



# **WEBB COUNTY, TEXAS**

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## **COMMISSIONERS COURT**

**PUBLIC NOTICE**  
**COMMISSIONERS COURT MEETING**  
**WEBB COUNTY COURTHOUSE**  
**1000 HOUSTON STREET, 2<sup>ND</sup> FLOOR**  
**LAREDO, TEXAS 78040**  
**Tuesday - November 13, 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 October 9, 2012 and October 22, 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. Status report by County staff and outside counsel regarding a proposed lease agreement with Fairway Suites for the construction of a hotel to be located at the Casa Blanca Golf course; with discussion and possible action to approve said agreement between Webb County and Fairway Suites; 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)]**

8. Discussion and possible action to approve current payment to the various county school districts from the funds held by Webb County as Trustee for said school districts pursuant to MOU dated November 9, 2006. Said distribution is proposed to be done on a Scholastic Basis based on average daily attendance for each respective district for the school year 2011-2012 as reflected in the Texas Education Agency Summary of Finance report dated October 3, 2012 as follows:

United Independent School District:	63.11%	\$ 39,091.631
Laredo Independent School District:	36.37%	\$ 22,530.109
Webb Consolidated ISD:	0.52%	\$ <u>324.274</u>
Total		\$ 61,946.014

9. Discussion and possible action to approve a Resolution expressing Webb County's intent and commitment to work jointly with the City of Laredo to create a Transportation Reinvestment Zone (TRZ) or Zones along Loop 20 from its intersection with IH-35 to its intersection with U.S. Highway 59 and from U.S. Highway 59 from its intersection with Loop 20 East to its intersection with the Webb County line which said sections are being considered for I-69 status once they meet U.S. interstate highway standards. **[Co-Sponsored by Jerry Garza, Commissioner Pct. 3]**

10. Discussion and possible action to amend, by agreement, the current lease contract between Webb County and the South Texas Council on Alcohol and Drug Abuse (STCADA) for the use of the former Webb County juvenile detention center building located on Chicago St.; 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 551.072 (Real Estate Deliberation)]**

**Honorable Rosaura “Wawi” Tijerina, Webb County Commissioner Pct. 2**

11. Presentation on behalf of H.E.B. by Jason Ahr and Lucero Perez regarding the 24<sup>th</sup> Annual H.E.B. Thanksgiving Feast of Sharing event.

**Honorable Jerry Garza, Webb County Commissioner Pct. 3**

12. Discussion and possible action to present an Award of Recognition plaque to Mr. Joe Palacios for being named Laredo Chamber of Commerce Chairman of the Board for 2012-2013; and any other matters incident thereto.
13. Discussion and possible action to present an Award of Recognition plaque to Mr. Willie Martinez for his service as Laredo Chamber of Commerce Chairman of the Board for 2011-2012; and any other matters incident thereto.
14. In accordance with the Texas Transformation and Quality Improvement Program (1115 Waiver) - Webb County posted the (RHP 20) Regional Healthcare Partnership (Pass 1) DSRIP projects at [www.webbcountytx.gov/IndigentHealthCare/HealthcarePartnership/](http://www.webbcountytx.gov/IndigentHealthCare/HealthcarePartnership/) on November 05, 2012. This item is to allow the public the opportunity to provide public comments regarding the posted DSRIP projects and to inform the public that Webb County will be submitting the final (Pass 1) DSRIP projects to the Texas Department of Health and Human Services Commission by November 16, 2012.

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MEDIA BREAK

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**Honorable Anna L. Cavazos Ramirez, County Attorney**

- 15.** Discussion and possible action to approve the Certification Of Governmental Entity Participation For Hospital Affiliates that replaces the previous agreement entered into on July of 2008 pursuant to mandates promulgated by the recently enacted Texas Healthcare Transformation And Quality Improvement Program 1115 Demonstration Waiver Program, and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Nancy Cadena, Webb County Indigent Health Care Services]**
- 16.** Discussion and possible action to enter into a Thirty-Six (36) month (November 13, 2012 through November 12, 2015) Maintenance Agreement between Toshiba Business Solutions and Webb County Attorney's Office for a ES-850 copier, pursuant to Texas DIR Contract #DIR-SDD-1686 for a monthly charge of SEVENTY-FIVE DOLLARS (\$75.00) and a total amount of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement and with excess charges of \$0.0088 per copy to be billed quarterly and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Anna Laura Cavazos Ramirez, Webb County Attorney; Account #001-1101-6402]**
- 17.** Discussion and possible action to enter into a Thirty-Six (36) month (November 13, 2012 through November 12, 2015) Maintenance Contract Agreement between Toshiba Business Solutions and Webb County for a Estudio 603 copier located at the 49<sup>th</sup> District Court pursuant to Texas DIR Contract #DIR-SDD-1686 for a quarterly charge of SEVENTY-FIVE DOLLARS (\$75.00) and a total amount of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement with excess charges of \$0.0088 per print to be billed on a quarterly basis and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Joe Lopez, Webb County 49<sup>th</sup> District Court Judge; Account #001-1001-6402]**
- 18.** Discussion and possible action to enter into a Thirty-Six (36) month (November 13, 2012 through November 12, 2015) Maintenance Contract agreement between Toshiba Business Solutions and Webb County for a ES-453 copier located at the Justice of the Peace Pct. 4 department pursuant to Texas DIR Contract #DIR-SDD-1686 for a monthly charge of SEVENTY-FIVE DOLLARS (\$75.00) and a total amount of NINE HUNDRED DOLLARS (\$900.00) over the term of the agreement and with excess charges of \$0.0088 per copy to be billed quarterly and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Oscar Martinez, Webb County Justice of the Peace Pct. 4; Account #001-1044-6402 (Repairs and Maintenance)]**

19. Discussion and possible action to enter into a Five (5) year (August 1, 2012 through July 31, 2017) Lease agreement between Webb County for Webb County Head Start program and UISD for property located at Los Obispos Subdivision (Lot 1, Block 1, (45.965 acre tract) to the South of Sierra Vista Blvd. to the West of Ejido Street, to the East a vacant lot, and to the North on Moon Lane a/k/a/ Roosevelt Head Start at a monthly lease payment of ONE DOLLAR (\$1.00) which is to be paid in advance of each year during the term of this agreement and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-207-6012]**
20. Discussion and possible action to enter into a Memorandum of Understanding (MOU) between Laredo Independent School District (L.I.S.D.) and Webb County Head Start for location at Heights Elementary for services to provide operation and monitoring of Three (3) full day pre-kindergarten classrooms for a period of Five (5) Scholastic calendar years, effective with the 2012-2013 school year 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]**

**Honorable Margie Ibarra, County Clerk**

21. Discussion and possible action to approve the correction on the Official Minutes of Commissioner's Court Meeting held on September 10, 2012 Budget Hearing under the Sheriff's Office items for Director of Transportation position, pay rate to read as \$28.36 instead of \$23.45.

**Honorable Oscar Hale, 406<sup>th</sup> District Court Judge**

22. Discussion and possible action to approve and ratify the 406<sup>th</sup> District Court Drug Court Program and La Familia Consulting and Counseling Services, L.C. contract for September 30, 2012 – September 29, 2013. **[Fund 351]**

**Honorable Martin Cuellar, Sheriff**

23. Discussion and possible action to accept a State Criminal Alien Assistance Program (SCAAP) grant award from the Department of Justice in the amount of \$150,001 to reimburse the Webb County jail for the costs of incarcerating certain criminal aliens; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto.

- 24.** Discussion and possible action to accept a grant award from the Bulletproof Vest Partnership (BVP) in the amount of \$1,391.21 for the purchase of bulletproof vests; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. This grant requires a 50% cash match, which will be provided by the Webb County Sheriff's Office. **[Forfeiture Funds]**
- 25.** Discussion and possible action to approve the addition of the following seizure: One (1) 2004 Dodge Ram 3500 to the Sheriff's Office fleet inventory and provide the necessary insurance coverage.

Seized Vehicle/s Description:  
 2004 Dodge Ram 3500  
 Vehicle ID Number: 3D7MA48C64G112992

**Administrative Services**

- 26.** Discussion and possible action to amend the existing Drug and Alcohol Policy for El Aguila Rural Transportation to comply with amendments to U.S. Department of Transportation regulations. The amendments require testing for two additional categories of prohibited substances and lower cut-off levels for testing for some of the substances.
- 27.** Discussion and possible action to approve the purchase of a projector and laptop with license not to exceed \$2,000.00.

Fund 682 Capital Outlay Series 2001	\$1,895.00
Fund 627 Interest Income Series 2001	41.00
Fund 001-0114-6205	<u>64.00</u>
Total	\$2,000.00

- 28.** Discussion and possible action to approve the purchase of Twenty-Three (23) AEDs and Eighteen (18) wall mounts for a total purchase not to exceed \$34,000.00.

Fund 691 – Capital Outlay Series 2002	\$ 7,979.00
Fund 694 – Transfer to Capital Outlay Series 2002	23,400.00
Fund 696 – Capital Outlay Series 2002	<u>2,621.00</u>
Total	\$34,000.00

**Community Action Agency**

- 29. Discussion and possible action to authorize the Purchasing Agent to solicit Request for Proposals (RFP's) for a "501(c)(3) Non-Profit Corporation" to partner with the Webb County Self-Help Center Program to construct Four (4) new homes under the newly awarded TCDP Contract #712003. This activity is grant funded and will not impact the County's General Fund.

**Engineer**

- 30. Discussion and possible action to authorize the County Engineer to solicit RFP's for Engineering Services to Plat the County property located at 8501 San Dario known as Judge Oscar Martinez, Justice of the Peace Court, Precinct 4. **[Account #638-1044-8801]**

**Head Start**

- 31. Discussion and possible action to approve Letter to Administration for Children and Families (ACF) requesting to be considered to have designation as a Head Start/Early Head Start agency renewed for a 5-year period without competition.
- 32. Discussion and possible action to approve the Head Start Addenda for Program Governance and Management Procedures, Governance Roles and Responsibilities, and Personnel Policies and Procedures.
- 33. 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>	<u>Effective Date</u>
1928	Education Director	\$23.87	26	01/01/2013
1005	Teacher	\$13.81	21	11/13/2012
2565	EHS Teacher	\$ 9.48	26	11/13/2012
2570	PT - EHS Teacher Floater	\$ 8.99	26	11/13/2012

**[Accounts #903-4207-5001 and #909-4207-5001]**

## **Indigent Defense Services**

- 34.** Discussion and possible action to approve a Resolution authorizing the submission of a 2013 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]**

## **Management Information Systems**

- 35.** Discussion and possible action to Designate Slot #105 MIS Director as Webb County Records Management Officer as specified in Order approved October 24, 1994 Section 5, Designation of Records Management Officer.
- 36.** Discussion and possible action to appoint a committee to evaluate and recommend enterprise software technology solutions in the best interest of Webb County.
- 37.** Discussion and possible action to purchase a Cisco Wireless Controller and Seventeen (17) Cisco Wireless Access Points required for PCI compliance and instruct the Webb County Auditor to find a funding source not to exceed \$10,000.00.

## **Planning**

- 38.** Discussion and possible action to issue “Certification Regarding Compliance with Plat Requirements and the Connection of Utilities” to authorize an electrical connection pursuant to Section 232.029(c)(2), Local Government Code to the following property:
  1. An unplatted 1.0 acre tract of land, more or less, out of and part of Tract 19, La Presa Subdivision, as further described in Vol. 2616, Pgs. 684-687 (Application ID – 1396).

- 39.** Discussion and possible action to issue a “Certificate of Compliance with Plat Requirements” to authorize electrical service connections pursuant to Section 232.029 (b), L.G.C., contingent upon receipt of documentation from the City of Laredo evidencing decommissioning of existing septic systems and evidence of water consumption for the following subject properties:
1. Tract 84, Tanquecitos Subdivision, Phase I (Application ID 1410). Unless replatted, approval is limited to two (2) residential connections for one duplex.
- 40.** Discussion and possible action to approve the filling of Slot #010-0102-0012, Planning Office Manager, subject to the availability of payroll funds and any applicable Civil Service Guidelines and Personnel Policies, effective November 23, 2012 or until qualified applicant is selected. Salary commensurate with experience.

### **Purchasing**

- 41.** Discussion and possible action to accept the qualifiers of the Letters of Interest (LOI) received for project Contract Number CSJ 0922-33-058/ 0086-14-058 (SL20 from East of International Boulevard to US 59/SL20 Interchange) and notify the following firms: Civil Engineering Consultants and Dannenbaum Engineering Corporation that they are to prepare for the next step of the selection process; and authorizing the commencement of Request for Proposals (RFP’s) for said contract. Funding is coming from TXDOT and is expected to be available in March/April, 2013.
- 42.** Discussion and possible action to extend the following contracts for an additional year:
- Bid 2012-66 “Annual Contract for Aggregate 0010 Blend/73/Bin 1”- Vulcan Construction
- Bid 2012-67 “Annual Contract for Trap Rock 624 Grade 4 & Grade 5” – Vulcan Construction
- 43.** Discussion and possible action to dispose of salvage and surplus property equipment and furniture that has become obsolete for future use as per Section 263.152 (a) and/or to transfer property to another department as per Section 262.001 (j) of the Texas Local Government Code and all other miscellaneous items.
- 44.** Discussion and possible action to award RFP 2012-106 “Webb County Bruni Recreational Center Addition” to Zertuche Construction the sole proposer, pending final negotiations on the scope and contractor’s price.

**Rio Bravo Community Center**

45. Discussion and possible action to approve the filling of the following Slot, subject to the availability of payroll funds and any applicable Civil Service guidelines, effective November 13, 2012:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2396	Recreational Specialist I	\$12.79

**[Requested by Frank Sciaraffa, Commissioner Pct. 1]**

**Closed Session/Executive Session**

46. Discussion and possible action to approve the settlement of base Ad Valorem taxes in the amount of \$3,138.24 to LISD and \$512.18 to LCC for a total settlement of \$3,650.42 in case entitled, The Laredo Independent School District, et al vs. Webb County, et al Cause Number 2011TXA000235 D1 pending in the 49<sup>th</sup> District Court of Webb County and to Order the County Auditor to pay the base Ad Valorem Taxes, only, pertaining to the following properties, and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto.

- 1) E 30.55 of 2 & W 55.69 of 3 & W55.69 of N50' of 8 & E38.81' of N50' 9 Blk 19 WD, City of Laredo, Webb County, Texas (915 Zaragoza St. a/k/a/ Casa Ortiz) (Tax year 2007)
- 2) E 16 ½ VS of 4 & 3.2 VS of 5 Blk 11, WD, City of Laredo, Webb County, Texas (805 Grant Street a/k/a/ Heritage Museum) (Tax year 2001); and
- 3) E 16.8 VS of 5 Blk 11, WD, City of Laredo, Webb County, Texas (801 Grant Street a/k/a Heritage Museum) (Tax year 2001)

**[Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

47. Discussion and possible action to approve tendering the remaining funds in the Webb County SIR to OneBeacon in case entitled Luis Jorge Trevino vs. Webb County, Cause Number 2012CVT001084D1, pending in the 49<sup>th</sup> District Court of Webb County 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)]**
48. Discussion and possible action regarding notice of the proposed construction of a security gate by Killam Ranch Properties, Inc., on County road, specifically, on East Del Mar Blvd. beyond Loop 20; which is intended to limit traffic utilizing the road to those persons and entities authorized to do so; 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)]**
49. Discussion and possible action to give direction and authorize the Webb County Attorney's Office to investigate and resolve a possible violation of Webb County Personnel Policies at the Indigent Health Care Department; 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)] and Section 551.074 (Personnel Matters)]**
50. 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 9<sup>th</sup> DAY OF NOVEMBER, 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 9<sup>th</sup> day of November, 2012 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 9<sup>th</sup> DAY OF NOVEMBER, 2012

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: \_\_\_\_\_  
Margie Ramirez-Ibarra, County Clerk