

# Official Minutes for Webb County Commissioners Court Meeting

Monday, May 23, 2011 at 9:00 AM  
(Approved June 13, 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 19<sup>th</sup> day of May 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**

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

Motion carried 3-0 by unanimous consent.

Cmr. Garza motioned to excuse Cmr. Canales. Judge Valdez seconded the motion.

Motion carried 3-0 by unanimous consent.

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

## **Item No.3. Approval of Minutes for May 9, 2011 and May 17, 2011**

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

Motion carried 3-0 by unanimous consent.

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

9:06 a.m. Cmr. Sciaraffa present.

9:08 a.m. Cmr. Canales present.

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

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

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

Motion carried 5-0 by unanimous consent.

#### **Item No.5.      Communications**

Judge Valdez welcomed all the students and parents who were present. He also welcomed Mr. Rene Ramirez, L.I.S.D. Athletic Director and Oscar Perez, Martin High School Principal.

Cmr. Canales congratulated Judge Valdez on the Fishing Derby Event and all students graduating at the end of May. He also congratulated the Administrative Services Department for a very successful Webb County Health Fair Event. Cmr. Canales congratulated all Military Armed Forces in our nations for Armed Forces Day and all individuals involved in Speech Education in celebration of Speech Month. He congratulated the Outsider's Hotrod and Vintage Car Club, Gonzalez Auto Parts, and all individuals who helped out in the 9<sup>th</sup> Annual Laredo Car Show.

Cmr. Garza congratulated Judge Valdez on the Fishing Derby Event. He thanked the Administrative Services Department for all their hard work, the community, and all the Healthcare Fields who helped out on the event. Lastly, Cmr. Garza mentioned that the Commissioner's Court would provide a status on the Legislative Session on the next Commissioner's Court Meeting.

Cmr. Tijerina welcomed all the students, parents, teachers, coaches, Mr. Rene Ramirez, L.I.S.D. Athletic Director and Oscar Perez, Martin High School Principal for being present. She congratulated Judge Valdez, staff, volunteers, both U.I.S.D. and L.I.S.D. members for a job well done in the Fishing Derby Event. Cmr. Tijerina thanked Lowes' representatives and Habitat for Humanity for handing the Bosque and Leal Family the keys to their homes. She congratulated Cynthia Mares and all the Administrative Services Department for a very successful Webb County Health Fair. Cmr. Tijerina welcomed the Golf Team. She thanked the GEO Group for donating 25 scholarships all in the amount of \$1,000 each. Cmr. Tijerina also congratulated the Alexander High School Baseball Team for their upcoming participation in the Regional Semi Finals. She wished all veterans a safe Memorial Day Weekend. Lastly, she sent out her heartfelt condolences to the Norton and Basan Family.

Cmr. Sciaraffa congratulated Judge Valdez for everything he does for the children with special needs and for the very successful Fishing Derby Event.

Judge Valdez thanked all his staff and the sponsors who helped make the Fishing Derby a success. He thanked the Fernando Salinas Trust, Javier Santos, Texas Parks and Wildlife, the City of Laredo, both L.I.S.D. and U.I.S.D. members, and volunteers. Judge Valdez congratulated the Alexander High School Bulldogs for their upcoming Baseball Regional Semi Finals. He congratulated and thanked all veterans in celebration of the upcoming Memorial Day Weekend. Judge Valdez thanked the GEO Group for donating \$25,000 worth in scholarships and congratulated all the scholarship recipients. He thanked Cynthia Mares and all the Administrative Services Department for a job well done in the Employee Health Fair. Judge

Valdez thanked the Zapata Family, Mayor Raul Salinas, and Congressman Henry Cuellar for all their support in raising funds for the Ice Agent Jaime Zapata Bus. Lastly, he welcomed Mr. Rene Ramirez, L.I.S.D. Athletic Director and everyone who was present.

**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.**

Bertha Soliz and Diana Rodriguez, Border Area Nutrition Council  
Spoke in support of item #9.

**Honorable Danny Valdez, Webb County Judge**

**Item No.7. Status report from county staff regarding Border Colonia Access Program (BCAP) projects with discussion and possible action to request an amendment to the current BCAP project agreement with TxDot for an extension of time and proposed plan of action and timeline for reasonable project termination dates; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

County Engineer, Fitzgerald Sanchez and TxDot Representatives, Mr. Quintanilla and Ms. Montemayor presented a status report regarding the Border Colonia Access Program (BCAP).

No action taken.

Cmr. Garza motioned to bring up item #11. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

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

**Item NO.11. Staff presentation and report by the Webb County Engineering Department on the status of Webb County's ROW acquisition; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to pass a resolution requesting an amendment to the current Border Colonia Access Program Project Agreement with TxDot for an extension of time and propose a plan of action and timeline for reasonable project termination dates. Cmr. Tijerina seconded the motion.

Cmr. Tijerina motioned to bring up item #8. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

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

- Item No.8. Recognition and presentation of Certificates of Achievement to the 2010-2011 All-Webb County Golf Team, including male and female Players of the Year and Coach of the Year. [Co-Sponsored by Danny Valdez, Webb County Judge]**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

The Commissioner's Court recognized and presented Certificates of Achievement to all of the members of the 2010-2011 All-Webb County Golf Team.

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

Motion carried 5-0 by unanimous consent.

## Administrative Services

- Item No.35. Presentation and status report by Air Evac Lifeteam on the Employee Enrollment Program.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Representatives from Air Evac Lifeteam, Ken Yuler, Bill Brown, and Jesus Romero were present to give a status report on the Employee Enrollment Program.

- Item No.9. Status report, with discussion and possible action regarding 2009-2010 Third Party Funding award to the Border Area Nutrition Council in the amount of Thirty-Three Thousand (\$33,000.00) Dollars; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to double the amount on the next Budget for 3<sup>rd</sup> Party Funding for the Border Area Nutrition Council and to not make anymore exceptions. Judge Valdez seconded the motion.

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

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

- Item No.10. Discussion and possible action to purchase uniform equipment for the American Legion Post 59 for use by their honor guards in the amount of \$4,852.00 (see back-up). Funds to be taken from an account determined by the County Auditor; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

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

Cmr. Garza motioned to approve the item in concept and bring back a line item. Cmr. Sciaraffa seconded the motion.

Motion carried 3-0 with Cmr. Tijerina and Judge Valdez out of the courtroom.

**Item No.12. Discussion and possible action to withdraw Webb County's application for the Spur 400 Pass Thru Toll Project as requested by Texas Department of Transportation and in concurrence with the City of Laredo; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

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

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

### Commissioners Court

**Item No.13. Discussion and possible action to approve the following line item transfer. The transfer will provide additional funds necessary to pay for the cost of ambulance service for the remainder of this fiscal year.**

<b>From:</b>	<b>Departmental Salary Savings (to be determined by the County Auditor)</b>	<b>\$155,500</b>
<b>To:</b>	<b>001-4300-7437 Emergency Medical Services</b>	<b>\$155,500</b>

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

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

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

**Item No.14. Request by Administrative Board of Judges to identify additional office space within county buildings to house Cluster Court personnel, with discussion and possible action to instruct building maintenance department to assist with the plans and specifications; and any other matters incident thereto. [Requested by Joe Lopez, Webb County 49<sup>th</sup> District Court Judge]**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to approve item #14 and to include all Judges involved and have them sign off in order to proceed. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.15. Discussion and possible action to approve a Resolution supporting and approving the designation of roadways within Webb County that are part of the City of Laredo Non-Radioactive Hazardous Materials Routes (NRHMR); and any other matters**

incident thereto. [Requested by the City of Laredo, Planning and Zoning Department]

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

Motion carried 5-0 by unanimous consent.

**Item No.16.** Discussion and possible action to approve the specifications of a Request for Qualifications for the Collection of Delinquent Taxes and to authorize the purchasing agent to solicit proposals for the service.

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

**(Media Break 10:53 a.m. - 11:10 a.m.)**

Cmr. Canales motioned to bring up item #34. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

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

**Item No.34.** Discussion and possible action to approve a refund in the amount of \$13,655.17 to Noble Americas Corp., for Accounts #80114028120 and #80114028121, per Supp 9, Cert 2010 Adjust Value per 49th Judicial District Judgement, Cause #2009CVF001022-D1 for 2008. [Accounts #001-0700-3063 and #010-0700-3063]

Cmr. Garza motioned to approve item as submitted. Judge Valdez 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 approve an Excessive Force Policy and provide certification thereof, that the County has adopted and is enforcing a policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Juan Vargas, Webb County Economic Development Director]

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

Motion carried 5-0 by unanimous consent.

- Item No.18. Discussion and possible action to enter into a Premium Plus Maintenance Agreement between Toshiba Business Solutions of Texas and Justice of the Peace, Pct. 1, Pl. 1 on a ES-3530C copier for a period of Thirty Six (36) months beginning on May 23, 2011 through May 22, 2014 for a quarterly fee to be waived as per Bid No. 2011-01 which was approved on Commissioners Court meeting of May 9, 2011 (See Attached) and authorize the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Hector Liendo, Justice of the Peace, Pc. 1, Pl. 1]
- Item No.19. Discussion and possible action to enter into an Annual Maintenance Contract between Identix Biometric Solutions and Webb County Juvenile Probation Department for a period of One (1) year from February 2, 2011 through February 1, 2012 for a Total Amount of TWO THOUSAND THREE HUNDRED SEVENTY-FIVE DOLLARS (\$2,375.00) 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.20. Discussion and possible action to enter into a Thirty Six (36) month Premium Plus Maintenance Agreement (May 23, 2011 through May 22, 2014) between Webb County and Toshiba Business Solutions for a Toshiba ES-353 copier for use at the office of Commissioner Pct. 4 at a cost of SEVENTY-FIVE DOLLARS (\$75.00) per quarter and a total cost of SIX HUNDRED SEVENTY-FIVE DOLLARS (\$675.00) with copy overages of \$0.008000 for each excess black copy and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Jaime A. Canales, Webb County Commissioner Pct. 4; Account #001-0204-6205]

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

- Item No.21. Discussion and possible action to enter into a Twelve (12) month Lease Agreement (May 1, 2011 through April 30, 2012) between Webb County Head Start and the City of Laredo for lease of Building S-3 located at 1703 Sandman, Laredo, Texas at a Lease price of FIVE HUNDRED FIFTY-EIGHT DOLLARS AND EIGHTY CENTS (\$558.80) per month and a total cost of SIX THOUSAND SEVEN HUNDRED FIVE DOLLARS AND SIXTY CENTS (\$6,705.60) over the term of the agreement 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 #903-4207-6012]

Cmr. Sciaraffa 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 an Addendum to a Non-Financial Cooperative Agreement to clarify referral, enrollment and transition services between Community Action Corporation of South Texas Project Ninos and Head Start/Early Head Start program. This Agreement will run through August 31, 2012 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]

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

Motion carried 5-0 by unanimous consent.

**Item No.23.** Discussion and possible action to enter into an Interlocal Agreement with Laredo Community College "LCC" for FY 2010-2011 (October 1, 2010 through 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 Webb County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Cynthia Mares, Webb County Administrative Services Director; Account # 001-0109-6022]

Discussion on file at the Webb County Clerk's Office May 23, 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.24.** Discussion and possible action to approve a boat storage lease for the Texas Parks and Wildlife Department for a period of One (1) year, effective September 1, 2011 through August 31, 2012, located at the Road and Bridge facility, at a cost of \$100.00 per month; and any other matters incident thereto.

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

Motion carried 5-0 by unanimous consent.

**Honorable Oscar Hale, 406<sup>th</sup> District Court Judge**

**Item No.25.** Discussion and possible action to approve the following line item transfer:

From: 001-1004-6022	Professional Services	\$300
To: 001-1004-6007	Dues & Memberships	\$300



Honorable Jesus Garza, County Court at Law 2 Judge

Item No.26. Discussion and possible action to approve the following line item transfers:

From:	001-1011-7050	Adult Misdemeanor	\$ 2,000
	001-1011-7053	Detention Hearings	\$10,000
	001-1011-6026	Visiting Judge	\$ 500
	001-1011-7052	Juvenile Felony	\$ 3,000
	001-1011-6205	Materials & Supplies	<u>\$ 700</u>
		Total	\$16,200
To:	001-1011-5005	Part Time	\$12,000
	001-1011-6403	Vehicle Maintenance	\$ 500
	001-1011-5601	Administrative Travel	\$ 2,000
	001-1011-6011	Training & Education	\$ 1,000
	001-1011-6204	Fuel & Lube	<u>\$ 700</u>
		Total	\$16,200

Honorable Rudy Rodriguez, Constable Pct. 1

Item No.27. Discussion and possible action to approve the title changes for the following Slots with no salary adjustments:

<u>Slot #</u>	<u>Title</u>	<u>Proposed Title Change</u>
1249	Chief Deputy	Captain
583	Captain	Chief Deputy

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

From:	001-2500-6014	Equipment Rental	\$700
To:	001-2500-6011	Training & Education	\$700

Honorable Ricardo Rodriguez, Constable Pct. 2

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

From:	001-2503-5601	Administrative Travel	\$ 748
	001-2503-6011	Training & Education	\$ 1,914
	001-2503-6202	Uniforms	\$ 4,000
	001-2503-6403	Repairs & Maint. Vehicle	<u>\$ 2,800</u>
		Total	\$ 9,462
To:	001-2503-6205	Materials & Supplies	\$ 9,462

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve items #25, #26, #27, #28, and #29 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Sciaraffa motioned to bring up item #41. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

### Engineer

**Item No.41. Status report presentation of the "La Presa Facility Plan" by Mr. Byron D. Williams, SWG with the Army Corps of Engineers.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Mr. Byron D. Williams, SWG with the Army Corps of Engineers gave a report presentation of the "La Presa Facility Plan".

### Honorable Martin Cuellar, Sheriff

**Item No.30. Discussion and possible action to approve a Two (2) year extension to the Professional Services agreement between Webb County and Justice Benefits, Inc. (JBI) for State Criminal Alien Assistance Program (SCAAP), effective May 1, 2011; and authorizing the County Judge to sign all relevant documents.**

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

Motion carried 5-0 by unanimous consent.

**Item No.31. Discussion and possible action to authorize the additional payment to Southern Sanitation for trash pickup at the Webb County Jail in the amount of \$4,988.00; and authorizing the County Judge to sign all relevant documents. [Account #170-2002-6201-4]**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales 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 an exemption to the current County Wide hiring freeze and approve the filling of the following vacant Slots to support overall operations. These Slots are part of the current general order positions for FY2010-2011.**

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
463	Officer III	\$19.90
418	Clerk	\$12.73

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

Motion carried 5-0 by unanimous consent.

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

<b>From:</b>	2060-6023-03	Contract Services	\$105,000
	2001-5001	Payroll Costs	\$ 36,000
	2600-5003	Overtime	\$ 1,800
	2060-5001	Payroll Costs	<u>\$ 76,013</u>
			\$218,813
<b>To:</b>	2001-6204	Fuel & Lubricants	\$ 80,000
	2001-5011	Sick Leave Buy Back	\$ 24,227
	2001-5012	Ret Buyback	\$ 3,972
	2020-5011	Sick Leave Buy Back	\$ 9,627
	2060-5003	Overtime	\$ 22,819
	2060-5011	Sick Leave Buy Back	\$ 68,392
	2600-5006	Educational Incentive	\$ 1,800
	2600-5011	Sick Leave Buy Back	<u>\$ 7,976</u>
			\$218,813

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

Motion carried 5-0 by unanimous consent.

### Administrative Services

**Item No.36. Discussion and possible action to schedule performance evaluations for the Webb County Department Heads.**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned for Cynthia Mares, Administrative Services Director to come back to the court with a scheduled day, taking place in the later part of June, early part of July, for performance evaluations for the Webb County Department Heads. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

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

<b>From:</b>	863-0105-9201	Claims Paid Medical	\$30,500
--------------	---------------	---------------------	----------

To:	863-0105-9202	Claims Paid Dental	\$ 4,000
	863-0105-6038	Administrative Fees	\$ 6,500
	863-0105-9203	Claims Paid Prescription	<u>\$20,000</u>
		Total	\$30,500

### Casa Blanca Golf Course

Item No.38. Discussion and possible action to authorize payment in the amount of \$13,793.65, retainage to JMC Golf for the golf course greens irrigation project. [Accounts #631-2311 and #665-2311 (Series 2010 CO Issue)]

Item No.39. Discussion and possible action to approve payment of \$10,500 for an additional 35 sprinkler heads to complete the irrigation project at the golf course. [Account #631-1601-8601 (Series 2010 CO Issue)]

### Child Welfare Department

Item No.40. Discussion and possible action to appoint Virginia "Viki" Garcia to a vacancy on the Webb County Child Welfare Board. [Requested by Michael Bukiewicz, Chair for Webb County Child Welfare]

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve items #37, #38, #39, and #40 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

### Engineer

Item No.42. Discussion and possible action to schedule a Commissioners Court workshop for a presentation by Economists.com regarding their Water and Wastewater Rate Study prepared for Webb County; and any other matters incident thereto.

Cmr. Garza motioned for County Engineer, Mr. Fitzgerald Sanchez to coordinate with the Commissioner's schedules to be able to plan a workshop for a presentation by Economist.com. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

### Facilities

Item No.43. Discussion and possible action to approve an increase to the Webb County Title Building remodeling budget in the amount of (\$13,200.00) Thirteen Thousand Two Hundred Dollars in order to complete project.

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to bring up items #49, #54, and #55. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Garza motioned to approve item #43 in the amount of \$6,900 needed to finalize the remodeling, minus the A.V. and contingency. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

### Indigent Healthcare Services

Item No.49. Discussion and possible action to authorize additional funding in the amount of \$9,346.00 for the following recommended security measures to be installed in the former Webb County Title building.

6 Keypad Door Locks	\$1,860.00
2 Security System Cameras	\$3,261.00
12 Panic Button Systems	<u>\$4,225.00</u>
Total	\$9,346.00

[Account #731-8001-8601 (Purchase Land Series 08 Fund)]

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to approve the authorization of additional funding in item #49 for the 6 Keypad Door Locks and the 2 Security System Cameras only and for Mr. Salinas to bring back a recommendation on the Panic Button Systems. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.54. Discussion and possible action to approve the purchase of furniture and equipment for the building on 1620 Santa Ursula (former Webb County Title Building) from the following vendors which are the lowest quotes.

<u>Vendor</u>	<u>Description</u>	<u>Amount</u>
Sam's	(3) HDTV	\$ 2,054.00
Lowe's	(1) Microwave and (1) Refrigerator	\$ 843.65
Executive Office Supply	Furniture	<u>\$29,571.00</u>
		\$32,468.65

[Requested by Frank Salinas, Webb County Indigent Health Care Services Director;  
Account #638-8108-8801 (Capital Outlay Fund)]

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to approve item #54 by removing 2 of the 3 HDTV. Judge Valdez seconded the motion.

Motion tied 2-2 with Cmr. Sciaraffa and Cmr. Garza opposing and Cmr. Tijerina out of the courtroom.

Cmr. Canales withdrew his motion and Judge Valdez withdrew his second.

Cmr. Garza motioned to approve the Executive Office Supply Furniture in the amount of \$29,571.00 in item #54 only.

Motion dies for lack of second.

Judge Valdez motioned to table item #54. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.55. Discussion and possible action to approve the purchase of floor tile and materials for the building on 1620 Santa Ursula (former Webb County Title Building) from Tiles & More in the amount of \$20,989.08. [Requested by Frank Salinas, Webb County Indigent Health Care Services Director; Account #731-8001-8601 (Purchase Land Series 08 Fund)]**

Discussion on file at the Webb County Clerk's Office May 23, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

### Fire Suppression & EMS Services

**Item No.44. Discussion and possible action to approve the following line item transfer:**

<b>From:</b>	<b>001-2203-6035 Worker's Compensation Premium</b>	<b>\$21,000</b>
<b>To:</b>	<b>001-2203-5003 Overtime Pay</b>	<b>\$21,000</b>

Discussion on file at the Webb County Clerk's Office May 23, 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.

Cmr. Garza motioned to approve the payment in the amount of \$17,500 that is needed to pay the current deficit and for any future over-time to be brought back to the court as a way of keeping control. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Head Start

- Item No.45. Discussion and possible action to extend the length of employment for Slot #976 (Training/Transition Manager) to 23 Pay Periods for FY 2010-2011. [Account #903-4208-5001]
- Item No.46. Discussion and possible action to extend the length of employment for Slots #1139 (Head Cook II) and #2171 (Kitchen Aide) to 26 Pay Periods for FY 2010-2011. [Account #903-4200-5001]
- Item No.47. Discussion and possible action to extend the length of employment for Slots #1947 (LVN), #957 (Health Assistant), #1084, #1086, #1087, #1089, #1431 (Bus Driver), #2047 (Food Transporter), #2183 (Area Service Manager), and #1941 (Maintenance Worker) to 26 Pay Periods for FY 2010-2011. [Account #903-4208-5001]
- Item No.48. Discussion and possible action to approve the Head Start Re-funding Application for Fiscal Year 2011-2012 (September 1, 2011 through August 31, 2012). Amounts are for \$8,245,512 (Federal) and \$2,061,378 (Non-Federal Share) for a grand total of \$10,306,890. [Account #903]

Cmr. Garza motioned to approve items #45, #46, #47, and #48 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

La Presa Community Center

Item No.50. Discussion and possible action to approve the following line item transfer:

From:	001-6115-6205	Materials & Supplies	\$200
	001-6115-6219-2	Goods for Public Events	<u>\$379</u>
			\$579
To:	001-6115-6401	Repairs & Maint. Building	\$579

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

Motion carried 5-0 by unanimous consent.

Planning

Item No.51. Discussion and possible action to transfer Slot #2115 (Inspector) and associated funds from the Planning Department (Dept. No. 010-0102) back to Road and Bridge Department – Road Maintenance General (Dept. No. 7002), effective immediately.

Public Defender

**Item No.52.** Discussion and possible action to approve the following line item transfer:

<b>From:</b>	<b>001-1102-6011</b>	<b>Training &amp; Education</b>	<b>\$1,200</b>
<b>To:</b>	<b>001-1102-6402</b>	<b>Repairs &amp; Maint. of Equipment</b>	<b>\$1,200</b>

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

Motion carried 5-0 by unanimous consent.

### Purchasing

**Item No.53.** Discussion and possible action to approve the purchase of floor tile and materials for the Justice of the Peace Pct. 2, Pl. 1 office from Home Depot in the amount of \$725.00. [Requested by Ramiro Veliz, Jr., Webb County Justice of the Peace, Pct. 2, Pl. 1; Account #722-8108-8801 (Capital Outlay)]

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

Motion carried 5-0 by unanimous consent.

**Item No.56.** Discussion and possible action to authorize payment in the amount of \$5,975.00 to Joe's Electric for Jail elevator electrical work required by the Texas Commission on Jail Standards. [Requested by Martin Cuellar, Webb County Sheriff; Account #001-2060-6402]

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

Motion carried 5-0 by unanimous consent.

**Item No.57.** Discussion and possible action to award/accept Bid #2011-06 "Webb County Jail Roof Project" to best value bid. [Requested by Martin Cuellar, Webb County Sheriff; Account #638-2060-8103 (Jail Improvements Fund)]

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

Motion carried 5-0 by unanimous consent.

**Item No.58.** Discussion and possible action to authorize payment in the amount of \$120,028.00 to Philpott Motors LTD, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Buy Board #358.10, Texas Local Government Code. [Requested by Martin Cuellar, Webb County Sheriff; Account #329-2001-8801 (Grant Funds Capital Outlay)]

Cmr. Sciaraffa motioned to approve item #58 in the amount of \$132,500. Cmr. Garza seconded the motion.



Motion carried 5-0 by unanimous consent.

**Item No.59. Discussion and possible action to authorize the Purchasing Agent to solicit Requests for Qualifications for the County's Independent Auditors.**

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

Motion carried 5-0 by unanimous consent.

**Rio Bravo Community Center**

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

<b>From:</b>	<b>001-0201-5005</b>	<b>Part- Time</b>	<b>\$5,500</b>
<b>To:</b>	<b>001-6305-5005</b>	<b>Part-Time</b>	<b>\$5,500</b>

**Road and Bridge**

**Item No.61. Discussion and possible action to authorize the Road and Bridge Department to set work summer hours for construction crews from 7:00 a.m. to 3:30 p.m. with ½ hour lunch; starting May 24, 2011 through September 30, 2011.**

Cmr. Sciaraffa motioned to approve items #60 and #61 as submitted. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

**Addendum**

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

**Item No.1. Discussion and possible action to allocate \$10,882.00 to finalize Phase I-A of the Trautmann International Park and funds to be taken from an account determined by the County Auditor; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office May 23, 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.2. Discussion and possible action to transfer Slot #2397 to Department #1301 Webb County Juvenile and to transfer Slot #0328 to Department #6113 Fernando A. Salinas Community Center; and any other matters incident thereto.**

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to go into Executive Session on items #62 and #63. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

#### Closed Session/Executive Session

- Item No.62. Discussion and possible action to authorize the County Attorney's office to represent Webb County in Civil Action No. 5:11-CV-48, titled Rodolfo Moreno, et al v. Webb County, Texas, in the United States District Court for the Southern District of Texas; 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.63. Status report from Allison, Bass & Associates regarding Case No. 04-10-00324-CV, titled Killam Ranch Properties, Ltd. vs. Webb County, Texas, in the Fourth District Court of Appeals. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

(Executive Session 12:37 p.m. – 1:00 p.m.)

No action taken.

#### Closed Session/Executive Session

- Item No.62. Discussion and possible action to authorize the County Attorney's office to represent Webb County in Civil Action No. 5:11-CV-48, titled Rodolfo Moreno, et al v. Webb County, Texas, in the United States District Court for the Southern District of Texas; 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 May 23, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to authorize the County Attorney's office to represent Webb County in Civil Action No. 5:11-CV-48. Judge Valdez seconded the motion.

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

- Item No.63. Status report from Allison, Bass & Associates regarding Case No. 04-10-00324-CV, titled Killam Ranch Properties, Ltd. vs. Webb County, Texas, in the Fourth District Court of Appeals. [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 May 23, 2011 Commissioner's Court Meeting DVD.

No action taken.

**Item No.64. Adjourn**

Cmr. Sciaraffa motioned to adjourn. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.