminary and Final Plat of Lot 13, Block 1, Corralitos Subdivision under the provisions of Section 364.57 of the Webb County Model Subdivision Rules (subdivisions occurring prior to September 1, 1989), to grant a variance to the final engineering report, and to authorize staff to act as co-applicants in a plat submittal to the City of Laredo pursuant to the authority granted by the Commissioners Court on August 27, 2007.
- 41.** Discussion and possible action to approve the Preliminary and Final Plat of a replat of a portion of Tract B3 Botines Subdivision into Tract B3-A, under the provisions of Section 364.57 of the Webb County Model Subdivision Rules (subdivisions occurring prior to September 1, 1989). The Webb County Planning Advisory Board recommended approval on May 11, 2009.
- 42.** Discussion and possible action to consider a request from H. B. Zachary to close, vacate, and abandon the most southern portion of the Espejo-Molina Road; establish conditions for the Commissioners Courts' consideration of possible closure, vacation or abandonment of said road; obtain legal guidance from the County Attorney regarding closure procedures; and any matter incident thereto.

Public Defender

43. Discussion and possible action to approve the attached budget for the Webb County Public Defender's Office and the Indigent Defense Services in connection with monies sent by the Texas Task Force for Indigent Defense.
44. Discussion and possible action to authorize the Purchasing Agent to solicit proposals for office space for the Public Defender's Juvenile Department; and any other matters incident thereto.

Purchasing

45. Discussion and possible action to authorize the purchase of a Security System in the amount of \$1,497.00 from SimplexGrinnel to upgrade the existing Security Surveillance System at J.P. Oscar O. Martinez' Office. **[Requested by Oscar O. Martinez , Justice of the Peace, Pct. 4 Account #016-1044-6224 (Minor Tools & Apparatus)]**
46. Discussion and possible action to authorize the purchase of Firearms from GT Distributors in the amount of \$7,913.62 for the District Attorney's Office. **[Requested by Isidro Alaniz, District Attorney; Account #167-1100-6228 (Firearms & Ammunitions)]**
47. Discussion and possible action to authorize the lease of a color copier/printer for a term of 48 months in the amount of \$178.63 monthly x 12 = \$2,143.56 annually from Xerox (DIR-SDD-515) for El Aguila Transportation. **[Requested by Roberto Martinez, El Aguila Transportation Manager; Account #980-4205-6014 (Equipment Rental)]**
48. Discussion and possible action to award Bid 2009-03 "Annual Contract for Flexible Base" to Las Tiendas Investment, LTD for an amount of \$4.60 per cubic yard. **[Requested by Jose Luis Ramos, Road & Bridge Director; Account #010-7002-6405 (Repairs & Maintenance)]**
49. Discussion and possible action to authorize the purchase of Audio/Video Conferencing Equipment from Visionality (DIR-SDD-969) in the amount of \$45,952.00 for the 341st and 49th District Courts. **[Requested by Cornell Mickley, Indigent Defense Services Director; Account #022-1205-8405 (Computerization Costs)]**
50. Discussion and possible action to approve specifications for Request for Proposals for Webb County's Delinquent Tax Collections. **[Requested by Eloy Ramirez, Jr., Purchasing Agent]**

- 51.** Discussion and possible action to approve the electrical and plumbing services for the Webb County Head Start Program, Finley Head Start Center from the following vendors:

| <u>Vendor</u> | <u>Service Description</u> | <u>Amount</u> |
|----------------|---------------------------------------|---------------------|
| Valls Electric | Install a 600 Amps Electrical Service | \$ 8,500.00 |
| R&G Plumbing | Hook-up Drain System | <u>\$ 24,000.00</u> |
| | | \$ 32,500.00 |

[Requested by Aliza Oliveros, Head Start Director; Account #903-4207-8801 (Capital Outlay)]

- 52.** Discussion and possible action to obtain the services of Summit Communications to upgrade and install a telephone system with voice mail for a one time fee of \$5,860.00 for Judge Ricardo Rangel's Office. **[Requested by Ricardo Rangel, Justice of the Peace, Pct. 2, Place 2; Account #016-1045-62424,733-1045-624 (Minor Tools and Apparatus)]**
- 53.** Discussion and possible action to approve the purchase of desktop computers for various County Departments in the amount of \$55,188.84 from Dell Computers (DIR-SDD-890-TX), Bond Series 08. **[Requested by Jaime F. Alvarado, MIS Director]**

Road and Bridge

- 54.** Discussion and possible action to authorize Dept. 7002, Road & Bridge Dept. to set work summer hours for construction crews from 7:00 am to 3:30 pm with 1/2 hour lunch; starting May 27 through September 30, 2009.

Self Help Center

- 55.** Discussion and possible action to authorize the purchase of Can Crushers/Composting Tumblers in the amount of \$6,000.00 for the Self-Help Center, Webb County Recycling Educational Program from a Texas Commission on Environmental Quality Municipal Solid Waste Grant. This action will have no impact on the County's General Fund. **[Account #502-6500-6205]**

56. Discussion and possible action to authorize labor and for the Purchasing Agent to purchase all materials necessary to complete the Nutrition Health Learning Center improvements. Labor cost: (Master Construction) \$37,800.00 Estimated cost on building materials: \$37,100.00. This action will have no impact on the County's General Fund. [Account #708-8001-8801]

57. 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 22nd DAY OF May, 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 22nd day of May, 2009 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 22nd DAY OF May, 2009

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Imelda Diaz, Deputy Clerk