



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
February 27, 2012
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 February 13, 2012
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. Discussion by the auditor regarding a financial analysis request for the county with the intent of proposing a 2012 Bond Series to fund county projects and capital outlay requests; with discussion and possible action to authorize the Auditor's office to initiate this process; and any other matters incident thereto.
8. Discussion and possible action to proclaim February 29, 2012, as a day to celebrate *Attorneys Without Borders* and to memorialize the historic visit of the Texas Supreme Court to Webb County and the City of Laredo. **[Co-Sponsored by Rosaura "Wawi" Tijerina, Commissioner Pct. 2]**

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

9. Discussion and possible action to approve the surveying services and geotechnical services to Howland Engineering for the proposed El Cenizo Library sites in the amount of \$7,000.00 for site I and \$5,700.00 for site II. Total amount is \$12,700.00. **[Co-Sponsored by Mike Cabello, Webb County Interim Engineer; Account #660-6111-8601]**

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

10. Presentation by Mr. Alfonso Casso, Jr. Executive Director of the South Texas Food Bank, and Alma D. Blanco, Outreach Coordinator, regarding the Supplemental Nutrition Assistance Program (SNAP); and any other matters incident thereto.
11. Discussion and possible action to approve lab testing services in the amount of \$18,795.00 to Howland (best value) for the BCAP TxDOT Tanquecitos I and II paving project. **[Co-Sponsored by Mike Cabello, Interim County Engineer; Account #707-8001-6022-14]**
12. Discussion and possible action to accept a donation in the amount of \$1,000.00 and presentation of check from Cedro Hill Wind Farms to the South Texas Food Bank for the benefit of the Bruni Community Center Kids Café Pilot Program in Bruni, Texas; and any other matters incident thereto.

13. Discussion and possible action to approve change order #3 to Zertuche Construction for the Bruni Park improvements in Bruni, Texas. This change order will extend the completion date to April 27, 2012 and approve additional funding for the park in the amount of \$30,000.00; and any matters incident thereto. **[Account # 604-0101-8103]**

Honorable Jerry Garza, Webb County Commissioner Pct. 3

14. Discussion and possible action to hire Carlos M. Zaffirini, Jr., Attorney at Law, as the attorney representing Webb County for all matters concerning the Medicaid 1115 Waiver (formerly UPL Program). **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Commissioners Court

15. Status report by the Records Management specialist regarding the preservation of county records currently being stored at the county Tex Mex Building; with discussion and possible action. **[Requested by Frank Sciaraffa, Commissioner Pct. 1]**
16. Status report with discussion and possible action regarding proposed amendments to the Webb County Civil Service Commission Rules and Regulations set for hearing by the Civil Service Commission on February 28, 2012. **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

17. Discussion and possible action to approve the contract between Webb County and Zertuche Construction, LLC for the re-roofing of the Webb County Tex Mex Building located at 1200 Washington Street, Laredo, Texas in the amount of Ninety-Nine Thousand Four Hundred (\$99,400.00) Dollars; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Mike Cabello, Webb County Interim Engineer]**
18. 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, 2012 through February 1, 2013 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 Mojica, Webb County Juvenile Probation Director; Account #001-1301-6402]**

Honorable Oscar Hale, 406th District Court Judge

19. Discussion and possible action to approve and ratify the 406th District Court Drug Court Program and La Familia Consulting and Counseling Services, L.C. from the Department of Substance Abuse and Mental Health Services Administration.

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

20. Discussion and possible action to approve a purchase from Lowe's Home Centers in the amount of \$740.98 to build a stationary center for court security at the J.P. Pct. 2, Pl., 1 office. **[Account #604-0101-8103 (Permanent Improvement Fund)]**

Honorable Ricardo Rangel, Justice of the Peace Pct. 2 Pl. 2

21. Discussion and possible action to approve the title change to the following Slot:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	2690	Community Event Coordinator	\$17.79
To:	2690	Traffic Supervisor	\$17.79

Honorable Martin Cuellar, Sheriff

22. Discussion and possible action to authorize the submission of a Southwest Border Alliance Task Force grant in the amount of \$3,018,533 for personnel and law enforcement operations; 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.
23. Discussion and possible action to authorize the submission of a grant to the Criminal Justice Division in the amount estimated at \$99,870 to assist with a backlog of criminal dispositions 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.
24. Discussion and possible action to authorize the Webb County Auditor's Office to continue paying grant-funded personnel under CJD Grant No. 2311002, Webb County Sheriff's Office Border Juvenile Gang Prevention/Intervention Program for Sixty (60) days, until notification about grant continuation award from the Criminal Justice Division of the Governor's Office.
25. Discussion and possible action to approve final payment to Alamo Roofing Company in the amount of \$35,188.53 for the completion of the Jail Roof project. **[Accounts #628-2060-8103 and #628-2311]**
26. Discussion and possible action to authorize the County Auditor to approve payment to Novastar Communication in the amount of \$6,257.36 for emergency work on camera surveillance system for Jail security. **[Account #001-2060-6402]**
27. Discussion and possible action to approve the funding of the Jail HVAC project in the amount of \$30,813.06 from the Permanent Improvement fund due to a shortfall in project costs. **[Account #604-0101-8103]**
28. Discussion and possible action to approve the cost of making security improvements to the Webb County Jail in the amount of \$45,000.00 from the Permanent Improvement Fund; and any other matters incident thereto. **[Account #604-0101-8103] [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, §551.071 (Consultation with Attorney) and §551.076 (Deliberation Regarding Security Devices)]**

Honorable Patricia A. Barrera, Tax Assessor- Collector

- 29.** Discussion and possible action to approve a refund in the amount of \$9,012.33 to Vista-Pro Automotive, LLC, on Accounts #801-16026-108 (\$8,799.75) and #801-16026-108 (\$212.58), as per Supp. 6, Cert 2011, correct values per 49th Judicial District Judgment, Cause #2011CVF000100-D2 for 2010. **[Accounts #001-0700-3063 and #010-0700-3063]**
- 30.** Discussion and possible action to approve an agreement with Micrographic Imaging, Inc. of San Antonio, Texas, (subject to any potential bidding requirements) to convert 249,000 pages of large tax books to digital format with rolls of microfilm backup; and any other matters incident thereto. The work will involve the disassembly and re-assembly of 425 large tax books; preparation of pages and repairing damaged pages; external hard drive with complete set of DVDs with all the digital images; and transportation to and from the Webb County Tax Office. Total cost of the proposed work is \$52,108.00. **[Account #001-0109-6022]**
- 31.** Discussion and possible action to approve payment to Flashback Data, LLC, in the amount of \$1,298.00 for generating forensic recovery of data from laptop, as per Invoice #12458, dated December 16, 2011; and payment to Meza Business Machines, in the amount of \$227.45, for repair on Canon Image Copier (not on maintenance agreement), as per invoice #101312012, dated January 31, 2012.

Community Action Agency

- 32.** Discussion and possible action to accept \$10,400.00 from CPL Retail Energy. The Webb County Community Action Agency will utilize these funds to assist qualified CPL Retail Energy LLC clients. **[Account #907-4202-7004]**
- 33.** Discussion and possible action to authorize the Community Action Agency to enter into an annual agreement with Direct Energy, LP, CPL Retail Energy, WTU Retail Energy and Three Retail Energy Providers (REP). The purpose of the agreement is to assist Direct Energy, LP, CPL Retail Energy, WTU Retail Energy and Three Retail Energy Providers (REP) low income clients pay their electric home energy expenses through the Neighbor to Neighbor Program. **[Account #907-4202-7004]**

- 34.** Discussion and possible action to authorize the Community Action Agency to enter into an annual vendor agreement with Retail Energy Providers for the implementation of Community Service Block Grant Program and the Comprehension Energy Assistance Program. These vendor agreements are a TDHCA requirement for the implementation of the programs. This action will have no impact on the county general fund

List of Retail Energy Providers:

Accent Energy or Dynowatt	Ambit Energy
Amigo	Apollo Power and Light
CPL Retail Energy	First Choice Power
Frontier Utilities	Green Mountain Energy Company
Just Energy	Medina Electric
Our Energy	Reliant Energy
Stream Energy	Tara Energy
TXU Energy	

Engineer

- 35.** Discussion and possible action to approve the Webb County contribution in the amount of \$20,735.59 for the right-of-way acquisition and utilities adjustments for Cuatro Vientos Road (CSJ No. 0922-33-115) to Texas Department of Transportation and authorizing the County Judge to execute all relevant documents. **[Account #716-7102-6022]**
- 36.** Discussion and possible action to amend the contract of Hickey Pena Architects for the North Side International Park Phase II and release final payment in the amount of \$4,200.00 to Hickey Pena Architects for the North Side International Park Phase I. **[Account #723-8103-8710-3]**
- 37.** Discussion and possible action to approve the filling of vacant position for the Utilities Department to support overall water operations, Slot #1299, Water Distribution Superintendent at an annual salary not to exceed \$42,636.00, subject upon the availability of payroll funds and any applicable Civil Service timelines.
- 38.** Discussion and possible action to approve pole relocations and electric appurtenances from AEP (American Electric Power) in the amount of \$38,980.75 for the TxDOT Border Colonia Access Program Rancho Penitas West Project #5BCF5031 C2400048 (2nd call) and (3rd call) 8BCF5052, 3c2400048 contingent upon TxDOT approval and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto. **[Account #706-8001-8801-14 (BCAP Funds)]**

- 39.** Discussion and possible action to approve relocations for telephone pedestals and appurtenances from Alenco Comm. Inc. in the amount of \$48,454.02 for the TxDOT Border Colonia Access Program Rancho Penitas West Project #5BCF5031 C2400048 (2nd call) and (3rd call) 8BCF5052, 3c2400048 contingent upon TxDOT approval and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto. **[Account #706-8001-8801-14 (BCAP Funds)]**

Head Start

- 40.** Discussion and possible action to approve the filling of the following Slot:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>	<u>Pay Periods</u>
1142	Cook	\$ 8.56	21

Juvenile Probation Department

- 41.** Discussion and possible action to authorize the submission of a grant application to the Criminal Justice Division of the Governor's Office for the continuation of the Juvenile Accountability Block Grant (JABG) and, further, authorizing the County Judge to execute all forms relevant to said grant.

Planning

- 42.** Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements Regarding the Connection of Utilities" pursuant to 232.028, L.G.C. and authorize an electrical service connection pursuant to Section 232.029 (b), L.G.C. to the following properties:

- a) An unplatted tract of land, being the northernmost 29 Feet wide by 200 Feet long, out of and part of the North ½ of Block 3, Lot 5, San Carlos Subdivision, Phase II, as further described in Vol. 3189, Pgs. 539-540, Webb County Official Public Records. Approval is limited to one (1) dwelling only unless replatted;
- b) Lot 4, Block 6, Pueblo Nuevo Subdivision. Approval limited to two (2) additional dwellings for a total of three (3) dwellings only 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.

Public Defender

43. Discussion and possible action to approve the transfer of the following vehicle: Vin #1FAFP53U5XG176681 being a 1999 Ford 4 door sedan from Webb County Tax Assessor and Collector to the Webb County Public Defender's Office to be used as department's Unit #4604.

Purchasing

44. Discussion and possible action to award Bid 2011-08 Colonia Rancho Penitas West Paving Project to REIM Construction, the lower bidder in the amount of \$1,353,541.68 and award contract, and authorizing the County Judge to execute all relevant documents. **[Account #706-8001-8801-14]**
45. Discussion and possible action to solicit bids for a grazing and hunting lease for "Penjamo and Llano Pastures" (approximately 8,829.57 acres of school lands).
46. Discussion and possible action to dispose of salvage and surplus property equipment and furniture that has become obsolete for future use as per Section 263.151 Subchapter D (1). Disposition of Salvage Surplus Property, Texas Local Government Code and all other miscellaneous items.
47. Discussion and possible action to purchase lumber for Road & Bridge Department pursuant to Sections 271.101 and 271.103 Subchapter F., Cooperative Purchasing Program G.S.A Contract No. GS-21F10039X from Lowe's in the amount \$15,207.50. **[Requested by Jose Luis Ramos, Webb County Road & Bridge Superintendent; Account #010-7002-6404 (R&B Funds)]**
48. Discussion and possible action to purchase Ten (10) Three seat furniture units for the Jail pursuant to Sections 271.101 and 271.103 Subchapter F., Cooperative Purchasing Program G.S.A Contract No. GS-29F-0230D and TXMAS Contract No. TXMAS-3-7110150 from Access Distributors, Inc. in the amount of \$8,080.00 plus shipping \$1,105.00 for a total amount of \$9,185.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #315-2001-6224 (Grant Funds)]**
49. Discussion and possible action to purchase One Hundred (100) mattresses for the Jail pursuant to Sections 271.101 and 271.103 Subchapter F., Cooperative Purchasing Program TXMAS Contract No. TXMAS-12-84050 from Bob Barker in the amount of \$6,715.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #001-2062-6205 (General Fund)]**

- 50.** Discussion and possible action to approve a change in the Service Agreement for Facilities Department from Three (3) years to a One (1) year term, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program TEMAS Contract No. 05-03FAC020 and 06-840160 from Johnson Controls in the amount of \$19,956.00. Court had previously approved Three (3) year term. **[Requested by Fernando Gonzalez, Webb County Facility Director]**
- 51.** Discussion and possible action to approve the Request for Qualifications regarding Insurance Consultant Services, and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Cynthia Mares, Webb County Administrative Services Director]**

Road and Bridge

- 52.** Discussion and possible action to approve the transfer of employees within the following Slots with salary changes and approve the filling of the resultant vacant Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	1994	Refuse Truck Driver	\$12.96
To:	664	Refuse Truck Driver	\$13.09
To Fill:	1994	Refuse Truck Driver	\$12.96

Tax Attorney

- 53.** Discussion and possible action to settle and compromise on attorney fees related to Cause Number 2010TXA001223D1, Account #943-00001-110, Property description: Lot 11, Block 1, Westgate Place, City of Laredo, Webb County, Texas. **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Closed Session/Executive Session

- 54.** Status report by outside counsel with possible discussion and action regarding case entitled Killam Ranch Properties, Ltd., v. Webb County Texas, Case No. 4-08-00105-CV in the Fourth Court of Appeals District; Trial Court Case # 2006 CVQ-001710-D3 and Killam Ranch Properties, Ltd, v. Webb County, Texas; Case No. 04-10-00324-CV, Trial Court Case #2007-CVQ-001680-D4. **[Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
- 55.** Discussion and possible action regarding Civil Action No. L-05-CV-76; Luis Montes vs. Webb County, Texas, and Cynthia Mares; In the United States District Court for the Southern District of Texas, Laredo Division. **[Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
- 56.** 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 24th DAY OF FEBRUARY, 2012

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 24th day of February, 2012 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 24th DAY OF FEBRUARY, 2012

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Margie Ramirez-Ibarra, County Clerk