

Official Minutes for Webb County  
Commissioners Court Meeting

Monday, May 24, 2010 at 9:00 AM  
(approved Monday, June 14, 2010)

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
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Sergio "Keko" Martinez	Commissioner, Pct. 4

Absent:

Frank Sciaraffa	Commissioner, Pct. 1
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Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 21<sup>st</sup> of May 2010. 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**

Judge Valdez motioned to excuse Cmr. Sciaraffa from being absent. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 2. Pledge of Allegiance**

**Item No. 3. Approval of Minutes for May 10, 2010**

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

Motion carried 4-0 by unanimous consent.

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

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

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

Motion carried 4-0 by unanimous consent.

Cmr. Garza motioned to go into executive session. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

## (Closed Session/Executive Session 9:18 a.m. – 10:35 a.m.)

### Item No. 5. Communications

Judge Valdez sent his condolences to Mr. Blas Garza on the passing of his father. He recognized Colonel Pete Flores from Texas Parks and Wildlife who was present. Judge Valdez thanked all the sponsors and the people who helped out on the 16<sup>th</sup> Annual Fishing Derby as well as Colonel Flores and Captain Murray.

Cmdr. Tijerina welcomed all veterans present. She sent her condolences to Mr. Blas Garza on the passing of his father and as well as to the family of Mr. Tom Herring. She congratulated Judge Valdez on the 16<sup>th</sup> Annual Fishing Derby as well as Ms. Cynthia Mares and her staff on a successful health fair. Cmdr. Tijerina called on Mr. Tony Silva to present an Afghanistan flag to Commissioner's Court sent from Mr. Mike Cabello.

Cmdr. Garza sent his condolences to Mr. Blas Garza on the passing of his father. He invited all members of the court to the ground breaking ceremony for phase one of the Trautmann Park. Cmdr. Garza congratulated everyone at Administrative Services for a successful health fair.

Cmdr. Martinez sent his condolences to Mr. Blas Garza and welcomed all veterans present.

### 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.

1<sup>st</sup> witness card – David Cortez, Former County Commissioner  
Mr. Cortez was not present when his name was called out.

2<sup>nd</sup> witness card – Rodolfo Aguilar  
Mr. Aguilar stated that he was a member of the Laredo Veteran's Alliance. He thanked the Commissioner's Court especially Cmdr. Martinez and Cmdr. Sciaraffa for donating the monies for the purchase of the flags to be placed in the cemeteries. He asked if someone could present a motion to include in the budget the purchase of flags instead of them having to come every year to ask for funds. Mr. Aguilar welcomed everyone to attend the ceremony which will be held at the cemetery on Monday.

3<sup>rd</sup> witness card – Patricia Barrera, Webb County Tax Assessor  
Ms. Barrera stated that she was referencing items 10 and 16. She asked the Court for guidance as to how she is to proceed to request funding under the Certificates of Obligation 2010 to replace her AS400 which would cost about \$140,000.

### Honorable Danny Valdez, Webb County Judge

### Item No. 7. Presentation by attorney Steve Whitworth regarding the proposed lease agreement between Webb County and Laredo Race Park, LLC for the use of the real property and improvements known as the Casa Blanca Golf Course with discussion and possible action; and any other matters incident thereto. [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 May 24<sup>th</sup> Commissioner's Court meeting dvd.

Mrs. Anna Laura Cavazos Ramirez, County Attorney, stated that the Court had hired Mr. Steve Whitworth as an independent counsel to review the proposed lease agreement and that he had recommended that a committee

composed of himself, members of the County Attorney's Office and Mr. Leroy Medford or any other member of the Commissioner's Court to continue discussion with members of the Laredo Race Park.

Judge Valdez motioned to allow the continuation of discussion and look into the site of Life Downs property rather than the golf course property. Cmr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 8. Discussion and possible action to approve the amendments to the contractual lease agreement between Webb County and the State of Texas for the Texas Parks & Wildlife Law Enforcement Building; and any other matters incident thereto. [Executive Session may be 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 May 24<sup>th</sup> Commissioner's Court meeting dvd.

Mrs. Teresa Hunter, County Attorney's Office, stated that there were two issues that still remained to be resolved. One of them was the provision of the janitorial services to the State of Texas being that the County does not have sufficient personnel to do this work and the wording of the consumer price index. She stated that once these are resolved they will bring the agreement back to the court for approval.

**Item No. 64. Discussion and possible action to approve repairs to Unit #1784, which was involved in an accident with third party on March 3, 2010. Repairs not to exceed \$6,050.60. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)] [Requested by Cynthia Mares, Administrative Services Director; Account #001-0114-9201]**

Mrs. Anna Laura Cavazos Ramirez, County Attorney, recommended authorization of repairs and also to allow the insurance carrier to proceed going after the responsible party, and if the insurance carrier did not want to pursue that the county attorney's office would intervene.

Judge Valdez motioned to approve the recommendation from the County Attorney. Cmr. Tijerina seconded the motion.

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

**Item No. 65. Discussion and possible action regarding proposed Interlocal Cooperation Agreement Between the City of Laredo and County of Webb regarding fire protection, emergency medical and rescue services within the County of Webb. [Executive Session is requested pursuant to Texas Government Code, Title 5, subchapter D, Section 551.071 (Consultation with Attorney)] [Requested by Webb County Judge Danny Valdez]**

Mrs. Anna Laura Cavazos, County Attorney, recommended that the committee meet subsequent to the meeting and the plan approached to this contract. She also recommended that the City County Governmental Issues Committee not meet until the City of Laredo answered to their open records request.

Cmr. Tijerina motioned to approve recommendations made from the County Attorney's Office. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 66. Discussion and possible action to implement the order of the Webb County Civil Service Commission reinstating former employee Alicia Galindo to employment**

with Justice of the Peace Precinct Four by identifying an available slot, transferring that slot to the Precinct Four Justice of the Peace, and ordering adequate funding for the reinstatement; and any other matters incident thereto. Commissioners Court may take any other action to facilitate implementation of the order. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

Discussion on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

Comr. Martinez motioned to proceed with the orders of the Civil Service Commission and reinstate the former employee to the same position that she had and transfer the monies under the part time line item to benefit compensation from now until the end of the year. Comr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

Judge Valdez motioned to bring up item 27. Comr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 27. Discussion and possible action to ratify the filling of the following full time position, effective May 3, 2010.**

Slot #	Title	Hourly Rate
2199	Clerk	\$12.65

Discussion on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

Comr. Garza motioned to approve item.

Motion died for lack of second.

Comr. Martinez motioned to table the item, allow the employee to work until the next meeting, and authorize rendering payment to the employee.

After discussion, Comr. Martinez withdrew his motion.

Comr. Martinez motioned to table the item and authorize payment to the employee until May 24, 2010. Comr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 67. Status report regarding lawsuit- Cause No. 1992-CVQ-0000009; entitled Callaghan Ranch, Ltd. Vs. Radcliffe Killam and wife, Sue Spivey Killam and Webb County Texas. [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, stated that Webb County and Killam Properties were successful in this lawsuit and that she does not foresee that there will be an appeal submitted.

**Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1**

**Item No. 9. Discussion and possible action to approve the following line item transfer:**

From: 605-0201-8801 Discretionary Fund 5,000  
To: 001-0201-5005 Part-Time 5,000

Mr. Leo Flores, County Auditor, stated that there was a correction wherein the funding was from capital outlay not discretionary fund.

Cmr. Tijerina motioned to approve item with the correction stipulated by Mr. Leo Flores. Cmr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 10. Discussion and possible action to appropriate funds in the amount of \$450,000.00 from Certificate of Obligation 2010 for the Santo Nino Community Center; and any other matters incident thereto.**

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

Motion carried 4-0 by unanimous consent.

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

**Item No. 11. Discussion and possible action to authorize the release of the 10% retainage payment of (\$2,570.00) to CG Construction Inc. for the housing rehabilitation of Mr. Juan Jose Valdez home located at 310 Piñon Rd., Ranchitos 359 East, HWY 359, under the Self-Help Center Housing Rehabilitation Program. [Requested by Alice Herrera Garcia, Self Help Center Director, Acct. #507-6500-7037-3]**

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

Motion carried 3-0 with Judge Valdez not present.

**Item No. 12. Discussion and possible action to authorize the Webb County Engineering Dept. and the Webb County Economic Development Dept. to negotiate the purchase of a Ten (10) acre tract of land adjacent to the existing water facility in Las Lomas on Hwy. 59 to comply with TCEQ requirements, and any matters incident thereto.**

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

Motion carried 3-0 with Judge Valdez not present.

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

**Item No. 13. Discussion and possible action to rescind the contract with FQR Architects from October 22, 2007 for the Buenos Aires Community Center and to approve a new contract for FQR Architects for the Buenos Aires Community Center so as to reflect the new scope of work/services; and any other matters incident thereto.**

Discussion on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

**Item No. 14. Status report by Webb County Staff (MIS & County Auditor's office) on the Fines and Fees software development and implementation.**

Status report on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

**Item No. 15. Status report by the Webb County Attorney's office on the Inter-Local Agreement between Webb County and the City of Laredo on the Webb County/City of Laredo Veteran's Museum, with discussion and possible action; and any other matters incident thereto.**

Status report on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

**Item No. 16. Presentation by Justice of the Peace Oscar Martinez on the condition of his department's building with discussion and possible action to appropriate funds from Certificate of Obligation 2010 for expansion of the building and rehabilitation of the roof; and any other matters incident thereto.**

Discussion on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

Comr. Garza motioned to table the item. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

#### **Commissioners Court**

**Item No. 17. Status report from Southern Golf Properties Inc. regarding the Casa Blanca Golf Course, with discussion and possible action to approve the best recommended course of action for improvements to the golf course; and any other matters incident thereto.**

Status report on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

Comr. Tijerina motioned to allow Southern Golf Properties Inc. to use the \$164,000 allotted for the golf course use. Comr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 18. Discussion and possible action to approve the following line item transfer:**

<b>From:</b>	<b>001-0109-6002</b>	<b>Professional Services</b>	<b>3,500</b>
<b>To:</b>	<b>001-0200-6007</b>	<b>Dues and Memberships</b>	<b>3,500</b>

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

Motion carried 4-0 by unanimous consent.

**(LUNCH RECESS 12:30 p.m. -1:34 p.m.)**

**Honorable Anna L. Cavazos Ramirez, County Attorney**

**Item No. 19. Discussion and possible action to approve Lease Extension between Webb County and the United States of America for the use by the United States Department of**

Agriculture's Farm Services Agency, of office space located at 7209 East Saunders Street, Laredo, Texas, annual rental of \$21,299.50 to be paid to Webb County at the rate of \$1,775.00 per month, and to authorize the County Judge to execute any relevant documents, and any matters incident thereto.

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

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

**Item No. 20.** Discussion and possible action by Order of Commissioners Court to grant an exemption to competitive bidding pursuant to Section 262.024, Tex. Govt. Code and to approve a Twelve (12) month Professional Services Agreement between Webb County and Homero R. Sanchez, M.D., to provide mental health medical services for the Webb County Jail , at an annual cost of \$36,000.00 to be paid at a monthly rate of \$3,000.00 and to authorize the County Judge to execute any relevant documents, and any matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff, Account # 001-2060-6022 Professional Services]

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

Motion carried 4-0 by unanimous consent.

**Item No. 21.** Discussion and possible action to approve Additional Services Agreement between Webb County and New World Systems, for preparation and installation of Custom Software/Modification Services needed for Justice of Peace Offices' collection costs, at a cost of \$17,280.00, and authorizing the County Judge to sign all relevant documents.[Requested by Jaime F. Alvarado, Webb County Management Information Systems Director; Account #605-8108-8801 (Capital Outlay)]

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

Motion carried 4-0 by unanimous consent.

**Item No. 22.** Discussion and possible action to approve the following line item transfers:

From:	001-1101-6005	Postage & Courier Services	5,700
To:	001-1101-6402	Repairs & Maintenance–Equipment	2,700
	001-1101-6022	Professional Services	2,500
	001-1101-6204	Fuel & Lubricants	500

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

Motion carried 4-0 by unanimous consent.

**Item No. 23.** Discussion and possible action to approve a contract between Webb County, on behalf of Webb County Community Action Agency and SHAH Software Inc., for purchase and implementation of software for social services and case management services at the Webb County Community Action Agency. The contract price is \$43,195.00 and includes the purchase of the software, installation, licensing of the software and training. Funds from the Texas Department of Housing & Community Affairs (TDHCA) Community Services Block Grant (CSBG 80%), Community Energy Assistance Program (CEAP 10%) and the American Recovery and Reinvestment Act

Weatherization Assistance Program (ARRA WAP 10%) shall be utilized to purchase this software and authorize the Judge to sign all relevant documents. [Requested by Javier H. Martinez, Webb County Community Action Agency Director]

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

Motion carried 4-0 by unanimous consent.

**Honorable Margie Ibarra, County Clerk**

**Item No. 24. Discussion and possible action to authorize the following transfer of employee within the Webb County Clerks Office; effective May 24, 2010 (No increase to the Adopted Budget):**

	Slot #	Title	Annual Salary
From:	1895	Co-Chief Deputy/Records Management Officer	\$48,157
To:	0303	Chief Deputy	\$48,157

Mrs. Margie Ramirez Ibarra, Webb County Clerk, explained that there was a typographical error in the annual salary of the Chief Deputy and that the correct amount should be \$58,955 which is what is currently budgeted in the budget.

Cmr. Garza motioned to approve item with the correction stated by Mrs. Margie Ramirez Ibarra. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

**Honorable Oscar Hale, 406th District Court Judge**

**Item No. 25. Discussion and possible action to approve the following line item transfer:**

From:	001-1004-6022	Professional Services	3,000
To:	001-1004-6011	Training and Education	3,000

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

Motion carried 4-0 by unanimous consent.

**Honorable Oscar Martinez, Justice of the Peace Pct. 4**

**Item No. 26. Discussion and possible action to approve the following line item transfers:**

From:	016-1044-6224	Tech Fund-Minor Tools & Apparatus	7,846
To:	016-1044-6011	Technology Fund –Training & Education	5,000
	016-1040-6011	Technology Fund –Training & Education	1,165
	016-1041-6011	Technology Fund –Training & Education	1,000
	016-1045-6011	Technology Fund –Training & Education	681
		<b>Total</b>	<b>7,846</b>

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

Motion carried 4-0 by unanimous consent.

Honorable Rudy Rodriguez, Constable Pct. 1

- Item No. 28. Discussion and possible action to accept the donation of One (1) canine dog from U.S. Customs to Constable Pct. 1 at no cost to Dept.

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

Motion carried 4-0 by unanimous consent.

Honorable Martin Cuellar, Sheriff

- Item No. 29. Discussion and possible action to approve an exemption to the current County Wide hiring freeze and to approve the following hourly salary adjustment from \$14.70 to \$18.58. Break down of cost estimate for remaining 9 ½ pay-periods effective June 3, 2010:

	Slot #	Title	Hourly Rate
From:	537	Officer II	\$14.70
To:	537	Officer II	\$18.58

Comr. Garza motioned to approve the item until the end of the fiscal year. Comr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 30. Discussion and possible action to approve the submission of a Justice Assistance Grant (JAG) joint grant application in conjunction with the city of Laredo Police Department to the Department of Justice Bureau of Justice Assistance in the amount of \$71,301.50 for the purchase of law enforcement equipment, including jail S.O.R.T. (Special Operations Response Team) gear and part of the cost for Two (2) civil/warrants police cruisers. This grant will have no impact on the general fund.

- Item No. 31. Discussion and possible action to approve the submission of a State Criminal Alien Assistance Program (SCAAP) grant application to the Department of Justice Bureau of Justice Assistance in the amount of \$41,157 for the reimbursement of the incarceration costs of 426 foreign aliens at the Webb County Jail on state felony charges. This grant will have no impact on the general fund.

- Item No. 32. Discussion and possible action to approve the submission of a grant application to the Department of Justice Office of Community Policing Services for a FY 2010 COPS Technology Program in the amount of \$250,000 for law enforcement technology. This grant will have no impact on the general fund.

Comr. Tijerina motioned to approve items 30, 31, and 32 as submitted. Comr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 33. Discussion and possible action to enter into a Twelve (12) month (June 1, 2010 through May 31, 2011) contract with Lamar Outdoor Advertising in the amount of Seventeen Thousand Eight Hundred Dollars (\$17,800.00) for continued promotion of our drug free campaign and public safety announcements (PSA) and authorizing the County Judge to sign all relevant documents. [Account #168-2001-6707 (State Forfeiture Funds)]

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

Motion carried 3-0 with Cmr. Martinez abstaining from voting.

**Item No. 34.** Discussion and possible action to enter into a Six (6) month contract with Mr. Michael K. Winograd in the amount of Eighteen Thousand Dollars (\$18,000.00) for consultant services in the development of the Webb County Sheriff's Office Intelligence Led Jail Unit (UNIT) and by Order of Commissioners Court to grant an exemption to competitive bidding pursuant to Section 262.024, Tex. Govt. Code and to approve contract effective date is June 1, 2010 through November 30, 2010 and authorizing the County Judge to sign all relevant documents. [Account #170-2001-6022 Professional Services]

Mrs. Anna Laura Cavazos Ramirez, County Attorney, stated that the section for competitive bidding was pursuant to Section 262.024 under Professional Services.

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

Motion carried 3-0 with Cmr. Martinez abstaining from voting.

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

Transfer from:

2001	5006	Educational Incentive	\$ 5,000
2001	5009	Uniform Allowance	1,500
2020	5002	Incentive Pay	4,300
2060	5009	Uniform Allowance	6,500
2060	5001	Payroll Costs	25,000
2061	5001	Payroll Costs	5,000
2600	5001	Payroll Costs	5,000
2600	5003	Overtime	1,764
			\$ 54,064

Transfer to:

2001	5003	Overtime	35,000
		Educational	
2060	5006	Incentive	17,367
		Educational	
2600	5006	Incentive	\$ 1,697
			\$ 54,064

Mr. Joe Lopez, Sheriff's Office, stated that there was a amendment to the item which will reflect that the transfer from line item 2060 5001 Payroll Costs will be at (0) and the transfer to line item 2001 5003 Overtime Educational will be at \$10,000 for a total transfer from and to of \$29,064.

Judge Valdez motioned to approve item with the corrections stated by Mr. Joe Lopez. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

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

Item No. 36. Discussion and possible action to approve refunds of:

1. \$2,974.45 to John P. Vanderah, Vice President, Ad Valorem Tax, Inc., for Accts. #900-90251-237, 933-40001-010, and 933-30000-020 (Supp. 10, Cert. 2009, Adjust Value as per Judgment Cause 2009, CVF001-433D2, Manual Adjustment)
2. \$2,652.52 to Kingbridge Holdings LLC, for Acct. #801-11029-105 (Did not exist; equipment was not in Webb County as of 01-01-09 for 2009)
3. \$4,234.96 to Super Transport International, for Acct. #984-00002-021 (Part of land double assessed with 984-00002-020 for 2005, 2006, 2007, 2008 and 2009)
4. \$2,781.93 to Webb County Tax Office, for Acct. #900-90141-015 (to pay account #900-90141-099)

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

Motion carried 4-0 by unanimous consent.

### Administrative Services

Item No. 37. Discussion and possible action to approve an exemption to the current County Wide hiring freeze and to allow the Administrative Services Dept. to fill the following full-time vacant slot, effective May 25, 2010. This slot is part of the current general order of positions for FY 2009-2010.

Slot #	Title	Hourly Rate
2461	Safety/Loss Control Clerk	\$9.50

### Casa Blanca Golf Course

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

From:	800-6015-6211	Linen Service & Replacement	525
To:	800-6015-6501	Pest Control	525

Cmr. Martinez motioned to approve items 37 and 38 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

### Community Action Agency

Item No. 39. Discussion and possible to approve a waiver required by funding source TXDADS. The waiver requested is to provide shelf stable, cool or frozen meals to all participants who have been approved by TXDADS. Agenda Items will not have an impact to the General Fund. [Account #952-4216-5001]

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

Motion carried 4-0 by unanimous consent.

### Engineering

Item No. 40. Discussion and possible action to approve the contract with Economists.com for a Water Utilities Rate Design Study in the amount not to exceed total of \$19,500.00. [Account #001-0109-6022 (Professional Services)]

Item No. 41. Discussion and possible action to approve the following line item transfers to purchase a Computer USB ModBus Converter to link the two new Water Plant Control computers and add funds to the Office Supplies account for day to day business.

From:	010-0115-6011	Training & Education	2,500
	010-0115-5601	Administrative Travel	2,500
To:	010-0115-5601	Office Supplies	1,000
	010-0115-6205	Materials & Supplies	4,000

Mr. Leo Flores, County Auditor, stated that there was a change on the item to 010-0115-5601 Office Supplies should be 010-0115-6001 Office Supplies.

Cmr. Martinez motioned to approve item with the change stated by Mr. Leo Flores. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No. 42. Discussion and possible action to grant approval to AWF Investments II to construct Amanecer Road and a portion of Enlace Road to exceed county road standards in the "Los Altos Subdivision Colonia" on existing Webb County Right-of-Way and Utility Easement, and in doing so will allow more of the Border Colonia Access Program funding to add inlets, extend outfall, and to improve the storm drainage system improvements.

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

Motion carried 3-0 with Judge Valdez not present.

Item No. 43. Discussion and possible action to approve the following line item transfers: [Requested by John Amaya, Webb County Utilities Director]

From:	801-3001-6007	Dues and Memberships	594
	801-3001-6010	Books and Subscriptions	1,000
	801-3001-6011	Training and Education	220
	801-3001-6014	Equipment Rental	3,930
	801-3001-6201	Utilities	10,750
	801-3002-6007	Dues and Memberships	500
	801-3004-6204	Fuel and Lubricants	8,500
To:	801-3001-6004	Telephone	3,494
	801-3001-6214	Chemicals	13,000
	801-3004-6402	Repairs and Maint. Equipment	9,000
		Total:	25,494

Mr. Leo Flores, County Auditor, stated that there were several changes that needed to be done to the line items which were as follows: Under the FROM: line item 801-3001-6007 instead of \$594 it should be \$590, under 801-3001-6014 instead of \$3,930 it should be \$2,290 and under 801-3001-6201 instead of \$10,750 it should be \$0. Under

the TO: line item 801-3001-6004 instead of \$3,494 it should be \$0 and under 801-3004-6402 instead of \$13,000 it should be \$4,100 for a grand total of \$13,100.

Cmr. Garza motioned to approve item with the changes that Mr. Flores made. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

### **Fred & Anita Bruni Community Center**

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

<b>From:</b>	<b>001-6104-5601</b>	<b>Administrative Travel</b>	<b>535</b>
<b>To:</b>	<b>001-6104-6204</b>	<b>Fuel &amp; Lubricants</b>	<b>535</b>

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

Motion carried 4-0 by unanimous consent.

### **Head Start**

**Item No. 45. Discussion and possible action to extend the length of employment for Slot #976 (Training and Transition Manager) from 21 Pay Periods to 24 Pay Periods for FY 2009 - 2010. [Account #903-4208-5001]**

**Item No. 46. Discussion and possible action to extend the length of employment for Slot #2185 (Specialized Services Assistant), #957 (Health Assistant), #1947 (LVN), #1084 (Bus Driver), #1087 (Bus Driver), #2047 (Food Transporter), and #2183 (Area Service Manager) form 24 Pay Periods to 26 Pay Periods for FY 2009-2010. [Account #903-4208-5001]**

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

<b>Slot #</b>	<b>Title</b>	<b>Hourly Salary</b>	<b>Pay Periods</b>
2554	Primary Caregiver	\$8.86	26
2555	Primary Caregiver	\$8.86	26

Cmr. Garza motioned to approve items 45, 46, and 47 as submitted. Cmr. Martinez seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 48. Recognition of Commissioner Frank Sciaraffa, recipient of the Vicente H. Molina Community Volunteer Award, by the Head Start Community Volunteer Recognition Committee.**

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

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

**Item No. 49. Discussion and possible action to approve the following line item transfers:**

<b>From:</b>	<b>903-4208-5001</b>	<b>Payroll</b>	<b>100,000</b>
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		<b>Fringe Benefits</b>	<b>30,000</b>
<b>To:</b>	903-4208-8801	<b>Capital Outlay</b>	<b>36,776</b>
	903-4208-6069	<b>Classroom Supplies</b>	<b>10,000</b>
	903-4208-6201	<b>Utilities</b>	<b>10,224</b>
	903-4208-6401	<b>Center Repairs</b>	<b>30,000</b>
	903-4208-6224	<b>Minor Apparatus</b>	<b>43,000</b>

**Item No. 50.** Discussion and possible action to approve the Head Start Re-funding Application for Fiscal Year 2010–2011 (September 1, 2010 through August 31, 2011). Amounts are for \$8,102,485 (Federal) and \$2,025,621 (Non-Federal Share) for a Grand Total of \$10,128,106. [Account #903-4200-3502]

Ms. Aliza Oliveros, Head Start Director, stated that under item 50 there were some corrections that needed to be done to the item wording which were as follows: **Amounts are for \$8,245,512 (Federal) and \$2,061,378 (Non-Federal Share) for a Grand Total of \$10,306,890.**

Comr. Garza motioned to approve items 49 and 50 with its corrections. Comr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

#### Juvenile Department

**Item No. 51.** Discussion and possible action to approve the following line item transfers:

<b>From:</b>	001-1301-6403	<b>Repairs/Maintenance of Vehicles</b>	<b>1,553</b>
	001-1301-5602	<b>Local Mileage</b>	<b>1,947</b>
<b>To:</b>	001-1301-6204	<b>Fuels/Lubricants</b>	<b>3,500</b>

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

Motion carried 4-0 by unanimous consent.

#### Larga Vista Community Center

**Item No. 52.** Discussion and possible action to approve the following line item transfer:

<b>From:</b>	001-6103-6403	<b>Repairs &amp; Maint Vehicles</b>	<b>346</b>
<b>To:</b>	001-6103-5601	<b>Administrative Travel</b>	<b>346</b>

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

Motion carried 4-0 by unanimous consent.

#### Planning

**Item No. 53.** Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements Regarding the Connection of Utilities" to authorize an electrical service connection pursuant to Section 232.028 (b), Local Government Code to the following properties:

1. Block 2, Lot 30, Los Altos Subdivision for one dwelling only (limited to a total of two dwellings unless replatted) Staff recommends the Court's approval of this item since all dwellings on these properties are connected to water and sewer service.

Item No. 54. Discussion and possible action to grant an exception to the Court's hiring freeze to allow the Planning Department to fill Slot No. 010-0102-2471 (Planning Coordinator), as necessary to handle increased workloads associated with the permitting of EDAP water and sewer connections in HWY 359 and FM 1472 area colonias. This position is funded fully through Road and Bridge Funds; therefore, there will be no impact to the General Fund. [Account #010-0102-2471]

Cmr. Tijerina motioned to approve items 53 and 54 as submitted. Cmr. Martinez seconded the motion.

Motion carried 4-0 by unanimous consent.

### Purchasing

Item No. 55. Discussion and possible action to accept the evaluation rating of the Request for Qualifications, Q-2010-01 Design Build-Webb County, Bruni, Texas Fire Station Phase I, Improvements Bruni Park Phase II, Justice of the Peace Office Renovations Oilton Phase III.

**RFQ Evaluation**

1. Zertuche Construction
2. CC Construction
3. Kiva Build & Design

**RFQ Evaluations**

1. Zertuche Construction
2. CC Construction
3. Kiva Build & Design

[Account Fund #732 (Series 2008) Fund #640 (ARRA Grant) and Fund #641 (ARRA Grant)]

Discussion on file at the Webb County Clerks Office under the May 24<sup>th</sup> Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

Item No. 56. Discussion and possible action to purchase One (1) switch gear of 208/120 volts for electrical and lighting to be install at the Sheriff's Department, from Joe's Electric, in the amount of \$14,780.00. [Requested by Martin Cuellar, Webb County Sheriff; Account #001-2060-6402 (General Fund, Repairs and Maintenance Equipment)]

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

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

Item No. 57. Discussion and possible action to approve the following line item transfer:

From:	001-6100-6201	Utilities Quad City	10,000
To:	001-6108-6201	Utilities Bruni Community Center	10,000

[Requested by Mario Garcia, Webb County Quad City Director; Account #001-6100-6201 (Utilities)]

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

Motion carried 4-0 by unanimous consent.

- Item No. 58.** Discussion and possible action to enter into a Weatherization Contractors Application with American Safety Insurance Services, Inc., a sole source for pollution insurance and purchase said insurance policies, to provide program insurance for the Webb County Community Action Agency's Weatherization Program and ARRA Program required and mandated by the Texas Department of Housing and Community Affairs (TDHCA) from June 3, 2010 through June 3, 2011 and to purchase said insurance and authorizing the County Judge to sign on all relevant documents for a new policy at an annual cost of \$4,168.00 and a renewal policy at an annual cost of \$1,950.00. [Requested by Javier H. Martinez, Community Action Agency Director; Account #917-4206-6032 (Weatherization ARRA Funds) and #920-4200-6032 (Community Service Block Grant)]

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

Motion carried 4-0 by unanimous consent.

- Item No. 59.** Discussion and possible action to purchase Hard Drive Devices for Management Information Systems Department, pursuant to Section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code from Data Devices International, GSA Contract 02F-0093V, for a total amount of \$9,799.00. [Requested by Jaime F. Alvarado M.I.S. Director; Account #733-0500-8801 (Bond Series 2008A Capital Outlay)]

- Item No. 60.** Discussion and possible action to purchase Four (4) Dell Desk Top Computers with accessories and One (1) Projector for Auditors Department, pursuant to Section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code from Dell, DIR-SDD-890, for a total amount of \$7,377.95. [Requested by Leo Flores, Webb County Auditor; Account #660-0400-8801 (Bond Series 2003, Capital Outlay) & #001-0400-6205 (General Fund, Materials and Supplies)]

- Item No. 61.** Discussion and possible action to purchase Thirteen (13) Dell Desk Top Computers with accessories for Auditors Department, pursuant to Section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program, Texas Local Government Code from Dell, DIR-SDD-890, for a total amount of \$16,499.01. [Requested by Leo Flores, Webb County Auditor; Account #605-0400-8801 (Building Maintenance & Construction, Capital Outlay) and #001-0400-6205 (General Fund, Materials and Supplies)]

Dr. Cecilia Moreno, Purchasing Agent, stated that under item no. 59 it should be a destroyer not a device.

Cmr. Martinez motioned to approve items 59, 60, and 61. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

## Road and Bridge

Item No. 62. Discussion and possible action to authorize Dept. 7002, Road & Bridge Dept. to set work summer hours for construction crews from 7:00 am to 3:30 pm with 1/2 hour lunch; starting May 25 through September 30, 2010.

Santa Teresita Community Center

Item No. 63. Discussion and possible action to approve the following line item transfers:

From:	Administrative Travel	001-6114-5601	367
	Fuel & Lubricants	001-6114-6204	300
	Repairs & Maint. Building	001-6114-6401	1,100
To:	Goods For Public Events	001-6114-6219-2	1,367
	Materials & Supplies	001-6114-6205	400
		Total:	1,767

Cmr. Tijerina motioned to approve items 62 and 63 as submitted. Cmr. Martinez seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 68. Adjourn**

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

Motion carried 4-0 by unanimous consent.