



# WEBB COUNTY, TEXAS

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## COMMISSIONERS COURT

**PUBLIC NOTICE**  
**COMMISSIONERS COURT MEETING**  
WEBB COUNTY COURTHOUSE  
1000 HOUSTON STREET, 2<sup>ND</sup> FLOOR  
LAREDO, TEXAS 78040  
October 12, 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 September 13, 2010, September 27, 2010 and September 30, 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.** Discussion and possible action to clarify the Fire/EMS services that Webb County will provide to the UISD Schools located off Highway 83 South; specifically, Juarez-Lincoln, DD Hachar, Kennedy-Zapata and Salvador Garcia; and any other matters incident thereto.

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

- 8.** Discussion and possible action to proclaim October 2, 2010 as Habitat for Humanity Women Build Day in Webb County, Texas.

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

- 9.** Status report with possible action on the newly acquired Webb County Title building including total cost estimates and to authorize the facilities and purchasing department to take any action necessary for preparations for occupying of said building; and any other matters incident thereto.
- 10.** Discussion and possible action to approve the Contract with FQR Architects Inc., for the design of the Buenos Aires Community Center (with a revised budget of \$1,370,625.00), subject to available funding; and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Account #2002-2003 Bond Series]**
- 11.** Discussion and possible action to approve the contract for professional services of Rolando L. Rios and Associates, PLLC relating to the 2010 redistricting; and any other matters incident thereto.
- 12.** Recognition of Mr. Tony Silva, Webb County Veteran's Service Office for his recent recognition as the Outstanding Veteran Officer of the Year for his outstanding achievement in helping veterans in Texas.

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

- 13.** Status Report by Webb County's Community Action Agency Director, Javier Martinez on any pending investigation into the Weatherization Assistance Program. **[Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]**

- 14.** Status Report by Webb County Engineer, Fitzgerald Sanchez on the discharging of sewage and other effluents into Webb County water plant. Identify parties responsible for this activity and report of any compensation paid to Webb County for these activities with discussion and possible action to take immediate remedial measures necessary to protect Webb County from any and all violations of Federal and State law(s), and take actions necessary to discipline all Webb County personnel involved, and any other matters incident thereto. **[Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]**

**Commissioners Court**

- 15.** Discussion and possible action to approve the following capital outlay purchases as recommended by the Capital Outlay Committee, to be paid with \$600,000 from Series 2010 capital outlay funds and \$169,900 from other series capital outlay funds: **[Requested by Rosaura “Wawi” Tijerina, Committee Co-Chair]**

<u>Department</u>	<u>Purpose</u>	<u>Amount</u>
District Clerk	Jury Software	100,000
County Clerk	Computers	10,000
J.P. Ramiro Veliz	Chairs & Carpet	5,000
J.P. Ricardo Rangel	Copier & Fax	5,000
J.P. Hector Liendo	Copier & TV	10,000
J.P. Oscar Liendo	Computers & Printers	5,000
Constable Rodriguez	Radios	10,000
Constable Juarez	Radios, Computers	10,000
Constable Reyes	Telephone System, Computers	16,000
Purchasing	Computers & Printers	37,500
Administrative Services	Scanner, HR Software	27,000
M I S	Time & Attendance System	200,000
Records Management	Scissor Lift	14,000
Indigent Health	Copier, Computers	25,000
Public Defender	Computers & Software	5,400
Building Maintenance	Vehicles	48,000
Engineering	Vehicles	56,000
Radio Communications	Vehicle	36,000
Water Utilities	Water Tanker Truck	100,000
49 <sup>th</sup> District Court	Court Reporter System	<u>50,000</u>
		769,900

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MEDIA BREAK

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Honorable Anna L. Cavazos Ramirez, County Attorney

16. Discussion and possible action to approve renewal of Title IV-E County Legal Services Contract #233258109 with the Texas Department of Family and Protective Services providing for partial reimbursement to Webb County for expenditures related to the provision of legal services by the Webb County Attorney's Office in child abuse and neglect cases, and to authorize the Webb County Judge to execute all necessary documents related thereto.
17. Discussion and possible action to approve renewal of Title IV-E Child Welfare Services Contract #23358108 with the Texas Department of Family and Protective Services requiring Webb County to maintain a Child Welfare Board and providing for the reimbursement for certain expenditures made by Webb County relating to foster children, and authorizing County Judge to sign all relevant documents.
18. Discussion and possible action to enter into a One (1) year renewal (November 1, 2010 through October 31, 2011) commercial Lease Agreement with the City of Laredo Housing Authority concerning lease space located at 401 Gonzalez Street (Colonia Guadalupe) at a cost of SIX HUNDRED DOLLARS (\$600.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. **[Requested by Aliza Oliveros, Webb County Head Start Director]**
19. Discussion and possible action to enter into a One (1) year renewal (November 1, 2010 through October 31, 2011) commercial Lease Agreement with the City of Laredo Housing Authority concerning lease space located at 6500 Springfield Avenue (Springfield Acres) at a cost of THREE HUNDRED DOLLARS (\$300.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. **[Requested by Aliza Oliveros, Webb County Head Start Director]**
20. Discussion and possible action to enter into a One (1) year renewal (November 1, 2010 through October 31, 2011) commercial Lease Agreement with the City of Laredo Housing Authority concerning lease space located at 2801 Ireland (Magic Corner) at a cost of THREE HUNDRED SEVENTY-FIVE DOLLARS (\$375.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. **[Requested by Aliza Oliveros, Webb County Head Start Director]**

- 21.** Discussion and possible action to enter into a One (1) year renewal (November 1, 2010 through October 31, 2011) commercial Lease Agreement with the City of Laredo Housing Authority concerning lease space located at 711 E. Elm Street (Russell Terrace) at a cost of TWO HUNDRED FIFTY DOLLARS (\$250.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. **[Requested by Aliza Oliveros, Webb County Head Start Director]**
- 22.** Discussion and possible action to approve an agreement with Mercy Ministries for facilitation of medical and health-related services in the outlying areas of Webb County and the continued operation of Mercy Ministries mobile clinic. Discussion may include a possible extension of funding and/or time for replacement of van driver position previously funded by Webb County.

**Honorable Hector Liendo, Justice of the Peace Pct. 1 Pl. 1**

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

From:	001-0200-5601	County Judge - Administrative Travel	1,850
	001-1040-6205	J.P. Hector Liendo - Materials & Supplies	<u>1,850</u>
		Total	3,700
To:	001-1040-5005	J.P. Hector Liendo - Part-time	3,700

**Honorable Ramiro Veliz, Justice of the Peace Pct. 2 Pl. 1**

- 24.** Discussion and possible action to approve filling of the following position:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
1497	D.P.S. Clerk I	\$12.65

**Honorable Martin Cuellar, Sheriff**

- 25.** Discussion and possible action to accept a 2010 State Criminal Alien Assistance Program (SCAAP) from the U.S. Department of Justice in the amount of \$194,418, and authorizing the drawdown of funding. This is a reimbursement grant for the housing of state criminal aliens at the Webb County jail. This grant will have no impact on the general fund.

- 26.** Discussion and possible action to continue paying the Four (4) Grant-funded deputies employed under Operation Border Star (current CJD No. 1979003) until notification about grant continuation award by the Criminal Justice Division of the Governor's Office.
- 27.** 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 slots to support overall operations. These slots are part of the current general order positions for FY2009-2010. **[Account #001-2060]**

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
390	Officer I	\$17.99
433	Lieutenant	\$25.53

- 28.** Discussion and possible action to approve a Twelve (12) month advertising agreement between Sagamore-Hill Broadcasting (KGNS-TV) and the Webb County Sheriff's Office for public service announcements involving law enforcement issues, effective October 1, 2010 through September 30, 2011. Total Contract price is \$72,000.00 to be billed on a monthly basis at \$6,000.00 per month. **[Account #168-2001-6707]**
- 29.** Discussion and possible action to approve a professional service contract between Webb County and Arturo G. Garza-Gongora, M.D. for inmate medical services in the amount of \$166,818.12 per year and to grant a Professional Service Exemption in accordance with Section 262.024 (Discretionary Exemptions) of the local government code. The contract term shall be effective for a period of Two (2) years and shall commence on October 1, 2010 through September 30, 2012, and authorizing the County Judge to execute all relevant documents. **[Account #001-2062-6022]**

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

- 30.** Discussion and possible action to approve the filling of the following position effective October 12, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2462	General Clerk	\$12.29

## Administrative Services

31. Discussion and possible action to approve the renewal agreement with Alternative Services Concepts as the Third Party Administrator for the Workers Compensation Program, General Liability Claims for Webb County effective October 1, 2010 – September 30, 2011 with an annual premium not to exceed \$60,000.00 and for the County Judge to sign all relevant documents.
32. Discussion and possible action to determine if Webb County wishes to exercise the right to be exempt from sections of the Health Insurance Portability and Accountability Act (HIPAA) to become effective November 1, 2010 through October 31, 2011 and authorizing the County Judge to execute all relevant documents.
33. Discussion and possible action to approve the annual renewal agreement with National Plan Administrators as the Third Party Administrator for the 125 Cafeteria Plan for Webb County effective January 1, 2011 with an annual amount not to exceed \$20,000.00 and for the County Judge to sign all relevant documents. **[Account #816-0105-6039]**
34. Discussion and possible action to approve the Renewals with the Texas Association of Counties (HEBP), with Blue Cross Blue Shield as carrier, for the Webb County Health Insurance Program (November 01, 2010 – October 31, 2011). The claim administration services rates will be as follows, per month, per covered individual: \$41.25 for medical claim administration services, \$3.56 for dental claim administration services, \$2.95 for disease management services, \$24.97 for specific stop loss insurance, with a \$200,000 deductible for medical claims, and \$3.40 for aggregate stop loss insurance with a 125% corridor for medical and prescription drug claim.
35. Status report regarding the deterioration of the roof at the Tex-Mex building with discussion and possible action to identify funding for repairs and determine best course of action; and any other matters incident thereto. **[Requested by Cynthia Mares, Webb County Administrative Services Director and Raul Elizondo, Facilities Director]**

**36.** Discussion and possible action to authorize payroll deductions at the request of a County employee in accordance with Local Government Code §155.001 for Air Evac Lifeteam memberships for emergency air ambulance services; possible action to find that such deductions serve a public purpose in that it helps ensure the viability of a medical service that benefits the community as a whole; possible action to authorize the County Judge to execute all necessary documents; and any other matters incident thereto.

**Auditor**

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

From:	001-4300-7437	Emergency Medical Services	380,614
To:	001-2203-5001	Payroll Cost	15,000
	001-2203-5005	Part Time (12 Firefighter)	230,000
	001-2203-5301	Fica County Share	18,743
	001-2203-5303	Retirement County Share	23,765
	001-2203-5305	Worker Compensation	12,863
	001-2203-5306	Unemployment Tax	4,043
	001-2203-6004	Telephone	1,000
	001-2203-6004-2	Cell Phone Cost	1,200
	001-2203-6004-5	Cable & Internet	1,500
	001-2203-6035	Worker's Compensation Premium	21,000
	001-2203-6204	Fuel & Lube	10,000
	001-2203-6201	Utilities	15,000
	001-2203-6202	Uniforms	5,000
	001-2203-6401	Repairs & Maintenance Buildings	5,000
	001-2203-6403	Repairs & Maintenance Vehicles	1,000
	001-2203-7230-01	Grant Match Requirements	<u>15,500</u>
		Total	380,614

**Building Maintenance**

**38.** Discussion and possible action to approve the filling of the following slot effective October 12, 2010:

<u>Slot</u>	<u>Title</u>	<u>Hourly Rate</u>
9119	Custodian P/T	\$8.25

Community Action Agency

39. Discussion and possible action to allow the Executive Director to adjust the salary of the following slots effective October 13, 2010.

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	1847	Field Inspector Assessor	\$10.00
To:	1847	Field Inspector Assessor	\$10.75
From:	2486	Field Inspector Assessor	\$ 9.00
To:	2486	Field Inspector Assessor	\$10.00

**[Account #920-4200-5601- (Grant Funds)]**

40. Discussion and possible action to accept a check in the amount of \$10,724.72 from TXU Energy. The Webb County Community Action Agency will utilize these funds to assist qualified TXU energy clients. **[Account #902-4200-7004]**
41. Discussion and possible action to create and fill a Quality Assurance Assistant position at \$10.00 per/hour full-time with benefits for the ARRA Weatherization Program effective October 13, 2010. Temporary position. No impact on the General Fund. **[Account #917-4206]**
42. Discussion and possible action to approve the following proposed title and salary change effective October 13, 2010.

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	2012	Lead Field Inspector Assessor	\$11.55
To:	2012	Weatherization Coordinator	\$15.00

**[50% out of Account #912-4206 and 50% out of Account #912-4224]**

43. Discussion and possible action to approve payment by the Webb County Community Action Agency totaling \$356.45 to the Texas Department of Housing & Community Affairs (TDHCA) for an unallowable direct services support expenditures made by the Comprehensive Energy Assistance Contract #58090000397(CEAP) for PY 2009. No impact on the General Fund. **[Account #001-0112-7200-08]**

- 44.** Discussion and possible action to approve the filling of the following slot. Regular full time with benefits for the Social Services Program. Funds are to come from Account #920-4200-5001 effective October 13, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2485	Driver/Custodian	\$ 9.00

- 45.** Discussion and possible action to recognize and seat One (1) elected Category "B" member: Mr. Jerry Villegas/Representative from Area VII- Santo Nino.

**Engineer**

- 46.** Discussion and possible action to amend the existing North Side International Park contract with Hickey Peña Architects, LLC approving \$3,360.00 for added field coordination and engineering work needed to address differing site conditions surrounding a portable building and a buried utility, and authoring the County Judge to execute all relevant documents. **[Fund 723]**

- 47.** Discussion and possible action to approve the Operations & Maintenance Plan for Casa Blanca Lake Dam approved by TCEQ on March 27, 2008 to be implemented to the Lake Casa Blanca Dam Maintenance Program, and any other matters thereto.

**Head Start**

- 48.** Discussion and possible action to approve the filling of the following slots:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Salary</u>	<u>Pay Periods</u>
1142	Cook	\$ 8.48	21
1419	AA Teacher	\$13.27	23

**[Accounts #903-4208-5001 and #906-4209-5001]**

**Indigent Defense Services**

- 49.** Discussion and possible action to approve a resolution authorizing the submission of the 2011 grant application to the Texas Task Force on Indigent Defense for the Indigent Defense Formula Grant Program and designate the Public Defender as Program Manager and contact person and the auditor as financial officer for the grant.

Medical Examiner

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

From:	001-0109-6022	General Operation Professional Services	6,500
To:	001-2070-5005	Medical Examiner (Part-Time)	6,500

Purchasing

- 51. Discussion and possible action to purchase Two (2) i2 Analyst's Notebooks and software from i2 Inc., pursuant to section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program GSA Contract No. GS-25F-0241J, Texas Local Government Code, in the amount of \$7,722.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #314-2001-8801 (Enhancing Webb County Jail Funds)]**
- 52. Discussion and possible action to purchase Maintenance services for the Sheriff's 911 Radio Division from Dailey Wells Communications in the amount of \$13,345.20. **[Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent; Account #316-2100-6224 (Sheriff's Radio Communication Funds)]**
- 53. Discussion and possible action to purchase ink cartridges for the Head Start Department, pursuant to section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program DIR Contract No. SDD-1364, Texas Local Government Code, from Southern Computer Warehouse in the amount of \$9,928.61. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4200-6001 (Head Start Funds)]**
- 54. Discussion and possible action to ratify acquisition of geotechnical services including material testing for the New Fire Station on HWY 359 project, from Castle Engineering & Testing, LLC in the amount of \$5,390.00. **[Requested by Juan Vargas, Webb County Economic Development Director; Account #640-8001-8711 (Fire Expansion Fund)]**
- 55. Discussion and possible action to ratify the solicitation of request for proposals for "Substance Abuse Treatment Services" at the Community Supervision & Correction Department. **[Requested by Rebecca Palomo, Webb County CSCD Director; Account #079 (Supervision Funds)]**
- 56. Discussion and possible action to reject Bid 2011-26 "Annual Contract for Plumbing Supplies and Parts" and to extend current contract with Clark Hardware for one year. **[Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]**

- 57.** Discussion and possible action to award RFP 2010-08 "IBM iSeries Backup Server with Software" to the lowest bidder to Clear Technologies not to exceed \$206,758.00. [Requested by Jaime Alvarado, Webb County MIS Director; Account #733-0500-8801 (Series 08A Funds Capital Outlay)]
- 58.** Discussion and possible action to award the following Annual contracts to the lowest bidder:
- 2011-05 "Annual Contract for Auto and Truck Parts"
1. Primary: Gonzalez Auto Parts
- 2011-07 "Annual Contract for Heavy Equipment Parts"
1. Primary: RDO Equipment
- 2011-20 "Annual Contract for Car Wash"
1. Primary: Power Wash
- 2011-21 "Annual Contract for Tires & Tubes"
1. Snider Tire
- 2011-30 "Three Year Contract for Digital Cell Phone Service"
- Primary: Verizon Wireless
- 2011-32 "Annual Contract for Uniforms for Road and Bridge, Building Maintenance & Parks Grounds"
1. Primary: Road and Bridge (Al & Rob Sales)
  2. Primary: Building Maintenance and Parks and Grounds (Cintas)
- 2011-38 "Annual Contract for Central Store Office Supplies"
1. Primary: Executive Office
  2. Secondary: Patria Office Supply
- 59.** Discussion and possible action to solicit annual contract for "Alarm Monitoring and Fire Alarm Inspection". [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

- 60.** Discussion and possible action to award Bid 2011-69 "Annual Contract for Breaks Pads and Roters" for Law Enforcement vehicles to Gonzalez Auto Parts for Raybestos Brand; and to O'Reilly for Wagner and Brake Best Brand. **[Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]**

**Closed Session/Executive Session**

- 61.** Discussion and possible action to authorize the office of the Webb County Attorney to handle the defense in Cause No. 2010CVQ0011271 D1, Leonardo Cantu v. Webb County Sheriff's Department, Webb County and Vicente Reyes, and any matter incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
- 62.** Discussion and possible action to authorize the office of the Webb County Attorney to handle the defense in Cause No. 2010CVT001589 D2, Khaledi Properties, Ltd, v. Killam Ranch Properties, LTD and Anna L. Cavazos Ramirez, and any matter incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
- 63.** 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 October, 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 October, 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 October, 2010

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: \_\_\_\_\_  
Margie Ramirez-Ibarra, County Clerk