

Official Minutes for Webb County Commissioners Court Meeting

**Monday, February 28, 2011 at 9:00 AM
(Approved March 14, 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	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Jaime Alberto Canales	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 25th day of February 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 14, 2011

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

Motion carried 5-0 by unanimous consent.

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

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Webb County Treasurer, Delia Perales presented her report for the month of January.

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 heartfelt condolences to the family of Teresa Hunter and to the Trevino family for the passing of Lucila "Chila" Trevino.

Comr. Sciaraffa sent his heartfelt condolences to the family of Teresa Hunter.

Comr. Tijerina sent out her heartfelt condolences to the family of Teresa Hunter and to the Trevino family for the passing of Lucila "Chila" Trevino. She congratulated the Laredo International Fair and Exposition for another successful event. Comr. Tijerina also congratulated Robert Marshall for being named "Rancher of the Year", Martin Cuellar for being named "Rotary's next Paul Harris Fellow", and C.Y. Benavides for being named "Recipient of the Boys and Girls Club Medallion".

Comr. Garza sent out his heartfelt condolences to the family of Teresa Hunter and to the family of ICE Special Agent, Jaime Zapata. He invited the residents of Sontera Tiara and Ranchway Subdivisions to a neighborhood advisory meeting. Comr. Garza also congratulated L.I.F.E. for another successful event.

Comr. Canales sent out her heartfelt condolences to the family of Teresa Hunter and to the Trevino family for the passing of Lucila "Chila" Trevino. He congratulated L.I.F.E. for another successful event, Constable Rudy Rodriguez, Webb County, the Sheriff's Office, and all who participated. Comr. Canales advised the communities of La Ladrillera, La Azteca, and Lili Perez to please be patient and that within 30 to 45 days Mr. Juan Vargas will be able to hire the personal needed to open the community centers.

Maribel Sontoya, Area Director for Special Olympics and representatives were present to extend an invitation to everyone on all the upcoming events that are benefiting Special Olympics.

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.

The following individuals all spoke against the credit check portion on the amendment to Chapter 4 in item #73.

- Juanita Pena, Head Start Program
- Esperanza Betanze, Head Start Program parent
- Ana Maria Huerta, Head Coordinator for Head Start Program
- Leticia Zavala, Training and Transition Manager for Head Start Program
- Fernando Banda
- Norma Colomna, Coordinator Assistant for Head Start Program

Item No.7. Status report by the county attorney's office regarding proposed offer to purchase property in the downtown area, specifically; Block 213 WD, Laredo, Texas, owned by Kansas City Southern Railway Company; with discussion and possible action to approve a counter offer, if necessary; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.072 (Real Estate Deliberation)]

Item No.9. Status report by Southern Golf Properties, Inc. regarding land lease proposal from Fairway Suites for the use of up to Two (2) acres of property at the Casa Blanca golf course; with discussion and possible action to authorize the county attorney's office and Mr. Steve Whitworth, as outside counsel, to enter into negotiations on

behalf of the county for lease of property; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 555.072 (Real Estate Deliberation)]

Judge Valdez motioned to defer items #7 and #9. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.8. Status report regarding request from the Texas Parks and Wildlife Department for Webb County to consider taking over the management and operation of the Casa Blanca State Park; with discussion and possible action to provide the State of Texas a timely response to this request; any other matters incident thereto. [Co-sponsored by Rosaura "Wawi" Tijerina, Commissioner Pct. 2]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to have the County Attorney's Office work with the Executive Administrator to prepare a response taking into account all comments made. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.10. Discussion and possible action to authorize the following line item transfer:

From:	001-0202-6011	Training & Education	300
To:	001-0202-6402	Repairs & Maintenance - Equipment	300

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

Motion carried 5-0 by unanimous consent.

Item No.11. Discussion and possible action to award the Buenos Aires Community Center construction contract to Zertuche Construction in an amount not to exceed \$1,349,000.00 and to authorize the County Attorney to proceed with the contract requirements; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve item as submitted pending the approval from the city and verifying that they are on board with the construction company. Cmr. Sciaraffa scoded the motion.

Motion carried 5-0 by unanimous consent.

Item No.12. Discussion and possible action to approve the following line item transfer; and any other matters incident thereto.

From:	001-0203-6205	Materials & Supplies	300
--------------	----------------------	---------------------------------	------------

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

Motion carried 5-0 by unanimous consent.

Item No.13. Discussion and possible action to have the Webb County Commissioner's Court endorse and formally support the implementation of the online check register on Webb County's website for public viewing; and any other matters incident thereto.

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

Motion carried 5-0 by unanimous consent.

Item No.14. Presentation by Representatives of the Rio Grande International Study Center (RGISC) on partnering with Webb County on a proposed Community Garden to be located in each of Webb County's four precincts. With discussion and possible action to authorize each Commissioner to participate with an amount of \$600.00 for project materials and to identify a funding source; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

A presentation was given by Trisha Cortez and representatives of the Rio Grande International Study Center (RGISC) regarding the partnering with Webb County on a proposed Community Garden to be located in each of Webb County's four precincts. The suggested locations for the respective precincts are:
Pct.1 – Sacred Heart Children's Home
Pct.2 – Larga Vista Community Center
Pct.3 – Hillside Recreation
Pct.4 – Penitas West

Judge Valdez motioned to approve the authorization of each Commissioner to participate with an amount \$600.00 for project materials and to identify a funding source. Comr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.15. Discussion and possible action to request Commissioner Jerry Garza and Commissioner Rosaura "Wawi" Tijerina designate an appointee to the International Trade Advisory Committee; and any other matters incident thereto.

Comr. Canales motioned to table item #15. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.16. Presentation by Aliza Oliveros, Executive Director of Headstart Program regarding webb county student performance, assessment and outcomes in relation to State and/or national standards and benchmarks, with discussion and possible action; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

A presentation was given by Aliza Oliveros, Executive Director of Headstart Program and representative regarding Webb County student performance, assessment and outcomes in relation to State and/or national standards and benchmarks.

Item No.17. Discussion and possible action to authorize the purchasing agent to solicit Request For Proposals to contract for Emergency Medical Services for the unincorporated areas of Webb County at a fixed monthly rate; and any other matters incident thereto. [Requested by Fire/EMS Committee]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to authorize the purchasing agent to solicit Request For Proposals to contract for Emergency Medical Services for the unincorporated areas of Webb County at a fixed monthly rate. Cmr. Canales seconded the motion.

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

Item No.18. Discussion and possible action to approve a first quarter disbursement of funds to 3rd party funding agencies associated with health and welfare as proposed by local hospitals; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Judge Valdez motioned to defer item #18. Cmr. Tijerina seconded the motion.

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

Judge Valdez motioned to bring up items #65 and #66. Cmr. Tijerina seconded the motion.

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

Item No.65. Discussion and possible action for the Commissioners Court to evaluate, interview and score RFP 2010-02 "Design-Build Wastewater Appurtenances & Lift Station".

**Step 1 Evaluation and scoring of Proposals
(Commissioner's Court members have received the proposals submitted by each Contractor)**

Step 2 Interviews of contractors- Scoring of interview

(Contractors have been called to be present at 9:00 AM for the Webb County Commissioners Court Meeting)

Interview scoring forms have been provided to the member of the Webb County Commissioner's Court for formal evaluation.

Scores on proposals (30%) will be combined with interview score (70) for a total score.

[Requested by Jaime A. Canales, Webb County Commissioner Pct. 4]

Item No.66. Discussion and possible action to accept the rankings of the Commissioner's Court for RFP 2010-02 "Design-Build Wastewater Appurtenances & Lift Station" and to instruct county staff to enter into negotiations with the top ranked firm; and any other matters incident thereto. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to defer item #66 to the end of the meeting. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to bring up all Executive Session items and go into Executive Session. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to go into the interview process regarding the RFPs after coming back from Executive Session. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to bring up items #39 and #40. Cmr. Sciaraffa 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:	001-0700-6014	Equipment Rental	10,000
To:	001-0700-6402	Repairs & Maint. Equip.	10,000

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

Motion carried 5-0 by unanimous consent.

Item No.40. Discussion and possible action to approve a refund in the amount of \$5,244.48 to Archon Group, for Account #90230001100, adjust value per 49th Judicial District Court Judgement #2009CVQ001441-D1 for 2009 and 2010. [Accounts #001-0700-3063 and #010-0700-3063]

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to go into Executive Session on items #7, #9, #18, #69, #70, #71, #72, and #73. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

(Executive Session 10:55 a.m. – 12:12 p.m.)

No action taken.

Item No.7. Status report by the county attorney's office regarding proposed offer to purchase property in the downtown area, specifically; Block 213 WD, Laredo, Texas, owned by Kansas City Southern Railway Company; with discussion and possible action to approve a counter offer, if necessary; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.072 (Real Estate Deliberation)]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to authorize the County Attorney to make another offer under the terms and conditions mentioned during Executive Session. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.9. Status report by Southern Golf Properties, Inc. regarding land lease proposal from Fairway Suites for the use of up to Two (2) acres of property at the Casa Blanca golf course; with discussion and possible action to authorize the county attorney's office and Mr. Steve Whitworth, as outside counsel, to enter into negotiations on behalf of the county for lease of property; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 555.072 (Real Estate Deliberation)]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to authorize for a committee to come up with the terms and conditions of a possible bid for lease of the property up to 2 acres on the northeast corner of Lake Casa Blanca Golf Course for a possible hotel chain on the property. The committee will be composed of Ana Laura Cavazos Ramirez, County Attorney, Leo Flores, County Auditor, Rosaura "Wawi" Tijerina, Commissioner Pct.2, Frank Sciaraffa, Commissioner Pct.1, and Leroy Medford, Executive Administrator. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent

Item No.18. Discussion and possible action to approve a first quarter disbursement of funds to 3rd party funding agencies associated with health and welfare as proposed by local hospitals; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza stated that the item was merely a status report for the County Commissioners and that they are still waiting for a response and tentatively a meeting with the UPL committee to be called for Monday for informational purposes.

Item No.69. Discussion and possible action to resolve a grievance filed by the Webb County Deputy Sheriff's Association pursuant to Article XIX of the Collective Bargaining Agreement among Webb County, Webb County Sheriff Martin Cuellar, and the Webb County Deputy Sheriff's Association, concerning the manner of determining longevity pay pursuant to Article XI, Section D, of the Collective Bargaining Agreement, 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 February 28, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to grandfather everyone as of October 1, 2011. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.70. Discussion and possible action to credit Webb County Sheriff Deputy Carlos Martinez with accrued sick leave that was deleted from his leave balance when his employment was terminated and to allow him to take advantage of the sick leave buy-back provision of the Deputy Sheriff's Collective Bargaining Agreement. Deputy Martinez was terminated by the Sheriff's Department but the Webb County Civil Service Commission later ordered him reinstated. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to credit Webb County Sheriff Deputy Carlos Martinez with accrued sick leave that was deleted from his leave balance and to allow him to sell back his sick leave. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.71. Discussion and possible action to assign the Webb County Attorney's Office to represent Webb County in Cause No. 2011-CVZ-000181-D4; Rosa Leven Garza and Amadita Guardiola vs. Webb County, Texas; In the 406th Judicial District Court; 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)]

Judge Valdez motioned to approve item #71 as submitted. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.72. Discussion and possible action to receive status report concerning entry of Final Declaratory Judgment in Cause No. 2010-CVQ-000107-D3; Webb County Deputy Sheriff's Association, et al. vs. Webb County Judge Danny Valdez, et al.; In the 341st Judicial District Court of Webb County, Texas; 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 February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Tijerina motioned to authorize the County Attorney's Office to continue representing Webb County Judge Danny Valdez on the appeal. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.73. Discussion and possible action to amend Chapter 4 of the Webb County Personnel Policies Manual regarding the application and hiring process for persons applying for employment with Webb County including, but not limited to, imposing requirements relating to a criminal background check, drivers license check, and/or credit check; 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 February 28, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to have all persons applying for employment with Webb County go through a Criminal and Driver's License Check and top potential candidates go through a Drug and Alcohol Screening paid by the applicants. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent with Cmr. Garza opposing to the assessment of the fees.

Judge Valdez motioned to bring up item #65 to proceed with step #2, the Interviewing of contractors and Scoring of the interview after a 15 minute break. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

(Break 12:48 p.m. – 1:12 p.m.)

Item No.65. Discussion and possible action for the Commissioners Court to evaluate, interview and score RFP 2010-02 “Design-Build Wastewater Appurtenances & Lift Station”.

**Step 1 Evaluation and scoring of Proposals
(Commissioner’s Court members have received the proposals submitted by each Contractor)**

Step 2 Interviews of contractors- Scoring of interview

(Contractors have been called to be present at 9:00 AM for the Webb County Commissioners Court Meeting)

Interview scoring forms have been provided to the member of the Webb County Commissioner’s Court for formal evaluation.

Scores on proposals (30%) will be combined with interview score (70) for a total score.

[Requested by Jaime A. Canales, Webb County Commissioner Pct. 4]

The following companies were interviewed in an open session by the County Judge and County Commissioners.

- DEH Construction
- LNV, Inc.
- SCR, Ltd.

(Break 2:16 p.m. – 2:40 p.m.)

Addendum

Item No.1. Discussion and possible action to approve the following line item transfer:

From:	605-0204-8801	Capital Outlay	1,010
To:	149-1301-6011	Travel	1,010

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

Motion carried 5-0 by unanimous consent.

Item No.19. Discussion and possible action to enter into a Thirty-Nine (39) month (February 28, 2011 through May 27, 2014) Premium Plus Maintenance Agreement with Toshiba Business Solutions of Texas concerning a Lexmark Model XS658DFE (Texas DIR Contract # DIR SDD-521) located at the Webb County Public Defender’s Office at a cost of TWO HUNDRED FIFTY DOLLARS (\$250.00) per year and a Total cost of EIGHT HUNDRED TWELVE DOLLARS AND FIFTY CENTS (\$812.50) over the term of the Agreement and with overage charges of \$0.009500; and authorizing the County

Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Hugo Martinez, Webb County Public Defender; Account #001-1102-6402]

- Item No.20.** Discussion and possible action to enter into a Thirty-Nine (39) month (February 28, 2011 through May 27, 2014) FMV Lease Agreement with Toshiba Business Solutions of Texas, concerning a Lexmark Model XS658DFE (Texas DIR Contract # DIR SDD-521) located in the Webb County Public Defender's Office at a cost of NINETY-SEVEN DOLLARS AND SIXTY CENTS (\$97.60) per month and a Total cost of THREE THOUSAND EIGHT HUNDRED SIX DOLLARS AND FORTY CENTS (\$3,806.40) over the term of the agreement; and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Hugo Martinez, Webb County Public Defender; Account #001-1102-6402]
- Item No.21.** Discussion and possible action to enter into a Vendor Agreement between Webb County for the Community Action Agency and Reliant Energy Retail Services LLC, the CARE Program whereby vendors will provide funding to Webb County Community Action Agency constituents to pay home energy expenses for a term beginning March 31, 2011 and ending March 30, 2012; and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Juan Vargas, Webb County Community Action Agency Director]
- Item No.22.** Discussion and possible action to enter into a Maintenance Agreement between Webb County Juvenile Department and SimplexGrinnell for Time and Materials for a period of One (1) year (February 28, 2011 through February 27, 2012) for a total amount of FOUR THOUSAND DOLLARS (\$4,000.00) over the Term of the Agreement; and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Melissa L. Mojica, Webb County Juvenile Probation Director; Account #001-1301-6402]

Cmr. Sciaraffa motioned to approve items #19, #20, #21, and #22 as submitted. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item NO.23.** Discussion and possible action to enter into a Three (3) year prepaid term (March 18, 2011 through March 17, 2014) Software Maintenance Agreement between Webb County Juvenile Probation Department and ISI Telemangement Solutions, Inc. for a total amount of ONE THOUSAND EIGHT HUNDRED FIFTEEN DOLLARS (\$1,815.00) over the term of the Agreement; and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Melissa L. Mojica, Webb County Juvenile Probation Director; Account #001-1301-6402]
- Item No.24.** Discussion and possible action pursuant to Section 263.152 (a) (1) of the Local Government Code to sell Two (2) Sheriff's Office patrol units to El Cenizo Police Department for One Dollar (\$1.00) each, and other valuable consideration; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto.

**2005 Ford Super-Crew 4x4
VIN No. 1FTPW14525KD79412**

**2005 Ford Crown Victoria
VIN No. 2FAFP71W65X129716**

[Requested by Martin Cuellar, Webb County Sheriff]

Cmr. Sciaraffa motioned to approve items #23 and #24 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item NO.25. Discussion and possible action to approve the following line item transfer to take effect beginning March 1, 2011 and ending September 30, 2011:

From:	001-1120-5001	Payroll Savings	7,000
To:	001-1120-5005	Part Time	7,000

Discussion on file at the Webb County Clerk's Office February 28, 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.26. Discussion and possible action to approve payment in the approximate amount of \$18,000.00 for the cost of labor and materials for the renovations and carpeting of the 111th District Courtroom, Offices, Conference Rooms, and Jury Room. [Account #638-8108-8801 (Capital Outlay)]

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

Motion carried 5-0 by unanimous consent.

Item No.27. Discussion and possible action to approve the following line item transfer:

From:	001-1002-7001	Indigent Defense	1,000
To:	001-1002-6007	Dues & Memberships	500
	001-1002-6010	Books & Subscriptions	500

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.28. Discussion and possible action to transfer the amount of \$22,000.00 out of Slot #2240 (Warrant Peace Officer) from Department 1042 (JP Pct 2 PI 1) to Slot #2602 (Clerk) in Department 2503 (Constable Pct 2), effective March 1, 2011; with funds reverting back to Department 1042 on September 30, 2011; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Comr. Garza motioned to table item #28. Comr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.29. Discussion and possible action to approve and authorize travel expenditures to attend training seminars for Four (4) employees.

Attachment "A"	<u>Amount</u>
Evictions & Civil Procedure Seminar Round Rock, Texas April 13-14, 2011	\$781.98
 Attachment "B"	
Civil Procedure Workshop Laredo, Texas March 17-18, 2011	<u>\$200.00</u>
Total Amount	<u>\$981.98</u>

[Account #016-1044-6011]

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

Motion carried 5-0 by unanimous consent.

Item No.30. Discussion and possible action to approve changes on the following Capital Outlay accounts:

From:	722-8108-8801	Radios	9,451
To:	722-8108-8801	Weapons	9,451
 From:	 733-8108-8801	 Radios	 549
To:	733-8108-8801	Weapons	<u>549</u>
			10,000

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 3-2 with Comr. Garza and Comr. Canales opposing.

Item No.31. Discussion and possible action to allow an exemption to the current County Wide hiring freeze and approve the filling of the following vacant Slot, effective immediately:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2234	Secretary	\$12.28

Discussion on file at the Webb County Clerk's Office February 28, 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.32. Discussion and possible action to approve the submission of an application to the Texas Border Sheriff's Coalition for law enforcement equipment, travel, and personnel for improved Texas border security in the amount of \$252,650; and designating the County Judge as the authorized official. This grant requires no match; and, therefore, this grant will have no impact on the general fund.

Item No.33. Discussion and possible action to approve the submission of an Other Victim's Assistance Grant (OVAG) application to the Office of the Attorney General for crime victims services in the amount of \$84,000; and designating the County Judge as the authorized official. This grant requires no match; and, therefore, this grant will have no impact on the general fund.

Item No.34. Discussion and possible action to approve the submission of a Victim Coordinator and Liaison Grant (VCLG) application to the Office of the Attorney General for crime victims services in the amount of \$84,000, and designating the County Judge as the authorized official. This grant requires no match; and, therefore, this grant will have no impact on the general fund.

Item No.35. Discussion and possible action to approve the submission of a Police Activities League (PAL) Mentoring Initiative application to the National PAL Mentoring Program for mentoring services to the youth of Webb County/City of Laredo in the amount of \$30,000; and designating the County Judge as the authorized official. This grant requires no match; and, therefore, this grant will have no impact on the general fund.

Item No.36. Discussion and possible action to approve an exemption to the current County Wide hiring freeze to allow the Sheriff's Office to fill the following vacant law enforcement Slots to support overall operations. These Slots are part of the current general order positions for FY2010-2011.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
502	Officer III	\$19.90

- Item No.37.** Discussion and possible action to approve the transfer of One (1) unmarked police unit from the Sheriff's Office to the Webb County Court of Law No. 1; and any other matters incident thereto.

Vehicle Description:

**2003 4 Dr. - Ford Expedition
VIN# 1FMFU15L63LB66691
County Unit #2799**

Comr. Tijerina motioned to approve items #32, #33, #34, #35, #36 and #37 as submitted. Comr. Garza seconded the motion.

Motion carried 4-0 with Comr. Canales out of the courtroom.

- Item No.38.** Discussion and possible action to approve the following title change and transfer of employee within the following Slots in order to comply with the Collective Bargaining Agreement, effective February 29, 2011.

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	458	Officer V	\$21.73
To:	458	Officer IV	\$20.91
From:	502	Officer III	\$19.90
To:	458	Officer IV	\$20.91

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 4-0 with Comr. Garza out of the courtroom.

- Item No.41.** Discussion and possible action to authorize the submission of a Texas Community Development Block Grant application to the Texas Department of Rural Affairs for the Disaster Relief Fund Program in the amount of \$232,345.00; 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 Texas Community Development Block Grant Program.

- Item No.42.** Discussion and possible action to grant an Easement and Right-of-Way for the electrical connection for the Quad-City Fire Station located off HWY 359 and approve payment in the amount of \$2,600.70 (Two Thousand Six Hundred Dollars and Seventy Cents) to American Electric Power; and authorize the County Judge to sign all relevant documentation. This action will have no impact on the County's General Fund. [Account #640-8001-8711 (Fire Station Fund)]

Item No.43. Discussion and possible action to approve the Economic Development and Community Action Agency organizational structure changes including job description modifications as approved by the Civil Service Commission and recommendations of the CAA Advisory Board.

Item No.44. Discussion and possible action to develop and submit Community Service Block Grant CSBG Amendment #2 to include administrative core positions not included in current budget. This action shall not impact the General Fund.

Item No.45. Discussion and possible action to reclassify the Community Action Agency Executive Director Position, Slot #1161 to Deputy Executive Director, and to authorize the filling of Slot #1161 at an annual salary not to exceed \$55,000 to be paid from the following programs: 75% from CSBG fund # 920-0012 and 25% from Local funds.

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Comr. Tijerina motioned to approve items #41, #42, #43, #44, and #45 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.46. Status report by county Fire and EMS coordinator regarding recent visit from the Texas Commission on Fire Protection.

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Jerry Arizola, Fire and EMS coordinator gave his status report regarding the recent visit from the Texas Commission on Fire Protection.

Item No.47. Discussion and possible action to approve the filling of the following Slot:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2091	Investigator/Supervisor	Up to \$22.10

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.48. Discussion and possible action to fill the following Slot, effective March 14, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
---------------	--------------	--------------------

1795

Network Specialist I

Up to \$18.36

Cmr. Canales 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 salary changes of the following Slot as per original budgeted rate, effective immediately:

	<u>Slot#</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	1406	Records Management Specialist	\$14.12
To:	1406	Records Management Specialist	\$17.55

Discussion on file at the Webb County Clerk's Office February 28, 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.50. Discussion and possible action to accept the Planning Advisory Board's recommendation to grant a conditional paving variance to Jones Street (between State Highway 359 and the railroad track) in conjunction with the preliminary and final plat approval of Lot 1, Block 1, Benavides Subdivision located in the community of Oilton. Paving variance is conditioned upon no further division of the property; otherwise, full compliance of the paving requirement is required.

Item No.51. Discussion and possible action to approve the filling of the following Slot, effective March 18, 2011.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2477	Secretary (Juvenile Unit)	\$13.84

Cmr. Sciaraffa motioned to approve items #50 and #51 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.52. Discussion and possible action to purchase Five (5) Dell Computers with software and licenses for Department 2503, Constable Pct. 2, in the amount of \$8,490.50. [Account #733-8108-8801 (Capital Outlay Fund)]

Item No.53. Discussion and possible action to approve the purchase of floor tiles in an amount not to exceed \$1,000.00 for the Justice of the Peace Pct. 2. [Requested by Ramiro Veliz, Webb County Justice of the Peace, Pct. 2; Account #722-8108-8801 (Capital Outlay)]

Item No.54. Discussion and possible action to re-upholster Twenty-Two (22) chairs for the Justice of the Peace Pct. 2 from Laura's Upholstery in the amount of \$1,422.00. [Requested by Ramiro Veliz, Webb County Justice of the Peace, Pct. 2; Account #722-8108-8801 (Capital Outlay)]

Item No.55. Discussion and possible action to transfer \$3,600 from 658-8103-8710-4 Series 2003 (Park Development Funds) to 660-0204-8801 Series 2003 (Capital Outlay) and to approve the purchase of computer equipment for Commissioner Pct. 4, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR-SDD Contracts, Texas Local Government Code, from Dell as follows:

<u>Qty</u>	<u>Description</u>	<u>DIR</u>	<u>Amount</u>
2	Vizio 37"LCD	SDD-890	\$ 950.38
1	Computer	SDD-890	\$1,375.13
1	Color Laser Printer/Initial yr warranty	SDD-890	\$ 509.99
1	Laser Printer/Initial yr warranty/2 yr extended	SDD-890	\$ 357.79
1	Office Pro Plus Software	SDD-1014	<u>\$ 406.10</u>
	Total amount		<u>\$3,599.39</u>

[Requested by Commissioner Jaime A. Canales, Commissioner Pct. 4; Account #660-0204-8801 (Capital Outlay Fund)]

Cmr. Sciaraffa motioned to approve items #52, #53, #54, and #55 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.56. Discussion and possible action to purchase Fifteen (15) software Licenses and officer profile setup and training for the Sheriff's Department pursuant to Section 262.024 (d), captive replacement parts or components for equipment and grant an exemption to competitive quotes, Texas Local Government Code from COPsync, Inc. in the amount of \$11,505.00. [Requested by Martin Cuellar, Webb County Sheriff; Account #282-2001-6224-2 (Border Sector Force)]

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

Motion carried 5-0 by unanimous consent.

Item No.57. Discussion and possible action to purchase One (1) Director IP Project 25 Interoperability Upgrade System pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program H-GAC Contract No. RA01-08 Texas Local Government Code, from Dailey Wells Communication, Inc. in the amount of \$45,301.86. [Requested by Martin Cuellar, Webb County Sheriff; Account #317-2001-8801 (SHSP Funds)]

Item No.58. Discussion and possible action to purchase Security System Equipment for Justice of the Peace, Pct. 4 from Webmaster Inc. in the amount of \$33,729.55. [Requested

by Oscar O. Martinez, Webb County Justice of the Peace, Pct. 4; Account #016-1044-6224 (Technology Fund)]

Item No.59. Discussion and possible action to ratify the emergency repair of a pump for water utilities in the amount of \$8,177.00. [Requested by Fitzgerald Sanchez, Webb County Engineer; Account #801-3001-6402 (Water Utility Fund)]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #57, #58, and #59 as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.60. Discussion and possible action to award RFP 2009-08 "Time and Attendance Application" to Workforce Software with required IBM hardware in an amount not to exceed \$300,000; and authorizing the County Judge to sign all relevant documents. [Requested by Jaime Alvarado, MIS Director; Account #638-8108-8801; Sheriff Martin Cuellar; Account #170-2001-8801]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.61. Discussion and possible action to approve a resolution to exempt DEA Task Force equipment necessary for investigations from the bidding process or the quotes as authorized in Section 262.024 (a) (2) an item necessary to preserve or protect the public health and safety of the residents of the county. [Requested by Isidro R. Alaniz, Webb County District Attorney (Forfeiture Funds)]

Discussion on file at the Webb County Clerk's Office February 28, 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.62. Discussion and possible action to approve the purchase of a plaque for the Justice of the Peace, Pct. 3 Building in an 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)]

Item No.63. Discussion and possible action to approve the purchase of Six (6) IPADs to be used with electronic agenda (paperless system). [Requested by Dr. Cecilia May Moreno,

Webb County Purchasing Agent; Account #016-0101-8801 (Technology and Capital Outlay Fund)]

Item No.64. Discussion and possible action to approve a Resolution for participation in the Texas Comptroller of Public Accounts Purchasing Cooperative. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Comr. Garza motioned to approve items #62, #63, and #64 as submitted. Comr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.66. Discussion and possible action to accept the rankings of the Commissioner's Court for RFP 2010-02 "Design-Build Wastewater Appurtenances & Lift Station" and to instruct county staff to enter into negotiations with the top ranked firm; and any other matters incident thereto. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Webb County Purchasing Agent, Dr. C. Moreno read the ranking results of the companies as follows:

- DEH Construction 83%
- LNV, Inc. 73%
- SCR 71%

Comr. Garza motioned to accept the highest ranked company and to authorize the negotiations. Comr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.67. Discussion and action to review and amend list of members of the Webb County Scoring Committee; it is recommended we use scoring committee positions by title and not by name. Commissioner's Court may wish to add by title to the list.

**Leo Flores, County Auditor
Eloy Ramirez/ Dr. Cecilia May Moreno, Purchasing Agent
Fitzgerald Sanchez, County Engineer
Cynthia Mares, Administrative Services Director
Homero Ramirez/Anna Laura Cavazos- Ramirez, County Attorney
Leroy Medford, Executive Administrator to County Judge**

[Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Discussion on file at the Webb County Clerk's Office February 28, 2011 Commissioner's Court Meeting DVD.

Cmr. Tijerina motioned to approve item #67 with the addition of Mr. Juan Vargas, Economic Development/CAA Director as a member of the Webb County Scoring Committee. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.68. Discussion and possible action to approve the transfer of employees into the following Slots with salary changes and approve the filling of the resultant vacant Slot.

	<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

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

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

Item No.74. Adjourn

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

Motion carried 5-0 by unanimous consent.