Official Minutes for Webb County Commissioners Court Meeting

Monday, March 14, 2011 at 9:00 AM (Approved on March 28, 2011)

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

Frank Sciaraffa

Rosaura "Wawi" Tijerina

Jerry Garza

Jaime Alberto Canales

County Judge

Commissioner, Pct. 1

Commissioner, Pct. 2

Commissioner, Pct. 3

Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 11th day of March 2011. 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 February 28, 2011

Cmr. Sciaraffa motioned to approve item as submitted. Cmr. Garza 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 March 14, 2011 Commissioner's Court Meeting DVD.

County Auditor, Mr. Leo Flores presented his report for the month of February.

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

Motion carried 5-0 by unanimous consent.

Item No.5. Communications

Judge Valdez sent his thoughts and prayers to the victims who suffered the massive earthquake in Japan. He congratulated Commissioner Tijerina on her very successful Bowling Tournament. Judge Valdez reminded everyone about the ribbon cutting ceremony for the Cidrohill Wind Farm.

Cmr. Canales sent out his condolences to the victims who suffered the massive earthquake in Japan and to the family of Nicolas Moreno. He congratulated Commissioner Tijerina for being named International Woman.

Cmr. Garza congratulated the superintendent of U.I.S.D., Bobby Santos and L.I.S.D., Dr. Marcus Nelson for being named recipients of the first ever Imagine Award bestowed by the Board of Directors of the Imaginarian of South Texas. He also congratulated Sheriff Martin Cuellar for being named the 2011 Paul Harris Fellow. Cmr. Garza reminded everybody about the very successful Neighborhood Advisory Meeting and that the second meeting is being schedule for Tuesday, March 29, 2011 at Malakoff Elementary School for the subdivisions west of International and San Isidro at 6:30 p.m.

Cmr. Tijerina congratulated Casa del Veterano for their successful fundraising event and the TAMIU Men's Basketball Team for their Playoff Conference. She sent out her condolences to the family of Andy Linares, Linares and Camarillo Family for the lost of their nephew, and to the family of Nicolas Moreno.

Cmr. Sciaraffa – No comments.

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.

David Cardwell

Mr. Cardwell requested permission from the court to give a presentation when item #77 is to be heard.

Cmr. Valdez motioned to bring up items #12 and #44. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.12. Status report on the expansion project for the Justice of the Peace, Pct. 4 office building; and any matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Purchasing Agent, Dr. Cecilia Moreno stated that there are four architect firms ready to be reviewed for qualification and that direction is need as to who will be scoring.

Cmr. Garza stated that he would prefer the Commissioner's Court to do the scoring.

Judge Oscar Martinez, Justice of the Peace Precinct 4, thanked the court for their support in the expansion project which is greatly needed.

Item No.44. Discussion and possible action to approve the filling of the following Slot, effective immediately, due to a recent retirement resulting in this Slot being vacant.

Slot # Title Hourly Rate

2297 Certified Peace Officer/Security Guard \$17.43

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

Motion carried 5-0 by unanimous consent.

Item No.7. Status report by Auschland Architects regarding the proposed plans and specifications for the Juvenile Justice Alternative Education Program (JJAEP) to be located at the Judge Solomon Casseb, Jr., Webb County Youth Village site. [Cosponsored by Jaime A. Canales, Commissioner Pct. 4]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Representatives from Auschland Architects gave their status report regarding the proposed plans and specifications for the Juvenile Justice Alternative Education Program.

Cmr. Tijerina motioned to defer item #8. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.9. Presentation by Rolando L. Rios and Associates, PLLC regarding the 2010 Census analysis and report of redistricting of Webb County Commissioner Precincts. [Cosponsored by Danny Valdez, Webb County Judge]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Mr. Rolando L. Rios gave his presentation regarding the 2010 Census analysis and report of redistricting of Webb County Commissioner Precincts.

Item No.10. Discussion and possible action to approve a Resolution opposing Texas Senate Bill 830, sponsored by Senator Patrick (Houston), that is related to the use of customs brokers to obtain a refund of sales and use taxes, or any proposed Legislation in the Texas State Legislature that would eliminate "Manifiestos" or Export Declaration documents; and any other matters incident thereto. [Co-sponsored by Danny Valdez, Webb County Judge]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Resolution was read by Commissioner Jerry Garza.

Judge Valdez stated that part of the motion be that the Legislative Liaisons be part of the Legislation for Support.

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

Motion carried 5-0 by unanimous consent.

Cmr. Garza motioned to table item #11. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No.11. Discussion and possible action to approve the final construction contract with Zertuche Construction in the amount of \$1,349,000.00 for the Buenos Aires Community Center and authorizing Commissioners Court to make any changes and/or modifications as may be recommended by the County Attorney or any other County Department; and any other matters incident thereto.
- Item No.13. Status report by Mr. Jose Luis Ramos, Road & Bridge Superintendent on the assessment of garbage collection fees in Webb County with discussion and possible action and setting a future committee meeting date; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Road and Bridge Superintendent, Mr. Jose Luis Ramos presented his status report regarding the assessment of garbage collection fees in Webb County.

Item No.14. Update by the Webb County Legislative Affairs Committee on Webb County's priority Legislation with discussion and possible action regarding any change amendment or support of any pending Legislative initiatives; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza stated that the Legislative session was at it midpoint and that the priority Legislation for Webb County had been filed.

Item No.15. Status report by Hickey Pena Architects on the North Side International Park with discussion and possible action; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Mario Pena, representative from Hickey Pena Architects presented a status report regarding the North Side International Park.

Item No.16. Discussion and possible action to purchase equipment and the repairs for radio and radars for Constable Pct. 4 Office as follows; and any other matters incident thereto. [Co-Sponsored by Jaime A. Canales, Commissioner Pct. 4; Account # 638-8108-8801]

Vendor	Description	Amount
RZ Communications	Antennas & Batteries	\$ 1,002.97
Decatur Electronic	Radars	\$ 1,015.15
Motorola Service Center	Repair Radio	\$ 393.00

Cmr. Tijerina motioned to approve item #16 with the correction of taking the \$393.00 for Motorola Service Service Center-Repair Radio from Account #605-8108-8801. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.17. Discussion and possible action to authorize the auditor to identify and allocate \$7,400.00 to cover the projected shortfall in part time line item funding in Commissioner Pct. 4 budget to the end of fiscal year 2010-2011; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to go into Executive Session on items #8, #18, #81, and #82. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

(Executive Session 11:15 a.m. – 12:53 p.m.)

No action taken.

Item No.8. Status report by the county attorney's office regarding court's authorization to take all legal steps necessary, including the filing of lawsuits to recover reimbursement amounts that were unlawfully obtained by county and non-county employees who participated in the county Weatherization Assistance Program, with discussion and possible action; and any other matters incident thereto. [Executive 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 March 14, 2011 Commissioner's Court Meeting DVD.

County Attorney, Ana Laura Cavazos Ramirez presented her status report regarding the court's authorization to take all legal steps necessary.

Item No.18. Status report by CAA Director regarding pending invoices and payments due to outside agencies, contractors and other vendors that participated in the county weatherization program with discussion and possible action to authorize payment for invoices that have been assessed, verified and approved for payment CAA Dept.; and any other matter incident thereto. [Executive 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 March 14, 2011 Commissioner's Court Meeting DVD.

No action taken – Consultation with Attorney.

Item No.81. Status report by legal counsel regarding Case No. 04-10-00324-CV AND Cause No. 2007-CVQ-00168004-D4 Killam Ranch Properties, Ltd vs. Webb County, Texas in the Fourth Court of Appeals, on appeal from 406th/341st Judicial District Court of Webb County, Texas; and any other matters incident thereto. [Closed Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)] [Requested by Jaime A. Canales, Commr. Pct. 4]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

No action taken.

Item No.82. Discussion and possible action to approve retaining Attorney Charles Frigerio as lead counsel in the defense of case entitled Maria Del Refugio Escamilla, Indv. and as Representative of Estate of Rafael Solis, et al v. Webb County, Texas et al, Civil Action No. 5:11-CV-13, pending in the U.S. District Court, Southern District of Texas, Laredo Division, with a cap of \$11,380.00 (balance remaining in SIR) 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)]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Stated that a second law suit has been filed in federal court, the insurance carrier as a result of the second law suit has requested that their Attorney Charles Frigerio be brought in along with County Attorney's Office, they have agreed to split defendants, the County Attorney's Office will continue representing Webb County and some jailers, Attorney Charles Frigerio will represent Sheriff Martin Cuellar along with several other jailers. She stated that they still have \$11,380 left in their S.I.R. and that the insurance company has asked them to pitch in what's left to retain Mr. Frigerio services in this matter. County Attorney Ana Laura Cavazos Ramirez recommended that the court approved her recommendation.

Judge Valdez motioned to approve Ms. Cavazos Ramirez's recommendation. Cmr. Tijerina seconded the motion.

Cmr. Garza motioned to bring up item #24. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.24. Discussion and possible action to renew/enter into a Five (5) year (October 1, 2011 through September 30, 2016) Data Processing and Licensing Agreement with Indigent Healthcare Solutions Ltd. in which will assist Indigent Health Care Service Department in processing indigent medical/health care bills. The monthly cost of the service is TWO THOUSAND FOUR HUNDRED FORTY-TWO DOLLARS (\$2,442.00) for a total cost of ONE HUNDRED FORTY SIX THOUSAND FIVE HUNDRED TWENTY DOLLARS (\$146,520.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Frank Salinas, Webb County Indigent Health Care Services Director; Account #001-4101-6411 (Repairs and Maintenance Software)]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 4-0 with Cmr. Tijerina out of the courtroom.

Cmr. Canales motioned to bring up item #47. Judge Valdez seconded the motion.

Motion carried 4-0 with Cmr. Tijerina out of the courtroom.

Item No.47. Discussion and possible action to approve the filling of the following Slot, effective April 6, 2011:

Slot #	<u>Title</u>	Hourly Rate
2323	Collections Specialist	\$16.77

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 4-0 with Cmr. Tijerina out of the courtroom.

Item No.19. Discussion and possible action to approve an exception to the county wide wage and hiring freeze and to authorize the County Attorney to fill Slot #1254, Assistant County Attorney, at the budgeted annual salary of \$91,175.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.20. Discussion and possible action to transfer \$4,098.00 from Department 1101 (County Attorney) line item 5005, Temporary Part Time, to fringe benefits accounts. This transfer will allow payment of increased fringe benefits for County Attorney Investigator Slot No. #1255 occasioned by the payment of overtime compensation for that Slot.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 4-0 with Cmr. Sciaraffa out of the courtroom.

Item No.21. Discussion and possible action to approve a contract renewal with Lexis Nexis for the purchase of Law Practice Guides and One (1) year of updating services in the total amount of Nine Thousand Six Hundred Fifty-Three Dollars and Thirty-Five Cents (\$9,653.35) and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Yolanda L. Carrillo, Webb County Law Library; Account #001-1130-6010]

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

Motion carried 5-0 by unanimous consent.

Item No.22. Discussion and possible action to enter into a Memorandum of Understanding with the South Texas Development Council regarding participation in the trunked P25 integrated voice data interoperable radio communications system known as the Greater Austin/Travis County Regional Radio System (GATRRS), whereby the City of Austin has authorized the cooperation with other government entities to establish the Texas Radio Coalition to plan and develop a statewide wireless interoperable communication system composed of local and regional systems under local control and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff]

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

Motion carried 5-0 by unanimous consent.

Item No.23. Discussion and possible action to enter into a Twelve (12) month (March 14, 2011 through March 13, 2012) On-Line Service Agreement between GovernmentJobs.com, Inc. (d/b/a "NEOGOV") and Webb County Administrative Services for a cost of FOURTEEN THOUSAND SEVEN HUNDRED FORTY-TWO (\$14,742.00) for Subscription License and SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) for Training and Provisional and a total cost of TWENTY TWO

THOUSAND TWO HUNDRED FORTY-TWO DOLLARS (\$22,242.00) and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Cynthia Mares, Webb County Administrative Services Director; Account #682-8108-8801]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.25. Discussion and possible action to inform the Court and public regarding the advertising contract between Webb County Sheriff's Office and Lamar Outdoor Advertising for a period of Twelve (12) months (January 25, 2011 through January 24, 2012) at a total cost of FIFTEEN THOUSAND ONE HUNDRED TWENTY DOLLARS (\$15,120.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff; Account #168-2001-6707 (State Forfeiture Funds)]

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

Motion carried 5-0 by unanimous consent.

Item No.26. Discussion and possible action to inform the Court and public regarding the Professional Service Contract between Webb County Sheriff's Office and Strother & Company, Consultant for a period of Six (6) months (February 1, 2011 through July 31, 2011) at a total cost of TWENTY THREE THOUSAND NINE HUNDRED FORTY DOLLARS (\$23,940.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff; Account #170-2001-6022 (Federal Forfeiture Funds)]

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

Motion carried 5-0 by unanimous consent.

Item No.27. Discussion and possible action to inform the Court and public regarding the Professional Service Contract between Webb County Sheriff's Office and Adolf Thomas, Independent Contractor, DBA Fourth Amendment and More Seminars for a period of Six (6) months (February 1, 2011 through July 31, 2011) at a total cost of THIRTY SEVEN THOUSAND EIGHT HUNDRED DOLLARS (\$37,800.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff; Account #170-2001-6022 (Federal Forfeiture Funds)]

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

- Item No.28. Discussion and possible action to enter into a Three (3) year (March 15, 2011 through March 14, 2014) Maintenance Agreement with ThyssenKrupp Elevator Corporation for the maintenance of Two (2) elevators located at the Webb County Administration Building at a cost of SIX THOUSAND FIVE HUNDRED SIXTEEN DOLLARS (\$6,516.00) per year and a Total Cost of NINETEEN THOUSAND FIVE HUNDRED FORTY-EIGHT DOLLARS (\$19,548.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Raul R. Elizondo, Webb County Facilities Director; Account #001-0106-6402 (Repairs and Maintenance)]
- Item No.29. Discussion and possible action to enter into a Three (3) year (March 15, 2011 through March 14, 2014) maintenance Agreement with ThyssenKrupp Elevator Corporation for the maintenance of One (1) elevator located at the Webb County Title Building at a cost of TWO THOUSAND THREE HUNDRED FIFTY-TWO DOLLARS (\$2,352.00) per year and a Total cost of SEVEN THOUSAND FIFTY-SIX DOLLARS (\$7,056.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Raul R. Elizondo, Webb County Facilities Director; Account #001-0106-6402 (Repairs and Maintenance)]
- Item No.30. Discussion and possible action to enter into a Three (3) year (March 15, 2011 through March 14, 2014) Maintenance Agreement with ThyssenKrupp Elevator Corporation for the maintenance of Five (5) elevators located at the Webb County Justice Center at a cost of SEVENTEEN THOUSAND FORTY DOLLARS (\$17,040.00) and a total cost of FIFTY ONE THOUSAND ONE HUNDRED TWENTY DOLLARS (\$51,120.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Raul R. Elizondo, Webb County Facilities Director; Account #001-0106-6402 (Repairs and Maintenance)]
- Item No.31. Discussion and possible action to enter into a Three (3) year (March 15, 2011 through March 14, 2014) Maintenance Agreement with ThyssenKrupp Elevator Corporation for the maintenance of One (1) elevator located at the Webb County Courthouse at a cost of TWO THOUSAND SEVEN HUNDRED SIXTY DOLLARS (\$2,760.00) per year and a total cost of EIGHT THOUSAND TWO HUNDRED EIGHTY DOLLARS (\$8,280.00) over the term of the Agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Raul R. Elizondo, Webb County Facilities Director; Account #001-0106-6402 (Repairs and Maintenance)]
- Item No.32. Discussion and possible action to enter into a Three (3) year (March 15, 2011 through March 14, 2014) Maintenance Agreement with ThyssenKrupp Elevator Corporation for the maintenance of One (1) elevator located at the Webb County Justice of the Peace #2 at a cost of TWO THOUSAND THREE HUNDRED FIFTY-TWO

DOLLARS (\$2,352.00) per year and a total cost of SEVEN THOUSAND FIFTY-SIX DOLLARS (\$7,056.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Raul R. Elizondo, Webb County Facilities Director; Account #001-0106-6402 (Repairs and Maintenance)]

Cmr. Sciaraffa motioned to approve items #28, #29, #30, #31, and #32 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.33. Discussion and possible action to approve the salary changes and the filling of the following Slots; effective March 14, 2011. Funds for these proposed changes will be acquired by reducing Slot #311 from \$16.81/hr to \$12.00/hr.

	Slot #	<u>Title</u>	Hourly Rate
From:	315	Deputy Clerk	\$15.04
	642	Deputy Clerk	\$14.13
	643	Deputy Clerk	\$14.13
	313	Deputy Clerk	\$13.97
	312	Deputy Clerk	\$13.97
To:	315	Deputy Clerk	\$15.85
	642	Deputy Clerk	\$15.13
	643	Deputy Clerk	\$15.13
	313	Deputy Clerk	\$14.97
	312	Deputy Clerk	\$14.97
To Fill:	311	Deputy Clerk	\$12.00

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve the filling of Slot #311 at the budgeted amount of \$16.81. Judge Valdez seconded the motion.

Item No.34. Discussion and possible action to approve the transfer of employees with salary changes within the following Slots, effective March 18, 2011. Salary increases will not impact the general fund.

	Slot #	<u>Title</u>	Hourly Rate
From:	2089	Deputy Clerk	\$13.69
To:	291	Deputy Clerk	\$14.00

From:	290	Deputy Clerk	\$13.20
То:	1751	Deputy Clerk	\$14.00
From:	2238	Deputy Clerk	\$13.20
То:	2089	Deputy Clerk	\$13.69
From:	2330	Deputy Clerk	\$11.98
То:	290	Deputy Clerk	\$13.20
From:	299	Deputy Clerk	\$11.98
To:	2238	Deputy Clerk	\$13.20

Item No.35. Discussion and possible action to approve an exemption to the current Webb County Wide hiring freeze and to approve the following salary adjustments to the following Slots, effective March 18, 2011. Funds for these proposed changes will be acquired by reducing Slot #1751 from \$18.10/hr to \$14.00/hr. Salary increases will not impact the general fund.

	Slot#	<u>Title</u>	Hourly Rate
From:	282	Deputy Clerk	\$18.12
	283	Deputy Clerk	\$17.18
	286	Deputy Clerk	\$16.09
	288	Deputy Clerk	\$14.00
	293	Deputy Clerk	\$15.35
	294	Deputy Clerk	\$16.03
	1752	Deputy Clerk	\$17.36
	1887	Deputy Clerk	\$14.64
	1888	Deputy Clerk	\$14.64
To:	282	Deputy Clerk	\$18.57
	283	Deputy Clerk	\$17.63
	286	Deputy Clerk	\$16.54
	288	Deputy Clerk	\$14.45
	293	Deputy Clerk	\$15.80
	294	Deputy Clerk	\$16.48
	1752	Deputy Clerk	\$17.81
	1887	Deputy Clerk	\$15.09
	1888	Deputy Clerk	\$15.09

Cmr. Sciaraffa motioned to table items #34 and #35. Cmr. Tijerina seconded the motion.

Item No.36. Discussion and possible action to allow an exemption to the current Webb County hiring freeze and approve the filling of the following Slots that will become vacant on March 16, 2011 and March 18, 2011, respectively. These amounts will not impact the general fund.

Slot#	<u>Title</u>	Hourly Rate
299	Deputy Clerk	\$11.98
2330	Deputy Clerk	\$11.98

Judge Valdez motioned to table item #36. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.37. Discussion and possible action to approve the following line item transfer:

From:	001-1002-7001	Indigent Defense	22,500
To:	001-1002-6205	Materials & Supplies	20,000
	001-1002-6011	Training & Education	2,500

Item No.38. Discussion and possible action to grant an exemption to the current Webb County hiring freeze and approve the filling of Slot #2606-Law Clerk for the 341st District Court at the budgeted salary.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #37 and #38 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.39. Discussion and possible action to approve the following line item transfer:

From:	001-1041-6022	Professional Services	5,856
To:	001-1041-5601	Administrative Travel	5.856

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Cmr. Sciaraffa withdrew his motion and Cmr. Tijerina withdrew her seconded.

Cmr. Sciaraffa motioned to table item #39. Cmr. Tijerina seconded the motion.

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

From: 001-1042-5601 Administrative Travel 1,215
To: 001-1042-6205 Materials & Supplies 1,215

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

Motion carried 5-0 by unanimous consent.

Item No.41. Discussion and possible action to transfer Slot #2240 (Warrant Peace Officer) from Department 1042 (JP Pct. 2 Pl. 1) to Department 2503 (Constable Pct 2), effective March 14, 2011; and reverting back to Department 1042 on October 1, 2011; and any other matters incident thereto.

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

Motion carried 5-0 by unanimous consent.

Item No.42. Discussion and possible action to approve the filling of the following slots effective immediately:

Slot#	<u>Title</u>	Hourly Rate
2602	Clerk	13.46
2240	Warrant Peace Officer	21.40

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD. Cmr. Canales motioned to approve item #42 with the correction to Slot #2240 Warrant Peace Officer to have an Hourly Rate of \$19.51. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.43. Discussion and possible action to authorize the county auditor to identify and allocate \$26,400.00 in general fund monies to cover the projected deficits in operational line items for Constable Pct. 2 budget; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to table item #43. Cmr. Tijerina seconded the motion.

Cmr. Sciaraffa withdrew his motion and Cmr. Tijerina withdrew her second.

Cmr. Canales motioned to direct Mr. Leo Flores to find a way to help out the department of Constable Pct.2. Judge Valdez seconded the motion.

Judge Valdez motioned to move up item #77. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.77. Discussion and possible action to authorize the county attorney to prepare an agreement with Marco A. Arredondo, Inc. to procure a new energy contract with approval to cancel the current contract as needed in order to put into effect the new contract. Service of Marco A. Arredondo will be pursuant to sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program. Actual agreement will be brought back to the court for approval.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to bring up item #75. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.75. Discussion and possible action to approve the Interlocal Membership Agreement for participation in the Region One Cooperative Purchasing Program and a Resolution/Interlocal Agreement for participation in the region VIII Education Service Center Purchasing Cooperative [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

The court heard a presentation by Mr. Marco A. Arredondo of Marco A. Arredondo, Inc. and Mr. Reymundo Rodriguezj of Just and Hudson Energy.

Cmr. Canales motioned to table items #75 and #77. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.45. Discussion and possible action to approve the addition of One (1) transferred REVA III 4x4 Armored Vehicle from the Defense Logistics Agency to the Webb County Sheriff's Office and provide the necessary insurance coverage.

Transferred Vehicle Description: Truck Bomb Service Tactical NSN/Serial No. 2320-00-TruckBO DTID No. W90ZL410110032 Req. No. H9DEB110242360

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

Item No.46. Discussion and possible action to approve an exemption to the current County Wide hiring freeze to allow the Sheriff's Office to fill the following vacant Slot to support overall operations. This slot is part of the current general order positions for FY 2010-2011.

Slot#	<u>Title</u>	Proposed Title Change	Hourly Rate
2305	Correctional Officer	Maintenance Worker	\$12.83

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Cmr. Sciaraffa withdrew his motion.

Cmr. Sciaraffa motioned to table item #46. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.48. Discussion and possible action to approve the following line item transfer:

From:	001-0400-5001	Payroll	10,000
To:	001-0400-5005	Part-Time	10,000

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

Motion carried 5-0 by unanimous consent.

- Item No.49. Discussion and possible action to approve the rental of Ten (10) Golf Carts at a charge of \$15.00 each cart per day for a total of (\$300.00) to Laredo Country Club for College Border Olympics Golf Tournament on Friday and Saturday, March 25-26, 2011.
- Item No.50. Discussion and action to approve the purchase, delivery and installation of 450,000 sq. ft. of rolled Tifway Bermuda grass for the casa blanca golf course in the amount of \$121,500.00 from King Ranch Turfgrass through the Cooperative Purchasing Program, Subchapter 271.101 and 271.102 Subchapter F.; and any other matters incident thereto. [Account #631-6001-8601]
- Item No.51. Discussion and possible action to approve a project to expand the lake located on the back nine of the casa blanca golf course adjacent to holes #12, 16, and 17, in an amount not to exceed \$40,000.00. This expansion will cover barren land and will reduce the maintenance cost to replace existing area with grass. [Account #631-6001-8601]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #49 with the inclusion of Webb County being added as an additional insured, #51 as submitted, and motioned to table item #50 and proceed with going out for bids. Cmr. Tijerina seconded the motion.

- Item No.52. Discussion and possible action to enter into contract amendment number One (1) to the Rural Transportation Federal Fund Grant agreement No. RPT 1008 (22) 33 with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts an increase of ONE HUNDRED EIGHTY-FIVE THOUSAND SIX HUNDRED FORTY-THREE DOLLARS (\$185,643.00) to the original grant amount of ONE HUNDRED SIXTY-EIGHT THOUSAND ONE HUNDRED SIXTY-SIX DOLLARS (\$168,166.00) for the "El Aguila" Rural Transportation program and authorizing the County Judge to sign all relevant documents.
- Item No.53. Discussion and possible action to enter into contract amendment number One (1) to the Rural Transportation Federal Fund Grant Agreement No ED 1005 (22) with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts an increase of FORTY FIVE THOUSAND DOLLARS (\$45,000.00) to the original grant amount of TWENTY THREE THOUSAND NINE HUNDRED NINETY-FIVE DOLLARS (\$23,995.00) for a maximum amount of SIXTY EIGHT THOUSAND NINE HUNDRED NINETY-FIVE DOLLARS (\$68,995.00) for the "EI Aguila" Rural Transportation program and authorizing the County Judge to sign all relevant documents.
- Item No.54. Discussion and possible action to approve the amendment to the Webb County Community Action Agency By-Laws Article VI. Officers, Section 2 pertaining to the election of a singular officer position of Secretary/Treasurer to be divided into two separate officer positions Secretary and Treasurer and Article VII. Meetings and Attendance, modifing CAA Advisory Board Meetings to be held from "every month" to "every other month".
- Item No.55. Discussion and possible action to proclaim April 2011 as the 43rd Anniversary of Fair Housing Month and April 11th 15th, 2011 as Fair Housing Week and designating the Webb County Community Action Agency responsible for monitoring Fair Housing in Webb County.
- Item No.56. Discussion and possible action to approve the transfer of One (1) motor vehicle (Unit #44-02) 2005 4 door Ford Expedition VIN # 1FMPU15565LA25158, License Plate #882-321 to the Webb County Fire/EMS Department; and any other matters incident thereto.
- Item No.57. Discussion and possible action to approve Change Order #1 for the reinforcing steel verification and concrete compressive strength reports of the parking lot for the Quad-City Fire Station for Castle Engineering and Testing in the amount of \$1,335.00 and authorize the County Judge to sign all relevant documentation. [Account #640-8001-8711]

- Item No.58. Discussion and possible action to approve the submission of Change Order #2 for Zertuche Construction in the amount of \$3,650.00 for additional electrical work and hose bib for the fire trucks at the Quad-City Fire Station and authorize the County Judge to sign all relevant documentation. [Account #640-8001-8711]
- Item No.59. Discussion and possible action to approve the submission of a budget modification to the Texas Department of Rural Affairs requesting a transfer of \$5,000 from Water Facilities to Fire Protection, from grant fund 640, Mirando City and Quad City Fire Expansion; and authorize the County Judge to sign all relevant documentation.

Cmr. Tijerina motioned to approve items #52, #53, #54, #55, #56, #57, #58, and #59 as submitted. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.60. Discussion and possible action to allow an exemption to the current County Wide hiring freeze and approve the filling of the following vacant Slots, effective immediately:

Slot #	<u>Title</u>	Hourly Rate
2235	Grounds Keeper	\$9.00
0024	Custodian	\$9.00

- Item No.61. Status report by the Webb County Fire/EMS Coordinator regarding the Fire Suppression and Emergency Medical Services rendered for the month of February 2011 for the unincorporated areas of Webb County; with discussion and possible action to approve payment for services rendered by Laredo MedX in the amount of \$51,536.00; and any other matters incident thereto.
- Item No.62. Discussion and possible action to approve the filling of the following Slot for the 2010 2011 Program Year:

Slot#	<u>Title</u>	<u>Hourly Salary</u>	Pay Periods
1146	Cook	\$ 8.47	21

Item No.63. Discussion and possible action to approve the title change of the following Slot:

	Slot#	<u>Title</u>	Hourly Rate
From:	2115	Planner Assistant	\$14.88
To:	2115	Inspector	\$14.88

Cmr. Sciaraffa motioned to approve items #60, #62, #63 and to move item #61 to the end. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No.64. Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements Regarding the Connection of Utilities" pursuant to 232.028, L.G.C. and authorize an electrical service connection pursuant to Section 232.029 (b), L.G.C. to the following properties:
 - a) An unplatted 0.15 acre tract of land, more or less, out of and part of Lot 32, Block 2, Los Altos Subdivision, as further described in Vol. 2282, Pgs. 180-182, Webb County Deed Records. Approval is limited to one dwelling only (limited to a total of one dwelling unless replatted)
 - b) Lot 4, Block 1, San Carlos Subdivision, Phase II. Approval is limited to four dwellings only (limited to a total of five dwellings unless replatted)
 - c) An unplatted tract of land being Square (2) of Lot 46, Tanquecitos South Acres Subdivision, as further described in Vol. 2711, Pgs. 774-777, W.C.D.R. Approval is limited to one dwelling only (limited to a total of one dwelling unless replatted)

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

Motion carried 4-0 with Judge Valdez out of the courtroom.

Item No.65. Discussion and possible action to approve changes to the hourly wages budgeted for the following employee slots within the Purchasing Department:

Slot # Title		Budgeted Rate	Proposed Budgeted Rate		
2068	Advertisement/ Payroll Mgr	Reduce from \$15.84	to	\$15.50 =	.34
113	Fixed Asset Mgr	Reduce from \$14.50	to	\$14.25 =	.25
2130	Contract Auditor	Reduce from \$17.24	to	\$17.00 =	<u>.24</u>
Total Red	ductions				.83

Additionally it is requested that an additional .26 cents be transferred from Slot 112 Purchase Order/ General Request for Payment Auditor to Slot 880 effective after the appeals available to the previous holder are exhausted.

Effective 3/14/2011 Slot 880 Central Store/ Shipping Clerk will increase from \$11.73 to \$12.56 (an increase of .83). Effective after the appeals available to the previous holder of Slot 112; Slot 880 will increase to \$12.82 for a total increase of \$1.09. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent; Account #001-0600-5001 (Payroll)]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

No action taken.

Item No.66. Discussion and possible action to approve paying the budgeted hourly wage to slot #2130 within the Purchasing Department, effective March 14, 2011. The slot is currently budgeted at \$17.00 and is paying \$15.50.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item as submitted.

Motion dies for lack of a second.

Item No.67. Discussion and possible action to approve the transfer of employees with salary changes and the filling of the following Slot:

	Slot #	<u>Title</u>	Hourly Rate
From:	880	Central Store/ Shipping Clerk Fixed Asset Manger/Ass. Purchasing Agent II	\$12.56
To:	113		I \$14.25
From:	114	Data Entry/Receptionist	\$11.51
To:	880	Central Store/Shipping Clerk	\$12.56

(with and understanding that it will go to \$12.82 when all appeals available to the previous holder of slot #112 are exhausted)

Fill: 114 Data Entry/Receptionist \$11.51

[Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent; Account #001-0600-5001 (Payroll)]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to approve item as submitted as well as adjusting the amounts to what is currently set. Judge Valdez seconded the motion.

Motion carried 4-0 with Cmr. Tijerina out of the courtroom.

Item No.68. Discussion and possible action to approve the filling of the following Slots. Positions will not be filled until all appeals available to the previous holder are exhausted.

Slot#	<u>Title</u>	Hourly Rate
2068	Advertisement/Annual Contracts, Buyer	\$15.50
116	Procurement Assistant	\$11.32
112	Purchase order/General Request for Pmt. Auditor	\$14.50

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

Motion carried 5-0 by unanimous consent.

Item No.69. Discussion and possible action to approve Webb County Purchasing Code of Ethics for the Webb County Purchasing Department, subject to approval by the Purchasing Board. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.70. Discussion and possible action to purchase One (1) LCD HDTV with wireless keyboard wave combo for Auditor's Department pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program TCPN, Contract # R4718 Texas Local Government Code, from Gov Connection in the amount of Seven Hundred Eighty-Seven Dollars and Sixty-Nine Cents (\$787.69). [Requested by Leo Flores, Webb County Auditor; Accounts #660-0400-8801 and #638-8108-8801(Capital Outlay)]

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

Motion carried 5-0 by unanimous consent.

Item No.71. Discussion and possible action to purchase Three (3) 2011 Ford Crown Vic Police Interceptors and One (1) Ford Expedition SSV, for the District Attorney, Pursuant to Section 271.102, Subchapter F., Cooperative Purchasing Program H-GAC, Contract No. VE03-06 Texas Local Government Code, from PhillPott Motors in the amount of One Hundred One Thousand One Hundred Ninety-Five Dollars (\$101,195.00). [Requested by Isidro Alaniz, Webb County District Attorney; Account #169-1100-8801 (Forfeiture Funds)]

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

Motion carried 5-0 by unanimous consent.

Item No.72. Discussion and possible action to approve the purchase of services of annual life safety inspections for Webb County buildings, pursuant to Texas Local Government Code Sections 271.101 and 272.102, Subchapter F., Cooperative Purchasing Program, TXMAS -5-03 FAC010 Contract Simplex Grinnell, LP for a total cost of Seventeen Thousand Five Hundred Thirty-One Dollars and Five Cents (\$17,531.05). [Requested by Raul R. Elizondo, Webb County Facilities Director; Account #001-

0106-6402 (General Fund)]

Item No.73. Discussion and possible action to purchase One (1) compact switch for the Constable Pct. 2 from CDW-G in the amount of \$1,389.90. [Requested by Ricardo Rodriguez, Webb County Constable Pct. 2; Account #733-8108-8801 (Capital Outlay)]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #72 and #73 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.74. Discussion and possible action to reject and rebid Request for Proposal 2010-05 "Webb County Law Enforcement Multi Purpose Center". [Requested by Martin Cuellar, Webb County Sheriff]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.76. Discussion and possible action to approve the purchase of a plaque for the Bruni Park in the amount not to exceed \$1,300.00 and to approve the language to appear on the plaque. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent; Account #732-1043-8103 (Quad City Building Improvements)]

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

Motion carried 5-0 by unanimous consent.

Item No.75. Discussion and possible action to approve the Interlocal Membership Agreement for participation in the Region One Cooperative Purchasing Program and a Resolution/Interlocal Agreement for participation in the region VIII Education Service Center Purchasing Cooperative [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.78. Discussion and possible action to approve the following employees transfer with no change to the budgeted salaries for each Slot, effective March 14, 2011:

Slot # Title Hourly Rate

From:	236	Rio Bravo Activity Center Specialist	\$12.24
To:	2399	La Presa Community Center Clerk/Driver	\$10.71
From:	2399	La Presa Community Center Clerk/Driver	\$10.71
To:	236	Rio Bravo Activity Center Specialist	\$12.24

Item No.79. Discussion and possible action to approve the transfer of employee into the following Slot with salary change and approve the filling of the resultant vacant Slot.

	Slot#	<u>Title</u>	Hourly Rate
From: To:	2354 700	Maintenance Aide Maintenance Aide	\$ 9.71 \$ 10.70
To Fill:	2354	Maintenance Aide	\$ 9.71

Cmr. Sciaraffa motioned to approve items #78 and #79 as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.80. Discussion and possible action to approve the transfer of employee into the following Slot with salary and title changes and approve the filling of the resultant vacant Slot.

Title Change

From:	Slot # 918	Truck Driver	To:	Warehouse Clerk	\$ 12.44/hr.
From:	Slot # 680	Maintenance Aide	To:	Office Clerk	\$11.32/hr.

Transfer Employee

From:	Slot # 680	Maintenance Aide	\$11.32/hr.
To:	Slot # 918	Warehouse Clerk	\$12.44/hr.

Vacant

To Fill: Slot # 680 Office Clerk \$11.32/hr.

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

Motion carried 5-0 by unanimous consent.

Item No.61. Status report by the Webb County Fire/EMS Coordinator regarding the Fire Suppression and Emergency Medical Services rendered for the month of February 2011 for the unincorporated areas of Webb County; with discussion and possible

action to approve payment for services rendered by Laredo MedX in the amount of \$51,536.00; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 14, 2011 Commissioner's Court Meeting DVD.

Webb County Fire/EMS Coordinator, Mr. Jerry Arizola gave his presentation regarding the Fire Suppression and Emergency Medical Services rendered for the month of February 2011 for the unincorporated areas of Webb County.

Cmr. Sciaraffa motioned to approve the payment for the services rendered by Laredo MedX in the amount of \$51,536.00. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.83. Adjourn

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