



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
May 24, 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 May 10, 2010
- 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 attorney Steve Whitworth regarding the proposed lease agreement between Webb County and Laredo Race Park, LLC for the use of the real property and improvements known as the Casa Blanca Golf Course with discussion and possible action; and any other matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney)]**

- 8.** Discussion and possible action to approve the amendments to the contractual lease agreement between Webb County and the State of Texas for the Texas Parks & Wildlife Law Enforcement Building; and any other matters incident thereto. **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney)]**

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

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

From:	605-0201-8801	Discretionary Fund	5,000
To:	001-0201-5005	Part-Time	5,000

- 10.** Discussion and possible action to appropriate funds in the amount of \$450,000.00 from Certificate of Obligation 2010 for the Santo Nino Community Center; and any other matters incident thereto.

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

- 11.** Discussion and possible action to authorize the release of the 10% retainage payment of (\$2,570.00) to CG Construction Inc. for the housing rehabilitation of Mr. Juan Jose Valdez home located at 310 Piñzon Rd., Ranchitos 359 East, HWY 359, under the Self-Help Center Housing Rehabilitation Program. **[Requested by Alice Herrera Garcia, Self Help Center Director, Acct. #507-6500-7037-3]**

- 12.** Discussion and possible action to authorize the Webb County Engineering Dept. and the Webb County Economic Development Dept. to negotiate the purchase of a Ten (10) acre tract of land adjacent to the existing water facility in Las Lomas on Hwy. 59 to comply with TCEQ requirements, and any matters incident thereto.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

- 13. Discussion and possible action to rescind the contract with FQR Architects from October 22, 2007 for the Buenos Aires Community Center and to approve a new contract for FQR Architects for the Buenos Aires Community Center so as to reflect the new scope of work/services; and any other matters incident thereto.
- 14. Status report by Webb County Staff (MIS & County Auditor's office) on the Fines and Fees software development and implementation.
- 15. Status report by the Webb County Attorney's office on the Inter-local Agreement between Webb County and the City of Laredo on the Webb County/City of Laredo Veteran's Museum, with discussion and possible action; and any other matters incident thereto.
- 16. Presentation by Justice of the Peace Oscar Martinez on the condition of his department's building with discussion and possible action to appropriate funds from Certificate of Obligation 2010 for expansion of the building and rehabilitation of the roof; and any other matters incident thereto.

Commissioners Court

- 17. Status report from Southern Golf Properties Inc. regarding the Casa Blanca Golf Course, with discussion and possible action to approve the best recommended course of action for improvements to the golf course; and any other matters incident thereto.
- 18. Discussion and possible action to approve the following line item transfer:

From:	001-0109-6002	Professional Services	3,500
To:	001-0200-6007	Dues and Memberships	3,500

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

- 19. Discussion and possible action to approve Lease Extension between Webb County and the United States of America for the use by the United States Department of Agriculture’s Farm Services Agency, of office space located at 7209 East Saunders Street, Laredo, Texas, annual rental of \$21,299.50 to be paid to Webb County at the rate of \$1,775.00 per month, and to authorize the County Judge to execute any relevant documents, and any matters incident thereto.

- 20. Discussion and possible action by Order of Commissioners Court to grant an exemption to competitive bidding pursuant to Section 262.024, Tex. Govt. Code and to approve a Twelve (12) month Professional Services Agreement between Webb County and Homero R. Sanchez, M.D., to provide mental health medical services for the Webb County Jail , at an annual cost of \$36,000.00 to be paid at a monthly rate of \$3,000.00 and to authorize the County Judge to execute any relevant documents, and any matters incident thereto. **[Requested by Martin Cuellar, Webb County Sheriff, Account # 001-2060-6022 Professional Services]**

- 21. Discussion and possible action to approve Additional Services Agreement between Webb County and New World Systems, for preparation and installation of Custom Software/Modification Services needed for Justice of Peace Offices’ collection costs, at a cost of \$17,280.00, and authorizing the County Judge to sign all relevant documents. **[Requested by Jaime F. Alvarado, Webb County Management Information Systems Director; Account #605-8108-8801 (Capital Outlay)]**

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

From:	001-1101-6005	Postage & Courier Services	5,700
To:	001-1101-6402	Repairs & Maintenance–Equipment	2,700
	001-1101-6022	Professional Services	2,500
	001-1101-6204	Fuel & Lubricants	500

23. Discussion and possible action to approve a contract between Webb County, on behalf of Webb County Community Action Agency and SHAH Software Inc., for purchase and implementation of software for social services and case management services at the Webb County Community Action Agency. The contract price is \$43,195.00 and includes the purchase of the software, installation, licensing of the software and training. Funds from the Texas Department of Housing & Community Affairs (TDHCA) Community Services Block Grant (CSBG 80%), Community Energy Assistance Program (CEAP 10%) and the American Recovery and Reinvestment Act Weatherization Assistance Program (ARRA WAP 10%) shall be utilized to purchase this software and authorize the Judge to sign all relevant documents. **[Requested by Javier H. Martinez, Webb County Community Action Agency Director]**

Honorable Margie Ibarra, County Clerk

24. Discussion and possible action to authorize the following transfer of employee within the Webb County Clerks Office; effective May 24, 2010 (No increase to the Adopted Budget):

	<u>Slot #</u>	<u>Title</u>	<u>Annual Salary</u>
From:	1895	Co-Chief Deputy/Records Management Officer	\$48,157
To:	0303	Chief Deputy	\$48,157

Honorable Oscar Hale, 406th District Court Judge

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

From:	001-1004-6022	Professional Services	3,000
To:	001-1004-6011	Training and Education	3,000

Honorable Oscar Martinez, Justice of the Peace Pct. 4

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

From:	016-1044-6224	Tech Fund-Minor Tools & Apparatus	7,846
To:	016-1044-6011	Technology Fund –Training & Education	5,000
	016-1040-6011	Technology Fund –Training & Education	1,165
	016-1041-6011	Technology Fund –Training & Education	1,000
	016-1045-6011	Technology Fund –Training & Education	681
		Total	7,846

- 27.** Discussion and possible action to ratify the filling of the following full time position, effective May 3, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2199	Clerk	\$12.65

Honorable Rudy Rodriguez, Constable Pct. 1

- 28.** Discussion and possible action to accept the donation of One (1) canine dog from U.S. Customs to Constable Pct. 1 at no cost to Dept.

Honorable Martin Cuellar, Sheriff

- 29.** Discussion and possible action to approve an exemption to the current County Wide hiring freeze and to approve the following hourly salary adjustment from \$14.70 to \$18.58. Break down of cost estimate for remaining 9 ½ pay-periods effective June 3, 2010:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	537	Officer II	\$14.70
To:	537	Officer II	\$18.58

- 30.** Discussion and possible action to approve the submission of a Justice Assistance Grant (JAG) joint grant application in conjunction with the city of Laredo Police Department to the Department of Justice Bureau of Justice Assistance in the amount of \$71,301.50 for the purchase of law enforcement equipment, including jail S.O.R.T. (Special Operations Response Team) gear and part of the cost for Two (2) civil/warrants police cruisers. This grant will have no impact on the general fund.
- 31.** Discussion and possible action to approve the submission of a State Criminal Alien Assistance Program (SCAAP) grant application to the Department of Justice Bureau of Justice Assistance in the amount of \$41,157 for the reimbursement of the incarceration costs of 426 foreign aliens at the Webb County Jail on state felony charges. This grant will have no impact on the general fund.
- 32.** Discussion and possible action to approve the submission of a grant application to the Department of Justice Office of Community Policing Services for a FY 2010 COPS Technology Program in the amount of \$250,000 for law enforcement technology. This grant will have no impact on the general fund.

- 33.** Discussion and possible action to enter into a Twelve (12) month (June 1, 2010 through May 31, 2011) contract with Lamar Outdoor Advertising in the amount of Seventeen Thousand Eight Hundred Dollars (\$17,800.00) for continued promotion of our drug free campaign and public safety announcements (PSA) and authorizing the County Judge to sign all relevant documents. **[Account #168-2001-6707 (State Forfeiture Funds)]**
- 34.** Discussion and possible action to enter into a Six (6) month contract with Mr. Michael K. Winograd in the amount of Eighteen Thousand Dollars (\$18,000.00) for consultant services in the development of the Webb County Sheriff's Office Intelligence Led Jail Unit (UNIT) and by Order of Commissioners Court to grant an exemption to competitive bidding pursuant to Section 262.024, Tex. Govt. Code and to approve contract effective date is June 1, 2010 through November 30, 2010 and authorizing the County Judge to sign all relevant documents. **[Account #170-2001-6022 Professional Services]**
- 35.** Discussion and possible action to approve the following line item transfers:

Transfer from:

		Educational		
2001	5006	Incentive	\$	5,000
2001	5009	Uniform Allowance		1,500
2020	5002	Incentive Pay		4,300
2060	5009	Uniform Allowance		6,500
2060	5001	Payroll Costs		25,000
2061	5001	Payroll Costs		5,000
2600	5001	Payroll Costs		5,000
2600	5003	Overtime		1,764
			\$	<u>54,064</u>

Transfer to:

2001	5003	Overtime		35,000
		Educational		
2060	5006	Incentive		17,367
		Educational		
2600	5006	Incentive	\$	1,697
			\$	<u>54,064</u>

Honorable Patricia A. Barrera, Tax Assessor-Collector

36. Discussion and possible action to approve refunds of:

1. \$2,974.45 to John P. Vanderah, Vice President, Ad Valorem Tax, Inc., for Accts. #900-90251-237, 933-40001-010, and 933-30000-020 (Supp. 10, Cert. 2009, Adjust Value as per Judgment Cause 2009, CVF001-433D2, Manual Adjustment)
2. \$2,652.52 to Kingbridge Holdings LLC, for Acct. #801-11029-105 (Did not exist; equipment was not in Webb County as of 01-01-09 for 2009)
3. \$4,234.96 to Super Transport International, for Acct. #984-00002-021 (Part of land double assessed with 984-00002-020 for 2005, 2006, 2007, 2008 and 2009)
4. \$2,781.93 to Webb County Tax Office, for Acct. #900-90141-015 (to pay account #900-90141-099)

Administrative Services

37. Discussion and possible action to approve an exemption to the current County Wide hiring freeze and to allow the Administrative Services Dept. to fill the following full-time vacant slot, effective May 25, 2010. This slot is part of the current general order of positions for FY 2009-2010.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2461	Safety/Loss Control Clerk	\$9.50

Casa Blanca Golf Course

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

From:	800-6015-6211	Linen Service & Replacement	525
To:	800-6015-6501	Pest Control	525

Community Action Agency

39. Discussion and possible to approve a waiver required by funding source TXDADS. The waiver requested is to provide shelf stable, cool or frozen meals to all participants who have been approved by TXDADS. Agenda Items will not have an impact to the General Fund. **[Account #952-4216-5001]**

Engineering

40. Discussion and possible action to approve the contract with Economists.com for a Water Utilities Rate Design Study in the amount not to exceed total of \$19,500.00. [Account #001-0109-6022 (Professional Services)]

41. Discussion and possible action to approve the following line item transfers to purchase a Computer USB ModBus Converter to link the two new Water Plant Control computers and add funds to the Office Supplies account for day to day business.

From:	010-0115-6011	Training & Education	2,500
	010-0115-5601	Administrative Travel	2,500
To:	010-0115-5601	Office Supplies	1,000
	010-0115-6205	Materials & Supplies	4,000

42. Discussion and possible action to grant approval to AWF Investments II to construct Amanecer Road and a portion of Enlace Road to exceed county road standards in the "Los Altos Subdivision Colonia" on existing Webb County Right-of-Way and Utility Easement, and in doing so will allow more of the Border Colonia Access Program funding to add inlets, extend outfall, and to improve the storm drainage system improvements.

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

From:	801-3001-6007	Dues and Memberships	594
	801-3001-6010	Books and Subscriptions	1,000
	801-3001-6011	Training and Education	220
	801-3001-6014	Equipment Rental	3,930
	801-3001-6201	Utilities	10,750
	801-3002-6007	Dues and Memberships	500
	801-3004-6204	Fuel and Lubricants	8,500
To:	801-3001-6004	Telephone	3,494
	801-3001-6214	Chemicals	13,000
	801-3004-6402	Repairs and Maint. Equipment	9,000
		Total:	25,494

[Requested by John Amaya, Webb County Utilities Director]

Fred & Anita Bruni Community Center

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

From:	001-6104-5601	Administrative Travel	535
To:	001-6104-6204	Fuel & Lubricants	535

Head Start

45. Discussion and possible action to extend the length of employment for Slot #976 (Training and Transition Manager) from 21 Pay Periods to 24 Pay Periods for FY 2009 - 2010. [Account #903-4208-5001]

46. Discussion and possible action to extend the length of employment for Slot #2185 (Specialized Services Assistant), #957 (Health Assistant), #1947 (LVN), #1084 (Bus Driver), #1087 (Bus Driver), #2047 (Food Transporter), and #2183 (Area Service Manager) from 24 Pay Periods to 26 Pay Periods for FY 2009-2010. [Account #903-4208-5001]

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

<u>Slot #</u>	<u>Title</u>	<u>Hourly Salary</u>	<u>Pay Periods</u>
2554	Primary Caregiver	\$8.86	26
2555	Primary Caregiver	\$8.86	26

48. Recognition of Commissioner Frank Sciaraffa, recipient of the Vicente H. Molina Community Volunteer Award, by the Head Start Community Volunteer Recognition Committee.

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

From:	903-4208-5001	Payroll	100,000
		Fringe Benefits	30,000
To:	903-4208-8801	Capital Outlay	36,776
	903-4208-6069	Classroom Supplies	10,000
	903-4208-6201	Utilities	10,224
	903-4208-6401	Center Repairs	30,000
	903-4208-6224	Minor Apparatus	43,000

50. Discussion and possible action to approve the Head Start Re-funding Application for Fiscal Year 2010–2011 (September 1, 2010 through August 31, 2011). Amounts are for \$8,102,485 (Federal) and \$2,025,621 (Non-Federal Share) for a Grand Total of \$10,128,106. [Account #903-4200-3502]

Juvenile Department

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

From:	001-1301-6403	Repairs/Maintenance of Vehicles	1,553
	001-1301-5602	Local Mileage	1,947
To:	001-1301-6204	Fuels/Lubricants	3,500

Larga Vista Community Center

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

From:	001-6103-6403	Repairs & Maint Vehicles	346
To:	001-6103-5601	Administrative Travel	346

Planning

53. 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. Block 2, Lot 30, Los Altos Subdivision 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.

54. Discussion and possible action to grant an exception to the Court's hiring freeze to allow the Planning Department to fill Slot No. 010-0102-2471 (Planning Coordinator), as necessary to handle increased workloads associated with the permitting of EDAP water and sewer connections in HWY 359 and FM 1472 area colonias. This position is funded fully through Road and Bridge Funds; therefore, there will be no impact to the General Fund. **[Account #010-0102-2471]**

Purchasing

55. Discussion and possible action to accept the evaluation rating of the Request for Qualifications, Q-2010-01 Design Build-Webb County, Bruni, Texas Fire Station Phase I, Improvements Bruni Park Phase II, Justice of the Peace Office Renovations Oilton Phase III.

RFQ Evaluation

1. Zertuche Construction
2. CC Construction
3. Kiva Build & Design

RFQ Evaluations

1. Zertuche Construction
2. CC Construction
3. Kiva Build & Design

[Account Fund #732 (Series 2008) Fund #640 (ARRA Grant) and Fund #641 (ARRA Grant)]

56. Discussion and possible action to purchase One (1) switch gear of 208/120 volts for electrical and lighting to be install at the Sheriff's Department, from Joe's Electric, in the amount of \$14,780.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #001-2060-6402 (General Fund, Repairs and Maintenance Equipment)]**

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

From:	001-6100-6201	Utilities Quad City	10,000
To:	001-6108-6201	Utilities Bruni Community Center	10,000

[Requested by Mario Garcia, Webb County Quad City Director; Account #001-6100-6201 (Utilities)]

58. Discussion and possible action to enter into a Weatherization Contractors Application with American Safety Insurance Services, Inc., a sole source for pollution insurance and purchase said insurance policies, to provide program insurance for the Webb County Community Action Agency's Weatherization Program and ARRA Program required and mandated by the Texas Department of Housing and Community Affairs (TDHCA) from June 3, 2010 through June 3, 2011 and to purchase said insurance and authorizing the County Judge to sign on all relevant documents for a new policy at an annual cost of \$4,168.00 and a renewal policy at an annual cost of \$1,950.00. **[Requested by Javier H. Martinez, Community Action Agency Director; Account #917-4206-6032 (Weatherization ARRA Funds) and #920-4200-6032 (Community Service Block Grant)]**

59. Discussion and possible action to purchase Hard Drive Devices for Management Information Systems Department, pursuant to Section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code from Data Devices International, GSA Contract 02F-0093V, for a total amount of \$9,799.00. **[Requested by Jaime F. Alvarado M.I.S. Director; Account #733-0500-8801 (Bond Series 2008A Capital Outlay)]**

60. Discussion and possible action to purchase Four (4) Dell Desk Top Computers with accessories and One (1) Projector for Auditors Department, pursuant to Section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code from Dell, DIR-SDD-890, for a total amount of \$7,377.95. **[Requested by Leo Flores, Webb County Auditor; Account #660-0400-8801 (Bond Series 2003, Capital Outlay) & #001-0400-6205 (General Fund, Materials and Supplies)]**

- 61.** Discussion and possible action to purchase Thirteen (13) Dell Desk Top Computers with accessories for Auditors Department, pursuant to Section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code from Dell, DIR-SDD-890, for a total amount of \$16,499.01. **[Requested by Leo Flores, Webb County Auditor; Account #605-0400-8801 (Building Maintenance & Construction, Capital Outlay) and #001-0400-6205 (General Fund, Materials and Supplies)]**

Road and Bridge

- 62.** 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 25 through September 30, 2010.

Santa Teresita Community Center

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

From: Administrative Travel	001-6114-5601	367
Fuel & Lubricants	001-6114-6204	300
Repairs & Maint. Building	001-6114-6401	1,100
To: Goods For Public Events	001-6114-6219-2	1,367
Materials & Supplies	001-6114-6205	400
Total:		1,767

Closed Session/Executive Session

- 64.** Discussion and possible action to approve repairs to Unit #1784, which was involved in an accident with third party on March 3, 2010. Repairs not to exceed \$6,050.60. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)] [Requested by Cynthia Mares, Administrative Services Director; Account #001-0114-9201]**
- 65.** Discussion and possible action regarding proposed Interlocal Cooperation Agreement Between the City of Laredo and County of Webb regarding fire protection, emergency medical and rescue services within the County of Webb. **[Executive Session is requested pursuant to Texas Government Code, Title 5, subchapter D, Section 551.071 (Consultation with Attorney)] [Requested by Webb County Judge Danny Valdez]**

- 66.** Discussion and possible action to implement the order of the Webb County Civil Service Commission reinstating former employee Alicia Galindo to employment with Justice of the Peace Precinct Four by identifying an available slot, transferring that slot to the Precinct Four Justice of the Peace, and ordering adequate funding for the reinstatement; and any other matters incident thereto. Commissioners Court may take any other action to facilitate implementation of the order. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]**

- 67.** Status report regarding lawsuit- Cause No. 1992-CVQ-0000009; entitled Callaghan Ranch, Ltd. Vs. Radcliffe Killam and wife, Sue Spivey Killam and Webb County Texas. **[Executive Session is requested pursuant to Texas Government Code, Title 5, subchapter D, Section 551.071 (Consultation with Attorney)]**

- 68.** 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 21st DAY OF May, 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 21st day of May, 2010 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 21st DAY OF May, 2010

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Imelda Diaz, Deputy Clerk