



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
January 24, 2011
9:00 a.m.

CALL TO ORDER BY THE HONORABLE DANNY VALDEZ, WEBB COUNTY JUDGE

- 1.** Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk
- 2.** Pledge of Allegiance
- 3.** Approval of Minutes for January 1, 2011, January 6, 2011 and January 10, 2011.
- 4.** Approval of Bills, Payroll, and Monthly Report
- 5.** Communications
- 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.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

Honorable Danny Valdez, Webb County Judge

7. Presentation by board members of the Laredo Mainstreet Organization regarding upcoming Jamboozie Festival with discussion and possible action to proclaim the day of January 29, 2011 as "UETA Jamboozie Day" in Webb County, Texas.
8. Discussion and possible action to instruct the County Attorney and Fire/EMS Coordinator to initiate the process of creating an Emergency Services District for the unincorporated areas of Webb County; and any other matters incident thereto.
9. Status report by the County Attorney's office regarding their investigation and pending civil action of alleged fraud and misuse of funds (county and non-county employee files) from the CAA Weatherization Assistance Program; with discussion and possible action; and any other matters incident thereto. **[Closed Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney)]**
10. Discussion and possible action to authorize the Fire/EMS Coordinator and county departments to assist in the invoice and collection of private self pays for uninsured patients that receive Emergency Medical Services from Webb County; and any other matters incident thereto.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

11. Discussion and possible action to approve a Resolution in Support of HJR 56 by Solomons which is a Constitutional Amendment to provide unfunded mandate protection for local governments; and any matters related thereto.
12. Discussion and possible action to transfer Slot #2602 from dept. 0203 to dept. 2503 effective February 1, 2011 and reverting back to department 0203 on September 30, 2011; and any other matters incident thereto.

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

13. Discussion and possible action to authorize members of the Commissioner's Court to have "read only" access to county departments budgets and other capital accounts through county AS400 system to be able to view current fiscal year budget activity; and any other matters incident thereto.

Commissioners Court

- 14.** Discussion and possible action to authorize the CAA management team to conduct a second round of interviews from the final list of Five (5) qualified applicants for Community Action Agency Director with follow up recommendations to the Commissioner's Court; and any other matters incident thereto. **[Closed Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]**
- 15.** Discussion and possible action to authorize the placement of fencing and bleachers along the sidewalk areas in front of the County Courthouse, County Justice Center and the County Jail for the IBC Youth Parade Under the Stars and the Anheuser-Busch Washington's Birthday Parade. The areas will be used from Saturday, February 12, 2011 through Sunday, February 20, 2011. **[Requested by Susan Foster, WBCA President]**
- 16.** Discussion and possible action to authorize the use of Thirteen (13) county golf carts from the Casa Blanca Golf Course to be used by the City of Laredo International Airport and WBCA officials for security patrols and transportation at the WBCA Air Show which will be held on Sunday, February 13, 2011 at the Laredo international Airport; and any other matters incident thereto. **[Requested by Humberto Garza, City of Laredo Airport Manager and WBCA]**
- 17.** Discussion and possible action to authorize the use of Five (5) county golf carts from the Casa Blanca Golf Course to be used by the Laredo International Fair and Exposition (L.I.F.E.) to conduct operational business at the 2011 LIFE Fair which will be held on February 23rd to February 26th, 2011 at the LIFE grounds; and any other matters incident thereto. **[Requested by LIFE]**
- 18.** Discussion an possible action by resolution of the Webb County Commissioners Court to call for the recall of the County's member on the Webb County Appraisal District Board of Directors and to cast all of Webb County's 1023 votes to recall Sergio "Keko" Martinez the County's member on the Webb county Appraisal District Board of Directors as per Section 6.033 of the Texas Property Tax Code.

19. Discussion and possible action by resolution of the Webb County Commissioners Court to nominate a candidate for the Webb County Appraisal District Board of Directors as result of the recall of the county's member and to cast all of Webb County's 1023 votes for Commissioner Jerry Garza as Webb County's new member to the Webb County Appraisal District Board of Directors for the remainder of the 2010-2011 term as per Section 6.033 of the Texas Property Tax Code.
20. Discussion and possible action to accept the recommendation of the Webb County Historical Commission nominations committee and approve the following individuals for appointment/reappointment to the Webb County Historical Commission; and any other matters incident thereto.

Margarita Araiza
Odie Arambula
Olivia Garza-Gongora
Elizabeth Gill
Dr. Stanley Green
Elisa Gutierrez
Dr. Jose Roberto Juarez
Joe Moreno
Nelda Rodriguez
Rebecca Sepulveda
Jeanette Hatcher, new appointee
Dr. Jerry Thompson, ex-officio

[Requested by Joe Moreno, Webb County Historical Commission Chairman]

21. Status report from the Garbage Collection Committee on the progress of assessing garbage collection fees from residents who currently receive this service at no cost.
[Requested by Leo Flores, Webb County Auditor]

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

- 22.** Discussion and possible action to enter into a Thirty-Nine (39) month (January 24, 2011 through March 23, 2014) Premium Plus Maintenance Agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-455 digital copier (Texas DIR Contract #DIR SDD-521) located at the Webb County Community Action Agency - Meals on Wheels Program at a cost of \$.008 per every black copy to be charged Quarterly and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Cynthia Mares, CAA Management Team; Account #952-4216-6014]**
- 23.** Discussion and possible action to enter into a Thirty-Nine (39) month (January 24, 2011 through March 23, 2014) FMV Lease Agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-455 digital copier (Texas DIR Contract #DIR-SDD-521) located at the Webb County Community Action Agency – Meals on Wheels Program at a cost of ONE HUNDRED THIRTY-EIGHT DOLLARS AND TWENTY-SEVEN CENTS (\$138.27) per month and a Total Amount of FIVE THOUSAND THREE HUNDRED NINETY-TWO DOLLARS AND FIFTY-THREE CENTS (\$5,392.53) over the term of the agreement and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Cynthia Mares, CAA Management Team; Account #952-4216-6014]**
- 24.** Discussion and possible action to enter into a Thirty-Nine (39) month (January 24, 2011 through March 23, 2014) FMV Lease Agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-755 copier (Texas DIR Contract #DIR SDD-521) located at the Webb County Community Action Agency at a cost of TWO HUNDRED NINETY-THREE DOLLARS AND SIXTY ONE CENTS (\$293.61) every month for a Total Amount of ELEVEN THOUSAND FOUR HUNDRED FIFTY DOLLARS AND SEVENTY-NINE CENTS (\$11,450.79) over the term of the agreement and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Cynthia Mares, CAA Management Team; Account #920-4200-6014]**

- 25.** Discussion and possible action to enter into a Thirty-Nine (39) month (January 24, 2011 through March 23, 2014) Premium Plus Maintenance Agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-755 copier (Texas DIR Contract #DIR SDD- 521) located at the Webb County Community Action Agency at a cost of SEVENTY-FIVE DOLLARS (\$75.00) per Quarter and a total cost of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement with copy overages being billed at \$0.008000 per every black copy and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Cynthia Mares, CAA Management Team; Account #920-4200-6014]**
- 26.** Discussion and possible action to enter into a Thirty-Six (36) month (January 24, 2011 through January 23, 2014) Maintenance Agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-2830C copier located in the Indigent Health Care Services Dept at a cost of SEVENTY-FIVE DOLLARS (\$75.00) PER QUARTER and a Total Amount of SIX HUNDRED SEVENTY-FIVE DOLLARS (\$675.00) over the term of the agreement and with copy overages being billed at \$0.008000 per black copy and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Frank Salinas, Webb County Indigent Health Care Services Director; Account #001-4101-6402]**
- 27.** Discussion and possible action to enter into a Thirty-Six (36) month (January 24, 2011 through January 23, 2014) Maintenance Agreement with Toshiba Business Solutions of Texas concerning a Toshiba ES-455 copier located at the Justice of the Peace Pct. 2, Place 2 at a cost of SEVENTY-FIVE DOLLARS (\$75.00) per Quarter and a Total cost of SIX HUNDRED SEVENTY-FIVE DOLLARS (\$675.00) over the term of the agreement and with copy overages being billed at \$0.008000 per black copy and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Ricardo Rangel, Justice of the Peace, Pct. 2, Place 2; Account #001-1045-6402]**
- 28.** Discussion and possible action to enter into a Resolution between Webb County and Linebarger Goggan Blair & Sampson, LLP to impose an additional 30% fee on delinquent accounts as authorized by Article 103.0031 of the Texas Code of Criminal Procedure and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Anna L. Cavazos Ramirez, Webb County Attorney]**

- 29.** Discussion and possible action to enter into an Interlocal Government Agreement between the City of Laredo and Webb County regarding placement of a Modular Building adjacent to the Community Center located in Rio Bravo for use by the City of Laredo WIC Program for a period of Five (5) years from November 1, 2009 to October 31, 2014 and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. **[Requested by Anna L. Cavazos Ramirez, Webb County Attorney]**

- 30.** Discussion and possible action to enter into a Service Take Over Monitoring Service Agreement between Webb County and SimplexGrinnell for Fire and Burglary monitoring services for the Webb County Juvenile Center for a period of Twelve (12) months (January 24, 2011 through January 23, 2012) at a Total cost of ONE THOUSAND FIVE HUNDRED NINETY-EIGHT DOLLARS AND EIGHTY-SIX CENTS (\$1,598.86) over the term of the agreement and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. **[Requested by Melissa L. Mojica, Webb County Juvenile Department Director; Account #001-1301-6402]**

- 31.** Discussion and possible action to ratify a Twelve (12) month (January 1, 2011 through December 31, 2011) Extended Software License/Customer Support Agreement and extended Hardware Maintenance Agreement between Megatronics International Corp and Webb County Road and Bridge Facility for an annual amount of FOUR THOUSAND NINE HUNDRED EIGHTY-SIX DOLLARS (\$4,986.00) over the term of the Agreement and authorizing the County Judge to execute all relevant documents and any other matters incident thereto. **[Requested by Jose Luis Ramos, Webb County Road and Bridge Department; Account #001-0108-6402-01]**

Honorable Martin Cuellar, Sheriff

- 32.** Status report by the Sheriff's Department regarding the loss of a bond payment with discussion and possible action to authorize Administrative Services Department to proceed with notice to insurance carrier; any other matters incident thereto.

- 33.** Discussion and possible action to approve an exemption to the current County Wide hiring freeze to approve the filling of the following vacant Slots to support overall operations. These Slots are part of the current general order positions for FY2010-2011, effective January 25, 2011.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
525	Sergeant	\$23.01
2105	Officer II	\$18.95

- 34.** Discussion and possible action to approve the following line item transfer:

From:	001-2001-6205	Material & Supplies	8,268
To:	001-2001-8801	Capital Outlay	8,268

- 35.** Discussion and possible action to authorize the County Auditor to approve the expenditure of funds from the Laredo High Intensity Drug Trafficking Area (HIDTA) initiative for CY 2011, for the months of January 1, 2011 through March 31, 2011; pending the receipt of grant continuation award by the funding agency, City of Laredo.

Honorable Patricia A. Barrera, Tax Assessor- Collector

- 36.** Discussion and possible action to approve a refund in the amount of \$2,766.35 to BAC Tax Services Corporation, for Accounts #92261002070, #96862002500, and #98720003010, due to accounts already paid. **[Account #001-2139]**
- 37.** Discussion and possible action to approve a refund in the amount of \$5,335.98 to Stripes LLC, for Accounts #94132001010 and #94132001020, due to accounts already paid. **[Account #001-2139]**
- 38.** Discussion and possible action to approve a refund in the amount of \$22,001.98 to Corelogic Tax Services, for Accounts #33400508010 through #92291002110, mortgage overpayment refund (via CD file) for 2010 tax year. **[Account #001-2139]**
- 39.** Discussion and possible action to approve a refund in the amount of \$5,230.86 to BAC Tax Services Corporation, for Accounts #90900015175 through #99122008480, mortgage overpayment refund (via CD file) for 2010 tax year. **[Account #001-2139]**

40. Discussion and possible action to approve the transfer of employee into the following Slot with salary change and to approve the filling of the resultant vacant Slot:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	1516	Clerk	\$11.36
To:	1343	Deputy Tax Collector	\$14.51
To Fill:	1516	Clerk	\$11.36

[Account #001-0700]

Auditor

41. Discussion and possible action to transfer employee Slot #2385 from the County Auditor Department to either the 406th District Court or the Community Supervision and Corrections Department to assist with drug court caseload and supervision of clients; and to change the Slot title "Fixed Asset Accountant/IT" to "Substance Abuse Case Manager"; and to transfer \$29,250 from the Auditor's payroll account to the approved department; and any other matters incident thereto.

Engineer

42. Discussion and possible action to approve the purchase of office furniture at an approximate cost of \$21,435.00 for the Engineering Department for relocation to the Webb County Title and Abstract building. [Account #731-8001-8601 (or other available accounts)]
43. Discussion and possible action to approve the purchase of office equipment at an approximate cost of \$30,509.00 for the Engineering Department for relocation to the Webb County Title and Abstract building. [Account #731-8001-8601 (or other available accounts)]
44. Discussion and possible action authorizing additional geotechnical services for the Lake Casa Blanca Dam repair project not to exceed the amount of \$10,000.00. [Account #717-0115-8601]

Head Start

- 45. Discussion and possible action to approve the "Annual Report to the Public" for the 2009-2010 program year, and to make it available to the public via the Head Start Web page at <http://www.webbcountytx.gov/HeadStart/>
- 46. Discussion and possible action to approve the filling of the following Slots for the 2010 – 2011 Program Year:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Salary</u>	<u>Pay Periods</u>
2185	Specialized Services Assistant	\$11.38	24
1642	AA Teacher Assistant	\$10.19	21
2568	EHS Teacher Floater	\$ 8.86	26
2557	EHS Home Visitor	\$ 9.74	26

[Accounts #903-4208-5001 and #908-4208-5001]

Indigent Defense Services

- 47. Discussion and possible action to approve an exemption to the current county wide hiring freeze to allow Indigent Defense Services the filling of the following existing vacant full time Slot to support the overall operations of the department. Slot funding is part of the Equalization Discretionary Grant subject to the availability of funds. [Account #022-1205-5001]

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2472	Clerk	\$12.02

Public Defender

- 48. Discussion and possible action to approve the following line item transfer:

From:	022-1102-8405	Computerization Costs	350
To:	022-1102-6403	Repairs & Maintenance of Vehicles	350

- 49.** Discussion and possible action to approve the filling of the following Slot, effective February 1, 2011.

<u>Slot #</u>	<u>Title</u>	<u>Salary</u>
1725	Assistant Public Defender	\$59,158

Purchasing

- 50.** Discussion and possible action to purchase Five (5) Computers, Two (2) Laptops, Software and Licenses for Constable Pct. 2, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR-SDD Contract No. 890,835,1014 Texas Local Government Code, from Dell and Two Trees Technology in the amount of \$11,965.70. **[Requested by Lt. Ramiro Martinez, Account #733-8108-8801 (Capital Outlay Fund)]**
- 51.** Discussion and possible action to purchase Three Hundred Thousand (300,000) Envelopes for the Tax office from Litho Business Forms in the amount of \$6,849.00. **[Requested by Patricia Barrera, Webb County Tax Assessor Collector; Account #001-0700-6205 (General Fund)]**
- 52.** Discussion and possible action to purchase one (1) IBM Server Model 8231-E2B with 5 year hardware and software maintenance, for Tax Office pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR-SDD Contract No. 953, Texas Local Government Code, from IBM in the amount of \$66,557.26 and installation from Hamer Enterprises a personal or professional service pursuant to Section 262.024 Discretionary Exemptions a, (4), in the amount of \$10,000.00. **[Requested by Patricia Barrera, Webb County Tax Assessor Collector; Account #638-8108-8801 (Capital Outlay)]**
- 53.** Discussion and possible action to purchase and to install chain link fence for the Water Utilities Department from Allaround Pipe Fence in the amount of \$7,423.80. **[Requested by John Amaya, Webb County Water Utilities Director; Account #730-3001-8801 (Capital Outlay)]**
- 54.** Discussion and possible action to purchase One (1) Brush Buster Trailer for the Sheriff's Department from Big Tex Trailers in the amount of \$8,267.54. **[Requested by Martin Cuellar, Webb County Sheriff; Account #001-2001-8801 (Capital Outlay)]**

- 55.** Discussion and possible action to purchase One (1) Electric Scissor Lift with a 5 year extended warranty for Records Management Department from Briggs Equipment in the amount of \$11,150.00. **[Requested by Jaime Alvarado, MIS Director; Accounts #733-8108-8801, #638-8108-8801 (Capital Outlay) and #001-0108-6402 (Repairs and Maintenance of Equipment)]**
- 56.** Discussion and possible action to award Bid No. 2011-19 "Annual Contract for Pharmaceutical Supplies" to Diamond Drugs, Inc as a primary vendor and People's Preferred Pharmacy L.L.C d/b/a Rodriguez Pharmacy as a secondary vendor. Webb County reserves the right to extend the contract for one year with Commissioner's Court approval at the end of the year contract. **[Requested by Dr. Cecilia M. Moreno, Webb County Purchasing Agent]**
- 57.** Discussion and possible action to purchase timber for the Road and Bridge Department from McCoy's in the amount of \$14,118.70. **[Requested by Jose L. Ramos, Webb County Road & Bridge Director; Account #010-7002-6404 (Road & Bridge Fund)]**
- 58.** Discussion and possible action to reject and re-bid Bid #2010-39 "Self Help Center Rehabilitation Home 1". **[Requested by Alice Medina, Self Help Center Director; Account #507-6500-7037-3 (Colonia Fund)]**
- 59.** Discussion and possible action to purchase Six (6) computers and software, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR-SDD Contract No. 890, 1014 Texas Local Government Code, from Dell in the amount of \$10,065.00. **[Requested by Margie Ibarra, Webb County Clerk; Account #722-8108-8801(Capital Outlay Fund)]**
- 60.** Discussion and possible action to purchase Thirty-Three (33) bullet proof vests for Sheriff's Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program TXMAS No. 5-73010 Texas Local Government Code, Nardis Public Safety in the amount of \$17,919.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #305-2001-7211-06 (Jail Division Fund)]**

Road and Bridge

61. Discussion and possible action to waive Webb County hiring freeze and approve the transfer of employees and the filling of the following Slots:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	689	Dump Truck Driver	\$12.83
To:	1745	Dump Truck Driver	\$13.40
From:	1995	Refuse Truck Driver	\$12.71
To:	689	Dump Truck Driver	\$12.83
From:	2356	Truck Driver	\$11.64
To:	1995	Refuse Truck Driver	\$12.71
To Fill:	2356	Truck Driver	\$11.64

[Account #010-7002-5001]

62. Discussion and possible action to waive Webb County hiring freeze and approve the transfer of employees and the filling of the following Slots:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	61	Mechanic	\$13.00
To:	1511	Mechanic	\$13.37
From:	2316	Mechanic	\$11.80
To:	61	Mechanic	\$13.00
From:	62	Tire Repairman	\$11.06
To:	2316	Mechanic	\$11.80
To Fill:	62	Tire Repairman	\$11.06

[Account #001-0108-5001]

Closed Session/Executive Session

- 63.** Discussion and possible action to approve full and final bodily injury settlement in the amount of \$100,000.00 arising out of a motor vehicle accident involving Luis Faz and Webb County employee, which occurred in Laredo, Webb County, Texas on August 7, 2009 and authorizing the County Judge to execute all relevant documents 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)]**

- 64.** Discussion and possible action to provide direction to the County Attorney and to take any other action related to Civil Action No. 5:09-cv-107; Robert Ramos, Jr. vs. Webb County, Texas, et al.; In the United States District Court for the Southern District of Texas, Laredo Division. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)].**

- 65.** Adjourn

The Webb County Commissioners Court hereby reserves the right to go into closed session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS 21st DAY OF January, 2011

By: _____
Melinda Mata
Court Administrator

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the 21st day of January, 2011 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 21st DAY OF January, 2011

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Margie Ramirez-Ibarra, County Clerk