



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
November 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 November 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 November 2009 as National Adoption Awareness Month in Webb County, Texas. **[Co-Sponsored by Frank Sciaraffa, Commissioner Pct. 1]**
- 8.** Discussion and possible action to designate a committee to make recommendations to the Court regarding the potential use of the old Webb County youth detention center building located on Chicago St. for the relocation of the JJAEP program.
- 9.** Discussion and possible action to authorize the Road and Bridge department to install speed limit signs on certain county roads located in the Penitas West area, and any other matters incident thereto **[Co-Sponsored by Sergio Martinez, Commissioner Pct. 4]**

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

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

From:	001-0201-5601	Administrative Travel	\$2,000.00
To:	001-0201-6219-2	Goods for Public Events	\$2,000.00

- 11.** Discussion and possible action to sponsor the El Cenizo Colonia Initiative for SCAN's First Annual Youth & Children Six on Six Soccer Tournament in the amount of Eight Hundred Forty-Three Dollars (\$843.00) for El Cenizo, Texas and any other matters incident thereto.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

- 12.** Discussion and possible action to approve and fill the following vacant slot:

Slot #	Title	Hourly Rate
1539	Administrative Assistant	\$21.17

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

- 13.** Discussion and possible action to enter into a customer agreement with Texas Online for a cost of TWO DOLLARS (\$2.00) for every Electronic Filing Manager (EFM) application to be used by the Webb County District Clerk Office and authorizing the County Judge to execute all relevant documents. **[Requested by Anna L. Cavazos Ramirez, Webb County Attorney]**

- 14.** Discussion and possible action to enter into a Thirty-Six (36) month (October 31, 2009 through October 30, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-450S copier located in the Webb County Constable Pct. 3 at a cost of FORTY-FIVE DOLLARS (\$45.00) PER QUARTER for a total cost of FIVE HUNDRED FORTY DOLLARS (\$540.00) over the term of the agreement and with copy overages being billed at \$0.016000 per black copy and authorizing the County Judge to execute all relevant documents. **[Requested by Anna L. Cavazos Ramirez, Webb County Attorney]**

- 15.** Discussion and possible action to enter into a Thirty-Six (36) month (November 11, 2009 through October 31, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-853 copier and Three (3) Toshiba ES-603T located in the Webb County Juvenile Youth Village at a cost of TWO HUNDRED DOLLARS (\$200.00) PER QUARTER for a total cost of TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00) over the term of the agreement and with copy overages being billed at \$0.008000 per black copy and authorizing the County Judge to execute all relevant documents. **[Requested by Anna L. Cavazos Ramirez, Webb County Attorney]**

Honorable Manuel Gutierrez, District Clerk

PUBLIC HEARING

- 16.** Public Hearing to consider the proposed District Clerk-Webb County, Texas, Preservation and Restoration Records Plan pursuant to Texas Government Code §51.305. The plan will be funded by a \$5.00 fee charged for the filing of a suit, including an appeal from an inferior court, or a cross-action, counterclaim, intervention, contempt action, motion for new trial, or third party-petition, in a district court.

CLOSE PUBLIC HEARING

- 17. Discussion and possible action to consider and approve proposed District Clerk - Webb County, Texas, Preservation and Restoration Records Plan pursuant to Texas Government Code §51.305. The plan will be funded by a \$5.00 fee charged for the filing of a suit, including an appeal from an inferior court, or a cross-action, counterclaim, intervention, contempt action, motion for new trial, or third party-petition, in a district court.

Honorable Martin Cuellar, Sheriff

- 18. Discussion and possible action to enter into a Six (6) month contract with Mr. Michael K. Winograd in the amount of Eighteen Thousand (\$18,000.00) Dollars for consultant services in the development of the Webb County Sheriff's Office Intelligence Led Jail Unit (UNIT). Contract effective date is December 1, 2009 through May 31, 2010 and authorizing the County Judge to sign all relevant documents. **[Account # 170-Forfeiture Fund] [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney)]**
- 19. Discussion and possible action to approve an Inter-Local Cooperative Agreement between Webb County and Zapata County for the purpose of providing housing of Webb County inmates at the rate of \$40.00 per inmate per day. The term of this agreement shall begin on October 1, 2009 and shall terminate on September 30, 2010, and authorizing the County Judge to sign all relevant documents.
- 20. Discussion and possible action to approve an Inter-Local Cooperative Agreement between Webb County and Dimmit County for the purpose of providing housing of Webb County inmates at the rate of \$39.00 per inmate per day. The term of this agreement shall begin on October 1, 2009 and shall terminate on September 30, 2010, and authorizing the County Judge to sign all relevant documents.
- 21. Discussion and possible action to approve an exemption to the current county wide hiring freeze to allow the Sheriff's Office to fill the following vacant law enforcement slot to support overall operations. This slot is part of the current general order positions for FY 2009-2010.

Slot #	Title	Hourly Rate
476	Officer V	\$19.20

- 22.** Discussion and possible action to approve the submission of a Rural Development Community Facilities Grant Program to the U.S. Department of Agriculture in the amount of \$125,000 for renovations to the Sheriff's Office firing range. This grant might require an undetermined match.
- 23.** Discussion and possible action to ratify the submission of a Rural Development Community Facilities Grant Program to the U.S. Department of Agriculture in the amount of \$5,000,000 for a detention center. This grant might require an undetermined loan or match portion.

Honorable Patricia A. Barrera, Tax Assessor- Collector

- 24.** Discussion and possible action to approve the following refunds of:
 - 1. \$20,571.61 to BAC Tax Services Corp., for Accts. #985-11001-400 thru 985-00005-060, Mortgage Overpayment Refund (via CD file)
 - 2. \$33,140.11 to Laredo Levcal LLC, for Acct. 989-44001-010, Supp. 3, Cert 2009 Adjust Value per 111th Judicial Dist. Ct. Judgement Cs. 2008, CVQ001250-D2 for 2008.

[Account #001-2139, 001-0700-3063 & 010-0700-3063]

- 25.** Discussion and possible action to allow the Tax Assessor-Collector to fill the following vacant slot:

Slot #	Title	Hourly Rate
123	Mail Room & Supply Inventory Clerk	\$12.65

Administrative Services

- 26.** Discussion and possible action to amend the starting date of May 1st. 2009 to March 15th, 2009 regarding a One (1) year (March 15th .,2009 through May 1st 2010) previously approved consulting services agreement with RWL Benefits, Inc. d/b/a/ RWL Group,

and authorizing the County Judge to execute all relevant documents. **[Requested by: Cynthia Mares; Director, Director Administrative Services [Acct. #001-0114-6032]**

Auditor

- 27.** Discussion and possible action to transfer \$285,168 from the surplus between budgeted and actual salaries in General Fund slots to a Payroll Reserve line item #001-0109-6203 and further action to transfer \$187,720 from Payroll Reserve line item #001-0109-6203 to fund the following expenditures:

Sick Leave Buy-Back for Non-Bargaining Unit Personnel	\$73,533.00
Increase budgeted salary of Slot #2469 in F&A Bruni CCenter	\$54,058.00
Increase Mental Health Unit Operational Budget	\$36,646.00
Increase budgeted salary of Slot #557 for Nurse in Jail Division	\$12,273.00
Increase budgeted salary of Slot #558 for Nurse in Jail Division	<u>\$11,210.00</u>
Total	\$187,720.00

Community Action Agency

- 28.** Discussion and possible action to fill the following Slots for the Community Social Services Program effective November 24, 2009.

Slot #	Title	Hourly Rate
2422	Case Worker (Full-Time)	\$9.00
1849	Case Worker (Full-Time)	\$9.00

[Requested by Javier H. Martinez, Community Action Agency Interim Director; Account #920-4200-5001]

Economic Development

- 29.** Discussion and possible action to authorize the filling of Slot #2304, temporary part-time file clerk, effective December 17, 2009 at an hourly wage of \$8.50 to be paid from the following fund accounts: 636-0111-5001, 709-0111-5001, and 710-0111-5001.

Fred M. & Anita Bruni Community Center

- 30.** Discussion and possible action to approve a change of title to the following slot at the Fred M. & Anita Bruni Community Center, effective November 23, 2009:

	From	To
Slot # 2469	Clerk	Colonia Specialist

[Requested by Joe Gutierrez, Director of Fred M. & Anita Bruni Community Center]

Head Start

- 31.** Discussion and possible action to approve the Head Start Addendums for Program Governance and Management Procedures, Governance Roles and Responsibilities, and Personnel Policies and Procedures.
- 32.** Discussion and possible action to approve the 2009 – 2010 Community Assessment developed to enable staff to effectively characterize Webb County’s needs and respond with appropriate interventions related to program services.
- 33.** Discussion and possible action to approve the following modification to Slot #1029:

From:		
Slot # 1029	Title CDA Teacher Assistant	Annual Salary \$16,415.27

To:		
Slot #	Title	Annual Salary

1029

AA Teacher Assistant

\$17,186.19

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

- 34. Discussion and possible action to approve the 2009–2010 Program Improvement Plan developed based on information gathered during the Local Self-Assessment.

- 35. Discussion and possible action to fill the following Slots for the 2009–2010 Program Year:

Slot #s	Title	Annual Salary	Pay Periods
2521, 2522, 2523, 2524	AA Teacher (ARRA)	\$10,175.03(prorated)	10
2525, 2526, 2527, 2528	AA Teacher Asst (ARRA)	\$7,816.80 (prorated)	10
2529	Maintenance Wkr (ARRA)	\$10,140.72(prorated)	10
1087	Bus Driver	\$19,626.57	24
968	Area Service Manager	\$22,709.78	21
980	AA Teacher	\$21,367.56	21
1799	Part Time Substitute	\$9,463.82	21

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

Purchasing

- 36. Discussion and possible action to award Bid-2010-02 to ALSAY Incorporated, in the amount of \$356,100.00 for the construction of the Two (2) Water Wells, located at Bruni and Oilton, Texas.
- 37. Discussion and possible action to approve the purchase of classroom furniture for the Head Start Program in the amount of \$16,776.00, from Reynolds Manufacturing Corporation.
- 38. Discussion and possible action to approve the purchase of Computer Equipment for the Indigent Defense department in the amount of \$8,282.70 from Dell, DIR-SDD-1014 and Lenovo, DIR-SDD-835 pursuant to Subchapter F. Cooperative Purchasing Program Section 271.101 and 271.102, as follows:

Qty	Description	Vendor	Amount
5	Licenses Software	Dell	\$1,742.40
5	Laptop Computers	Lenovo	<u>\$6,540.00</u>
		Total	\$8,282.70

[Requested by Cornell Mickley, Indigent Defense Director; Account #022-1205-8405 (Computerization Costs)]

- 39.** Discussion and possible action to approve the additional repair expense of a Crawler Dozer in the amount of \$7,122.28 to RDO Equipment Co.

[Requested by Jose Luis Ramos, Road and Bridge Director; Account # 010-7002-6402 (Repairs & Maint. Equipment)]

- 40.** Discussion and possible action to approve the purchase of a license agreement for the Head Start program in the amount of \$7,000.00 from Diaz Educational Group, Inc.

[Requested by Aliza Oliveros, Head Start Director; Account #904-4208-6069 (Classroom Supplies)]

- 41.** Discussion and possible action to approve the purchase of Computer Equipment for the District Clerk's office in the amount of \$5,804.79 from Southern Computer Warehouse DIR-SDD-223 pursuant to Subchapter F. Cooperative Purchasing Program Section 271.101 and 271.102.

Qty	Description
3	HP LaserJet Printers
1	22" Lenovo Monitor
3	Laptops Sony Vaio
1	Scanner

[Requested by Manuel Gutierrez, District Clerk; Account #018-1110-6224 (Minor Tools & Apparatus)]

- 42.** Discussion and possible action to ratify the repair of vestibule cell doors in the amount of \$6,597.05 from Southern Folger Detention for the Webb County Law Enforcement Center.

[Requested by Sheriff Martin Cuellar; Account #001-2060-6401 (Repairs and Maintenance)]

- 43.** Discussion and possible action to authorize the use of a county cell phone in the amount of \$36.99 monthly from Verizon Wireless assigned to the Webb County Clerk's Office.

[Requested by Margie Ibarra, Webb County Clerk; Account #001-0109-6004-2]

- 44.** Discussion and possible action to approve the additional expenses in the amount of \$1,756.00 to South West Sound for a wireless P.A. System to be installed at the Judge Solomon Casseb, Jr. Webb County Youth Village Court Room.

Qty	Description
2	Audio Technical ATW3100D wireless receiver
1	Audio Technical ATW-T1802 Wireless Plug on Transmitter
1	Lot Labor, Cable, Misc Hardware, Travel, and Per Deim

[Requested by Eloy Ramirez Jr., Purchasing Agent; Account #684-1301-8410]

- 45.** Discussion and possible action to approve the purchase of equipment and labor for the re-installation of the Tower Replacement Project to Motorola Inc., RZ Communication in the amount of \$16,291.90.

Description	Vendor	Amount
Software	Motorola	\$939.00
Labor and Cable	RZ Communication	<u>\$15,352.90</u>
Total		\$16,291.90

[Requested by Mario G. Cavazos, Radio Communications Director; Account #682-0103-8801 (Capital Outlay)]

- 46.** Discussion and possible action to retain the services of Ausland Architects–Detention Consultants to perform a repair and replacement study for renovations to conform to the Commission of Jail Standards in reference to the Roof Replacement, HVAC (Heating Venting and Air-conditioning), Elevators and Parking area, in the amount of \$4,750.00 and for the Commissioners Court to authorize an exemption, pursuant to TX Local Govt. Code Section 262.024 Discretionary Exemptions, (a), (4) Professional Services.

[Requested by Martin Cuellar, Sheriff; Account # State Forfeiture Fund]

Closed Session/Executive Session

- 47.** Discussion and possible action on an extension not to exceed Six (6) months to the current contract between Webb County and Corrections Corporation of America for revenue sharing resulting from the housing of inmates at the CCA Laredo facility(ies); 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).]**
- 48.** Discussion and possible action on property owned by Kansas City Southern Railroad known as Block 213 W.D. in Laredo, Webb County, Texas located immediately North of the Webb County Administration building. The Commissioner’s Court may take action to include authorization of a bid for purchase of the subject property and/or authorization of surveys, appraisals, environmental assessment, and any other action deemed necessary to possible submission of a bid to purchase said property. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.072 (Deliberations about Real Property). [Requested by Anna L. Cavazos Ramirez]**
- 49.** Discussion and possible action concerning Civil Action No. 5:08-cv-00128; Cynthia Alcala, et al. vs. Webb County, Texas, et al.; In the United States District Court for the Southern District of Texas, Laredo Division; including the payment of case expenses

and attorney fees to counsel for Patricia Barrera in her individual capacity; and any matters incident thereto. **[Executive Session requested pursuant to Texas Government Code Title 5, Subchapter D., Section 551.071 (Consultation with Attorney)]**

50. Discussion and possible action to rescind the previous Commissioner's Court action taken at the meeting of November 9th, 2009 regarding the appointment of counsel and to defer to the county's insurance carrier recommendations as required by the policy of insurance between Webb County and Travelers Insurance Company in Cause No. 2009CVQ001663D4, Urbano Rosas and Martha Yesenia Landeros, v. County of Webb, Webb County Sheriff's Department, Sheriff Rick Flores, Deputy Sheriff Eloy Leal, and Unidentified DOES 1-X, and any matters incident thereto. **[Executive Session requested pursuant to Texas Government Code Title 5, Subchapter D., Section 551.071 (Consultation with Attorney)]**

51. 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 November, 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 November, 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 November, 2009

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Imelda Diaz, Deputy Clerk