



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
April 23, 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 April 10, 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.** Introduction and recognition of the Webb County Employee of the month for March 2012, with presentation of commemorative plaque from Commissioner's Court. **[Requested by the Webb County Executive Council Committee]**

Honorable Frank Sciaraffa, Webb County Commissioner Pct. 1

- 8.** Discussion and possible action to approve the Memorandum of Understanding between Laredo Community College (LCC) and Webb County to develop and implement training designed to increase the workplace literacy of participants at Ernesto J. Salinas Community Center as outlined in the SBA Workplace Literacy Award; and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto.
- 9.** Discussion and possible action to approve the Memorandum of Understanding between Laredo Community College (LCC) and Webb County to develop and implement training designed to increase the workplace literacy of participants at Rio Bravo Community Center as outlined in the SBA Workplace Literacy Award; and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto.
- 10.** Discussion and possible action to approve a Memorandum of Understanding with the City of El Cenizo, Texas to assist them with the temporary collection of household garbage while their equipment is repaired; and any other matters incident thereto.

Honorable Jerry Garza, Webb County Commissioner Pct. 3

- 11.** Discussion and possible action to purchase rifles for the American Legion Post 59 for use by their honor guards in the amount of approximately \$11,749.50 to be taken from 605-0203-8801 (see back-up); and any other matters incident thereto.
- 12.** Staff report on the scheduling of annual Department Head evaluations with discussion and possible action; and any other matters incident thereto. **[Co-Sponsored by Frank Sciaraffa, Commissioner Pct. 1]**

13. Discussion and possible action to approve \$5,000.00 in funding from Account #605-0203-8801 to the Border Area Youth Football League and to further authorize the Webb County Attorney to prepare any and all documentation necessary; and any other matters incident thereto.
14. Presentation by Representatives of the Rio Grande International Study Center (RGISC) on partnering with Webb County on a proposed Community Garden to be located in Bruni Community Center, Pct. 2, Sta. Teresita Community Center, Pct. 3, and Penitas West Pct. 4. With discussion and possible action to authorize each Commissioner to participate with an amount of \$1,900.00 for project materials and to identify a funding source; and any other matters incident thereto.

Commissioners Court

15. Discussion and possible action to vote on a Resolution appointing members to the Board of Directors for the Webb County Housing Finance Corporation; and any other matters incident thereto. **[Requested by Webb County Auditor]**

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

- 16.** Discussion and possible action to approve the rededication of the Judge Benavides Building (the old Juvenile Detention Center) by the current lessee (The South Texas Council on Alcohol and Drug Abuse) to be held at their grand opening on May 3, 2012. **[Requested by South Texas Council on Alcohol and Drug Abuse]**
- 17.** Discussion and possible action as Trustee of Webb County School Lands, to approve the granting of a 15,112.32 linear foot non-exclusive right-of-way to Navarro Midstream Services, LLC for a Thirty feet (30') in. width ("right-of-way") for the purpose of laying, inspecting, maintaining, altering, repairing, operating, replacing, and removal of One (1) pipeline with a normal diameter not to exceed Ten (10") for transportation of natural gas and natural gas products, for good and valuable consideration of Eighteen Dollars (\$18.00) per linear foot of pipeline laid and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto.
- 18.** Discussion and possible action to enter into a rural transportation federal fund agreement (No. 51222F7235) with the State of Texas, acting through the Texas Department of Transportation, wherein Webb County accepts a grant amount not to exceed Two Hundred Twenty Thousand Four Hundred Eighty-Nine Dollars (\$220,489.00) 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]**
- 19.** Discussion and possible action to approve a Memorandum of Understanding (MOU) between Teaching and Mentoring Communities (TMC) and Webb County Head Start to provide mentors for teaching the Head Start staff to enhance their school readiness skills which is known as "Texas School Ready" project for a period of One (1) year, effective October 11, 2011 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]**
- 20.** Discussion and possible action to accept the dedication of a right-of-way easement out of Pueblo Nuevo Subdivision (Lot 8, Block 2) and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto.

21. Discussion and possible action to transfer \$12,040.98 from unexpended funds of the Fiscal Year 2011 Court Improvement Program Grant No. 201-101-00040 to the Webb County Attorney's payroll line item 001-1101-5001, and for an equal amount to be transferred from that payroll line item to County Attorney line item 001-3100-6205, Materials & Supplies.

Honorable Margie Ibarra, County Clerk

22. Discussion and possible action to approve the following line item transfers:

From:	001-1120-6402	Equipment Maintenance	\$10,000
	005-1120-6411	Software	<u>\$29,092</u>
			\$39,092
To:	005-1120-6022	Professional Services	\$29,092
	001-1120-6005	Postage	\$ 2,000
	001-1120-6204	Fuel & Lubricants	\$ 200
	001-1120-6403	Vehicle Maintenance	\$ 500
	001-1120-6205	Materials & Supplies	<u>\$ 7,300</u>
			\$39,092

Honorable Monica Notzon, 111th District Court Judge

23. Discussion and possible action to approve the following line item transfers:

From:	001-1050-6018	Transcripts	\$ 9,250
	001-1050-6713	Evaluation Services	<u>\$ 9,250</u>
			\$18,500
To:	001-1050-6029	Court Interpreter/Reporter	\$15,000
	001-1050-6900	Expert Witnesses	\$ 1,500
	001-1050-7001	Indigent Defense-Magistration	<u>\$ 2,000</u>
			\$18,500

Honorable Oscar Martinez, Justice of the Peace Pct. 4

24. Discussion and possible action to approve the purchase of Four (4) Dell Black/White printers for office use at an approximate cost of \$1,109.96. **[Account #016-1044-6224 (Minor Tools & Apparatus)]**

25. Discussion and possible action to approve the following line item transfer:

From:	001-1044-5601	Administrative Travel	\$800
To:	001-1044-6011	Training & Education	\$800

Honorable Martin Cuellar, Sheriff

- 26.** Discussion and possible action to approve the submission of a FY 2012 Operation Stonegarden grant to the U.S. Department of Homeland Security and the State Administrative Agency (SAA) in conjunction with the City of Laredo Police Department, Constable Pct. 1, Constable Pct. 2, Constable Pct. 3, and Constable Pct. 4 for overtime operations, transfer of part-time officers to full-time status, activation of reserve officers, any applicable fringe benefits, equipment, fuel, and maintenance for border security operations and designating the County Judge as the authorized official in all matters relating to this grant. This grant requires no cash match; and, thus, is at no cost to Webb County.
- 27.** Discussion and possible action to approve the submission of a Border Star grant application to the Local Border Security Program FY 2012 (LBSP-12) to the Texas Ranger Division in the amount estimated at \$2,072,624; and designate the Webb County Judge as the authorized official in all matters relating to this grant.
- 28.** Discussion and possible action to authorize future grant-funded payments of overtime hours to salaried employees of the Sheriff's Department at One and a half the standard/normal hourly rate plus fringe rate, for employees in lieu of normally received, time hours when working on Local Border Security Program (LBSP) grant-funded operations for overtime hours worked. These hours will be paid by the Webb County but reimbursed by the State at no cost to Webb County.
- 29.** Discussion and possible action to approve an additional grant adjustment of \$12,000 for Border Star grant LBSP 10/11 for overtime and associated fringe benefits; and designating the Webb County Judge as the authorized official in all matters pertaining to this grant.

Honorable Patricia A. Barrera, Tax Assessor- Collector

30. Discussion and possible action to approve the following refunds:

- a. \$2,334.37 to AMERIGAS PROPANE LP, for Account #801-01010-143 (\$2,255.29) and Account #801-01010-143 (\$79.08), as per Supp 7, Cert 2011, Protest 2011-13557, resolved on 02/16/12, adjust value per settlement, split part of value into 6 accounts for 2011.
- b. \$1,114.15 to WEBB COUNTY TAX OFFICE, for Account #801-01010-143 (\$1,076.40) and Account #801-01010-143 (\$37.75) refund to pay balance on 800-01021-124, 801-01025-111, 801-01023-132, and 977-00001-020.
[Accounts #001-0700-3063 and #010-0700-3063]

Administrative Services

31. Discussion and possible action to allow the Administrative Services Department to implement the Catapult Health Program. This is a work site “Preventative Health Check-up” for all county employees. The Insurance Committee reviewed and recommends approval.
32. Discussion and possible action regarding the Two (2) responses received by the County to the requests for qualifications for insurance consultants; 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)]**

Auditor

33. Discussion and possible action to establish a new Capital Outlay Fund; to approve the transfer of \$335,000 from the Permanent Improvement Fund to the Capital Outlay Fund; to approve the transfer of 50% of the General Fund Department’s salary savings to the Capital Outlay Fund on a monthly basis; and to condition the spending from the Capital Outlay Fund exclusively for capital outlay purchases and subject to Commissioner Court approval.

Community Action Agency

34. Discussion and possible action to accept Two (2) contributions in the amounts of \$167.23 and \$217.54 for a total amount of \$384.77 from Valley Telephone Cooperative, Inc. **[Account #920-4202-6004]**
35. Discussion and possible action to approve payment to Shah Software, Inc. for the Client Track System annual service maintenance in the amount of \$6,645.00. **[Account #920-4202-7037]**

Economic Development

36. Discussion and possible action to authorize the Economic Development Department to develop and submit a U.S. Department of Homeland Security, Fire Prevention and Safety grant application under the FY 2011 Assistance to Firefighters Grant Program for up to \$250,000.00, 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 Assistance to Firefighters Grant Program funding. This application does not require County matching funds and will have no impact on County General Fund.

Engineer

37. Discussion and possible action to approve the Supplemental No. 2 to the Main Contract with Dannenbaum Engineering Corporation for the Loop 20 Stimulus Project to amend the maximum amount payable under this contract from \$3,159,336.62 to \$3,222,459.72, an increase of \$63,123.10 to include the funds for the additional scope of services a Level of Service (LOS) analysis for the following Loop 20 Schematics: 1. Value Engineering Report (VE) Schematic; 2. Current 2011 Schematic, contingent upon TxDOT approval and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto. **[Account #737-8001-6022]**
38. Discussion and possible action to approve Supplemental No. 3 to Work Authorization No. 1 to Dannenbaum Engineering Corporation contract for the Loop 20 Stimulus Project to increase the current scope of services to include a Level of Service (LOS) analysis for the following Loop 20 Schematics: 1. Value Engineering Report (VE) Schematic; 2. Current 2011 Schematic at a total cost of \$63,123.10, contingent upon TxDOT approval and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto. **[Account #737-8001-6022]**

Fred & Anita Bruni Community Center

- 39.** Discussion and possible action to approve an amount of \$6,850.00 to come from the Permanent Improvement Fund to cover the costs associated with connecting the sewer lines at the Fred and Anita Bruni Community Center. **[Account #604-0101-8103]**

Indigent Healthcare Services

- 40.** 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 \$123,923.34 for the 2nd Quarter (January 2012 – March 2012).

<u>Account No.</u>	<u>Amount</u>
001-4100-6714-3 (Hospital Inpatient)	\$ 53,479.46
001-4100-6714-4 (Hospital Outpatient)	<u>\$ 70,443.88</u>
	\$123,923.34

La Presa Community Center

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

From:	001-6115-5601	Administrative Travel	\$500
To:	001-6115-6401	Repairs & Maint. Building	\$500

Planning

- 42.** Discussion and possible action to issue a “Certificate of Compliance with Plat Requirements Regarding the Connection of Utilities” pursuant to Sections 232.028 and 232.029, Texas Local Government Code to the following properties:

Approval authorized by 232.029 (b), L.G.C.:

- a) Tract 41, Ranchos Peñitas West Subdivision, Unit VIII (Application ID 367).
Approval is limited to One (1) additional dwelling for a total of Three (3) dwellings only unless replatted.

Staff recommends approval

Public Defender

43. Discussion and possible action to approve the following line item transfers:

From:	001-1102-5601	Administrative Travel	\$10,000
	001-1102-6022	Professional Services	\$ 1,500
	001-1102-6028	Witness Expenditure	<u>\$ 200</u>
			\$11,700
To:	001-1102-6011	Training & Education	\$10,000
	001-1102-6403	Repairs & Maint. Vehicle	\$ 1,500
	001-1102-6005	Postage	<u>\$ 200</u>
			\$11,700

Purchasing

44. Discussion and possible action to purchase radio equipment for law enforcement purposes for Webb County Attorney Investigators from Motorola Solutions in the amount of \$25,214.46 pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program HGAC Contract No. RA01-08, Texas Local Government Code. **[Account #317-2001-6224 (Minor Tools & Apparatus)]**
45. Discussion and possible action to purchase parts from Rush Truck Center in the amount of \$5,609.93 for the Road & Bridge Department for the repair of Unit #10-102 (2008 Peterbilt 240 8.3) pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Buy Board Contract. No. 358-10, Texas Local Government Code. **[Account #010-7002-6403 (Repairs & Maintenance)]**
46. Discussion and possible action to purchase office furniture from National Business Furniture in the amount of \$33,825.61 for the District Attorney's Office pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program GSA Contract. No. GS-27F-0024V-SIN#71, Texas Local Government Code. **[Account #169-1100-8801 (Capital Outlay)]**
47. Discussion and possible action to approve the purchase of services from Heliworks, Inc. in the amount of \$53,960.00 for an auxiliary fuel tank and installation for Helicopter unit pursuant to Section 262.024 (Discretionary Exemptions) Sections (7), (11) of the Texas Local Governmental Code. **[Account #345-2001-6403-03 (2009 Operation Stone Garden Grant)]**

48. Discussion and possible action to approve the purchase of Three (3) mobile radios for Sheriff's Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program HGAC Contract No. RA01-08, Texas Local Government Code from Motorola in the amount of \$21,406.20. **[Requested by Martin Cuellar, Webb County Sheriff; Account #345-2001-8801 (Grant Fund)]**
49. Discussion and possible action to approve the purchase of Ten (10) portable radios for Sheriff's Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program HGAC Contract No. RA01-08, Texas Local Government Code from Motorola in the amount of \$70,046.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #345-2001-8801 (Grant Fund)]**
50. Discussion and possible action to approve the procurement of radio communications equipment for the mobile command center in the amount of \$10,129.52. This equipment is grant-funded; and, thus, is at no cost to Webb County. **[Account #345-2001-8801]**

Closed Session/Executive Session

51. Discussion and possible action to approve, reject or resolve a claim by Assistant Fire Chief Jose Luis Flores for compensatory time and other hours; and any other matters incident thereto. **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]**
52. Discussion and possible action to consider and to possibly make a determination regarding claims of Four members of the Webb County Deputy Sheriffs Association regarding the Sick Leave Buy-Back provision of the Collective Bargaining Association; consideration of the grievance filed by the Association; and any other matters incident thereto. **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]**
53. Discussion and possible action to approve the property damage settlement to Farmers Insurance as subrogee of Blanca Lopez, as a result of a motor vehicle accident involving a vehicle operated by a Webb County Sheriff's Deputy, that occurred on February 9, 2012, at the intersection of Highway 59 and Remington Road, in Laredo, Texas, and any matters incident thereto. **[Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**
54. 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 19th DAY OF APRIL, 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 19th day of April, 2012 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 19th DAY OF APRIL, 2012

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Margie Ramirez-Ibarra, County Clerk