



WEBB COUNTY, TEXAS

COMMISSIONERS COURT

PUBLIC NOTICE
COMMISSIONERS COURT MEETING
WEBB COUNTY COURTHOUSE
1000 HOUSTON STREET, 2ND FLOOR
LAREDO, TEXAS 78040
April 22, 2013
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
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. Report by Guillermo Benavidez from Webb Soil and Water Conservation's regarding 2012 Conservation District of the Year award; with discussion and possible action to proclaim the week of April 28 through May 5, 2013 as Soil and Water Stewardship week.

Honorable Mike Montemayor, Webb County Commissioner Pct. 1

8. Discussion and possible action to appoint Rosie Centeno to the Webb County Community Action Agency Advisory Board, as Representative for Precinct 1.
9. Discussion and possible action to approve a Resolution to recognize the month of May as Brain Tumor Awareness Month; and any other matters incident thereto.

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

10. Presentation by Ms. Edna Mayers and the Laredo Community College Culinary Arts students regarding healthy eating ideas, and to offer their nutritional education information to community centers throughout Webb County.

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

11. Recognition of the Barbara Fasken Elementary School Cheerleaders for their consecutive cheerleading championship titles earned from 2006 to 2013.

Commissioners Court

12. Discussion and possible action to approve the purchase of 1,900 US flags for Memorial Day events from Carrot-Top Industries, Inc. in an amount not to exceed \$1,200; funding will be a joint effort of all members of the Webb County Commissioner's Court. **[Goods for Public Events Accounts]**

MEDIA BREAK

Honorable Marco A. Montemayor, County Attorney

13. Discussion and possible action to approve a Twenty (20) feet wide natural gas pipe-line easement for a Ten (10) year term with Texas Pipeline LLC and Webb County, in their capacity as Trustee for the Webb County School Lands for the tract described as; Situated in Webb County, Texas and being to wit; Webb County School Lands (Survey A-503). The pipeline easement will cover 12,839.79 ft. and Webb County will receive Two Hundred and Fifty-Six Thousand Seven Hundred Ninety-Four Dollars (\$256,794.00) and authorizing the Webb County Judge to execute all relevant documents.
14. Discussion and possible action to enter into a Thirty-Nine (39) month (April 22, 2013 through July 22, 2016) FMV Lease Agreement between Toshiba Business Solutions and the County Attorney's Office for a Toshiba EStudio 856 at a cost of Two Hundred Eight-Three Dollars and Sixty-Seven Cents (\$283.67) per month for a total amount of Eleven Thousand Sixty-Three Dollars and Thirteen Cents (\$11,063.13) over the term of the agreement and authorizing County Judge to sign and execute all relevant documents. **[Account #001-1101-6402]**
15. Discussion and possible action to enter into a Thirty-Nine (39) month (April 22, 2013 through July 22, 2016) Maintenance Agreement between Toshiba Business Solutions and the County Attorney's Office for a Toshiba EStudio 856 at a cost of Seventy-Eight Dollars (\$78.00) per month for a total amount of Three Thousand Forty-Two Dollars (\$3,042.00) over the term of the agreement with an excess charge of 0.0053 per copy and authorizing County Judge to sign and execute all relevant documents. **[Account #001-1101-6402]**
16. Discussion and possible action to enter into a One (1) year (May 1, 2013 through April 31, 2014) Preventative Maintenance Agreement between Ford Audio-Video Systems, LLC and Webb County Public Information Department for conducting routine preventative maintenance for video and audio equipment located at the Webb County Courthouse, 1000 Houston St., Laredo, Texas at the cost of \$4,643.80 and authorizing County Judge to sign and execute all relevant documents. **[Requested by Larry Sanchez, Webb County Public Information Officer; Account #001-0550-6402]**
17. Discussion and possible action to enter into a Three (3) year (January 1, 2013 through December 31, 2015) Agreement between the American Red Cross and Webb County Head Start Department for certifying and re-certifying employees in preparedness and Health and Safety Services at the cost of \$2,300.00 and authorizing County Judge to sign and execute all relevant documents. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4211-6011 (Training & Education)]**

Honorable Margie Ibarra, County Clerk

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

From:	009-1120-5001	Payroll Cost	\$40,000
	005-1120-6011	Training & Education	\$ 2,500
	009-1120-6011	Training & Education	<u>\$ 2,000</u>
			\$44,500
To:	009-1120-5005	Part Time	\$40,000
	005-1120-5601	Administrative Travel	\$ 2,500
	009-1120-5601	Administrative Travel	<u>\$ 2,000</u>
			\$44,500

Honorable Isidro Alaniz, District Attorney

19. Discussion and possible action to approve a salary supplement for the following Slot, effective May 1, 2013:

<u>Slot</u>	<u>Title</u>	<u>Salary Supplement</u>
1323	DEA Investigator	\$5,000.00

Supplement and fringe benefits to be paid from State Forfeiture funds. There is no request to transfer this supplement to next year's fiscal budget.

[Fund #167-1100 (Forfeiture Funds)]

Honorable Monica Notzon, 111th District Court Judge

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

From:	001-1050-6029	Court Interpreter Reporter	\$5,000
To:	001-1050-6011	Training & Education	\$5,000

Honorable Oscar Hale, 406th District Court Judge

21. Discussion and possible action to approve the submission of the 406th District Court Drug Court Program application for the SAMHSA FY 13 Offender Reentry Program FY 13: October 1, 2013 to September 30, 2016.
22. Discussion and possible action to approve the submission of the 406th District Court Drug Court Program application for the SAMHSA Grants to Expand Substance Abuse Treatment Capacity in Adult Drug Courts Grant Period: October 1, 2013 – September 30, 2016. Grant Number TI-13-005
23. Discussion and possible action to approve the 406th District Court Drug Court Program association with “, Inc.”, effective April 1, 2013. Juntos Caminaremos will be giving treatment sessions to the clients of the Drug Court Program (DCP), including treatment plans, assessments and screenings for each of the DCP Clients.

Honorable Oscar Martinez, Justice of the Peace Pct. 4

24. Discussion and possible action to approve the transfer of Slot and funds (Certified Peace Officer/Guard) from Oscar Martinez, Justice of the Peace Pct. 4, Pl. 1 to Harold DeVally, Constable Pct. 4 due to TCLEOSE regulations.

Slot # 2297

Hourly Rate: \$18.22

Honorable Harold DeVally, Constable Pct. 4

25. Discussion and possible action to approve the forfeited vehicle for official use. It will be added to the fleet of Constable Pct. 4. It's a 2008 Pontiac G6 with Vin #1G2ZG57B674186475.

Honorable Martin Cuellar, Sheriff

26. Discussion and possible action to approve the submission of a FY 2013 State Criminal Alien Assistance Program (SCAAP) to the U.S. Department of Justice for the reimbursement of the costs associated with undocumented criminal aliens incarcerated at the Webb County Jail and designating the Webb County Judge as the authorized official in all matters related to this grant; and any other matters incident thereto. This grant does not require any type of match.

27. Discussion and possible action to approve the submission of a FY 2014-2015 Victim Coordinator and Liaison Grant (VCLG) to the Office of the Attorney General (OAG) in the amount of \$42,000 for the salary and fringe benefits of a Crime Victim Advocate to provide services to victims of violent crime; and designating the Webb County Judge as the authorized official in all matters related to this grant; and any other matters incident thereto. This grant does not require any type of match.
28. Discussion and possible action to approve the submission of a FY 2014-2015 Other Victims Assistance (OVAG) to the Office of the Attorney General (OAG) in the amount of \$42,000 for personnel to provide crime victim service and designating the Webb County Judge as the authorized official in all matters related to this grant; and any other matters incident thereto. This grant does not require any type of match.
29. Discussion and possible action to approve the submission of an auto theft grant to the Texas Auto Burglary and Theft Prevention Authority estimated at \$822,613 for personnel, equipment, travel, supplies, and contractual services; and designating the Webb County Judge as the authorized official in all matters related to this grant; and any other matters incident thereto. This grant requires a Twenty (20%) percent cash match. **[Cash match needs to be determined]**
30. Discussion and possible action to approve the following line item transfers:

From:	001-2060-5601	Administrative travel	\$ 5,000
	001-2060-6011	Training & Education	\$ 5,000
	001-2060-6202	Uniforms	\$ 15,000
	001-2060-6401	Repairs & Maint. Building	\$ 5,000
	001-2060-6023-04	Contract services - Zapata	\$ 85,000
	001-2060-6023-03	Contract services - Dimmit	<u>\$ 15,000</u>
			\$130,000
To:	001-2060-5005	Part time	\$104,000
	001-2060-5301	FICA	\$ 7,956
	001-2060-5303	Retirement	\$ 10,868
	001-2060-5305	Workers Comp.	\$ 5,460
	001-2060-5306	Unemployment	<u>\$ 1,716</u>
			\$130,000

Honorable Patricia A. Barrera, Tax Assessor- Collector

31. Discussion and possible action to approve refund in the amount of \$2,911.37 to Trautmann Investment Properties LTD, for Account #900-90231-011, as per Check #5386 being over the total amount of taxes owed due to an adjustment that was previously made on the account.

Administrative Services

32. Discussion and possible action to select a date to conduct interviews for the Webb County Veterans Service Officer, from a list of qualified applicants. **[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 551.075 (Personnel Matters)]**

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

From:	001-0114-5601	Administrative Travel	\$1,000
	001-0114-6205	Materials & Supplies	\$1,000
	001-0114-6011	Training & Education	<u>\$ 700</u>
			\$2,700
To:	001-0114-6033	Bonds & Insurance	\$2,700

34. Discussion and possible action to transfer funds into the following line items (Fund 863-Retiree Program) and for the County Auditor to determine funding source; and any other matters incident thereto:

To:	863-0105-6038	Administrative Fees	\$ 24,000
	863-0105-9201	Medical Claims	\$330,000
	863-0105-9203	Paid Prescription Claims	<u>\$241,000</u>
			\$595,000

35. Discussion and possible action to acknowledge receipt of settlement from insurance carrier OneBeacon regarding recent property damage to the Restitution Center in the amount of \$72,317.49 (Seventy-Two Thousand Three Hundred Seventeen and Forty-Nine Cents), and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto. **[Account #001-0114-9201]**

Auditor

36. Presentation of the Conduct of Audit Report for Webb County for the Fiscal Year ended September 30, 2012 by Garza/Gonzalez & Associates, Certified Public Accountants, and action to accept the Audited Basic Financial Statements for Webb County for the Fiscal Year ended September 30, 2012.

Bruni Community Center

37. Discussion and possible action to approve a Twenty-Four (24) month commitment for standard cable services for the Bruni Community Center, provided by Dish Network at a monthly rate of \$57.00. **[Account #001-6108-6201]**

Building Maintenance

38. Discussion and possible action to approve the posting and filling of the following vacant Slots, subject upon the availability of payroll funds and any applicable Civil Service timeliness and rules:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2124	HVAC Supervisor	\$21.64
2196	HVAC Technician	\$13.58
2425	General Repairs Person	\$10.00
2672	Master Electrician	\$18.45

Casa Blanca Golf Course

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

From:	800-6011-6780	Chem & Fertilizer	\$3,600
To:	800-6011-6022-15	Professional Services	\$3,600

Community Action Agency

40. Discussion and possible action to approve the posting and filling of Slot #1848 for Driver/Custodian to be funded from the Comprehensive Energy Assistance Program (CEAP) and the Community Services Block Grant Program (CSBG), at a wage rate of \$10.00 per hour, full-time regular employee at 40 hrs. per week, effective April 23, 2013. **[Accounts #911-4200-5001 and #920-4202-5001]**

El Cenizo Community Center

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

From:	001-6101-5601	Administrative Travel	\$500
To:	001-6101-6401	Repairs & Maint. Building	\$500

Elections

42. Discussion and possible action to engage the Law Offices of Rolando L. Rios regarding the realignment of Nine current county election precincts, pursuant to Texas Election Code Section 42.031, in order to bring these into compliance with Texas Election Code Section 42.005; and any other matters incident thereto. **[Account #001-0107-6705]**

Engineer

43. Discussion and possible action to approve the Water Monitoring Site Access Agreement with the Texas Commission on Environmental Quality (TCEQ) to locate and operate a continuous water monitoring station at the Rio Bravo water intake near the intersection of Tulipan Drive and Margarita Lane. The term of this Agreement is Five (5) years from the date this Agreement is executed, and is renewable for a Five-year term thereafter, upon agreement by TCEQ and Webb County; and authorizing the County Judge to sign and execute all relevant documents.

Indigent Healthcare Services

44. Discussion and possible action to authorize an Inter-Governmental Transfer (IGT) to the State of Texas in connection with the Texas Healthcare Transformation and Quality Improvement Program/1115 Waiver in an amount not to exceed \$220,180.99 for the 2nd Quarter (February 2013 – April 2013). The 1115 Waiver program replaced the former Medicaid Upper Payment Limit (UPL) program effective October 1, 2012.

<u>Account No.</u>	<u>Amount</u>
001-4100-6714-3 (Hospital Inpatient)	\$120,058.64
001-4100-6714-4 (Hospital Outpatient)	<u>\$100,122.35</u>
	\$220,180.99

Larga Vista Community Center

45. Discussion and possible action to approve a Twenty-Four (24) month commitment for standard cable services provided by Dish Network at a monthly rate of \$57.00. **[Account #001-6103-6201]**

Management Information Systems

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

From:	001-0500-6402	Repairs & Maint. Equipment	\$50,000
	008-0101-6011	Training & Education	<u>\$ 1,000</u>
			\$51,000
To:	001-0500-6224	Minor Tools & Apparatus	\$34,000
	001-0500-6011	Training & Education	\$ 5,000
	001-0500-6205	Materials & Supplies	\$ 5,000
	001-0500-5005	Part-Time	\$ 4,500
	001-0500-6403	Vehicle Maintenance	\$ 1,000
	001-0500-6204	Fuel & Lubricants	\$ 500
	008-0101-6403	Vehicle Maintenance	<u>\$ 1,000</u>
			\$51,000

Planning

47. Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements" to authorize electrical service connections the following properties:
1. Pursuant to Section 232.029 (b), L.G.C. - Lot 14, Block 3, San Carlos Subdivision, Phase II (Application ID 2423). Approval limited to One (1) additional meter.
 2. Pursuant to Section 232.029 (c)(2), L.G.C. - An unplatted 0.5 acre tract of land, more or less, out of and part of Tract 1, La Presa (unplatted/unrecorded subdivision) as further described in Vol. 3346, Pgs. 811-812, W.C.D.R. (Application ID 2455). Approval limited to One (1) meter.

Purchasing

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

From:	001-0600-6022	Professional Services	\$700
To:	001-0600-6402	Repairs & Maint. Equipment	\$700

49. Discussion and possible action to solicit bids for the following Annual Contracts:

- Bid 2014-24 "Annual Contract for Auto Parts with service out-of-shop"
- Bid 2014-24-1 "Annual Contract for Auto Parts with service out of shop A/C only"
- Bid 2014-40 "Annual Contract for Automatic Transmission"
- Bid 2014-43 "Annual Contract for Machine Shop Repair"
- Bid 2014-57 "Annual Contract for Refuse Collection"
- Bid 2014-66 "Annual Contract for Aggregate 0010-Blend 73/Bin 1"
- Bid 2014-67 "Annual Contract for Trap Rock 624 Grade 4 & Grade 5"
- Bid 2014-68 "Annual Contract for Auctioneering Services"
- Bid 2014-71 "Annual Contract for Improvements for Water House-to-line connections"
- Bid 2014-75 "Annual Contract for Meter Calibration"

50. Discussion and possible action to approve removal and auction of the following units:

1. Unit #: 27-192, 2005 Suzuki Last 4 of VIN:1116
2. Unit #: 27-193, 2008 Kawasaki Last 4 of VIN:7773
3. Unit #: 27-11, 2002 Harley Davidson Last 4 of VIN:3066
4. Unit #: 27-89, 2002 Harley Davidson Last 4 of VIN:2932
5. Unit #: 27-01, 2003 Harley Davidson Last 4 of VIN:1014

Vehicles have excessive mileage and require maintenance. Vehicles will be put up for auction through Cabco Auctioneering Service, Inc. **[Requested by Martin Cuellar, Webb County Sheriff]**

51. Discussion and possible action to award a contract to the Six (6) responders (Blue Top Land Surveying, Civil Engineering Consultants, Crane Engineering, Gilpin Engineering Company, Porras Nance Engineering, L.P. Nance Land Surveying); pending the signature of the contract and a reasonable fee schedule. The 6 responders will be on a rotation basis. **(RFQ 2014-101 Annual Contract for Boundary Surveyor)**

Rio Bravo Community Center

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

From:	001-6105-5601	Administrative Travel	\$900
To:	001-6105-6403	Repairs & Maint. Vehicles	\$600
	001-6105-6219-2	Goods for Public Events	\$300

Tax Attorney

53. Discussion and possible action to approve a correction on the Official Minutes of the Commissioners Court Meeting held on January 28, 2013, under Tax Attorney, item No. 41, regarding Bankruptcy Case Number 09-12278 Proliance International, et. al., which approved a recovery amount of \$6,375.00. The amount that should have been approved is \$5,401.62.

Closed Meeting/Executive Session

54. Status report regarding recent action pursuant to Chapter 263 and/or Chapter 272 of the Texas Local Government Code authorizing to close and complete the conveyance of a parcel of land, specifically a tract of land described more fully in a Deed filed of record at Vol. 632, Page 278-281 of the Deed Records of Webb County, Texas, and containing approximately 294.24 acres of land; with discussion and possible action to authorize counsel to take any and all necessary steps to ensure completion of sale; and any other matters incident thereto. **[Closed Meeting/Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]**

55. Discussion and possible action regarding April 17th, 2013 communication letter to Webb County from South Texas Council on Alcohol and Drug Abuse (STCADA) regarding early Release of Contract of property located at 4101 Juarez (former Juvenile Detention Facility) with action authorizing the county attorney's office to proceed with any and all action necessary; including but not limited to, collection of rental proceeds due and owed to the county, as well as direction on how to proceed with request from other non-profit agency providers interested in continuing treatment services at this facility; and any other matters incident thereto. **[Closed Meeting/Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney) and Section 551.072 (Real Estate Deliberations)]**

56. Adjourn

The Webb County Commissioners Court hereby reserves the right to go into closed session at any time during this public meeting, if such is requested by the County Attorney or other legal counsel for the County, pursuant to his or her duty under Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.

 **DISABILITY ACCESS STATEMENT** 

Persons with disabilities who plan to attend this meeting and who may need auxiliary aid of service such as interpreters for persons who are deaf or hearing impaired, readers, or need large print are requested to contact the court administrator at (956) 523-4622.

DATED THIS 19th DAY OF APRIL, 2013

By: _____
Melinda Mata
Court Administrator

CERTIFICATION OF NOTICE AND POSTING

I, the undersigned, County Clerk, do hereby certify that the above notice of meeting of the Webb County Commissioners Court, is a true and correct copy of said notice, and that I posted a true and correct copy of said notice on the bulletin board at the Courthouse door of Webb County, Texas, at a place readily accessible to the general public at all times on the 19th day of April, 2013 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 19th DAY OF APRIL, 2013

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

BY: _____
Margie Ramirez-Ibarra, County Clerk