

# Official Minutes for Webb County Commissioners Court Meeting

**Monday, January 28, 2013 at 9:00 AM  
(Approved February 11, 2013)**

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
Mike Montemayor	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
John C. Galo	Commissioner, Pct. 3
Jaime Alberto Canales	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 25<sup>th</sup> day of January 2013. Present also were Ms. Virginia Martinez, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

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

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

**Item No.3. Approval of Minutes for January 1, 2013**

Cmr. Galo motioned to approve item as submitted. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

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

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to approve the ratification of checks presented by Ms. Delia Perales, County Treasurer. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

County Treasurer, Delia Perales presented her monthly report for December 2012.

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

Motion carried 5-0 by unanimous consent.

**Item No.5.      Communications**

Judge Valdez welcomed the J.B. Alexander Cheerleaders.

Cmr. Canales welcomed the J.B. Alexander Cheerleaders. He congratulated all the participants who contributed to the Menudo Bowl and Jamboozie Festival. Cmr. Canales welcomed all the visitors from out of town who will be participating in the WBCA festivities. He sent out his heartfelt condolences to the family of Valentin Aguilar, Natalia Martinez Vasquez, Ricardo Valdez, and Fernando Chavarria, Jr. on the passing of his wife Isabel Chavarria. Cmr. Canales

Cmr. Galo sent out his heartfelt condolences to the Chavarria and Barela Family. He congratulated all the participants who contributed to the Jamboozie Festival.

Cmr. Tijerina congratulated all the participants who contributed in the WBCA festivities. She stated that the Noche de Agave by the Laredo Bar Association and the Menudo Bowl were a great success. Cmr. Tijerina commended her staff from the Larga Vista Community Center; Greg Arraiza, Community Center Director and all his staff. She sent out her heartfelt condolences to the Chavarria and Hawkins Family on the loss of Isabel Chavarria, family of Rosendo Ansira, Laurita Barela, and the family of Valentin Aguilar.

Cmr. Montemayor welcomed and congratulated the J.B. Alexander Cheerleaders on a job well done. He sent out his heartfelt condolences to the Chavarria Family and to the family of Valentin Aguilar. He congratulated all the participants who contributed to the Jamboozie Festival and the Tequila Tasting.

Judge Valdez sent out his heartfelt condolences to the Chavarria Family and the Antonio Ramirez Family on the passing of their family members. He congratulated all the WBCA board, members, and volunteers for all their hard work.

**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.**

No one signed up for Public Comment.

**Honorable Danny Valdez, Webb County Judge**

**Item No.7.      Recognition of the J.B. Alexander High School Cheerleaders for their recent and past participation and accomplishments in the NCA Senior & Junior High School National Championship.**

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

The Commissioners Court presented a plaque to the J.B. Alexander High School Cheerleaders in recognition of their recent and past participation and accomplishments in the NCA Senior & Junior High School National Championship.

**Item No.8. Discussion and possible action to approve a final Resolution of the Commissioners Court supporting Webb County's priority legislative agenda for the upcoming 83rd legislative session in Austin, Texas; and any other matters incident thereto.**

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

Motion carried 5-0 by unanimous consent.

**Honorable Mike Montemayor, Webb County Commissioner Pct. 1**

**Item No.9. Discussion and possible action to name an interim director to Slot #2290, Director of Pct. 1 Community Centers; and to authorize the Administrative Services department to commence RFQs to find a permanent director; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to appoint Rosa Elda Benavides as interim director of Pct. 1 Community Center. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

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

**Item No.10. Discussion and possible action to accept a donation of Fifty (50) Computers from United Day School to be used by Webb County Community Centers; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

**Honorable John Galo, Webb County Commissioner Pct. 3**

**Item No.11. Discussion with possible action to authorize the Purchasing department to develop a plan to create a fleet management program for all Webb County vehicles, including but not limited to, acquiring fleet management software and the leasing of vehicles; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

### Addendum #1

#### Honorable John Galo, Webb County Commissioner Pct. 3

**Item No.1. Discussion and possible action to secure a feasible office site for the relocation of the Webb County Tax Assessor Collector, including but not limited to, authorizing the county attorney's office to assist with letters of intent to purchase, negotiation of prices, etc.; 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) and Section 551.072 (Real Estate Deliberation)]**

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to move Addendum item until the end of the meeting. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

#### Honorable Jaime A. Canales, Webb County Commissioner Pct. 4

**Item No.12. Discussion and possible action to direct the Administrative Services, Purchasing Department and County Attorney's office to prepare a Request for Proposals or related documents, to secure professional personnel management consulting services to assist Webb County with the establishment of a Wage and Classification Study.**

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

Motion carried 5-0 by unanimous consent.

### Commissioners Court

**Item No.13. Discussion and possible action to authorize the placement of fencing and bleachers along the sidewalk areas in front of the Webb County Courthouse, County Justice Center and the County Jail for the IBC Youth Parade Under the Stars for the Anheuser-Busch Washington's Birthday Parade. The areas will be used from Saturday, February 16, 2013 through Sunday, February 24, 2013. [Requested by James "Bob" Weathers, WBCA President]**

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

Motion carried 5-0 by unanimous consent.

Honorable Marco A. Montemayor, County Attorney

- Item No.14. Discussion and possible action to enter into a Surface Damage agreement with Petropoint Energy Operating L.P. and Webb County. The original oil and gas lease was dated September 13, 1963 and signed by Roberto L. Benavides County Judge and A.R. Sanchez, lessee. The lease covers 2,292.42 acres and is described as Survey No. 1687, Abstract No. 1390. Webb County will receive Three Thousand Five Hundred Dollars (\$3,500.00) for surface damage to the drill site. Petropoint has acquired an assignment of the original oil and gas lease.
- Item No.15. Discussion and possible action to enter into a Thirty-Nine (39) month lease agreement with Nevill Business Machines, Inc. concerning a Kyocera FS-6525 located at the office of the Justice of the Peace Pct. 3 at a cost of ONE HUNDRED THIRTY-EIGHT AND TWENTY-FOUR CENTS (\$138.24) over the term agreement and copy overages being billed at .01 cents per copy and scanned copies at .002 per print and authorizing the County Judge to sign and execute all relevant documents. [Requested by Judge Alfredo Garcia, Jr., Justice of the Peace Pct. 3; Account #LS-744023]
- Item No.16. Discussion and possible action to enter into a Thirty-Nine (39) month Maintenance Agreement between Webb County and Toshiba Business Solutions on a Toshiba Digital Copier E-Studio 856 beginning the date of approval for a Toshiba Digital Copier E-Studio 856 at Webb County Road & Bridge Department at a cost TWO HUNDRED TEN DOLLARS (\$210.00) to be billed Quarterly for a total amount of EIGHT HUNDRED AND FORTY DOLLARS (\$840.00) over the term of the agreement with an excess charge of 0.0073 per copy and authorizing the County Judge to sign and execute all relevant documents. [Requested by Webb County Road & Bridge; Account #010-7002-6014]
- Item No.17. Discussion and possible action to enter into a Thirty-Nine (39) month FMV Lease Agreement between Webb County and Toshiba Business Solutions on a Toshiba Digital Copier E-Studio 856 beginning the date of approval for a Toshiba Digital Copier E-Studio 856 at Webb County Road & Bridge Department at a cost THREE HUNDRED NINETEEN DOLLARS AND NINE CENTS (\$319.09) per month and a total cost of TWELVE THOUSAND FOUR HUNDRED AND FORTY-FOUR DOLLARS AND FIFTY-ONE CENT (\$12,444.51) over the Thirty-Nine (39) month term of the Lease and authorizing the County Judge to sign and execute all relevant documents. [Requested by Webb County Road & Bridge; Account #010-7002-6014 (Equipment Rental)]

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve items #14, #15, #16, and #17 as submitted. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Isidro Alaniz, District Attorney

Item No.18. Discussion and possible action to approve the following reorganization for Slots within the District Attorney's Office budget, with salary changes, effective January 29, 2013. The proposed salary increases are equal to the decreases, therefore, there is no impact to the overall budget.

<u>Slot</u>	<u>Title</u>	<u>Hourly Rate</u>
From: 001-218	Investigator	\$36.57
To: 001-218	Investigator	\$37.30
From: 001-2241	Peace Officer	\$29.33
To: 001-2241	Peace Officer	\$24.04
From: 001-225	Victims Asst. Coordinator	\$31.84
To: 001-225	Victims Asst. Coordinator	\$33.11
From: 001-224	Investigator	\$29.75
To: 001-224	Investigator	\$30.94
From: 001-222	Investigator	\$27.31
To: 001-222	Investigator	\$28.40
From: 001-1971	Criminal Investigator	\$24.88
To: 001-1971	Criminal Investigator	\$25.87
From: 001-1723	Investigator	\$26.53
To: 001-1723	Investigator	\$21.63
From: 001-235	Investigator	\$23.33
To: 001-235	Investigator	\$24.26
From: 001-800	DA Investigator	\$23.69
To: 001-800	DA Investigator	\$24.64
From: 001-2767	Criminal Investigator	\$21.63
To: 001-2767	Criminal Investigator	\$22.50
From: 001-233	Investigator	\$20.04
To: 001-233	Investigator	\$20.84
From: 001-2302	Public Information Officer	\$24.74
To: 001-2302	Public Information Officer	\$21.63
From: 001-231	Secretary	\$14.56

To:	001-231	Secretary	\$14.67
From:	001-227	Secretary	\$13.84
To:	001-227	Secretary	\$14.67
From:	001-229	Secretary	\$12.87
To:	001-229	Secretary	\$13.71
From:	001-1722	Secretary	\$11.94
To:	001-1722	Secretary	\$12.94
From:	001-228	Secretary	\$20.66
To:	001-228	Secretary	\$23.06

	<u>Slot</u>	<u>Title</u>	<u>Bi-Weekly Pay</u>
From:	001-887	Investigator	\$2,168.61
To:	001-887	Investigator	\$2,255.35
From:	001-1755	Court Advocate	\$1,374.37
To:	001-1755	Court Advocate	\$1,230.77

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

**Honorable Rudy Rodriguez, Constable Pct. 1**

Item No.19. Discussion and possible action to purchase tile and material for Constable Rodolfo Rodriguez Office pursuant to Sections 271.101 and 271.102 Subchapter F., Cooperative Purchasing Program G.S.A Contract No. GS-21F10039X from Lowe's in the amount of 3,082.78. [Account #604-0101-8103]

Item No.20. Discussion and possible action to purchase paint for Constable Rodolfo Rodriguez Office from Sherwin Williams in the amount of \$614.26. [Account #604-0101-8103]

Item No.21. Discussion and possible action to purchase carpet for Constable Rodolfo Rodriguez Office from Flooring Concepts in the amount of \$2,173.33. [Account #604-0101-8103]

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Canales motioned to approve items #19, #20, and #21 contingent upon availability of funds and fund account change from Building Improvement Fund to Facilities account. Cmr. Tijerina seconded the motion.

Cmr. Canales withdrew his motion.

Cmr. Canales motioned to approve items #19, #20, and #21 to be charged from the Facilities account rather than the 604 account. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**(Break 10:22 – 10:55 AM)**

**Honorable Adrian Cortez, Constable Pct. 3**

Item No.22. Discussion and possible action to include the following capital outlay requests for funding consideration in the upcoming 2013 Certificate of Obligation Bond series; and any other matters incident thereto:

2 Chevrolet Police SUV vehicles	\$93,107.50
4 Bushmaster Eo tech M4 Package with magazines	\$ 5,199.52
2 Dell office computer with software at \$1,500.00 (each)	\$ 3,000.00
4 TASER® X26 with Integrated Laser Sight \$836.00 (each)	\$ 3,344.00
4 Glock 35 Gen 4 .40 cal pistol with magazines	<u>\$ 2,202.40</u>
	\$106,853.42

Discussion on file at the Webb County Clerk’s Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve item #22 and to included Constable Cortez’s request in the fleet management program and to continue moving by having a meeting with Mr. Leo Flores and the Constable to see how we can purchase the rest of the equipment he needs. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Honorable Harold DeVally, Constable Pct. 4**

Item No.23. Discussion and possible action to approve the following transfer of employees along with existing Slot numbers from Justice of the Peace Court Pct. 4 to Constable Pct. 4 at the same hourly rate; effective immediately.

	<u>Slot #</u>	<u>Title</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	2685	Warrant Peace Officer	To: Deputy Constable	\$18.73
	2686	Warrant Peace Officer	Deputy Constable	\$18.73

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

Motion carried 5-0 by unanimous consent.

**Honorable Martin Cuellar, Sheriff**

Item No.24. Discussion and possible action to authorize the submission of a 2010 CCP Swept

Fund to the Texas Citizen Corps Program in the amount estimated at \$15,000 for travel, training, supplies, and equipment to support the Webb County Sheriff's Office Neighborhood Watch Program; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. No grant matching funds required.

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

Motion carried 5-0 by unanimous consent.

### Administrative Services

**Item No.25. Discussion and possible action to name an interim Engineer director, set salary and to approve the Job Description for Webb County Engineer, and to direct the Administrative Services Department to commence Request For Qualifications process for said vacancy.**

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to appoint Mr. Mike Cabello as interim Engineer at the salary that is set right now and to approve the Job Description as is. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

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

From: 863-0105-9204 Other Post Employment Benefits Cost	\$350,000
To: 863-0105-9201 Claims – Paid	\$350,000

**[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

### Auditor

**Item No.27. Discussion and possible action to review, add, delete, or modify a proposed list of county projects and capital outlay expenses being recommended for inclusion in the Series 2013 Certificate of Obligation, and to instruct the county's financial advisor, Estrada-Hinojosa to initiate a Plan of Finance for the Series; and any other matters incident thereto.**

Judge Valdez motioned to table item #27. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Community Action Agency**

**Item No.28.** Discussion and possible action to approve the payment for auto repair services and grant an exemption allowed under Local Government Code 262.024 (a) (11) (Vehicle and Equipment Repair) to Artec Paint and Body in the amount of \$12,974.36 for repairs to vehicle (2009 Chevy Standard Cab Diesel Bus) operated by El Aguila, due to accident that occurred on November 2, 2012 at the 900 Block of South US Highways 83 in Laredo, Texas. [Requested by Cynthia Mares, Webb County Administrative Services Director; Account #001-0114-9201 CAA]

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

**Item No.29.** Discussion and possible action to approve the filling of the following Slot for El Aguila Rural Transit, effective January 28, 2013:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
1116	Administrative Assistant	\$15.04

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

Motion carried 5-0 by unanimous consent.

**Economic Development**

**Item No.30.** Discussion and possible action to ratify budget modification submitted to the Texas Department of Department of Agriculture TCDP #710075 - Mirando Sanitary Sewer Improvements and Sanitary Sewer House to Line Connection Project to adjust the USDA Rural Development contribution which will not be available until after contract end date and authorized the County Judge to sign all relevant documentation.

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

Motion carried 5-0 by unanimous consent.

**Engineer**

**Item No.31.** Discussion and possible action to authorize the Purchasing Department to issue an RFP for Professional Services to clean out the Rio Bravo sediment ponds; transport waste material to Sewage Plant drying beds and authorizing the County Judge to

execute all relevant documents. [Auditor to determine funding source]

- Item No.32.** Discussion and possible action to approve the filling of vacant Slot #1538 for Water Utilities Operator in Rio Bravo with an hourly wage of \$12.32, effective January 28, 2013.

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve items #31 and #32 as long as it meets the specifications of TCEQ. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

### Juvenile Probation Department

- Item No.33.** Discussion and possible action to authorize the submission of a grant application to the Criminal Justice Division of the Governor's Office for the continuation of the Juvenile Accountability Block Grant (JABG) and, further, authorizing the County Judge to execute all forms relevant to said grant.

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

### Planning

- Item No.34.** Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements" to authorize electrical service connections pursuant to Section 232.029 (b), L.G.C., contingent upon receipt of documentation from the City of Laredo evidencing decommissioning of existing septic systems and evidence of water consumption for the following subject properties:

1. Tract 44, Ranchos Peñitas West Subdivision, Unit VIII (Application ID 2296). Approval limited to One (1) additional dwelling for a total of Two (2) dwellings only unless replatted.

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

Motion carried 5-0 by unanimous consent.

### Purchasing

- Item No.35.** Discussion and possible action to approve the removal and sale of Two (2) County vehicles, unit #39-02, 1998 Dodge and Unit 51-01, 1996 Ford Van. These two vehicles will be put up for auction through Cabco Auctioneering Service Inc.

Unit 39-02 is from, Larga Vista Community Center  
Unit 51-01 is from, Fred & Anita Bruni Community Center

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

Motion carried 5-0 by unanimous consent.

**Item No.36.** Discussion and possible action to authorize the Purchasing Agent to solicit bids for the following contracts:

2014-01 "Annual Contract for Fuel"  
2014-02 "Annual Contract for Lubricants"  
2014-03 "Annual Contract for Flexible Base"  
2014-04 "Annual Contract for Emulsion"  
2014-06 "Annual Contract for Motor Vehicle Batteries"  
2014-08 "Annual Contract for Wheel Alignment & Balancing Services"  
2014-09 "Annual Contract for Muffler Replacement"  
2014-10 "Annual Contract for Bread"  
2014-12 "Annual Contract for Milk"  
2014-15 "Annual Contract for Oxygen Acetylene, & Welding Supplies"  
2014-20 "Annual Contract for Car Wash Services"  
RFP 2014-32 "Multi-Year Contract for the Maintenance of 3 Chiller Plants & Network Control"

**Item No.37.** Discussion and possible action to authorize the Purchasing Agent to extend the following contracts:

Bid 2012-89 "3 month Contract for Produce" - Ben E. Keith  
Bid 2013-80 "3 month Contract for Paper, Toner, Ink Cartridges, & Bottled Water" – Staples & Executive Office Supplies  
Bid 2012-30 "3 month Contract for Hot Mix Asphalt" - Anderson Columbia

Com. Galo motioned to approve items #36 and #37 as submitted. Com. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.38.** Discussion and possible action to award the following contract as previously approved on December 10, 2012:

Bid 2013-03 "8 month Contract for Flexible Base" – Hydroworks (contract ends September 30, 2013)

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

Motion carried 5-0 by unanimous consent.

**Item No.39.** Discussion and possible action to purchase duplexer tray for the Treasurer Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR SDD 1364 contract from, Southern Computer Warehouse in the amount of \$250.46. [Requested by Delia Perales, Webb County Treasurer; Account #603-0101-8801 (Capital Outlay Fund)]

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

### Road and Bridge

**Item No.40.** Discussion and possible action to approve the filling of the following vacant Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines and rules, effective January 28, 2013:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
680	Office Clerk	\$11.84

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to go to Executive Session on item #41 and on Addendum #1, item #1. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

### **(Executive Session 11:37 - 11:47 AM)**

No action taken.

### Tax Attorney

**Item No.41.** Discussion and possible action to return money regarding Bankruptcy case number 09-12278 Proliance International, Inc., et al., who entered a default judgment against Webb County to recover money totaling \$8,244.81 pursuant to 11U.S.C. §§ 547 and 550. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to approve reimbursement for \$6,375.00. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### Addendum #1

#### Honorable John Galo, Webb County Commissioner Pct. 3

Item No.1. Discussion and possible action to secure a feasible office site for the relocation of the Webb County Tax Assessor Collector, including but not limited to, authorizing the county attorney's office to assist with letters of intent to purchase, negotiation of prices, etc.; 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) and Section 551.072 (Real Estate Deliberation)]

Discussion on file at the Webb County Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to have the County Attorney, Ms. Barrera, Ms. Moreno, and Mr. Flores to develop an RFP for the criteria for this purchase. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to recess until 3:00 p.m. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Galo motioned to reconvene. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### Addendum #2

#### Purchasing

Item No.1. Discussion and possible action to reconsider the awarding of RFQ 2012-305 Consulting Services for Eagle Ford Shale (Special Called meeting of Webb County Commissioner's Court dated January 24, 2013, item #5) due to a computational error; included but not limited to rescinding any action taken on said matter; and award the consulting services contract to the highest ranked qualifier. [Closed 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 Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to go to Executive Session. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

**(Executive Session 3:04 – 3:23 PM)**

No action taken.

### **Purchasing**

**Item No.1.** Discussion and possible action to reconsider the awarding of RFQ 2012-305 Consulting Services for Eagle Ford Shale (Special Called meeting of Webb County Commissioner's Court dated January 24, 2013, item #5) due to a computational error; included but not limited to rescinding any action taken on said matter; and award the consulting services contract to the highest ranked qualifier. [Closed 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 Clerk's Office January 28, 2013 Commissioners Court Meeting DVD.

Comr. Galo motioned to rescind the contract with SBI. Comr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Comr. Galo motioned to award to TOTEM. Comr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Item No.42. Adjourn**

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

Motion carried 5-0 by unanimous consent.