

# Official Minutes for Webb County Commissioners Court Meeting

**Tuesday, April 26, 2011 at 9:00 AM  
(Approved May 9, 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 21<sup>st</sup> day of April 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 April 7, 2011, April 11, 2011 and April 14, 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 April 26, 2011 Commissioner's Court Meeting DVD.

County Treasurer, Delia Perales presented her monthly report for March. She stated that she was not the responsible party any County Office's deficit.

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

Motion carried 5-0 by unanimous consent.

Road and Bridge Superintendent, Jose Luis Ramos gave a presentation regarding the Fuel Rates for September 2010 to April 2011.

## Item No.5.      **Communications**

Cmr. Canales congratulated Henry Cuellar and the grant writer responsible for the \$256,000 received towards the Webb County Volunteer Fire Department. He also congratulated the Laredo I.S.D. Finance Department for receiving the Distinguished Budget Presentation Award for the third year in a row and for the 12<sup>th</sup> time in fourteen years. Cmr. Canales thanked the Webb County Employees for joining in on the Webb County Employee Appreciation Luncheon. He thanked District Attorney, Isidro Alaniz for the Shoot for the Stars Clay Tournament that raised over \$65,000 for the Children's Advocacy Center of Laredo. Cmr. Canales invited all veterans to the 1<sup>st</sup> Annual Hero Salute Luncheon and congratulated all of them for all the work they have done and continue to do for our country. He stated that there would be a special presentation for Mr. Mike Cabello, a Navy veteran. Cmr. Canales mentioned that Mr. Cabello represents the best of what the Navy has to offer and that he has received numerous awards while serving the U.S. Naval Reserve.

Cmr. Garza welcomed everyone to Commissioner's Court particularly the veterans, law enforcement agencies, Sheriff Officers, Sheriff Deputies, U.I.S.D. Chief Gardner, and representatives from Texas Parks and Wildlife. He expressed his deepest condolences to the family of George Edward Glasford. Cmr. Garza invited all the veterans to the 1<sup>st</sup> Annual Hero Salute Luncheon. He thanked everyone who made the third Neighborhood Advisory Meeting a tremendous success. Cmr. Garza congratulated the Nixon Lady Mustangs for their upcoming participation on the Track Regionals in San Antonio. Lastly he congratulated Ms. Pat Campos for her 30 years of dedicated service to Webb County and on her upcoming retirement.

Cmr. Tijerina welcomed all the veterans and law enforcement agencies present. She thanked the Congressman for the grant that was awarded to the Webb County Volunteer Fire Department. Cmr. Tijerina thanked Ms. Pat Campos for her 30 years of dedicated service to Webb County and wished her the best of luck on her upcoming retirement. She congratulated Cmr. Canales and Cmr. Garza on the upcoming Hero Salute Luncheon. She thanked the employees that helped in the Employee Appreciation Luncheon and mentioned that the employees were the backbone of Webb County. Cmr. Tijerina thanked United Independent School District for being helpful in providing the tents. Cmr. Tijerina sent out her heartfelt condolences to the Glasford family as well as the Gallagher and Carl Hagg family.

Cmr. Sciaraffa – No comment.

Judge Valdez congratulated and thanked Congressman Henry Cuellar for the grant that was awarded to the Webb County Volunteer Fire Department. He thanked the employees that helped in the Employee Appreciation Luncheon and mentioned that the employees were the backbone of Webb County. Judge Valdez recognized Webb County Employee Pat Campos and continued by reading a letter of appreciation on behalf of the Commissioner's Court.

Cmr. Garza proceeded by reading a plaque in dedication to Ms. Pat Campos.

Cmr. Garza publicly thanked the South Texas Afghanistan and Iraqi Veterans Association for having inducted himself and Cmr. Canales as honoring members of the association. He also recognized the El Cenizo Mayor Raul Reyes.

Cmr. Canales also thanked the South Texas Afghanistan and Iraqi Veterans Association for having inducted himself and Cmr. Garza as honoring members of the association.

**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.**

Estela Quintanilla

Ms. Quintanilla spoke in support of item #32.

Raul Reyes

Mr. Reyes spoke in support of item #32.

Cmr. Sciaraffa motioned to bring up items #31, #32, and #33. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

#### Honorable Martin Cuellar, Sheriff

**Item No.31. Discussion and possible action to accept a Police Activities League (PAL) Mentoring Initiative grant from the National PAL Mentoring Program for mentoring services to the youth of Webb County/City of Laredo in the amount of \$30,000.00, 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.**

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

Motion carried 5-0 by unanimous consent.

**Item No.32. Discussion and possible action to approve the addition of One (1) Helicopter to the Sheriff's Office fleet inventory and provide the necessary insurance coverage.**

**Helicopter Observation OH-6A  
Serial #1520009181523/68-17159  
File; L00602936  
DTID # H9DEB161322060**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Sheriff, Martin Cuellar along with Federico Garza and Deputy Juan Ramirez gave a presentation on Waging the Fight Against Crime.

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

Motion carried 5-0 by unanimous consent.

Item No.33. Discussion and possible action to approve the following line item transfers:

From:	2060-6023-03	Contract Services Dimmit	\$84,820
To:	2001-6022-1	Drug /Alcohol/Physical	3,120
	2001-6205	Materials and Supplies	10,000
	2001-6224	Minor Tools and Apparatus	10,000
	2001-6401	Building Maintenance	11,700
	2060-5003	Overtime	40,000
	2060-6205	Materials and Supplies	<u>10,000</u>
		Total	\$84,820

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

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to bring up item #16. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

#### Commissioners Court

Item No.16. Recognition of Petty Officer Mike Cabello from the Webb County Engineering Department for receiving the Defense Meritorious Service Medal by Lt-General William Caldwell for his service in Afghanistan. [Requested by Jaime A. Canales, Commissioner Pct. 4]

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Petty Officer Mike Cabello of the Webb County Engineering Department was recognized by the Commissioner's Court for receiving the defense Meritorious Service Medal by Lt-General William Caldwell for his service in Afghanistan.

Cmr. Tijerina motioned to bring up item #35. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

#### Honorable Delia Perales, Treasurer

Item No.35. Discussion and possible action to approve the renewal of the Webb County Depository Contract with an extension of Two (2) years with Commerce Bank to end in 2013. (Texas Local Government Code Section 116.021)

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

Motion carried 5-0 by unanimous consent.

Honorable Danny Valdez, Webb County Judge

**Item No.7.** Presentation by the Webb County Medical Examiner and the Texas Parks and Wildlife Department on Water Safety Awareness; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Webb County Medical Examiner, Dr. Stone along with Texas Parks and Wildlife Department Representatives gave a presentation on Water Safety Awareness.

**Item No.8.** Discussion and possible action to approve Change Order No. 3, in the amount of \$1,430,000.00 to Leyendecker Construction, Inc. for the construction of the Juvenile Justice Alternative Educational Program School (JJAEP) to be located at the Judge Solomon Casseb, Jr. Webb County Youth Village site. The funding will come from the Webb County Bond series 2010 Fund #633 and the JJAEP Construction Fund #701. [Co-Sponsored by Jaime A. Canales, Commissioner Pct. 4]

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

**Item No.9.** Discussion and possible action to approve the assignment of the Webb County Youth Village contract from Frank Architects to Ausland Architects and to approve the additional services contract in the amount of \$84,000.00; and any other matters incident thereto. Ausland Architects is an original member of the design team and sealed the Juvenile Detention Facility drawings. [Co-Sponsored by Jaime A. Canales, Commissioner Pct. 4]

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to move up item #37. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Auditor

**Item No.37.** Presentation of the Fiscal Year 2009-2010 Independent Audit conducted and completed by the CPA Firm of Garza, Martinez and Company and action to accept Webb County's Audited Basic Financial Statements for Fiscal Year 2009-2010.

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Presentation of the Fiscal Year 2009-2010 Independent Audit conducted and completed by the CPA Firm of Garza, Martinez and Company was given by Linda Compean.

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to move up items #48 and #49. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.48.** Discussion and possible action to approve a Resolution and Order supporting the County's participation in the Advanced Funding Agreement for Coordinated Border Infrastructure (CBI) Loop 20 Initiative Project between the State of Texas acting through the Texas Department of Transportation for the preparation of Preliminary Engineering for Loop 20 and authorizing the County Judge to execute all relevant documents; 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)]

**Item No.49.** Discussion and possible action to enter into a contract between Webb County and Dannenbaum Engineering Corporation for the preparation of schematics; environmental documents; and development of plans, specifications and estimates for Loop 20 main lanes from just West of Interstate 35 to 3000 LF East of Havana Road (contingent upon approval of the advanced funding agreement initiated by TXDOT, a resolution order of the Webb County Commissioners Court approving said advanced funding agreement, and the issuance of a formal Letter of Authority by the Federal Highway Administration) and authorizing the County Judge to execute all relevant documents; 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 go into Executive Session. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**(Executive Session 10:54 – 11:50 a.m.)**

No action taken.

**Item No.48.** Discussion and possible action to approve a Resolution and Order supporting the County's participation in the Advanced Funding Agreement for Coordinated Border Infrastructure (CBI) Loop 20 Initiative Project between the State of Texas acting through the Texas Department of Transportation for the preparation of Preliminary

Engineering for Loop 20 and authorizing the County Judge to execute all relevant documents; 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 April 26, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve item #48 subject to the clarification from TxDOT on some of the wording that the County Attorney has questions on. Cmr. Canales seconded the motion.

Cmr. Garza added to his motion that item #48 be approved subject to receiving some type of notice from TxDOT Administration clarifying some of the issues in the Agreement.

Albert Quintanilla, District Engineer for the Laredo Department of Transportation was present to clarify various points regarding Resolution and Order supporting the County's participation in the Advanced Funding Agreement.

Motion carried 5-0 by unanimous consent.

**Item No.49.** Discussion and possible action to enter into a contract between Webb County and Dannenbaum Engineering Corporation for the preparation of schematics; environmental documents; and development of plans, specifications and estimates for Loop 20 main lanes from just West of Interstate 35 to 3000 LF East of Havana Road (contingent upon approval of the advanced funding agreement initiated by TXDOT, a resolution order of the Webb County Commissioners Court approving said advanced funding agreement, and the issuance of a formal Letter of Authority by the Federal Highway Administration) and authorizing the County Judge to execute all relevant documents; 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 April 26, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve item #49 subject to receiving all changes on the documentation. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

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

**Item No.10.** Discussion and possible action to request that each member of Commissioners Court appoint Two (2) community members from each Community Center within their Precinct to attend the 2<sup>nd</sup> Annual Laredo Environmental Summit on October 20<sup>th</sup>, 2011 at TAMU Student Center.

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

Motion carried 5-0 by unanimous consent.

**Item No.11. Discussion and possible action to approve the following Utilities Department reorganization and transfer of Slot with title and salary changes:**

	<u>Slot #</u>	<u>Title</u>	<u>Location</u>	<u>Rate</u>
From:	1305	Operator 1	Water Plant (Rio Bravo)	\$11.79
To:	1305	Water Plant Truck Driver	Water Plant (Colorado Acres)	\$12.83

**[Payroll Savings]**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Comr. Tijerina motioned that the individual's title be changed with the same pay of \$11.79. Comr. Canales seconded the motion.

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

Comr. Sciaraffa motioned to bring up items #12, #13, and #15. Comr. Tijerina seconded the motion.

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

**Item No.12. Status report from staff regarding Border Colonia Access Program (BCAP) funds for colonia paving projects, status of pending paving projects funded thru BCAP, and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

County Engineer, Fitzgerald Sanchez presented a status report regarding the Border Colonia Access Program (BCAP) funds for colonia paving projects.

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

**Item No.13. Status report by Webb County Engineer on Rancho Penitas West Paving Project; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

County Engineer, Fitzgerald Sanchez presented a status report regarding the Rancho Penitas West Paving Project.

**Item No.15. Status Report by Webb County Engineer on the following pending projects in Webb County:**

1. Damages to the current raw water intake
2. Flood Damages to Rio Bravo Water and waste water systems



- a. Patricia Lift Station:
  - b. Waste Water Line( Sewage Line)
  - c. Effluent Line
  - d. Old intake/ back up structure
3. Casa Blanca Dam plans and specifications for repair
  4. Engineering Department is under a demand order by TCEQ to make the maintenance to the Casa Blanca Dam
  5. Mirando Community Center final closeout
  6. Colorado Acres R O Plant
  7. Court House Roof Repairs
  8. La Presa Plat
  9. TEXMEX Building Feasibility Study
  10. Right of way Acquisition on all Colonias (HW 59)

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

County Engineer, Fitzgerald Sanchez presented a status report regarding the pending projects in Webb County.

- Item No.14.** Discussion and possible action to approve a contract amendment to the Texas Community Development Program Contract (TCDP # 729145 Rancho Penitas West ) with the Texas Department of Rural Affairs to expand target area and include Colonia Pueblo Nuevo for First-Time Water & Sewer House-to-Line Connections. This action will not impact the County's General Fund and designate the County Judge as the County's Chief Executive Officer and authorize the County Judge to sign all relevant documents.

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

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

- Item No.17.** Discussion and possible action to enter into a Thirty-Nine (39) month contract between Webb County and Toshiba Business Solutions on a Premium Plus Maintenance Agreement (Texas DIR Contract #DIR SDD-521) beginning on April 26, 2011 through July 25, 2014 for a Toshiba ES 255se copier located at the Veterans Service Office at a cost of SIXTY DOLLARS (\$60.00) per quarter and a total cost of SEVEN HUNDRED TWENTY DOLLARS (\$720.00) over the term of the Agreement with copy overages at a charge of \$0.007900 per unit for each excess black copy and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Antonio Silva, Webb County Veterans Service Director; Account #001-5050-6402]

- Item No.18. Discussion and possible action to enter into a Thirty-Nine (39) month FMV Lease Agreement between Webb County and Toshiba Business Solutions (Texas DIR Contract #DIR SDD-521) beginning on April 26, 2011 through July 25, 2014 for a Toshiba ES 255se copier located at the Veterans Service Office at a cost of ONE HUNDRED FORTY-TWO DOLLARS AND SIXTY-EIGHT CENTS (\$142.68) per month and a total cost of FIVE THOUSAND FIVE HUNDRED SIXTY-FOUR DOLLARS AND FIFTY-TWO CENTS (\$5,564.52) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Antonio Silva, Webb County Veterans Service Director; Account #001-5050-6014]
- Item No.19. Discussion and possible action to enter into a Thirty-Nine (39) month FMV Lease Agreement between Webb County and Toshiba Business Solutions (Texas DIR Contract #DIR SDD-521) beginning on April 26, 2011 through July 25, 2014 for a Toshiba ES 6530C copier located at the Planning Department at a cost of FOUR HUNDRED FORTY-EIGHT DOLLARS AND EIGHTY-THREE CENTS (\$448.83) per month and a total cost of SEVENTEEN THOUSAND FIVE HUNDRED FOUR DOLLARS AND THIRTY-SEVEN CENTS (\$17,504.37) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Rhonda Tiffin, Webb County Planning Director; Account #010-0102-6014]
- Item No.20. Discussion and possible action to enter into a Thirty-Nine (39) month Premium Plus Maintenance Agreement between Webb County and Toshiba Business Solutions (Texas DIR Contract #DIR SDD-521) beginning on April 26, 2011 through July 25, 2014 for a Toshiba ES 6530C copier located at the Planning Department at a cost of \$0.008000 per each black copy and \$0.0700 per each color copy and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Rhonda Tiffin, Webb County Planning Director; Account #010-0102-6014]

Cmr. Garza motioned to approve items #17, #18, #19, and #20 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No.21. Discussion and possible action to enter into an Interlocal Agreement with Laredo Community College "LCC" for FY 2010-2011 (October 1, 2010 – September 30, 2011), wherein LCC will provide students with an opportunity to work at various County offices and departments as part of the Federal-Work Program at a cost to the County not to exceed TEN THOUSAND DOLLARS (\$10,000.00) over the term of the agreement, and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Cynthia Mares, Webb County Administrative Services Director; Account #001-0109-7549]

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

Comr. Garza motioned to table item #21. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.22. Discussion and possible action to approve the Interlocal Government Agreement between the City of Laredo and Webb County regarding the placement of a modular building adjacent to the Community Center located at Rio Bravo for use by the WIC program of the City of Laredo Health Department and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Anna Laura Cavazos Ramirez, Webb County Attorney]**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

**Item No.23. Discussion and possible action to enter into a turnkey relocation agreement for point-to-point fixed service between T-Mobile USA Inc. and Webb County; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Mario Cavazos, Communications Director]**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

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

**Item No.24. Discussion and possible action to enter into a Supplemental Lease Agreement between Webb County and the United States Department of Agriculture for property located at 7209 E. Saunders, Suite 6 (Laredo Service Center) for a period not to exceed Twelve (12) months effective, April 1, 2011 through March 31, 2012 at a rental rate price of \$10.39 per square feet and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Anna L. Cavazos Ramirez, Webb County Attorney]**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

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

**Item No.25. Discussion and possible action to enter into a Memorandum of Understanding between Laredo Independent School District and Webb County Headstart for**

operation and monitoring services of Four (4) full day pre-kindergarden classrooms with certified teachers from LISD and teacher assistants from Head Start that will serve four-year-old children for a period of Four years beginning with the 2011-2012 school year through the 2013-2014 school with Non-Appropriation of funds to be used and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4200-5001]

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

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

**Honorable Esther Degollado, District Clerk**

Item No.26. Discussion and possible action to approve minor repairs and remodeling (Painting entire office, replacing base boards and removal of a wall) for the Webb County District Clerk's Office in the amount of \$3,000.00. [Account #001-0106-6401 (Repairs and Maintenance of Building)]

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

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

**Honorable Ramiro Veliz, Justice of the Peace Pct. 2 Pl. 1**

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

From:	001-1042-6205	Materials & Supplies	\$200
To:	001-1042-5601	Administrative Travel	\$200

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

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

**Honorable Ricardo Rodriguez, Constable Pct. 2**

Item No.28. Discussion and possible action to approve the following line item transfer:

From:	733-8108-8801	Capital Outlay	\$3,161
To:	173-2503-6224	Minor Tools & Apparatus	\$3,161

Item No.29. Discussion and possible action to approve the following line item transfer:

From:	001-2503-6011	Training & Education	\$5,250
To:	001-2503-6224	Minor Tools & Apparatus	\$5,250

**Item No.30.** Discussion and possible action to purchase Office Furniture in the amount of \$5,250.00 from lowest bidder. [Account #001-2503-6224 (Minor Tools & Apparatus)]

Comr. Canales motioned to approve items #28, #29, and #30 as submitted. Judge Valdez seconded the motion.

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

**Honorable Patricia A. Barrera, Tax Assessor- Collector**

**Item No.34.** Discussion and possible action to approve salary adjustment for the following Slot, as per original budget, effective April 26, 2011:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	2272	Deputy Tax Collector	\$12.00
To:	2272	Deputy Tax Collector	\$14.51

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

Motion does not pass due to a 2-3 vote with Comr. Garza, Comr. Tijerina, and Comr. Canales voting against.

**Honorable Delia Perales, Treasurer**

**Item No.36.** Discussion and possible action to approve the following line item transfer:

From:	001-0300-6205	Materials & Supplies	\$53
To:	001-0300-6010	Books & Subscriptions	\$53

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

Motion carried 5-0 by unanimous consent.

**Casa Blanca Golf Course**

**Item No.38.** Discussion and possible action to approve an increase in the amount of "Tifway Bermuda Grass" to be purchased for the Casa Blanca Golf Course as per Bid 2011-04 from King Ranch Turfgrass in an amount not to exceed \$40,000.00; and any other matters incident thereto. [Requested by Southern Golf Properties; Account #631-6001-8601 (Casa Blanca Golf Course)]

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

Motion carried 5-0 by unanimous consent.

### Community Action Agency

- Item No.39. Discussion and possible action to accept a check in the amount of \$298.32 from Valley Telephone Cooperative, Inc. to Webb County. The check represents a portion of a capital distribution from 2002, 2003 and 2009 as approved by the Board of Directors of Valley Telephone Cooperative, Inc. [Account #920-4200-6004]
- Item No.40. Discussion and possible action to accept \$5,000.00 from Reliant Energy Retail Services, LLC. The Webb County Community Action Agency will utilize these funds to assist qualified Reliant Energy Retail Service, LLC clients. [Account #902-4202-7004]

Cmr. Garza motioned to approve items #39 and #40 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No.41. Discussion and possible action to authorize the Community Action Agency to enter into an annual agreement with Direct Energy, LP, CPL Retail Energy, WTU Retail Energy and Three Retail Energy Providers (REP). The purpose of the agreement is to assist Direct Energy, LP, CPL Retail Energy, WTU Retail Energy and Three Retail Energy Providers (REP) low income clients pay their electric home energy expenses through the Neighbor to Neighbor Program.

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

Motion carried 5-0 by unanimous consent.

### Economic Development

- Item No.42. Discussion and possible action to approve the resolution authorizing the Webb County Commissioners Court to designate the Honorable Danny Valdez, Webb County Judge and Honorable Rosaura "Wawi" Tijerina, Webb County Commissioner Precinct #2, as the authorized signatories on the TCDP #710075, House-to-Line Connection Project for the Community of Mirando in Webb County, Texas; and authorize the County Judge to sign all relevant documentation.
- Item No.43. Discussion and possible action to approve and authorize the Webb County Commissioners Court the appointment of Mr. Juan Vargas as the Labor Standards Officer and the Equal Opportunity/Fair Housing Officer to the TCDP #710075, House-to-Line Connection Project for the Community of Mirando in Webb County, Texas; and authorize the County Judge to sign all relevant documentation.

Cmr. Tijerina motioned to approve items #42 and #43 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Engineer

Item No.44. Discussion and possible action to approve the following change order for the Mangana Hein ARRA Paving Project.

Change Order No. 6 – Extend 24" metal pipe and 10'x8' concrete box drainage structures, widen road, and removal and replacement of guardrail and other ancillary work to improve safety at an approximate cost of \$208,747.02 using available project funds and resulting in a net change order amount of \$0 (ARRA Funding). Final approval is contingent on TxDOT concurrence.  
[Account #736-8001-8801-14]

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

Motion carried 5-0 by unanimous consent.

Item No.45. Discussion and possible action to award bid 2011-03 for the Resurfacing of Existing Roadway Project within the City of Rio Bravo to Anderson Columbia, Inc., the lowest qualified bid by TxDOT with a bid amount of \$544,110.00 and contingent on concurrence from TxDOT; and authorizing the County Judge to sign all relevant documents. [Account #656-8001-8801-14 (BCAP Funds)]

Item No.46. Discussion and possible action to approve the following line item transfers for the Water Utility Department:

From:	801-3002-6401	Repairs and Maintenance Building	\$	250
	801-3002-6205	Materials and Supplies		200
	801-3004-6001	Office Supplies		300
	801-3001-6201	Utilities		<u>5,100</u>
				\$5,850
To:	801-3001-6224	Minor Tools and Apparatus	\$	800
	801-3004-6703	Landfill fees		50
	801-3004-6402	Repairs and Maintenance to Equipment		<u>5,000</u>
				\$5,850

Item No.47. Discussion and possible action to approve the following line item transfer for the Engineering Department:

From:	010-0115-6011	Training & Education		\$1,000
To:	010-0115-6007	Dues & Memberships		500
	010-0115-6403	Vehicle Maintenance		<u>500</u>
				\$1,000

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve items #45, #46, and #47 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### Facilities

**Item No.50.** Discussion and possible action to increase the funding to the Webb County Title Building remodeling project from One Hundred Fifty Thousand Dollars (\$150,000.00) to One Hundred Seventy Thousand Dollars (\$170,000.00).

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

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

Motion does not pass due to a 2-3 vote with Cmr. Sciaraffa, Cmr. Tijerina, and Cmr. Canales voting against.

**Item No.51.** Discussion and possible action to approve the following line item transfers:

From:	001-0106-6402 Repairs & Maintenance Equipment	\$28,000
	001-0106-6502 Janitorial Supplies	17,000
	001-0106-6703 Landfill Fees	500
	001-0106-6011 Training & Education	400
	001-0106-6014 Equipment Rental	<u>500</u>
		\$46,400
To:	001-0106-6204 Fuel & Lubricants	\$17,500
	001-0106-6401 Repair & Maintenance Buildings	15,000
	001-0106-6205 Materials & Supplies	11,000
	001-0106-6224 Minor Tools & Apparatus	900
	001-6002-6204 Fuel & Lubricants	<u>2,000</u>
		\$46,400

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

Motion carried 5-0 by unanimous consent.

**Item No.52.** 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.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
0026	Custodian	\$9.00
0029	General Repairs Person	\$9.00
9119	Part-Time Custodian	\$8.25



Discussion on file at the Webb County Clerk's Office April 26, 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.

Fernando A. Salinas Community Center

Item No.53. Discussion and possible action to approve the filling of the following Slot:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2397	Administrative Technician	\$10.71/hr

[Requested by Eddie Zavala, Community Center Director]

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

Motion carried 5-0 by unanimous consent.

Fire Suppression & EMS Services

Item No.54. Discussion and possible action to approve the following line item transfer:

From: 001-2203-7203-1	Cash Match	\$15,000
To: 011-2203-6402	Materials & Supplies	7,500
001-2203-6403	Vehicle Maintenance	<u>7,500</u>
		\$15,000

La Presa Community Center

Item No.55. Discussion and possible action to approve the following line item transfer:

From: 001-6115-6205	Materials & Supplies	\$200
To: 001-6115-6401	Repairs and Maintaining Building	\$200

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

Motion carried 5-0 by unanimous consent.

Larga Vista Community Center

Item No.56. Discussion and possible action to approve the following line item transfers:

From: 001-6103-6402	Repairs & Maint. Equipment	\$250
001-6103-6403	Repairs & Maint. Vehicles	<u>\$200</u>
		\$450
To: 001-6103-6204	Fuel & Lubricants	\$450

Item No.57. Discussion and possible action to accept a donation of Four (4) used computers for the Larga Vista Community Center Computer Lab from Texas A&M College Station Colonias Program and any other matters incident thereto.

Item No.58. Discussion and possible action to fill the following Slot:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2397	Administrative Technician	\$10.71

Comr. Tijerina motioned to approve items #56, #57, and #58 as submitted. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

### Planning

Item No.59. 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 tract of land known as the North ½ of Lot 12, Block 7, Los Altos Subdivision, as further described in Vol. 2276, Pgs. 690-694, W.C.D.R. Approval is limited to one dwelling only (limited to a total of one dwelling unless replatted).
- b) An unplatted 0.5 acre tract of land, more or less, known as the West ½ of Tract F-1, Old Milwaukee, as further described in Vol. 1002, Pgs. 347-348, W.C. D.R. Approval is limited to one dwelling only (limited to a total of four dwellings unless replatted).

### Public Information Officer

Item No.60. Discussion and possible action to approve the following line item transfer:

From: 001-0550-6411-01	Repairs & Maintenance Audio & Video	\$900
To: 001-0550-6004-2	Cell Phone Cost	\$900

Comr. Garza motioned to approve items #59 and #60 as submitted. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

### Purchasing

**Item No.61.** Discussion and possible action to approve the removal, relocation and replacement of utility pole containing a two way feed on the intersection of Enlace Road and Arco Iris Road from Medina Electric Coop., Inc. in an estimated amount of \$3,656.91. [Requested by Fitzgerald Sanchez, Webb County Engineer; Account #707-8801-8801-14 (Construction Fund)]

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

Motion carried 5-0 by unanimous consent.

**Item No.62.** Discussion and possible action to purchase Two (2) Patrol Vehicles and Radio Equipment for Sheriff's Department pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program HGAC- Contract VE03-06 and RA01-08, Texas Local Government Code from Philpott Motors and Motorola for a total amount of \$90,720.40. [Requested by Martin Cuellar, Webb County Sheriff; Account #170-2001-8801 (Forfeiture Funds)]

Discussion on file at the Webb County Clerk's Office April 26, 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.63.** Discussion and possible action to authorize the purchase and installation of Thirty-Nine (39) 3" angle iron/ steel plates for all jail windows and for the purchase and installation of Ten (10) 1" inch pipe for jail showers from Travis Welding in the amount of \$19,750.00. [Requested by Martin Cuellar, Webb County Sheriff; Account #001-2060-6401 (Building Maintenance)]

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to table item #63. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.64.** Discussion and possible action to authorize the Purchasing Agent to solicit bids for the replacement of the Webb County Jail HVAC System. [Requested by Martin Cuellar, Webb County Sheriff; Account #628-2060-8103, (2010 Bond Series)]

**Item No.65.** Discussion and possible action to purchase classroom supplies for the Head Start Center from Discount School Supply in the amount of \$20,251.12. [Requested by

**Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6069 (Head Start Program)]**

Comr. Sciaraffa motioned to approve items #64 and #65 as submitted. Comr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.66. Discussion and possible action to approve the request from Head Start for the purchase of Teaching Strategies Gold Assessment Toolkit pursuant to Sections 262.024 Discretionary Exemptions (a) 7, sole source from Teaching Strategies, a sole source provider for Teaching Strategies Gold Assessment Toolkit for an amount not to exceed \$13,577.00. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6069 (Head Start Program)]**

Discussion on file at the Webb County Clerk's Office April 26, 2011 Commissioner's Court Meeting DVD.

Purchasing Agent, Dr. C. Moreno stated the correction on item #66, she affirmed that the item was not to read as a Sole Source and that she had at least two quotes but it would be awarded to the previously mentioned company which was Teaching Strategies.

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

Motion carried 5-0 by unanimous consent.

### Self Help Center

**Item No.67. Discussion and possible action to terminate contract with Self-Help Center Housing Rehabilitation Contractor - JCI Enterprises due to failure to complete awarded home located at 176 Pinzon Road within the Sixty (60) calendar day contract period and hire the second lowest bidder - AA Builders, to complete the remaining 10% percent of the construction activities for this home in accordance with the executed Webb County Housing Rehabilitation Assistance Self-Help Center Program Contract 728023 - Section 20 - Procedures on Termination.**

Comr. Sciaraffa motioned to terminate contract in item #67. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.68. Adjourn**

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

Motion carried 5-0 by unanimous consent.