

Official Minutes for Webb County Commissioners Court Meeting

Monday, November 9, 2009 at 9:00 AM
(approved November 23, 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 6th of November 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 22, 2009 and October 26, 2009

Cmr. Martinez motioned to approve item as submitted. Cmr. Garza 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 monthly report.

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

Motion carried 5-0 by unanimous consent.

Item No. 5. Communications

Cmr. Sciaraffa sent his condolences to Mr. Pepe Salinas on the passing of his mother.

Cmr. Tijerina sent her condolences to Mr. Pepe Salinas on the passing of his mother. She congratulated the Tejano Achiever recipients and welcomed the invitees from HEB who were present to invite everyone to their feast of sharing. Cmr. Tijerina thanked everyone for attending the Nutrition Center ribbon cutting ceremony, Ms. Alice Garcia for hosting the Halloween party, the Commissioner's Court for hosting the monster mash and congratulated all winners and participants. She announced that her office in conjunction with Habitat for Humanity will be hosting a home for the holidays for a family on December 3rd. Cmr. Tijerina thanked all Veterans for serving our country. She discussed the

events that occurred in Fort Hood and mentioned that a constituent from Bruni, Texas was present but was able to seek shelter.

Com. Garza sent his condolences to Mr. Pepe Salinas and all soldiers involved in Fort Hood. He thanked Mr. Ramon Flores for collecting all the books for the Buenos Aires Community Center and advised that books are still being collected in his office and the Webb County Law Library.

Com. Martinez sent his condolences to Mr. Pepe Salinas and Mr. Oscar Salinas along with the families of the soldiers in Fort Hood. He congratulated all Veterans present and asked for everyone's support on the health bill especially in South Texas.

Judge Valdez sent his condolences to the family of Mr. Pepe Salinas and to all those families of the soldiers killed and injured in Fort Hood. He also thanked all Veterans for the sacrifices done to defend our country. Judge Valdez congratulated all Tejano Achievers and thanked all employees for participating in the monster mash. He recognized Ms. Gloria "Chacha" Benavides and handed her an appreciation plaque for being named 2009 Conservation Rancher of the Year.

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 – District Attorney Isidro Alaniz

Mr. Alaniz stated that he was present on behalf of all the investigators and peace officers that were not part of the Sheriff's Collective Bargaining which was to be discussed under item 12. He explained the day to day work that these individuals do and commended the Court for placing this item back on the agenda. Mr. Alaniz asked for a favorable consideration for item 12.

2nd witness card – Jimmy Escoto

Mr. Escoto asked for clarification to item 7 of which account would be used if the property was to be purchased.

3rd witness – Florencio Quintana

Mr. Quintana stated that he was a resident of El Cenizo and thanked the Court for their support to the library. He explained how important the library services would be to all the community. Mr. Quintana asked the Court for their consideration on this project.

4th witness card – El Cenizo Mayor Raul Reyes

Mayor Reyes explained how El Cenizo residents have been waiting for having a public library to better their education and lives. He thanked Com. Sciaraffa and Judge Valdez for their hard work and commitment. He thanked all the sponsors involved in finally making the library a reality. Mayor Reyes stated that on behalf of the residents of El Cenizo they would ask the Court to approve item 8.

Honorable Danny Valdez, Webb County Judge

Item No. 7. Status report by the county attorney's office regarding the notice of intent to purchase the property located at 1101 Scott St., Webb County, Texas, with discussion and possible action to initiate condemnation proceedings for the purpose of securing additional county parking and/or office space; and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under the November 9, 2009 Commissioner's Court meeting dvd.

Com. Garza stated for the record that this item and item 80 was not placed in the agenda by the Building Committee.

Comr. Garza motioned to authorize the County Attorney to proceed with what is being done to be able to get information to KCS to further look into the prospect of this property. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Comr. Garza motioned to bring up item 13. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Commissioners Court

Item No. 13. Discussion and possible action to provide financial assistance to Miss Destiny Bailey, Miss Webb County Teen, for expenses related to her participation in the upcoming Ms. Texas Teen Pageant in Houston, Texas; and any other matters incident thereto.

Comr. Garza motioned to approve matching the City of Laredo's contribution of \$1750 from the promotions account. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 8. Discussion and possible action to authorize solicitation for the construction of a Library at El Cenizo using Design Build Method of project delivery, pursuant to Section 271.119, Subchapter H. Alternative Project Delivery Methods for Certain Projects, Texas Local Government Code; and any other matters incident thereto. [Requested by Commissioner Frank Sciaraffa and Co-Sponsored by Webb County Judge Danny Valdez; Account #660-6111-8601 & #655-6110-8601 (Construction In Progress)]

Discussion on file at the Webb County Clerks Office under the November 9, 2009 Commissioner's Court meeting dvd.

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

Motion carried 5-0 by unanimous consent.

Item No. 9. Discussion and possible action to fill Slot #2396, Activity Center Clerk (Rio Bravo Community Center) at an hourly rate of \$10.40/hr, effective November 9, 2009.

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

Motion carried 5-0 by unanimous consent.

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

Item No. 10. Presentation on behalf of H.E.B. by Viridiana Paramo, Rick Martinez and Bob Tellez regarding the Annual H.E.B. Thanksgiving Feast of Sharing event.

Mr. Rick Martinez and Viridiana Paramo were present to invite everyone to the 21st Annual Feast of Sharing to be held on November 22nd from 11-3 at the Laredo Civic Center.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

Item No. 11. Presentation by Mr. Jose Garcia on the Latin Hall of Fame project with discussion and possible action for the Webb County to participate financially in the promotion of the project.

Comr. Garza motioned to allocate \$9200 in funding. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

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

Item No. 12. Discussion and possible action to pay the sick-leave buy back incentives for certified peace officers not covered under the Sheriff's Collective Bargaining Contract for fiscal year 2009-2010 only; and any other matters incident thereto.

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

Motion carried 5-0 by unanimous consent.

Comr. Tijerina motioned to bring up item 43. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 43. Discussion and possible action to approve an increase in the amount of \$23,488.22 to the following Jail division slots and to place employees within this division to the appropriate Slots based on their responsibilities. Funding is available within salaries savings for FY2009-2010.

Slot #	Title	Yearly Salary	Proposed Adjusted Base Salary
557	Head Nurse	\$44,200.00	\$54,080.00
558	Nurse	\$42,976.00	\$52,000.00

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

Motion carried 5-0 by unanimous consent.

Judge Valdez advised that the Court will be taking a fifteen minute media break.

(MEDIA BREAK 10:29 a.m. – 10:47 p.m.)

Comr. Garza motioned to move up item 35. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Isidro Alaniz, District Attorney

Item No. 35. Discussion and possible action to authorize a title and salary changes, effective November 9, 2009.

	Slot #	Title	Annual Salary
From:	2432	Financial Officer	\$45,000.00
To:	2432	Forensic Video Analyst	\$40,000.00

From:	1517	Assistant District Attorney	\$68,317.00
To:	1517	Assistant District Attorney	\$73,317.00

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

Motion carried 5-0 by unanimous consent.

Honorable Anna L. Cavazos Ramirez, County Attorney

- Item No. 14. Discussion and possible action to enter into a Four (4) year (November 9, 2009, through November 8, 2013) maintenance agreement with Nevill Business Machines, Inc. to service One (1) copier, Sharp MX-M700N, located at the JJAEP at a maintenance fee of (\$0.006) per copy, and (\$0.002) per scanned copy and authorizing the County Judge to sign all relevant documents. [Requested by Eloy Ramirez, Purchasing Agent]

- Item No. 15. Discussion and possible action to enter into contract amendment number One (1) to the Rural Transportation American Recovery and Reinvestment Act of 2009 grant agreement No. RPT 0906 (22) R1 with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts a change in the wording to Article 10. SPECIAL PROVISIONS FOR PROJECTS FINANCED UNDER THE AMERICAN RECOVERY AND REINVESTMENT ACT (ARRA) and authorizing the County Judge to execute all relevant documents. [Requested by Javier Martinez, Community Action Agency Interim Director]

- Item No. 16. Discussion and possible action to enter into a License Agreement between Autophone of Laredo and Webb County for Two (2) Months beginning Commencement Date (the day on which County Antennas are installed) for a monthly cost of ONE THOUSAND FIVE HUNDRED DOLLARS (\$1,500.00) and authorizing the County Judge to execute all relevant documents. [Account #682-0103-8801 (Capital Outlay)]

- Item No. 17. Discussion and possible action to enter into a One (1) year (November 1, 2009 through October 31, 2009) renewal of Master Service Agreement with Avotus Corporation to provide Avotus ICM Usage Management Online Service at a cost of FOURTEEN THOUSAND SEVEN HUNDRED THIRTY-FOUR DOLLARS AND THIRTY-SIX CENTS (\$14,734.36) and authorizing the County Judge to execute all relevant documents. [Requested by Jaime Alvarado, M.I.S. Director; Account #001-0500-6411 (Repair and Maintenance Software)]

- Item No. 18. Discussion and possible action to approve and enter into Vendor Agreement between Webb County Community Action Agency and Champion Energy Services, Inc. for the Comprehensive Energy Assistance Program, in order to utilize grant funds for qualifying Champion Energy Customers and authorize the County Judge to execute all relevant documents. [Requested by Javier H. Martinez, Community Action Agency Interim Director]

Com. Garza motioned to approve items 14, 15, 16, 17, and 18 as submitted. Com. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 19. Discussion and possible action to enter into a One (1) year (November 1, 2009 through October 31, 2010) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 401 Gonzalez Street (Colonia Guadalupe) at a cost of SIX HUNDRED DOLLARS (\$600.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Head Start Director]
- Item No. 20. Discussion and possible action to enter into a One (1) year (November 1, 2009 through October 31, 2010) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 2801 Ireland (Magic Corner) at a cost of THREE HUNDRED SEVENTY-FIVE DOLLARS (\$375.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Head Start Director]
- Item No. 21. Discussion and possible action to enter into a One (1) year (November 1, 2009 through October 31, 2010) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 1646 E. Elm Street (Meadow Acres) at a cost of FIVE HUNDRED SEVENTY-FIVE DOLLARS (\$575.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Head Start Director]
- Item No. 22. Discussion and possible action to enter into a One (1) year (November 1, 2009 through October 31, 2010) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 711 E. Elm Street (Russell Terrace) at a cost of TWO HUNDRED AND FIFTY DOLLARS (\$250.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Head Start Director]
- Item No. 23. Discussion and possible action to enter into a One (1) year (November 1, 2009 through October 31, 2010) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 6500 Springfield Avenue (Springfield Acres) at a cost of THREE HUNDRED DOLLARS (\$300.00) per month with the option to renew for One (1) year upon written notification, and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Head Start Director]
- Item No. 24. Discussion and possible action to enter into a Forty-Eight (48) month contract between Webb County and Nevill GE Capital Solutions Equipment Lease Agreement beginning on November 9, 2009 and ending November 8, 2013 for a Sharp MX-M7000N copier located at the JJAEP at a monthly payment of TWO HUNDRED SEVENTY-TWO DOLLARS (\$272.00) for a total annual cost of THREE THOUSAND TWO HUNDRED SIXTY-FOUR DOLLARS (\$3,264.00) and a one time document charge of SEVENTY FIVE DOLLARS (\$75.00) and authorizing the County Judge to execute all relevant documents. [Requested by Eloy Ramirez, Purchasing Agent, Fund 149]

Item No. 25. Discussion and possible action to enter into a Four (4) year (November 9, 2009, through November 8, 2013) maintenance agreement with Nevill Business Machines, Inc. to service one copier, Sharp MX-M700N, located at the JJAEP at a maintenance fee of (\$0.006) per copy and (\$0.02) per scanned copy and authorizing the County Judge to sign all relevant documents. [Requested by Eloy Ramirez, Purchasing Agent, Fund 149]

Comr. Tijerina motioned to approve items 19, 20, 21, 22, 23, 24, and 25 as submitted. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 26. Discussion and possible action to enter into a Three (3) year (October 1, 2009 through September 30, 2012) software maintenance agreement with New World Systems Corporation for the following software application packages:

- Law Enforcement Records Software
- Public Safety Interface Software
- Corrections Management Software
- Business Office Software
- Other Software for Public Safety
- Public Safety Mug Shots
- Data Management and Retrieval Tools

at a total cost of TWO HUNDRED SIXTY THOUSAND SIX HUNDRED FORTY- FOUR DOLLARS (\$260,644.00) and authorizing the County Judge to execute all relevant Documents. [Requested by Jaime Alvarado, M.I.S. Director, Account #001-0500-6401]

Item No. 27. Discussion and possible action to enter into a Three (3) year (October 1, 2009 through September 30, 2012) software maintenance agreement with New World Systems Corporation for the following software application packages:

- Financial Management Software
- Human Resources Software
- Utility Information Software

at a total cost of ONE HUNDRED SEVENTY-SEVEN THOUSAND FIVE HUNDRED TWELVE DOLLARS (\$177,512.00) and authorizing the County Judge to execute all relevant documents. [Requested by Jaime Alvarado, M.I.S. Director, Account #001-0500-6401]

Item No. 28. Discussion and possible action to enter into a Three (3) year (October 1, 2009 through September 30, 2012) software maintenance agreement with New World Systems Corporation for the following software application packages:

- County Court Management Software (Base Package)
- Additional Court Management Software
- Other Court Management Software

at a total cost of NINETY NINE THOUSAND FIVE HUNDRED SIXTY-SEVEN

DOLLARS (\$99,567.00) and authorizing the County Judge to execute all relevant Documents. [Requested by Jaime Alvarado, M.I.S. Director, Account #001-0500-6401]

Cmr. Garza 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 approve and execute Tenant Estoppel Certificate certifying to potential buyer of Autophone of Laredo's Mirando Tower that Webb County leases space on said tower for use by Webb County Road and Bridge Department Radio Repeater and authorize the County Judge to execute all relevant documents.

Item No. 30. Discussion and possible action to approve and execute Tenant Estoppel Certificate certifying to potential buyer of Autophone of Laredo's Mirando Tower that Webb County leases space on said tower for use by Webb County Sheriff's Department Radio Repeater and authorize the County Judge to execute all relevant documents.

Judge Valdez motioned to approve items 29 and 30 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 31. Discussion and possible action to enter into a grant agreement No. 51022F7174 with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts a grant amount of SEVENTY-EIGHT THOUSAND FOUR HUNDRED NINETY-SEVEN DOLLARS (\$78,497.00) of Federal 5311 Discretionary Fund for the "El Aguila" Rural Transportation program and authorizing the Webb county Judge to execute all relevant documents. [Requested by Roberto Martinez, El Aguila Rural Transportation Director]

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

Motion carried 5-0 by unanimous consent.

Item No. 32. Discussion and possible action to approve and enter into a Cooperative Working Agreement between Webb County Community Action Agency and South Texas Council on Alcohol and Drug Abuse, for program year September 1, 2009 to November 30, 2010 and authorize the County Judge to execute all relevant documents. [Requested by Javier H. Martinez, Community Action Agency Interim Director].

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

Motion carried 5-0 by unanimous consent.

Item No. 33. Discussion and possible action to approve an agreement between Webb County and Zertuche Construction/Rooftech for the roof replacement of Webb Courthouse, 1000 Houston Street, Laredo, Texas in the amount of ONE HUNDRED TWENTY-EIGHT THOUSAND ONE HUNDRED TWENTY-EIGHT DOLLARS (\$128,128.00) and authorizing the County Judge to execute all relevant documents

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

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

Item No. 34. Discussion and possible action to approve the Tax Collection agreement between Maria Elena Morales and Webb County and authorizing the County Judge to execute all relevant documents.

Judge Valdez motioned to defer item until the end of the meeting. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Oscar Hale, 406th District Court Judge

Item No. 36. Discussion and possible action to approve and ratify the agreement between Maggie Williams (hereinafter referred to as Evaluator) and the 406th District Court Drug Court Program to utilize a percentage of the funds received from the grant from Substance Abuse Mental Health Services Administration (SAMHSA) grant funded number: 1H79T1021570-01, specifically to allow Evaluator to receive payment for evaluating and monitoring programming services that will be provided in accordance with the terms of the application submitted by the grant application.

Item No. 37. Discussion and possible action to approve and ratify the Memorandum of Understanding agreement between South Texas Council on Alcohol and Drug Abuse (hereinafter referred to as "STCADA") and the 406th District Court Drug Court Program to utilize a percentage of the funds received from the grant from Substance Abuse Mental Health Services Administration (SAMHSA) grant funded number: 1H79T1021570-01, specifically to allow STCADA to receive payment for personal support services that will be provided in accordance with the terms of the application submitted by the grant application.

Item No. 38. Discussion and possible action to approve and ratify the agreement between Oscar Perez M.D. (hereinafter referred to as "Program Adviser") and the 406th District Court Drug Court Program to utilize a percentage of the funds received from the grant from Substance Abuse Mental Health Services Administration (SAMHSA) grant funded number: 1H79T1021570-01, specifically to allow PROGRAM ADVISER to receive payment for monitoring drug court participates progress services that will be provided in accordance with the terms of the application submitted by the grant application.

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

Motion carried 5-0 by unanimous consent.

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

Item No. 39. Discussion and possible action to fill Slot #2352, Court Clerk, at the budgeted amount of \$10.50/hr. effective November 9, 2009.

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

Motion carried 5-0 by unanimous consent.

Honorable Rudy Rodriguez, Constable Pct. 1

Item No. 40. Discussion and possible action to authorize the additional amount of \$9,646 for the following operational expenses for the Mental Health Unit, Department 2005:

Account #	Proposed Budget	Requesting	Total
001-2005-6403 Repairs & Maint. Vehicles	\$2,000.00	\$4,646.00	\$6,646.00
001-2005- Travel Expenses		\$5,000.00	
	Total:	\$9,646.00	

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

Motion carried 5-0 by unanimous consent.

Honorable Martin Cuellar, Sheriff

Item No. 41. Discussion and possible action to approve an exemption to the current County Wide hiring freeze to allow the Sheriff's Office to fill the following vacant law enforcement slot to support overall operations. This slot is part of the current general order positions for FY 2009-2010.

Dept. #	Dept. Description	Slot #	Title	Proposed Title Change	Hr. Rate
2060	BU-Jail Division	516	Officer I	no change proposed	\$17.87

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

Motion carried 5-0 by unanimous consent.

Item No. 42. Discussion and possible action to enter into a Six (6) month (November 1, 2009 through April 30, 2010) contract with Lamar Outdoor Advertising in the amount of Four Thousand Five Hundred Dollars (\$4,500.00) for continued promotion of our drug free campaign and public safety. Contract effective date is November 1, 2009 through April 30, 2010 and authorizing the County Judge to sign all relevant documents. [Account-State Forfeiture Funds]

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

Motion carried 5-0 by unanimous consent.

Item No. 44. Discussion and possible action to enter into a Twelve (12) month contract with Dr. Rolando Salazar in the amount of Thirty Six Thousand Dollars (\$36,000.00) for dental treatment services to inmates at the Webb County Jail. Contract effective date is October 1, 2009 through September 30, 2010 and authorizing the County Judge to sign all relevant documents.

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

Motion carried 5-0 by unanimous consent.

Item No. 45. Discussion and possible action to approve the following line item transfers:

From:	001-2001-6201	Utilities	\$ 35,000.00
	001-2001-6403	Repairs & Maint Vehicles	\$ 21,500.00
	001-2001-6730	Narcotics Disposal	\$ 10,000.00
	001-2060-5605	Special Travel	\$ 13,000.00
	001-2060-6011	Training and Education	\$ 2,500.00
	001-2060-6023	Contract Services Dimmit	\$ 53,000.00
	001-2060-6201	Utilities	\$ 284,850.00
			\$ 419,850.00
To:	001-2001-6201-1	Electricity	\$ 33,000.00
	001-2001-6201-2	Water	\$ 2,000.00
	001-2001-6205	Materials and Supplies	\$ 8,500.00
	001-2001-6224	Minor Tools and Supplies	\$ 4,000.00
	001-2001-6401	Repairs & Maint. Buildings	\$ 15,500.00
	001-2001-6706	Canine Expenditure	\$ 2,500.00
	001-2001-6710	Stray Animal Account	\$ 1,000.00
	001-2060-5601	Administrative Travel	\$ 5,000.00
	001-2060-6023-04	Contract Services - Zapata	\$ 27,500.00
	001-2060-6023-05	Contract Services - Other	\$ 25,500.00
	001-2060-6201-1	Electricity	\$ 146,850.00
	001-2060-6201-2	Water	\$ 138,000.00
	001-2060-6205	Materials and Supplies	\$ 9,000.00
	001-2060-6224	Minor Tools and Supplies	\$ 1,500.00
			\$ 419,850.00

Item No. 46. Discussion and possible action to approve the acceptance of a Citizens Corps Program (CCP) grant award from the Texas Division of Emergency Mangement in the amount of \$15,374.05 for Neighborhood Watch. This action will have no impact on the county's general fund.

Comr. Sciaraffa motioned to approve items 45 and 46 as submitted. Comr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 47. Discussion and possible action to continue paying the grant-funded Deputy Sheriffs working under Operation Border Star grant (Grant No. 1979003) until notified about grant continuation award by the Criminal Justice Divison of the Governor's Office.

Item No. 48. Discussion and possible action to approve the acceptance of the State Criminal Alien Assistance Program (SCAAP) grant award from the Bureau of Justice Assistance Department of Justice in the amount of \$150,490 for the reimbursement of the criminal aliens held at the Webb County jail. This action will have no impact on the county's general fund.

Comr. Sciaraffa motioned to approve items 47 and 48 as submitted. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 49. Discussion and possible action to approve the acceptance of a Bulletproof Vest Partnership (BVP) award from the Bulletproof Vest Partnership Department of Justice in the amount of \$7,664 for purchase of bulletproof vests. This grant has a Fifty (50%) cash match which will be matched by each respective department in the proportion to their individual grant funding.
- Item No. 50. Discussion and possible action to approve the acceptance of a Justice Assistance Grant (JAG) award from the Bureau of Justice Assistance Department of Justice in the amount of \$69,906 for purchase of law enforcement equipment and contracting services. This action will have no impact on the county's general fund.
- Item No. 51. Discussion and possible action to enter into an Inter-local Agreement for 911 Public Safety Answering Point Services between the City of Laredo and Webb County. Effective date of term is September 1, 2009 and shall terminate on August 31, 2011 and authorizing the County Judge to sign all relevant documents.

Com. Sciaraffa motioned to approve items 49, 50, 51 as submitted. Com. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Patricia A. Barrera, Tax Assessor- Collector

- Item No. 52. Discussion and possible action to approve refund of \$2,728.72 to North Plantation Venture, for Account #900-90231-231, Supp. 1, Cert 2009, Correct Acreage for years 2007 & 2008. [Account #001-0700-3063]

Judge Valdez motioned to approve item as submitted. Com. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Community Action Agency

- Item No. 53. Discussion and possible action to approve the following proposed changes of title:

Dept#	Dept. Description	Slot #	Title	Proposed Title change	Hr. Rate
4200	CSBG Administration	2010	Program Coordinator	CaseWorker	\$11.81
4200	CSBG Administration	1811	Administrative Technician	CaseWorker	\$11.00
4200	CSBG Administration	1153	Case Worker	Program Coordinator/ Quality Assurance	\$13.00

[Requested by Javier H. Martinez, Community Action Agency Director; Account #920-4200-5001]

- Item No. 54. Discussion and possible action to fill the following slots effective November 09, 2009:

Slot #	Title	Hourly Rate
1794	Case Worker full-time with benefits	\$9.00
1810	Field Inspector –Assessor full-time with benefits	\$9.00

[Requested by Javier H Martinez, Community Action Agency Interim Director; Account #920-4200-5001]

- Item No. 55. 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, November 18, 2009 for Area III-EI Cuatro in the Senior Citizen Home from 10:00 a.m. to 11:00 a.m. [Requested by Javier H. Martinez, Community Action Agency Interim Director]

Cmr. Martinez motioned to approve item 53, 54, and 55 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Economic Development

- Item No. 56. Discussion and possible action to authorize the Webb County Economic Development Department to submit a request to the Texas Department of Rural Affairs to extend TCDP Contract #724195 (Felix Vela Tract Project) for a period of Six (6) months or up to June 30, 2010; and authorize the County Judge to sign all relevant documents.

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

Motion carried 5-0 by unanimous consent.

Engineer

- Item No. 57. Discussion and possible action to approve the refurbishing and relocation of the Tulipan-Patricia sanitary sewer lift-station with new pumps, piping, valves, electrical components, and other appurtenances necessary to increase capacity and to reduce noise and odors under the present temporary configuration; at a cost not to exceed \$40,000.00; and any other matters incident thereto.

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

Motion carried 5-0 by unanimous consent.

- Item No. 58. Discussion and possible action to approve Lease Agreement between Webb County and Autophone of Laredo, to lease temporary tower space and to install communications equipment in the Autophone North tower while the County's north tower is replaced and authorizing the County Judge to sign all relevant documents. [Account #682-0103-8801 (Capital Outlay)]

- Item No. 59. Discussion and possible action to approve the release of retainage to Sherfey Engineering Company, L.L.C. in the amount of \$9,298.76 for the completed design phase of the Border Colonia Access program Street paving Contract for San Carlos I and II. [Account #704-2311]

Head Start

- Item No. 60. Discussion and possible action to fill the following slots for the 2009-2010 Program Year:

Slot#	Title	Annual Salary	Pay Periods
1945	Part Time/Temporary Substitute Teacher	\$ 9,753.41	21
1703	Part Time/Temporary Substitute Teacher	\$ 9,753.41	21

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

Item No. 61. Discussion and possible action to modify Slot# 1028:

	Title	Yearly Salary
From:	CDA Teacher Assistant	\$16,415.27
To:	AA Teacher Assistant	\$17,186.19

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

Planning

Item No. 62. 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 Sections 232.029 (n) and (o), Texas Local Government Code (TLGC) and contingent upon the applicant's connection to adequate sewer services prescribed by Section 232.028(b)(3), TLGC, the execution of all required forms and service contracts, the payment of all associated connection fees; and the removal of noncompliant structure(s) 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 existing, EDAP grant-eligible dwellings:

Ranchitos Los Minerales Annex (Unplatted /Unrecorded.)

1) 309 Minerales-Annex Rd located on an unplatted tract known as Tract 52

Staff recommends approval as submitted.

Item No. 63. 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

Los Altos Subdivision (Recorded in Vol. 4, Pg. 52, W.C.P.R.)

2) 262 Los Altos Dr., located on Block 2, Lot 19

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

3) 244 Tanquecitos Rd., located on an unplatted 1.1727 acre tract out of and part of Tract 94 (North 1/2)

- 4) 240 Tanquecitos Rd., located on an unplatted 1.1727 acre tract out of and part of Tract 94 (South 1/2)
- 5) 242 Tanquecitos Rd., located on an unplatted 1.1727 acre tract out of and part of Tract 94 (South 1/2)

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

- 6) 7408 Gutierrez Rd. located on Block 5, Lot 11
- 7) 7412 Gutierrez Rd. located on Block 5, Lot 11
- 8) 7418 Gutierrez Rd. located on Block 5, Lot 11

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

- 9) 126 Pinzon Rd., Unit B located on Lot 3 (North ½)
- 10) 148 Pinzon Rd., Unit A located on Lot 5
- 11) 148 Pinzon Rd., Unit B located on Lot 5
- 12) 350 Pinzon Rd., Unit A located on Lot 15
- 13) 350 Pinzon Rd., Unit B located on Lot 15

Staff recommends approval of the above-referenced properties as submitted containing Twelve (12) dwellings on Seven (7) lots.

Cmr. Tijerina motioned to approve items 58, 59, 60, 61, 62, and 63 as submitted. Cmr. Sciaraffa seconded the motion.

Mr. Fitzgerald Sanchez, County Engineer, stated that item 58 was a repeat since it had been taken up in the County Attorney's items.

Motion carried 5-0 by unanimous consent.

Public Information Officer

Item No. 64. Discussion and possible action to authorize transferring of the 311 Liaison stipend in the amount of \$5,000.00 from Slot #2129, Production Administrator to Slot #2291, Public Information Officer effective November 10, 2009; and any other matters incident thereto.

Item No. 65. Discussion and possible action to authorize a salary adjustment for the Webb County Public Information Officer effective Tuesday, November 10, 2009.

Cmr. Martinez motioned to discuss both items 64 and 65 together. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to allow \$5000 as a separate stipend. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing

Item No. 66. Discussion and possible action to authorize the purchase of Playground and Park Equipment in the amount of \$17,250.00 from Kraftsman (Buy Board #269-07) for the

Head Start Program, pursuant to Section 217.101, and Section 271.01 Subchapter F., Cooperative Purchasing Program, Texas Local Government Code. [Requested by Aliza Oliveros, Head Start Director; Account #903-4208-8410 (Equipment)]

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

Motion carried 5-0 by unanimous consent.

Item No. 67. Discussion and possible action to authorize One (1) year renewal of Websense Web Security Suite License in the amount of \$22,247.33 from Anidirect for the M.I.S. Department. [Requested by Jaime F. Alvarado, M.I.S Director; Account #001-0500-6411]

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

Motion carried 5-0 by unanimous consent.

Item No. 68. Discussion and possible action to authorize the purchase of the following vehicles for the Sheriff's Office:

QTY.	DECRPTION	VENDOR	AMOUNT
2	Ford F-150 2010	Truck Planet Ford Fleet	\$44,784.00
1	Chevrolet Tahoe LS CC10706 2010	Caldwell Country Chevrolet	\$31,975.00
		Grand Total	\$76,759.00

[Account #170-2001-8801 (Forfeiture Funds) – (Capital Outlay)]

Item No. 69. Discussion and possible action to authorize the purchase of Classroom supplies in the amount \$10,099.40 from Lakeshore for the Head Start Program. [Requested by Aliza Oliveros, Head Start Director; Account #903-4208-6069 (Classroom Supplies)]

Item No. 70. Discussion and possible action to authorize the purchase of Playground and Park Equipment in the amount of \$22,746.33 from Kraftsman (Buy Board #269-07) for the Head Start Program, pursuant to Section 217.101, and Section 271.01 Subchapter F., Cooperative Purchasing Program, Texas Local Government Code. [Requested by Aliza Oliveros, Head Start Director; Account #903-4208-6225 (Playground Supplies)]

Item No. 71. Discussion and possible action to authorize the Purchasing Agent to solicit bids for Playground Pour-in-Place Surfacing for the Head Start Program. [Requested by Aliza Oliveros, Head Start Director; Account #903-4208-6226]

Item No. 72. Discussion and possible action to authorize the purchase of a Twenty (20) passenger bus in the amount of \$58,240.00 from One Stop Bus Stop, Inc. (HGAC Contract BSO8-09) for the Head Start Program, pursuant to section 217.101, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code. [Requested by Aliza Oliveros, Head Start Director; Account #903-4208-8801 (Capital Outlay)]

Item No. 73. Discussion and possible action to authorize the services from Medina Electric Cooperative to relocate five power poles in the amount of \$16,044.79 for the Tx-Dot Border Colonia Access Program in D-5 acres.

Description

(2) Poles on Nieto Street	\$ 5,410.36
(3) Poles on Tempo Street	\$10,634.43
Grand Total	\$16,044.79

[Account #698-8001-8801-14 (Capital Outlay-Construction)]

Com. Martinez motioned to approve items 68, 69, 70, 71, 72, and 73 as submitted. Com. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 74. Discussion and possible action to authorize the Purchasing Agent to solicit Requests for Proposal for Systems Hardware and Software to scan and archive public records at the County Clerk’s Office.

Item No. 75. Discussion and possible action to approve the Vehicle & Radio purchase from Bond Series 2008 Pursuant to Subchapter F Cooperative Purchasing Program Section 271.101 Texas Local Government Code.

Qty	Vendor	Description	Department	Amount
3	Caldwell County(HGACV 03-06)	Chevrolet Impala	County Attorney	\$70,878.00
2	Philpott Motors (HGAC V 03-06)	Ford Crown Victoria	Constable Pct 1	\$73,374.00
3	Philpott Motors (HGAC V03-06)	Ford Crown Victoria	Mental Health Unit	\$108,051.00
2	Philpott Motors (HGAC V03-06)	Ford Crown Victoria	Constable Pct. 2	\$71,668.00
1	Philpott Motors (HGAC V03-06)	Ford Crown Victoria	Constable Pct 4	\$36,799.00
1	Philpott Motors (HGAC V03-06)	Ford F150 SuperCab	Constable Pct 4	\$40,495.00
2	Philpott Motors (HGAC V03-06)	Ford Crown Victoria	Sheriff’s Dept	\$76,988.00
14	Motorola	Motorola Radios (HGAC RA01-08)		\$72,340.80
			TOTAL	\$550,613.00

[Requested by Eloy Ramirez, Purchasing Agent; Account #733 Series-08]

Com. Sciaraffa motioned to approve items 74 and 75 as submitted. Com. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Self Help Center

Item No. 76. Discussion and possible action authorizing the Purchasing Agent to solicit Request for Proposals (RFP) for a “501C3 Non-Profit Corporation” to partner with the Self-Help Center Program to carry out two (2) new home construction activities under the current TCDP Contract # 728023. This activity is grant funded and will not impact the County's General Fund. [Requested by Alice Garcia, Self Help Center Interim Director]

Com. Sciaraffa motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

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

Motion carried 5-0 by unanimous consent.

(Closed Session/Executive Session 11:36 a.m. – 12:20 p.m.)

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

Item No. 77. Discussion and possible action regarding appropriate response and course of action to be taken in an enforcement action by Texas Commission on Environmental Quality against Webb County for alleged violations of the Texas Health & Safety Code, Chapter 361 and Texas Water Code, Chapters 7 and 26, involving the transportation of pathological waste from the Webb County Medical Examiner's Office. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D., Section 551.071 (Consultation with Attorney)]

Mrs. Anna Laura Cavazos Ramirez, County Attorney, requested that the Court defer action on this matter while they continue dialogue with TCEQ (Texas Commission on Environmental Quality).

Judge Valdez motioned to approve County Attorney's request. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 78. Discussion and possible action to authorize the office of the Webb County Attorney to handle the defense in Cause No. 2009CVQ001663D4, Urbano Rosas and Martha Yesenia Landeros, v. County of Webb, Webb County Sheriff's Department, Sheriff Rick Flores, Deputy Sheriff Eloy Leal, and Unidentified DOES 1-X, and any matter incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D., Section 551.071 (Consultation with Attorney)]

Mrs. Anna Laura Cavazos Ramirez, County Attorney, requested that the County Attorney's Office be authorized to represent Webb County and the Sheriff's Office should it be necessary, to allow representation for Sheriff Rick Flores to be handled by M'liss Christian who represented him in this matter and to allow the County Attorney's Office to represent the deputies involved unless they determine that there will be a conflict of representation of deputies.

Cmr. Martinez motioned to approve the requests made forth by the County Attorney and have a cap of \$10,000 for M'Liss Christian and should she need added expenses or added compensation that it be brought to Commissioner's Court for justification. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 79. Discussion and possible action to authorize the Webb County Attorney to represent Webb County in Civil Action No. 5:09 cv 00107; Robert Ramos, Jr. vs. Webb County, Texas; In the United States District Court for the Southern District of Texas, Laredo Division; and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Mrs. Anna Laura Cavazos Ramirez, County Attorney, asked for authorization to initiate representation.

Cmr. Sciaraffa motioned to authorize initiation of representation. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 80. Discussion and possible action to consider the purchase of property located at 1620 Santa Ursula, formerly known as Webb County Title & Abstract Building, and any matters incident thereto. [Executive Session requested pursuant to Texas Government Code Title 5, Subchapter D., Sections 551.071 & 551.072 (Consultation with Attorney & Deliberations about Real Property)]

Mrs. Anna Laura Cavazos Ramirez, County Attorney, asked for authorization to submit a bid to purchase of the property.

Cmr. Martinez motioned to allow authorization to the County Attorney to submit a bid. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 81. Discussion and possible action on claims between Webb County and Balt Ramos, Inc. related to prior contract for operation of the Casa Blanca Golf Course; and any matters incident thereto. [Executive Session 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 November 9, 2009 Commissioner's Court meeting dvd.

Cmr. Martinez motioned to authorize the County Attorney to collect the full amount that is owed and not give any offset or credit.

Mrs. Anna Laura Cavazos Ramirez, County Attorney, stated for the record that she is not Mr. Ramos's friend nor of his family and that she probably know Mr. Ramos less than most of the Court does.

Motion died for lack of second.

Cmr. Garza motioned to reject Mr. Balt Ramos's claims and that he be responsible for the full amount owed, to have the County Attorney's Office bring back on the next Commissioner's Court meeting an opinion on the one claim that the County Attorney's Office feel might have some merit for discussion as to reimbursement from Webb County but not to be reduced from the amount owed. Judge Valdez seconded the motion.

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

Item No. 82. Discussion and possible action concerning Civil Action No. 5:08-cv-00128; Cynthia Alcalá, et al. vs. Webb County, Texas, et al.; In the United States District Court for the Southern District of Texas, Laredo Division; including the payment of case expenses and attorney fees to counsel for Patricia Barrera in her individual capacity; and any matters incident thereto. [Executive Session 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 November 9, 2009 Commissioner's Court meeting dvd.

During the discussion, Mr. Mike Bukiewicz, County Attorney's Office, stated for the record that their office scrutinize attorney bills but they don't investigate the attorney.

Cmr. Sciaraffa motioned to have the County Attorney come back at the next scheduled meeting with a recommendation on the total amount that is to be paid and allow payment for the transcripts. Cmr. Garza seconded the motion.

Motion carried 4-0 with Cmr. Martinez abstaining from voting.

Judge Valdez motioned to bring back item 34. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 34. Discussion and possible action to approve the Tax Collection agreement between Maria Elena Morales and Webb County and authorizing the County Judge to execute all relevant documents.

Discussion on file at the Webb County Clerks Office under the November 9, 2009 Commissioner's Court meeting dvd.

The following motions were made that are to be reflected on the Tax Collection agreement:

Cmr. Sciaraffa motioned to leave the amount at \$2000.00 to file a lawsuit (*refer to backup DRAFT contract section (III), letter (A) section (b)*). Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Martinez motioned to change the delinquent years for Tax warrants from three years to one year (*refer to backup DRAFT contract section III, letter (A) section (c)*). Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to set \$1000 as an amount on Sheriff's Sales (*refer to backup DRAFT contract section (III), letter (A) section (k)*). Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to allow training to the Webb County Tax Assessor Collector's Office with a limitation of \$2000.00 (*refer to backup DRAFT contract section III, letter (B) section e*). Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 with Cmr. Martinez abstaining from voting.

Judge Valdez motioned to have a benchmark of 80% of the collectible amount (*refer to backup DRAFT contract section VII*) for the past three years. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Martinez motioned to pay 15% of the collections for the years 1992 back to 1989. Judge Valdez seconded the motion.

Cmr. Garza stated for the record that the burden should not be placed on the taxpayer but should be taken up by the firm who is collecting the taxes.

Motion carried 3-2 with Cmr. Garza and Cmr. Tijerina voting against.

Cmr. Garza motioned to include in the contract if the 80% collections are not reached the contract would be subject to termination. Cmr. Tijerina seconded the motion.

Motion died 2-3 with Judge Valdez, Cmr. Sciaraffa, and Cmr. Martinez voting against.

Item No. 83. Adjourn

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

Motion carried 5-0 by unanimous consent.