

Official Minutes for Webb County Commissioners Court Meeting

Monday, September 27, 2010 at 9:00 a.m.
(Approved on October 12, 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 24th day of September 2010. Present also were Mr. Solis, 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 Commissioner Garza from the meeting. Commissioner Sciaraffa second the motion.

Motion carried 3-0 by unanimous consent.

Commissioner Sciaraffa motioned to excuse Commissioner Martinez from the meeting. Judge Valdez seconds the motion.

Motion carried 3-0 by unanimous consent.

Item No. 2. Pledge of Allegiance

Item No. 3. Approval of Minutes for August 24, 2010, August 31, 2010 (Continuation of Public Hearing), August 31, 2010 (Special Meeting)

Commissioner Sciaraffa motioned to approve the minutes for August 24, 2010, August 31, 2010 (Continuation of Public Hearing) and August 31, 2010 (Special Meeting). Commissioner Tijerina second the motion.

Motion carried 3-0 by unanimous consent.

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

Delia Perales, Webb County Treasurer, explained her end of the month of August report.

Commissioner Tijerina motioned to approve the report as submitted. Commissioner Sciaraffa Second the motion.

Motion carried 3-0 by unanimous consent.

Commissioner Martinez walked in at 9:03 a.m.

Item No. 5 Communications

Commissioner Sciaraffa had no communications.

Commissioner Tijerina sent her condolences to the families of Dr. Michael Landeck, Cesar A. Morales-Velasquez, Judge Ricardo Garcia and Jose Francisco Acosta.

Commissioner Martinez had no communications.

Judge Valdez sent his condolences to the families of Dr. Michael Landeck, Sanchez O'Bryant and Munoz family from Zapata on the loss of their father.

Judge Valdez welcomed Sister Lourdes Trevino and Sister Marie Gannon from Mary Help of Christian School. He welcomed the parents of Daniel Martinez, Denise Amanda Ruiz and Michael Edward Kirkpatrick winners of the children's drawing contest "Este es Mi Mexico". He also welcomed Mexican Counsel Juan Jose Martinez De La Rosa. The children were recognized and presented with a plaque.

Judge Valdez and the Commissioners Court recognized Judith Serna and Nancy Garza for completing their 40 hour certification and for being part of the first volunteer Fire Department for Webb County.

Judge Valdez acknowledged the students who would be shadowing him today.

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.

Maru De la Paz made an invitation to the public for Monday, October 4, 2010.

Cornell Mickley, Director of Indigent Defense, spoke on items 55 and 56 and asked the court to consider his requests.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

Honorable Danny Valdez, Webb County Judge

- Item No. 7 Status report by the Webb County Fire/EMS Coordinator regarding the proposed plan of action for the implementation of Fire Suppression and Emergency Medical Services for the unincorporated areas of Webb County for October 1, 2010; with discussion and possible action; and any other matters incident thereto. [Co-Sponsored by Rosaura ‘Wawi’ Tijerina, Commissioner Pct. 2]

Status Report presented by Jerry Arizola, EMS Coordinator, on file at The County Clerks Office under Commissioner’s Court meeting of September 27, 2010 DVD.

Judge Valdez motioned to approve the purchase of the water tanker and a proclamation in support of NIMS (National Information Management Systems). Commissioner Tijerina second the motion.

Motion carried 3-0 by unanimous consent.

Commissioner Martinez motioned to move up items 26, 27 and 28. Commissioner Tijerina seconds the motion.

Motion carried 4-0 by unanimous consent.

Honorable Isidro Alaniz, District Attorney

- Item No. 26 Discussion and possible action to continue paying one grant funded border prosecutor employed under the Border Prosecutor Initiative Grant for a period not to exceed Thirty (30) days pending notification regarding grant continuation award by the Criminal Justice Division of the Governor’s Office. [Account #338-1100]

Commissioner Sciaraffa motioned to approve item as submitted. Commissioner Martinez second the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 27 Discussion and possible action to continue paying seven grant funded task force investigators assigned to DEA/HIDTA Task Force Grant for a period not to exceed Thirty (30) days pending notification regarding grant continuation award by United States Department of Justice, Drug Enforcement Administration. [Account #292-1100]

Commissioner Martinez motioned to approve item as submitted. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Item No. 28 Discussion and possible action to authorize the purchase of Forty-four (44) desktop computers for the District Attorney's Office in the amount of Seventy-Five Thousand (\$75,000.00) from the DIR Contract to be funded out of Certificate of Obligation's monies 2006, 2007, 2008 series or out of the One Million (\$1,000,000) allocation of 2010 Certificate of Obligation's series, and any other matters incident there to. [Account #001-1100]

Discussion on file at the Webb County Clerks Office under the September 27, 2010 Commissioner's Court DVD.

Commissioner Martinez motioned to approve item as submitted. Commissioner Sciaraffa second the motion.

Motion died 2-2 with Judge Valdez and Commissioner Tijerina voting against.

Judge Valdez motioned to go into executive session on items 8, 9, 52 and 14. Commissioner Sciaraffa second the motion. Motion carried 4-0 by unanimous consent.

Judge Valdez motioned to rescind the motion to go into executive session. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Judge Valdez motioned to move up item 11. Commissioner Tijerina seconds 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 approve a Resolution supporting and recognizing Border Region MHMR Community Center for their services to Webb County residents with mental disabilities and disorders

Daniel Castillon, Director of Border Region MHMR and Board Member Bobby Vela thanked the court for all the help received.

Commissioner Tijerina motioned to approve resolution supporting and recognizing Border Region MHMR. Commissioner Martinez seconds the motion.

Motion carried 5-0 by unanimous consent.

Commissioners Court

Item No. 12 Discussion and possible action to authorize that all proposed legislative agenda items requested from county officials and department heads be approved by the Commissioner's Court for inclusion on Webb County's legislative agenda to the Texas State Legislature for the upcoming 2011 Legislative Session; and any other matters incident thereto. [Requested by Webb County Legislative Affairs Committee]

Commissioner Martinez motioned to approve to submit a resolution from Webb County supported by Commissioners Court on all proposed legislative agenda items requested from County officials and department heads. Judge Valdez seconds the motion.

Motion carried 3-0 with Commissioner Tijerina out of the courtroom.

Item No. 13 Discussion and possible action to designate which county departments will be relocated to the new acquired Webb County Title building and to authorize the facilities and purchasing department to take any action necessary for preparations for occupying of said building; and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office Commissioners Court Meeting September 27, 2010 meeting DVD.

Commissioner Martinez motioned to approve that the Indigent Health Services occupy the 1st floor and Engineering Dept. the 2nd floor as agreed by both departments. Judge Valdez second the motion.

Motion carried 4-0 by unanimous consent.

Commissioner Sciaraffa motioned to go into the addendum items. Commissioner Martinez seconds the motion.

Motion carried 4-0 by unanimous consent.

Addendum Items 1 & 2

Honorable Jerry Garza, Webb County Commissioner Pct. 3

Addendum Item 1 Discussion and possible action to approve the following line item transfer:

From:	001-0203-5601	Administrative Travel	434
	001-0203-6005	Postage	11
	001-0203-6011	Training & Education	443
	001-0203-6205	Materials & Supplies	1,735
	001-0203-6219-2	Goods for Public Events	768
	001-0203-6402	Repairs and Maint. Equip.	<u>500</u>
		Total	3,891
To:	605-0203-8801	Capital Outlay	3,891

Addendum Item 2 Discussion and possible action to approve the following line item transfer:

From:	001-6113-5601	Administrative Travel	299
	001-6113-6201	Utilities	2,500

	001-6113-6205	Materials & Supplies	313
	001-6113-6219-2	Goods for Public Events	147
	001-6113-6401	Repairs & Building Maint.	100
	001-6113-6402	Repairs and Maint Equip.	600
	001-6113-6403	Repairs and Maint. Vehicle	600
	001-6113-6502	Janitorial Supplies	<u>328</u>
		Total	4,887
To:	605-0203-8801	Capital Outlay	4,887

There was no motion on the floor. No Action Taken.

- Item No. 15 Discussion and possible action to approve a Resolution and Order to implement steps to the greatest extent feasible, will provide job training, employment, and contracting opportunities for Section 3 residents and Section 3 businesses of the areas in which program/project –TCDP #729145, 728075, 728449, 729700, TCDP–TBA (Mirando HTL) and 728023 will be carried out. [Requested by Juan Vargas, Webb County Economic Development Director]

Commissioner Martinez motioned to approve item as submitted. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 16 Discussion and possible action to enter into a Thirty Six (36) month (September 27, 2010 through September 26, 2013) Maintenance Agreement with Toshiba Business Solutions of Texas concerning a Lexmark 463DE MFP Fax Machine located at the County Judge’s Office at a cost of TWENTY DOLLARS AND EIGHTY THREE CENTS (\$20.83) and a Total Amount of SEVEN HUNDRED FIFTY DOLLARS (\$750.00) over the term of the agreement and with copy overages of 0.016000 per black copy and authorizing the County Judge to execute all relevant documents. [Requested by Webb County Judge’s Office]

- Item No. 17 Discussion and possible action to approve a Seismic Permit between Geophysical Explorer to EXTEND project boundary lines to the West and to the South of the Webb County School Lands for a total of 1,538.60 acres at a price of THIRTY DOLLARS (\$30.00) PER ACRE and/or other good and valuable consideration and authorizing the County Judge to execute all relevant documents. [Requested by Anna Laura Cavazos Ramirez, Webb County Attorney]

- Item No. 18 Discussion and possible action to enter into a One (1) year service agreement with Info Seal, LLC (October 20, 2010 through October 19, 2011) for a PS 100 Folder/Sealer unit at an annual cost of EIGHT HUNDRED FIFTEEN DOLLARS (\$815.00) and authorizing the County Judge to sign all relevant documents. [Requested by Delia Perales, Webb County Treasurer]

- Item No. 19 Discussion and possible action to enter into a One (1) year lease agreement (October 1, 2010 through September 13, 2011) with MODSPACE involving a modular building located at 2518 Cedar, Laredo, Texas (Jesus Garcia Head Start Center) at a monthly rate of ONE

THOUSAND FIVE HUNDRED FIFTY EIGHT DOLLARS (\$1,558.00) for a Total Cost of EIGHTEEN THOUSAND SIX HUNDRED NINETY SIX DOLLARS (\$18,696.00) over the lease term, and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6012]

- Item No. 20 Discussion and possible action to enter into a Memorandum of Understanding between United Independent School District and Head Start/Early Head Start Program to provide a common understanding of the collaboration and relationship for the Pregnancy, Education, and Parenting Program ("PEP"); and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Webb County Head Start Director]

- Item No. 21 Discussion and possible action to enter into a Mental Health Professional Service Contract with John Berumen, LMFT for children enrolled in the Webb County Head Start/Early Head Start Program for a period of Twenty-Four (24) months beginning (September 1, 2010 through August 31, 2012) at reduced fees as set forth in the agreement, authorizing a professional services exemption from Section 262.023 Local Government Code (Competitive Bidding and Competitive Proposal requirements), and authorizing the County Judge to execute all relevant documents. [Requested by Aliza Oliveros, Webb County Head Start Director]

Commissioner Martinez motioned to approve items 16, 17, 18, 19, 20 and 21 as submitted
 Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 22 Discussion and possible action to enter into the following Third Party funding contracts and authorizing the County Judge to sign all relevant documents; and for the Court to further discuss a possible amendment to the provisions in the Mercy Ministries contract regarding a clinic van driver; and any other matters incident thereto.

Contractor/Organization	Contract Amount
<i>General Fund</i>	
Literacy Volunteers of America-Laredo	\$1,000.00
Laredo Crime Stoppers, Inc.	\$1,200.00
International Rio Grande Study	\$3,000.00
South Texas Council, Inc., Boy Scouts of America	\$3,000.00
Serving Children and Adolescents in Need, Inc.	\$3,000.00
Webb Soil and Conservation District #337	\$4,000.00
American Red Cross, San Antonio Chapter, Laredo Branch Office	\$4,000.00
Laredo Regional Food Bank, Inc.	\$6,000.00

Sacred Heart Children's Home, Inc.	\$9,000.00
Bethany House of Laredo, Inc.	\$12,500.00
Casa de Misericordia	\$12,000.00
Habitat for Humanity of Laredo, Inc.	\$12,000.00
Area Health Education Center of The Mid Rio Grande Border Area of Texas Inc.	\$12,000.00
Boys and Girls Clubs of Laredo, Inc.	\$15,000.00
Laredo/Webb County Food Bank	\$15,000.00
South Texas Council on Alcohol and Drug Abuse	\$20,000.00
Laredo Webb County Food Bank Kid's Cafe	\$28,000.00
Border Area Nutrition Council, Inc.	\$33,000.00
Children's Int'l Advocacy Ctr. Laredo/Webb County	\$65,000.00
Greater Laredo Development Foundation	\$50,000.00
South Texas migrant Council Laredo-Webb County (Safe Haven Program)	\$64,000.00
Border Regional MHMR Community Center	\$70,000.00
<i>Health and Welfare</i>	
Animal Protective Society	\$45,000.00
Ruth B. Cowl	\$86,000.00
Gateway Community Health	\$144,000.00
Mercy Ministries	\$150,000.00
<i>Hotel Motel Tax</i>	
Laredo International Fair & Exposition	\$2,000.00
Princess Pocahontas Council, Inc.	\$2,000.00
Society of Martha Washington, Inc.	\$2,000.00
Webb County Historical Commission	\$2,000.00
Laredo Philharmonic Chorale	\$3,000.00
LULAC Council No. 12	\$3,000.00
LULAC Council No. 7	\$3,000.00
Laredo Hotel Motel Association	\$4,000.00
Laredo Center For the Arts, Inc.	\$4,000.00
Laredo Heat Youth Soccer Association, Inc.	\$4,000.00

The Laredo Philharmonic Orchestra	\$4,000.00
River Fest	\$5,000.00
Birding Festival	\$5,000.00
Texas Special Olympics, Laredo Area	\$5,000.00
Washington Birthday Celebration Association, Inc.	\$5,000.00
Streets of Laredo Mall, Inc.	\$5,000.00
Laredo Children's Museum dba Imaginarium	\$10,000.00
Webb County Heritage Foundation	\$20,000.00
Laredo Chamber of Commerce	\$125,000.00

Commissioner Martinez motion to approve the third party funding contracts with an amendment In the Mercy Ministries Contract that the employee driving the van will no longer be paid by Webb County effective October 1, 2010 to drive the van, position to go back to Road and Bridge under Civil Service and gas for the van would also not be provided. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Item No. 28 Discussion and possible action to authorize the purchase of Forty-four (44) desktop computers for the District Attorney's Office in the amount of Seventy-Five Thousand (\$75,000.00) from the DIR Contract to be funded out of Certificate of Obligation's monies 2006, 2007, 2008 series or out of the One Million (\$1,000,000) allocation of 2010 Certificate of Obligation's series, and any other matters incident there to. [Account #001-1100]

Judge Valdez motioned to move up and rescind motion on item 28. Commissioner Tijerina second the motion.

Motion carried 4-0.

Judge Valdez motioned to authorize \$50,000 to the District Attorney's Office for computers out of the certificates of obligation. Commissioner Tijerina seconds the motion.

Motion carried 4-0 by unanimous consent.

Judge Valdez motioned to move up item #23. Commissioner Tijerina seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 23 Discussion and possible action to approve a Resolution from the Commissioner's Court supporting the creation of the Child Protective Services Drug Court to deal with cases referred to the CPS Court docket presided over by Judge Paul Gallego. These cases will receive intensive drug court team supervision and processing aimed at supporting the participating parent(s) and children toward a swifter process through the CPS system and eventual reunification of the subject families in a drug-free environment.

Commissioner Martinez motioned to approve item as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

Ana Laura Cavazos Ramirez introduced Mr. Fred Benavides whom will work with Judge Paul Gallegos in The New Child Protective Services Drug Court.

Judge Valdez welcomed the students from Harmony Science Academy who were shadowing him.

Judge Valdez moved to go into Executive Session on items 8, 9, 52 and 14. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

EXECUTIVE SESSION 10:28 A.M. – 11:25 A.M.

Judge Valdez mentioned no action was taken while in Executive Session.

Item No. 8 Discussion and possible action to approve a Three (3) year Inter-local agreement with the Volunteer Fire Department from the City of El Cenizo, Texas, effective October 1, 2010, wherein Webb County will provide funding to the El Cenizo Fire Department for fire suppression equipment (bunker gear, extrication equip., SCBA's), 10% cash match for a fire truck, and additional training for volunteers, in an amount not to exceed \$77,000 as consideration for fire suppression services for the unincorporated areas of Webb County, and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)] [Co-Sponsored by Rosaura "Wawi" Tijerina, Commissioner Pct. 2]

Discussion in file at The Webb County Clerks Office Commissioner's Court meeting for September 27, 2010 DVD.

Ana Laura Cavazos Ramirez, County Attorney, stated that the contract with El Cenizo had been approved by The City Council for 3 years with possible extension and they would need new radio equipment. District 1 would not include Rio Bravo and El Cenizo only the unincorporated areas.

Judge Valdez motioned to approve item 8. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 9 Discussion and possible action to approve a proposed fee schedule and contract for Emergency Medical Services (EMS) for the unincorporated areas of Webb County with the following ambulance service providers: Laredo MedicX, Medical Ambulance Services (M.A.S), and South Texas Ambulance Response (STAR); and to authorize the County Judge to sign all relevant documents; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)] [Co-Sponsored by Rosaura "Wawi" Tijerina, Commissioner Pct. 2]

Commissioner Martinez motioned to move item # 9 to the end. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

Honorable Anna L. Cavazos Ramirez, County Attorney

- Item No. 14 Discussion and possible action to approve the Contract with FQR Architects Inc. for the design of the Buenos Aires Community Center (with a revised budget of \$1,370,625.00), subject to available funding; and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Jerry Garza, Webb County Commissioner, Pct. 3, Account #2002-2003 (Bond Series)]

Commissioner Martinez moved to table item. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

Engineer

- Item No. 52 Discussion and possible action to support and allow the City of Laredo to serve as the primary Local Government Agency with the Texas Department of Transportation's (TxDOT) Loop 20-Spur 400 (Clark Blvd.) Interchange Pass-Through Toll Financing Project Proposal; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.072 (Deliberation on Real Estate matters)]

Discussion on file at the Webb County Clerks Office Commissioner's Court meeting September 27, 2010 DVD

Commissioner Martinez moved to approve item as submitted. Commissioner Sciaraffa seconds the motion. Motion carried 4-0 by unanimous consent.

Ana Laura Cavazos Ramirez, County Attorney, stated they would prepare a letter or resolution with Webb County as participating partner.

- Item No. 10 Discussion and possible action to consider approving additional part time funding for the Webb County Sheriff's department for the employment of personnel for their radio communications/emergency 911 dispatch (PSAP); and any other matters incident thereto. [Requested by Webb County Fire/EMS Committee]

Discussion on file at the Webb County Clerk's Office Commissioner's Court meeting September 27, 2010 DVD.

Commissioner Martinez motioned to approve item subject to finding funding for \$62, 922.50. Judge Valdez seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 24 Discussion and possible action for the Court to approve filling the following vacant slot within the County Attorney's Office effective October 1, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Proposed Title Change</u>	<u>Pay Rate</u>
1255	Investigator		\$28.60/hr
2270	Liaison Officer for Mental Health Addictions Criminal Justice Systems (Family Drug Court Coordinator)	Family Drug Court Coordinator	\$58,476.00/yr

Commissioner Sciaraffa motioned to approve item as submitted. Commissioner Martinez second the motion.

Motion carried 4-0 by unanimous consent.

Honorable Margie Ramirez Ibarra, County Clerk

Item No. 25 Discussion and possible action to approve an exemption to the current countywide hiring freeze and allow the Webb County Clerk's Office to start the application process to fill the following position effective October 1, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Salary</u>
0304	Courts Supervisor	\$41,018.00

[Requested by Margie Ramirez Ibarra, Webb County Clerk; Account #001-1120-5001]

Commissioner Tijerina motioned to approve item as submitted. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Honorable Ramiro Veliz, Justice of the Peace Pct. 2 Pl. 1

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

From:	001-1042-5601	Administrative Travel	428
	001-1042-6402	Repairs & Maint Equip.	<u>456</u>
		Total	884

To: 001-1042-6205 Materials & Supplies 884

Commissioner Tijerina motioned to approve item as submitted. Judge Valdez seconds the motion.

Motion carried 3-0 with Commissioner Sciaraffa voting against.

Item No. 30 Discussion and possible action to approve an exemption to the current County-wide hiring freeze and approve the filling of the following position effective October 1, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2351	Civil/Criminal Docket Coordinator	\$14.00

Commissioner Tijerina motioned to approve item as submitted. Judge Valdez second the motion.

Motion carried 4-0 by unanimous consent.

Honorable Rodolfo "Rudy" Rodriguez, Constable Pct. 1

Item No. 31 Discussion and possible action to approve the transfer of the following employees with their incentives and to waive the hiring freeze and approve the filling of Slot #2375 funded by the JJAEP Budget. (Correction)

	<u>Slot#</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	0581	Deputy Constable	\$19.13
To:	0582	Sergeant	\$20.07
From:	2375	Deputy Constable	\$19.13
To:	0581	Deputy Constable	\$19.13
To Fill:	2375	Deputy Constable	\$19.13

Judge Valdez motioned to approve item as submitted. Commissioner Tijerina second the motion.

Motion carried 4-0 by unanimous consent.

Honorable Martin Cuellar, Sheriff

Item No. 32 Discussion and possible action to approve the acceptance of a WF-Violence Against Women Formula grant award (Grant No. 21290-02) from the Office of the Governor Criminal Justice Division in the amount of \$36,755 for the continued funding of a sexual assault, domestic violence, and stalking liaison officer and designating the County Judge to act as the authorized official in all matters related to the grant. The grant has a cash match of \$19,791, which will be paid through the Webb County Sheriff's Office federal forfeitures fund 170. Thus, this grant will have no impact on the general fund.

Commissioner Tijerina motioned to approve item as submitted. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Item No. 33 Discussion and possible action to continue paying the Four (4) grant-funded deputies employed under Operation Border Star (current CJD No. 1979003) for a period not to exceed Thirty (30) days pending notification about grant continuation award by the Criminal Justice Division of the Governor's Office. [Grant Fund #324]

Commissioner Sciaraffa motioned to approve item as submitted. Judge Valdez seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 34 Discussion and possible action to approve the acceptance of Justice Assistance Grant award from the Department of Justice Bureau of Justice Assistance in the amount of \$71,301.50 for the funding of law enforcement equipment, including protective gear/equipment/uniforms for the Jail Division and the majority of the cost for two police cars for the Civil/Warrants Division. The additional funding for the total cost of the vehicles will be paid through the Webb County Sheriff's Office forfeitures funds. Thus, this grant will have no impact on the general fund. [Acceptance of new Grant]

Commissioner Sciaraffa motioned to approve item as submitted. Judge Valdez seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 35 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 FY2009-2010 effective October 1, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
366	Corporal	\$20.15

Commissioner Sciaraffa motioned to approve item as submitted. Judge Valdez second 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 a refund in the amount of \$3,108.43 to Gabriel Guerra, for Accounts #02470813267800RI, #02493013267800RI, #03833273267800RI, #04300503267800RI and 04554673267800RI; overpayment on accounts. [Requested by Patricia A. Barrera, Webb County Tax Assessor Collector; Account #001-2139]

Item No. 37 Discussion and possible action to approve a refund in the Amount of \$16,809.55 to Hurd Urban Development, Ltd., for Accounts #90090321224, #90090321259, #90090321224, and #90090321259; Supp. 1, Cert. 2010, reinstate agriculture use type 3 per judgment cause 2008CVQ001499-D1 for 2009. [Requested by Patricia A. Barrera, Webb County Tax Assessor-Collector; Account #001-0700-3063 & 010-0700-3063]

Item No. 38 Discussion and possible action to approve a refund in the amount of \$2,135.69 to Chander S. Gianchandani & Meena Gianchandani, for Accounts #94721001010 and #94721001010, Supp. 2, Cert. 2010, adjust value per judgment Cause 2009CVQ 001672-D3 for 2009. [Requested by Patricia A. Barrera, Webb County Tax Assessor-Collector; Account #001-0700-3063 & 010-0700-3063]

Commissioner Tijerina motioned to approve items 36, 37 and 38 as submitted. Judge Valdez seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 39 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 October 1, 2010.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2272	Deputy Tax Collector	\$14.23

[Requested by Patricia A. Barrera, Webb County Tax Assessor-Collector; Account #001-0700]

Commissioner Sciaraffa motioned to approve item as submitted. Judge Valdez second the motion.

Motion carried 4-0 by unanimous consent.

Honorable Delia Perales, Treasurer

Item No. 40 Discussion and possible action to approve the following line item transfer:

From:	001-0300-6007	Dues & Membership	150
To:	001-0300-6005	Postage & Courier	150

Commissioner Sciaraffa motioned to approve item as submitted. Judge Valdez second the Motion.

Motion carried 4-0 by unanimous consent.

Administrative Services

Item No. 41 Discussion and possible action to approve renewal of Webb County's Excess Workers Compensation Insurance, with Wells Fargo, Inc. (placing coverage with Midwest Employers Casualty Company) for the periods of 10/01/10 to 9/30/2011 with a \$500,000 Self Insurance Retention or less or with option of \$550,000 Self Insurance Retention or higher but with an annual premium cost not to exceed \$86,181.00 and to authorize the Webb County Judge to execute all relevant documents. [Account #817-0105-6035]

Item No. 42 Discussion and possible action to approve the renewal of Webb County's 2010-2011 Peripheral Insurance Coverage's effective Oct. 1, 2010 thru Sept. 30, 2011, through our broker McGriff, Seibels and Williams of Texas.

- Pollution Liability \$14,516.39 Ace – Illinois Union Insurance Company
- Storage Tank \$ 2,086.66 Ace – Illinois Union Insurance Company
- Marine \$ 4,159.58 Essex Insurance Company
- School Leaders E & O \$ 5,888.00 Chartis - National Union Fire Insurance

At an approximate annual cost of \$26,650.63, and to authorize the Webb County Judge to execute all relevant documents. [Account Number- 001-0114-9201]

Commissioner Martinez motioned to approve items 41 and 42 as submitted. Judge Valdez seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 43 Discussion and possible action to accept a proposal from Professional Actuarial Services, Inc. for the Actuarial Report of Webb County's Self-funded Worker's Compensation Program as of September 30, 2010 at a cost not to exceed \$5,000.00. Requesting an exemption from Section 262.023 of the Local Government Code (Competitive Proposal Requirements) and authorizing the County Judge to execute all relevant documents. [Account #817-0105-6022]

Item No. 44 Discussion and possible action to approve renewal of Webb County's Property and Casualty Insurances contract with Wells Fargo, Inc. (placing coverage with One Beacon), effective 10/01/10 to 9/30/2011 at an annual cost of approximately \$511,973.00, and to authorize the Webb Judge to execute all relevant documents. [Account #001-0114-6032]

Commissioner Tijerina motioned to approve items 43 and 44 as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 45 Discussion and possible action to approve renewal of 2011 of the Retiree Silver Choice Benefit Program (over 65 enrollees), with coverage offered thru Monumental Insurance (medical) and Silver Script Insurance (prescriptions), effective January 1, 2011 and for the County Judge to sign all relevant documents, these insurance programs are administrated thru Texas Association of Counties. [Account #863-0105-6035-1]

Commissioner Tijerina motioned to approve item as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 46 Discussion and possible action for the approval of the following line item transfers:

From:	816-0105-6040	Cobra Administration	2,000
	816-0105-6038	Administrative Fees	6,600
	816-0105-6038	Administrative Fee's	5,656
	816-0105-6060	Basic Life Insurance	1,553
	816-0105-6022	Professional Services	16,000
	816-0105-6022-1	Drug/Alcohol	<u>28,000</u>
		Total	59,809
To:	816-0105-9202	Claims Paid Dental	8,600
	816-0105-9201	Medical Claims Paid	5,656
	816-0105-9203	Prescription Claims Paid	1,553
	816-0105-9203	Prescription Claims Paid	16,000
	816-0105-9201	Medical Claims Paid	<u>28,000</u>
		Total	59,809

Commissioner Sciaraffa motioned to approve item as submitted. Commissioner Martinez second the motion.

Motion carried 4-0 by unanimous consent.

Item No. 47 Status report with possible action regarding the deterioration of the roof of the Tex-Mex building. [Requested by Cynthia Mares, Webb County Administrative Services Director and Raul Elizondo, Facilities Director]

Commissioner Sciaraffa motioned to table this item. Commissioner Martinez seconds the motion.

Motion carried 4-0 by unanimous consent.

Community Action Agency

Item No. 48 Discussion and possible action to approve conducting Category "B" Elections to fill a current vacancy 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-Texas Administrative Code-Rule 5.25). Election will be held on Wednesday, September 29, 2010, for Representative and Alternate for Area VII- in the Santo Nino Community Center, 5401 Cisneros from 10:00 a.m. to 11:00 a.m.

Item No. 49 Discussion and possible action to approve conducting Category "B" Elections to fill a current vacancy 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-Texas Administrative Code-Rule 5.25). Election will be held on Thursday, September 30, 2010, for Representative and Alternate for Area VI- Three Points, Lamar and Chacon areas in the South Laredo Center, 2201 Piedra China from 10:00 a.m. to 11:00 a.m.

Commissioner Tijerina motioned to approve items 48 and 49 as submitted with the change that elections be held from 10:00 a.m. – 7:00 p.m.

Motion carried 4-0 by unanimous consent.

Item No. 50 Discussion and possible action to amend The Department of Aging and Disability Services (DADS) Meals on Wheels contract for CCAD and CBA Home Delivered Meals services. Contractor will provide an estimated 95,300 meals of which 18,100 are Title XIX Community Based Alternatives/Home Delivered Meals for October 1, 2010 through September 30, 2011 (budget period). The unit rate for each meal is \$5.30, and the approved budget for the budget period is \$95,930. [Account #952-4200-3501]

Item No. 51 Discussion and possible action to amend The Department of Aging and Disability Services (DADS) Meals on Wheels contract for CCAD and CBA Home Delivered Meals services. Contractor will provide an estimated 95,300 meals of which 77,200 are Title XX Community Care for the Aged and Disabled/Home Delivered Meals for October 1, 2010 through September 30, 2011 (budget period). The unit rate for each meal is \$4.83, and the approved budget for the budget period is \$372,876. [Account #952-4200-3501]

Commissioner Martinez motioned to approve items 50 and 51 as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 53 Discussion and possible action to approve the following line item transfers for the Water Utilities Department.

From:	801-3004-6204	Fuel & Lubricants	1,110
To:	801-3004-6205	Materials & Supplies	410
	801-3004-6408	Repairs & Maint. Sewer Line	<u>700</u>
		Total	1,110

Head Start

Item No. 54 Discussion and possible action to fill the following slots:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Salary</u>	<u>Pay Periods</u>
2039	AA Teacher Assistant	\$10.19	21
2171	Kitchen Aide	\$ 8.33	21
2522	ARRA Teacher (Temp)	\$13.27	21
2525	ARRA Teacher Assistant (Temp)	\$10.19	21

[Accounts #903-4207-5001; #905-4207-5001 and #906-4209-5001]

Commissioner Martinez motioned to approved items 53 and 54 as submitted. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Indigent Defense Services

Item No. 55 Discussion and possible action to change the following job title and description that was recommended by the Indigent Defense Services Oversight Committee on April 7, 2010, certified and approved by the Webb County Civil Service Commission on or about April 14, 2010, and to replace the current job title of Bond Officer and job description in slot number 2096 with the following title.

	<u>Slot #</u>	<u>Title</u>
From:	2096	Bond Officer
To:	2096	Specialized Supervision Case Manager

Commissioner Martinez motioned to approve item as submitted. No second.

Motion dies.

Item No. 56 Discussion and possible action to increase the salary of the Specialized Supervision Case Manager position effective October 1, 2010. The increase will not have any impact to the general fund. The increase will come out of the operational budget.

	<u>Slot #</u>	<u>Title</u>	<u>Salary</u>
From:	2096	Specialized Supervision Case Manager	\$29,928.00
To:	2096	Specialized Supervision Case Manager	\$40,000.00

No Action Taken

Larga Vista Community Center

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

From:	001-6103-6403	Repairs & Maint. Vehicles	100
To:	001-6103-6205	Materials & Supplies	100

Commissioner Martinez motioned to approve item as submitted. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Planning

Item No. 58 Discussion and possible action to approve the Preliminary and Final Plat of Felix Vela Estate Subdivision, Unit I, and to authorize an exception to cross-street requirements and the maximum length of a dead-end street; and for those certain lots eligible under the provisions of Section 364.57 of the Webb County Model Subdivision Rules (subdivisions occurring prior to September 1, 1989), grant variances to setbacks and/or multiple dwellings. The Planning Advisory Board recommends approval contingent upon staff comments.

Item No. 59 Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements Regarding the Connection of Utilities" pursuant to 232.028, Local Government Code and authorize an electrical service connection pursuant to Section 232.029 (b), Local Government Code to an unplatted 0.5 acre tract known as Tract C-2 Tanquecitos, Phase II, being an unplatted/unrecorded subdivision, as more particularly described in Vol. 15, Pgs. 299-300 Webb County Deed Records. Approval is limited to one dwelling only (limited to a total of one dwelling unless replatted).

Item No. 60 Discussion and possible action to issue "Certification Regarding Compliance with Plat Requirements and the Connection of Utilities" to authorize an electrical and water connection pursuant to Section 232.029(c) (2), Local Government Code to an unplatted tract of land containing 1.1512 acres, being known as Tract 25, Los Corralitos, as further

described in Vol. 2244, Pgs. 814-816, of the Webb County Deed Records (electricity and water – one dwelling only).

Commissioner Tijerina motioned to approve items 58, 59 and 60 as submitted. Commissioner Sciaraffa second the motion.

Motion carried 4-0 by unanimous consent.

Purchasing

Item No. 61 Discussion and possible action to purchase One (1) Camcorder from Texas Media Systems in the amount of \$7,695.00. [Requested by Larry Sanchez, Webb County Public Information Officer; Account #001-0550-6205 (General Fund)]

Item No. 62 Discussion and possible action to purchase softile for the Head Start Department, pursuant to section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program Buy Board Contract #269.07, Texas Local Government Code for surfacing of the play ground from The PlayWell Group in the amount of \$27,596.21. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #908-4208-6225 (Early Head Start ARRA Funds)]

Commissioner Martinez motioned to approve items 61 and 62 as submitted. Judge Valdez seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 63 Discussion and possible action to purchase five (5) Teach Smart Learning Systems with integrated software from Hatch Inc. and to grant an exemption to competitive bidding pursuant to section 262.024, Texas Local Government Code, in the amount of \$41,168.25. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #908-4208-6224 (Early Head Start ARRA Funds)]

Judge Valdez motioned to approve item as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

Item No. 64 Discussion and possible action to purchase of One (1) Toshiba Copier for the Justice of the Peace Oscar O. Martinez, pursuant to section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program DIR Contract No. SDD-521, Texas Local Government Code, from Toshiba Business Solutions in the amount of \$4,956.25. [Requested by Oscar O. Martinez, Webb County Justice of the Peace, Pct. 4, Account #016-1044-6224 (Technology Fund)]

Commissioner Martinez motioned to approve item as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 65 Discussion and possible action to purchase Two (2) Computers for Head Start Department, pursuant to section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program DIR Contract No. SDD-890. Texas Local Government Code, from Dell in the amount of \$5,152.46. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #905-4208-6224 (ARRA Funds)]

Commissioner Martinez motioned to approve item as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 66 Discussion and possible action to purchase of One (1) 12 passenger van for the Sheriff's Department, pursuant to section 271.101, and 271.102, Subchapter F., Cooperative Purchasing Program Buy Board Contract #281-07, Texas Local Government Code, from Phillipot Motors in the amount of \$21,884.00. [Requested by Martin Cuellar, Webb County Sheriff; Account #341-2001-8801 (Border Juvenile Grant Capital Outlay)]

Commissioner Tijerina motioned to approve item as submitted. Commissioner Tijerina seconds the motion.

Motion carried 4-0 by unanimous consent.

- Item No. 67 Discussion and possible action to dispose of salvage and surplus property, vehicles and patrol equipment that has become obsolete for any future use as per Section 263.151 Subchapter D (1), (2). Disposition of Salvage Surplus Property, Texas Local Government Code.

Salvage Property

Sheriff's Dept Vehicles:

- (2)-2000 Ford Crown Victoria
- (4)-2001 Ford Crown Victoria
- (2)-2003 Chevrolet Impalas
- (2)-2005 Ford Crown Victoria
- (1)-2006 Ford F150

Constable Pct. 1

- (2)- 1993- Ford Crown Victoria

- Item No. 68 Discussion and possible action to award Bid 2010-37 "Webb County Jail Improvement" to the lowest bidders, Phase I, to Coastal Resources, Ltd in the amount of \$148,964.02 and Phase II to Zertuche Construction in the amount of \$154,560.00. [Requested by Cecilia May Moreno, Webb County Purchasing Agent; Account #170-2001-8801 (Forfeiture Funds)]

Commissioner Tijerina motioned to approve items 67 and 68 as submitted. Commissioner Martinez seconds the motion.

Motion carried 4-0 by unanimous consent.

Self Help Center

Item No. 69 Discussion and possible action to authorize the release of the 10% retain age payment (\$2,333.50) to Laredo Artistic Builders for the housing rehabilitation of Mrs. Alicia Navarro's home located at 269 Welch Road, under the Self-Help Center Housing Rehabilitation Program. This action will not impact the County's General Fund. [Grant Funds, Account #507-2311-7037-3]

Item No. 70 Discussion and possible action to authorize the release of the 10% retain age payment (\$2,826.30) to Laredo Artistic Builders for the housing rehabilitation of Mr. Juan Cedillo's home located at 225 Arco Iris Road, under the Self-Help Center Housing Rehabilitation Program. This action will not impact the County's General Fund. [Grant Funds, Account #507-2311-7037-3]

Item No. 71 Discussion and possible action to authorize the release of the 10% retain age payment (\$2,935.00) to AA Builders for the housing rehabilitation of Mr. and Mrs. Mario Torres' home located at 258 Arco Iris Road, under the Self-Help Center Housing Rehabilitation Program. This action will not impact the County's General Fund. [Grant Funds, Account # 507-2311-7037-3]

Commissioner Tijerina motioned to approve items 69, 70 and 71 as submitted. Commissioner Sciaraffa seconds the motion.

Motion carried 4-0 by unanimous consent.

(Recess Monday September 27, 2010 12:25 p.m. – Tuesday, September 28, 2010 at 2:10 p.m.)

Judge Valdez motioned to go into Executive Session on Item # 9. Commissioner Tijerina seconds the motion.

Motion carried 3-0 by unanimous consent.

Item No. 9 Discussion and possible action to approve a proposed fee schedule and contract for Emergency Medical Services (EMS) for the unincorporated areas of Webb County with the following ambulance service providers: Laredo MedicX, Medical Ambulance Services (M.A.S), and South Texas Ambulance Response (STAR); and to authorize the County Judge to sign all relevant documents; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)] [Co-Sponsored by Rosaura "Wawi" Tijerina, Commissioner Pct. 2]

(EXECUTIVE SESSION 2:15 P.M. – 2:35 P.M.)

Judge Valdez stated no action was taken in executive session.

Discussion on file at The Webb County Clerk's Office Commissioner's Court Meeting September 27, 2010 DVD.

Judge Valdez motioned to approve the recommendation by County Attorney Ana Laura Cavazos Ramirez to work with two companies on a rotation basis and meet within 30 days for additional decisions. Commissioner Tijerina seconds the motion.

Motion carried 3-0 by unanimous consent.

Judge Valdez moved to adjourn. Commissioner Tijerina seconds the motion.

Motion carried 3-0 by unanimous consent.