

Official Minutes for Webb County Commissioners Court Meeting

Monday, May 13, 2013 at 9:00 AM
(Approved May 28, 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 10th day of May 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**
- Item No.3. Approval of Minutes for April 8, 2013, April 22, 2013, May 1, 2013 and May 6, 2013**

Judge Valdez 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**

County Treasurer's Office, Mr. Cesar Guerra presented the recap of checks and side bills pending approval.

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

Motion carried 5-0 by unanimous consent.

County Auditor, Mr. Leo Flores presented the monthly report for April 2013.

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

Motion carried 5-0 by unanimous consent.

The Commissioners Court presented 1,900 flags to be placed on Memorial Day for all fallen heroes.

Mr. Abraham Rodriguez and Mr. Alfredo Agredano from the American Legion along with other veterans were present to receive the flags.

Item No.5. Communications

Judge Valdez congratulated Sheriff Martin Cuellar and the Sheriff's Department for their five consecutive years of no deficiencies on the jail inspection. He congratulated all the recipients of the GEO Group scholarships. Judge Valdes congratulated Mr. David Garza for being selected as the new Veterans Service Officer.

Cmr. Canales thanked everyone for being present and wished all the mothers a happy belated Mother's Day. He congratulated Sheriff Martin Cuellar on the jail compliance report and also for honoring the correctional officers. Cmr. Canales congratulated the Camilo Prada Child Development Center at L.C.C. He thanked and congratulated the GEO Group and the GEO scholarship recipients. Cmr. Canales sent out his heartfelt condolences to the Santos Leija Family, Antonio Cavazos, Jr. Family, the Silvestre Diaz Family, Angela Sanchez Sepulveda Family, Enrique Perez Family, Lorenzo Mesa Family, and Mario Alberto Villagomez Family.

Cmr. Galo sent out his heartfelt condolences to all those individuals who have lost a family member or a loved one in the past two weeks. He sent out his heartfelt condolences to the family of David Perez on the loss of his father Tony Perez. Cmr. Galo wished all mothers a happy belated Mother's Day. He wished a Happy belated Birthday to his wife Ana Galo and his son Roman Galo. Cmr. Galo also wished a Happy belated Birthday to Cayetana Tijerina who turned ninety-four. He wished Cmr. Montemayor and Sheriff Martin Cuellar a Happy Birthday. Cmr. Galo congratulated Sheriff Martin Cuellar on the jail compliance report. He thanked all teachers in honor of Teacher's Appreciation Week. Cmr. Galo wished a Happy Police Week to all the men and women in blue.

Cmr. Tijerina congratulated Mr. George Gonzalez, Webb County Extension agent for being recognized by the Texas A & M Board of Regents for the Fellow Service Award. She congratulated her colleagues Cmr. Jaime Canales and Cmr. Mike Montemayor for another successful Hero Salute Luncheon. Cmr. Tijerina thanked to all the ladies who volunteered on the Habitat for Humanity's Women Built event. She thanked Cmr. Galo and his staff, Cmr. Mike Montemayor and his staff, Bruni Community Center, women from the Public Defender's Office, women from the Engineering Department, and women from the Head Start Program for all their volunteer work and donations. Cmr. Tijerina congratulated Sheriff Martin Cuellar and staff on his continued success on the jail compliance report. She thanked the GEO Group for their contributions in scholarships. Cmr. Tijerina congratulated Judge Jesus Garza for honoring the World War II veterans. She wished a Happy Birthday to Cmr. Mike Montemayor, Sheriff Martin Cuellar, and to Mr. Larry Sanchez, PIO. Cmr. Tijerina sent out her heartfelt condolences to the family of Rosa Maria Ramirez, Officer Antonio Cavazos, Reverend Father Domingo Dellano, Gary Everino, and Carlos Garza.

Cmr. Montemayor thanked the Mirando Community Center for the Mother's Day Luncheon and all the Precinct 1 Community Centers. He thanked the Engineering Department, Mr. Luis Perez Garcia and Road and Bridge, Mr. Jose Luis Ramos for assisting at Mirando City with the home that was flooded. He thanked

Rio Bravo Mayor, Mr. Manuel Vela, Cmr. Amanda Aguero, Fire Chief Julio Gonzalez, Sheriff's Department, Engineering Department, Johnny Amaya and Luis Perez Garcia and staff, Webb County Fire Chief Rangel. Cmr. Montemayor thanked Councilman Alex Perez, the Sheriff's Department for assisting in observing along the riverbanks for a possible bike trail. He thanked Gerardo Gonzalez, Corporal Angel Lopez, Deputy Robert Ayala, Captain Alex Garcia, Commander J.J. Rendon, Assistant Chief Arredondo, and the SWAT members for assisting in the incident at El Cenizo.

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.

Item No.7. Discussion and possible action to proclaim the month of May 2013 as Elder Abuse Prevention Month.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

The following APS representatives were present for the reading of the proclamation.

Cynthia Anguiano, APS Supervisor
Evelyn Palacios, APS worker
Marissa Mendoza, APS specialist I
Maritza Isais, APS specialist
Joe Flores, APS specialist

The Commissioners Court read the proclamation naming the month of May 2013 as Elder Abuse Prevention Month.

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

Motion carried 5-0 by unanimous consent.

Item No.8. Recognition and award presented to George Gonzalez, Webb County Extension Agent, for his recent recognition by the Texas A & M Board of Regents -"Fellow Service Award".

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

The Commissioners Court presented an award to George Gonzalez, Webb County Extension Agent for his recent recognition by the Texas A & M Board of Regents -"Fellow Service Award".

Judge Valdez motioned to bring up item #13. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

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

- Item No.13. Recognition and presentation of Certificates of Achievement to the 2012-2013 All-Webb County Golf Team, including male and female Players of the Year and Coach of the Year.**

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

The Commissioners Court recognized and presented Certificates of Achievement to the 2012-2013 All-Webb County Golf Team, including male and female Players of the Year and Coach of the Year.

- Item No.9. Discussion and possible action to approve a Resolution authorizing the Commissioner's Court of Webb County to coordinate with the City of Laredo to create, form and establish a joint Webb County – City of Laredo Regional Mobility authority (RMA) to finance, acquire, design, construct, operate, maintain, expand or extend City-County transportation projects, as provided for in Chapter 370, Transportation Code and as further promulgated through 43 Texas Administrative Code §26.11.**

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to approve the amendment to the Boundary MPL Map (Metropolitan Planning Organization Boundary Map) as recommended from the County Attorney's Office. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned defer item #10 until Executive Session items. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Mike Montemayor, Webb County Commissioner Pct. 1

- Item No.11. Discussion and possible action to authorize Webb County, Texas to advertise for a request for proposals for architectural design, building plans & specifications for the renovation, reconstruction and/or new construction and related items as needed for the South Laredo Webb County C.S.C.D office building located at 3802 S. Zapata Hwy., Laredo, Texas. [Co-Sponsored by Melinda Vidaurri-Galvan, Webb County CSCD Adult Probation Director]**

Discussion on file at the Webb County Clerk's Office May 13, 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.12. Discussion and possible action to approve the following line item transfers:

From:	001-0201-5601	Administrative Travel	\$2,000
	001-0201-6005	Postage & Courier Service	\$ 100
	001-0201-6402	Repairs & Maintenance	<u>\$ 180</u>
			\$2,280
To:	001-0201-6219-2	Goods for Public Events	\$1,280
	001-0201-5005	Part Time	<u>\$1,000</u>
			\$2,280

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

Motion carried 5-0 by unanimous consent.

Honorable John Galo, Webb County Commissioner Pct. 3

Item No.14. Discussion and possible action to appoint Dr. Henry Carranza to the Webb County Community Action Agency Advisory Board, as Representative for Commissioner Precinct 3.

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

Motion carried 5-0 by unanimous consent.

Addendum

Honorable John Galo, Webb County Commissioner Pct. 3

Item No.1. Discussion and possible action to authorize the review of all presumed county roads to determine ownership; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office May 13, 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.2. Discussion and possible action on the procedure for departments to report information back to the Commissioners Court after the solicitation of Request for Qualifications (RFQ's), Request for Proposals (RFP's) and Request for Information (RFI) or bids.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to have the departments report information back to the Commissioners Court the meeting after it's received. Cmr. Montemayor.

Motion carried 5-0 by unanimous consent.

Item No.3. Discussion and possible action to establish protocol and procedure on how and when county department directors should communicate directly with the media; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to have all the departments go through the PIO's office before going to the Commissioners Court with all media and any public content. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to bring up item #16. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

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

Item No.16. Discussion and possible action to transfer ownership of the City of Laredo's Santa Isabel water dispenser. Webb County intends to own and operate the dispenser for the water needs of rural Webb County residents.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

District 7 Councilman Mr. Jorge Vera was present to address the Commissioners Court.

No action taken.

Item No.15. Presentation by representatives of the South Texas Behavioral Health Center.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Joe Rodriguez, CEO for the South Texas Behavioral Health Center and Michael Saucedo, Business Development Director were in attendance to present Constable Rodolfo "Rudy" Rodriguez with a plaque in recognition of his strong commitment in transporting patients to Edinburg, Texas from Webb County.

Item No.17. Status on construction phase and a possible project completion date of the Fernando A. Salinas Community Center with possible action; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Mr. Rick Solis and Mr. Ed Quiroga with Metaform Studio Architects were in attendance to present a status on construction phase and a possible project completion date of the Fernando A. Salinas Community Center.

Commissioners Court

Judge Valdez stated that item #18 would be deferred until Mr. Hinojosa's arrival.

Item No.19. Status on request to approve a county economic development grant agreement between Webb County and Protrans International, Inc. ("ProTrans"). The County in accordance with Article III, Section 52-a of the Texas Constitution and Chapter 381 of the Texas Local Government Code under which the county has authority to make loans or grants of public funds for the purpose of promoting local economic development. The grants awarded will be conditioned upon the positive economic benefits derived by the County through the real and personal property investments by "Protrans" of approximately Fifteen Million Dollars (\$15,000,000.00) and authorizing the County Judge to sign all relevant documents. [Requested by Hon. Marco A. Montemayor, Webb County Attorney Office] [Closed Session/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 May 13, 2013 Commissioners Court Meeting DVD.

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

Judge Valdez withdrew his motion.

Cmr. Tijerina withdrew her second.

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to defer items #20, #21, #22, and #27 until Executive Session items. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Isidro Alaniz, District Attorney

Item No.23. Discussion and possible action to authorize the Webb County District Attorney's Office to generate and propose a grant to the Office of the Attorney General. The District Attorney's Office will utilize this grant to fund a position for a Victims Coordinator for the Domestic Violence Unit. The amount of funding requested shall not exceed Eighty-Four Thousand (\$84,000.00) Dollars for a Two (2) year period, and requires no matching funds. This formal request shall also authorize the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in this Grant. Contract Term: September 1, 2014 to August 31, 2015.

Honorable Monica Notzon, 111th District Court Judge

Item No.24. Discussion and possible action to approve the following line item transfer:

From:	001-1002-6026	Visiting Judge	\$ 5,000
	001-1002-7001	Indigent Defense	<u>\$ 5,000</u>
			\$10,000
To:	001-1002-5601	Administrative Travel	\$10,000

Honorable Alvino "Ben" Morales, County Court at Law 1 Judge

Item No.25. Discussion and possible action to approve the following line item transfer:

From:	001-1010-6022	Professional Services	\$ 3,000
To:	001-1010-6011	Training & Education	\$ 3,000

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

Item No.26. Discussion and possible action to approve the transfer of employees within the following Slots with salary changes and approve the posting and filing of resultant vacant Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines and rules, effective May 29, 2013.

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	2352	Court Clerk	\$11.19
To:	2137	Civil Court Asst. Coordinator	\$13.33
From:	2607	Clerk	\$10.98
To:	2352	Court Clerk	\$11.19
To Fill:	2607	Clerk	\$10.98

Comr. Tijerina motioned to approve items #23, #24, #25, and #26 as submitted. Comr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Honorable Martin Cuellar, Sheriff

Item No.28. Discussion and possible action to approve the submission of a FY 2013 COPS Hiring Program grant application to the Community Oriented Policing Services U.S. Department of Justice estimated at \$642,476 for the hiring, police academy training (if necessary), and deployment of Four (4) post 9/11 U.S. military veterans to serve as peace officers for the Webb County Sheriff's Office to conduct community oriented policing services in Webb County; 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 25% cash match; and, furthermore, at the conclusion of the 36 months of federal funding, Webb County must retain all sworn officer positions for a minimum of 12 months. The retained CHP-funded positions should be added to the Webb County Sheriff's Office budget with local funds, over and above the number of locally-funded positions that would have existed in the absence of the grant. [Cash match from Forfeiture Fund 170]

- Item No.29. Discussion and possible action to approve the submission of a FY 2013 Bulletproof Vest Partnership (BVP) grant application to the Bureau of Justice Assistance estimated at \$61,987.50 for the purchase of One Hundred Fifty (150) bulletproof and stab proof vests; 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 50% cash match. [Cash match from Forfeiture Fund 170]

Honorable Patricia A. Barrera, Tax Assessor- Collector

- Item No.30. Discussion and possible action to approve a refund in the amount of \$7,077.48 to Apple Six Hospitality c/o Popp Hutcheson, PLLC, Accounts #902-54401-010 and #976-20001-020, as per Supp. 8, Cert. 2012, Adjust Value per Judgment Cause #2012CV7001322-D4 per 406th Judicial District Court for 2012. [Accounts #001-0700-3063 and #010-0700-3063]

Cmr. Tijerina motioned to approve items #28, #29, and #30 as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Administrative Services

- Item No.31. Discussion and possible action to approve the following line item transfer:

From: 816-0105-9201	Claims Paid	\$380,000
To: 816-0105-9203	Claims Paid Prescription	\$380,000

- Item No.32. Discussion and possible action to authorize the removal and the installation of the Video Surveillance System for the Sheriff's PALS program located at the Restitution Center, the total of ELEVEN THOUSAND ONE HUNDRED AND TEN (\$11,110.00) DOLLARS, and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff; Account #001-0114-9201 RC13 (Claims Paid Account)]

Cmr. Tijerina motioned to approve items #31 and #32 as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Casa Blanca Golf Course

Item No.33. Discussion and possible action to approve the following line item transfers:

From:	800-6016-6006	Advertising	\$ 2,300
	800-6011-6780	Sods	\$ 2,400
	800-6011-6780	Sand/Gravel	\$ 1,500
	800-6011-6412	Clubhouse	\$ 1,200
	800-6011-6205	Materials & Supplies MS	\$ 1,500
	800-6013-6780	Fertilizer	\$ 600
	800-6013-6780	Sods	\$ 600
	800-6014-6232	Merchandise Soft Goods	<u>\$ 1,500</u>
			\$11,600
To:	800-6016-6004	Telephone	\$ 2,300
	800-6011-6412	Equipment	<u>\$ 9,300</u>
			\$11,600

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to recall item #32. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.32. Discussion and possible action to authorize the removal and the installation of the Video Surveillance System for the Sheriff's PALS program located at the Restitution Center, the total of ELEVEN THOUSAND ONE HUNDRED AND TEN (\$11,110.00) DOLLARS, and to authorize the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff; Account #001-0114-9201 RC13 (Claims Paid Account)]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to table item #32. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Community Action Agency

Item No.34. Discussion and possible action to approve conducting Category "B" Elections to fill a current vacancy as per the Governing Regulations of the Advisory Board of the Webb County Community Action Agency. (The Advisory Board shall be composed of membership that complies with the Community Services Block Grant - Texas Administrative Code Rule - Chapter 5 Rule 5.215). Election will be held on Wednesday, May 22, 2013 for a Representative and Alternate for Area I-Lilia B.

Perez, 4420 Santa Maria Road from 10:00 a.m. to 11:00 a.m.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Judge Valdez 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 reclassify payment invoice dated (February 17, 2012) in an amount not to exceed \$293.61 that pertains to a prior year payable to the Toshiba 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]

Item No.36. Discussion and possible action to approve the development and submission of an application for participation in the Health Spring provider network. The Meals on Wheels program will continue to contract at a rate of \$5.30 per plate until September 30, 2013. [Account #953-4200-3500]

Item No.37. Discussion and possible action to approve the posting and filling of Slot #1856 (Part-Time Food Transporter) at 20 hours per week @ \$9.36 per hour with no benefits. Salary for the Slot is grant funded; monies have been allocated for this fiscal year.

Cmr. Tijerina motioned to approve items #35, #36, and #37 as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.38. Discussion and possible action to approve the posting and filling of Slot #1152, Temporary - Full Time Case Worker without benefits, at a salary rate of \$10.00 per hour, for the Community Social Services Program to be paid for from CSBG Contract #61130001603 and CEAP Contract #58130001653.

Item No.39. Discussion and possible action to approve the posting and filling of Slot #1158, Temporary - Part-Time (4 hrs. per day) Center Aide without benefits, at a salary rate of \$10.00 per hour, for the Community Social Services Program to be paid for from CSBG Contract #61130001603 and CEAP Contract #58130001653.

Cmr. Tijerina motioned to approve items #38 and #39 as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Economic Development

Item No.40. Discussion and possible action to authorize the development and submission of a

Texas Community Development Block Grant application to the Texas Department of Agriculture for the Colonia Economically Distressed Areas Program in an amount not exceeding \$500,000.00; and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in the Texas Community Development Block Program.

Item No.41. Discussion and possible action to authorize the development and submission of a Texas Community Development Block Grant application to the Texas Department of Agriculture for the Colonia Construction Fund Program in an amount not exceeding \$500,000.00; and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in the Colonia Construction Fund Program.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve items #40 and #41 as submitted. Cmr. Galo seconded the motion.

Motion carried 5-0 by unanimous consent.

Engineer

Item No.42. Discussion and possible action to approve a payment of \$162,577.47 to Medina Electric for the power pole relocations in Colonia San Carlos I and II and have the County Judge sign all relevant documents. TxDOT has approved the funds from the Border Colonia Access Program 3rd Call. [Account #704-8001-8801-14]

Item No.43. Discussion and possible action to approve the following line item transfers for the Utilities Department:

From:	801-3001-6201	Utilities	\$ 2,400
	801-3001-6006	Advertising	\$ 1,100
	801-3002-6202	Uniforms	\$ 1,000
	801-3002-6006	Advertising	\$ 2,500
	801-3004-6201	Utilities	\$ 2,000
	801-3004-6205	Materials & Supplies	\$ 1,000
	801-3004-6407	Repair Maint. Water Lines	\$ 1,000
	801-3004-6022-8	Professional Services	\$ 2,000
	801-3004-6204	Fuel & Lubricants	\$ 3,000
	801-3004-6401	Repair Maint. Buildings	<u>\$ 1,000</u>
			\$17,000
To:	801-3002-6214	Chemicals	\$ 2,000
	801-3004-6014	Equipment Rental	\$ 5,000
	801-3004-6402	Repairs & Maint. Equipment	<u>\$10,000</u>
			\$17,000

Law Library

Item No.44. Discussion and possible action to approve the following line item transfers:

From:	001-1130-5601	Administrative Travel	\$1,000
	001-1130-6011	Training & Education	\$1,000
	001-1130-6010	Books & Subscriptions	<u>\$1,000</u>
			\$3,000
To:	001-1130-5005	Part Time	\$3,000

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Cmr. Tijerina motioned to approve items #42, #43, and #44 as submitted. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Medical Examiner

Item No.45. 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 May 13, 2013:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2394	Administrative Assistant	Up to \$15.68

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Cmr. Tijerina motioned to approve item #45 with changes to read as Slot# 2232 and Hourly Rate \$14.26. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Public Defender

Item No.46. Discussion and possible action to approve the following line item transfer:

From:	001-1102-6022	Professional Services	\$550
To:	001-1102-6018	Transcripts	\$550

Item No.47. Discussion and possible action to approve the transfer of employees within the following Slots with salary changes and approve the posting and filling of the vacant

Slot, subject upon the availability of payroll funds and any applicable Civil Service timelines and rules:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	264	Secretary	\$14.76
To:	2088	Secretary	\$16.05
From:	2617	Secretary	\$12.06
To:	264	Secretary	\$14.76
To Fill:	2617	Secretary	\$12.06

Com. Tijerina motioned to approve items #46 and #47 as submitted. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing

Item No.48. Discussion and possible action to solicit additional bids for the following Annual Contract:

- Bid 2014-03 "Annual Contract for Flexible Base-Geographic Locations"
(Area: Hwy 359 Area)
(Contract will start upon approval and run through September 30, 2014)

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.49. Discussion and possible action to award the following Annual Contracts, Solicitations were approved on March 11, 2013:

- Bid 2014-18 Annual Contract for Pest Control – ASASH Pest Control & Orkin
- Bid 2014-21 Annual Contract for Tires & Tubes – Primary-Southern Tire Mart,
• Secondary- A to Z Tires
- Bid 2014-26 Annual Contract for Plumbing Supplies- Primary-Clark Hardware
- Bid 2014-38 Annual Contract for Office Supplies-
Patria Office Supply (Primary-Brand Name Supplies)
Executive Office Supplies (Secondary-Brand name Supplies)
Staples (Primary-Non Brand Supplies)

Executive Office Supplies & Patria Office Supplies (Secondary-Non Brand Supplies)

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.50. Discussion and possible action to award Bid 2013-100-01 DPS Laboratory Cold Storage Room Equipment to Allan Vorda & Associates, Inc. in the amount of \$31,500.00. [Account #299-2001-8801]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.51. Discussion and possible action to award Bid 2013-16 "El Aguila Transportation Buses" to Creative Bus Sales, Inc. in the amount of \$287,000.00. [Account #980-8001-8801 (Grant Funds)]

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

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

Item No.52. Discussion and possible action on RFP-2013-002-01 "Webb County Employee Compensation Plan/Salary Rate Study" to select a date for the court to conduct interviews.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

No action taken.

Item No.53. Discussion and possible action to schedule interviews with the 5 top ranked qualifiers (as ranked by the Webb County Energy Committee); the 5 top ranked are listed below:

RFQ-2013-03 Energy Consulting Services

**Amerex
Arredondo, Marco
Choice Energy Services
Thomas Engineering Inc.
World Energy**

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

No action taken.

Item No.54. Discussion and possible action to solicit Request for Proposals to build a shooting range located on Hwy 59 in Webb County Texas. [Requested by Isidro "Chilo" Alaniz, Webb County District Attorney; Account #169-1100-8801 (Forfeiture Funds)]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Motion carried 3-2 with Cmr. Galo and Cmr. Canales voting against.

Item No.55. Discussion and possible action to approve the removal and auction of the following units:

1. Unit #13-03 1998 Ford F-150

Vehicle repair exceeds the cost of value. Vehicles will be put up for auction through Cabco Auctioneering Service Inc. [Requested by John Amaya, Webb County Systems Manager]

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

Motion carried 5-0 by unanimous consent.

Item No.56. Discussion and possible action to approve a lease purchase of Three (3) Peterbilt 320 Side Loader Garbage Trucks, and One (1) Peterbilt Vacuum Truck, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program. The purchase will be Buy board Contract #358-10 and the financing will be PACCAR Financial Corp. Total purchase price will be \$860,505.65; monthly payments will be \$15,739.00. [Requested by Jose Luis Ramos, Webb County Road & Bridge Superintendent; Account #010-7002-8801 (Road & Bridge funds Capital Outlay)]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.57. Discussion and possible action to grant the exception for sole source on the purchase of Two (2) motorcycles from Victory Police Motorcycles, LLC in the amount of \$72,418.00. Sheriff's Department is using forfeiture funds. [Requested by Martin Cuellar, Webb County Sheriff; Account #170-2001-8801 (Forfeiture Funds)]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Cmr. Montemayor withdrew his motion.

Judge Valdez motioned to table item #57. Cmr. Canales seconded the motion.

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

Road and Bridge

Item No.58. 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 May 13, 2013:

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2145	Safety Officer	\$14.84

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

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to go to Executive Session on items #10, #20, #21, #22, #27, and #59. Cmr. Galo seconded the motion.

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

(Executive Session 11:30 AM – 12:05 PM)

No action taken.

Item No.10. Discussion and possible action regarding status on the Casa Blanca Golf Course Hotel Project. With possible Closed/Executive Session for discussion and/or consultation with County Attorney to discuss lease/sale of real property and/or related contractual issues and/or negotiations. Texas Govt. Code Sections 551.072 (a) (b), and Section 551.0725 (1) [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)]

No action taken.

Honorable Marco A. Montemayor, County Attorney

Item No.20. Discussion and possible action to authorize Webb County, Texas as Trustee/Lessor

for Webb County School Lands, to negotiate with and enter into a water sales agreement with Lewis Petro Properties for use in their oil and gas drilling operations on Webb County School Lands Oil & Gas Well No.'s 41, 42 & 43 as a triple pad well site. [With possible Closed/Executive Session to discuss and deliberate the lease and/or sale of real property and/or related contractual issues terms, conditions, pricing and/or negotiations pursuant to Texas Govt. Code Sections 551.072 (a) (b), and Section 551.0725 (1), and/or Closed Meeting/ Executive Session may also be 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 May 13, 2013 Commissioners Court Meeting DVD.

Cmr. Canales motioned to approve the County Attorney's recommendation: Price 30 cents on location and 30 cents off location on the Webb County School lands, 2,000 for surface damages and the operator will be responsible for digging his own waterwell containment. Judge Valdez seconded the motion.

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

Item No.21. Discussion and possible action authorizing Webb County Commissioner's Court to provide notice of termination of the professional service agreement for Webb County bond counsel with Escamilla, Poneck & Cruz, LLP by giving 30 days written notice and discuss any other matters incident thereto. [Closed Session/Executive session is requested pursuant to Texas Government Code Title 5, Subchapter D. Section 551.071 (A) (B) (Consultation with Attorney) and Section 551.0725 (Consultation with Attorney, Contract Negotiations)]

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

Motion carried 5-0 by unanimous consent.

Item No.22. Discussion and possible action to authorize Webb County to enter into a professional services contract for bond counsel and other legal services with the law firm of Juan Cruz and Associates, LLC and discuss any other matters incident thereto. [Closed Session/Executive session is requested pursuant to Texas Government Code Title 5, Subchapter D. Section 551.071 (A) (B) (Consultation with Attorney) and Section 551.0725 (Consultation with Attorney, Contract Negotiations)]

Discussion on file at the Webb County Clerk's Office May 13, 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.

Honorable Martin Cuellar, Sheriff

Item No.27. Discussion and possible action to amend the Webb County Personnel Policies in connection with the planned implementation of the Time and Attendance system for

Webb County employees; 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)]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Judge Valdez motioned to table item #27. Cmr. Montemayor seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Montemayor motioned to bring back item #54. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing

Item No.54. Discussion and possible action to solicit Request for Proposals to build a shooting range located on Hwy 59 in Webb County Texas. [Requested by Isidro "Chilo" Alaniz, Webb County District Attorney; Account #169-1100-8801 (Forfeiture Funds)]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Cmr. Montemayor motioned to rescind the prior action taken on item #54. Cmr. Galo seconded the motion.

Motion carried 3-2 with Judge Valdez and Cmr. Tijerina voting against.

Cmr. Galo motioned to deny item #54. Cmr. Montemayor seconded the motion.

Motion carried 3-2 with Judge Valdez and Cmr. Tijerina voting against.

Cmr. Tijerina motioned to bring back item #57. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Purchasing

Item No.57. Discussion and possible action to grant the exception for sole source on the purchase of Two (2) motorcycles from Victory Police Motorcycles, LLC in the amount of \$72,418.00. Sheriff's Department is using forfeiture funds. [Requested by Martin Cuellar, Webb County Sheriff; Account #170-2001-8801 (Forfeiture Funds)]

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Closed Meeting/Executive Session

Item No.59. Discussion and possible action to approve retaining attorney Albert Lopez (with a cap of attorney fees not to exceed \$13,000) in the defense of case entitled Mayla Campos, Indv. and ANF of David Campos v. Webb County, Texas, Civil Action Number 5:12-CV-00007, pending in the United States District Court, Southern District, Laredo Division 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 (Consultation with Attorney)]

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

Motion carried 5-0 by unanimous consent.

Commissioners Court

Item No.18. Discussion and possible action for consideration and approval of a resolution authorizing publication of notice of intention to issue certificates of obligation.

Discussion on file at the Webb County Clerk's Office May 13, 2013 Commissioners Court Meeting DVD.

Cmr. Galo motioned to approve item #18 as amended to include the 22.7 million. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.60. Adjourn

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

Motion carried 5-0 by unanimous consent.