



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
November 14, 2011
9:00 a.m.

CALL TO ORDER BY THE HONORABLE DANNY VALDEZ, WEBB COUNTY JUDGE

1. Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk
2. Pledge of Allegiance
3. Approval of Minutes for October 24, 2011 and October 31, 2011
4. Approval of Bills, Payroll, and Monthly Report
5. Communications
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.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

Honorable Danny Valdez, Webb County Judge

- 7.** Presentation on behalf of H.E.B. by Viridiana Paramo and Mike Connor regarding the 23rd Annual H.E.B. Thanksgiving Feast of Sharing.
- 8.** Discussion and possible action to proclaim the month of November as National Adoption Awareness month.
- 9.** Presentation of \$5,000.00 donation to Webb County Volunteer Fire Department by Mike McKenna of Rosetta Resources; and any other matters incident thereto.
- 10.** Discussion and possible action to approve the appointment of Mr. Gustavo Alcantar to the Webb County Community Action Advisory Board.
- 11.** Discussion and possible action to approve a \$500.00 contribution to the City of Laredo Health Department for the sponsorship of a county-wide CPR awareness day to be held on Saturday, November 19th, 2011 at the UISD Student Activity Center (SAC); and any other matters incident thereto. **[Account #007-0101-7426]**

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

- 12.** Discussion and possible action to donate \$500.00 to the Habitat for Humanity Organization to support their efforts in providing affordable houses for the working poor of Laredo, Webb County, Texas. **[Account #605-0201-8801]**
- 13.** Discussion and possible action to donate \$500.00 to the Webb County Children's Advocacy Center, a 501 (c) (3) non- profit organization that provides individual, family and group counseling sessions to child victims and their non-offending family members who have suffered as a result of sexual abuse, physical abuse, neglect and domestic violence. **[Account #605-0201-8801]**

Honorable Jerry Garza, Webb County Commissioner Pct. 3

- 14.** Discussion and possible action to ask the County Auditor to designate an account that will be used 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); and any other matters incident thereto.

15. Discussion and possible action to consider approval of Addendum to Master Interlocal Contract between Harris County Department of Education and Webb County relating to shared purchasing services; and any other matters incident thereto.
16. Discussion and possible action to present the following Award of Recognition plaques; and any other matters incident thereto:
 - Mr. Ed Ramirez for his service as Laredo Chamber of Commerce Chairman of the Board for 2010-2011
 - Mr. Willie Martinez for being named Laredo Chamber of Commerce Chairman of the Board for 2011-2012
17. Presentation from Joel Greene of CIRA (County Information Resources Agency) with discussion and possible action to approve the interlocal agreement; and any other matters incident thereto.
18. Presentation by Administrative Services on results/turnout for the Webb County flu shot clinic with discussion and possible action to allow vaccine provider to schedule additional visits to other County offices or sites; and any other matters incident thereto.

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

19. Recognition of Mr. Mario Zaragoza for his work and dedication in the school land funds area which has positively impacted our local school districts. **[Co-sponsored by Danny Valdez, Webb County Judge]**

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

- 20.** Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 711 E. Elm Street (Russell Terrace) at a cost of THREE HUNDRED DOLLARS (\$300.00) per month and a total amount of THREE THOUSAND SIX HUNDRED DOLLARS (\$3,600.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]**
- 21.** Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 2801 Ireland St. (Magic Corner) at a cost of FOUR HUNDRED FIFTY DOLLARS (\$450.00) per month and total cost of FIVE THOUSAND FOUR HUNDRED DOLLARS (\$5,400.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]**
- 22.** Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 401 Gonzalez St. (Colonia Guadalupe) at a cost of SEVEN HUNDRED TWENTY DOLLARS (\$720.00) per month and a total cost of EIGHT THOUSAND SIX HUNDRED FORTY DOLLARS (\$8,640.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]**
- 23.** Discussion and possible action to enter into a One (1) year (November 1, 2011 through October 31, 2012) commercial lease agreement with the City of Laredo Housing Authority concerning lease space located at 6500 Springfield Ave. (Springfield Acres) at a cost of THREE HUNDRED SIXTY DOLLARS (\$360.00) per month and a total cost of FOUR THOUSAND THREE HUNDRED TWENTY DOLLARS (\$4,320.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4208-6012]**

24. Discussion and possible action to enter into a Non-Financial Memorandum of Understanding between United Independent School District and Head Start/Early Head Start Program to provide a common understanding of the collaboration and relationship for the Pregnancy, Education, and Parenting Program (“PEP”) 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]**
25. Discussion and possible action to enter into a Memorandum of Understanding between Webb County Head Start/Early Head Start Program and Casa de Misericordia for a Non-Financial Agreement for a period of 24 months from September 1, 2011 through August 30, 2013, this program will provide developmental services for low income pregnant women, and children birth to 5 years of age as well as offering social services for their families 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]**
26. Discussion and possible action to adopt a resolution of the Commissioners Court of Webb County Texas, authorizing the commitment of matching funds (\$173,533.00) for the Texas Department of Housing and Community Affairs (TDHCA) office of Colonia initiatives, 2010-2011 self-help center program and authorizing the County Judge to act as the County’s Executive Officer and authorized representative in all matters pertaining to the County’s participation in the self help center program. **[Requested by Juan Vargas, Webb County CAA and Economic Development Director]**
27. Discussion and possible action to enter into an Amended Lease Agreement between Webb County and K2 Towers, LLC for tower lease space at the Mirando Tower to enhance radio coverage for a period of Five (5) years at a cost of Five Hundred and Twenty-One Dollars \$521.00 (Road and Bridge) and Three Hundred and Ninety-Five Dollars \$395.00 (Webb County Sheriff) a month, and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Martin Cuellar, Webb County Sheriff and Jose Luis Ramos, Webb County Road & Bridge Director]**
28. Discussion and possible action to enter into an Inter Local Agreement between Webb County and the City of Laredo allowing the City of Laredo to install an 8 TAC 4 repeater on the South Webb County Tower (at 240 feet) which is located behind the Webb County Mangana Hein Community Center and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Mario Cavazos, Webb County Radio Communications Director]**

- 29.** Discussion and possible action to approve the acceptance of the grant award entitled “Family Drug Treatment Court” from the Children’s Commission Texas Court Improvement Program that runs from May 1, 2011 through September 30, 2012 for an amount of Sixteen Thousand Nine Hundred and Five Dollars (\$16,905.00) with an in-kind match of Nineteen Thousand Eighty-Six Dollars and Eighty-Eight Cents (\$19,086.88) from State funding, and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Paul Gallego, Webb County 406th District Court Associate Judge)**

Honorable Monica Notzon, 111th District Court Judge

- 30.** Discussion and possible action to approve the following line item transfer to purchase court reporter equipment:

From:	001-1002-7001	Indigent Defense	\$20,000
To:	001-1002-6205	Materials & Supplies	\$20,000

Honorable Jesus Garza, County Court at Law 2 Judge

- 31.** Discussion and possible action to approve the following line item transfer:

From:	001-1011-7053	Detention Hearings	\$5,000
To:	001-1011-5005	Part Time	\$5,000

Honorable Mario C. Davila, Constable Pct. 4

- 32.** Discussion and possible action to approve the filling of the following Slot, subject upon the availability of payroll funds and any applicable civil Service timelines, effective November 14, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2346	Deputy Constable	\$19.90

Honorable Martin Cuellar, Sheriff

- 33. Discussion and possible action to accept a FY 2011 Operation Stonegarden (OPSG) grant award from the Texas Department of Public Safety in the amount of \$2,850,725 for overtime and law enforcement equipment and designating the County Judge as the authorized official in all matters relating to this grant. This grant does not require any type of match; and, thus, will have no impact on the general fund.
- 34. Discussion and possible action to accept a grant award from the Department of Justice, Bureau of Justice Assistance in the amount of \$59,940 for equipment and supplies. This grant does not require any type of match; and, thus, will have no impact on the general fund.
- 35. Discussion and possible action to accept a grant award from the Office of the Governor Criminal Justice Division in the amount of \$303,030 for the salaries and fringe benefits for Six (6) patrol officers to provide enhanced border security in Webb County, and designating the County Judge as the authorized official in all matters relating to this grant. This grant does not require any type of match; and, thus, will have no impact on the general fund.
- 36. Discussion and possible action to accept a grant award from the U.S. Department of Justice Bulletproof Vest Partnership Act in the amount of \$3,415.38. This grant requires a Fifty (50%) percent cash match of \$3,415.38, which will be provided by the Webb County Sheriff's Office from its forfeiture funds. **[Account #170-9501-9301]**
- 37. Discussion and possible action to approve an exemption to the current County wide hiring freeze and to approve the filling of the following grant-funded Slots for the Operation Border Star Grant:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2724	Officer I/CJD Grant	\$17.86
2725	Officer I/CJD Grant	\$17.86

38. Discussion and possible action to approve an exemption to the current County wide hiring freeze and to approve the filling of the following vacant Slot to support overall operations. This slot is part of the general order for FY2011-2012.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
365	Corporal I	\$21.60

Honorable Patricia A. Barrera, Tax Assessor- Collector

39. Discussion and possible action to approve a refund in the amount of \$5,371.45 to Laredo Texas Hospital Co. LP, on Accounts #001-0700-3063 and #010-0700-3063, resolved on September 22, 2011; improvement gone; building demolished per replat of area filed on 1996 for 2006 through 2010. **[Account #001-0700]**
40. Discussion and possible action to approve exemption to the current County wide hiring freeze and to approve the filling of the following vacant Slot, subject to any applicable Civil Service guidelines, effective November 14, 2011. There is no impact to the general fund.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
136	Deputy MVD Investigator	\$14.80

Honorable Delia Perales, Treasurer

41. Discussion and possible action to amend the Webb County Personnel Policies in connection with the planned implementation of the Time and Attendance Program for Webb County employees; Status report regarding implementation of Time and Attendance Program and WorkForce software; 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)]**

Administrative Services

42. Discussion and possible action to approve official bonds for appointed official; Mario C. Davila, Constable Pct. 4.

43. Discussion and possible action to approve and adopt the Webb County Safety Plan implementing a loss control program to help reduce accidents and provide for the safety of our employees and the public. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Community Action Agency

44. Discussion and possible action to authorize Webb County Community Action Agency to solicit bids for CDL Truck Driver Training classes. This project is funded through the Community Services Block Grant (CSBG) FY 2011. **[Account #920-4202-7037-10]**
45. Discussion and possible action to approve a reimbursement by the County of Webb totaling \$763.62 to the Texas Department of Housing and Community Affairs (TDHCA), \$16,527.89 to the American Recovery and Reinvestment Act - Weatherization Assistance Program (ARRA-WAP), and \$1,000 to the Department of Energy - Weatherization Assistance Program for disallowed expenditures made by the Comprehensive Energy Assistance Program (CEAP), ARRA-WAP Program and DOE-WAP staff as requested by TDHCA in their Monitoring letters of November 18, 2010, December 7, 2010 and January 19, 2011. The CEAP Program is currently frozen pending Webb County Community Action Agency submission and resolution of pending monitoring reports.

Engineer

46. Discussion and possible action approving a Resolution for the reprogramming of Texas Department of Transportation Border Colonia Access Paving Grant funds. These funds were originally budgeted for the Old Milwaukee Contract No. 5BCF5034 and will now be reprogrammed in the amount of \$15,000.00 to the Los Ranchitos 359 East Project, Contract No. 5BCF5034 to be eligible for paving and drainage improvements. Contingent on TxDOT concurrence and authorizing the County Judge to execute all relevant documents. **[Account #705-8001-8801-14]**
47. Discussion and possible action to approve the following Request for Payment for the Utilities Department:

Request for Payment #11 for the amount of \$8,712.00 to Fort Bend Services, for a truck load of liquid alum (chemical) used at the water treatment plant. **[Account #801-3001-6214 Chemicals]**

- 48.** Discussion and possible action to approve Three (3) additional days of work required to clear all the trees and brush on the Lake Casa Blanca Dam downstream slopes and top by Allscape Land Clearing & Maintenance, Inc. in the amount of \$11,900.00 for a total cost of \$23,800.00. These days were needed due to the unexpected amount of large rocks, trees and very steep slopes encountered in the removal. **[Account #717-0115-8601]**
- 49.** Discussion and possible action to approve an exception to the current County wide hiring freeze and approve the filling of the following vacant Slots for the Utilities Department, subject to any applicable Civil Service timelines, effective November 14, 2011:

<u>Slot#</u>	<u>Title</u>	<u>Salary</u>
2713	Project Coordinator	\$1,538.46 (Bi-weekly)
2712	Water Truck Driver	\$13.23/hour
1305	Water Plant Truck Driver	\$12.02/hour

Fire Suppression & EMS Services

- 50.** Discussion and possible action to accept a Texas Forest Service Grant Award application for Ten (10) Personal Protection Equipment (PPE's) under the Rural Volunteer Fire Department Assistance Program (HB 2604). With further action to authorize Auditor's office to allocate funds. The estimated total cost for the Ten (10) PPE'S is \$24,040.00. The Texas Forest Service cost share grant award is \$8,400.00. Total county expense is \$15,640.

Head Start

- 51.** Discussion and possible action to approve the filling of the following Slots:

<u>Slots #</u>	<u>Title</u>	<u>Hourly Salary</u>	<u>Pay Periods</u>
2526	AA Teacher Assistant	\$10.39	21
2042	CDA Teacher Assistant	\$ 9.24	21
1107	Teacher Substitute	\$ 8.00	21

[Account #903-4208-5001]

Indigent Defense Services

52. Discussion and possible action to approve a resolution authorizing the submission of a 2012 grant application to the Texas Indigent Defense Commission for the Indigent Defense Formula Grant Program and designating the Public Defender as Program Manager and contact person and the Auditor as Financial Officer for the grant. **[Requested by Hugo Martinez, Webb County Public Defender and Cornell Mickley, Webb County Indigent Defense Services Director]**

Medical Examiner

53. 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]**

Public Defender

54. Discussion and possible action to approve salary adjustment to Slot #2476, Assistant Public Defender up to the amount budgeted; from \$59,987.20 to \$64,791.00. **[Fund #023 (Texas Task Force on Indigent Defense)]**

Purchasing

55. Discussion and possible action to purchase Three (3) Computers and software for Purchasing Department pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program DIR-SDD-890, 1014 from Dell in the amount of \$3,712.68. **[Account #696-8007-8801 (Capital Outlay)]**
56. Discussion and status report to the court on the results of solicitation for RFQ – 2011-03 “Qualifications for Inspectors” for the Weatherization Assistance Program.
57. Discussion and possible action to adopt an order pursuant to Section 262.026 of the Texas Local Government Code that delegates the authority to make opening bid date extensions to the Purchasing Agent.
58. Discussion and possible action to purchase equipment for Court Reporter from Stenograph in the amount of \$10,459.00. **[Requested by Monica Notzon, 111th District Court Judge; Account #001-1002-6205 (General Fund)]**

Rio Bravo Recreational Center

59. 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 November 14, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Salary</u>
2290	Director	\$1,709.32 Bi-Weekly

60. Discussion and possible action to approve the following line item transfer to cover the accumulated vacation and comp. time for Manuel Villarreal:

From:	001-6305-5601	Administrative Travel	\$ 500
	001-0201-5601	Administrative Travel	\$5,000
	001-0201-6004-2	Cell Phone Cost	\$ 700
	001-0201-6011	Training & Education	\$1,000
	001-0201-6205	Materials & Supply	<u>\$1,400</u>
			\$8,600
To:	001-6305-5001	Payroll	\$8,600

Road and Bridge

61. Discussion and possible action to clarify an agreement with Mercy Ministries of Laredo for facilitation of Medical and Health related services in the outlying areas of Webb County, specifically with regards to providing fuel and maintenance for the Mobile Clinic Van; and any other matters incident thereto.

Tax Attorney

62. Discussion and possible action regarding the approval of the Commissioner's Court, to permit the private sale of a piece of real estate property, subject to a final tax judgment and generally described as 614 S. Meadow, but more specifically described as S PT-7, Block 2133, Eastern Division of the City of Laredo, Webb County, Texas.

Veterans Office

63. Discussion and possible action to approve the following salary changes/adjustments for the following Slots, effective November 14, 2011:

<u>Slot #</u>	<u>Title</u>	<u>Current Salary</u>	<u>Proposed Salary</u>
0033	Veterans Service Officer	\$2,013.00/ biweekly	\$1,860.96/biweekly
0611	Assistant Veterans Service Officer	\$18.99/ hourly rate	\$20.89/hourly

Closed Session/Executive Session

64. Discussion and possible action to approve the personal injury settlement to Jaime De Leon, as a result of a motor vehicle accident involving El Aguila Rural Transportation van operator, that occurred on April 15, 2011, at the intersection of Houston and San Bernardo, in Laredo, Texas, and any other matter incident thereto. **[Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

65. Discussion and possible action to approve the settlement to be tendered by Plaintiffs in case entitled Wenceslao Trevino, Jr. and Bernetta Trevino v. Martin Cuellar, Webb County Sheriff, Cause Number 2010-CVQ 1491-D2, pending in the 111th District Court of Webb County; 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)]**

66. Discussion and possible action to approve retaining Attorney Charles Frigerio as lead counsel in the defense case entitled Thelma M. Garza, individually and as Representative of the Estate of Charles Gabriel Trevino Johnson v. Webb County, Texas; Cause Number 2011CVT1202D2, pending in the 111th District Court of Webb County, Texas and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

67. Adjourn

The Webb County Commissioners Court hereby reserves the right to go into closed session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS 10th DAY OF NOVEMBER, 2011

By: _____
Melinda Mata
Court Administrator

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the 10th day of November, 2011 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 10th DAY OF NOVEMBER, 2011

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Margie Ramirez-Ibarra, County Clerk