



# WEBB COUNTY, TEXAS

---

## COMMISSIONERS COURT

**PUBLIC NOTICE**  
**COMMISSIONERS COURT MEETING**  
WEBB COUNTY COURTHOUSE  
1000 HOUSTON STREET, 2<sup>ND</sup> FLOOR  
LAREDO, TEXAS 78040  
January 11, 2010  
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 17, 2009 and December 29, 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 board members of the Laredo Mainstreet Organization regarding upcoming Jamboozie Festival with discussion and possible action to proclaim the day of January 23, 2010 as "UETA Jamboozie Day" in Webb County, Texas.

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

- 8.** Discussion and possible action regarding request of property owners of colonias on Hwy. 59 for emergency repairs to private roadways; and any matters incident thereto.

**Honorable Jerry Garza, Webb County Commissioner Pct. 3**

- 9.** Discussion and possible action to authorize payment to Al & Rob Sales in the amount of \$298.70 for the American Legion Honor Guard Post 59 submitted by Mr. Ruben Garcia.
- 10.** Status report by County Attorney on the bids submitted by Webb County for the Webb County Title Building. **[Executive Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
- 11.** Status report by county staff on the Cuatro Vientos TIRZ as approved by the Webb County Commissioners Court on July 13, 2009, whereby the Court voted to authorize an increase of \$579,983.00 to Howland Engineering, Supplement Agreement (Work Authorization #3) to provide engineering services for the determination and development of a Transportation Reinvestment Zone along the Cuatro Vientos corridor & associated roadways.
- 12.** Status report on the negotiations with Kansas City Southern on the property located on 1101 Scott St. **[Executive Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
- 13.** Discussion and possible to approve the disbursement of funds in the amount of \$9,200.00 dollars to the Latin Sports Hall of Fame Project as approved at the November 9, 2009 Commissioners Court meeting. **[Account #007-0101-7426 Promotions]**

Honorable Sergio “Keko” Martinez, Webb County Commissioner Pct. 4

- 14.** Discussion and possible action to authorize final payment for legal services rendered by attorney Murray Malakoff for Patricia Barrera in her individual capacity in 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. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
  
- 15.** Discussion and possible action regarding Cause No. 04-08 00105-CV; Killam Ranch Properties, Ltd vs. County of Webb in the Fourth Court of Appeals District of Texas from the 341<sup>st</sup> Judicial District Court of Webb County Texas, Cause No. 2006-CVQ-001710-D and Cause No. 2007-CVQ-00168004 Killam Ranch Properties, Ltd vs. County of Webb in the 406<sup>th</sup> Judicial District Court of Webb County, Texas; with discussion and possible action to proceed with the final closing and sale of county property to highest bidder; and any other matters incident thereto. **[Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Commissioners Court

- 16.** Discussion and possible action to authorize the use of Six (6) 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 30, 2010 at the LIFE grounds; and any other matters incident thereto.
  
- 17.** Discussion and possible action to clarify the general order of the commissioner’s court regarding the hiring freeze and line item transfer freeze for Fiscal Year 2009-2010.
  
- 18.** Discussion and possible action to set a date and time for the continuation of the interview and selection process for the final Webb County CAA Director applicants; and any other matters incident thereto.

---

MEDIA BREAK



**Honorable Anna L. Cavazos Ramirez, County Attorney**

- 19.** Discussion and possible action pursuant to Texas Tax Code §312.402, as amended, to enter an Order approving an Amended Tax Abatement Agreement between Webb County, Texas and Cedro Hill Wind LLC, the prospective owner of eligible taxable property to be located in Webb County Wind Energy Reinvestment Zone 1 for a maximum term of Ten (10) years and any other matters relevant thereto, and authorizing the Webb County Judge and Webb County Clerk to execute and deliver the Amended Tax Abatement on Behalf of Webb County, Texas and all other relevant documents.
- 20.** Discussion and possible action to fill the following vacant slot within the County Attorney's Office, effective January 11, 2009.

Slot #	Title	Hourly Rate
1257	Legal Assistant	\$14.90/hr.

- 21.** Discussion and possible action to enter into a Sixty (60) month lease agreement between Webb County and Pitney Bowes, beginning on January 11, 2010 and ending on January 11, 2015 for a DM 200 Series Mailing System located at the Webb County Clerk's office at a monthly payment of ONE HUNDRED TWENTY-FIVE DOLLARS (\$125.00) for a total amount of SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) and to authorize the County Judge to sign all relevant documents. **[Requested by Margie Ramirez Ibarra, Webb County Clerk; Account #001-1120-6402 (Repairs and Maintenance of Equipment) and 001-1120-6005 (Postage and Courier Service)]**
- 22.** Discussion and possible action to approve a construction contract between Webb County, Texas and Alsay, Inc. for the construction of water wells in Bruni and Oilton, Texas; and authorizing the Webb County Judge to execute al relevant documents; and any other matters incident thereto. **[Grant No. 728449]**

**Honorable Isidro Alaniz, District Attorney**

- 23.** Discussion and possible action to authorize the following Reorganization within the District Attorney's office:

	Slot	Title	Annual Salary
From:	2079	Assistant District Attorney	\$69,718.00
To:	338-2548 (New Grant)	Border Prosecutor ADA	\$75,000.00
		(to be retro pay since 11/01/09 will be reimbursed by the grant)	
From:	0216	Assistant District Attorney	\$69,020.00
To:	2079	Assistant District Attorney	\$69,718.00
From:	0234	Assistant District Attorney	\$64,415.00
To:	0216	Assistant District Attorney	\$69,020.00
Fill:	0234	Assistant District Attorney	\$64,415.00

**Honorable Manuel Gutierrez, District Clerk**

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

From:	1110-6205	Materials & Suplies	\$300
To:	1110-6010	Books & Subcriptions	\$300

**Honorable Martin Cuellar, Sheriff**

- 25.** Discussion and possible action to approve the acceptance of a grant award (Grant No. 1979003) in the amount of \$202,020.00 from the Office of the Governor Criminal Justice Division for reimbursement of salaries and fringe benefits for Four (4) Certified Peace Officers and designating the Webb County Judge as the authorized official in all matters pertaining to this grant. This grant will have no impact on the county's general fund.
- 26.** Discussion and possible action to approve the submission of a grant application to the National Association of Police Activity Leagues (PAL) for a Recovery Act (RA) National PAL Mentoring Program for salaries and fringe benefits for a part-time mentor coordinator, supplies, travel, and equipment in the amount of \$24,670. This grant will have no impact on the county's general fund.

**27.** Discussion and possible action to approve the submission of a grant application to the Office of the Governor Criminal Justice Division for an Edward Byrne Memorial Justice Assistance Formula Grant for law enforcement training and equipment, including crime analysis software and in-patrol car mobile terminals; and designating the Webb County Judge as the authorized official in all matters pertaining to this grant. This grant will have no impact on the county's general fund.

**28.** Discussion and possible action to approve the submission of a grant application to the Office of the Governor Criminal Justice Division for a Texas Border Gang Prevention Coordination Assistance Program for law enforcement efforts to reduce gang activity and designating the Webb County Judge as the authorized official in all matters pertaining to this grant. This grant will have no impact on the county's general fund.

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

From:	001-2062-6208	Groceries	10,000
	001-2001-6403	Repairs & Maint Vehicles	15,000
	001-2062-6205	Materials and Supplies	10,000
	001-2062-6502	Janitorial Supplies	6,000
	001-2600-6202	Uniforms	7,000
	001-2060-6011	Training and Education	5,000
To:	001-2062-6714	Medical Services	53,000

**30.** Discussion and possible action to allow the Sheriff's Office to fill the following Grant Related slot to support overall operations, effective January 11, 2010.

Qty	Grant Title	Job Title	Hr. Rate
1	Grant No. 1979003 - Office of the Governor Criminal Justice Division. This certified peace officer will provide increased border security patrol.	Patrol Officer I	\$17.86

**31.** Discussion and possible action to purchase One (1) DRS Thermal 100mm Camera with built in color and one control unit from Bill Otero in the amount of \$22,000.00 and for Commissioners Court to authorize the exemption to the competitive bidding process,

pursuant to TX Local Government Code; Subchapter G-Section 271.103 Federal Supply Schedule Sources. **[Account #170-2001-8801 (Federal Forfeiture Fund)]**

**Honorable Patricia A. Barrera, Tax Assessor- Collector**

**32.** Discussion and possible action to approve the following refunds:

1. \$6,670.75 to Correctional Services Corp., for Acct. #900-90461-044, Protest 2009-14083 Resolved on 10/15/09; Grant Agricultural Use Type 1 for 2009.
  2. \$2,314.01 to Walgreen Co., for Acct. #800-23029-106, Protest 2009-14071 Resolved on 10/15/09; Adjust Value per Settlement for 2009.
  3. \$2,857.05 to Wells Fargo Real Estate, for Accts. #909-00028-528 thru 989-57006-200, Mortgage Overpayment Refund (via CD file) for year 2008.
  4. \$2,567.55 to Murphy Oil Corp., for Acct. #953-40001-050, Overpayment Refund.
- [Requested by Patricia A. Barrera, Webb County Tax Assessor Collector; Account #001-0700-3063, 001-2140, 001-2139]**

**33.** Discussion and possible action to approve the following refunds:

1. \$12,153.57 to Wells Fargo Real Estate Tax Services, LLC, for Accts. #551-101353-010 thru 991-100018-780, Mortgage Overpayment Refund (via CD file) for year 2009.
  2. \$24,410.62 to First American R/E Tax Services, for Accts. #902-000009-070 thru 969-00006-120, Mortgage Overpayment Refund (via CD file) for year 2009.
- [Requested by Patricia A. Barrera, Webb County Tax Assessor Collector; Account #001-2139]**

**Honorable Delia Perales, Treasurer**

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

From:	001-0300-6205	Materials & Supplies	800
To:	001-0300-6402	Repairs & Maintenance	800

**Honorable Ricardo Rangel, J.P. Pct. 2, Pl. 2**

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

Slot	Title	Hourly Rate
2298	Clerk/Receptionist	\$10.32

**Administrative Services**

- 36.** Discussion and possible action to authorize payment for the Laredo Community College Work Study Program invoices for a total of \$11,128.78 as per contracted agreement. [Account #001-0109-6022 (Professional Services)]

**Community Action Agency**

- 37.** Discussion and possible to approve the filling of the following slots, effective January 11, 2010.

Slot #	Title	Hourly Rate
1220	Head Cook	\$ 9.00 Part-Time
1222	Food Service Worker	\$ 8.25 Part-Time
1218	Food Transporter	\$ 8.25 Part-Time

[Account #952-4216-5001]

- 38.** Discussion and possible action to approve the submission of the 2010 Service Delivery Plan to the Texas Department of Housing & Community Affairs (TDHCA); and authorizing the County Judge to sign all relevant documents.
- 39.** Discussion and possible action to accept \$549,463.00 of Community Services Block Grant (CSBG) funds for FY-2010, 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 County Judge to sign all relevant documents. [Account #920]
- 40.** Discussion and possible action to approve conducting Category "B" Elections to fill a current vacancy as per the Governing Regulations of the Advisory Board of the Webb County Community Action Agency. (The Advisory Board shall be composed of membership that complies with the Community Services Block Grant Issuance #2002-

2.3). Election will be held on Tuesday, January 12, 2010 for Area III-El Cuatro in the Senior Citizen Home from 10:00 a.m. to 11:00 a.m.

- 41.** Discussion and possible action to approve payment by the Webb County Community Action Agency totaling \$120.00 to the Texas Department of Housing & Community Affairs, for disallowed expenditures made by the (ARRA) Weatherization Program. Funds are to come from County Grant Matching. **[Account #001-0112-7200-08]**
  
- 42.** Discussion and possible action to approve payment by the Webb County Community Action Agency totaling \$694.04 to the Texas Department of Housing & Community Affairs, for disallowed expenditures made by the Weatherization Program. The Weatherization Program runs from April 1, 2009 through March 31, 2010. **[Account #001-0112-7200-08]**

**Economic Development**

- 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.

**Engineer**

- 44.** Discussion and possible action to approve Change Order #1 to CG Construction for an increase in work and to settle delay impact claim to the Rio Bravo Water Plant Pond Reconstruction and Old Plant Demolition Contract. This will add 26 days and increase the contract amount by \$15,466.51 for a total contract amount of \$863,977.64. Commissioners Court approval is contingent on approval by the TWDB. **[Account #648-8008-8801-11]**

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

From:	801-3001-6014	Equipment Rental	4,500
To:	801-3001-6048	License & Permits	4,000
	801-3004-6224	Minor Tools and Apparatus	500

**[Requested by John Amaya, Water Utilities Director]**

- 46.** Discussion and possible action to approve Change Order #5 to Jimmy Closner & Sons Construction for a decrease in work to the Rio Bravo Waterline Replacement Phase II Contract. This will reduce the contract by \$32,500.00. Commissioners Court approval is contingent on approval by the TWDB. [Account #648-8008-8801-11]

**Indigent Health Care Services**

- 47.** Discussion and possible action to authorize installment payment to The State of Texas in connection with Webb County UPL program in an amount not to exceed \$310,457.93 for the 4<sup>th</sup> Quarter (October - December 2009).

Account #	Description	Amount
001-4100-6714-3	Hospital Inpatient	\$248,953.44
001-4100-6714-4	Hospital Outpatient	<u>\$ 61,504.49</u>
		\$310,457.93

**Planning**

- 48.** Discussion and possible action to “conditionally” authorize water and sewer connections under recently enacted legislation through S.B. 2253 (by Senator Zaffirini) pursuant to the provisions of law as stated below and contingent upon the applicant’s connection to adequate sewer services, the execution of all required forms and service contracts, and the payment of all associated connection fees; authorization for the County Judge to execute written certifications upon an applicant’s compliance with the prescribed conditions set forth by the Court; and, any matter incident thereto to the following described dwellings/tracts:

Connections qualifying under 232.029(n) and (o), TLGC

San Carlos Subdivision, Phase I (Recorded in Vol. 4, Pg. 34, W.C.P.R.)

- 1) 7408 Gutierrez Rd. located on Block 5, Lot 11
- 2) 7412 Gutierrez Rd. located on Block 5, Lot 11
- 3) 7418 Gutierrez Rd. located on Block 5, Lot 11

Tanquecitos South Acres Subdivision (Recorded in Vol. 5, Pg. 67, W.C.P.R.)

- 4) 241 El Lucero Rd. Unit B, located on an unplatted 1.23 acre tract out of and part of Tract 70, as further described in Vol. 2835, Pgs. 283 – 293 W.C.D.R.

Old Milwaukee (Unplatted /Unrecorded.)

- 5) 287 Old Milwaukee Rd Unit A located on an unplatted 2.5 acre tract of land as further described in Vol. 648, Pgs. 428-431 W.C.D.R.
- 6) 287 Old Milwaukee Rd Unit D located on an unplatted 2.5 acre tract of land as further described in Vol. 648, Pgs. 428-431 W. C. D.R.

Staff recommends approval of the above-referenced properties as submitted containing Six (6) dwellings on Three (3) lots.

**Purchasing**

- 49.** Discussion and possible action to approve the purchase of tools for the Tool Library, in the amount of \$10,669.56 for the Self Help Center as follows:

Vendor	Amounts
Lowe's	\$ 6,543.09
Dr. Ike's	\$ 3,659.81
United Rentals	\$ 466.99
<b>Total</b>	<b>\$10,669.56</b>

**[Requested by Alice Garcia, Self Help Center Interim Director; Account #507-6500-7012 (Tool Library Self Help Center)]**

- 50.** Discussion and possible action to approve the purchase of Acorn Valves in the amount of \$15,625.96 from Total Maintenance Solutions (TMS), for the Webb County Sheriff's Department. **[Requested by Martin Cuellar, Webb County Sheriff; Account #001-2060-6401 (Repairs & Maintenance Building)]**
- 51.** Discussion and possible action to approve the purchase of ammunition in the amount of \$30,252.81 from GT Distributors Inc., for the Webb County Sheriff Department. **[Requested by Martin Cuellar, Webb County Sheriff; Account #170-2001-8801 (Fire Arms & Ammunition)]**
- 52.** Discussion and possible action to authorize the Purchasing Agent to solicit bids, in accordance with Section 693.003 of the Texas Health & Safety Code, for Tissue Banks

for the Medical Examiner's Department. **[Requested by Dr. Corinne E. Stern, Webb County Medical Examiner]**

- 53.** Discussion and possible action to authorize the purchase of Two (2) 2010 Mazda Wagon Vans in the amount of \$41,438.00, from Sames Motor Co. for the Webb County Head Start Program. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-8801 (Capital Outlay)]**
- 54.** Discussion and possible action to ratify the purchase of Ballotcall Max Election Alert System, in the amount of \$11,500.35 from Inclusion Solutions for the Elections Department. **[Requested by Oscar Villarreal, Webb County Elections Administrator; Account #083-0107-6224-2 (Minor Tool and Apparatus)]**
- 55.** Discussion and possible action to approve the purchase of a Gorman Rupp Pump in the amount of \$4,902.00, from Odessa Pumps for the Water Utilities Department. **[Requested by John Amaya, Water Utilities Director; Account #801-3004-8801 (Capital Outlay)]**
- 56.** Discussion and possible action to approve an increase Change Order No. 1, in the amount of \$20,705.55 to TOT-TURF Inc. Bid-2010-08, for poured-in-place play ground turf at the Tatangelo Head Start Center.

Based Bid                      \$97,739.57

Change Order No. 1        \$20,705.55

**[Requested by Aliza Oliveros, Webb County Head Start Director; Account #904-4208-6225 and 903-4208-6226]**

- 57.** Discussion and possible action to approve the purchase of Two (2) Scholastic Curriculum Kits in the amount of \$5,668.00 to Scholastic Inc. for the Webb County Head Start Program. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6069 (Classroom Supplies)]**
- 58.** Discussion and possible action to approve the purchase of Three (3) Dell Computers, with a two year warranty in the amount of \$6,329.94 from Austin Ribbon Computer Supplies, Inc. DIR-SDD-890 for the Webb County Sheriff's Department. **[Requested by Martin Cuellar, Webb County Sheriff; Account #168-2001-6224 (Minor Tools & Apparatus)]**

- 59. Discussion and possible action to award an Engineering Service Contract to Civil Engineering Consultants, Mr. Jeffery G. Puig, P.E. to develop plans and specifications for the construction of a Water Well, Proposal-2010-01, requested by Economic Development Department, Mr. Juan Vargas, Grant CDBG- Community Development Block Grant No.TCDP#R729700 A/B. **[Account Grant #640-8001-6022 (Professional Services)]**
- 60. Discussion and possible action to approve a change order on the purchase and installation of mini-blinds in the amount of a \$174.50 to Ventura Interior Design for the Texas Parks and Wildlife County Facility. **[Requested by Captain David Murray, Texas Parks and Wild Life; Account #605-8108-8801-17 (Capital Outlay)]**

**Road & Bridge**

- 61. Discussion and possible action to approve an exemption to the current County Wide hiring freeze and allow the Road and Bridge Department (7002) to transfer and fill the following positions:

From:	Slot#		Hourly Rate
	2357	Truck Driver	\$11.41
To:	Slot#		Hourly Rate
	659	Truck Driver	\$12.58
Fill:	Slot#		Hourly Rate
	2357	Truck Driver	\$11.41
	2355	Maintenance Aide	\$ 9.52
	2402	Equipment Operator	\$11.07
	2401	Equipment Operator	\$11.07

**Self Help Center**

- 62. Discussion and possible action to ratify the completion and formally accept the Guadalupe and Lilia Martinez Nutrition & Health Learning Center.

- 63.** Discussion and possible action to authorize the Purchasing Agent to solicit "Annual Contract" bids for house to line connection plumbing services for TCDP Contract # 728023 (Self-Help Center project); TCDP Contract #728075 (Hwy 359 House-to-Line Connection Project); TCDP Contract # 724195 (Vela Tract Project); and TCDP Contract # 729145 (Colonia Penitas-West House-to-Line Connection project).

**Closed Session/Executive Session**

- 64.** Discussion and possible action to Adopt and Approve the Guidelines and Procedures for Preparation and/or Approval of all Webb County's and Webb County Department's Contracts by the Webb County Attorney's Office. [Closed 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 8<sup>th</sup> DAY OF January, 2010

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 8<sup>th</sup> day of January, 2010 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 8<sup>th</sup> DAY OF January, 2010

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: \_\_\_\_\_  
Imelda Diaz, Deputy Clerk