



# **WEBB COUNTY, TEXAS**

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## **COMMISSIONERS COURT**

**PUBLIC NOTICE  
COMMISSIONERS COURT MEETING  
WEBB COUNTY COURTHOUSE  
1000 HOUSTON STREET, 2<sup>ND</sup> FLOOR  
LAREDO, TEXAS 78040**

Re-scheduled from Monday, July 8, 2013 at 9:00 a.m.  
to:

**Tuesday- July 9, 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 June 24, 2013
- 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 Mike Montemayor, Webb County Commissioner Pct. 1**

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

From:	001-0201-6219-2	Goods for Public Events	\$500
To:	001-0201-6205	Materials & Supplies	\$500

8. Discussion and possible action to approve a Clean Up Campaign in Mirando City, TX, to be held at the Ernesto J. Salinas Community Center on July 10, 2013 from 9:00 am to 2:00 pm and to approve the Road & Bridge Department to operate their equipment. **[Account # 010-702-6703-02 (Landfill Fees Resident)]**

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

9. Discussion and possible action to appoint an interim superintendent for the Road & Bridge Department, effective immediately upon the availability of payroll funds, and to set salary, if necessary; and any other matters incident thereto.

10. Discussion and possible action to amend the Webb County Personnel Policy to include a provision that if any Webb County employee that has been hired or appointed to a county director or supervisory position and is under the purview of the Commissioner's Court, and subsequently formally announces, declares, and/or files to run for a county elected office that provides for monetary compensation, that said employee must resign from his/her county position immediately; and any other matters incident thereto.

**Commissioners Court**

11. Clarification on the Commissioners Court orders regarding the ratification of bills, payments and other miscellaneous expenses; with discussion and possible action to set new county policy if necessary; and any other matters incident thereto. **[Requested by Jaime A. Canales, Webb County Commissioner Pct. 4]**

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MEDIA BREAK

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

12. Discussion and possible action to enter into a Professional Service contract between Dr. Amado Garza and Webb County Head Start/Early Head Start Program for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**
13. Discussion and possible action to enter into a Professional Service contract between Dr. Avelino Alvarez and Webb County Head Start/Early Head Start Program for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**
14. Discussion and possible action to enter into a Professional Service contract between Dr. Erik Sloman-Moll and Webb County Head Start/Early Head Start Program for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**
15. Discussion and possible action to enter into a Professional Service contract between Marcus D. Hinojosa, O.D. and Webb County Head Start/Early Head Start Program for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**

16. Discussion and possible action to enter into a Professional Service Contract agreement between Webb County Head Start/Early Head Start and Ocean Dental for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**
17. Discussion and possible action to enter into a Professional Service contract between Pediatrix Medical Services, Inc. and Webb County Head Start/Early Head Start Program for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**
18. Discussion and possible action to enter into a Professional Service contract between Rachel C. Vurbeff, PNP and Webb County Head Start/Early Head Start Program for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**
19. Discussion and possible action to enter into a Professional Service contract between Dr. Ruben Bocanegra, M.D. and Webb County Head Start/Early Head Start Program for a period of Three (3) years from September 1, 2013 through August 31, 2016 at reduced fees set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**
20. Discussion and possible action to enter into a Thirty-Six (36) months (September 1, 2013 through August 31, 2016) Dental Health Service Agreement with The University of Texas Health Science Center at San Antonio (UTHSCSA) for Children enrolled in the Webb County Head Start Program at reduced fees as set forth in the agreement, subject to annual budget appropriation and authorizing the County Judge to execute all relevant documents. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6218]**

- 21.** Discussion and possible action to enter into a Forty-Eight (48) month (July 8, 2013 through July 8, 2017) Lease Agreement between Nevill Business Machines and Webb County Head Start Program for Two (2) Kyocera FS-1135 at a cost of SIXTY-ONE DOLLARS AND TWENTY-FOUR CENTS (\$61.24) monthly for a total amount of TWO THOUSAND NINE HUNDRED AND THIRTY-NINE DOLLARS AND FIFTY-TWO CENTS (\$2,939.52) over the term of the agreement and copy overages being billed at .007 cents per copy and scanned copies at .002 per print, subject to annual budget appropriation and authorizing County Judge to sign and execute all relevant documents. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6014]**
- 22.** Discussion and possible action to authorize the Webb County Head Start Director to exercise an option to extend a property lease agreement with VIMOSA II located at 102 Sierra Vista Blvd. for One (1) year from September 1, 2013 through August 31, 2014 with an option to extend a renewal at an annual rate of ONE DOLLAR (\$1.00) and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6012]**
- 23.** Discussion and possible action to enter into an agreement with Ancira Laredo Autos, LLC DBA Ancira Volkswagen of Laredo to act as an agent of the Tax Assessor-Collector in the issuance of motor vehicle license validation stickers and license plates and in the application for new vehicle titles to further public convenience and wherein agrees to lease One (1) "Remote Sticker Printing system (RSPS) Dealer Title Application (DTA) Equipment" from the State of Texas, through the Webb County Tax Assessor-Collector, at an annual cost of SIX HUNDRED DOLLARS (\$600.00) a year for a total cost of ONE THOUSAND TWO HUNDRED DOLLARS (\$1,200.00) over the lease term and authorizing the Webb County Judge to sign all relevant documents. **[Requested by Patricia A. Barrera, Webb County Tax Assessor-Collector]**
- 24.** Discussion and possible action to enter into a Business Associate Agreement between Webb County and Valley Risk Consulting, Inc. (County's Insurance Consultant), effective July 9<sup>th</sup>, 2013, authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. Agreement is necessary for County and Business Associate to disclose protected health information to each other to facilitate performance of the functions performed by Business Associate for County. **[Requested by Cynthia Mares, Webb County Administrative Services Director]**

- 25.** Discussion and possible action to request action by Webb County Appraisal District on Road and Bridge Appraisals; 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 (A) (B) (Consultation with Attorney)]**

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

- 26.** Discussion and possible action to purchase Twenty (20) Vivitrol Medications from Besse Medical in the amount of \$16,940.00 for clients of the 406<sup>th</sup> drug impact court. **[Account #351-1004-6791]**

**Honorable Alvino “Ben” Morales, County Court at Law 1 Judge**

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

From:	001-1010-6026	Visiting Judge	\$2,000
	001-1010-6022	Professional Services	<u>\$1,000</u>
			\$3,000
To:	001-1010-6205	Materials & Supplies	\$3,000

**Honorable Oscar Liendo, Justice of the Peace Pct. 1 Pl. 2**

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

From:	001-1041-6402	Repairs & Maint. Equip	\$800
To:	001-1041-6004-2	Cell Phone Cost	\$400
	001-1041-6014	Equipment Rental	<u>\$400</u>
			\$800

**Honorable Martin Cuellar, Sheriff**

- 29.** Recognition of Joshua Juarez, a member of the Webb County Sheriff's Office Police Athletic League (PAL) program. Joshua recently won the 2013 Junior Olympics Texas State Boxing Championship and has just returned from fighting in the 2013 USA Boxing Junior Olympic National Championships in Mobile, Alabama.

- 30.** Discussion and possible action to authorize the increase to G.A.S. Enterprises, Inc. contract with the Sheriff's Office in accordance with the Texas Local Government Code Section 271.060 (a) (b) (Change Orders) for an amount not to exceed \$145,000.00 for Phase II of the Jail HVAC project and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. **[Bond Series 2013]**
- 31.** Discussion and possible action to approve the transfer of authority, supervision and responsibility of the following Slot #574 from Fund #001-2061 Non-bargaining to Fund #001-0114 Administrative Services Department, effective July 9, 2013. The request to transfer corresponding salaries and fringe benefits will be requested during the 2013-2014 budget cycle. **[Closed Meeting/Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]**

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

- 32.** Discussion and possible action to approve a refund in the amount of \$2,593.76 to Vitromex USA Inc, Account #801-22027-106, as per Supp. 10, Cert. 2012, Protest resolved on May 29, 2013 adjust value per settlement and waiver for 2012. **[Accounts #001-0700-3063 and #010-0700-3063]**

**Building Maintenance**

- 33.** Discussion and possible action to approve the posting and filling of the following vacant Slots, subject upon the availability of payroll funds and any Civil Service guidelines and rules:

<u>Slot</u>	<u>Title</u>	<u>Hourly Rate</u>
0036	Carpenter	\$11.60
2237	AC Technician	\$15.72
0889	Custodian	\$10.00

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

From:	001-0106-6402	Repairs & Maint. Equip.	\$6,000
To:	001-0106-6205	Materials & Supplies	\$4,000
	001-0106-6202	Uniforms	<u>\$2,000</u>
			\$6,000



**Economic Development**

- 35. Discussion and possible action to authorize the development and submission of a Section 533 Housing Preservation Grant (HPG) application to the Rural Housing Service (RHS), an agency within the Rural Development office of the United States Department of Agriculture (USDA) in the amount of \$100,000 to provide housing rehabilitation of Four (4) homes in Webb County.
  
- 36. Discussion and possible action to authorize the development and submission of a Series XIV-A Fund for Veterans' Assistance (FVA) application to the Texas Veterans Commission (TVC) in the amount of \$82,000.00 to provide transportation services to Webb County veterans and their families. This action will have no impact on the County General Fund for the duration of the grant, should it be funded. However, since this is a One year grant, future costs, such as insurance and gasoline, will be proposed to the Commissioner's Court in the future for funding by the County's General Fund.

**Engineer**

- 37. Discussion and possible action to approve Architects Plus, Inc., contract increase for Professional Services, in the amount of \$2,327.41 for Oscar O. Martinez, JP Pct. 4 renovations. Professional Services are based on 10% of Construction Contract. **[Requested by Luis Perez Garcia III, Webb County Engineer, Accounts #638-1044-8801 and #604-0101-8103]**

**Ernesto J. Salinas Community Center**

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

From:	001-6100-6010	Books & Subscriptions	\$800
To:	001-6100-6219-2	Goods for Public Events	\$600
	001-6100-6205	Materials & Supplies	<u>\$200</u>
			\$800

## **Indigent Healthcare Services**

- 39.** Discussion and possible action to approve an Order establishing the creation of the Webb County Health Care Funding District in accordance with Section 288.002, Chapter 288, Health and Safety Code established by Senate Bill 1623, and any other matters incident thereto.
- 40.** Discussion and possible action to approve an Order establishing the creation of the Webb County Health Care Funding District Commission, in accordance with Section 288.051, Chapter 288, Health and Safety Code established by Senate Bill 1623, and any other matters incident thereto.
- 41.** Discussion and possible action to approve the appointment of the Commissioners Court members to the Webb County Health Care Funding District Commission, in accordance with Section 288.051, Chapter 288, Health and Safety Code established by Senate Bill 1623, and any other matters incident thereto.

## **MOTION TO TEMPORARILY RECESS AS THE WEBB COUNTY COMMISSIONERS COURT**

## **MOTION TO CONVENE AS THE WEBB COUNTY HEALTH CARE FUNDING DISTRICT COMMISSION**

- New Business

1. Discussion and possible action to authorize issuance of a Public Notice which is hereby given that the Webb County Health Care Funding District Commission will hold a Public Hearing establishing the amounts of mandatory payments the Commission intends to require during the year and how the revenue derived from those payments is to be spent. Notice of the Public Hearing will be published in a newspaper of general circulation (Laredo Morning Times) no later than the 10<sup>th</sup> day before the date of the hearing in accordance with Section 288.151, Chapter 288, Health and Safety Code established by Senate Bill 1623, and any other matters incident thereto.

2. Discussion and possible action to approve an Order adopting the Rules and Procedures of the Webb County Health Care Funding District in accordance with Section 288.104, Chapter 288, Health and Safety Code established by Senate Bill 1623, and any other matters incident thereto.

3. Discussion and possible action to approve the creation of a Local Provider Participation Fund for use by the Webb County Health Care Funding District in accordance with Section 288.155, Chapter 288, Health and Safety Code established by Senate Bill 1623, and any other matters incident thereto.

4. Motion to adjourn the Webb County Health Care Funding District Commission

**MOTION TO RECONVENE AS THE WEBB COUNTY COMMISSIONERS COURT**

42. Discussion and possible action to authorize the Purchasing Department to solicit Requests for Proposal for Pharmacy Benefit Management (PBM) services for the Indigent Healthcare Services Department; and any other matters incident thereto.

**Medical Examiner**

43. Discussion and possible action to approve the posting and filling of the following vacant Slot, subject upon the availability of payroll funds and any Civil Service guidelines and rules:

<u>Slot</u>	<u>Title</u>	<u>Hourly Rate</u>
2615	Medical Death Investigator/Autopsy technician	\$14.11

**La Presa Community Center**

44. Discussion and possible action to accept a donation of a new HP desktop computer from UnitedHealthCare Community & State. To be used by the Community Center constituents.

**Planning**

45. Discussion and possible action to consider the creation of a county planning commission pursuant to the provisions of Chapter 232, Subchapter D, Local Government Code; appointing a committee to draft a proposed order to initiate the process of converting the County's Planning Advisory Board into a planning commission; and any other matters incident thereto.

46. Discussion and possible action to approve the Final Plat of the TEXR Laredo Real Estate Plat, being a One (1) lot commercial (non-residential) subdivision plat comprised of 12.933 acres which combines Tracts 1, 2, and 3, Los Minerales (unplatted/unrecorded subdivision) into one tract. On June 27, 2013, the Planning Advisory Board recommended approval of this item.

### Pre-Trial Services

47. Discussion and possible action to enter into a Memorandum of Understanding with Recovery Healthcare Corporation to provide alcohol monitoring services and any other services that would benefit the criminal Courts for defendants released on bond through Pre-Trial Services.

### Public Defender

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

From:	001-1102-5601	Administrative Travel	\$2,000
To:	001-1102-6014	Equipment Rental	\$2,000

### Purchasing

49. Discussion and possible action to award RFP-2013-010 Inmate Phone Service to "Synergy Telecom Services Company, Inc."
50. Discussion and possible action to authorize the Purchasing agent to solicit bids for the Sheriff's Administrative Fencing project located at 902 Victoria Street. **[Requested by Martin Cuellar, Webb County Sheriff (Bond Series 2013)]**
51. Discussion and possible action to authorize the Purchasing agent to solicit bids for the Sheriff's Administrative Paving project located at 902 Victoria Street. **[Requested by Martin Cuellar, Webb County Sheriff (Bond Series 2013)]**
52. Discussion and possible action to approve the emergency expenditure in an amount not to exceed \$35,000 for the repairs of the chiller system for the Administrative Building; Account #604-0101-8103; purchase will be from different vendors. **[Requested by Gilbert J. Garza, Webb County Facility Director]**

## **Closed Meeting/Executive Session**

- 53.** Discussion and status report from the Webb County Attorney's Office regarding the appeal of Webb County v. Khaledi Properties, Court of Appeals Number 04-12-00251-CV; pending before the Fourth Court of Appeals, trial court case number 2010 CVT001589D2 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)]**
- 54.** Discussion and possible action pursuant to Article V, Section 18 of the Texas Constitution, and §251.001, Texas Transportation Code to make findings pursuant to §§251.003, 251.008 and 251.016, Texas Transportation Code and to authorize legal counsel to undertake such steps as may be necessary to determine the legal status of a certain roadway located in Webb County, Texas known as San Ygnacio Road or Casa Verde Road, from and after 1992 and particularly the legal status of said roadway from the point of convergence of Del Mar Boulevard to a gate into the Killam Ranch, a distance of approximately 3.2 miles. **[Closed Meeting/Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (A)(B) (Consultation with attorney)]**
- 55.** 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 5<sup>th</sup> DAY OF JULY, 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 5<sup>th</sup> day of July, 2013 and said notice remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

DATED THIS 5<sup>th</sup> DAY OF JULY, 2013

MARGIE RAMIREZ IBARRA, COUNTY CLERK, WEBB COUNTY, TEXAS

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