

Official Minutes for Webb County Commissioners Court Meeting

Monday, July 26, 2010 at 9:00 AM
(approved 8/9/2010)

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
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 23rd of July 2010. Present also were Mrs. Marcela A. Garza, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

Item No. 1. Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk

Cmr. Tijerina motioned to excused Cmr. Garza from being absent. Cmr. Sciaraffa seconded the motion.

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

Item No. 2. Pledge of Allegiance

Item No. 3. Approval of Minutes for July 7, 2010 and July 12, 2010

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

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

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

Ms. Delia Perales, Treasury Dept explained the ending June report.

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

Motion carried 4-0 with Cmr. Garza out.

Item No. 5. Communications

Judge Valdez issued condolences to the family of Tomas Ramirez who passed away; and to the family of Thelma Garcia; congratulations to Cmr. Sciaraffa and Cmr. Garza for a successful Hoop it up for Hunger tournament; Judge Valdez also thanked all law enforcement agencies; congratulated Luis Rosales Jr. for achieving the Eagle Scout rank;

Cmr. Sciaraffa thanked all law enforcement agencies for their participation in the Hoop it up for Hunger as well as Elected Officials, Sheriff's Dept. and Cmr. Garza.

Cmr. Tijerina issued condolences to former Chief Tomas Ramirez family; congratulation to Cmr. Sciaraffa and Garza on Hoop it up for Hunger; congratulations to Rosales family on obtaining the Eagle Scout rank; thanked the various agencies for participating on back to school Jamaica.

9:09 CMR. GARZA WALKED IN

Cmr. Garza thanked everyone that made it to the Hoop it up for Hunger and helped put the fundraiser together.

Cmr. Martinez gave condolences to .Rafael and Isabel Gloria and also to Chief Tomas Ramirez' family;

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 – JORGE GONZALEZ

Mr. Gonzalez considers the closing of the water pump on Masterson Road unjust.

2nd witness - DOMINGA SALAS

Ms. Salas thanked everyone for giving her the opportunity of being here today. She said that closing of dispenser station located in Masterson Road would affect everyone. She asked Cmr. Sciaraffa to take into consideration that there are families that need the dispenser.

3rd – BECKY SOTO

Ms. Soto asked to take into consideration the decision that had been taken on a previous meeting. She also stated that she has never witnessed any commercial vehicles on Masterson Road and by shutting down the pump, many families will be affected. Ms. Soto advised the Court that the families would not have a problem if the fees were raised.

4th- HILARIO MARTINEZ

Mr. Martinez told the court that instead going forward the court is moving backwards. Mr. Martinez said it is not that the people want to be in that place; it is that those are the circumstances. He also said that a committee needs to be organized and that they need to see all points. Mr. Martinez also said that he was not only here for personal gain but for the whole community.

5th-PEDRO TAFOYA

Mr. Tofoya stated they have been notified that as of Aug 9th the water dispenser will be closed; He said that if the dispenser is going to close down, they need to be notified to what location the pump it is to be moved. This decision this will affect the whole community of Mangana Hein.

6th- PEDRO PANTOJA

Mr. Pantoja reiterate that the steps should be given forward not backwards and also told the court that all of them are aware of the amount of families that will get affected.

7th – ANGELES PANTOJA

Ms. Pantoja said that she also saw the notification of the dispenser closure and that Cmr. Sciaraffa knows the way the families in the Colonia live and should reconsider the closure to the water pump.

8th- ISRAEL REYNA

On Item No. 9, Mr. Reyna said that families have been using the pump for years. If it is a cost effective measure by shutting down this pump, we need to make sure that we are saving a minimal standard of living for these families and that his item should not be taken lightly. He also said that this is a matter of conscience and doing the right thing.

9th- DAVID KILLAM

On Item 16 Cause #2007CVQ00168004, Mr. Killiam urge to table item 16

Cmr. Sciaraffa and Cmr. Tijerina asked to bring up item 9 and 10

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

Item No. 9. Discussion and possible action to rescind the motion taken by Commissioner's Court on the special meeting of July 7, 2010 regarding the proposed closure of the county water dispenser station located at Masterson Rd; and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under the July 26, 2010 Commissioner's Court meeting DVD.

Cmr. Sciaraffa motion to rescind the previous motion made on July 7, 2010, bring back the Masterson Road water dispenser and include having Mr. Fitzgerald Sanchez, County Engineer, bring back the cost for a new water dispenser. Cmr. Tijerina second the motion.

Motion carried 5-0 by unanimous decision

Item No. 10. Discussion and possible action to accept a donation of surveillance video cameras from Boys and Girls Club of Laredo for the El Cenizo community Center, at no cost to the county.

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

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to go into Executive Session on items 7,8,13,14,15,16,36 and 38. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent

(EXECUTIVE SESSION 9:53 a.m. – 10:55 A.M.)

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

Honorable Danny Valdez, Webb County Judge

Item No. 7. Discussion and possible action regarding the current Interlocal Agreement with the City of Laredo for fire protection, emergency medical and rescue services for the unincorporated areas of Webb County; 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)]

Judge Valdez motion to follow up with the letter that was sent to City Council and the City Manager and to follow up with Mayors of El Cenizo and Rio Bravo. Cmr. Tijerina seconded the motion.

Cmr. Sciaraffa asked that Judge Valdez, Mr. Leroy Medford, Cmr. Tijerina, Ms. Ana Laura Cavazos and himself be on the committee in discussion with Rio Bravo. He added that the same committee be in place with discussions with El Cenizo but to include Mr. Jerry Arizola.

Motion carried 5-0 by unanimous consent.

Item No. 8. Discussion and possible action on negotiations with Kansas City Southern Railroad regarding the purchase of the property known as Block 213 WD, City of Laredo, Texas and located immediately north of the Webb County Administration Building. Discussion may include a second counter-offer for purchase of the subject property. [Executive session is requested pursuant to Texas Government Code Sections 551.071 (consultation with attorney) and 551.072 (real property transactions)]

Cmr. Sciaraffa authorize the county attorney to begin negotiation with the amount that was discussed in Executive Session. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 13. Discussion and possible action to enter into an Agreement with Kansas City Southern for a Railroad Crossing Closure at Vaquillas Road and to direct the County Attorney to prepare the necessary agreement(s) and negotiate all terms to eliminate the inadequate and dangerous crossing at Aguilares subject to acquisition or realignment of the existing road to safely connect with Jennings Road which possesses a safer, signalized crossing and authorize the County Judge to execute all relevant documents and any other matters thereto. [Executive Session is requested pursuant to Texas Government Code, Title 5, subchapter D, section 551.071 (consultation with attorney)]

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

Motion carried 5-0 by unanimous consent.

Item No. 14. Discussion and possible action to:

- a). recognize the Vaquillas Road from its beginning point at the intersection with Jennings Road as further depicted on a 1961 survey by E. J. Foster and authorize the Road & Bridge Department to re-establish prior maintenance activities; or
- b). direct the County Attorney and county staff to acquire new right-of-way dedication from Kansas City Southern Railroad Company and others as necessary to connect the existing alignment of Vaquillas Road to Jennings Road.

[Executive Session is requested pursuant to Texas Government Code, Title 5, subchapter D, section 551.071 (consultation with attorney)]

Cmr. Tijerina motioned to include getting together with Rhonda Tiffin, Jose Luis Ramos and County Attorneys' Office to take immediate action. Cmr. Sciaraffa seconded that motion.

Motion carried 5-0 by unanimous consent.

Item No. 15. Discussion and possible action to authorize the purchase of 10 acres of land known as Tract 71 in Ranchito Las Lomas Subdivision from Mrs. Maria Veronica Villarreal. Said tract is needed for the expansion of the existing evaporation ponds at the existing Reverse Osmosis Water Treatment Plant. The Court is also being asked to authorize a title search and/or title policy and survey as well as all matters necessary to consummate the purchase of the subject property. [Executive session is requested pursuant to Texas Government Code Sections 551.071 (consultation with attorney) and 551.072 (real property transactions)]

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

Motion carried 5-0 by unanimous consent.

Item No. 16. Discussion and possible action regarding Cause No. 2007-CVQ-00168004 Killam Ranch Properties, Ltd vs. County of Webb in the 406th Judicial District Court of Webb County, Texas; with discussion and possible action to proceed with the final closing and sale of county property to highest bidder; and any other matters incident thereto. [Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney handling case)]

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

Motion carried 5-0 by unanimous consent.

Item No. 36. Discussion and possible action to determine the hiring process for the Buenos Aires Community Center Director including, but not limited to, instructing Human Resources to formulate a job posting and publicizing same; establishing a screening process for applicants; determining which applicants are to be interviewed; scheduling interviews for applicants; and any matter incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Cmr. Sciaraffa motioned that all applications to go back to Cmr. Garza and that Cmr. Garza bring back a recommendation. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 38. Discussion and possible action to approve the content of the proposed RFP for insurance consultants or to hire insurance consultant(s) for employee benefits, property and casualty and workers compensation as well as any other matters incident thereto. The Court may also consider or take action to extend the contract with the current consultants(s), authorize a new contract and/or grant an exemption from competitive bidding or competitive proposals for the purpose of professional services pursuant to Local Government Code Section 262.024 (a)(4). [Executive Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 for Consultations with Attorney]

Judge Valdez motioned to extend current contract and to keep current consultant for one year. Cmr. Martinez seconded the motion.

Motion carried 3-2 with Cmr. Garza and Cmr. Sciaraffa opposing motion.

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

- Item No. 11.** Discussion and possible action for approval of the Webb County fines/fees collection contract with Linebarger, Goggan, Blair & Sampson, and to allow the County Judge to execute all relevant documents; and any other matters incident thereto.

After discussion, Cmr. Sciaraffa withdrew 1st motion and Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Sciaraffa motioned to go to Executive Session. Cmr. Martinez seconded the motion.

(EXECUTIVE SESSION 11:30 a.m. – 11:55 a.m.)

Cmr. Tijerina addressed Mr. Paul Chapa and asked him if he had had a chance to talk to Ms. Anna Laura Cavazos at which time he replied that he has not met with her.

Cmr. Garza stressed the fact that this matter has been going on for nine months and also emphasized that by the next meeting he expects that all sticky points be resolved.

Cmr. Tijerina informed Mr. Chapa if he had any concerns or questions, please contact us before the meeting.

Cmr. Martinez tabled item. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No. 12.** Discussion and possible action to establish/open an account with Mr. Israel Garcia, d/b/a G & G Grocery, Hwy. 359, Bruni, Texas for the Quad City Volunteer Fire Department for the purchase of fuel and any other matters incident thereto.

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

Motion carried 5-0 by unanimous consent.

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

- Item No. 17.** Status report by the County Attorney's office on the lawsuit, Cause #2010-CVF-000701-D1; entitled Webb County vs. Balt Ramos, Inc. and Baltazar Ramos, Guarantor in the 49th District Court of Webb County, Texas for payment of the outstanding debt owed to Webb County.

Status report on Cause #2010CVF000701-D1. Discussion of file on the Commissioner's Court DVD

- Item No. 18.** Status report on the lawsuit, Cause #2010-CVQ-000296; entitled Good Government League, Cut Fat, Xavier Cantu, M.D. and Marissa Martinez vs. Webb County in the 341st District Court of Webb County, Texas regarding the use of Road & Bridge funds.

Status report on Cause #2010CVQ000296. Discussion of file on the Commissioner's Court DVD.

Cmr. Martinez stressed that all correspondence from Mr. Allison should be directed to Commissioner's court.

Commissioners Court

Item No. 19. Presentation by Madeline Anz Slay Architectual firm regarding substantial completion and recommendations of Tex-Mex feasibility study with discussion and possible action to accept or amend final contract for additional work at additional fees, if necessary; and any other matters incident thereto.

Cmr. Martinez stated that Webb County should pay fees owed and keep the contract opened. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 20. Status report and recommendations by office space committee regarding best use of county buildings for departments, including but not limited to the former Webb County Title & Abstract building; and any other matters incident thereto.

Status on report and recommendations on Commissioner's Court meeting DVD.

Honorable Anna L. Cavazos Ramirez, County Attorney

Item No. 21. Discussion and possible action to approve and ratify the OAG Statewide Automated Victim Notification Services (SAVNS) grant program Contract No. 1121797 between the Office of the Attorney General and Webb County for the the State Fiscal Year 2011, this grant will provide relevant offender release information, notification of relevant court settings or events, promote public safety and support the rights of victims of crime and authorize the County Judge to sign all relevant documents. [Requested by Martin Cuellar, Webb County Sheriff]

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

Motion carried 4-0 with Cmr. Garza out

Item No. 22. Discussion and possible action to obtain permission to utilize some of the School District lands and roads for a survey to be performed by ETC Texas Pipeline to reroute a pipeline through Webb County School Lands and authorize the County Judge to sign all relevant documents. [Requested Anna Laura Cavazos Ramirez, Webb County Attorney]

Judge Valdez motion to approve item. Cmr. Sciaraffa second the motion.

Motion carried 4-0 with Cmr. Garza out

Item No. 23. Discussion and possible action to approve a Lease Agreement with USDA for the use of an approximately 2.2 acre tract also known as the former dipping vat site

located off of Mines Rd., for monthly lease fee of \$1,000.00 and authorizing the county judge to execute all documents.

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

Motion carried 4-0 with Cmr. Garza out

Item No. 24. Discussion And Possible Action to approve the agreement for Engineering Services between Webb County and Civil Engineering Consultants (CEC) Don Durden, Inc., for Construction Management, Inspection, and Testing Engineering Services related to the construction of the ARRA Projects; CSJ:0922-33-123,CSJ:0922-33-124,And CSJ: 0922-33-126 In Webb County, Texas, in an amount not to exceed \$271,432.82.

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

Motion carried 4-0. with Cmr. Garza out.

Honorable Oscar Hale, 406th District Court Judge

Item No. 25. Discussion and possible action to approve the filling of Slot #2296 by the 406th Judicial District Court effective August 3, 2010, and to approve appointment of the designee of Judge Oscar J. Hale, Jr., pursuant to §21.022 of the Texas Civil Practice and Remedies Code.

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

Motion carried 4-0 with Cmr. Garza out.

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

From:	001-1004-6022	Professional Services	1,500
To:	001-1004-5601	Administrative Travel	500
	001-1004-6011	Training & Education	1,000

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

Motion carried 4-0 with Cmr. Garza out.

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

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

From:	001-1111-6724	Central Jury Petit Jurors	20,000
To:	001-1010-7052	County Court at Law # 1 (Juvenile Felony)	20,000

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

Motion carried 4-0 with Cmr. Garza out.

Honorable Rudy Rodriguez, Constable Pct. 1

Item No. 28. Discussion and possible action to approve an exemption to the current county wide hiring freeze and allow to fill the following position, Effective July 27, 2010:

Slot #	Title	Salary
001-2005-2467	Clerk-Employee Slot (Part-time)	16.40/hr

Item No. 29. Discussion and possible action to approve the following line item transfer:

From:	001-2005-6204	Fuel & Lubricants	2,500.00
To:	001-2005-5605	Special Travel	2,500.00

Special Travel is used for transporting mental patients out of town which includes (meals, fuel and on occasions, lodging).

Cmr. Sciaraffa motioned to approve items 28-29 as submitted. Cmr. Martinez seconded the motion.

Motion carried 4-0 with Cmr. Garza out.

Honorable Martin Cuellar, Sheriff

Item No. 30. Discussion and possible action to accept an award of \$1,305,378 for the 2009 Operation Stonegarden for overtime, fringe benefits, fuel, vehicle maintenance, and law enforcement equipment; and designating the County Judge to act as authorized official in all matters related to this grant. This grant would have no impact on the general fund.

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

Motion carried 4-0 with Cmr. Garza out.

Item No. 31. Discussion and possible action to approve the addition of Three (3) vehicles to the Sheriff's Office fleet inventory and provide the necessary insurance coverage.

Vehicle Description:

- (1) Truck (Hummer), VIN #W56HZV0111Y500F
- (2) 2010 Ford Econoline (TerraHawk Unit), VIN #1FTSS3ES9ADA27075
- (3) 2005 Ford F-250, VIN #1FTSW21P05EB68665

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

Motion carried 5-0 by unanimous consent.

Honorable Patricia A. Barrera, Tax Assessor- Collector

Item No. 32. Discussion and possible action to allow the Tax Assessor-Collector to adjust salaries of the following slots as per original budget after successful completion of probationary period effective 08-13-2010.

Slot #	Title	Current	Budgeted
123	Mail Rm./Supply Inventory Clerk	11.00/hr.	12.65/hr.
2272	Deputy Tax Collector	12.00/hr.	14.23/hr.

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

Motion carried 5-0 by unanimous consent.

Item No. 33. Discussion and possible action to approve an exemption to the current County wide hiring freeze and allow the Tax Assessor-Collector to fill the following position effective 07-26-2010.

Slot #	Title	Hourly Rate
2462	General Clerk	12.05/hr.

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

Motion carried 5-0 by unanimous consent.

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

From:	001-0700-6005	Postage	4,600
	001-0700-6006	Advertisement	600
	001-0700-6010	Books & Subscriptions	1,400
	001-0700-6022	Professional Services	800
	001-0700-6202	Uniforms	200
		Total	7,600
To:	001-0700-5601	Admin. Travel	1,000
	001-0700-6402	Repairs & Maint. Equipment	1,600
	001-0700-6411	Repairs & Maint. Software	5,000
		Total	7,600

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

Motion carried 5-0 by unanimous consent.

Item No. 35. Presentation by Tax Assessor-Collector, Patricia A. Barrera, on growth and needs of the Tax Office.

Com. Tijerina asked Ms. Barrera to make the presentation to committee first.

Judge Valdez motioned to table the item. Com. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Administrative Services

Item No. 37. Discussion and possible action to authorize the Facilities Department to proceed with alterations and improvements to the Administrative Services Department. (Dividing a large area into an individual office and a workroom to comply with

HIPPA Confidentiality requirements). Estimated repairs not to exceed \$1,000.00. [Requested by Cynthia Mares, Webb County Administrative Services Director; Account #001-0114-6205 (Materials & Supplies)]

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

Motion carried 5-0 by unanimous consent.

Item No. 39. Discussion and possible action for the approval of the following line item transfers:

From:	816-0105-9201	Claims Paid Medical	250,000
	816-0105-6022	Professional Services	4,000
	001-0114-5601	Administrative Travel	1,000
To:	816-0105-9203	Claims Paid Prescription	250,000
	816-0105-6039	Cafeteria Administration	4,000
	001-0114-6205	Materials & Supplies	1,000

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

Motion carried 5-0 by unanimous consent.

Item No. 40. Discussion and possible action to authorize Administrative Services Department to obtain and bind additional insurance coverage for the Old Juvenile Detention Center, located at 4104 Juarez St. This insurance is namely "vacant building" insurance coverage, to be placed with Admiral Insurance Company, for an annual premium of \$6,912.00, and for the County Judge to sign all relevant documents. [Requested by Cynthia Mares, Webb County Administrative Services Director; Account #001-0114-6032 (Property Casualty Premium)]

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

Motion carried 4-0. with Judge Valdez not present.

Community Action Agency

Item No. 41. Discussion and possible action to accept a check in the amount of \$5,138.85 from First Choice Power, L.P. The Webb County Community Action Agency will utilize these funds to assist qualified First Choice Power, LP clients. [Requested by Javier H. Martinez, Webb County Community Action Agency Director; Account #902-4200-7004]

Item No. 42. Discussion and possible action to accept additional monies for the Department of Energy (DOE) ARRA Weatherization Program from the Texas Department of Housing & Community Affairs (TDHCA), for contract period (September 1, 2009 through August 31, 2011), in the amount of (\$1,213,005.00) for a total award of \$2,426,010.00 and authorizing the County Judge to sign all relevant documents. [Requested by Javier H. Martinez, Webb County Community Action Agency Director; Account #917]

Cmr Martinez motioned to approve items 41-42 submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 with Judge Valdez not present.

Item No. 43. Discussion and possible action to approve additional funding for the Elderly Nutrition Program. The amount necessary to cover the Elderly Nutrition Program through the end of our fiscal year (September 30, 2010) will include:

Labor and Fuel	22,350.00
Food Cost	19,000.00
Total	41,350.00

To approve the transfer of funds in the amount of \$41,350.00 from CSBG County Matching funds. [Requested by Javier H. Martinez, Webb County Community Action Agency Director, Account # 001-0112-7200-8]

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

Motion carried 4-0 with Judge Valdez out.

Item No. 44. Discussion and possible action to approve \$48,911.00 in Department of Energy (DOE) funds from the Texas Department of Housing & Community Affairs (TDHCA) to be used in the Weatherization Program from April 1, 2010 through March 31, 2011 and authorizing the County Judge to sign all relevant documents. [Requested by Javier H. Martinez, Webb County Community Action Agency Director, Account #912-4224]

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

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

Economic Development

Item No. 45. Discussion and possible action to authorize the Economic Development Department to submit a request for \$7,209.86 to the Texas Comptroller of Public Accounts under Section 74.604 of the Texas Property Code which authorizes the Comptroller to allocate a portion of the unclaimed capital credits received from electric cooperatives back to counties in the cooperatives' service area. The requested funds may be used for eligible activities under Section 381.004 of the Local Government Code; and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's request for Texas Comptroller of Public Accounts funding.

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

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

Item No. 46. Discussion and possible action to grant the Oilton Water Supply Corporation a sanitary control easement to comply with TCEQ requirement of having a 150 foot radius from the location of the new water well located on property of Webb County and allowing the County Judge to sign all relevant documents. This will not impact the general fund.

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

Motion carried 5-0 by unanimous consent.

Item No. 47. Discussion and possible action to approve an Order of the Commissioners Court establishing a policy regarding the use of excessive force during non-violent civil rights demonstrations as required by the Texas Department of Rural Affairs for grant eligibility and authorizing the County Judge to sign said Order on behalf of the Commissioners Court. This action will not have an impact on the County's General Fund.

Item No. 48. Discussion and possible action to authorize the Economic Development Department to develop a Staffing for Adequate Fire and Emergency Response Program (SAFER) – Job Recruitment and Retention of Volunteer Firefighters Application to the U.S. Department of Homeland Security. The purpose of the application is to create a net increase in the number of trained and certified volunteer firefighters through the development and implementation of a Recruitment/Retention Plan that shall provide for incentives such as accident and/or injury insurance, compensation for lost wages and reimbursement for firefighter certification training expenses. This action will not have an impact on the County's General Fund.

Item No. 49. Discussion and possible action to authorize the purchasing agent to solicit bids for the drilling of the Mirando Water Well Project contingent upon approval of the plans and specs by the the County Egnineer. [This will not impact the general fund]. [Requested by Juan Vargas, Webb County Economic Development Director; Account #640-8001-8701 & 641-8001-8701]

Cmr. Sciaraffa motion to approve items 47-49 as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Elections

Item No. 50. Discussion and possible action to order a General Election be held on the 2nd day of November, 2010, as required by Article XVI, Section 65 of the Texas Constitution, for the purpose of electing county and precinct officers.

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

Motion carried 5-0 by unanimous consent.

Item No. 51. Discussion and possible action to approve a Resolution and Order to authorize the conduct of Joint Elections between the County of Webb, the City of Laredo, the City of El Cenizo, the Laredo Community College District, the Laredo Independent School District, and the United Independent School District to be conducted November 2, 2010 pursuant to Chapter 271, Texas Election Code.

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

Motion carried 5-0 by unanimous consent.

Item No. 52. Discussion and possible action to approve a Resolution and Order authorizing and establishing the main and temporary branch early voting polling sites for the November 2, 2010 Joint Elections within Webb County, Texas, pursuant to Chapter 85, Texas Election Code.

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

Motion carried 5-0 by unanimous consent.

Item No. 53. Discussion and possible action to approve a Resolution and Order authorizing and establishing election day polling sites for the November 2, 2010 Joint Elections within Webb County, Texas, in accordance with Chapter 43, Texas Election Code.

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

Motion carried 5-0 by unanimous consent.

Item No. 54. Discussion and possible action to approve a Resolution and Order authorizing and establishing the salaries for presiding judges and clerks and establishing the maximum number of election day clerks for each election precinct pursuant to Sections 32.091(a), and 32.033, Texas Election Code, for the November 2, 2010 Joint Elections.

Item No. 55. Discussion and possible action to approve a Resolution and Order authorizing and establishing a central counting station, appointing the central counting station manager, tabulation supervisor, assistant tabulation supervisors, presiding judge, and establishing their respective salaries for the November 2, 2010 Joint Elections pursuant to Section 127, Texas Election Code.

Cmr. Sciaraffa motioned to approve items 54-55 submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Engineer

Item No. 56. Discussion and possible action to approve the following line item transfers for the water utilities department:

From:	801-3001-6006	Advertising	1,000
	801-3002-6006	Advertising	1,500
		Total	2,500
To:	801-3001-6214	Chemicals	2,500
		Total	2,500

Facilities

Item No. 57. Discussion and possible action to ratify the repair of the Central Chiller Plant for the Facility Department from Johnson Controls in the amount of \$5,449.30. [Account #001-0106-6401 Repair/Maintenance Equipment]

Com. Sciaraffa motioned to approve items 56-57 as submitted. Cr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Fred M. & Anita Bruni Community Center

Item No. 58. Discussion and possible action to approve an exemption to county wide hiring freeze and allow the Fred M. and Anita Bruni Community Center to fill the following slot effective July 26, 2010:

Slot #	Title	Hourly Rate
2342	Driver/Maintenance	10.50/hr.

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

Motion carried 5-0 by unanimous consent.

Head Start

Item No. 59. Discussion and possible action to approve the following line item transfers:

From: 903-4208-5001	Payroll	94,000
	Fringe Benefits	36,000
	Total:	130,000
To: 903-4208-6502	Janitorial Supplies	20,000
903-4208-6012	Space Rental	31,000
903-4208-6201	Utilities	58,000
903-4208-6004	Telephone	21,000
	Total:	130,000

Juvenile Probation

Item No. 60. Discussion and possible action authorizing the following line item transfer:

From: 001-1301-6023	Contract Services	32,021
To: 001-1301-6201	Utilities	32,021

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

Motion carried 5-0 by unanimous consent.

Fred M. & Anita Bruni Community Center

Item No. 58. Discussion and possible action to approve an exemption to county wide hiring freeze and allow the Fred M. and Anita Bruni Community Center to fill the following slot effective July 26, 2010:

Slot #	Title	Hourly Rate
2342	Driver/Maintenance	10.50/hr.

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

Com. Tijerina motion to rescind item 58. Com. Sciaraffa seconded the motion.

Com. Martinez opposed.

Com. Tijerina motioned to delay item until the 30 days pass to afford the gentlemen the 30 days to appeal; Com. Garza seconded the motion

Motion carried 4-1 with Com. Martinez opposing.

Planning

Item No. 61. 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 5, San Carlos Subdivision, Phase I for One (1) 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. 62. 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) (1), Local Government Code to an unplatted tract of land containing 0.88 acres, out of Tract A, La Presa (Unplatted/Unrecorded Subdivision), as described in Vol. 1247, Pgs. 212-214, of the Webb County Deed Records (one dwelling only); Staff recommends the Court's approval of this item since all dwellings on these properties are connected to water and sewer service.

Public Defender

Item No. 63. Discussion and possible action to approve an exemption to the current County wide hiring freeze and allow the Webb County Public Defender's Office to fill the following position effective August 3, 2010.

Slot #	Title	Hourly Rate
1972	Investigator	\$17.41

Com. Tijerina motioned to approve items 61-63 as submitted. Com. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing

Item No. 64. Discussion and possible action to purchase AQUALUM (Liquid Aluminum Sulfate, etc.) for Water Utilities Department, from Fort Bend Services Inc., in the amount of \$5,711.86. [Requested by Fitzgerald Sanchez, Webb County Engineer; Account #801-3001-6214 (Water Utilities)]

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

Motion carried 5-0 by unanimous consent.

Item No. 65. Discussion and possible action to purchase Red Wing Boots for the Road & Bridge Department from J.C. Twiss, in the amount of \$7,479.00. [Requested by Jose Luis Ramos, Webb County Road & Bridge Superintendent; Account #010-7002-6202 (Road & Bridge Fund)]

Item No. 66. Discussion and possible action to purchase classroom supplies for the Head Start Department, from Education Products Inc., in the amount of \$10,190.23. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6069 (Head Start Fund, Classroom Supply Account)]

Cmr. Garza motioned to approve items 65-66 as submitted. Cmr. Martinez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 67. Discussion and possible action ratify the purchase of computer equipment and to purchase Two (2) cash drawers for the District Clerk's Department, pursuant to Section 271.101, and 271.201, Subchapter F., Cooperative Purchasing Program, TCPN Contract No. R4713, Texas Local Government Code from CDW-G in the amount of \$3,261.11. [Requested by Manuel Gutierrez, Webb County District Clerk; Account #016-1110-6224 (Technology Account)]

Item No. 68. Discussion and possible action to approve the following line item transfers:

From:	001-0600-6005	Postage & Courier Services	600.00
	001-0600-6022	Professional Services	200.00
To:	001-0600-6205	Materials & Supplies	800.00

Cmr. Garza motioned to approve items 67-68 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No. 69. Discussion and possible action to acquire the services of E-3 Systems, to assist with the preparation and submission of an e-rate grant application, including a technology plan at a total estimated cost of \$9,000.00; and any other matters incident thereto. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

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

Motion carried 5-0 by unanimous consent.

Item No. 70. Discussion and possible action to solicit bids for the irrigations system for Casa Blanca Golf Course. [Requested by Southern Golf Properties]

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

Motion carried 5-0 by unanimous consent.

Item No. 71. Discussion and possible action to approve the specifications of the RFP for EMS-MICU service to unincorporated Webb County. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

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

Motion carried 4-0 with Cmr. Martinez out.

Item No. 72. Adjourn

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

Motion carried 4-0 with Cmr. Martinez out.