

# Official Minutes for Webb County Commissioners Court Meeting

**Monday, March 25, 2013 at 9:00 AM  
(Approved April 8, 2013)**

Call to order by Judge Danny Valdez

Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 9:00 a.m. at the regular meeting place with the following members present to wit:

Danny Valdez	County Judge
Mike Montemayor	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
John C. Galo	Commissioner, Pct. 3
Jaime Alberto Canales	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 22<sup>nd</sup> day of March 2013. Present also were Ms. Virginia Martinez, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

**Item No.1. Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk**

**Item No.2. Pledge of Allegiance**

Judge Valdez thanked the Martin High School color guard for being present.

**Item No.3. Approval of Minutes for March 11, 2013**

Cmr. Galo motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.4. Approval of Bills, Payroll, and Monthly Report**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

County Treasurer, Ms. Delia Perales presented checks for release and side bills pending approval.

Cmr. Galo motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

County Treasurer, Ms. Delia Perales presented her monthly report for February 2013.

Judge Valdez motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **Item No.5.      Communications**

Cmr. Montemayor thanked everyone for being present; Nixon High School, Martin High School color guard, and all veterans.

Cmr. Tijerina welcomed everyone and thanked the veterans for being present. She congratulated the Nixon High School Basketball Team on their great success. Cmr. Tijerina congratulated the new Chief of Police, Mr. Ray Gardner. She congratulated the Alexander and United South High School Power Lifting Team. Cmr. Tijerina congratulated Mr. Bird Rodriguez for being named the first ever Webb County Sheriff's Office Chaplin. She wished County Attorney, Mr. Marco Montemayor a Happy Birthday. Cmr. Tijerina congratulated the new County Engineer, Mr. Luis Perez Garcia. She sent out her heartfelt condolences to the family of Grizelda Casso, David Zapico, Maria de la Luz Benavides, Graciano Garcia, Joker Patrick, Ruben Soto, Rolan Chavez, and Marcos Joel Aranda.

Cmr. Galo welcomed everyone present. He sent out his heartfelt condolences to all the families and friends who have lost people these past weeks; the family of Rolan Chavez, Ruben Soto, and Marcos Aranda. Cmr. Galo congratulated Sheriff Martin Cuellar on the Pro Patria award he received in Dallas last week. He recognized the "Unveiling Ceremony of the Students Design stain glass windows" at the SAC sponsored by Fernando Salinas charitable trust, Javier Montemayor, Jr. winners: Lucia Lerma, Alexander Ruiz, Paola Morales, Ulysses Ibarra. Cmr. Galo invited the Commissioners Court to the first annual Easter Egg Hunt at the Santa Teresita Community Center on Wednesday, March 27, 2013 from 5 p.m. to 8 p.m. He thanked the Facilities Department for all their help. Cmr. Galo wished his wife a very Happy 20<sup>th</sup> Anniversary.

Cmr. Canales congratulated Cmr. Galo on his anniversary. He welcomed and thanked all veterans, Nixon High School students, and parents and student from the Head Start program for being present. Cmr. Canales thanked all the supporters for the Cesar Chavez March for Justice held on Saturday. He thanked the Fernando Salinas Community Center for the special luncheon that they hosted. Cmr. Canales congratulated the new County Engineer, Mr. Luis Perez Garcia. He congratulated the 501<sup>st</sup> Legion of Storm Troopers and the coordinators of the South Texas Elector's Expo on their fundraiser. Cmr. Canales congratulated the new Chief of Police, Mr. Ray Gardner. He sent out his heartfelt condolences to the family of Marcos Aranda, Sara Lipman, Enrique Camacho, Pascual Rangel, and Pedro Maldonado. Cmr. Canales congratulated Sheriff Martin Cuellar for his award received in Dallas.

Cmr. Tijerina congratulated Sheriff Martin Cuellar on his well deserved award. She wished a Happy Easter to everyone.

Judge Valdez congratulated Cmr. Galo on his 20<sup>th</sup> Anniversary. He congratulated the new Chief of Police, Mr. Ray Gardner and the new County Engineer, Mr. Luis Perez Garcia. Judge Valdez congratulated Sheriff Martin Cuellar for his award received in Dallas. He wished County Attorney, Mr. Marco Montemayor a very Happy Birthday. Judge Valdez thanked and congratulated Mr. Manuel Bocanegra on his very successful 10<sup>th</sup> Annual march for Cesar Chavez. Judge Valdez sent out his heartfelt condolences to the family of Juan Meza, Ramiro Rangel, Marcos Aranda, and the Chapa Family.

**Item No.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.**

No one signed up for Public Comment.

Cmr. Galo motioned to bring up item #39. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Head Start**

**Item No.39. Discussion and possible action to proclaim April as Head Start Month in Webb County.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

The Commissioners Court read a proclamation naming April as Head Start Month in Webb County.

Cmr. Galo motioned to bring up item #8 and #11. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

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

**Item No.8. Recognition and presentation of Certificates of Achievement to the 2012-2013 J.W. Nixon High School Varsity Basketball Team for their accomplishments in reaching the Region IV Semifinals.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

The Commissioners Court presented certificated of achievement to the 2012-2013 J.W. Nixon High School Varsity Basketball Team in recognition of their accomplishments in reaching the Region IV Semifinals.

Judge Valdez motioned to bring up item #9. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

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

**Item No.9. Discussion and possible action to approve a Resolution to recognize the month of April as World Autism Month and to commemorate World Autism Awareness Day in Webb County, Texas by lighting up the Webb County Courthouse in Blue for the month of April, 2013; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Veronica Orduno, President of Families for Autism Support and Awareness was in attendance to deliver a presentation regarding the month of April as World Autism Month.

Cmr. Tijerina read the resolution recognizing the month of April as World Autism Month and to commemorate World Autism Awareness Day in Webb County, Texas by lighting up the Webb County Courthouse in Blue for the month of April, 2013

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

**Item No.11. Discussion and possible action to proclaim the month of April 2013 as "Hero Salute Month" in Webb County, Texas, recognizing all Webb County veterans, members of the United States armed forces and their families. [Co-sponsored by Mike Montemayor, Webb County Commissioner Pct. 1]**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

The Commissioners Court read a proclamation naming the month of April 2013 as "Hero Salute Month" in Webb County, Texas, recognizing all Webb County veterans, members of the United States armed forces and their families.

Cmr. Tijerina motioned to bring up item #19. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

**Honorable Monica Z. Notzon, 111<sup>th</sup> District Court Judge**

**Item No.19. Discussion and possible action to approve a Resolution and authorize the submission of a grant application to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance and establish a Mental Health Court Program. Grant number BJA-2013-3493. No grant matching required.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Honorable Danny Valdez, Webb County Judge**

**Item No.7. Presentation by Olga Maldonado, Manager of External Affairs for AEP, to provide update on AEP Texas automated metering initiative in Webb County.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Ms. Olga Maldonado, Manager of External Affairs for AEP, was in attendance to deliver a presentation regarding an update on AEP Texas automated metering initiative in Webb County.

**Honorable John Galo, Webb County Commissioner Pct. 3**

**Item No.10. Status report from county staff regarding Commissioner's Court Requests For Proposals (RFP's) or request for additional information concerning the following items; with discussion and possible action:**

- County Wage and Pay classification scale
- Property search for relocation of Tax Assessor Collector office
- County Vehicle Fleet management program

**[Closed Meeting/Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (A) (B) (Consultation with Attorney) and Section 551.072 (Real Estate Deliberation)]**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Purchasing Agent, Dr. C. Moreno presented a status report regarding Commissioner's Court Requests For Proposals (RFP's) or request for additional information concerning the following items:

- County Wage and Pay classification scale
- Property search for relocation of Tax Assessor Collector office
- County Vehicle Fleet management program

Comr. Tijerina motioned to bring up item #42. Comr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Purchasing**

**Item No.42. Discussion and possible action to solicit RFP for land or land and building for the Webb County tax office.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Comr. Galo motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

**Commissioners Court**

**Item No.12. Discussion and possible action to approve a Resolution supporting Webb County's continued participation in the South Texas Development Council and confirming the appointment or re-appointment of Webb County representatives to serve on the Board of Directors of the South Texas Development Council for the period of October 1, 2012 to September 20, 2013.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to re-appoint Cmr. Rosaura Tijerina and Cmr. Jaime Canales as representatives in the South Texas Development Council and to approve the resolution. Cmr. Galo seconded the motion.

Motion carried 4-0 with Cmr. Tijerina out of the courtroom.

**(Media Break 10:38 – 11:02 AM)**

**Honorable Marco A. Montemayor, County Attorney**

- Item No.13. Discussion and possible action to accept the dedication of 1 roadway right-of-way and utility easement out of Ranchitos IV Los Minerales (1,150.59 Square feet, Tract 5 out of Tract 13) from Miguel L. Castilla (Grantor) and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto.
- Item No.14. Discussion and possible action to accept the dedication of 1 roadway right-of-way and utility easement out of Ranchitos IV Los Minerales (2,238.57 Square feet, Tract 1 out of Tract 13) from Maria Limon (Grantor) and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto.
- Item No.15. Discussion and possible action to approve the form of the 2013/2014 Third Party Funding Application, to set submission dates and deadlines for application for Third Party Funding; and any other matters incident thereto.
- Item No.16. Discussion and possible action to authorize the Webb County Community Action Agency/Self-Help Center to enter into an Agreement with Laredo Community College for skills training classes at a cost not to exceed \$32,500 to benefit Webb County colonia residents. The skills training shall consist of Basic Home Repairs, Financial Literacy and Basic Computer Skills classes for colonia residents as required in the current Grant requirements. This Agreement shall run concurrent with the current Self-Help Center Grant Contract #712003 (July 26, 2012 - July 26, 2016). To be paid from grant funds, from the following Accounts #508-6500-7012-5, 508-6500-7012-2, 508-6500-7012-12. This action will not impact the County's General Fund.  
[Requested by Juan Vargas, Webb County CAA Director; Account #508-6500-7012-5]

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to approve items #13, #14, #15, and #16 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

- Item No.17. Discussion and possible action to approve the negotiated Six (6) month lease for the Adult Probation Program for office space located at 1119 Houston St., with two (2)

possible Six (6) month extensions, and for County Judge to sign all relevant documents; and any other matters incident thereto. [Closed Meeting/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)] [Co-Sponsored by Cynthia Mares, Webb County Administrative Services Director]

- Item No.18.** Discussion and possible action to approve the negotiated One (1) year lease for the Webb County Sheriff's Police Activity League Program for office and activity space located at 2900 U.S. Highway 83, Laredo, Texas, 78046, and for County Judge to sign all relevant documents; and any other matters incident thereto. [Closed Meeting/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)] [Co-Sponsored by Cynthia Mares, Webb County Administrative Service Director]

Judge Valdez motioned to address items #17 and #18 at the end of Commissioners Court before Executive Session. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Honorable Becky Palomo, 341<sup>st</sup> District Court Judge**

- Item No.20.** Discussion and possible action to submit a grant application to U.S. Department of Health and Human Services Substance Abuse and Mental Health Services Administration to establish a Specialty Drug Court Program specializing in Family Drug Treatment Court. Grant Application (RFA): TI-13-005

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

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

- Item No.21.** Discussion and possible action to approve the 406<sup>th</sup> District Court Drug Court Program application for the Specialty Drug Court Program Solicitation Grant for FY 2013: September 1, 2013 - August 31, 2014.

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Honorable Martin Cuellar, Sheriff**

- Item No.22. Discussion and possible action to approve acceptance of a canine from the Department of Homeland Security U.S. Customs and Border Protection (CBP) for drug interdiction purposes; with authorization to utilize materials and supplies to cover any canine related expenses; and any other matters incident thereto.
- Item No.23. Discussion and possible action to accept a "Celebrate My Drive" grant award from State Farm in the amount of \$2,500 in support of the Webb County Sheriff's Office Community Role Model Scholarship Program to award Ten (10) "Celebrating Teens Working Towards Auto Safety" scholarships to teens who promote auto safety; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto.
- Item No.24. Discussion and possible action to accept a Fiscal Year 2013 Local Border Security Program (LBSP) grant award from the Texas Border Sheriff's Coalition in the amount of \$175,172.51 in support of the Webb County Sheriff's Office border security activities; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. This grant pays for overtime activities for border security, but the only allowable fringe benefits that can be charged to the grant is Federal Insurance Contributions Act (FICA).
- Item No.25. Discussion and possible action to authorize the submission of a Grant to Encourage Arrest Policies and Enforcement of Protection Orders Program to the Office on Violence Against Women (OVW) in the amount of \$300,000 to assist the Webb County Sheriff's Office and Casa Misericordia Domestic Violence Shelter to deal with the issue of domestic violence in the Laredo/Webb County area; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Mr. Joe Lopez, Sheriff's Department stated that there would be a cash match for item #24.

Mr. Ramon Villafranca, County Attorney's Office stated that they would need the Sheriff's Office to submit all information in regards to insurance coverage for the K-9 on item #22.

Cmr. Galo motioned to approve items #22, #23, #24, and #25 and for the Sheriff's Office to submit all information in regards to insurance coverage for the K-9 on item #22. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

**Honorable Patricia A. Barrera, Tax Assessor- Collector**

- Item No.26. Discussion and possible action to approve the following refunds:
- a) The amount of \$8,563.66 to Corelogic Commercial, Account #905-00007-010, as per Supp. 7, Cert. 2912, Protest 2912-12479 Resolved on 2/21/2013, Adjust Value for



2012. [Accounts #001-0700-3063 and #010-0700-3063]

b) The amount of \$7,856.33 to Costco Wholesale Corp., Accounts #801-03020-111, #801-03026-107, #942-80008-040, as per Supp. 7, Cert. 2012, Adjust Value per Judgment Cause #2010CVF001482-D1, for 2010, 2011 and 2012. [Accounts #001-0700-3063 and #010-0700-3063]

Cmr. Galo motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

### Auditor

**Item No.27.** Discussion and possible action to review the list of capital projects/purchases approved by the Court on November 1, 2012 and to approve, change, modify, or delete any of the previously approved capital projects/purchases to be funded with the proceeds of a proposed 2013 Certificate of Obligation Issue and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Canales motioned to review the list at the end of the meeting after Executive Session items and go over all the list. Cmr. Montemayor seconded the motion.

Motion carried 4-1 with Cmr. Tijerina voting against.

### Casa Blanca Golf Course

**Item No.28.** Discussion and possible action to approve the purchase and/or lease of golf carts for the Casa Blanca golf course in an amount not to exceed \$20,000.00. [Accounts #631-6001-8601 and #603-0101-8801]

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Mr. Rudy Gonzalez stated that the item #28 should read as discussion and possible action to approve purchase of parts for golf cart fleet for the Casa Blanca golf course in an amount not to exceed \$20,000.00.

Cmr. Galo motioned to approve item #28 as amended, to read as cart equipment instead of parts. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### Community Action Agency

**Item No.29.** Discussion and possible action to authorize the submission of the final contract close-out Performance Statement Modification to the Texas Department of Housing and Community Affairs - Office of Colonia Initiatives (TDHCA-OCI) to request a

**Contract Amendment to increase and/or reduce the Performance Statement measures by more than 10% of the original requirement. (Self-Help Center -TCDP Contract # 728023).**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to approve item as submitted. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.30. Discussion and possible action to appoint Three (3) Colonia Resident Advisory Committee (CRAC) Members as required by the Texas Department of Housing and Community Affairs Office of Colonia Initiatives to represent Webb County's Self-Help Center Program.**

<b>Primary Committee Member:</b>	<b>Elvira Torres</b>	<b>Colonia Los Altos</b>
<b>Secondary Committee Member:</b>	<b>Maria de Jesus Pena</b>	<b>Colonia Tanquecitos</b>
<b>Alternate Committee Member:</b>	<b>Juanita Ibarra</b>	<b>Colonia Pueblo Nuevo</b>

Cmr. Galo motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.31. Discussion and possible action to reclassify payment invoice dated (December 19, 2012) in an amount not to exceed \$937.81 that pertains to a prior year payable to the Toshiba Business Solutions Company to be paid with the County Match funds, and to authorize the County Judge to sign all relevant documents. [Account #920-0045-6099]**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Canales motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.32. Discussion and possible action to approve an increase to the current El Aguila Rural Transportation fares as follows:**

- Fixed Routes \$1.25 to \$1.50
- Demand Response \$0.75 to \$1.00
- Students \$0.25 to \$0.50 with valid El Aguila ID
- Elderly Discount \$0.50 to \$0.75 with valid El Aguila ID

(No impact on the General Fund- CAA Advisory Board has had extensive meetings on this issue and voted on January 11, 2012 to recommend approval of said increase.

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Canales motioned to approve increases only for the Fixed Routes and Demand Response.

Cmr. Canales withdrew his motion.

Cmr. Galo motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 4-1 with Cmr. Canales voting against.

**Item No.33. Discussion and possible action to approve the posting and filling of the following Slot for El Aguila Rural Transit:**

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
1127	Full-Time Driver with benefits	\$10.00

Cmr. Galo motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### Economic Development

**Item No.34. Discussion and possible action to proclaim April 2013 as the 45th Anniversary of Fair Housing Month and April 8<sup>th</sup> – 12<sup>th</sup> 2013 as Fair Housing Week and designating the Webb County Community Action Agency responsible for monitoring Fair Housing in Webb County.**

Cmr. Canales motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.35. Discussion and possible action to authorize release of the 10% retainage payment in the amount of \$2,010.21 to AA Builders for the housing rehabilitation under the USDA Rural Development Housing Preservation grant on the following home located in Colonia Los Minerales Annex. Housing rehabilitation costs to be covered by a grant, RD Housing Preservation Grant Account #469-2311. [Account #469-2311]**

**House # RD-2012-04 - G. Jalomo, 318 Minerales Annex Rd.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Engineer

Item No.36. Discussion and possible action to approve Change Order #2 to increase contract time "only" by 120 days to the Fernando A. Salinas Community Center Contract, with no change to the contract amount. Increase of days will begin the day of approval. [Accounts #666-6112-8601 and #634-6113-8601]

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.37. Discussion and possible action approving Resolution between TXDOT and Webb County to amend Funding Agreement in consideration of the premises and of the mutual covenants and agreements of the parties, the State and the Local Government do agree as follows; \$15,361.40 transfer from Border Colonia Access Program 2<sup>nd</sup> Call 5BCF5031 to Border Colonia Access Program 2<sup>nd</sup> Call San Carlos I and II Colonia Project 5BCF5032; \$12,101.96 transfer from Border Colonia Access Program 2<sup>nd</sup> Call 5BCF5029 to Border Colonia Access Program 2<sup>nd</sup> Call San Carlos I and II Colonia Project 5BCF5032; \$398.80 fund transfer from Border Colonia Access Program 3<sup>rd</sup> Call BCF5052 to Border Colonia Access Program 2<sup>nd</sup> Call San Carlos I and II Colonia Project 5BCF5032; \$324.38 transfer from Border Colonia Access Program 1<sup>st</sup> Call 8BCF5056 to Border Colonia Access Program 2<sup>nd</sup> Call San Carlos I and II Colonia Project 5BCF5032; for a total of \$28,186.54, contingent on TXDOT concurrence and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Co-Sponsored by Rosaura "Wawi" Tijerina, Commissioner Precinct 2]

Cmr. Tijerina motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Fred & Anita Bruni Community Center

Item No.38. Discussion and possible action to approve the posting and filling of the following vacant Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines and rules, effective March 25, 2013:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2344	Driver and Maintenance	\$11.19

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to approve item as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

### Planning

**Item No.40.** 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., for Lot 6, Block 7, Pueblo Nuevo Subdivision (Application ID 2359). Approval limited to Three (3) additional meters.

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### Purchasing

**Item No.41.** Discussion and possible action to approve to solicit RFQ for a Consultant for Energy/Electricity for the County.

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to approve item as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.43.** Discussion and possible action to award RFP-2013-003 "Repair SCADA (Supervisory Control and Data Acquisition) system at Rio Bravo Water Treatment Plant to Square E. Engineering not to exceed \$85,000.00; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Montemayor motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.44.** Discussion and possible action to solicit bids for Four (4) Buses for El Aguila Transportation Department. [Requested by Robert Martinez, El Aguila Transportation Director; Account #980-8001-8801 (Grant Funds)]

**Item No.45.** Discussion and possible action to auction Five (5) units pursuant to Subchapter D. Disposition of Salvage or Surplus Property Section 263.152 Disposition (a) from Constable Pct. 4 through Cabco Auctioneering Service Inc.

1. Unit #: 1771, 1999 Nissan Maxima, VIN: JN1CA21D8WT504040
2. Unit #: 1773, 1998 Lincoln Navigator, VIN: 5LMPU28L7WL152659
3. Unit #: 1774, 1999 Chevrolet Tahoe, VIN: 3GNEK18R1XG165643
4. Unit #: 1784, 2000 Harley Davidson Motorcycle, VIN: 1HD1FMW12YY069757

5. Unit #: 1785, 2000 Harley Davidson Motorcycle, VIN: 1HD1FMW11YY611866

[Requested by Harold DeVally, Webb County Constable Precinct 4]

**Item No.46.** Discussion and possible action to approve the Three (3) year lease purchase and the financing of 2 motor graders for the Road and Bridge Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program. The purchase will be Buy board Contract #345-10 and the financing will be Caterpillar Financing Corporation. Total purchase price will be \$539,574; monthly payments will be \$3,071.38; Buyback amount is \$410,000. Above pricing includes the trade in of 2 motor graders currently not used by the department. [Requested by Jose Luis Ramos, Webb County Road & Bridge Superintendent; Accounts #600-9109-9829-01 and #600-9102-9929-01]

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve items #44, #45, and #46. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing Agent, Dr. C. Moreno stated that the account number on item #46 should have read as 010-7002-8801.

**Item No.47.** Discussion and possible action to purchase Fifteen (15) doses of Vivitrol medications requested by the 406<sup>th</sup> District Adult Drug Court from Besse Medical in the amount of 12,705.00. [Requested by Oscar Hale, Webb County 406<sup>th</sup> District Court Judge; Account #351-1004-6791 (Grant Funds)]

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Canales motioned to approve item as submitted. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.48.** Discussion and possible action to purchase of Three (3) backhoes, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program. The purchase will be Buy board Contract #345-10 and the financing will be Caterpillar Financing Corporation. Total purchase price will be \$205,949; monthly payments will be \$2,807.22; Buyback amount is \$80,592. Above pricing includes the trade in of 3 backhoes currently not used by the department. [Requested by Jose Luis Ramos, Webb County Road & Bridge Superintendent; Accounts #600-9109-9829-01 and #600-9102-9929-01]

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Purchasing Agent, Dr. C. Moreno stated that the account number on item #48 should have read as 010-7002-8801.

Cmr. Galo motioned to approve item #48 to read as account # 010-7002-8801. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**Item No.49. Discussion and possible action to authorize the purchase of Four (4) computers for Justice of the Peace, Pct. 3 from the Justice Court Technology Fund, Account #016-1043-3210. [Requested by Alfredo Garcia, Jr., Justice of the Peace Pct. 3]**

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Road and Bridge**

**Item No.50. Discussion and possible action to approve the donation of road materials from El Nido Ranch, to be used on our roads as needed, and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve item as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to go to Executive Session on items #17, #18, and #51. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **(Executive Session 12:22 – 12:38 PM)**

No action taken.

### **Closed Meeting/Executive Session**

**Item No.51. Discussion and possible action to approve a new and revised settlement offer to be tendered by the 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 111<sup>th</sup> District Court of Webb County; and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Closed Meeting/Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (A) (B) (Consultation with Attorney)]**

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to table item #51. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**Honorable Marco A. Montemayor, County Attorney**

Item No.17. Discussion and possible action to approve the negotiated Six (6) month lease for the Adult Probation Program for office space located at 1119 Houston St., with two (2) possible Six (6) month extensions, and for County Judge to sign all relevant documents; and any other matters incident thereto. [Closed Meeting/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)] [Co-Sponsored by Cynthia Mares, Webb County Administrative Services Director]

Item No.18. Discussion and possible action to approve the negotiated One (1) year lease for the Webb County Sheriff's Police Activity League Program for office and activity space located at 2900 U.S. Highway 83, Laredo, Texas, 78046, and for County Judge to sign all relevant documents; and any other matters incident thereto. [Closed Meeting/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)] [Co-Sponsored by Cynthia Mares, Webb County Administrative Service Director]

Cmr. Galo motioned to approve items #17 and #18 as submitted. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to bring back item #27. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

**Auditor**

Item No.27. Discussion and possible action to review the list of capital projects/purchases approved by the Court on November 1, 2012 and to approve, change, modify, or delete any of the previously approved capital projects/purchases to be funded with the proceeds of a proposed 2013 Certificate of Obligation Issue and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office March 25, 2013 Commissioners Court Meeting DVD.

**Judge Danny Valdez**

Juvenile Drug Rehab & Detox Facility



Cmr. Canales motioned to approve the Juvenile Drug Rehab & Detox Facility, \$2,500,000 on Year 1. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Fire Station Construction Cost**

Judge Valdez motioned to approve the Fire Station Construction Cost, \$1,000,000 on Year 1. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Commissioner W. Tijerina**

#### **Remodeling of Larga Vista Community Center**

Cmr. Canales motioned to approve \$300,000 on the Remodeling of Larga Vista Community Center. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **Water Splash Parks**

Judge Valdez motioned to approve \$150,000 for the Water Splash Parks. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **LIFE Retractable Bleachers**

Judge Valdez asked County Auditor, Mr. Leo Flores to remove the LIFE Retractable Bleachers.

### **Commissioner Mike Montemayor**

#### **La Presa Park Phase III**

Cmr. Galo motioned to delete La Presa Park Phase III. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **El Cenizo Library**

Cmr. Galo motioned to delete El Cenizo Library. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **Rio Bravo Park**

Cmr. Tijerina motioned to delete Rio Bravo Park. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Infrastructure on Mangana Hein Road**

Cmr. Canales motioned to delete Infrastructure on Mangana Hein Road. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Transportation Improvements in Precinct #1**

Judge Valdez motioned to approve \$1,500,000 on Year 1 for the Transportation Improvements in Precinct #1. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Rebuild Restitution Center**

Judge Valdez motioned to approve the Rebuild Restitution Center, \$600,000 on Year 1. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Splash Parks**

Judge Valdez motioned to approve \$150,000 on Year 1 for the Splash Parks. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Mirando City Learning Center**

Cmr. Galo motioned to approve the Mirando City Learning Center, \$50,000 on Year 1. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Commissioner John Galo**

### **Northside Park Phase II**

Cmr. Canales motioned to approve the Northside Park Phase II, \$200,000 on Year 1. Cmr. Tijerina seconded the motion.

Motion carried 4-0 with Cmr. Montemayor out of the courtroom.

### **Loop 20 Highway Upgrades**

#### **Tennis Facility at TAMIU**

Cmr. Canales motioned to delete Loop 20 Highway Upgrades and Tennis Facility at TAMIU. Cmr. Galo seconded the motion.

Motion carried 4-0 with Cmr. Montemayor out of the courtroom.

### **County Road Improvements – Precinct #3**

Judge Valdez motioned to approve County Road Improvements – Precinct #3, \$1,250,000 on Year 1 and \$1,250,000 on Year 2. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

### **J.P. Precinct #4 Place #2 Land Purchase**

Cmr. Galo motioned to approve J.P. Precinct #4 Place #2 Land Purchase, \$1,500,000 on Year 1. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Drainage Improvements**

Cmr. Tijerina motioned to approve Drainage Improvements, \$400,000 on Year 1. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Playground Equipment – Santa Teresita**

Judge Valdez motioned to approve Playground Equipment – Santa Teresita. Cmr. Tijerina seconded the motion.

Cmr. Tijerina withdrew her second.

County Auditor, Mr. Leo Flores recommended that the Playground Equipment – Santa Teresita come out of the Building Improvement Fund.

### **Commissioner J. Canales**

#### **Webb County Advancement Center**

Cmr. Canales motioned to approve Webb County Advancement Center, \$1,250,000 on Year 1. Cmr. Montemayor seconded the motion.

Motion carried 4-1 with Cmr. Galo voting against.

#### **Fire Station Precinct #4**

Judge Valdez motioned to approve Fire Station Precinct #4, \$750,000 on Year 1. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **Engineering**

##### **Tex-Mex Building Renovation**

##### **Casa Blanca Dam Repairs**

##### **Waste Water Plant Improvements**

Judge Valdez motioned to approve the Engineering requests (Tex-Mex Building Renovation, \$1,000,000 on Year 1, Casa Blanca Dam Repairs, \$500,000 on Year 1, Year 2, and Year 3, and Waste Water Plant Improvements, \$500,000 on Year 1). Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Galo motioned to alter the Casa Blanca Dam Repairs to be \$1,000,000 on Year 1 and \$500,000 on Year 2. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **Sheriff**

##### **Admin. Bldg Parking Lot Resurfacing**

##### **Sub-Station Evidence Warehouse**

##### **Jail 1<sup>st</sup> Floor Chiller System**

##### **Architectural Services**

Cmr. Tijerina motioned to approve the Sheriff's requests (Admin. Bldg Parking Lot Resurfacing, \$175,000 on Year 1, Sub-Station Evidence Warehouse, \$85,000 on Year 1, and Jail 1<sup>st</sup> Floor Chiller System, \$145,000 on Year 1) including the Architectural Services (\$245,000) but taking County Auditor, Mr. Leo Flores's recommendation of including the Architectural Services for the budget in October. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

#### **Tax Assessor-Collector**

**Purchase Land for New Building  
Building and Parking Construction**

Judge Valdez motioned to approve Purchase Land for New Building for \$1,500,000 on Year 1 and eliminate Building and Parking Construction.

Judge Valdez withdrew his motion.

Judge Valdez motioned to approve Purchase Land for New Building for \$2,000,000 on Year 1 and eliminate Building and Parking Construction. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

**406<sup>th</sup> District Court & Sheriff**

**Detox and Residential Treatment Facility**

Cmr. Galo motioned to approve Detox and Residential Treatment Facility, \$500,000 on Year 2. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

**Casa Blanca Golf Course**

**Repairs and Equipment for Driving Range  
Club House Improvements  
Landscaping, Irrigation, Fairway Improvement**

Cmr. Galo motioned to rescind all the original Casa Blanca Golf Course items and to approve Repairs and Equipment for Driving Range, \$165,000 on Year 1, Club House Improvements, \$100,000 on Year 1, and Landscaping, Irrigation, Fairway Improvement, \$100,000 on Year 1. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

**MIS – Rafael Pena**

**Cisco Infrastructure Equipment  
IBM Blade Storage & Peripherals  
Software Upgrade**

**District & CCL Judges & District Clerk**

**Integrated Case Management System**

Com. Tijerina motioned to approve the Cisco Infrastructure Equipment, \$150,000 on Year 1, IBM Blade Storage & Peripherals, \$140,000 on Year 1, Software Upgrade, \$3,000,000 on Year 1, and Integrated Case Management System \$2,300,000 on Year 1. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Road & Bridge**

**3 Refuse Trucks  
1 Vacuum Truck**

Com. Galo motioned to rescind the old Road & Bridge request and the garbage trucks. Com. Tijerina seconded the motion.

Motion carried 4-0 with Judge Valdez out of the courtroom.

### **County Clerk**

**Records Preservation Project**

### **District Clerk**

**Records Preservation Project**

Com. Galo motioned to approve Records Preservation Project for both the County and District Clerk as amended, County Clerk \$600,000 on Year 1 and District Clerk \$450,000 on Year 1. Com. Tijerina seconded the motion.

Motion carried 4-0 with Judge Valdez out of the courtroom.

### **Engineering**

**Water Plant Equipment Replacement  
Altitude Value Replacement**

County Auditor, Mr. Leo Flores stated for the Engineering's previous request was the Odor Control System for Lift Stations \$250,000 on Year 1, Altitude Value Replacement \$50,000 on Year 1, and Water Plant Equipment Replacement \$300,000 on Year 1.

Com. Galo motioned to rescind the old Engineering items and approve the Water Plant Equipment Replacement, \$200,000 on Year 1 and Altitude Value Replacement, \$50,000 on Year 1. Com. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

### **Fire & EMS**

## **2 Brush Trucks**

Com. Galo motioned to approve 2 Brush Trucks, \$330,000 on Year 1. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

## **Planning – Rhonda Tiffin**

### **Flood Study/Drainage Plan – Hwy 359 Colonias**

Judge Valdez motioned to approve Flood Study/Drainage Plan – Hwy 359 Colonias, \$350,000 on Year 1.

Com. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

## **Larry Sanchez – PIO**

**4 High Definition Cameras, New Switcher System,  
Extron System, DVD Recorder, 4 HD Monitors,  
New Cabling, Installation**

## **Building Maintenance**

**Replace worn out PVC Cellular Chillers**

## **County Auditor**

### **Time & Attendance Manual Timekeeping**

Com. Tijerina motioned to approve PIO, \$175,000 on Year 1, Building Maintenance, \$100,000 on Year 1 request and leave out the Time & Attendance Manual Timekeeping. Com. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to approve Capital Outlay at 1 million dollars. Com. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

## **Item No.52. Adjourn**

Judge Valdez motioned to adjourn. Com. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.