

Official Minutes for Webb County Commissioners Court Meeting

**Monday, October 24, 2011 at 9:00 AM
(Approved November 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 21st day of October 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

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

Motion carried 4-0 by unanimous consent.

Item No.2. Pledge of Allegiance

Item No.3. Approval of Minutes for September 12, 2011, September 19, 2011, September 26, 2011, September 30, 2011 and October 11, 2011

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

Motion carried 4-0 by unanimous consent.

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

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

County Treasurer, Delia Perales presented her monthly report for September 2011.

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

Motion carried 4-0 by unanimous consent.

Item No.5. Communications

Judge Valdez acknowledged Judge Monica Notzon and Judge Elma Teresa Salinas Ender.

Comr. Canales thanked everyone present. He congratulated and thanked the Webb County Community Coalition Red Ribbon Committee along with all law enforcement agencies for hosting the 2011 Parade and Rally. Comr. Canales congratulated the Run Strong Laredo organizers for their very successful Asphalt Rock Fest Re-lay and Half Marathon. He congratulated Councilman Mike Garza for his south Laredo uniform fundraiser. Comr. Canales congratulated La Posada Hotel on their 50th Anniversary of great service to the community.

Comr. Tijerina congratulated Judge Danny Valdez for being honored by the Texas Special Olympics and given the Outstanding Service from a Community Leader Award out of all Texas. She congratulated the sponsors of the Buddy Walk. Comr. Tijerina congratulated the coordinators of the Red Ribbon Parade for a very successful event. She congratulated the Laredo Environmental Summit for a very successful event. Comr. Tijerina congratulated Constable Rudy Rodriguez for his Navidad En El Barrio Campaign kickoff. She congratulated La Posada Hotel on their 50th Anniversary of great service to the community. Comr. Tijerina congratulated the Webb County Women's Bar Association on their first annual Bullying Women's Walk. She congratulated Habitat for Humanity on their fundraiser event. Comr. Tijerina wished all veterans a Happy Veteran's Day. She sent out her heartfelt condolences to the family of Irma Valenzuela and the Trevino Family on the lost of their sister Diana Trevino. Comr. Tijerina sent out her heartfelt condolences to the Saucedo Family for the lost of Eduardo Saucedo.

Comr. Sciaraffa – No comments.

Judge Valdez acknowledged and thanked the Commissioner's Court for all their support, Lucy Gutierrez for nominating him for the Area and State Award, all the volunteers, and corporate sponsors that help put together all the events. He congratulated Sheriff Martin Cuellar and the Sheriff's Department on the renaming of the Rio Bravo substation in honor of ICE Agent Jaime Zapata. Judge Valdez congratulated La Posada Hotel on their 50th Anniversary of great service to the community. He recognized Melissa Belmares Cavazos, Veronica Jimenez, DEA Supervisor, Ms. Jones, DEA Agent, Martha Gomez, and Ana Aguilar, SCAN.

The Commissioner's Court presented and read a proclamation recognizing October 29, 2011 as National Take Back Pill Day

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.

Abraham Rodriguez
Mr. Rodriguez spoke in reference to item #14.

Valentin Jorge Cuellar
Mr. Cuellar spoke in reference to item #14.

Judge Valdez motioned to bring up item #7. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Honorable Danny Valdez, Webb County Judge

Item No.7. Discussion and possible action to proclaim the week of October 23rd through 29th, 2011 as Pro Bono Service Week in Webb County, Texas; and to honor the presiding Judges of the Social Justice Night Court, Webb County's Pro Bono Court; recognizing them for being true champions and pillars of the Social Justice Night Court.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

The Commissioner's Court presented and read a proclamation recognizing the week of October 23rd through 29th, 2011 as Pro Bono Service Week in Webb County, Texas.

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

Item No.8. Discussion and possible action to approve an exemption to the current County wide hiring freeze and to approve the filling of the following vacant Slots, subject to any applicable Civil Service timelines, effective October 24, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Salary/ Hourly Rate</u>
2202	Director	\$1,619.35 (Bi-weekly)
2710	Clerk	\$11.82/hour

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

Motion carried 4-0 by unanimous consent.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

Item No.9. Discussion and possible action to approve an exemption to the current County wide hiring freeze and to approve the filling of the following Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
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2676

Community Outreach Coordinator

\$15.38

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

Motion carried 4-0 by unanimous consent.

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

Item No.10. Status report on current security measures (burglar alarms, fire alarms, and surveillance equipment) in place at the Webb County Courthouse with discussion and possible action to identify any possible deficiencies and/or to identify possible upgrades; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to table item #10. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

Judge Valdez motioned to open up Public Hearing. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Commissioners Court

PUBLIC HEARING

Item No.11. Pursuant to Senate Bill 1 by Duncan/Pitts (82nd Legislature, 1st Called Special Session), which nullifies prior decisions of Webb County to tax goods-in-transit for tax years after 2011, Webb County Commissioners Court must hold a public hearing and take official action imposing the tax on or after October 1, 2011, and before January 1 of the year for which the tax is to be in effect. This Public Hearing offers citizens and interested persons the opportunity to speak and present evidence for or against the legislative change to Section 11.253 of the Texas Tax Code (which provides a general exemption from property taxation for certain goods-in-transit personal property). [Requested by Eddie Zavala, Legislative Affairs Officer]

Judge Valdez motioned to close Public Hearing. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

CLOSE PUBLIC HEARING

Item No.12. Discussion and possible action to approve a resolution regarding a legislative change to Section 11.253 of the Texas Tax Code (which provides a general

exemption from property taxation for certain goods-in-transit personal property) and takes effect and nullifies all previous local option actions taken by a Commissioners Court to provide for the taxation of goods-in-transit. The Webb County Commissioners Court, as permitted by the Texas Constitution and Section 11.253 of the Texas Tax Code, will continue to provide for the taxation of goods-in-transit otherwise exempt from taxation by Section 11.253 of the Texas Tax Code.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 4-0 by unanimous consent.

Legislative and Governmental Affairs Officer, Eddie Zavala read the resolution regarding a legislative change to Section 11.253 of the Texas Tax Code (which provides a general exemption from property taxation for certain goods-in-transit personal property) and takes effect and nullifies all previous local option actions taken by a Commissioners Court to provide for the taxation of goods-in-transit.

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

Motion carried 4-0 by unanimous consent.

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

Item No.8. Discussion and possible action to approve an exemption to the current County wide hiring freeze and to approve the filling of the following vacant Slots, subject to any applicable Civil Service timelines, effective October 24, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Salary/ Hourly Rate</u>
2202	Director	\$1,619.35 (Bi-weekly)
2710	Clerk	\$11.82/hour

Cmr. Tijerina motioned to appoint Nelda Cortinas to the Director Slot# 2202. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Commissioners Court

Item No.13. Discussion regarding the redistricting of Webb County Commissioner Precincts based on the 2010 census analysis; with possible action to approve a redistricting plan for Webb County, Texas; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to table item #13 and call for a Special Meeting on the first week of November, included in the motion is the publication on the Laredo Morning Times of any plans regarding the redistricting so that the community is aware of what Commissioner Precinct they will correspond to, along with the availability be made to media and individuals in need of any information. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Commissioners Court

Item No.14. Discussion and possible action to require that no less than 80% of funding to the Veteran's Coalition be used solely for direct assistance to local veterans and the remaining 20% for other coalition needs; and any other matters incident thereto. [Closed Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

Engineer

Item No.48. Discussion and possible action to discuss the alterations to the San Carlos I & II paving design (Border Colonia Access Program) and to discuss possible affidavits to the Texas Society of Professional Engineers Licensing Board having the County Attorney's Office as counsel to represent Webb County in the matter of former County Engineer (Fitzgerald Sanchez), authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Cmr. Sciaraffa motioned to go into Executive Session. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

(Executive Session 10:10 – 10:47 a.m.)

No action taken.

Item No.14. Discussion and possible action to require that no less than 80% of funding to the Veteran's Coalition be used solely for direct assistance to local veterans and the remaining 20% for other coalition needs; and any other matters incident thereto. [Closed Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

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

Motion carried 4-0 by unanimous consent.

Engineer

- Item No.48. Discussion and possible action to discuss the alterations to the San Carlos I & II paving design (Border Colonia Access Program) and to discuss possible affidavits to the Texas Society of Professional Engineers Licensing Board having the County Attorney's Office as counsel to represent Webb County in the matter of former County Engineer (Fitzgerald Sanchez), authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

County Attorney, Ana Laura Cavazos Ramirez stated that there was \$1,000 available in the original budget to pay for any additional expenses for Ms. Sherfy.

Judge Valdez motioned to accept the recommendation from the County Attorney of accepting the offer from Ms. Sherfy and proceed to re-bid the project. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Honorable Anna L. Cavazos Ramirez, County Attorney

- Item No.15. Discussion and possible action to enter into a One (1) year (October 1, 2011 through September 30, 2012) software maintenance agreement with Environmental Systems Research Institute, Inc. ("ESRI") to provide maintenance support for Geographic Information Systems ("GIS") technology utilized by the Webb County Planning Department used in flood plain mapping at a cost of SEVEN THOUSAND SEVEN HUNDRED DOLLARS (\$7,700.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Rhonda Tiffin, Webb County Planning Director; Account #010-2202-6222]

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

Motion carried 4-0 by unanimous consent.

- Item No.16. Discussion and possible action to enter into a contract Amendment Number One (1) to the Rural Transportation Federal Fund Grant Agreement No. ED 1105 (22) 06 with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts an increase of THIRTY-ONE THOUSAND DOLLARS (\$31,000.00) to the original grant amount of TWENTY-TWO THOUSAND SEVEN HUNDRED SIXTEEN DOLLARS (\$22,716.00) for a maximum amount of FIFTY-THREE THOUSAND SEVEN HUNDRED SIXTEEN DOLLARS (\$53,716.00) for the "El Aguila"

rural transportation program 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.17. Discussion and possible action to approve the contract between Webb County and Architects Plus for Architectural services including schematic design, development, and monitor construction for renovations of the J.P. Precinct 4 office building in the amount of THIRTY-SEVEN THOUSAND TWO HUNDRED FORTY-EIGHT DOLLARS (\$37,248.00) and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Cecilia Moreno, Webb County Purchasing Agent]

Item No.18. Discussion and possible action to enter into a Memorandum of Understanding between Webb County Head Start/Early Head Start Program and Women, Infant, Children (WIC) Program to provide comprehensive development services for low-income pregnant women and children birth to 5, as well as offering social services for their families for a period of Twelve (12) months beginning September 1, 2011 through August 30, 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]

Item No.19. Discussion and possible action to enter into a Post Warranty Hardware Maintenance Services and Support Maintenance Agreement between Webb County and Election Systems & Software, LLC for a period of Four (4) years from December 1, 2011 through November 30, 2015 for a total cost of EIGHTY THOUSAND ONE HUNDRED EIGHTY-NINE DOLLARS AND FOUR CENTS (\$80,189.04) of which SIXTY TWO THOUSAND SIX HUNDRED TWENTY-FOUR DOLLARS AND FORTY CENTS (\$62,624.40) is for a Hardware Maintenance fee and SEVENTEEN THOUSAND FIVE HUNDRED SIXTY-FOUR DOLLARS AND SIXTY FOUR CENTS (\$17,564.64) is for the Firmware Maintenance Fee and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Oscar Villarreal, Webb County Elections Administrator]

Cmr. Sciaraffa motioned to approve items #16, #17, #18, and #19 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.20. Discussion and possible action to enter into the following Third Party Funding Contracts for Fiscal Year 2011-2012 and authorizing the County Judge to execute all relevant documents. (See Attached List)

Contractor Organization

Contract amount

General Fund

Sacred Heart Children's Home

\$10,000.00

American Red Cross	\$ 4,000.00
Boys & Girls Club of Laredo	\$15,000.00
Laredo Development Foundation	\$40,000.00
Border Area Nutrition	\$33,000.00
Crime Stoppers	\$ 2,000.00
Regional Food Bank	\$ 6,000.00
Webb Soil & Water Conservation	\$ 4,000.00
Bethany House	\$15,000.00
South Texas Food Bank	\$15,000.00
Children's Advocacy Center	\$65,000.00
Literacy Volunteers	\$ 1,000.00
Casa Misericordia	\$15,000.00
Habitat for Humanity	\$12,000.00
Border Region MHMR	\$70,000.00
South Texas Council on Alcohol	\$20,000.00
Safe Haven Program	\$65,000.00
Kids Café	\$30,000.00
Area Health Education Center	\$12,000.00

Hotel Motel

Heritage Foundation	\$ 20,000.00
Philharmonic Orchestra	\$ 4,000.00
Laredo Center for the Arts	\$ 4,000.00
Historical Commission	\$ 2,000.00
Chamber of Commerce	\$125,000.00
Hotel Motel Association	\$ 4,000.00
Washington Birthday Celebration Association	\$ 5,000.00
Pocahontas Council	\$ 2,000.00
Border Olympics	\$ 25,000.00
Children's Museum	\$ 10,000.00
Society of Martha Washington	\$ 2,000.00
Lulac Council No. 12	\$ 3,000.00
Lulac Council No. 7	\$ 3,000.00
River Fest	\$ 5,000.00
Latin Hall of Fame	\$ 6,200.00
Streets of Laredo	\$ 5,000.00
Texas Special Olympics	\$ 5,000.00
Laredo Heat Youth Soccer	\$ 4,000.00

Health and Welfare

Laredo Animal Protective Society	\$ 40,000.00
Ruth B. Cowl Rehabilitation	\$ 80,000.00
Gateway Community Health	\$135,000.00
Mercy Ministries	\$150,000.00

Rio Grande International Study

\$ 20,000.00

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

Motion carried 4-0 by unanimous consent.

Item No.21. Discussion and possible action to change the titles to Slot #2081 from Executive Administrator Officer to Legal Assistant and Slot #2366 from Liaison for Environmental Enforcement to Victim Assistance Coordinator.

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

Motion carried 4-0 by unanimous consent.

Honorable Margie Ibarra, County Clerk

Item No.22. Discussion and possible action to approve an exception to the County wide wage and hiring freeze and to authorize the filling of the following Slots, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011:

<u>Slot#</u>	<u>Title</u>	<u>Hourly Rate</u>
308	Deputy Clerk	\$17.15
642	Deputy Clerk	\$14.42

Honorable Isidro Alaniz, District Attorney

Item No.23. Discussion and possible action to approve an exemption to the current County wide hiring freeze and approve the filling of the following vacant Slots, effective October 24, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Salary</u>
0217	Assistant District Attorney	\$71,809.00
1724	Assistant District Attorney	\$70,513.00
0231	Secretary	\$29,545.00
2328	Receptionist/Info. Clerk	\$22,851.00

Item No.24. Discussion and possible action to approve the submission of a grant application to the Office of the Governor Criminal Justice Division (CJD) for the Border Prosecution Unit Grant. This formal request shall authorize the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in this grant. Contract term: January 1, 2012 to December 31, 2012.

Honorable Monica Notzon, 111th District Court Judge

Item No.25. Discussion and possible action to transfer current court reporters between the 111th and 406th District Courts, effective October 25, 2011, with no effect on salaries.

Honorable Hector Liendo, Justice of the Peace Pct. 1 Pl. 1

Item No.26. Discussion and possible action to approve an exemption to the current County wide hiring freeze and to approve the filling of the following Slots, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2682	Traffic Clerk	\$10.00
2683	Certified Peace Officer	\$17.09

Cmr. Sciaraffa motioned to approve items #22, #23, #24, #25, and #26 as submitted. Cmr. Canales seconded the motion.

Motion carried 4-0 by unanimous consent.

Honorable Oscar Liendo, Justice of the Peace Pct. 1 Pl. 2

Item No.27. Discussion and possible action to approve the transfer of employee and salary changes within the following Slots, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011:

	<u>Slot #</u>	<u>Title</u>	<u>Salary</u>
From:	9116	Clerk, Part time	\$10,000
To:	2684	Court Clerk, Full Time	\$20,800

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

Item No.28. Discussion and possible action to approve and authorize to add the 2% increase to the following Slot:

<u>Slot #</u>	<u>Title</u>	<u>From</u>	<u>To</u>
2240	Warrant Peace Officer	\$21.40	\$21.83

Honorable Ricardo Rodriguez, Constable Pct. 2

Item No.29. Discussion and possible action to approve the correction on approved item #30 from previous Commissioners Court meeting. The hourly rate for Slot #2234, Secretary was not reflecting 2% pay increase. Correct hourly rate should be \$12.53.

Honorable Martin Cuellar, Sheriff

Item No.30. Discussion and possible action to continue paying grant-funded personnel for a period of Thirty (30) days under the C.J.D. Grant No. 1979004, Webb County Sheriff's Office Border Star until notification about grant continuation award from the Criminal Justice Division of the Governor's Office.

Item No.31. 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 Slots, subject upon the availability of payroll funds and any applicable Civil Service timelines. These Slots are part of the general order for FY2011-2012.

<u>Dept. #</u>	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2060	2714	Intel Analyst	\$21.15
2060	2715	Intel Analyst	\$21.15

Item No.32. Discussion and possible action to approve insurance coverage with Westchester Fire Insurance Co., for a Hughes/MD OH-6A/369A Helicopter in the amount of \$19,838.00, and authorize the County Judge to execute all relevant documents; and any other matters incident thereto.

Item No.33. Discussion and possible action to approve final payment to ThyssenKrupp Elevator Corp., in the amount of \$21,466.00 for the completion of the Jail Elevator Modernization project. [Account #628-2311]

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to approve items #27, #28, #29, #30, #31, #32, and #33 as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

County Auditor, Leo Flores stated that items #28 and #29 Slots #2240 and #2234 were already included in the Budget with the 2% increase.

Honorable Delia Perales, Treasurer

Item No.34. Discussion and possible action to approve and authorize to add the 2% increase to the following Slots that was not added to the 2011-2012 General Order; effective October 1, 2011; and any other matters incident thereto.

<u>Slot #</u>	<u>Title</u>	<u>From</u>	<u>To</u>
0078	Accountant I	\$40,000	\$40,800
2231	Payroll Supervisor	\$44,130	\$45,011

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item #34 effective October 7, 2011. Cmr. Canales seconded the motion.

Motion carried 4-0 by unanimous consent.

Administrative Services

Item No.35. Discussion and possible action to determine if Webb County wishes to exercise the right to be exempt from sections of the Health Insurance Portability and Accountability Act (HIPAA) to become effective November 1, 2011 through October 31, 2012, and authorizing the County Judge to execute all relevant documents.

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

Motion carried 4-0 by unanimous consent.

Item No.36. Discussion and possible action to approve the Request for Qualifications packets for Fire and EMS Coordinator and MIS Director, and authorize Administrative Services department to proceed with the advertisement of said job vacancies; and any other matters incident thereto

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Cmr. Tijerina motioned to approve item #36 along with the name change from Fire and EMS Coordinator to EMS and Fire Chief. Cmr. Canales seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.37. Discussion and possible action to approve the Request for Qualifications draft for Insurance Consultants for Webb County, for the Property & Casualty, Excess Workers Comp, General Liability, Health Insurance, and Supplemental Insurances components; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa and Cmr. Canales stated that they preferred for the interviews for Insurance Consultants for Webb County, for the Property & Casualty, Excess Workers Comp, General Liability, Health Insurance, and Supplemental Insurances components be made in open court.

No motion made.

Item No.38. Discussion and possible action to approve award contracts for RFP #P-2011-09, "Supplemental Employee Benefits Insurance" for section 125 Products to the following insurance companies, contingent upon further negotiations of Contract Terms; and for the County Judge to sign all relevant documents.

1. Basic Life/AD&D Insurance - CIGNA
2. Voluntary Life/AD&D Insurance – CIGNA
3. Individual Cancer Insurance – Humana/Bay Bridge
4. Individual Heart/Stroke Insurance – Humana/Bay Bridge
5. Individual Legal/Insurance - Hyatt Legal Plans
6. Group Long Term Disability Insurance – UNUM
7. Group Short Term Disability Insurance – UNUM
8. Cafeteria Plan Administration – Bay Bridge
9. Air Ambulance Service – Air Evac EMS, Inc.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 4-0 by unanimous consent.

Item No.39. Discussion and possible action to approve renewal of 2011 of the Retiree Silver Choice Benefit Program (over 65 enrollees), with coverage offered through Monumental Insurance (medical) and Silver Script Insurance (prescriptions), effective January 1, 2012 and for the County Judge to sign all relevant documents, these insurance programs are administrated through Texas Association of Counties. [Account Number 863-0105-6035-1]

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

Motion carried 4-0 by unanimous consent.

Building Maintenance

Item No.40. Discussion and possible action to approve an exemption to the current County wide hiring freeze and approve the filling of the following vacant Slots, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011. These Slots are part of the general order budgeted for FY 2011-2012.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2672	Master Electrician	\$18.00
2673	General Repairs Person/Technician	\$14.00
2705	Grounds Keeper	\$ 9.00
2706	Grounds Keeper	\$ 9.00

Item No.41. Discussion and possible action to approve a transfer of funds in the amount of \$19,000 from Slot #2280 to Part-time Acct. #001-0106-5005 to cover deficits in part time line item. Slot #2280 is part of the general order for FY 2011-2012 and is budgeted at \$19,476.00.

Item No.42. Discussion and possible action to approve payment in the amount of \$528.00 for hours worked from October 1, 2011 through October 13, 2011 to employees Rosario Garza and Genoveva Lopez from payroll fund 001-0106-5001.

Community Action Agency

Item No.43. Discussion and possible action to approve the revised Webb County Self-Help Center Housing guidelines to include a new section - New Construction Guidelines.

Economic Development

Item No.44. Discussion and possible action to authorize the Economic Development Department to submit a formula grant Request For Applications (RFA) under the FY 2012 Formula Grant Program to the Texas Indigent Defense Commission for a minimum \$5,000 and the remainder based on Webb County's percent of population multiplied by the Commission's remaining budgeted amount for the formula grant; and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's request for Texas Indigent Defense Commission funding. This application does not require County matching funds.

Cmr. Sciaraffa motioned to approve items #40, #41, #42, #43, and #44 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Engineer

Item No.45. Discussion and possible action to approve an exception to the current County wide hiring freeze and approve the filling of the following vacant Slot for the Utilities Department, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2121	Heavy Equipment Operator	\$13.95

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

Motion carried 4-0 by unanimous consent.

Item No.46. Discussion and possible action to approve the following change orders on the Ranchitos 359 East Paving Project:

Change Order No. 1 - Reduce culvert and asphalt cost to be replaced with concrete low water crossing a savings of \$10,837.88.

Change Order No. 2 - Additional caliche to complete project at total cost of \$33,972.00. Contract will increase from 293,630.85 to \$316,764.97. No financial Impact to the budget. TxDOT has approved Change Orders. [Account #703-8001-6023-7]

Item No.47. Discussion and possible action to approve the release of the final retainage of 9% to Leyendecker Construction Inc. in the amount of \$50,000.00 for the Youth Village phase of this Project. [Account #684-2311]

Cmr. Sciaraffa motioned to approve items #46 and #47 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Fernando A. Salinas Community Center

Item No.49. Discussion and possible action to approve an exemption to the current County wide hiring freeze and approve the filling of the following Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011. This Slot is part of the General Order for FY 2011-2012.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2708	Secretary/Receptionist	\$14.00

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

Motion carried 4-0 by unanimous consent.

Fire Suppression & EMS Services

Item No.50. Discussion and possible action to accept a donation to the Webb County Fire and EMS Department in the amount of Five Thousand Dollars (\$5,000.00) from Rosetta Inc. and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item #50 and to place the money on a Part-Time line item. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.51. Status report by the Webb County Fire/EMS Coordinator regarding the Fire Suppression and Emergency Medical Services rendered for the unincorporated areas of Webb County.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Fire/EMS Coordinator, Jose Luis Flores presented his status report regarding the Fire Suppression rendered for the unincorporated areas of Webb County.

Cmr. Tijerina motioned to approve the status report presented by the Webb County Fire/EMS Coordinator. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

Mr. Angel Garcia with Angel Care Ambulance Service presented a status report regarding the Emergency Medical Services rendered for the unincorporated areas of Webb County.

Indigent Healthcare Services

Item No.52. Discussion and possible action to authorize an increase on the Funeral Home Burial fee schedule from \$1,000 to \$1,575 for services rendered for deceased County Veterans who qualify under the Webb County Indigent Burial program; and any other matters incident thereto.

Item No.53. Discussion and possible action to authorize a contribution to the State of Texas in connection with the Webb County UPL Program in an amount not to exceed \$81,019.03 for the 4th Quarter (July 2011 – September 2011).

<u>Amount</u>	<u>Account No.</u>
\$27,546.67	001-4100-6714-3 (Hospital Inpatient)
<u>\$53,472.36</u>	001-4100-6714-4 (Hospital Outpatient)
\$81,019.03	

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

Motion carried 4-0 by unanimous consent.

La Presa Community Center

Item No.54. Discussion and possible action to approve the filling of the following vacant Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines, effective October 24, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2399	Driver/Maintenance	\$10.92

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa stated that he would have a committee come up with a recommendation.

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

Motion carried 4-0 by unanimous consent.

Medical Examiner

Item No.55. Discussion and possible action to approve the increase of incentive pay to Medical Death Investigator, Slot #2394 in the amount of \$7,000.00 due to additional certifications achieved, and to increase pay for Administrative Assistant, Slot #2232 from \$12.75 to \$14.00, title change has already been approved by Civil Service.

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

No action taken.

Item No.56. Discussion and possible action to approve a new \$250.00 county fee to be assessed for out of county autopsy cases requiring the investigation of legal next of kin and other required release arrangements, and any other matters incident thereto. [Account #001-2070-3295]

Discussion on file at the Webb County Clerk's Office October 24, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to approve item as submitted.

Motion dies for lack of second.

Planning

Item No.57. 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 3.5855 acre tract of land, out of and part of Porcion 10, Abstract 280, said tract being a portion of Tract 12, Ranchitos Los Minerales, as further

described in Vol. 1982, Pgs. 542-545, of the Webb County Deed Records. Approval is limited to one dwelling only (limited to a total of two dwelling unless replatted).

- b) Tract 31, Ranchos Peñitas West Subdivision Unit VIII. Approval is limited to one dwelling only (limited to a total of two dwellings unless replatted).
- c) Tract 64, Ranchos Peñitas West Subdivision Unit IX. Approval is limited to one dwelling only (limited to a total of two dwellings unless replatted).

Staff recommends the Court's approval contingent upon receipt of the Premise Report from the City of Laredo Health Department evidencing the decommissioning of existing septic systems.

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

Motion carried 4-0 by unanimous consent.

Purchasing

- Item No.58. Discussion and possible action to purchase Websense Software for the M.I.S. Department from ANIDIRECT Network Security Solutions in the amount of \$26,908.50. [Requested by Rafael Pena, Interim M.I.S. Director; Account #001-0500-6411 (General Fund)]
- Item No.59. Discussion and possible action to purchase curb and gutter installation service for Road & Bridge Department for Old Milwaukee East Project (BCAP), from Martinez Construction not to exceed \$49,530.00. [Requested by Jose Luis Ramos, Webb County Road & Bridge Superintendent; Account #705-8001-8801-14 (BCAP)]
- Item No.60. Discussion and possible action to purchase Six (6) Night Vision Goggles for the Sheriff's Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program BuyBoard Contract 363-10 from GT Distributors in the amount of \$18,048.66. [Requested by Martin Cuellar; Webb County Sheriff; Account #345-2001-6224- 2009 (OPSG Grant)]

Cmr. Sciaraffa motioned to approve items #58, #59, and #60 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

- Item No.61. Discussion and possible action to purchase Two (2) C-1000 Hand Held Contraband Detectors from Intercept Logic in the amount of \$13,250.00 and to grant an exemption to competitive bidding pursuant to Section 262.024 Discretionary Exemptions (7) Sole Source (A) patents; Texas Local Government Code. [Requested by Martin Cuellar, Webb County Sheriff; Account #345-2001-8801]

Item No.62. Discussion and possible action to purchase Twenty-Four (24) Duty Light Camera's (DLC) from the lowest quote in an amount not to exceed \$9,600.00. [Requested by Martin Cuellar, Webb County Sheriff; Account #345-2001-6224]

Item No.63. Discussion and possible action to purchase Seventeen (17) vehicles pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Contract State of Texas #071-A1, H-GAC #VE03-06 - Texas Local Government Code, from Philpott Motors and Holiday Chevrolet. [Requested by Martin Cuellar, Webb County Sheriff; Account #345-2001-8801]

<u>Vendor</u>	<u>Quantity</u>	<u>Description</u>	<u>Amount</u>
Philpott Motors	9	Ford Police Interceptors	\$365,031.00
Philpott Motors	2	Ford Police F150 Supercabs	\$ 94,304.00
Philpott Motors	2	Ford Police F250 Crew Cabs	\$ 69,626.00
Holiday Chevrolet	4	Tahoe Police package	<u>\$167,367.00</u>
		Total	\$696,328.00

Cmr. Sciaraffa motioned to approve items #61, #62, and #63 as submitted. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.64. Discussion and possible action to purchase Ten (10) Vehicles and Radio Equipment pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Contract State of Texas #071-A1, H-GAC #VE03-06, H-GAC #RA01-08 Texas Local Government Code, from Philpott Motors, Holiday Chevrolet, and Motorola [Requested by Martin Cuellar, Webb County Sheriff; Account #346-2001-8801]

<u>Vendor</u>	<u>Quantity</u>	<u>Description</u>	<u>Amount</u>
Philpott Motors	8	Ford Vehicles	\$325,072.00
Holiday Chevrolet	2	Tahoe Vehicles	\$ 83,683.50
Motorola		Radio Equipment	<u>\$ 66,000.20</u>
		Total	\$474,755.70

Item No.65. Discussion and possible action to purchase Four (4) computers for Sheriff's Department pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR Contract #SDD-1364 in the amount of \$6,414.33. [Requested by Martin Cuellar, Webb County Sheriff; Account #326-20016224-2 (ICAC Task Force Fund)]

Item No.66. Discussion and possible action to award Bid 2011-15 SHC Rehabilitation of Two (2) Homes to AA Builders in the amount of \$64,228.80. [Requested by Juan Vargas, Webb County Economic Development Director]

Cmr. Sciaraffa motioned to approve items #64, #65, and #66 as submitted. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.67. Discussion and possible action to award the following Annual Contracts:

BID 2012-10 "Annual Contract for Milk to Hygeia Dairy

BID 2012-21 "Annual Contract for Tires & Tubes" to A to Z Tire & Battery (Primary), and Southern Tire Mart (Secondary)

BID 2012-26 "Annual Contract for Plumbing Supplies" to Clark Hardware

BID 2012-38 "Annual Contract for Office Supplies" to Executive Office Supplies

RFP 2012-60 "Annual Contract for Food Commodities to Ben E. Keith (Primary), and Labatt Food Service (Secondary)

BID 2012-82 "Annual Contract for Water Plant Chemicals (Phase II) to multiple vendors:
Fort Bend Services, Manley Bros. of Indiana, and Bob J. Johnson & Associates.

RFP 2012-84 "Annual Contract for Prisoner Transportation" to TX Prisoner Transportation Division

BID 2012-87 "Annual Contract for Land Clearing by Shredding" to BC Land Clearing of TX

Item No.68. Discussion and possible action to award Bid 2012-03 "Annual Contract for Flexible Base-Geographic Locations" to multiple vendors in different geographic locations. All purchases are on an as needed basis as determined by the Road & Bridge Superintendent.

Penitas West - Circle T Services

Mines Road Area (North West) - Circle T Services

North IH 35 (Pilot Area) - Circle T Services, Manuel Villarreal & Zeus Construction

Tahoe 2050 North of Bruni - Bertha D. Alderete

South HWY 83 - Zeus Construction

Oilton Area - Raymond Botello

Cmr. Sciaraffa motioned to approve items #67 and #68 as submitted. Judge Valdez seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.69. Discussion and possible action to approve the repair of the public safety communication tower #2 for the Radio Communication Department from Ranso in the amount of \$22,957.00. [Requested by Mike Cabello, Interim Webb County Engineer and Mario G. Cavazos, Public Safety Communication Director; Account #724-0103-8401 (Communication Tower Sr2006)]

Item No.70. Discussion and possible action to enter into an agreement between Institute for Mind and Body Wellness and Webb County for an influenza vaccine at a price of \$10.00 for insured participants and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. The purchases will be made on an as needed basis. [Requested by Cynthia Mares, Webb County Administrative Services Director]

Item No.71. Discussion and possible action to dispose of salvage and surplus property vehicle that has become obsolete for any future use as per Section 263.152 (a), (1) Disposition of Salvage Surplus Property, Texas Local Government Code.

Year - 1989

Make and Model - Ford Aerostar

Last (5) of VIN # -- 29563

[Requested by Fernando Gonzalez, Webb County Facilities Director]

Com. Sciaraffa motioned to approve items #69, #70, and #71 as submitted. Com. Tijerina seconded the motion.

Motion carried 4-0 by unanimous consent.

Item No.72. Adjourn

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

Motion carried 4-0 by unanimous consent.