

Official Minutes for Webb County  
Commissioners Court Meeting

Tuesday, May 26, 2009 at 9:00 AM  
(approved June 8, 2009)

Call to order by Judge Danny Valdez

Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 9:00 a.m. at the regular meeting place with the following members present to wit:

Danny Valdez	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Jerry Garza	Commissioner, Pct. 3
Sergio "Keko" Martinez	Commissioner, Pct. 4

Absent:

Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
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Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 22<sup>nd</sup> of May 2009. Present also were Mrs. Imelda Diaz, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

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

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

Motion carried 3-0 by unanimous consent.

Cmr. Sciaraffa motioned to excuse Cmr. Garza from being absent. Cmr. Martinez seconded the motion.

Motion carried 3-0 by unanimous consent.

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

**Item No. 3. Approval of Minutes for May 5, May 11, May 14, May 15, and May 18 thru May 19, 2009**

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

Motion carried 3-0 by unanimous consent.

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

Ms. Delia Perales, County Treasurer, explained her monthly report ending April 2009.

**Item No. 5. Communications**

Judge Valdez sent his condolences to former 111<sup>th</sup> District Judge Zardenetta on the passing of his mother Elvira Zardenetta. He also reminded everyone that there would be a dedication for the Judge Solomon Casseb Youth Village and asked Mr. Quiroga to elaborate on the dedication.

Mr. Ed Quiroga, F.Q.R. Architects, advised everyone that the dedication was to take place on June 1st at 10:30 a.m.

Judge Valdez recognized former County Judge Andy Ramos, District Attorney Isidro "Chilo" Alaniz, and Councilwoman Cynthia Liendo Espinoza. He advised that at 10:00 Congressman Henry Cuellar would be making an announcement regarding a grant for the Weatherization Program. Judge Valdez called on Mr. Javier Martinez to elaborate on the grant.

Mr. Javier Martinez, Interim C.A.A. Director, stated that Congressman Henry Cuellar would be making a press conference where he would be announcing 2.8 million dollars extra for the weatherization program in Webb County.

**Cmr. Garza walked in at 9:07 a.m.**

Cmr. Sciaraffa had no items under communications.

Cmr. Martinez sent his condolences to former 111<sup>th</sup> District Judge Antonio "Tony" Zardenetta on the passing of his mother. He commended Councilwoman Cindy Liendo Espinoza as well as the rest of the City Council, Mayor, and staff for a tremendous Memorial Day Ceremony at the city cemetery. Cmr. Martinez also commended The American Legion for hosting their event as well.

Cmr. Garza thanked all the veterans and veteran's groups for a beautiful Memorial Day events that occurred as well as all their sacrifices and work that they have done in assuring the freedom of our country. He went on to congratulate Marco Antonio Ruiz who is the most recent Eagle Scout in town and only 2 percent of those scouts received the Eagle Scout recognition.

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

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

Motion carried 4-0 by unanimous consent.

**Item No. 6. Public Comment - This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of Three (3) minutes within which to make any/all public comments.**

1<sup>st</sup> witness card – Enrique De La Garza

Mr. De La Garza stated that he was present to speak regarding Item 27. He stated that he usually does not go to the different entities to complain on things that they do even though he doesn't always agree with them. However, Mr. De La Garza went on to say that he was tired that the entities go into his spare change when doing things like the one proposed on item 27. He stated that as a retired citizen he felt that the discontinuing of the discounts would be like taxing the senior citizens. Mr. De La Garza stated that if the County could open libraries in other cities, they should open a public building for senior citizens for any meetings, agendas, etc. He asked the Court not to approve the discontinuing of discounts for early payments.

2<sup>nd</sup> witness card – Andy Ramos Jr.

Mr. Ramos spoke on item 27 and explained that a few decades ago when he was the County Judge the 3,2,1 was introduced. He explained the reason behind the implementation. Mr. Ramos advised the Court that they need to go out and speak to the community as well as the business and they will realize that they are hurting. He stated that the Court has discretionary funds and should get monies out of those funds and give the constituents a tax break.

3<sup>rd</sup> witness card – Margie Ramirez Ibarra

Mrs. Ibarra asked the Court to allow her a waiver to fill two vacant positions which are currently part of the general order of the County Clerks Office and are greatly needed in order to perform the daily operations of the office. She advised the Court that these positions were important to be able to carry out the services to the public. Mrs. Ibarra thanked the two County Courts at Law Judges, County Attorney, Cmr. Sciaraffa, Cmr. Martinez, as well as the thousands of people who have signed the office petition for their support. She asked the Court to support the County Clerk's staff by allowing the filling of these two positions and avoid the possibility of employees working late hours and all day Saturday.

4<sup>th</sup> witness card – Larry Sanchez

Mr. Sanchez reminded everyone that this coming Sunday, May 31<sup>st</sup> will be the 2<sup>nd</sup> Annual Founders Day Softball Tournament at 3:00 p.m. at the Freddie Benavides Field. He explained that this tournament entailed a friendly competition between the City of Laredo, City of Nuevo Laredo, and Webb County Elected Officials and Department Heads. Mr. Sanchez stated that this event would benefit the Laredo Food Bank as well as the Nuevo Laredo Food Bank and will be asking for a \$1.00 donation of which would be split up between both food banks.

5<sup>th</sup> witness card – Oralia Reyes, Former El Cenizo Mayor

Ms. Reyes expressed her gratitude to the Court for building the library in her community. Along with Ms. Reyes, spoke Ms. Basilia Peralta, who was representing the Webb County Headstart program parents, thanked Cmr. Sciaraffa for building the library which would benefit not only the community but the children also.

6<sup>th</sup> witness card – Ricardo Molina, El Cenizo Community Center Director

Mr. Molina along with Mr. Tomas Hernandez, El Cenizo resident, thanked the Court especially Cmr. Sciaraffa for building the library.

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

**Item No. 7. Presentation by Ed Quiroga, project administrator of FQR Architects, Inc., on the future construction of the El Cenizo Public Library; and any other matters incident thereto. [Co-Sponsored by Hon. Danny Valdez, Webb County Judge]**

Presentation on file at the Webb County Clerks Office under the May 26<sup>th</sup> Commissioner's Court dvd.

Mr. Ed Quiroga, project administrator of FQR Architects, Inc made presentation.

Judge Valdez motioned to bring up item 53. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 53. Discussion and possible action to approve the purchase of desktop computers for various County Departments in the amount of \$55,188.84 from Dell Computers (DIRSDD-890-TX), Bond Series 08. [Requested by Jaime F. Alvarado, MIS Director]**

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

Mr. Larry Norton, submitted copies of the bids submitted for the purchasing of the desktop computers. **(On file at the Webb County Clerks Office)** He stated that he submitted a bid for Lenovo of which was for a total of \$51,000.00.

Cmr. Garza motioned to approve the bid proposed for the Lenovo systems submitted by Mr. Larry Norton. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Judge Valdez motioned to bring up item 12. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

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

**Item No. 12. Presentation concerning the South Texas Food Bank's Adopt a Family Program.**

Mrs. Cindy Liendo Espinoza, representing the South Texas Food Bank's Adopt a Family Coordinator, explained the program.

Mrs. Anna Laura Cavazos Ramirez, County Attorney, issued a challenge to all Webb County departments to sponsor a family through the South Texas Food Bank. She stated that forms will be available in her office for any interested departments.

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

**Item No. 8. Discussion and possible action to approve a Resolution supporting that all stimulus funds provided to the State of Texas and Webb County by the American Recovery and Reinvestment Act (AARA) 2009, be spent, as far as practicable, on domestic goods, materials and services. [Co-Sponsored by Hon. Danny Valdez, Webb County Judge]**

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

Motion carried 4-0 by unanimous consent.

**Item No. 9. Discussion and possible action to submit contract amendment #3 in order to increase beneficiaries for the Sanitary Sewer Collection Line Project in Colonia Tanquecitos I as part of Close-Out project procedures for TCDP #722205 and allow the County Judge to sign all relevant documents. [Co-Sponsored by Hon. Danny Valdez, Webb County Judge] [Requested by Juan Vargas, Economic Development Director]**

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

Motion carried 4-0 by unanimous consent.

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

**Item No. 10. Discussion and possible action to create a committee to clarify Webb County's participation in the Upper Payment Limit (UPL) Program.**

Cmr. Garza motioned to have Mr. Leroy Medford, Mrs. Anna Laura Cavazos Ramirez, Mr. Frank Salinas, Mr. Leo Flores, and himself be part of the committee. Cmr. Sciaraffa seconded the motion.

Judge Valdez stated that Cmr. Garza chair the committee.

Motion carried 4-0 by unanimous consent.

**Commissioners Court**

**Item No. 11. Discussion and possible action to transfer employee and employee Slot #2129**

**Production Administrator from Department #0500- Management Information Systems to Department #0550 Public Information Office, effective May 26, 2009; and any other matters incident thereto.**

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

Mr. Larry Sanchez, Public Information Officer, requested all the job description of the employee, the records, certification time, and any budget that is being handled by the employee be placed under the Public Information Officer.

Mrs. Anna Laura Cavazos Ramirez, County Attorney, advised the Court that as per Mr. Sanchez's request, the agenda item was not worded to ask for such request but only the transferring of the employee and slot.

Mr. Jaime Alvarado, MIS Director, advised the Court of all the job responsibilities for the employee.

Judge Valdez stated that the item should be worded properly and then brought up for approval.

Cmr. Garza asked Mrs. Cavazos Ramirez if the action could be left as stated and if at the next meeting the pending items be brought for further action; to which, she stated yes.

After discussion, motion carried 3-0 with Cmr. Martinez abstaining.

**(MEDIA BREAK 10:23 a.m. - 10: 43 a.m. )**

Judge Valdez motioned to bring up item 19. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

**Honorable Isidro Alaniz, District Attorney**

**Item No. 19. Discussion and possible action to authorize an exception to the wage freeze and to allow the re-organization of office staff effective May 26, 2009.**

	Slot #	Title	Hourly/Rate
From:	2138 (General Fund)	Executive Secretary	\$20.23
To:	2364 (State Forfeiture Fund)	Secretary	\$22.59
From:	806 (General Fund)	Secretary	\$14.69
To:	2138 (General Fund)	Executive Secretary	\$20.23

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Mr. Isidro Alaniz, District Attorney, asked that the item be deferred for clarification with his office.

Cmr. Sciaraffa and Cmr. Garza withdrew their motions to allow Mr. Alaniz to contact his office.

Honorable Anna L. Cavazos Ramirez, County Attorney

- Item No. 13. Discussion and possible action to enter into an agreement with Sames Motor Company to act as an agent of the Tax Assessor-Collector in the issuance of motor vehicle license validation stickers and license plates and for application of new vehicle titles to further public convenience and wherein agrees to lease One (1) "Remote Sticker Printing System (RSPS) Dealer Title Application (DTA) Equipment" from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of SIX HUNDRED DOLLARS (\$600.00) a year for a total cost of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) over the lease term and authorizing the Webb County Judge to sign all relevant documents. [Requested by Patricia Barrera, Tax Assessor-Collector]
- Item No. 14. Discussion and possible action to enter into an agreement with Paul Young Company/Family Nissan of Laredo to act as an agent of the Tax Assessor-Collector in the issuance of motor vehicle license validation stickers and license plates and for application of new vehicle titles to further public convenience and wherein agrees to lease Two (2) "Remote Sticker Printing Systems (RSPS) Dealer Title Application (DTA) Equipment" from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of ONE THOUSAND TWO DOLLARS (\$1,200.00) a year for a total cost of TWO THOUSAND FOUR HUNDRED DOLLARS (\$2,400.00) over the lease term and authorizing the Webb County Judge to sign all relevant documents. [Requested by Patricia Barrera, Tax Assessor-Collector]
- Item No. 15. Discussion and possible action to enter into a Two (2) year (June 11, 2009 through June 10, 2011) Motor Vehicle Validation Sticker Substation Agreement with H. E. B. Grocery Company, L. P. agrees to lease Five (5) "Remote Sticker Printing Systems (RSPS) equipment from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of THREE THOUSAND DOLLARS (\$3,000.00) a year for a total cost of SIX THOUSAND DOLLARS (\$6,000.00) over the term of the agreement and authorizing the Webb County Judge to sign all relevant documents. [Requested by Patricia Barrera, Tax Assessor-Collector]

Cmr. Sciaraffa motioned to approve items 13, 14, and 15. Cmr. Garza seconded the motion.

Mrs. Anna Laura Cavazos Ramirez, County Attorney, recommended that these items be approved subject to errors and emissions insurance by each of the entities.

After discussion, Cmr. Sciaraffa motioned to approve 13, 14, and 15 subject to errors and emissions insurance coverage by each of the entities.

Motion carried 4-0 by unanimous consent.

- Item No. 16. Discussion and possible action to enter into a Fifty (50) year Interlocal Government Agreement between Webb Consolidated Independent School District and Webb County to build and operate a community park to be located at Lots 2,4,6,8, 10 of Block 76 of Bruni Subdivision and authorizing the County Judge to execute all relevant documents [Requested by Anna Laura Cavazos Ramirez, County Attorney]

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

Motion carried 4-0 by unanimous consent.

**Item No. 17.** Discussion and possible action to approve the line item transfer of \$4,615,35 from Slot #2271, Assistant County Attorney, to Slot #1255, Investigator. [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 Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

Judge Valdez stated to go back to item 19.

**Honorable Isidro Alaniz, District Attorney**

**Item No. 19.** Discussion and possible action to authorize an exception to the wage freeze and to allow the re-organization of office staff effective May 26, 2009.

	Slot #	Title	Hourly/Rate
From:	2138 (General Fund)	Executive Secretary	\$20.23
To:	2364 (State Forfeiture Fund)	Secretary	\$22.59
From:	806 (General Fund)	Secretary	\$14.69
To:	2138 (General Fund)	Executive Secretary	\$20.23

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

**Honorable Margie Ibarra, County Clerk**

**Item No. 18.** Discussion and possible action to waive the hiring freeze and authorize the Webb County Clerks Office to fill the following Slots of which are vital to the daily judicial operations of the office:

Slot #	Title	Hourly Rate
0642	Deputy Clerk	\$13.86
0643	Deputy Clerk	\$13.86

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Motion died with 2-2 with Judge Valdez and Cmr. Garza voting against.

Cmr. Garza motioned to approve filling of slots at \$11.39/hr. Judge Valdez seconded the motion.

After discussion, Judge Valdez withdrew his motion.

Motion died for lack of second.

**Honorable Martin Cuellar, Sheriff**

**Item No. 20.** Discussion and possible action to approve the submission of a State Criminal Alien Assistance Program (SCAAP) to the Department of Justice for the reimbursement of state criminal aliens housed at the Webb County Law Enforcement Center (Jail), and designating the Webb County Judge as the authorized official in all matters pertaining to this grant. No match required.

**Item No. 21.** Discussion and possible action to approve the submission of an Edward Byrne Memorial Justice Assistance Grant Application to the Criminal Justice Division for a joint comprehensive community oriented program and designating the Webb County Judge as the authorized official in all matters pertaining to this grant. No match required.

Cmr. Sciaraffa motioned to approve items 21 and 22 as submitted. Cmr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 22.** Discussion and possible action to approve an exemption to the current County Wide hiring freeze and allow the Sheriff's Office to fill the following vacant law enforcement slots to support patrol and jail operations. These slots are part of the current general order positions for FY2008-2009.

Slot #	Title	Hourly Rate
540	Officer V	\$21.25
369	Officer III	\$19.90
486	Officer III	\$19.90
2104	Officer I	\$18.58
2259	Officer I	\$18.58
370	Officer III	\$19.51

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

**Honorable Agustin Juarez, Constable , Pct. 4**

**Item No. 23.** Discussion and possible action to waive the freeze on the following line item transfer:

From:	001-2502-5601	Administrative Travel	1,500
	001-2502-6224	Minor Tools & Appartus	500
To:	001-2502-6403	Repairs & Maint. Vehicles	2,000

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

Motion carried 4-0 by unanimous consent.

### **Administrative Services**

**Item No. 24.** Discussion and possible action to retain the services of Lewis & Ellis, Inc., for the mandated GASB Statement 45 for the accounting of Retiree Fund Program for Health Insurance Benefits at a cost not to exceed THIRTEEN THOUSAND DOLLARS (\$13,000.00) and Ordering an exemption from Section 262.024 of Local Government Code (Competitive Proposal Requirements) and authorizing the County Judge to execute all relevant documents. [Requested by Cynthia Mares, Administrative Services Director; Account #816-0105-6022 (Professional Services)]

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

Mrs. Anna Laura Cavazos Ramirez, County Attorney, stated that the exception was from Section 262.024 under section four.

Motion carried 4-0 by unanimous consent.

**Item No. 25.** Discussion and possible action to approve and adopt a policy concerning sensitive and non-public information to help prevent identity theft. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Comr. Garza motioned to table the item. Comr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 26.** Discussion and possible action to instruct the Human Resources division of the Administrative Services Department to issue and publicize a request for qualifications to solicit applicants for the position of Director of the Webb County Community Action Agency, 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)]

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

Comr. Martinez made several additions to the request for qualifications which included: ten years experience in management, at least five years experience in community grant programs, and experience in grant writing regarding to applications. Comr. Garza stated that the additions were encompassed already in the request; however, maybe instead of five years it should read five to ten years. Also, Comr. Garza added to post under the education for it to read Masters Degree preferred, Bachelors required.

Ms. Cynthia Mares, Administrative Services Director, stated that all additions were noted and that the request would be sent to the Court prior to posting.

Comr. Martinez motioned to approve item. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

### **Auditor**

- Item No. 27.** Discussion and possible action pursuant to Section 31.05 (Texas Tax Code) to terminate all discounts associated with the (early) payment of property taxes effective with the 2009 tax year.

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

### **Community Action Agency**

- Item No. 28.** Discussion and possible action to approve Laredo Organized Volunteers for Elderly and Disadvantaged (L.O.V.E.D.) as a Representative Organization for Category "C" for the Webb County Community Action Agency Advisory Board, to fill current vacancy.

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

Motion carried 4-0 by unanimous consent.

### **Economic Development**

- Item No. 29.** Discussion and possible action to submit contract amendment #1 for the Water Wells Project TCDP #728449 to modify the plans for drilling of the Hwy. 59 Santa Teresita Water Well activity and replace it with existing water plant facility improvements and the expansion of a polishing pond, the objective being water production increase per day; and authorizing the County Judge to sign all relevant documents. This action will have no impact on the County's General Fund. [Account #709-8001-8701]

- Item No. 30.** Discussion and possible action to authorize the submission of a Housing Preservation Grant application to the United States Department of Agriculture - Rural Development in the amount of \$250,000.00; and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's participation in the Housing Preservation Grant Program.

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

Motion carried 4-0 by unanimous consent.

### **Engineer**

- Item No. 31.** Discussion and possible action to authorize the Purchasing Agent to advertise Request for Proposals for Utility Cost of Service/Rate Design consulting services for the Webb County Water Utilities Department. [Account #001-0109-6022]

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

Motion carried 4-0 by unanimous consent.

Item No. 32. Discussion and possible action pursuant to Chapter 251 of the Texas Transportation Code to accept by declaration the following roads as identified in attachment "A" (County Roads) for the purpose of being accepted into the County Road System.

Pueblo Nuevo

- |                 |                      |
|-----------------|----------------------|
| 1. W. Mendoza   | 7. E. Paredes        |
| 2. W. Gomez     | 8. E. Mendoza        |
| 3. W. Alavarado | 9. E. Gomez          |
| 4. W. Meirs     | 10. E. Alvarado      |
| 5. W. Ibarra    | 11. Saenz            |
| 6. E. Ozuna     | 12. Ranch Road 7026A |

[Requested by Fitzgerald Sanchez, Engineer; Account #010-7002-6405]

Mr. Fitzgerald Sanchez, County Engineer, stated that there was a correction in the item and that instead of declaration the item should read dedication.

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

Motion carried 4-0 by unanimous consent.

Item No. 33. Discussion and possible action to waive the freeze on the following line item transfers:

From:	801-3001-6001	Office Supplies	500
	801-3001-6411	Repairs and Maintenance Software	1,000
	801-3002-6001	Office Supplies	300
	801-3004-6411	Repairs and Maintenance Software	1,000
To:	801-3001-6006	Advertising	523
	801-3001-6502	Janitorial Supplies	1,277
	801-3002-6006	Advertising	1,000

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

Motion carried 4-0 by unanimous consent.

Head Start

Item No. 34. Discussion and possible action to approve the Head Start Re-Funding Application for Fiscal Year 2009 – 2010 (September 1, 2009 through August 31, 2010). Amounts are for \$7,856,285 (Federal) and \$1,964,072 (Non-Federal Share) for a Grand Total of \$9,820,357. [Requested by Aliza F. Oliveros, Head Start Director; Account #903-4200-3502]

Item No. 35. Discussion and possible action to approve the Head Start Supplemental Funding application for Fiscal Year 2009 – 2010 (September 1, 2009 through August 31, 2010). Amounts are for \$237,860 (Federal) and \$59,465 (Non-Federal Share) for a Grand Total of \$297,325. [Requested by Aliza F. Oliveros, Head Start Director; Account #903-4200-3502]

**Item No. 36.** Discussion and possible action to approve the "Annual Report to the Public" fothe 2007- 2008 program year, and to make it available to the public via the Head Start web page at <http://www.webbcountytx.gov/HeadStart.html>.

Cmr. Martinez motioned to approve items 34, 35, and 36 as submitted. Cmr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

### **Indigent Defense Services**

**Item No. 37.** Discussion and possible action to fill Slot #2472 (Juvenile Intake Clerk). Salary for the slot is grant funded. This action will not have an impact to the General Fund. [Requested by Cornell Mickley, Account #022 (Equalization Disbursement)]

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

Mr. Cornell Mickley, Indigent Defense Services Director, asked if item 43 be move up and considered along with item 37.

Cmr. Garza motioned to move up item 43. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 43.** Discussion and possible action to approve the attached budget for the Webb County Public Defender's Office and the Indigent Defense Services in connection with monies sent by the Texas Task Force for Indigent Defense.

Cmr. Martinez motioned to approve items 37 and 43 as submitted. Cmr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

### **Medical Examiner**

**Item No. 38.** Discussion and possible action to discuss and accept the Second Annual Report of the Webb County Medical Examiner.

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

Dr. Corrine Stern, Medical Examiner, presented her annual report to Commissioner's Court. **Copy on file at the Webb County Clerks Office.**

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

Motion carried 4-0 by unanimous consent.

### **Planning**

**Item No. 39.** 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. Lot 30, D-5 Acres Subdivision for One 1 dwelling only (limited to One (1) dwelling unless replatted)

Staff recommends the Court's approval of this item since all dwellings on these properties are connected to water and sewer service.

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

Motion carried 4-0 by unanimous consent.

**Item No. 40.** Discussion and possible action to approve the Preliminary and Final Plat of Lot 13, Block 1, Corralitos Subdivision under the provisions of Section 364.57 of the Webb County Model Subdivision Rules (subdivisions occurring prior to September 1, 1989), to grant a variance to the final engineering report, and to authorize staff to act as co-applicants in a plat submittal to the City of Laredo pursuant to the authority granted by the Commissioners Court on August 27, 2007.

**Item No. 41.** Discussion and possible action to approve the Preliminary and Final Plat of a replat of a portion of Tract B3 Botines Subdivision into Tract B3-A, under the provisions of Section 364.57 of the Webb County Model Subdivision Rules (subdivisions occurring prior to September 1, 1989). The Webb County Planning Advisory Board recommended approval on May 11, 2009.

Cmr. Sciaraffa motioned to approve items 40 and 41 as submitted. Cmr. Martinez seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 42.** Discussion and possible action to consider a request from H. B. Zachary to close, vacate, and abandon the most southern portion of the Espejo-Molina Road; establish conditions for the Commissioners Courts' consideration of possible closure, vacation or abandonment of said road; obtain legal guidance from the County Attorney regarding closure procedures; and any matter incident thereto.

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

Ms. Rhonda Tiffin, Planning Director, presented recommendations to the Court's consideration. **On file at the Webb County Clerks office.**

Cmr. Sciaraffa motioned to approve item and all the recommendations presented by Ms. Rhonda Tiffin. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

#### **Public Defender**

**Item No. 44.** Discussion and possible action to authorize the Purchasing Agent to solicit proposals for office space for the Public Defender's Juvenile Department; and any other matters incident thereto.

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

Mr. Hugo Martinez, Public Defender, stated to the Court that in his belief there was no need to go out on bids since the contract was under \$25,000 and asked the Court to consider granting an exemption to the requirement to the proposals.

Cmr. Martinez motioned to allow an exemption under the local government code which allows contracts under \$25,000 not to go out for proposals unless there were any objections by the County Attorney and for the lease to be for nine months. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

## Purchasing

**Item No. 45.** Discussion and possible action to authorize the purchase of a Security System in the amount of \$1,497.00 from SimplexGrinnel to upgrade the existing Security Surveillance System at J.P. Oscar O. Martinez' Office. [Requested by Oscar O. Martinez , Justice of the Peace, Pct. 4 Account #016-1044-6224 (Minor Tools & Apparatus)]

**Item No. 46.** Discussion and possible action to authorize the purchase of Firearms from GT Distributors in the amount of \$7,913.62 for the District Attorney's Office. [Requested by Isidro Alaniz, District Attorney; Account #167-1100-6228 (Firearms & Ammunitions)]

**Item No. 47.** Discussion and possible action to authorize the lease of a color copier/printer for a term of 48 months in the amount of \$178.63 monthly x 12 = \$2,143.56 annually from Xerox (DIR-SDD-515) for El Aguila Transportation. [Requested by Roberto Martinez, El Aguila Transportation Manager; Account #980-4205-6014 (Equipment Rental)]

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

Motion carried 4-0 by unanimous consent.

**Item No. 48.** Discussion and possible action to award Bid 2009-03 "Annual Contract for Flexible Base" to Las Tiendas Investment, LTD for an amount of \$4.60 per cubic yard. [Requested by Jose Luis Ramos, Road & Bridge Director; Account #010-7002-6405 (Repairs & Maintenance)]

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

Motion carried 4-0 by unanimous consent.

**Item No. 49.** Discussion and possible action to authorize the purchase of Audio/Video Conferencing Equipment from Visionality (DIR-SDD-969) in the amount of \$45,952.00 for the 341st and 49th District Courts. [Requested by Cornell Mickley, Indigent Defense Services Director; Account #022-1205-8405 (Computerization Costs)]

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

Motion carried 4-0 by unanimous consent.

**Item No. 50.** Discussion and possible action to approve specifications for Request for Proposals for Webb County's Delinquent Tax Collections. [Requested by Eloy Ramirez, Jr., Purchasing Agent]

Discussion on file at the Webb County Clerks Office under May 26, 2009 Commissioner's Court meeting dvd.

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

Motion carried 4-0 by unanimous consent.

**Item No. 51.** Discussion and possible action to approve the electrical and plumbing services for the Webb County Head Start Program, Finley Head Start Center from the following vendors:

Vendor	Service Description	Amount
Valls Electric	Install a 600 Amps Electrical Service	\$ 8,500.00
R&G Plumbing	Hook-up Drain System	\$ 24,000.00
		\$ 32,500.00

[Requested by Aliza Oliveros, Head Start Director; Account #903-4207-8801 (Capital Outlay)]

**Item No. 52.** Discussion and possible action to obtain the services of Summit Communications to upgrade and install a telephone system with voice mail for a one time fee of \$5,860.00 for Judge Ricardo Rangel's Office. [Requested by Ricardo Rangel, Justice of the Peace, Pct. 2, Place 2; Account #016-1045-62424,733-1045-624 (Minor Tools and Apparatus)]

Cmr. Martinez motioned to approve items 51 and 52 as submitted. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

### Road and Bridge

**Item No. 54.** Discussion and possible action to authorize Dept. 7002, Road & Bridge Dept. to set work summer hours for construction crews from 7:00 am to 3:30 pm with 1/2 hour lunch; starting May 27 through September 30, 2009.

### Self Help Center

**Item No. 55.** Discussion and possible action to authorize the purchase of Can Crushers/Composting Tumblers in the amount of \$6,000.00 for the Self-Help Center, Webb County Recycling Educational Program from a Texas Commission on Environmental Quality Municipal Solid Waste Grant. This action will have no impact on the County's General Fund. [Account #502-6500-6205]

Cmr. Sciaraffa motioned to approve items 54 and 55 as submitted. Cmr. Garza seconded the motion.

Motion carried 4-0 by unanimous consent.

**Item No. 56.** Discussion and possible action to authorize labor and for the Purchasing Agent to

purchase all materials necessary to complete the Nutrition Health Learning Center improvements. Labor cost: (Master Construction) \$37,800.00 Estimated cost on building materials: \$37,100.00. This action will have no impact on the County's General Fund. [Account #708-8001-8801]

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

Motion carried 4-0 by unanimous consent.

**Item No. 57. Adjourn**

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

Motion carried 4-0 by unanimous consent.