



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
July 9, 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 - None
- 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 Rosaura "Wawi" Tijerina, Webb County Commissioner Pct. 2

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

| | | | |
|-------|-----------------|-------------------------|---------|
| From: | 001-0202-6219-2 | Goods for Public Events | \$1,500 |
| To: | 001-0202-5005 | Part-time | \$1,500 |

8. Discussion and possible action to approve the replacement of the roof at the Larga Vista Community Center at a cost of \$27,060.00 by J.J. Flores Roofing, the lowest quote; and any other matters incident thereto. Cost to be drawn from the Building Improvement Fund. **[Requested by Gregorio B. Araiza, Larga Vista Community Center Director; Account #604-0101-8103 (Building Improvement Fund)]**

Honorable Jerry Garza, Webb County Commissioner Pct. 3

9. Status report by the Webb County Engineer on the progress of ROW acquisition of the colonias located on Highway 59, including but not limited to Los Centenarios, Ruiz Properties, etc. With discussion and possible action to authorize any actions necessary to proceed with acquisition.
10. Status report by the Webb County Engineer regarding the water station located at Colorado Acres, with discussion and possible action to prepare recommendations to improve customer quality and service at said water site.
11. Discussion and possible action to authorize Webb County Attorney to prepare a Memorandum of Understanding to allow the following hospitals to become part of the Regional Healthcare Partnership #20 in the Texas Medicaid Section 1115 Waiver Program: Laredo Medical Center, Doctor's Hospital and Fort Duncan Regional Medical Center; and any other matters incident thereto. **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

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

12. Discussion and possible action to donate \$750.00 to the Imaginarium of South Texas aimed at enhancing area youths' lifelong passion for learning through educational exhibits and inquiry-based programming that nurture individual's imagination and inspiration. **[Account #605-0204-8801 (Capital Outlay)]**

13. Status report by county staff regarding the Las Penitas paving project, including project start date, estimated time of completion, list of current expenditures and percentage of budget spent versus percentage of project completed; with discussion and possible action; and any other matters incident thereto.

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

| | | | |
|-------|-----------------|-------------------------|-------|
| From: | 001-0204-6205 | Materials and Supplies | \$500 |
| To: | 001-6104-6219-2 | Goods for Public Events | \$500 |

MEDIA BREAK

Honorable Anna L. Cavazos Ramirez, County Attorney

- 15.** Discussion and possible action to approve the One (1) year Professional Services Agreement between the Webb County Drug Court Program and Armonia En Casa, and authorizing the 406th District Court Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Oscar Hale, Webb County 406th District Court Judge]**
- 16.** Discussion and possible action to approve the Forty-Five (45) day Professional Service Agreement between the Webb County Drug Court Program and Character Connection, and authorizing the 406th District Court Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Oscar Hale, Webb County 406th District Court Judge; Account #001-1004-6022 Professional Services]**
- 17.** Discussion and possible action to enter into a Thirty-Six month (September 1, 2012 through August 31, 2015) Non-Financial Professional Service Agreement between Webb County Head Start program and Border Region MHMR Community Center CAPS program to provide "in-kind" services to the Head Start Program as reflected in Attachment "A" of this 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]**
- 18.** Discussion and possible action to enter into a Reservation System Access Agreement in connection with the Housing Trust Fund Amy Young Barrier Removal Program and entered into and between The Texas Department of Housing and Community Affairs and the County of Webb. Agreement shall terminate on August 31, 2013 unless otherwise specifically provided herein and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Juan Vargas, Webb County Economic Development Director]**
- 19.** Discussion and possible action to enter into a non-binding Agreement (MOU) between Webb County and Juntos Caminaremos, Inc. for contract services in the area of Substance Abuse, Anger Management, Mental Health, and SAP Services at a rate outlined in attached "Fees for Service" 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]**

- 20.** Discussion and possible action to approve a renewal for Fiscal Year 2013-2014 of the State Case Registry (SCR) contract which furnishes information relating to Child Support, Protective and Family Violence Orders under the Texas Family Code, Title 4, Subtitle B and Suits affecting the Parent-Child Relationship under the Texas Family Code, Title 5, Subtitle B for use in the State and Federal Case Registries ("State Case Registry") as well as local inquires on Child Support cases and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Esther Degollado, Webb County District Clerk]**
- 21.** Discussion and possible action to enter into a Twenty-Four (24) month (July 9, 2012 through July 8, 2014) Maintenance Contract Agreement between Toshiba Business Solutions and Webb County Commissioner Pct. 2 for a ES-351C Digital Color Copier, pursuant to Texas DIR Contract #DIR-SDD-1686 for a minimum payment of SEVENTY-FIVE DOLLARS (\$75.00) per quarter and excess charges of \$0.00900 per black copy and \$0.08500 per color copy and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Rosaura "Wawi" Tijerina, Webb County Commissioner Pct. 2, Account #001-0202-6402]**
- 22.** Discussion and possible action to enter into a Thirty-Nine (39) month (July 9, 2012 through October 8, 2015) Maintenance Contract Agreement between Toshiba Business Solutions and Webb County Administrative Services Department for a ES-3040C Digital Color Copier pursuant to Texas DIR Contract #DIR-SDD-1686 with an excess charge of \$0.00700 per black copy \$0.06500 per color copy to be billed quarterly 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; Account #001-0114-6402]**
- 23.** Discussion and possible action to enter into a Thirty-Nine (39) month (July 9, 2012 through October 8, 2015) FMV Lease Agreement between Toshiba Business Solutions and Webb County Administrative Service Department for a ES-3040C Digital Copier pursuant to Texas DIR Contract #DIR-SDD-1686 at a rate of TWO HUNDRED SEVENTY-FIVE DOLLARS (\$275.00) per month and a total cost of TEN THOUSAND SEVEN HUNDRED TWENTY-FIVE DOLLARS (\$10,725.00) over the term of the agreement and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Cynthia Mares, Webb County Administrative Services Director; Account #001-0114-6014]**

- 24.** Discussion and possible action to approve the contract between Webb County and DEH Construction Co., LLC for design and build services for La Presa Park in the amount of One Hundred Fifty Thousand Dollars and No Cents (\$150,000.00) and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Mike Cabello, Webb County Interim Engineer]**
- 25.** 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; and any other matters incident thereto. Amendments relate to work schedules, official closing of County offices, compensatory time, possible adoption of "discretionary time" for exempt employees (similar to compensatory time), leave balances of employees who transfer to another County department, approval of leave, use of personal days, requirement of a medical statement for use of sick leave, use of sick leave, and time keeping requirements for exempt employees. **[Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

Honorable Margie Ibarra, County Clerk

- 26.** Discussion and possible action to approve the following line item transfers:

| | | | |
|-------|---------------|-----------------------|----------------|
| From: | 001-1120-5601 | Administrative Travel | \$ 60 |
| | 009-1120-5001 | Payroll Cost | <u>\$4,000</u> |
| | | | \$4,060 |
| To: | 001-1120-6007 | Dues & Memberships | \$ 60 |
| | 009-1120-5005 | Part-Time | <u>\$4,000</u> |
| | | | \$4,060 |

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

- 27.** Discussion and possible action to approve a reimbursement in the amount of \$392.49 payable to Judge Hector J. Liendo for a purchase to replace a damaged cellular phone. Judge Hector J. Liendo's cellular phone was damaged and he needed an immediate replacement since he is on call and could not wait for the normal purchasing process. **[Account #001-1040-6205]**

Honorable Martin Cuellar, Sheriff

- 28. Discussion and possible action to enter into a new Memorandum of Understanding (MOU) with the City of Laredo in order to gain interoperability user access on the City of Laredo 800 MHZ Trunked Voice Radio System for the Webb County Sheriff's Office for 125 mobile radios and 125 handheld radios and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto.
- 29. Discussion and possible action to approve the acceptance of a FY 2012 COPS Hiring Program (CHP) grant in the amount of \$602,321.00 to hire Five (5) military veterans as full time entry level patrol officers over a three (3) year period; and designating the Webb County Judge as the authorized official in all matters related to this grant. This grant requires a Twenty-Five (25%) percent cash match totaling \$200,774.00 over the three years. **[Cash match Account #170-2001-9501 (Years 1-2)]**
- 30. Discussion and possible action to approve an award for network products and services to Dell Marketing LP, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Contracts, DIR-SDD-890, Texas Local Government Code, in an amount not to exceed \$80,000.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #343-2001-8801]**

Administrative Services

- 31. Status report on the RFP process with discussion and possible action for court to select dates to conduct interviews for the County Engineer and Facilities Director, from a list of qualified applicants; and any other matters incident thereto. **[Executive Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.075 (Personnel Matters)]**
- 32. Discussion and possible action to approve salary adjustments for the following Slots as per the original budgeted rate after successful completion of the probationary period.

| <u>Slot #</u> | <u>Title</u> | <u>Current</u> | <u>Budgeted</u> |
|---------------|-------------------------------|----------------|-----------------|
| 1381 | Employee Benefits Coordinator | \$13.22/hr. | \$15.50/hr. |
| 2146 | Employee Benefits Specialist | \$18.75/hr. | \$20.13/hr. |

Community Action Agency

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

| | | | |
|-------|---------------|-----------|----------|
| From: | 500-6500-5001 | Payroll | \$12,765 |
| To: | 500-6500-6201 | Utilities | \$12,765 |

34. Discussion and possible action to accept \$1,500.00 from TXU. The Webb County Community Action Agency will utilize these funds to assist qualified TXU clients. [Account #902-4200-7004]

35. Discussion and possible action to accept initial allocation from the Texas Department of Housing and Community Affairs (TDHCA), for the Community Services Block Grant (CSBG), Contract No. 61000001456, in the amount of \$38,790.00 shall commence on May 1, 2012 and shall end on July 31, 2012, and authorizing the County to sign all relevant documents.

Economic Development

36. Discussion and possible action to ratify an amendment to the Comptroller of Public Accounts State Energy Conservation Office (SECO) Energy Efficiency and Conservation Block Grant (EECBG) Program Contract #CS0348 to amend the statement of work, budget and extend contract to June 30, 2012 under the American Recovery and Reinvestment Act (ARRA), and authorize the County Judge to sign all relevant documents.

Engineer

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

| | | | |
|-------|---------------|----------------------------|---------|
| From: | 010-0103-6402 | Repairs & Maint. Equipment | \$1,800 |
| To: | 010-0103-6205 | Materials & Supplies | \$1,800 |

[Requested by Mario G. Cavazos, Webb County Public Safety Communications Director]

38. Discussion and possible action to approve the following line item transfers for the Utilities Department:

| | | | |
|-------|---------------|--------------------------|-----------------|
| From: | 801-3001-6006 | Advertising | \$ 1,000 |
| | 801-3001-6022 | Professional Services | \$ 1,000 |
| | 801-3002-6006 | Advertising | \$ 2,500 |
| | 801-3002-6202 | Uniforms | \$ 500 |
| | 801-3004-6201 | Utilities | <u>\$ 8,000</u> |
| | | | \$13,000 |
| To: | 801-3001-6004 | Telephone | \$ 2,500 |
| | 801-3001-6014 | Equipment Rental | \$ 1,000 |
| | 801-3002-6403 | Repairs & Maint. Vehicle | <u>\$ 9,500</u> |
| | | | \$13,000 |

39. Discussion and possible action to approve Change Order No.1 for the re-tasking of contract funds for concrete work resulting in a credit of \$1.25 to the Tanquecitos I & II paving contract and the approval of Change Order No. 2 for additional flex base, oil treatment and additional 30 days for the street improvements to El Rocio and El Lucero streets resulting in an increase of \$161,414.92 to the Tanquecitos I & II paving contract. Increasing the contract amount to \$1,551,155.46. **[Account #706-8001-8801-14]**

- 40.** 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 to the availability of payroll funds and any applicable Civil Service timelines, effective July 9, 2012:

| <u>Slot #</u> | | <u>Title</u> | <u>Salary/Hourly Rate</u> |
|---------------|-------|-----------------------------------|---------------------------|
| 1299 | From: | Superintendent Water Distribution | \$37,440.00 Salary |
| 1307 | To: | Superintendent Water Treatment | \$42,640.00 Salary |
| 1307 | From: | Superintendent Water Treatment | \$41,750.00 Salary |
| 1532 | To: | Operator II | \$14.32 hourly |
| 1901 | From: | Water Plant Supervisor | \$16.37 hourly |
| 1748 | To: | Operator II | \$14.32 hourly |
| 1748 | From: | Operator II | \$14.32 hourly |
| 1901 | To: | Water Plant Supervisor | \$16.00 hourly |
| 2353 | From: | Cashier | \$12.77 hourly |
| 2713 | To: | Project Coordinator | \$30,000.00 Salary |
| To Fill: | 2353 | Cashier | \$12.77 hourly |

[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.074 (Personnel Matters)]

- 41.** Discussion and possible action to increase salary to Slot #1301, Wastewater Superintendent, from \$45,539.00 to \$50,092.90 by decreasing salary to Slot #2713, Project Coordinator, effective July 9, 2012. This increase is due to additional duties to the Water Plant Water Distribution System in Rio Bravo and El Cenizo. In order to assist the Systems Manager oversee the Water Plants, the Current Wastewater Superintendent has a "B" Certificate Wastewater License and a "B" Certificate Water License. This increase is temporary until the Water Distribution Superintendent is hired. **[Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.074 (Personnel Matters)]**

42. Discussion and possible action to adopt the Texas Department of Transportation (TxDOT) procurement procedure for the Loop 20 Stimulus Extension Project from International Boulevard to US 59 and to have the Webb County Judge sign all relevant documents; and any other matters incident thereto.

Head Start

43. Discussion and possible action to approve the filling of the following Slots:

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Salary</u> | <u>Pay Periods</u> |
|---------------|------------------------------|----------------------|--------------------|
| 1416 | AA Family Service Worker | \$14.42 | 26 |
| 1945 | Part Time Substitute Teacher | \$ 8.00 | 21 |

[Account #903-4208-5001]

Management Information Systems

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

| | | | |
|-------|---------------|----------------------------|----------------|
| From: | 001-0500-6014 | Equipment Rental | \$ 400 |
| | 001-0500-6402 | Repairs & Maint. Equipment | <u>\$4,000</u> |
| | | | \$4,400 |
| To: | 001-0500-6204 | Fuel & Lubricants | \$ 400 |
| | 001-0500-6205 | Materials & Supplies | <u>\$4,000</u> |
| | | | \$4,400 |

Public Defender

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

| | | | |
|-------|---------------|-----------------------|----------------|
| From: | 001-1102-5601 | Administrative Travel | \$1,400 |
| | 001-1102-6011 | Training & Education | \$2,200 |
| | 001-1102-6022 | Professional Services | <u>\$1,500</u> |
| | | | \$5,100 |
| To: | 001-1102-6205 | Materials & Supplies | \$5,100 |

- 46.** Discussion and possible action to approve the purchase of One (1) Dell Laptop for \$898.00, Two (2) Desk computers for \$1,944.00 and Software for \$1,000.00. **[Account #603-0101-8801 (Capital Outlay Fund)]**

Public Information Officer

- 47.** Status report by Webb County Public Information Officer and 311 Call Center Supervisor on operations that have been conducted from June 2011 to June 2012 at the 311 Center. **[Requested by Jerry Garza, Webb County Commissioner Pct. 3]**

Purchasing

- 48.** Discussion and possible action to approve the Interlocal Membership Agreement and Resolution for participation in the PACE 2013 Region 13 & 20 Cooperative Purchasing Program.
- 49.** Discussion and possible action to approve a Resolution withdrawing from Public Power Pool (P³) after the contract end date of December 31, 2013.
- 50.** Discussion and possible action to award the following Annual Contracts & to Cancel and Re-Solicit for the Below Stated Contract:

Award the following:

- Bid 2012-30 3 month contract for Hot Mix Asphalt to Anderson Columbia
Bid 2012-80-2 3 month contract for Paper, Toner, & Ink Cartridges to Staples Advantage
Bid 2013-82 Annual Contract for Water Plant Chemicals Phase III" to General Chemical

Cancel and Re-Solicit the following:

- Bid 2012-70 Annual Contract for Paint & Body Work

- 51.** 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.
- 52.** Discussion and possible action to approve the purchase of furniture for Sheriff's Task Force Department from Patria Office Supplies in the amount of \$30,384.38. **[Requested by Martin Cuellar, Webb County Sheriff; Account #343-2001-6224 (Financial Special Investigation Group Fund)]**

- 53.** Discussion and possible action to purchase Six (6) Computers and monitors for the Sheriff's Task Force pursuant to Sections 271.101 and 271.102 Subchapter F., Cooperative Purchasing Program Contract DIR-SDD-1364 from Southern Computer Warehouse in the amount not to exceed \$13,000.00. **[Requested by Martin Cuellar, Webb County Sheriff; Account #343-2001-6224 (Financial Special Investigation Group Fund)]**
- 54.** Discussion and possible action to purchase AgendaQuick software application for Webb County Commissioners Court pursuant to Sections 271.101 and 271.102 Subchapter F., Cooperative Purchasing Program Harris County Department of Education (HCDE) from Destiny Software Inc. in the amount of \$24,450.00. **[Requested by Larry Sanchez, Webb County Public Information Officer; Account #001-0109-6022 (General Fund/ Professional Services)]**

Closed Session/Executive Session

- 55.** Status report on case entitled *Good Government League v. Webb County*, Cause No. 2010-CVQ-000296-D3 in the 341st Judicial District Court of Webb County, Texas; with discussion and possible action.
- 56.** Status report on case entitled *Killam Ranch Properties, Ltd. v. Webb County, Texas*; Case No. 04-10-00324-CV in the Fourth District Court of Appeals; with discussion and possible action.
- 57.** Status report on case entitled *Webb County v. Khaledi Properties, Ltd.*; Case No. 04-12-00251-CV in the Fourth District Court of Appeals; with discussion and possible action.
- 58.** Discussion and possible action pursuant to Texas Tax Code §312.402, as amended, to approve the Tax Abatement Agreement between Webb County, Texas and Whitetail Wind Energy, LLC, the prospective owner of taxable property to be located in Webb County Wind Energy Reinvestment Zone 3 for a maximum term of Ten (10) years; and any other matters incident thereto, and authorizing the Webb County Judge and Webb County Clerk to execute and deliver the Tax Abatement on behalf of Webb County, Texas and all relevant documents. **[Closed Session requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.087 (Economic Development Negotiations)]**
- 59.** 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 6th DAY OF JULY, 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 6th day of July, 2012 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 6th DAY OF JULY, 2012

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Margie Ramirez-Ibarra, County Clerk