

Official Minutes for Webb County Commissioners Court Meeting

Monday, October 26, 2009 at 9:00 AM
(approved on November 9, 2009)

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 22nd of October 2009. 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

Item No. 2. Pledge of Allegiance

Item No. 3. Approval of Minutes for October 13, 2009

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

Motion carried 5-0 by unanimous consent .

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

Ms. Delia Perales, County Treasurer, explained her monthly report.

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

Motion carried 5-0 by unanimous consent.

Item No. 5. Communications

Judge Valdez recognized the students present from Laredo Job Corps. He sent his condolences to the family of Honorable Judge Casseb and advised that there will be a mass on Friday, October 30th as well as the family of Mr. Richard "Dicky" Haynes. Judge Valdez also congratulated Mr. Bob Zachariah and his committee on a successful Rio Fest and thanked Comr. Garza for allowing some funds to be allocated for this event.

Mr. Bob Zachariah thanked the Court for their support.

Judge Valdez also reminded all department heads about the monster mash as well as Mr. Larry Sanchez, Public Information Officer who explained that there were several door prizes available. Judge Valdez congratulated Mr. David Killam for being named recipient of the Paul Harris award.

Cmr. Sciaraffa congratulated Cmr. Tijerina on her 14th Annual Raices award for National Hispanic Heritage Month as well as Judge Joe Lopez for receiving the Patriot Award, Mr. Bob Zachariah on the 2009 Rio Fest, and Mr. David Killam for receiving the 2009 Paul Harris award.

Cmr. Tijerina thanked Mr. George Gonzales for hosting the Rainwater Harvesting Workshop and thanked all the local ranchers for attending. She reminded everyone that on October 28th there was going to be the ribbon cutting ceremony for the Nutrition Center which is being dedicated to Guadalupe and Lilia Martinez. Cmr. Tijerina congratulated Judge Joe Lopez for being the recipient of the Patriot Award, David Killam for being the recipient of the Paul Harris Award, Bob Zachariah on a successful Rio Fest and Cmr. Garza for the \$250,000 to assist the Veterans. She sent her condolences to the families of Richard "Dicky" Haynes, Judge Solomon Casseb, and Jaime Madrigal.

Judge Valdez congratulated Cmr. Tijerina on the Raices award which is in conjunction with the National Hispanic Heritage Month and Cmr. Garza on obtaining the Veterans Assistance Grant.

Cmr. Garza sent his condolences to the family of Solomon Casseb and Richard "Dicky" Haynes. He thanked Mr. Bob Zachariah for the Rio Fest. Cmr. Garza introduced a young lady by the name of Destiny Bailey who is a junior at J.B. Alexander High School and is Miss. Webb County Teen.

Ms. Bailey asked the Court for their support for the November pageant wherein she will be representing Webb County.

Cmr. Garza congratulated Ms. Bailey. He advised everyone that Webb County was recipient of a veteran's grant that will be assisting veterans. Cmr. Garza stated that there was a press conference on Friday and that further information could be obtained by contacting his office.

Cmr. Martinez sent his condolences to the family of Judge Solomon Casseb and Richard "Dicky" Haynes. He congratulated Mr. Bob Zachariah as well as Judge Joe Lopez.

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- Bob Ramos

Mr. Ramos spoke on item 15 wherein he stated that this item had been lingering for some time and that he was present to be able to settle the item. Mr. Ramos stated that he recognized the debt and that he wanted a quick resolution.

2nd witness card – Maria Elena Morales

Ms. Morales spoke on item 18 and advised the Court that she was ready and willing to execute the contract. She stated that she was supposed to receive a copy of the contract of which she has not yet received. Ms. Morales expressed a concern being that it was almost October 31st and the Auditor's office will not render payment if a contract has not been yet executed.

3rd witness card – Fred Santos

Mr. Santos spoke on item 13 wherein he advised that the building committee has looked at three choices during the last months including their pros and cons. He asked the Court to review everything before making their decisions.

Honorable Danny Valdez, Webb County Judge

Item No. 7. Presentation by Roger Creery of the Mobile Home Project Group regarding the

availability of surplus FEMA mobile homes for qualifying families in Webb County with discussion and possible action to utilize county community centers and staff to assist with the distribution of information; and any other matters incident thereto.

Presentation on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Item No. 8. Presentation by Anselmo "Chemo" Castro, President of the Washington's Birthday Celebration Association, regarding the upcoming WBCA events with presentation of the 2010 WBCA commemorative poster to the Commissioners Court.

Presentation on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

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

Item No. 9. Discussion and possible action to fill Slot #2002 (New Construction Coordinator) at the budgeted amount under the 2010 Self-Help Center Budget, effective November 1, 2009.

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

Motion carried 5-0 by unanimous consent.

Item No. 10. Discussion and possible action to clarify the duties, responsibilities and compensation for Self-Help Center Interim Director for Fiscal Year 2009-2010 or until a permanent director is hired, and any other matters incident thereto.

Cmr. Garza motioned to authorize supplement pay for the current amount until the position gets filled including retroactive from October 1st and have the County Attorney's Office research the minutes to determine what the intent of the Court was. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

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

Addendum Item No. 1. Discussion and possible action to fill Slot #2347, in Department #6114, (Director, Santa Teresita Community Center) effective immediately, and any matters incident thereto.

Cmr. Tijerina asked to also fill slot 2341 because she will be promoting within the department. She stated that she would be promoting Mr. Greg Araiza and needs to fill his slot.

Cmr. Sciaraffa motioned to approve item as submitted and fill slot 2341. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

Item No. 11. Discussion and possible action to approve the transfer of Slot #2468 from Buenos Aires Community Center to County Court at Law #2 and change title to Warrant Peace Officer and transfer \$42,828 to be paid as salary, plus fringes from 001-1011-

7050, (CCL #2 Adult Misdemeanor) to 001-1011-5001 (CCL #2 Payroll); and any other matters incident thereto.

Com. Sciaraffa motioned to approve item subject to everything being legally correct. Com. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 12. Presentation by Rolando Rios on Webb County's upcoming 2010 re-districting, with discussion and possible action.

Discussion on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Com. Garza motioned to select the County Auditor, County Attorney, Leroy Medford, Ms. Rhonda Tiffin, and himself to negotiate a contract with Mr. Rios and bring a recommendation to the Court. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 13. Presentation by the individuals/groups who submitted a response to the County's Request For Proposals for building space in the downtown area, with discussion and possible action to select/reject; and any other matters incident thereto.

Com. Garza motioned to defer this item until the end of the meeting. Judge Valdez 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 donate \$2,000 to Savate International for expenses incurred on a International Tournament to be held in Laredo from the Hotel Motel Occupancy Tax Fund Promotions line item. The event brings competitors from inside and outside the U.S. and promotes tourism.

Com. Martinez advised the Court that he received a phone call from Mr. Paul Buitron III advising him that the Board would no longer require the Court's assistance.

Item No. 15. Status report from the County Attorney on the Demand for Payment sent to Balt Ramos on July 29, 2009 in connection with a Promissory Note that matured on 09-30-08 with possible action to retain the services of an attorney for the demand and collection thereof. The principal due since 09-30-08 is \$18,774.04 and interest accrued thru today is \$851.78.

Discussion on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Com. Martinez stated for the record that he was not to be part of this discussion.

Com. Garza asked Mrs. Anna Laura Cavazos Ramirez, County Attorney, to have her office visit with Mr. Ramos as to what his claims are and to make sure that the Court get copies of all documentation. Mrs. Cavazos Ramirez acknowledged and stated that she would place item on the agenda again.

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

Addendum Item No. 2. Discussion and possible to allocate funds for Slot #2469 in Department #6104, Fred and Anita Bruni Community Center in the amount of \$41,278 plus fringes and change title of slot from Clerk to Special Projects Coordinator; and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Cmr. Garza stated that there will be a discrepancy in the future again in slots because the Buenos Aires Community Center will have a coordinator at the rate of \$13.50 which leads to dissimilar salaries.

Cmr. Martinez motioned to authorize Mr. Leo Flores to keep paying slot 2469 at the amount that was voted on from payroll savings as the year goes by and table the slot name until the court could find one. Judge Valdez seconded the motion.

No action taken due to Cmr. Sciaraffa and Cmr. Garza opposed and Cmr. Tijerina abstaining from voting.

Cmr. Martinez motioned to fund the position temporarily from employee payroll savings and table the final title classification that this position is going to have. Judge Valdez seconded the motion.

Motion carried 3-2 with Cmr. Tijerina and Cmr. Sciaraffa opposed.

Commissioners Court

Item No. 16. Presentation by Wilbur Smith Associates, on behalf of the Metropolitan Planning Organization, regarding the 2010-2035 Metropolitan Transportation Plan. [Requested by Metropolitan Planning Organization Committee].

Presentation on file at the Webb County Clerks Office.

Item No. 17. Status report on the opening of the Solomon Casseb, Jr., Webb County Youth Village by Ms. Melissa Mojica, Juvenile Detention Director.

Status report on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Item No. 18. Status report by the county attorney's office regarding the delinquent tax contract between Webb County and the law office of Maria Elena Morales, with discussion and possible action.

Status report on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Cmr. Martinez motioned to have the committee meet on Friday, October 30th at 10:00 a.m. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez stated that the Court would go on recess until 1:30 p.m.

(RECESS 12:22 p.m. – 1:30 p.m.)

Honorable Anna L. Cavazos Ramirez, County Attorney

- Item No. 19. 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.
- Item No. 20. 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.
- Item No. 21. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-853 copier and a Toshiba ES-603 copier both located in the Webb County Clerk Office at a total cost for both copiers of NINETY DOLLARS (\$90.00) PER QUARTER; a total cost for both copiers of ONE THOUSAND EIGHTY DOLLARS (\$1,080.00) over the term of the agreement and with copy overages being billed at \$.008000 per black copy and authorizing the County Judge to execute all relevant documents. [Requested by Margie Ramirez Ibarra, Webb County Clerk]
- Item No. 22. Discussion and possible action to enter into a One (1) year (October 29, 2009 through October 28, 2010) equipment maintenance agreement with Eastman Kodak Company to provide maintenance support for a "Kodak Digital Science Scanner 1500D" utilized by the Webb County Planning Department at a cost of ONE THOUSAND TWO HUNDRED FORTY-FOUR DOLLARS (\$1,244.00), and authorizing the Webb County Judge to execute all relevant documents. [Requested by Rhonda Tiffin, Webb County Planning Director]
- Item No. 23. Discussion and possible action to enter into a software maintenance agreement with Environmental Systems Research Institute, Inc. ("ESRI") to provide maintenance support for Geographic Information Systems ("GIS") technology utilized by the Webb County Planning Department used in flood plain mapping at a cost of SEVEN THOUSAND SEVEN HUNDRED DOLLARS (\$7,700.00), and authorizing the Webb County Judge to execute all relevant documents. [Requested by Rhonda Tiffin, Webb County Planning Director]

Cmr. Tijerina motioned to approve items 19, 20, 21, 22, and 23 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 3-0 with Cmr. Garza and Cmr. Martinez not present.

- Item No. 24. Discussion and possible action to amend the Professional Services Contract between Webb County for its Head Start Program and Dr. Erik Sloman-Moll as follows:

Services	From:	To:
Hearing Screen	\$35.00	\$40.00

Audiogram	\$85.00	\$90.00
Doctor's Visit/Cerumen Removal	\$200.00	\$205.00
Auditory Brainstem Responsive (ABR)	\$160.00	\$165.00

Item No. 25. Discussion and possible action to amend the starting date of August 1st, 2009 to November 1st, 2009 regarding a Three (3) year (November 1st, 2009 through July 31st, 2012) previously approved commercial lease agreement with Graciela Gonzalez concerning lease space of a One (1) story child care center located at 3519 Pine Street at a cost of SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) per month with the option to buy at the end of the Three (3) year contract, and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros; Webb County Head Start Director; Account #906-4207-6012]

Cmr. Sciaraffa motioned to approve items 24 and 25 as submitted. Judge Valdez seconded the motion.

Motion carried 3-0 with Cmr. Garza and Cmr. Martinez not present.

Item No. 26. Discussion and possible action to enter into a One (1) year (October 11, 2009 through October 10, 2010) equipment maintenance agreement with Professional Document Packaging ("PDP") to provide maintenance support for a Powis Parker Fastback Binder and Powis Parker Fastback Spine Printer utilized by the Planning Department at a cost of NINE HUNDRED SEVENTY DOLLARS (\$970.00), and authorizing the County Judge to execute all relevant documents. [Requested by Rhonda Tiffin, Webb County Planning Director]

Item No. 27. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba DP120F copier located in the Webb County Head Start at a cost of THREE HUNDRED TWENTY FIVE DOLLARS (\$325.00) per year a total cost of NINE HUNDRED SEVENTY-FIVE DOLLARS (\$975.00) over the term of the agreement authorizing the County Judge to execute all relevant documents. [Requested by Oscar J. Hale, Jr., 406th District Court Judge]

Item No. 28. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-3510C copier located in the Webb County Building Facilities at a cost of SEVENTY-FIVE DOLLARS (\$75.00) per quarter for a total cost of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement and with copy overages being billed at \$.008000 per black copy and \$.008000 per color copy and authorizing the County Judge to execute all relevant documents. [Requested by Raul Elizondo, Webb County Facilities Director]

Item No. 29. Discussion and possible action to enter into a One (1) year (October 26, 2009 through October 26, 2012) maintenance agreement (Contract Number 211180-KIP) with Toshiba Business Solutions of Texas concerning a Toshiba Copier (KIP 3100CPS) located in the office of the Webb County Clerk with copy overages being quarterly billed at \$.0425 a square foot per excess black copy and authorizing the Webb County Judge to execute all relevant documents. [Requested by Margie Ramirez Ibarra, Webb County Clerk]

- Item No. 30. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-600 copier located in the Webb County Elections at a cost of SEVENTY FIVE DOLLARS (\$75.00) per quarter a total cost of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement and with copy overages being billed at \$.008000 per black copy and authorizing the county judge to execute all relevant documents. [Requested by Oscar Villarreal, Webb County Elections Director]
- Item No. 31. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-2500C copier located in the Webb County Engineer Department at a cost of SEVENTY FIVE DOLLARS (\$75.00) per quarter a total cost of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement and with copy overages being billed at \$.008000 per black copy and \$.00800 per color copy and authorizing the County Judge to execute all relevant documents. [Requested by Fitzgerald G. Sanchez, Webb County Engineer]
- Item No. 32. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba E-S 723T (I.D. #39722) copier located in the Webb County Head Start at a cost of TWO HUNDRED FOUR DOLLARS AND FIVE CENTS (\$204.05) PER MONTH for a total cost of SEVEN THOUSAND THREE HUNDRED FORTY-FIVE DOLLARS AND EIGHTY CENTS (\$7,345.80) over the term of the agreement and with copy overages being billed at \$.008000 per black copy and authorizing the county judge to execute all relevant documents. [Requested by Aliza Oliveros, Webb County Head Start Director]
- Item No. 33. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba E-S 723T (I.D.#39723) copier located in the Webb County Head Start at a cost of TWO HUNDRED FOUR DOLLARS AND FIVE CENTS (\$204.05) PER MONTH for a total cost of SEVEN THOUSAND THREE HUNDRED FORTY-FIVE DOLLARS AND EIGHTY CENTS (\$7,345.80) over the term of the agreement and with copy overages being billed at \$.008000 per black copy and authorizing the county judge to execute all relevant documents. [Requested by Aliza Oliveros, Webb County Head Start Director]
- Item No. 34. Discussion and possible action to enter into a Thirty-Six (36) month (October 26, 2009 through September 27, 2012) maintenance agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-720T copier located in the Webb County Indigent Health Care Services at a cost of SEVENTY FIVE DOLLARS (\$75.00) PER QUARTER a total cost of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement and with copy overages being billed at \$.008000 per black copy and authorizing the county judge to execute all relevant documents. [Requested by Frank X. Salinas, Webb County Indigent Director]

Comr. Sciaraffa motioned to approve items 26, 27, 28, 29, 30, 31, 32, 33, and 34 as submitted. Comr. Tijerina seconded the motion.

Mrs. Anna Laura Cavazos Ramirez, County Attorney, clarified that item 27 would be for the 406th District Court.

Motion carried 4-0 with Cmr. Garza not present.

Item No. 35. Discussion and possible action to approve the filling of the following vacant Slots within the County Attorney's Office:

Slot #	Title	Hourly Rate/Yearly
1255	Investigator	\$28.60 per hour
2082	Legal Clerk	\$12.00 per hour
2270	Liaison Officer for Mental Health Addictions & Juvenile Justice Systems	\$57,330 yearly
	One (1) Part-time slot	\$15.00 per hour
	One (1) Part-time slot	\$12.00 per hour

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

Motion carried 4-0 with Cmr. Garza not present.

Item No. 36. Discussion and possible action to approve a Memorandum of Understanding (MOU) between the Webb County Attorney's Office and the Laredo Police Department allowing for network access to the "Pistol-RMS" for incident/arrest reports and printing thereof for use in prosecution of relevant cases. [Requested by Anna L. Cavazos Ramirez, Webb County Attorney]

Item No. 37. Discussion and possible action to approve submission of a Right of Way for Street Cut/Aerial Easement Application to the City of Laredo for cabling between TexMex Building and County Administration Building to allow for cabling necessary to connect to Laredo Police Department for use of both County Attorney's Office and District Attorney's Office. [Requested by Anna L. Cavazos Ramirez, Webb County Attorney]

Item No. 38. Discussion and possible action to approve submission by Global Technologies in an amount not to exceed THREE THOUSAND SIX HUNDRED DOLLARS (\$3,600.00) for installation for cabling between TexMex Building and Webb County Administrative Building to assist in data connection between Laredo Police Department and County Prosecutors Offices. [Requested by Anna L. Cavazos Ramirez, Webb County Attorney; Account #001-0500-6402 (MISRepairs & Maintenance Equipment)]

Cmr. Sciaraffa motioned to approve items 36, 37, and 38 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 with Cmr. Garza not present.

Item No. 39. Discussion and possible action to approve agreements with Dimmit County, Zapata County and Crystal City for housing of inmates transferred from Webb County Jail. Daily rates are as indicated in the respective attached contracts. [Requested by Anna L. Cavazos Ramirez, Webb County Attorney]

Cmr. Sciaraffa motioned to table the item. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No. 40. Discussion and possible action to establish a Local Data Advisory Board as required by Texas Criminal Code of Procedure and appoint such persons authorized and required by HB 2730 of the 81st Legislative Session, to be included in a Local Data Advisory Board.

Mrs. Teresa Hunter, County Attorney's Office, stated that the Board needed to consist of the Sheriff/representative, District Attorney/representative, County Attorney/representative, District Clerk/representative, County Clerk/representative, Laredo Police Department Chief of Police, and recommended to include MIS representative and Webb County Chief Juvenile Probation Officer.

Judge Valdez motioned to establish a Local Data Advisory Board consisting of the Sheriff/representative, District Attorney/representative, County Attorney/representative, District Clerk/representative, County Clerk/representative, Laredo Police Department Chief of Police, MIS representative and Webb County Chief Juvenile Probation Officer. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Manuel Gutierrez, District Clerk

Item No. 41. Discussion and possible action to consider and approve proposed District Clerk, Webb County, Texas, Preservation and Restoration Records Plan pursuant to Texas Government Code 51.305. The plan will be funded by a \$5.00 fee charged for the filing of a suit, including an appeal from inferior court, or a cross-action, counterclaim, intervention, contempt action, motion for new trial, or third party-petition, in a district court.

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

Motion carried 4-0 with Cmr. Garza not present.

Administrative Services

Item No. 42. 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, 2009 and authorizing the County Judge to execute all relevant documents.

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

Motion carried 4-0 with Cmr. Garza not present.

Auditor

Item No. 43. Discussion and possible action to allow the use of the Hotel-Motel Fund Balance to complete the payments budgeted in FY 2008-2009 to the following entities. The use of the fund balance is necessary because the FY 2008-2009 revenue collected from hotel-motel taxes was not sufficient to pay for the amounts budgeted. The Hotel-Motel Fund Balance will remain at \$39,413 after these payments are made.

Chamber of Commerce	\$ 84,350
Heritage Foundation	12,500
Hotel-Motel Association	10,000
Children's Museum	6,250
Society of Martha Washington	4,200
	Total: \$117,300

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

Motion carried 4-0 with Cmr. Garza not present.

Engineer

Item No. 44. Discussion and possible action approving a Resolution of the Webb County Commissioners Court for the reprogramming of Texas Department of Transportation Border Colonia Access Paving Grant funds in the amount of \$56,713.45, in Contract No. 3BCF5014 in the Bruni, Mirando and Corralitos Subdivisions to eligible paving and drainage improvements in the Tanquecitos South Acres Phase I and II Subdivisions, Contract No. 5BCF5029 and authorizing the County Judge to execute all relevant documents.

Item No. 45. Discussion and possible action to approve amendment #2 to the Advanced Funding Agreements for the three ARRA projects (Mangana-Hein; Espejo-Molina; & E. Del Mar Blvd.) that requests the county to provide a local match funding of \$20,000.00 to begin the environmental documents, preliminary engineering, and design phase work and authorizing the County Judge to sign all relevant documents.

Cmr. Sciaraffa motioned to approve items 44 and 45 as submitted. Cmr. Martinez seconded the motion.

Motion carried 4-0 with Cmr. Garza not present.

Mr. Leo Flores, County Auditor, stated that he will find funding for local match funding.

Head Start

Item No. 46. Discussion and possible action to ratify the Head Start Body Start Grant Application for FY 2009-2010 and accept the Grant Award in the amount \$4,767.26 (October 1, 2009 – September 30, 2010). [Requested by Aliza F. Oliveros, Webb County Head Start Director; Account #903]

Item No. 47. Discussion and possible action to fill the following slot for the 2009 – 2010 Program Year:

Slot #	Title	Annual Salary	Pay Periods
2040	AA Teacher Assistant	\$16,415.27	21

[Requested by Aliza F. Oliveros, Webb County Head Start Director; Account #903-4208-5001]

Item No. 48. Discussion and possible action to fill the following slot for the 2009 – 2010 Program Year:

Slot #	Title	Annual Salary	Pay Periods
2518	Specialized Services Assistant/AA	\$21,662.52	20
2519	Family Service Worker/AA	\$21,685.85	20
2520	Area Service Manager/AA	\$17,302.70	16

[Requested by Aliza F. Oliveros, Webb County Head Start Director; Account #905-4208-5001]

Cmr. Sciaraffa motioned to approve items 46, 47, and 48 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Larga Vista Community Center

Item No. 49. Discussion and possible action to accept a donation in the amount of \$2,538.22 Check #346252 from Texas Transportation Institute The Texas A&M University System to the Larga Vista Community Center. The donation was given in exchange for hosting the Texas Construction Career Academy in March 9-20, 2009 at the Larga Vista Library.

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

Motion carried 4-0 with Cmr. Garza not present.

Mental Health Unit

Item No. 50. Discussion and possible action to authorize the transfer of employee in Mental Health Officer Slot #2336 to Mental Health Coordinator Slot #0545 and to authorize a change in title of Slot #0545 from Mental Health Coordinator to Mental Health Officer; and any other matters incident thereto.

From:	To:
Slot # Title	Slot # Title Change
2336 Mental Health Officer	0545 Mental Health Coordinator
From:	To:
0545 Mental Health Coordinator	Mental Health Officer

[Requested by Rudy Rodriguez, Webb County Constable Precinct 1]

Item No. 51. Discussion and possible action to approve an exemption to the current county wide hiring freeze and to allow Rodolfo Rodriguez, Constable Pct 1 to fill the following vacant Slot;

Slot #	Title	Hourly Rate
2336	Mental Health Officer	\$17.19

[Requested by Rudy Rodriguez, Webb County Constable Precinct 1]

Cmr. Sciaraffa motioned to approve items 50 and 51 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 with Cmr. Garza not present.

Planning

- Item No. 52. Discussion and possible action to “conditionally” authorize water and sewer connections under recently enacted legislation through S.B. 2253 (by Senator Zaffirini) pursuant to the provisions of law as stated below and contingent upon the applicant’s connection to adequate sewer services, the execution of all required forms and service contracts, and the payment of all associated connection fees; authorization for the County Judge to execute written certifications upon an applicant’s compliance with the prescribed conditions set-forth by the Court; and, any matter incident thereto to the following described dwellings/tracts:

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

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

1) 7137 Enlace Rd., Unit A located on an unplatted 3.0 acre tract out of and part of Tract 15 (North 3.0 acres)

2) 7137 Enlace Rd., Unit B located on an unplatted 3.0 acre tract out of and part of Tract 15 (North 3.0 acres)

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

3) 214 Barrera Rd., Unit A located on Block 3, Lot 14

4) 214 Barrera Rd., Unit B located on Block 3, Lot 14

Ranchitos 359 East Subdivision (Recorded in Vol. 4, Pg. 67, W.C.P.R.)

5) 156 Pinzon Rd., Unit A located on Lot 6

6) 156 Pinzon Rd., Unit B located on Lot 6

7) 337 Pinzon Rd., Unit A located on Lot 42

8) 337 Pinzon Rd., Unit B located on Lot 42

9) 106 Pinzon Rd., Unit A located on Lot 1

10) 106 Pinzon Rd., Unit B located on Lot 1

11) 106 Pinzon Rd., Unit C located on Lot 1

Staff recommends approval of the above-referenced properties as submitted containing Eleven (11) dwellings on Five (5) lots.

- Item No. 53. Discussion and possible action to issue a “Certification Regarding Compliance with Plat Requirements and the Connection of Utilities” to authorize an electrical connection pursuant to Section 232.029(c)(2), Local Government Code to an unplatted tract of land containing 5.0 acres, being known as the Southwest 5 acres out of Tract 27, La Coma, as further described in Vol. 2704, Pgs. 475-476, of the Webb County Deed Records (electricity – one dwelling only);

Cmr. Tijerina motioned to approve items 52 and 53 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 with Cmr. Garza not present.

Public Information Officer

Item No. 54. Discussion and possible action to approve the filling of the following Slot, effective November 10, 2009.

Slot #	Title	Hourly Rate
2129	Production Administrator	\$18.83

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

Motion carried 5-0 by unanimous consent.

Purchasing

Item No. 55. Discussion and possible action to approve the purchase of patrol vehicles and radios for Sheriff's Department from USDA Grant and Bond Series 2008-A pursuant to Section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code, as follows:

1. (11) Patrol Vehicles, Philpott Motors, H-GAC Contract No.#VE03-06	\$416,334.00
2. (11) 2-Way Mobile Radios, Motorola, H-GAC Contract No.RA01-08	56,839.20
	\$473,173.20

[Requested by Martin Cuellar, Webb County Sheriff; Account #300-2001-8801 and #733-2001-8801 (Capital Outlay)]

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

Motion carried 5-0 by unanimous consent.

Item No. 56. Discussion and possible action to approve the services of Correctional Maintenance Incorporated in the amount of \$32,092.00, for the repairs at the Webb County Jail. [Requested by Martin Cuellar, Webb County Sheriff; Account #001-2060-6401]

Item No. 57. Discussion and possible action to award a contract, Bid #2009-29 to Quality Tower Services (QTS) in the amount of \$279,754.00 and Two (2) UPS Systems for \$5,000.00 for the North Communication Tower Replacement project. [Requested by Fitzgerald G. Sanchez, Webb County Engineer; and Mario G. Cavazos, Public Safety Communication Director; Account #682-0103-8801 and #724-0103-8410]

Item No. 58. Discussion and possible action to authorize the purchase of a Handgun with night-sights from G.T. Distributors, Inc. in the amount of \$622.84 for Constable Annette Munoz, Pct. 3. [Requested by Annette Munoz, Constable, Pct. 3; Account #001-2501-6205 (Materials & Supplies)]

Cmr. Sciaraffa motioned to approve items 56, 57, and 58 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 59. Discussion and possible action to authorize the purchase of One (1) 14 Passenger School Bus in the amount of \$45,000.00 from One Stop Bus for the Head Start Program. [Requested by Aliza Oliveros, Webb County Head Start Director; Account

#904-8001-8410 (Equipment Vehicle) (ARRA Monies) and #903-4208-8801 (Capital Outlay)]

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

Motion carried 5-0 by unanimous consent.

Item No. 60. Discussion and possible action to approve the award of contracts for the following Self Help Center, Housing Rehabilitation Projects:

1. SHC 2009-30 on Gloria Carrizales in the amount of \$44, 000.00 to Amistad Housing
2. SHC 2009-31 on Eleuterio Garcia in the amount of \$43,795.00 to Master Construction
3. SHC 2009-32 on Antonio Urrutia in the amount of \$26,825.00 to Master Construction.

[Requested by Juan Vargas, Economic Development Director; Account #507-6500-7009-1 (Home Reconstruction) and 507-6500-7037-3 (Contractual Housing Rehab)]

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

Motion carried 5-0 by unanimous consent.

Item No. 61. Discussion and possible action to award the purchase of uniforms from AI & Rob Sales in the amount of \$8,514.75 for the Road & Bridge Department. [Requested by Jose Luis Ramos, Webb County Road & Bridge Director; Account #010-7002-6202 (Uniform)]

Item No. 62. Discussion and possible action to ratify the purchase of cabling supplies needed for the installation of surveillance system at the Judge Solomon Casseb, Jr., Webb County Youth Village:

Qty	Description	Vendor	Amount
1000 ft	#5092-1206 Cable	CED	\$122.86

[Requested by Eloy Ramirez Jr., Webb County Purchasing Agent; Account #684-1301-8410]

Cmr. Martinez motioned to approve items 61 and 62 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 63. Discussion and possible action to authorize the Purchasing Agent to solicit a Request for Qualifications for projects listed below using the Design Build Method of Project Delivery Pursuant to: Section 271.119, Design Build Qualifications, Texas Local Government Code.

1. Design Build Expansion Contract for the Webb County Facility a/k/a the Quad-City Sheriff Substation, Justice of the Peace, and Fire Station Facility managed in two separately funded phases as follows:

- A) The Oilton Volunteer Fire Dept. expansion improvements funded by an ARRA grant with a maximum budget of \$175,000.00.
- B) All other expansion improvements to the facility are county funded and a maximum budget of \$230,000.00.

2. Design Build Park Contract Improvements with a budget of Approximately \$220,000.00

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

Cmr. Garza asked Mr. Fitzgerald Sanchez, County Engineer, to work very closely with the contractors.

Motion carried 4-0 with Cmr. Martinez not present.

Item No. 13. Presentation by the individuals/groups who submitted a response to the County's Request For Proposals for building space in the downtown area, with discussion and possible action to select/reject; and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Judge Valdez motioned to allow only the responders to the RFP to make their presentation to the Court. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Cmr. Martinez voting against.

The following individuals/groups made their presentation:

Jimmy Escoto
Mr. Larry Norton
Stonehenge

Presentation on file at the Webb County Clerks Office under the October 26th, 2009 Commissioner's Court meeting dvd.

Cmr. Sciaraffa motioned to call and post a workshop meeting to allow the Court to go together to visit the buildings and include the County Attorney, County Engineer, and Mr. Eloy Ramirez, Purchasing Agent. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 64. Adjourn

Judge Valdez motioned to adjourn. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.