

Official Minutes for Webb County
Commissioners Court Meeting

Monday, July 14, 2008 at 9:00 AM
(APPROVED JULY 28, 2008)

Call to order by Judge Danny Valdez

Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 9:00 a.m. at the regular meeting place with the following members present to wit:

Danny Valdez	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Sergio "Keko" Martinez	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 11th of July 2008. Present also were Mrs. Imelda Diaz, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

Item No. 1 ROLL CALL BY HONORABLE MARGIE RAMIREZ-IBARRA, WEBB COUNTY CLERK

Cmr. Sciaraffa motioned to excuse Cmr. Garza from being absent. Cmr. Martinez seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No. 2 PLEDGE OF ALLEGIANCE

Item No. 3. Approval of Minutes for June 23, 2008

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No. 4. Approval of Bills, Payroll, and Monthly Report

Cmr. Garza walked in at 9:01 a.m.

Mr. Leo Flores, County Auditor, explained the monthly report.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 5. Communications

Judge Valdez sent his condolences to the Javier Montemayor Family and explained that he was the first Webb County Public Defender. He congratulated Sister Rosemary Welsh on her 10th yr anniversary for Casa Misericordia. Judge Valdez also announced that the Annual SOS will be held on Thursday, July 17, 2008 in the central jury room.

Cmr. Sciaraffa sent her condolences to the Javier Montemayor Family and welcomed all probation officers present.

Cmr. Tijerina sent her condolences to the Javier Montemayor Family. She congratulated Sister Rosemary Welsch on her 10th years of service. Cmr. Tijerina congratulated 25 high school students who received scholarships from the GEO Group. She also announced that Larga Vista Community Center will be hosting their Jamaica on July 26, 2008 from 10:00 a.m. – 2:00 p.m.

Cmr. Garza sent her condolences to the Javier Montemayor Family. He thanked the kids who participated in the Buenos Aires Community Center Summer Camp and thanked the staff who assisted in putting these events together. Cmr. Garza welcomed the Probation office and Ms. Pat Campos, UISD Board member.

Cmr. Martinez sent her condolences to the Javier Montemayor Family and Eloy Saucedo Family. He also welcomed Ms. Pat Campos, UISD Board member.

Item No. 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.

1st witness card – Javier Mendoza

Mr. Mendoza addressed the Court on item #69. He stated that he was concerned that the mold process was not done properly. Mr. Mendoza explained that the families of Webb County should be taken into consideration being that they are going through a difficult financial time; however, he stated that Webb County has been doing things that are not done correctly.

Judge Valdez welcomed Mayor Raul Salinas.

Honorable Danny Valdez, Webb County Judge

Item No. 7. Discussion and possible action to jointly proclaim with the City of Laredo the week of July 13th 2008, as Probation, Parole and Community Supervision Week in Laredo, Webb County, Texas.

Judge Valdez and Mayor Raul Salinas read the Proclamation.

Ms. Rebecca Ramirez Palomo, CSCD Director, and Ms. Melissa Mojica, Juvenile Probation Director, thanked the Court for their recognition as well as both of their employees.

Item No. 8. Presentation by Sylvia Romero, partnership specialist with the U.S. Census Bureau, regarding the upcoming 2010 census.

Ms. Sylvia Martinez, partnership specialist with the U.S. Census Bureau, made a presentation.

Presentation on file at the Webb County Clerks Office under the July 14th, 2008 Commissioner's Court meeting dvd.

Judge Valdez stated that on the next Commissioner's Court meeting a committee will be formed for the census.

Item No. 9. Discussion and possible action to form a committee which will be responsible to search for funding and site locations for a drug treatment facility for adolescents; and any other matters incident thereto.

Judge Valdez motioned to form a committee. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez appointed Cmr. Sciaraffa and Judge Raul Vasquez to Chair the committee.

Item No. 10. Discussion and possible action to authorize the Webb County Commissioners Court to execute an inter-local agreement with the City of Laredo Parks and Leisure Services for the purpose of establishing a partnership allowing both entities to sponsor a 2008 youth summer camp basketball program at Four (4) facilities throughout the City of Laredo and Webb County, Texas; and any other matters incident thereto.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

Item No. 11. Discussion and possible action to select an appointee for the Webb County Rural Rail District Committee.

Cmr. Sciaraffa stated that the name should read Webb County Rural Rail Transportation District. He stated that his appointee was Ms. Raquel Perez.

Cmr. Tijerina motioned to approve Cmr. Sciaraffa's recommendation. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 12. Discussion and possible action to approve the following line item transfer for the Rio Bravo Community Center:

From:	001-6115-6204	Fuel and Lubricants	700
To:	001-6115-6401	Building Maintenance	700

Cmr. Sciaraffa stated that the item transfer should be for the Las Presas Community Center.

Cmr. Sciaraffa motioned to approve item with the correction to Las Presas Community Center. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

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

Item No. 13. Status report by Engineer Department on the water and wastewater line project in the colonias located on Hwy. 359.

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Item No. 14. Status report by Road & Bridge Superintendent regarding the condition of the roads in the colonias located on Hwy. 359.

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Honorable Jerry Garza Webb County Commissioner Pct. 3

- Item No. 15.** Discussion and possible action to accept, reject, or modify the office space master plan recommendations of the Webb County Building Committee, and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Cmr. Garza thanked each member of the Court for their appointees. He stated that at the last meeting the members had a couple of options which included: 1. The demolition of the Tex Mex Building to construct a parking garage that would generate revenue for the County. 2. The County to purchase the Paul Alarcon Building across from the Tex Mex Building. Cmr. Garza stated that the committee felt that both options would be feasible to the County.

Judge Valdez motioned to accept the recommendations of the committee and move forward with the recommendations. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza motioned to move up item #90. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 70.** Discussion and possible action to retain the services of an Architectural Firm to develop plans and specification to rehabilitate and preserve the Webb County Veteran's Museum located at 409 San Bernardo Avenue.

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Mr. Eloy Ramirez, Purchasing Agent, stated that four proposals were received and that his recommendation was Frank Architects.

Cmr. Garza motioned to approve Mr. Ramirez's recommendation. Judge Valdez seconded the motion.

Motion carried 4-1 with Cmr. Martinez abstaining from voting.

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

- Item No. 16.** Discussion and possible action to settle and compromise the claim of ANAM, Ltd. for offset of additional caliche upgrades to San Juan Road. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Cmr. Martinez asked if this item could be deferred until the executive session was taken up.

Commissioners Court

- Item No. 17.** Discussion and possible action to approve a resolution supporting the City of Laredo in urging the Texas Legislature to approve the dedication of State Sales Tax collected on aviation and air transportation related goods and services for airport development.

Cmr. Martinez motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 18. Consideration and adoption of a RESOLUTION DECLARING INTENTION TO REIMBURSE CERTAIN EXPENDITURES.

Item No. 19. Consideration and adoption of an ORDER AUTHORIZING PUBLICATION OF NOTICE OF INTENTION TO ISSUE CERTIFICATES OF OBLIGATION AND OTHER MATTERS RELATED THERETO.

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Comr. Tijerina advised the Court that emails were sent by her department to all department heads and elected officials and no response was given to her by Comr. Sciaraffa and Comr. Martinez.

Comr. Tijerina motioned to approve item as submitted. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

(MEDIA BREAK 11:26 am – 11:45 am)

Comr. Tijerina motioned to move up the items on the addendum submitted by her. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Rosaura "Wawi" Tijerina, Commissioner Pct. 2

Addendum Item No. 1 Discussion and possible action to accept the donation of two tracts of land (4.0888 acres and 4.3707 acres), each abutting the Webb County Casa Blanca Lake Spillway tract, and authorizing the County Judge to sign all relevant documents.

Comr. Tijerina motioned to approve item as submitted. Comr. Martinez seconded the motion.

Motion carried 3-1 with Comr. Garza not present and Judge Valdez abstaining from voting.

Addendum Item No. 2 Discussion and possible action to enter into Memorandum of Understanding with CBA Laredo Escon, LP., regarding the payment of SEVENTY-FIVE THOUSAND DOLLARS (\$75,000.00) to Webb County for the maintenance and improvement of a County owned forty acre tract, known as the Webb County Casa Blanca Lake Spillway tract, and approximately two 4 acre tracts abutting the County spillway tract, which said two 4 acre tracts are to be donated to the County and authorizing the County Judge to sign all relevant documents.

Mr. Nathan Bratton, County Attorney's office, stated that for the donation taxes were prorated and subject to clean phase one environmental to which they would be submitting.

Comr. Tijerina motioned to approve item as submitted. Comr. Sciaraffa seconded the motion.

Motion carried 3-1 with Comr. Garza not present and Judge Valdez abstaining from voting.

Addendum Item No. 3 Discussion and possible action to grant a Stormwater Discharge Easement to CBA Laredo Escon, LP., for the Escondido Subdivision Units 1-6, to allow stormwater discharge into the Casa Blanca Lake Spillway Tract and authorizing the County Judge to sign all relevant documents.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 3-1 with Cmr. Garza not present and Judge Valdez abstaining from voting.

Addendum Item No. 4 Discussion and possible action to enter into an Interlocal Agreement with the City of Laredo to lease approximately forty –eight acres of land (being the County Spillway tract approximately 40 acres and two tracts (4.0888 acres and 4.3707 acres abutting the Spillway tract) for a forty year period at a normal fee of one dollar per year for public park and recreational purposes to facilitate the inclusion of said property into the City of Laredo's Chacon Park project and authorizing the County Judge to sign all relevant documents.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 4-1 with Judge Valdez abstaining from voting.

Cmr. Tijerina motioned to move up item #37. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Constable Annette Munoz, Pct 3

Item No. 37. Discussion and possible action to approve the following line item transfer:

From:	001-2501-5601	Administrative Travel	1,000
To:	001-2501-6204	Fuel & Lubricants	1,000
From:	001-2501-6202	Uniforms	700
To:	001-2501-6403	Repairs & Maint. Vehicles	700

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Auditor

Item No. 20. Discussion and possible action to submit request to Texas Comptrollers of Public Accounts for funding an appropriate program under Section 381.004, Local Government Code (Community and Economic Development Programs in Certain Counties).

Cmr. Martinez motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

County Attorney

Item No. 21. Discussion and possible action to enter into a One (1) year (July 23, 2008 through July 22, 2009) maintenance agreement (Contract No. 615470-001) with Toshiba Business Solutions of Texas concerning an E352 Copier located at the Webb County Records Management office at a annual cost of ONE HUNDRED EIGHTY DOLLARS (\$180.00) with copy overages being billed on a quarterly basis at \$.0077 cents per black print copy and authorizing the Webb County Judge to execute all relevant documents. [Requested by Webb County MIS Department, Jaime F. Alvarado, Director; Account 008-0101-6402]

Item No. 22. Discussion and possible action to enter into a One (1) year (June 25, 2008 through June 24, 2009) maintenance agreement (Contract No. 211170-002) with Toshiba Business Solutions of Texas concerning an RN2235 Copier located at the Webb County Purchasing Department at a annual cost of FIVE HUNDRED NINETY-FIVE DOLLARS (\$595.00) with copy overages being billed on a quarterly basis at \$.00595 cents per black print copy and authorizing the Webb County Judge to execute all relevant documents. [Requested by Webb County Purchasing Department, Eloy Ramirez, Purchasing Agent; Account 001-600-6402 (Repairs and Maintenance)]

Cmr. Garza motioned to approve items #21 and 22 as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 23. Discussion and possible action to enter into a One (1) year (August 1, 2008 through July 31, 2009) lease agreement with the Estate of Carlos De Jesus Kazen and Roberto Gonzalez for the Webb County Head Start Center located at 3501 Corpus Christi at a monthly rate of ONE THOUSAND FOUR HUNDRED DOLLARS (\$1,400.00) and authorizing the County Judge to sign all relevant documents. [Requested by Aliza Oliveros, Head Start Program Director, Account 903-4207-6012 (Rent)]

Item No. 24. Discussion and possible action to enter into a Five (5) year (August 1, 2008 and ending on July 31, 2013) property lease agreement with United Independent School District for the Webb County Head Start Center located at Finley Elementary School situated in Laredo, Webb County, Texas at an annual rate of ONE DOLLAR (\$1.00) and authorizing the County Judge to sign all relevant documents. [Requested by Aliza Oliveros, Head Start Program Director, Account 903-4207-6012 (Rent)]

Item No. 25. Discussion and possible action to authorize the Webb County Head Start Director to exercise an option to extend a property lease agreement with VIMOSA II located at 102 Sierra Vista Boulevard for a one year period being September, 1, 2008 through August 31, 2008 at an annual rate of ONE DOLLAR (\$1.00). [Requested by Aliza Oliveros, Head Start Program Director, Account 903-4207-6012 (Rent)]

Cmr. Martinez motioned to approve items #23, 24, and 25 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 26. Discussion and possible action to enter into a Cooperative Working Agreement with the South Texas Council and Alcohol & Drug Abuse (STACADA) beginning September 1, 2007 and ending August 31, 2008, to allow STCADA to provide

services in the area of HIV prevention at no cost to the County and authorizing the County Judge to sign all relevant documents. [Requested by Mr. Mike Kazen, Webb County Community Action Agency Director]

Item No. 27. Discussion and possible action to enter into a One (1) year (September 1, 2007 and ending August 31, 2008) Memorandum of Understanding with the South Texas Council on Alcohol & Drug Abuse (STACADA) to coordinate substance abuse counseling for adults and adolescents, drug and parenting skills education, relapse prevention skills as well as other services with the Webb County Community Action Agency at no cost to the County and authorizing the County Judge to sign all relevant documents. [Requested by Mr. Mike Kazen, Webb County Community Action Agency Director]

Item No. 28. Discussion and possible action to enter into a One (1) year (September 1, 2007 and ending August 31, 2008) Cooperative Working Agreement with the South Texas Council on Alcohol & Drug Abuse (STACADA) allowing CAA to refer potential clients to STACADA that would benefit from STACADA'S Substance Outpatient Treatment Program (TRA) at no cost to the County and authorizing the County Judge to sign all relevant documents. [Requested by Mr. Mike Kazen, Webb County Community Action Agency Director]

Cmr. Sciaraffa motioned to approve items #26, 27, and 28 as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 29. Discussion and possible action to enter into a contract amendment number One (1) to the Rural Transportation Federal Grant Agreement No. RPT 0804 (22) 31 with the State of Texas, acting through the Texas Department of Transportation wherein Webb County accepts an increase of ONE HUNDRED EIGHTY THOUSAND SIX HUNDRED FORTYTHREE DOLLARS (\$180,643.00) to the original grant amount of TWO HUNDRED TWENTY-FOUR THOUSAND EIGHT HUNDRED THIRTY-SEVEN DOLLARS (\$224,837.00) for the "El Aguila" rural mass transportation program and authorizing the County Judge to sign all relevant documents.[Requested by Mr. Mike Kazen, Community Action Agency Director; Account 980-4204-8801]

Cmr. Martinez motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 30. Discussion and possible action to enter into a One (1) year (June 26, 2008 through June 25, 2009) maintenance agreement with Nevill Business Machines, Inc. concerning a Copier located in the Office of the Webb County Justice of the Peace Precinct 1, Place 1 at the following fees billed on a quarterly basis at \$.0068 cents per color print copy, \$.00668 per black print copy, and .002 per scanned print copy and authorizing the Webb County Judge to execute all relevant documents. [Requested by Hector Liendo, Justice of the Peace Pct. 1, Pl. 1; Account 001-1040-6402 (Repairs and Maintenance)]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 31. Discussion and possible action to review and modify the manner in which Webb County allocates and pays for cellular telephones and cellular telephone service for elected officials, department heads, and employees. Action may include the adoption of a cellular telephone phone policy and cancellation of service or contract(s) with current service provider(s).

Cmr. Garza motioned to table the item. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza stated that this item needed to be referred back to the committee.

Item No. 32. Discussion and possible action to enter into a construction contract with Saadria Inc., Construction, for the finish out of the Webb County Nutrition Center, in the amount of SEVENTY-FOUR THOUSAND SEVEN HUNDRED FIFTY DOLLARS (\$74,750.00) and authorizing the County Judge to sign all relevant documents. [Requested by Juan Vargas Director, Economic Development Department Account No.]

County Clerk

Item No. 33. Discussion and possible action to approve the following line item transfer:

From:	005-1120-6011	Training & Education	2,000
To:	005-1120-6205	Material & Supplies	2,000
From:	009-1120-6402	Repairs & Maintenance Equipment	1,000
To:	009-1120-6205	Materials & Supplies	1,000

Judge Jesus Garza, County Court at Law Two

Item No. 34. Discussion and possible action to approve the following line item transfer:

From:	001-1011-6024	Court Appointed Atty/Fees	6,000
To:	001-1011-5005	Part-Time	6,000

Cmr. Sciaraffa motioned to approve items #32, 33, and 34 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Mr. Eloy Ramirez, Purchasing Agent, stated that the account number on item #32 will be from a grant.

Judge Valdez motioned to move up the addendum submitted by the County Attorney's Office. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

County Attorney

Addendum Item No. 1 Discussion and possible action to enter into a construction contract with Jimmy Closner and Sons Construction Co., Inc. in the amount of ONE MILLION NINE HUNDRED SEVENTEEN THOUSAND THREE HUNDRED SEVEN DOLLARS

AND THIRTY-FIVE CENTS (\$1,917,307.35) for the Rio Bravo Waterline Replacement Project – Phase 2 and authorizing the County Judge to sign all relevant documents. [Requested by Eloy Ramirez, Webb County Purchasing Agent Account No.]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Oscar Martinez, Pct. 4 PI 1

Item No. 35. Discussion and possible action to approve the following line item transfer:

From:	016-1044-8801	Capital Outlay	3,500
To:	016-1044-6224	Minor Tools & Apparatus	3,500

Judge Ramiro Veliz Jr., Pct.2 PI.1

Item No. 36. Discussion and possible action to approve the following line item transfer:

From:	001-1042-5601	Administrative Travel	2,385
	001-1042-6014	Equipment Rental	500
To:	001-1042-6022	Professional Services	1,875
	001-1042-6205	Materials & Supplies	1,010

Constable Rudy Rodriguez, Pct 1

Item No. 38. Discussion and possible action to approve the following line item transfer:

From:	001-2500-5011	Sick Leave Buy Back	3,000
To:	001-2500-5004	Longevity Pay	3,000

Sheriff's Department

Item No. 39. Discussion and possible action to apply to the Division of Emergency Management Office of the Governor for a Border Security Equipment and Technology (BSET) Grant for training, equipment, and technology acquisition; and designating the Webb County Judge as the authorized in all matters relating to this grant. No County match required.

Item No. 40. Discussion and possible action to file a joint application with the City of Laredo Police Department for a Justice Assistance Grant (JAG) for law enforcement equipment. No County match required.

Item No. 41. Discussion and possible action to approve the following line item transfer:

From:	001-2001-5601	Administrative Travel	2,000
	001-2001-6201	Utilities	10,000
	001-2001-6202	Uniforms	5,000

	001-2001-6740	Forensic Examination	1,000
	001-2060-5605	Special Travel	2,000
	001-2060-6005	Postage	500
	001-2060-6011	Training & Education	1,000
	001-2060-6022	Professional Services	8,000
	001-2060-6202	Uniforms	2,000
	001-2600-6014	Equipment Rental	400
	001-2600-6202	Uniforms	1,000
To:	001-2001-6205	Materials & Supplies	3,500
	001-2001-6401	Repairs & Maint Buildings	3,000
	001-2060-6205	Materials & Supplies	3,500
	001-2060-6401	Repairs & Maint Buildings	22,900
From:	001-2060-6023-04	Contract Services Zapata	936
To:	001-2060-6023-05	Contract Services - Other	936
From:	001-2062-6022	Professional Services	181
	001-2062-6205	Materials & Supplies	6,000
To:	001-2062-6502	Janitorial Supplies	6,181

Tax Assessor Collector

Item No. 42. Discussion and possible action to enter into an "Application Software User-Based Annual Renewal Support Services Agreement" with Hamer Enterprises and the Webb County Tax Office for a period of 12 months (09-09-08 to 09-08-09) for an annual fee of \$11,142.00 and to authorize the Tax Assessor-Collector to sign all relevant documents thereof. [Requested by Patricia Barrera, Tax Assessor-Collector; Account 001-0500-6402 (Repairs & Maint. Equipment)]

Item No. 43. Discussion and possible action to approve the following line item transfer:

From:	001-0109-6022	Professional Services	15,000
To:	001-0700-6205	Material & Supplies	15,000

Auditor

Item No. 44. Discussion and possible action to approve the following line item transfer:

From:	001-0400-6022	Professional Services	3,000
To:	001-0400-6205	Materials & Supplies	3,000

Com. Garza motioned to approve items # 35, 36, 38, 39, 40, 41, 42, 43, and 44 as submitted. Com. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Community Action Agency

- Item No. 45. Discussion and possible action to grant authorization to the County Auditor to expend funds from the WCCAA Rural Transportation Program (El Aguila), effective September 1, 2008 pending the receipt of all required grant documents.
- Item No. 46. Discussion and possible action to recognize and seat three elected Category "B" members: Ms. Angelica P. Morales/Representative from Area VI- Three Points, Lamar and Chacon and Ms. Maya Guerra/ Alternate. Ms. Elizabeth Linn/ Representative from Area III- El Cuatro.

Cmr. Martinez motioned to approve items #45 and 46 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Economic Development

- Item No. 47. Discussion and possible action to approve and accept the Webb County House to Line Connection Program Guidelines to be utilized for all Self-Help Center Program house to line water and sewer connections.
- Item No. 48. Discussion and possible action to approve a change order in an amount of \$500.00 to contractor Mortimer Investments, under rehabilitation project Luis Perez, 239 El Rocio, Los Altos Subdivision, which was found with severe damages in wooden structures due to unseen termite infestation. TDHCA contract #724003 for this project would change from \$13,420.00 to \$13,920.00. This action will not have an impact on the County's General Fund.
- Item No. 49. Discussion and possible action to authorize final payment of \$1,915.00 to AA Builders for the 10% retainage amount on the housing rehab completion project of Mr. Alfredo Guajardo, 185 Arco Iris Rd, Los Altos Subdivision under the TDHCA contract #724003. This action will not have an impact on the County's General Fund.
- Item No. 50. Discussion and possible action to approve the following line item transfer:

From:	001-0104-5602	Local Mileage	200
	001-0104-6403	Repairs & Maint. Vehicles	200
To:	001-0104-6204	Fuel & Lubricants	400

Cmr. Tijerina motioned to approve items #47, 48, 49, and 50 as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

El Cenizo Community Center

- Item No. 51. Discussion and possible action to approve the following line item transfer:
- | | | | |
|-------|-----------------|---------------------------|-------|
| From: | 001-6101-5601 | Administrative Travel | 2,000 |
| To: | 001-6101-6401 | Repair & Maint. Buildings | 800 |
| | 001-6101-6219-2 | Goods for Public Events | 600 |

Comr. Sciaraffa motioned to approve item as submitted. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Engineer Department

- Item No. 52.** Discussion and possible action authorizing final payment and retainage to CG Construction Inc. in the amount of \$44,735.12 for the Webb County Morgue Project. [Requested by Fitzgerald Sanchez, Engineer; Account 2311 Retainage Payable From Fund 676, 719, 696, 660, 722]

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Comr. Tijerina motioned to table the item. Comr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Facilities

- Item No. 53.** Discussion and possible action to fill the following slots effective July 14, 2008:

Slot #	Title	Hourly Rate
2325	Custodian	\$8.25
0038	Custodian	\$8.25
1963	Custodian	\$8.25

Head Start

- Item No. 54.** Discussion and possible action to extend the length of employment for Slot Numbers 1086 and 1431 (Bus Drivers) from 21 Pay Periods to 23 Pay Periods for FY 2007-2008. [Requested by Aliza F. Oliveros; Account 903-4208-5001]

- Item No. 55.** Discussion and possible action to extend the length of employment for Slot Numbers 1084, 1087, and 2047 (Bus Drivers), and 2183 (Area Service Manager) from 24 Pay Periods to 26 Pay Periods for FY 2007 - 2008. [Requested by Aliza F. Oliveros; Account 903-4208-5001]

- Item No. 56.** Discussion and possible action to approve the following line item transfer:

From:	903-4208-5001	Payroll	68,000
To:	903-4208-8801	Capital Outlay	33,000
	903-4208-6204	Fuel & Lube	15,000
	903-4208-5201	Utilities	20,000

Comr. Sciaraffa motioned to approve items #53, 54, 55, and 56 as submitted. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Juvenile Department

Item No. 57. Discussion and possible action to continue paying the Victim Services Coordinator under VOCA grant until notified about grant award by the Criminal Justice Division of the Governor’s Office.

Cmr. Martinez motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

After discussion, Cmr. Martinez and Cmr. Tijerina withdrew their motion.

Cmr. Martinez motioned to table the item. Cmr. Tijerina seconded the motion.

After asking Mr. Leo Flores to contact Ms. Melissa Mojica, Juvenile Probation Office Director, Cmr. Martinez and Cmr. Tijerina withdrew their motions.

Cmr. Martinez motioned to defer the item. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Larga Vista Community Center

Item No. 58. Discussion and possible action to approve the following line item transfer:

From:	001-6103-6402	Repair & Maint Equipment	100
	001-6103-6403	Repair & Maint Vehicles	240
	001-6103-6502	Janitorial Supplies	75
To:	001-6103-6205	Materials & Supplies	275
	001-6103-6401	Repair & Maint Building	140

Cmr. Tijerina motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Medical Examiners Office

Item No. 59. Discussion and possible action to establish storage fees for decedents at \$35.00 per day, and any matters incident thereto.

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Planning Department

Item No. 60. Discussion and possible action to approve the issuance of “Certificates of Compliance with Plat Requirements Regarding the Connection of Utilities” to authorize water and sewer service connections pursuant to the provisions of Section 232.028(b), Local Government Code and contingent upon the owner’s execution of required affidavits regarding present and future dwellings/structures limitations, uses and sales for the following properties:

Tanquecitos South Acres Subdivision, (aka, Phase I)

1) Lot 98 (1 dwelling only)

San Carlos Subdivision, Phase I (aka, San Enrique)

- 1) Block 1, Lot 5 (1 dwelling only)
- 2) Block 3, Lot 6 (1 dwelling only)
- 3) Block 3, Lot 8 (1 dwelling only)
- 4) Block 5, Lot 2 (1 dwelling only)
- 5) Block 5, Lot 7 (1 dwelling only)
- 6) Block 5, Lot 16 (3 dwellings only)
- 7) Block 6, Lot 3 (2 dwellings only)
- 8) Block 8, Lot 1 (1 dwelling only)
- 9) Block 8, Lot 11 (1 dwelling only)
- 10) Block 8, Lot 12 (1 dwelling only)
- 11) Block 10, Lot 1 (1 dwelling only)

San Carlos Subdivision, Phase II (aka, San Enrique)

- 1) Block 1, Lot 6 (1 dwelling only)
- 2) Block 2, Lot 5 (1 dwelling only)
- 3) Block 2, Lot 11 (1 dwelling only)
- 4) Block 3, Lot 6 (1 dwelling only)

Staff recommends approval of the above-referenced properties as submitted containing Nineteen (19) dwellings on Sixteen (16) lots.

Item No. 61. Discussion and possible action to approve the following line item transfer:

From:	010-2202-6224	Minor Tools & Apparatus	9,500
	010-2202-6011	Training & Education	3,000
To:	010-2202-8405	Computerization Costs	12,500

Public Information Officer

Item No. 62. Discussion and possible action to approve the following line item transfer:

From:	001-0550-5601	Administrative Travel	2,000
	001-0550-6402	Repairs and Maintenance of Equipment	500
To:	001-0550-6205	Materials and Supplies	2,500

Com. Tijerina motioned to approve items #60, 61, and 62 as submitted. Com. Martinez seconded the motion.

Mr. Rafael Vidaurri, Planning Department, asked the Court that on item 60 Block 8, Lot 12 be tabled.

Com. Sciaraffa motioned to table number 12 on item 60 which was Block 8, Lot 12. Com. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing Department

Item No. 63. Discussion and possible action to authorize the Purchasing Agent to purchase computer software from IBM (DIR-SDD-190) in the amount of \$14,333.41 for the Webb County Youth Village. [Requested by Irma Valenzuela, Juvenile Department; Account 684-1301-8405]

Item No. 64. Discussion and possible action to award or reject the Informal Bids received to repair the damages caused by the May 5th rain storm to Zertuche Construction. [Requested by Eloy Ramirez, Jr., Purchasing Director; Account 001-0114-9201-May08]

Cmr. Sciaraffa motioned to approve items #63 and 64 as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 65. Discussion and possible action to authorize the Purchasing Agent to purchase the following items for the Justice Center 5th Floor:

Qty.	Description	Vendor	Amount
1	Copier	OCS (TX Buy Board 231-05)	\$11,024.49
1	Fax Machine	OCS (TX Buy Board 231-05)	918.48
7	Printers	Valcom Computers (DIR-SDD-223)	3,311.00
7	Phones	Atlas System	900.00
28	Office Supplies	Executive Office	4,953.40
4	Desks	Wittigs Office	5,707.92
5	22" TV, Misc	Sam's	1,194.08
4	Blinds	Lowe's	176.00
7	Child	Furniture Discount School	1,570.60
10	Office Furniture	Executive Office	11,315.40
5	Poster	All Poster	217.71
1	AT&T Internet	AT&T	250.00
7	Computers	Dell (DIR-SDD-192)	5,831.00
7	License	SHI (DIR-SDD-198)	2,471.00
GRAND TOTAL			\$49,841.08

[Requested by Joe Rubio, District Attorney; Account 169-1100-8801 Capital Outlay]

Cmr. Tijerina motioned to approve item as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 66. Discussion and possible action to authorize the Purchasing Agent to solicit bids for the sale of Two (2) Refrigeration Units located at the Old Morgue. [Pursuant to SUBCHAPTER D. DISPOSITION OF SALVAGE OR SURPLUS PROPERTY, Sections §263.151 "Definitions", §263.152 "Disposition" §263.153 "Notice", §263.154 "Rejection of Offer"]

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 67. Discussion and possible action to purchase the following for the Indigent Health Care Services Department:

Qty.	Description	Vendor	Amount
2	Computers	Lenovo	\$2,116.00
2	Software	SHI (DIR-SDD-198)	\$ 706.00
Total			\$ 2,822.00

[Requested by Frank Salinas, Indigent Health Care Director; Account 605-8108-8801 Capital Outlay]

Item No. 68. Discussion and possible action to authorize the Purchasing Agent to purchase One (1) Configuration for IBM Bladecenter HS21 from IBM (DIR-SDD-109) in the amount of \$6,422.85 for the M.I.S. Department. [Requested by Jaime F. Alvarado, MIS Director; Account 001-0500-6224 Tools & Apparatus]

Cmr. Sciaraffa motioned to approve items 67 and 68 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 69. Discussion and possible action to authorize the Purchasing Agent to retain the services of Roofteck, Roofing Specialist, to prepare plans and specifications to repair the Old Courthouse's roof.

Mr. Eloy Ramirez, Purchasing Agent, asked if this item could be deferred until the next meeting.

Cmr. Sciaraffa motioned to table the item. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 71. Discussion and possible action to approve the emergency service from Asash Pest Control in the Amount of \$240.00 to fumigate La Presa Community Center. [Requested by Manuel Villarreal, La Presa Community Center; Account 001-0106-6401]

Item No. 72. Discussion and possible action to authorize the Purchasing Agent to solicit bids for the disposal of bio-hazard fluids for the Medical Examiners Department.

Radio Communications

Item No. 73. Discussion and possible action to approve the following line item transfer:

From:	001-0103-5601	Administrative Travel	500
	001-0103-6011	Training & Education	500
	001-0103-6014	Equipment Rental	200
To:	001-0103-6204	Fuel & Lube	500
	001-0103-6402	Repair & Maint. Equipment	500

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Cmr. Sciaraffa motioned to approve items 71, 72, and 73 as submitted.

Motion carried 5-0 by unanimous consent.

Road and Bridge

Item No. 74. Discussion and possible action to transfer the Water Dispenser located at Colorado Water Well to Water Utilities Department.

Item No. 75. Discussion and possible action to approve the following line item transfers:

From:	730-8115-8627-04	Colorado Road	12,189
	730-8115-8627-06	Callaghan Road	39,312
	730-8115-8627-08	Wormser	38,468
	730-8115-8627-10	Eagle Pass Road	30,034
To:	010-7002-6204	Fuel & Lubricants	120,003

Cmr. Tijerina motioned to approve items 74 and 75 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to bring back item 57. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Juvenile Department

Item No. 57. Discussion and possible action to continue paying the Victim Services Coordinator under VOCA grant until notified about grant award by the Criminal Justice Division of the Governor's Office.

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

After discussion, Cmr. Tijerina modified her motion to approve for 30 days until grant is approved. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Sciaraffa motioned to go into executive session.

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to excuse herself from the meeting. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

(Closed Session/Executive Session 12:55 p.m. – 1:41 p.m.)

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

Item No. 16. Discussion and possible action to settle and compromise the claim of ANAM, Ltd. for offset of additional caliche upgrades to San Juan Road. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez, County Attorney, recommended settlement for 4200 cubic yards of caliche and have it picked up and delivered by Anam Ltd.

Cmr. Martinez motioned to accept the recommendation from Mr. Homero Ramirez. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No. 76. Discussion and possible action to settle a bodily injury claim arising from a collision between a Webb County Sheriff's Department vehicle and a vehicle driven by Belinda Rodriguez on or about February 6, 2007. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]. [Requested by Cynthia Mares; Account Number 0114-0105-9201]

Item No. 77. Discussion and possible action to settle a bodily injury claim arising from a collision between a Webb County Sheriff's Department vehicle and a vehicle driven by David Gutierrez on or about June 20, 2007. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]. [Requested by Cynthia Mares; Account Number 0114-0105-9201]

Mr. Homero Ramirez, County Attorney, stated that items 76 and 77 were two claims to which he was asking for authorization for further negotiation within the parameters discussed in executive session.

Cmr. Martinez motioned to authorize settlement negotiation within the parameters discussed in executive session for items 76 and 77. Cmr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No. 78. Status report, discussion an possible action concerning Cause No. 2008-CVQ-000531-C1; Urbano Rosas vs. Sheriff Rick Flores, Individually; In County Court at Law No. 1 of Webb County, Texas. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Item No. 79. Status report, discussion and possible action concerning Civil Action No. L-05-CV-191; Marciela Arredondo, et al. vs. Rick Flores, Sheriff of Webb County, Texas, and Webb County, Texas; 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 551.07 (Consultation with Attorney)]

- Item No. 80. Discussion and possible action to settle a bodily injury claim arising from a collision between a Webb County Sheriff's Department vehicle and a vehicle driven by Belinda Rodriguez on or about February 6, 2007. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- Item No. 81. Discussion and possible action to settle a bodily injury claim arising from a collision between a Webb County Sheriff's Department vehicle driven by David Gutierrez on or about June 20, 2007. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]
- Item No. 82. Discussion and possible action concerning Cause No. 2008-CVE-000697-D2; Manuel Ayala and Paula Ayala vs. Webb County; in the 111th Judicial District Court of Webb County, Texas. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mr. Homero Ramirez, County Attorney, advised that items 78, 79, 80, 81, and 82 were briefings from the County's outside counsel M'Liss Christian on lawsuits involving the Sheriff and the county.

Mr. Ramirez stated that on item 82 his recommendation was that M'Liss Christian be given authorization to retain an expert for a reconstruction.

Cmr. Martinez motioned to approve Mr. Ramirez's recommendation to give M'Liss Christian authorization to retain an expert for a reconstruction. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 83. Report and presentation by County Attorney regarding status of UPL program and State's resolution of UPL deferral with CMS.**

Mr. Homero Ramirez, County Attorney, stated that the presentation and report would be from the hospital's attorney not the County Attorney.

- Item No. 84. Discussion and possible action to terminate current Affiliation Agreement with local hospitals for participation in Webb County UPL program, enter into new Affiliation Agreement with changes to match federal criteria for program, Amend the current Escrow Agreement to clarify that the County retains the funds held in the Escrow Account upon its termination and to terminate the Escrow Agreement, and terminate Escrow Representative Agreement. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Discussion on file at the Webb County Clerks Office under the July 14th Commissioner's Court meeting dvd.

Cmr. Martinez motioned to hold off on executing any documents and authorize the County Attorney to take any necessary action to advise the State that Webb County does want the UPL program and that the county is committed

to help them with their dilemma; however, that the county will wait until all the package is received and filled out. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No. 85. Adjourn

Cmr. Sciaraffa motioned to adjourn. Cmr. Martinez seconded the motion.

Motion carried 4-0 by unanimous consent.