

Official Minutes for Webb County Commissioners Court Meeting

Monday, August 11, 2008
(approved August 25, 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 8th of August 2008. Present also were Ms. Lucina Dominguez, 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

Ms. Lucina Dominguez, Assistant Chief Deputy, called role in place of Mrs. Margie Ramirez Ibarra, Webb County Clerk.

Item No. 2. Pledge of Allegiance

Item No. 3. Approval of Minutes for July 28, 2008

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

Motion carried 5-0 by unanimous consent.

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

Mr. Leo Flores, County Auditor, explained the end of the month report as of July 2008.

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 welcomed all deputies present and LCC board members Mr. Rene De la Vina and Mr. Hilario Cavazos. He sent his condolences to Dr. Keck and Judge Ricardo Rangel on their loss. Judge Valdez thanked all the sponsors for the S.O.S. (Supply our Students), Ms. Belinda Guerra, Johnny Canales, and all the band members that participated.

Cmr. Sciaraffa welcomed all the Sheriff Department employees, Sheriff elect Martin Cuellar, Mr. Rene De la Vina, and Mr. Hilario Cavazos. He sent his condolences to Judge Rangel on his loss and congratulated Judge Valdez on a successful S.O.S.

Cmr. Tijerina welcomed Sheriff elect Martin Cuellar and all deputies present. She sent her condolences to Dr. Ray And Patricia Keck and the Cigarroa Family on the loss of their daughter. Cmr. Tijerina thanked Mr. Johnny Amaya, Utilities Director, and Mr. Gavino Cerda, Wastewater Superintendent, for providing assistance to the City of Mirando. She congratulated Judge Valdez on a successful S.O.S.

Cmr. Garza welcomed LCC board members, all deputies and Rotarians present. He sent his condolences to Judge Rangel and Dr. Keck. Cmr. Garza congratulated Judge Valdez on a successful S.O.S.

Cmr. Martinez welcomed everyone present. He sent his condolences to Judge Rangel, Judge Veliz, and Dr. Keck. Cmr. Martinez congratulated Judge Valdez on a successful S.O.S and wished him a Happy Birthday. He welcomed everyone from the Sheriff Department that were present and stated that their presence showed their dedication towards their work.

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 – Pastor Misael Reyes

Pastor Reyes stated that their will be a counseling session for public specifically for those couples going through hard times in their relationship on October 16th – 18th at the Laredo Civic Center and that admission was free.

2nd witness card – Bill Green

Cmr. Tijerina motioned to move up item #10. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 10. Discussion and possible action to enter into a Kids Cafe Program Partner Agreement with the South Texas Food Bank to provide nutritious meals for the children at the Webb County Larga Vista Community Center; and authorizing the Webb County Judge to execute all relevant documents.

Mr. Bill Green, Gateway Rotary Club, presented the Court with a \$15,000.00 donation for the Webb County Larga Vista Community Center Kids Café Program.

NO ACTION TAKEN

3rd witness card – Hilario Cavazos

Mr. Cavazos spoke on item #36 and stated that he believed that Civil Service should be implemented as soon as possible. He mentioned that both Sheriff Elect Martin Cuellar and Sheriff Rick Flores should be involved in the process of the implementation.

4th witness card – Rene De la Vina

Mr. De la Vina stated that he was an LCC board member and a Civil Service Advocate. He mentioned that in speaking to several deputies they have told him that they have had no input on the process for the implementation of Civil Service. He asked the Court to do what was right for the employees.

5th witness card – Michelle Winteroth

Ms. Winteroth explained how Sheriff Flores continues to fire and transfer employees and stated that he should do what is right for everyone.

6th witness card – Anthony Winteroth

Mr. Winteroth stated that he was a former Major with the Sheriff's Department after his resignation taking a \$25,000.00 salary decrease. He explained how Sheriff Flores has forced deputies to come before the Court to get Civil Service implemented so that several employees can't be touched by Sheriff Elect Martin Cuellar. Mr. Winteroth stated that he welcomes Civil Service to Webb County and asked the Court to implement Civil Service for the true meaning which is to promote fair, impartial, and adequate means of Due Process for all employees affected which are employees and administration. He asked the Court to authorize the County Attorney's Office to conduct an investigation in the Sheriff's Department and to ask the Attorney General to assist as an unbiased agency.

7th witness card – Juan Alejandro Garcia

Mr. Garcia stated that he is a Sergeant with the Sheriff's Department and served his country as well as others that sit on the Court. He stated that one of the rights in the Constitution is the freedom of speech and the right to vote without retaliation. Mr. Garcia explained how he has earned his rank at the Sheriff's Department and stated that him as well as other deputies were present because they have either been harassed or fired by Sheriff Flores for vindictive reasons.

8th witness card – Fernando Alarcon

Mr. Alarcon stated the he is ashamed that Civil Service has not been passed in Webb County only because the Court is still looking for three individuals to run the Commission. He stated that regardless of how the employees voted they are still individuals who have children and financial responsibilities and all the firing needs to stop.

9th witness card – Ana Laura Cavazos Ramirez

Mrs. Cavazos Ramirez spoke on item #14. She explained that she is not against the raising of the salary of the two positions; however, she is against for the transferring of the positions to the Sheriff's Department. She stated to the Court that they have rules that an elected official who is on their way out should not be able to cut the department for the incoming official.

10th witness card – Martin Cuellar, Webb County Sheriff elect

Mr. Cuellar explained that he is for Civil Service. He asked the Court to take several issues into consideration in the formation of the Civil Service. He asked the Court to allow him 90 days from when he takes office to evaluate and reorganize the command staff in order to give all employees an opportunity to be classified in the position that they belong.

Judge Valdez motioned to bring up item #9. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 9. Presentation of plaque to CBP Officer Pedro Ortegon.

Cmr. Tijerina called on Custom Border Protection Officer Pedro Ortegon, Port Officer Gene Garza, and Officer Mucia Dovalina.

Plaque presentation by Court.

Cmr. Sciaraffa motioned to move up item #36. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Sheriff

Item No. 36. Discussion, action and immediate implementation of Civil Service for Webb County Sheriff's Department employees and/or Webb County employees under the guidance set forth by the Texas Legislature and the Webb County Attorney's Office including the appointment of Three (3) Civil Service Commissioners.

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

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

Motion carried 5-0 by unanimous consent.

(MEDIA BREAK 10:47 a.m. – 11:04 a.m.)

Honorable Danny Valdez, Webb County Judge

Item No. 7. Status report and discussion by the Engineering and Road and Bridge Department regarding the current condition of Webb County's off State system bridges with possible action if necessary.

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

Item No. 8. Status report by the Purchasing Agent regarding the Texas Parks and Wildlife law enforcement building project at the Casa Blanca State Park.

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

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

Item No. 11. Discussion and possible action to accept the donation of two small remainder tracts of land (0.2825 acres and 0.8590 acres) located at the Casa Blanca Lake Spillway tract from Mapus Investment Group No. 1.

Item No. 12. Discussion and possible action to grant utility and access easements (water and wastewater lines) across Webb County property in the area of the Casa Blanca Lake and Casa Blanca Lake Spillway tract to provide redundancy in the service provision to County facilities and residential subdivision.

Item No. 13. Discussion and possible action to enter into a Technical Assistance Agreement No. TAA08-040 with the Border Environment Cooperation Commission ("BECC") to allow the BECC to hire a consultant (Brown and Caldwell) in an amount not to exceed ONE HUNDRED SIXTY-TWO THOUSAND DOLLARS (\$162,000.00) to be paid by the BECC for an "UPDATE OF BASIC DATA AND EVALUATION OF THE EXISTING FACILITY PLAN AND ENVIRONMENTAL INFORMATION DOCUMENT FOR THE U.S. HIGHWAY 59 COLONIAS WATER AND WASTEWATER SYSTEMS PROJECT WEBB COUNTY, TEXAS" and obligating Webb County to pursue in good faith obtaining financial assistance for the project's construction from the North American Development Bank ("NADBANK") or other financing sources available, work with the consultant and the BECC in performing the work described and designate Mr. Juan Vargas, Director of Economic Development as project manager to work with the BECC and consultant and authorizing the County Judge to sign all relevant documents.

Comr. Sciaraffa motioned to approve items 11, 12, and 13 as submitted. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

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

Item No. 14. Discussion and possible action to authorize a line-item transfer from accumulated payroll savings within the County Attorney's budget to various line item positions, and noting salary adjustments to affected positions in current office budget (to bring all investigator positions to same salary level) and transfer the two slots to the Webb County Sheriff's Department as Environmental Investigators.

Slot#	Current Salary	New Salary
1331 (Investigator)	\$36, 455.00	\$37,659.00
2390 (Investigator)	\$36,754.00	\$37,659.00

[Requested by Honorable Sergio "Keko" Martinez, Commissioner Pct. 4. and Honorable Homero Ramirez, Webb County Attorney, Account Number 001-1101-5001 Payroll Savings]

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

Motion carried 5-0 by unanimous consent.

Item No. 15. Discussion and possible action to establish a garbage pick up fee schedule for Webb County; and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

Cmr. Martinez recommended to appoint a committee to bring back recommendations for a fee schedule.

Judge Valdez appointed Cmr. Martinez and Cmr. Garza to Co-Chair the committee, Cmr. Sciaraffa, Ms. Delia Perales, Mr. Leo Flores, and Mr. Jose Luis Ramos to bring back recommendations. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Commissioners Court

Item No. 16. Status report by the Administrative Services Department regarding the May 5th, 2008 Storm, pertaining to building repairs, equipment replacement costs, personnel overtime costs, etc., as it correlates to Insurance Claim, and reimbursement estimates from Insurance Carrier and Adjuster.

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

County Attorney

Item No. 17. Discussion and possible action to enter into a One (1) year (July 1, 2008 through June 30, 2009) Maintenance Agreement (Contract No. 211466-004) with Toshiba Business Solutions of Texas concerning a Toshiba Fax Machine located in the office of the Webb County Attorney at a cost of THREE HUNDRED TWENTY-FIVE DOLLARS (\$325.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents. [Requested by Honorable Homero Ramirez, Webb County Attorney; Account Number 001-1101-6402]

Item No. 18. Discussion and possible action to enter into a One (1) year (July 1, 2008 through June 30, 2009) maintenance agreement (Contract No. 211466-003) with Toshiba Business Solutions of Texas concerning a Toshiba Fax Machine located in the office of the Webb County Attorney at a cost of THREE HUNDRED TWENTY-FIVE

DOLLARS (\$325.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents. [Requested by Honorable Homero Ramirez, Webb County Attorney; Account 001-1101-6402]

- Item No. 19. Discussion and possible action to enter into a One (1) year (August 11, 2008 through August 10, 2009) maintenance agreement (Contract No. 211670-ES453) with Toshiba Business Solutions of Texas concerning a Toshiba ES453 Copier located in the office of the Justice of the Peace, Precinct 4 at a cost of ONE HUNDRED EIGHTY DOLLARS (\$180.00) over the term of the agreement and with copy overages being billed at .007700 cents per black copy and authorizing the Webb County Judge to execute all relevant documents. [Requested by Honorable Judge Oscar Martinez, Justice of the Peace Precinct 4; Account 001-1044-6402 Repairs and Maintenance]
- Item No. 20. Discussion and possible action to enter into a One (1) year (August 11, 2008 through August 10, 2009) maintenance agreement (Contract No. 607902-ES452) with Toshiba Business Solutions of Texas concerning a Toshiba ES452 Copier located in the office of the 406th Judicial District Court at a cost of ONE HUNDRED EIGHTY DOLLARS (\$180.00) over the term of the agreement and with copy overages being billed at .007700 cents per black copy and authorizing the Webb County Judge to execute all relevant documents. [Requested by Honorable Oscar Hale, Jr., 406th Judicial District Court; Account 001-1004-6402 Repairs & Maintenance]
- Item No. 21. Discussion and possible action to enter into a One (1) year (August 11, 2008 through August 10, 2009) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-723 Copier located in the Webb-Zapata County District Attorney's Office at a cost of ONE HUNDRED AND EIGHTY DOLLARS (\$180.00) over the term of the agreement and with copy overages being billed at .007700 cents per black copy and authorizing the county judge to execute all relevant documents. [Requested by Honorable Joe Rubio, Webb-Zapata County District Attorney, Account 001-1100-6402 Repairs & Maintenance]
- Item No. 22. Discussion and possible action to enter into a One (1) year (September 1, 2008 through August 31, 2009) Interlocal Agreement with United Independent School District (UISD) for Three (3) Justices of the Peace Juvenile Court Coordinators in the amounts of FIFTEEN THOUSAND ONE HUNDRED NINETEEN DOLLARS AND THIRTY-SIX CENTS (\$15,119.36) for the coordinator assigned to J.P. Court Precinct 2, Place 1, SEVENTEEN THOUSAND SIX HUNDRED EIGHTY-SEVEN DOLLARS AND FIFTEEN CENTS (\$17,687.15) for the coordinator assigned to J.P. Court Precinct 2, Place 2, and EIGHTEEN THOUSAND EIGHT HUNDRED SIXTY-SEVEN DOLLARS AND NINETYEIGHT CENTS (\$18,867.98) for the coordinator assigned to J.P. Court Precinct 4, and authorizing the County Judge to sign all relevant documents. [Requested by Honorable J.P. Pct. 2, Pl. 1; Pct. 2, Pl. 2; and Pct. 4, County Attorney; Account 001-1045-6022, 001-1044-6022, and 001-1042-6022]
- Item No. 23. Discussion and possible action to enter into a One (1) year (July 28, 2008 through July 27, 2009) maintenance agreement with Clear Technologies, Inc. to provide maintenance service to the Webb County Tax Assessor Collector's Property Tax Server at a total cost of THIRTEEN THOUSAND EIGHT HUNDRED THIRTY-SIX DOLLARS AND SIXTYTWO CENTS (\$13,836.62), and authorizing the Webb County Judge to execute all relevant documents. [Requested by Honorable Patricia

Barrera, Webb County Tax Assessor Collector; Account 001-0700-6411 Repair & Maintenance]

Item No. 24. Discussion and possible action to enter into a "Positive Pay Service Agreement" with International Bank of Commerce/Commerce Bank wherein IBC/Commerce Bank will provide for services to assist in the detection and prevention of check fraud on checks issued by Webb County, at no cost to Webb County, and authorizing the Webb County Judge to execute all relevant documents. [Requested by Honorable Delia Perales, Webb County Treasurer]

Item No. 25. Discussion and possible action to enter a Resolution Amending Authorized Representatives to transmit funds for investment in TexPool/TexPool Prime to include Delia Perales, Webb County Treasurer and Jaime A. Velasquez, Office Manager and authorizing the Webb County Judge to execute all relevant documents. [Requested by Honorable Delia Perales, Webb County Treasurer]

Item No. 26. Discussion and possible action to authorize the deletion of Carmen Moreno as an Authorized Representative for TexPool and authorizing the Webb County Judge to execute all relevant documents. [Requested by Honorable Delia Perales, Webb County Treasurer]

Honorable Joe Lopez, 49th District Court Judge

Item No. 27. Discussion and possible action to approve the following line item transfer:

From:	001-1001-6022	Professional Services	3,000
To:	001-1001-6205	Materials and Supplies	3,000

Judge Alvino "Ben" Morales, County Court at Law 1

Item No. 28. Discussion and possible action to approve the following line item transfer:

From:	001-1010-7053	Detention Hearings	2,000
	001-1010-6022	Professional Services	4,000
	001-1010-7050	Adult Misdemeanor	6,000
To:	001-1010-6205	Materials & Supplies	12,000

Constable Ruben Reyes, Pct. 2

Item 29. Discussion and possible action to approve the following line item transfer:

From:	001-2503-6007	Dues and Memberships	600
To:	001-2503-6014	Equipment Rental	600

District Attorney

Item No. 30. Discussion and possible action to approve the following line item transfers:

From:	001-1100-6010	Books and Subscription	2,000
To:	001-1100-6022	Professional Services	2,000

From:	001-1100-5601	Administrative Travel	3,900
To:	001-1100-6204	Fuel and Lube	1,900
	001-1100-6205	Materials and Supplies	2,000

Tax Assessor Collector

Item No. 31. Discussion and possible action to approve the following line item transfers:

From:	001-0700-6411	Repairs & Main. Software	6,030
To:	001-0700-6010	Books & Subscriptions	30
	001-0700-6205	Materials & Supplies	6,000
From:	001-0700-6402	Repairs & Maintenance	5,080
To:	001-0700-6204	Fuel & Lube	800
	001-0700-6014	Equipment Rental	1,000
	001-0700-6224	Minor Tools & Appar.	4,000

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

Cmr. Martinez motioned to approve items 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30 and 31 as submitted. Cmr. Sciaraffa seconded the motion.

After discussion, Cmr. Martinez and Cmr. Sciaraffa withdrew their motions.

Cmr. Martinez motioned to approve items 17, 18, 19, 20, 21, 23, 24, 25, 26, 27, 28, 29, 30, and 31 except 22. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 32. Discussion and possible action to approve the 2008 Certification of the Tax Roll.

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

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

Motion carried 5-0 by unanimous consent.

Item No. 33. Discussion and possible action to approve the anticipated collection for 2008 of 100%.

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

Motion carried 5-0 by unanimous consent.

Item No. 34. Discussion and possible action on Tax Rate; if proposed tax rate will exceed the effective tax rate, take record vote (to consider the tax increase) and schedule public hearings (date, time and place).

Ms. Patricia Barrera, Tax Assessor Collector, explained the tax rates and stated that the proposed dates for the public hearings are for the 1st be on Thursday, August 21st, at 1:30 p.m. at the Webb County Courthouse and the 2nd public hearing be on Monday, August 25th, at 9:00 a.m. at the Webb County Courthouse.

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

Motion carried 5-0 by unanimous consent.

Treasurer

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

From:	001-0300-6402	Repairs & Maintenance	100
	001-0300-6005	Postage & Courier Services	200
	001-0300-5601	Administrative Services	200
	001-0300-6007	Dues & Memberships	20
To:	001-0300-6205	Materials & Supplies	520

Administrative Services Department

Item No. 37. Discussion and possible action to authorize the Administrative Services Department to retain the services of Time Warner Cable for "basic cable service" in the amount of \$23.35 Per month, to be able to monitor emergency management events as they relate to Webb County. [Requested by Cynthia Mares; Account Number 001-0114-6205]

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

From:	816-0105-9201	Claims Paid	250,000
To:	816-0105-9203	Claims Paid Prescriptions	250,000

Item No. 39. Discussion and possible action to approve the following line item transfer:

From:	001-0114-5601	Administrative Travel	1,500
	001-0114-6043	Loss Control	3,000
To:	001-0114-6205	Materials & Supplies	4,500

Community Action Agency

Item No. 40. Discussion and possible action to fill the following slots for the Community Social Services Program effective August 11, 2008:

Slot #2422	Case Worker full-time with benefits \$9.00/hour
Slot #2011	Program Manager full-time with benefits \$31,500
Slot #1809	Program Support Specialist, full time with benefits \$8.25/hr.

Item No. 41. Discussion and possible action to fill the following slot for the Rural Transportation Program, effective August 12, 2008:

Slot #1130	Driver full time with benefits \$9.00/ hr.
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Item No. 42. Discussion and possible action to approve conducting Category "B" Elections to fill a current vacancy due to an expired term as per the Governing Regulations of the Advisory Board of the Webb County Community Action Agency. (The Advisory Board shall be composed of membership that complies with the Community Services Block Grant Issuance #2002-2.3). Election will be held on Wednesday, September 3, 2008 for Area IV- Azteca- Guadalupe in the Azteca Community Center from 10:00 a.m. to 11:00 a.m.

Cmr. Sciaraffa motioned to approve items 35, 37, 38, 39, 40, 41, and 42 as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Economic Development

Item No. 43. Discussion and possible action to authorize final payment of \$3,290.00 to Saadria Inc. for the 10% retainage amount on the housing rehab completion project of Ms. Gloria Zamora, 629 Hernandez, El Cenizo, TX under the Texas Department of Housing and Community Affairs (TDHCA) Contract for Deed Conversion Program. This action will not have an impact on the County's General Fund. [Account 466-2311 Retainage Payable]

Item No. 44. Discussion and possible action to authorize the submission of a six month contract time extension request to the U.S. Department of Agriculture Rural Development Housing Preservation Grant contract up to March 31, 2009. This contract extension will not impact the County's General Fund.

Cmr. Tijerina motioned to approve items 43 and 44 as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Engineer Department

Item No. 45. Discussion and possible action to approve the payment of \$4,500.00 to Summit Communication Company for the purchase of a new phone system for the Utilities Department. [Requested by Fitzgerald G. Sanchez, Account 801-3001-6401 Water Utility]

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

Motion carried 5-0 by unanimous consent.

Item No. 46. Discussion and possible action to approve the release and payment of 75% of the \$44,735.12 retainage to C. G. Construction for the Webb County Morgue Project, and any other matters incident thereto. [Requested by Fitzgerald G. Sanchez, P.E. Accounts 676-2311, 719-2311, 696-2311, 660-2311 and 722-2311]

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

Motion carried 5-0 by unanimous consent.

Item No. 47. Discussion and possible action to approve Ramos Industries Change Order No. 2 in the amount of \$28,043.04 to the Rio Grande Intake, Pump Station and Reservoir Improvements contract. This will increase the contract to \$1,481,472.01. TWDB has approved this item for funding. [Requested by Fitzgerald Sanchez, Engineer; Account 648-8008-8801-11]

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

Motion carried 5-0 by unanimous consent.

Item No. 48. Discussion and possible action to approve the closeout and acceptance of the Ramos Industries TWDB Wastewater Treatment Plant contract. The closing documents will be forwarded to TWDB for review and approval. [Requested by Fitzgerald Sanchez, Engineer; Account 646-8005-8801-8 & 646-2311]

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

Motion carried 5-0 by unanimous consent.

Item No. 49. Discussion and possible action authorizing the acceptance of the repair and upgrade of the Reverse Osmosis Water Treatment Plant (at Colorado Acres) in the amount of \$19,995.00 from BJJ & A, low bidder, and the transfer of funds to pay for this work from the following line item transfer:

Water

Colorado Acres

From:	001-0109-6022	General Operational Professional Services	16,000
	801-3002-6205	Materials & Supplies	4,000
To:	801-3002-6402	Repair & Maintenance	20,000

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

Motion carried 5-0 by unanimous consent.

Facilities

Item No. 50. Discussion and possible action to approve the following line item transfer:

From:	001-0106-6402	Repairs & Maintenance Equip.	13,225
To:	001-0106-6401	Repairs & Maintenance Bldg.	13,225

Head Start

Item No. 51. Discussion and possible action to fill slot #1642, AA Teacher Assistant (10 Month Program) with an annual salary of \$15,770.18, effective August 18, 2008. Requested by Aliza F. Oliveros; Account Number 903-4208-5001.

Item No. 52. Discussion and possible action to fill slot #1105, Substitute Teacher (Part-time 30 hrs/week) with an annual salary of \$9,370.12, effective August 18, 2008. Requested by Aliza F. Oliveros; Account Number 903-4208-5001.

Indigent Healthcare Services

Item No. 53. Discussion and possible action to approve the following line item transfer:

From:	001-4101-6402	Repairs & Maintenance Equip.	3,000
To:	001-4101-6205	Materials & Supplies	3,000

La Presa Community Center

Item No. 54. Discussion and possible action to approve the following line item transfer:

From:	001-6115-6204	Fuel & Lubricants	1,000
	001-6115-6403	Repair & Maintenance Veh.	1,000
To:	001-6115-6219-2	Goods for Public Events	1,000
	001-6115-6205	Materials and Supplies	1,000

Larga Vista Community Center

Item No. 55. Discussion and possible action to approve the following line item transfer:

From:	001-6103-5601	Administrative Travel	5
	001-6103-6219-2	Goods for Public Events	144
To:	001-6103-6401	Repair & Maintenance Building	149

Cmr. Garza motioned to approve items 50, 51, 52, 53, 54, and 55 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Planning Department

Item No. 56. Discussion and possible action to approve the Preliminary and Final Plat of a Replat of Lot 11-F into Lots 11-G and 11-H, International Commerce Center, Unit II, pursuant to the recommendations of the Planning Advisory Board of July 30, 2008.

Item No. 57. 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:

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

1) Block 4, Lot 10 (1 dwelling only)

San Carlos Subdivision, Phase II

2) Block 4, Lot 1 (1 dwelling only)

Ranchitos 359 East

3) Lot 22 (1 dwelling only)

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

Cmr. Sciaraffa motioned to approve items 56 and 57 as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing Department

Item No. 58. Discussion and possible action to authorize the Purchasing Agent to purchase Forty (40) food trays from Cook's in the amount of \$5,780.00 for the Jail. [Requested by Major J.J. Gonzalez Account 001-2062-6205 Materials & Supplies]

- Item No. 59. Discussion and possible action to authorize the Purchasing agent to purchase Nine (9) Bullet Proof Vests from GT Distributors (TX BUYBOARD 284-08) in the amount of \$6,880.68 for the Sheriff's Department. [Requested by Major J.J. Gonzalez, Account 168-2001-7211-06 Bullet Proof Vests]
- Item No. 60. 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.
- Item No. 61. Discussion and possible action to award the following bids for the Self Help Center Rehabilitation Program, funded by TxCDBG Housing Rehabilitation Program and Rural Development Housing Preservation Fund:
- Bid 2008-30 SHC-Martin Bautista Master Construction \$49,950.00
 Bid 2008-31 SHC-Edmundo Saldivar Master Construction \$16,900.00
 Bid 2008-32 SHC-Elida Macia Master Construction \$15,250.00
- [Requested by Juan Edgardo Rodriguez, Grant 469-4203-7037-3]
- Item No. 62. Discussion and possible action to approve a deduct Change Order for R M Techcon Construction LLC for the Dehumidification and Exterior Painting of the Webb County Courthouse in the amount of \$317,466.00 (original amount \$420,920.00). [Requested by Eloy Ramirez Jr., Account Number 605-8108-8801-60 Capital Outlay]

Cmr. Martinez motioned to approve items 58, 59, 60, 61, and 62 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 63. Discussion and possible action to instruct and direct the Score Select Committee on the selection process of the Request for Qualifications for the Casa Blanca Golf Course Management and Operating Services proposals in one or a combination of the following:
- A. The Score Select Committee will evaluate, short list, interview, and recommend to \ Commissioners' Court a finalist.
 - B. The Score Select Committee will evaluate, short list and recommend short listed proposers for the Commissioners' Court to review and select a finalist.
 - C. The Score Select Committee will review, evaluate, and Commissioners' Court will interview all Eight (8) proposers and determine and select a finalist and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

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

Motion carried 5-0 by unanimous consent.

Judge Valdez stated that interviews should be set for next week on Tuesday and Wednesday. Judge Valdez suggested that local interviewers be on Tuesday and out of town interviewers be on Wednesday.

Rio Bravo Community Center

Item No. 64. Discussion and possible action to approve the following line-item transfer:

From:	001-6115-5601	Administrative Travel	1,400
To:	001-6115-6201	Utilities	1,400

Road & Bridge

Item No. 65. Discussion and possible action for the approval of the following line item transfers:

From:	010-7002-6022	Professional Services	5,000
	010-7002-6402	Repairs & Maint. of Equipment	5,000
	010-7002-6403	Repairs & Maint. of Vehicles	5,000
	010-7002-6405	Repairs & Maint. of Roads	10,000
To:	010-7002-6201	Utilities	25,000

Com. Tijerina motioned to approve items 64 and 65 as submitted. Com. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Com. Sciaraffa motioned to go into executive session. Com. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

(Closed Session/Executive Session 12:20 .m. – 12:50 p.m.)

Judge Valdez stated that no action was taken in executive session.

Item No. 66. Discussion and possible action to compromise and settle Workers Compensation liens against liability claims filed by Webb County employees, Juan A. Garcia and Fidel Gonzalez, against a third-party tortfeasor in connection with a motor vehicle accident. [Closed Session (Executive Session) is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

Com. Garza motioned to table the item. Com. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 67. Discussion and possible action regarding mediation in Civil Action No. L-07-CV-110; Elizabeth Martinez vs. Webb County, Texas; In the United States District Court for the Southern District of Texas, Laredo Division, including designation of County representative and possible settlement authority. [Closed Session (Executive Session) is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney)]

Com. Martinez motioned to instruct the attorney in charge not to proceed with the mediation but to proceed in filing a motion to summons. Com. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 68. Discussion and possible action to authorize the following actions in connection with implementation of Webb County UPL Program: 1) approval of revised

Conditions of Participation between Webb County and Texas Health and Human Services; 2) authorization of first Intergovernmental Transfer (IGT) towards State of Texas General Revenue Restoration by Webb County UPL Program in an amount to be determined by the Commissioners Court and to be transferred August 11, 2008; and 3) approval of schedule for future IGTs in amounts and times to be determined by Commissioners Court, contingent on availability of funds. [Closed Session (Executive Session) is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerks Office under the August 11th Commissioner's Court DVD.

Cmr. Garza motioned to approve all items 1, 2, 3 and elect the method of contribution for services rendered and have payments done on a quarterly basis.

Motion carried 5-0 by unanimous consent.

Item No. 69. Adjourn

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

Motion carried 5-0 by unanimous consent.