

DRAFT

Official Minutes for Webb County Commissioners Court Meeting

**Monday, January 26, 2015 at 9:00 AM
(Approved DATE)**

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:

| | |
|--------------------------|----------------------|
| Tano E. Tijerina, | County Judge |
| Frank Sciaraffa, | 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 23rd day of January 2015. 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.

CALL TO ORDER BY THE HONORABLE TANO E. TIJERINA, WEBB COUNTY JUDGE

- 1. Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk**
- 2. Pledge of Allegiance**
- 3. Approval of Minutes for January 1, 2015 and January 12, 2015**

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by Commissioner, Pct. 1 Frank Sciaraffa

Vote: 5 - 0 Motion Carried

- 4. Approval of Bills, Payroll, and Monthly Report**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

County Treasurer, Ms. Delia Perales presented the bills as of January 26, recap of checks, ratification of checks (4) for travel for Judge Pepe Salinas in the amount of \$745.65, and ratification of payroll for payday dating January 16 pending approval.

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by Commissioner, Pct. 1 Frank Sciaraffa

Vote: 5 - 0 Motion Carried

County Treasurer, Ms. Delia Perales presented the monthly report for December 2014.

5. Communications

Comr. Galo stated that January is National Blood Donor Month and encouraged everyone to donate. He thanked everyone who helped, volunteered, and participated at the Menudo Bowl. Comr. Galo congratulated Sheriff Martin Cuellar for presenting a check for \$10,000 to the Crime stoppers. He congratulated newly named Parade Marshals Mr. and Mrs. Leonard Martin for the Anheuser Busch Parade and Dr. Marcus Nelson for the Youth Parade. Comr. Galo congratulated WBCA and everyone involved in making the Abrazo Child event a great success. He congratulated all the children involved; Valeria Montemayor, John Roman, Alexandra Carriedo, and Franco Garza Carmona. Comr. Galo congratulated Alexander High School Senior, Edward Trevino for becoming eligible to compete in the National Pole Vault Summit in Reno, Nevada. He congratulated Ruthe B. Cowl on the ribbon cutting ceremony for the Kids Zone. Comr. Galo reminded everyone that the Taste of Laredo will be held on February 5 at the LEA. He reminded everyone that UISD High Schools will be offering tax services free of charge to all low to moderate income families from 4:30 to 6:30 every Tuesday and Thursday starting January 20 through April 14. Comr. Galo congratulated Judge Oscar Hale and Judge Rebecca Palomo for the 1st Veterans Rehabilitation Program Graduation and the ten graduates who completed the program. He congratulated the United High School Cheerleaders for placing 1st at the UCA Texas State Championship and the United South High School Cheerleaders on their title as the 2015 National Champs. Comr. Galo sent out his condolences to the family of Gene Walker, Sr., Carlos Rubio, Justin Lara, Juan Francisco Medellin, Edward Pena, Sergio Veyro, Felipe Martinez, Ernesto Ramos, Joe Arciniega, Juanita Ramirez, Alberto Rubio, Elizabeth Ashley O'Bryant Rodriguez, and Ed and Sunny Vela.

Cmr. Canales congratulated the Laredo Crime Stoppers for hosting the 20th Annual Menudo Bowl and congratulated all the participants and volunteers. He congratulated the veterans who completing the 1st Veterans Treatment Program Graduation and congratulated both Judge Oscar Hale and Judge Rebecca Palomo. Cmr. Canales congratulated Nixon High School Senior, Anissa Rodriguez for being named Grand Champion of the LISD Secondary Science Fair. He congratulated WBCA on their ribbon cutting ceremony of the 118th Washington's Birthday Celebration. Cmr. Canales congratulated all the athletes who participated in the Fight Fest and Leopoldo Martinez, Jr. for winning. He congratulated Lamar Middle School Social Studies Teacher, Maribel Urbina for being the Congressman's personal guest at the State of the Union Address in Washington, D.C. Cmr. Canales sent out his heartfelt condolences to the family Justin Lara, Juan Francisco Medellin, Edward Pena, Carlos Rubio, Sergio Javier Veyro, Carlos Chavez, Anselmo Trevino, Sr., Joe Edward Arciniega, Sr., and Andres Moncivais, Jr.

Cmr. Tijerina welcomed everyone present. She congratulated Sheriff Martin Cuellar and the Webb County Sheriff's Department for the unveiling of the Facial Recognition Program. Cmr. Tijerina congratulated Judge Oscar Hale and Judge Beckie Palomo on the 1st Veterans Drug Treatment Program Graduation. She congratulated the Laredo Crime Stoppers on a very successful Menudo Bowl and Cmr. Galo for placing 1st on the people's choice. Cmr. Tijerina congratulated the Laredo Chamber of Commerce on their 100th Anniversary. She congratulated the Washington's Birthday Celebration Association on their 118th celebration. Cmr. Tijerina invited everyone to the Streets of Laredo Jamboozie Festival this Saturday. She sent out her heartfelt condolences to the family of Justin Lara, Jose Francisco Medellin, Edward Pena, Carlos Rubio, Sergio Javier Veyro, Gene Walker, Hector Felipe Martinez, Margarita Garcia, and Elizabeth Ashley O'Bryant Rodriguez. Cmr. Tijerina congratulated the United High School and United South High School Cheerleaders on their great events.

Cmr. Sciaraffa welcomed everyone present especially the Border Area Nutrition Council Staff.

Judge Tijerina congratulated the newly appointed Webb County Democratic Party Chair, Albert Torres. He congratulated the Laredo Crime Stoppers on their 20th Annual Menudo Bowl. Judge Tijerina congratulated the Ruthe B. Cowl Rehabilitation Center for inaugurating their new Kids Zone. He congratulated the Webb County Sheriff's Department for their Facial Recognition Program. Judge Tijerina congratulated Jorge Santana, Alfredo Gutierrez, Jr., Frank Gonzalez, Eva Hernandez, and Juan Ruiz for being named new Historical Commissioners. He congratulated the LMA for celebrating their 30th Anniversary. Judge Tijerina congratulated Dr. Marcus

Nelson and Mr. Leonard Martin for being named 2015 Parade Marshals. He congratulated Nixon High School Senior, Anissa Rodriguez for representing LISD as a finalist in the Intel International Science and Engineering Fair in Pittsburgh, Pennsylvania. Judge Tijerina thanked 406th District Court Judge Oscar Hale and 341st District Court Judge Beckie Palomo for initiating the Veterans Drug Treatment Program. He sent out his heartfelt condolences to the family of the five oil field workers, the Felipe Martinez Family, and the Gene Walker Family.

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.

COURT TO DISCUSS AND ACT ON THE FOLLOWING:

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by Commissioner, Pct. 1 Frank Sciaraffa to bring up item #14

Vote: 5 - 0 Motion Carried

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

14. **Recognition of the Border Area Nutrition Council employees and volunteers for their many years of work and dedication to Webb County elderly.**

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

Border Area Nutrition Council Program Director, Ms. Bertha Solis along with all sixteen staff members were present to receive certificates of recognition for their many years of work and dedication to Webb County elderly.

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to bring up item #13

Vote: 5 - 0 Motion Carried

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

13. Recognition of Mr. Manuel Garcia for his 35 years of service to the “Toys for Tots” program.

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

The Commissioners Court presented a certificate of appreciation to Mr. Manuel Garcia in recognition of his outstanding 35 years of service to "Toys for Tots" and for his generous donation to the Webb County Santa Teresita Community Center.

Honorable Frank J. Sciaraffa, Webb County Commissioner Pct. 1

7. Discussion and possible action to approve cost of installation of new playground equipment on property of Rio Bravo Community Center in an amount not to exceed \$5,100.

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

Purchasing Agent, Dr. Cecilia Moreno stated that the original funding source was 658-8103-8710-1.

Motion by Commissioner, Pct. 1 Frank Sciaraffa, seconded by County Judge Tano E. Tijerina with Account #658-8103-8710-1 as the funding source

Vote: 5 - 0 Motion Carried

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

8. Discussion and possible action to adopt a resolution in support of online voter registration; and any other matters incident thereto. [Co-Sponsored by Oscar Villarreal, Webb County Elections Administrator]

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

Elections Administrator, Mr. Oscar Villarreal was present to address the Commissioners Court on item #8.

Cmr. Tijerina read the resolution in support of online voter registration.

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 2 Rosaura “Wawi” Tijerina

Vote: 5 - 0 Motion Carried

9. **Discussion and possible action to authorize the County Attorney's office to enter into a Memorandum of Understanding or Inter Local Agreement between Webb County and Webb Consolidated Independent School District (WCISD) for the construction of a community and educational training building located in or around Bruni, Texas, to be paid from funds contributed by Whitetail Wind Energy to the County in the amount of \$300,000 for this purpose. Webb County will assist WCISD by administering the funding for this project and will provide oversight necessary to ensure that the available funds are used for this specific project. [Co-Sponsored by Tano E. Tijerina, Webb County Judge]**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Webb Consolidated ISD School Board president, Mr. Robert Marshal was present to address the Commissioners Court on item #9.

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 1 Frank Sciaraffa

Vote: 5 - 0 Motion Carried

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

10. **Discussion and possible action to adopt by Resolution and Order an amendment to Webb County's 2015 State Legislative Agenda to include a request for legislative support to amend the applicability provisions of Chapter 92, Natural Resources Code to include Webb County as an eligible county for surface property owners to create "qualified subdivisions" to ensure the proper and orderly development of both mineral and land resources in Webb County, Texas.**

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina

Vote: 5 - 0 Motion Carried

11. **Status report with discussion and possible action regarding a Thirty-Six (36) month lease agreement proposal between HEI Realty LLC and Webb County, to lease property located at 1209 Victoria St., also identified as Lots Seven (7) and Eight (8), in Block 128 Western Division, Webb County, Texas, for the purpose of providing up to 33 additional parking spaces for the county in the downtown area; and any other matters incident thereto. [Executive Session may be**

**requested pursuant to Texas Government Code Section 551.072
Consultation with Attorney (Real Property Deliberations)]**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

County Attorney's Office, Mr. Jeffrey Czar, Mr. Ray Rodriguez and County
Attorney, Mr. Marco Montemayor were all present to address the
Commissioners Court on item #11.

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by
County Judge Tano E. Tijerina to go to Executive Session on item #11

Vote: 5 - 0 Motion Carried

(Executive Session 10:08 - 10:18 a.m.)

No action taken.

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

11. **Status report with discussion and possible action regarding a
Thirty-Six (36) month lease agreement proposal between HEI Realty
LLC and Webb County, to lease property located at 1209 Victoria St.,
also identified as Lots Seven (7) and Eight (8), in Block 128 Western
Division, Webb County, Texas, for the purpose of providing up to 33
additional parking spaces for the county in the downtown area; and
any other matters incident thereto. [Executive Session may be
requested pursuant to Texas Government Code Section 551.072
Consultation with Attorney (Real Property Deliberations)]**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Motion by Commissioner, Pct. 1 Frank Sciaraffa, seconded by County
Judge Tano E. Tijerina to table item #11

Vote: 5 - 0 Motion Carried

12. **Discussion and possible action to enter into negotiations with
Enterprise Fleet Management to authorize the leasing of an additional
Fifteen (15) County vehicles; pursuant to the The Interlocal
Purchasing System (TIPS) Vendor Contract No. 02072513; and
directing staff to work with departments who have made capital outlay
requests for vehicles; and any other matters incident thereto.**

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by County Judge Tano E. Tijerina

Vote: 5 - 0 Motion Carried

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 4 Jaime Alberto Canales to open up Public Hearing item #15

Vote: 5 - 0 Motion Carried

Commissioners Court Administrator

OPEN PUBLIC HEARING

15. **Public hearing with discussion and possible action to approve a Resolution and Order approving a Webb County Economic Development Grant/Tax Abatement Agreement and Tax and creating of Tax Abatement Zone No. 5 as authorized by Article III, Section 52-a of the Texas Constitution and Chapter 381, Section 381.004 of the Texas Local Government Code by and between Webb County and BACH Holdings, LLC., (d/b/a ALAMO DRAFTHOUSE CINEMA), BACH Development-San Isidro, LLC., and Reel Dinner Partners-Laredo, LLC., for a grant of public money in the form of annual ad-valorem tax abatements for a term of Five (5) years, in exchange for the investment and development of real and personal property improvements in the sum of Eight Million Six Hundred Fifty Thousand Dollars (\$8,650,000) and the creation of at least 80 full time jobs on Lot 1, Block 1, San Isidro Alamo Drafthouse Plat, Laredo, Webb County, Texas.**

County Attorney's Office, Mr. Ray Rodriguez was present to read item #15.

Judge Tijerina asked if anyone was for or against.

No one responded.

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

Alamo Drafthouse representative, Mr. Brandon Arceneaux was present to thank the Commissioners Court for the opportunity.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by County Judge Tano E. Tijerina to close Public Hearing and to approve item #15

Vote: 5 - 0 Motion Carried

CLOSE PUBLIC HEARING

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 1 Frank Sciaraffa to open Public Hearing item #16

Vote: 5 - 0 Motion Carried

OPEN PUBLIC HEARING

- 16. Public hearing with discussion and possible action to approve a Resolution and Order approving a Webb County Economic Development Grant/Tax Abatement Agreement and Tax and creating of Tax Abatement Zone No. 5 as authorized by Article III, Section 52-a of the Texas Constitution and Chapter 381, Section 381.004 of the Texas Local Government Code by and between Webb County and CELADON TRUCKING, INC., for a grant of public money in the form of annual ad-valorem tax abatements for a term of Five (5) years, in exchange for the investment and development of real and personal property improvements in the sum of Thirteen Million Dollars (\$13,000,000) and the creation of at least 10 full time jobs upon The "Surface Only" of approximately a 50.20 (2,186,532 Sq. Ft.) acre tract of land, situated in Porcion 12, Santiago Sanchez, Original Grantee, Abstract 278, Webb County, Texas; located West of I.H. 35, and being out of a tract known as N.D. Hachar Ranch containing 6,132.06 acres as recorded in Volume 303, Pages 164-173, Deed Records of Webb County, Texas, and as further described by metes and bounds description.**

County Attorney's Office, Mr. Ray Rodriguez was present to read item #16.

Judge Tijerina asked if anyone was for or against.

No one responded.

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

Terminal Manager for Celadon Trucking, Mr. Patricio Gonzalez was present to address the Commissioners Court on item #16.

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by Commissioner, Pct. 2 Rosaura “Wawi” Tijerina to close Public Hearing

Vote: 4 - 0 Motion Carried

Other: Commissioner, Pct. 3 John C. Galo (OUT OF THE COURTROOM)

CLOSE PUBLIC HEARING

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 1 Frank Sciaraffa to adopt the tax grant

Vote: 5 - 0 Motion Carried

17. **Discussion and possible action to evaluate the performance of Webb County department heads who are subject to the authority of the Webb County Commissioners Court, to wit:**

1) Building Maintenance Director

Action to be taken by Commissioners Court may include continuation of employment, reassignment, modification of duties, disciplinary action, dismissal, or other actions. The Commissioners Court may take such other action as may be necessary to implement its decision including, but not limited to, appointment of interim department heads; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with attorney) and 551.074 (Personnel matters)]

Motion by Commissioner, Pct. 2 Rosaura “Wawi” Tijerina, seconded by County Judge Tano E. Tijerina to defer item #17 to the end of the agenda

Vote: 5 - 0 Motion Carried

18. **Status report from county staff regarding the application process to appoint a qualified candidate for the Justice of the Peace Precinct 2, Place 2 position; with discussion and possible action to review all eligible applicants and finalize the selection process; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

Commissioners Court Executive Administrator, Mr. Leroy Medford was in attendance to present a status report regarding the application process to appoint a qualified candidate for the Justice of the Peace Precinct 2, Place

2 position.

County Attorney, Mr. Marco Montemayor was present to address the Commissioners Court on item #18.

- 19. Discussion and possible action to accept and record in the official minutes of the Commissioners Court the amended Order of the Auditor's Board of District Judges for the annual compensation of the County Auditor, filed with the District clerk on January 15, 2015; and any other matters incident thereto.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to adopt effective today

Vote: 5 - 0 Motion Carried

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 1 Frank Sciaraffa to go to Executive Session on items #17, #33, and #57

Vote: 5 - 0 Motion Carried

(Executive Session 10:39 - 11:53 a.m.)

No action taken.

Commissioners Court Administrator

- 17. Discussion and possible action to evaluate the performance of Webb County department heads who are subject to the authority of the Webb County Commissioners Court, to wit:**

1) Building Maintenance Director

Action to be taken by Commissioners Court may include continuation of employment, reassignment, modification of duties, disciplinary action, dismissal, or other actions. The Commissioners Court may take such other action as may be necessary to implement its decision including, but not limited to, appointment of interim department heads; and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with attorney) and 551.074 (Personnel matters)]

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Commissioners Court Executive Administrator, Mr. Leroy Medford was present to address the Commissioners Court on item #17.

Motion by Commissioner, Pct. 1 Frank Sciaraffa, seconded by Commissioner, Pct. 4 Jaime Alberto Canales to continue with Mr. Gilberto Garza as the Building Maintenance Director

Vote: 5 - 0 Motion Carried

Closed Session/Executive Session

- 57. Status report regarding the case entitled Sara Alicia Davila vs. Webb County, Texas, et al., Civil Action No. 5:12-CV-42, pending in the United States District Court, Southern District, Laredo Division; with discussion and possible action to consider and approve recommendations from outside counsel (attorneys Kyle Watson and Melissa Fletcher); and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071(a) (Consultation with attorney about pending or contemplated litigation)]**

No action taken.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 1 Frank Sciaraffa to bring up item #33

Vote: 5 - 0 Motion Carried

Administrative Services

- 33. Discussion and possible action to approve the transfer of Slot #2350, from La Presa Community Center, to the Webb County Tax Office; and any other matters incident thereto.**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Administrative Services Director, Ms. Cynthia Mares stated that item #33 should read as Precinct 4 effective February 2 instead of Tax Office.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 4 Jaime Alberto Canales

Vote: 4 - 0 Motion Carried

Other: Commissioner, Pct. 1 Frank Sciaraffa (ABSTAIN)

County Attorney, Mr. Marco Montemayor was present to address the Commissioners Court on item #33.

Honorable Marco Montemayor, County Attorney

- 20. Discussion and possible action to enter into a Forty-Eight (48) month (January 26, 2015 thru January 25, 2019) Fair Market Value Lease Agreement between Toshiba Business Solutions and Webb County for the Public Defender's Office for a Toshiba Digital Copier E-Studio 6570CT at a cost of Four Hundred Four Dollars and Sixty-One Cents (\$404.61) per month for a total amount of Nineteen Thousand Four Hundred Twenty-One Dollars and Twenty-Eight Cents (\$19,421.28) over the term of the agreement, pursuant to Texas Local Government Code, Subchapter F., Cooperative Purchasing Program; Sections 721.101 and 271.102, DIR-SDD Contract No. 1686, subject to annual budget appropriating and authorizing the County Judge to sign and execute all relevant documents. [Requested by Virginia Aranda, Webb County Public Defender; Account #001-1102-6402]**
- 21. Discussion and possible action to enter into a Forty-Eight (48) month (January 26, 2015 thru January 25, 2019) Maintenance Agreement between Toshiba Business Solutions and Webb County for the Public Defender's Office for a Toshiba E-Studio 650CT at a quarterly cost of \$0.006, excess per unit charge for black copies, and \$0.0325, excess per unit charge for color copies, pursuant to Sections 271.101 and 271.102, Subchapter F; Cooperative Purchasing Program; Texas Local Government Code, Texas DIR Contract #DIR-SDD-1686, subject to annual budget appropriation and authorizing the County Judge to sign and execute all relevant documents. [Requested by Virginia Aranda, Webb County Public Defender; Account #001-1102-6402]**
- 22. Discussion and possible action to enter into a Thirty-Six (36) month (January 26, 2015 thru January 25, 2018) Maintenance Agreement between Toshiba Business Solutions and Webb County for Indigent Health Care Services for a Toshiba E-Studio 2830c at a quarterly cost of \$82.50, and \$0.0088 excess per unit charge for black copies and \$0.088, excess per unit charge for color copies, pursuant to Sections 271.101 and 271.102, Subchapter F; Cooperative Purchasing Program, subject to annual budget appropriation and authorizing the County Judge to sign and execute all relevant documents. [Requested by Nancy Cadena, Webb County Indigent Health Care Services; Account #001-4101-6402]**

- 23. Discussion and possible action to enter into a Forty-Eight (48) month (January 26, 2015 thru January 25, 2019) Fair Market Value Lease Agreement between Toshiba Business Solutions and Webb County for the County Court At Law No. 1 for a Toshiba Digital Copier E-Studio 5560CT at a cost of Two Hundred Sixty Dollars and Eighty-Five Cents (\$260.85) per month for a total amount of Twelve Thousand Five Hundred Twenty Dollars and Eighty Cents (\$12,520.80) over the term of the agreement, pursuant to Texas Local Government Code, Subchapter F., Cooperative Purchasing Program; Sections 721.101 and 271.102, DIR-SDD Contract No. 1686, subject to annual budget appropriating and authorizing the County Judge to sign and execute all relevant documents. [Requested by Hugo Martinez, Webb County Court At Law No. 1 Judge; Account #001-1010-6402]**

- 24. Discussion and possible action to enter into a Forty-Eight (48) month (January 26, 2015 thru January 25, 2019) Maintenance Agreement between Toshiba Business Solutions and Webb County for the County Court At Law No. 1 for a Toshiba E-Studio 5560CT at a quarterly cost of \$0.00675, excess per unit charge for black copies, and \$0.0375, excess per unit charge for color copies, pursuant to Sections 271.101 and 271.102, Subchapter F; Cooperative Purchasing Program; Texas Local Government Code, TEXAS DIR CONTRACT #DIR-SDD-1686, subject to annual budget appropriation and authorizing the County Judge to sign and execute all relevant documents. [Requested by Hugo Martinez, Webb County County Court At Law No. 1 Judge; Account #001-1010-6402]**

- 25. Discussion and possible action to approve a Memorandum of Understanding between United Independent School District and Webb County for the Head Start/Early Head Start to allow Head Start to have access to District campus facilities to facilitate emergency pick-up of its student population in case of an emergency which results in the evacuation and closure of its Head Start centers. There will be no impact on the County budget 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]**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve items #20, #21, #22, #23, #24, and #25

Vote: 5 - 0 Motion Carried

- 26. Discussion and possible action to approve a Resolution removing Becerra Creek Bridge, on Becerra Road from the Webb County road system and authorizing the County Judge to sign all relevant documents. [Requested by Luis Perez-Garcia, Webb County Engineer]**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

County Attorney's Office, Mr. Jeffrey Czar was present to address the
Commissioners Court on item #26.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by
Commissioner, Pct. 4 Jaime Alberto Canales

Vote: 5 - 0 Motion Carried

Honorable Margie Ibarra, County Clerk

- 27. Presentation and issuance of commissions to county and precinct officers. The County Clerk certifies the names and dates of qualification of county and precinct officers to the Secretary of State for issuance of commissions. Section 601.006, Government Code.**

**Tano E. Tijerina, County Judge
Hugo Martinez, Judge, County Court at Law 1
Jesus "Chuy" Garza, Judge, County Court at Law 2
Esther Degollado, District Clerk
Margie Ramirez Ibarra, County Clerk
Delia Perales, County Treasurer
Jaime A. Canales, County Commissioner, Precinct 4
Rosaura "Wawi" Tijerina, County Commissioner, Precinct 2
Frank Sciaraffa, County Commissioner, Precinct 1
Jose "Pepe" Salinas, Justice of the Peace, Precinct 4
Oscar R. Liendo, Justice of the Peace, Precinct 1, Place 2
Melissa Joy Garcia, Justice of the Peace, Precinct 2, Place 2
Ramiro Veliz, Jr., Justice of the Peace, Precinct 2, Place 1
Alfredo Garcia, Jr., Justice of the Peace, Precinct 3**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Webb County Clerk, Mrs. Margie Ramirez Ibarra was in attendance to
present the issuance of commissions to the county and precinct officers.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by
Commissioner, Pct. 2 Rosaura "Wawi" Tijerina

Vote: 5 - 0 Motion Carried

Honorable Martin Cuellar, Sheriff

28. **Discussion and possible action to authorize the submission of an Operation Border Star Justice Assistance Grant (JAG) application to the Criminal Justice Division (CJD) Office of the Governor (OOG) in the amount estimated at \$65,000 for the salary, fringe benefits, and training/travel for One (1) peace officer at the Webb County Sheriff's Office to provide enhanced patrol for border security and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. This grant does not require any match and Webb County will not be liable for continuation of program activities or its efforts after the grant terminates. [Fund #324]**
29. **Discussion and possible action to approve the submission of a grant application to the Department of Public Safety, Division of Emergency Management for Fiscal Year 2015 Local Emergency Management Performance Grant (EMPG) in the amount estimated at \$11,250 for the acquisition of emergency management equipment/supplies 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 Fifty (50%) match, which will be provided as in-kind match by the Webb County Sheriff's Office Emergency Management Coordinator, volunteers, and other partners.**
30. **Discussion and possible action to authorize the Purchasing Agent to solicit formal bids for additional Security Cameras, microphones, licenses and related accessories and installation at the Webb County Jail; this request is for solicitation of bids only. No funding source is required at this time.**

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by
Commissioner, Pct. 3 John C. Galo to approve items #28, #29, and #30

Vote: 5 - 0 Motion Carried

Honorable Patricia A. Barrera, Tax-Assessor- Collector

31. **Discussion and possible action to approve a refund in the amount of \$32,653.77 to Corelogic Real Estate Tax Service Refund Department, Accounts #32800230011 through #98851001400 due to over-payments on mortgage accounts for tax year 2014.**

32. Discussion and possible action to approve a refund in the amount of \$3,375.92 to Yang Brothers Ltd, Account #22101023010, as per Supplement 5 Certified 2014 Protest 2014-11014 resolved on December 18, 2014 adjust value per settlement and waiver for 2014.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve items #31 and #32

Vote: 5 - 0 Motion Carried

Building Maintenance

34. Discussion and possible action to approve the posting and filling of the following vacant Slot, subject to the availability of payroll funds and any applicable Civil Service guidelines, effective January 26, 2015:

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Rate</u> |
|---------------|----------------------|--------------------|
| 1540 | Custodial Supervisor | \$18.46 - 16/A-E |

35. Discussion and possible action to approve the posting and filling of the following vacant Slots, subject to the availability of payroll funds and any applicable Civil Service guidelines, effective January 26, 2015:

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Rate</u> |
|---------------|--------------|--------------------|
| 2361 | Custodian | \$11.84 7/A |
| 1334 | Custodian | \$11.84 7/A |

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

Cmr. Galo stated that on item #35 the grade should read as 7/A - E.

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by Commissioner, Pct. 3 John C. Galo to approve items #34 and #35

Vote: 5 - 0 Motion Carried

Community Action Agency

36. Discussion and possible action to approve the posting and filling of the following Slot for El Aguila Rural Transit, effective January 26, 2015:

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Rate</u> |
|---------------|--------------------------------|--------------------|
| 1129 | Full-Time Driver/with benefits | \$10.25 |

37. **Discussion and possible action to accept grant contract #581500002130 award for the Comprehensive Energy Assistance Program (CEAP) from the Texas Department of Housing & Community Affairs (TDHCA) for Program Year 2015. Contract Start Date January 1, 2015 to Contract end date December 31, 2015, in the amount of ONE MILLION ONE HUNDRED TWENTY-SIX THOUSAND EIGHT HUNDRED SIXTY-TWO DOLLARS (\$1,126,862.00) and authorizing the County Judge to sign all relevant documents.**
38. **Discussion and possible action to approve the Webb County Community Action Agency Code of Conduct Policy for 2015 and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve items #36, #37, and #38

Vote: 5 - 0 Motion Carried

Economic Development

39. **Discussion and possible action to approve and authorize the Webb County Commissioners Court the appointment of Mr. Juan Vargas as the Labor Standards Officer and the Equal Opportunity/Fair Housing Officer to Texas Department of Agriculture for the Texas Community Block Program Contract #7214461 grant (Acquisition of Webb County Fire Department Equipment) and authorize the County Judge to sign all relevant documents.**
40. **Discussion and possible action to accept a Texas Commission on Environmental Quality (TCEQ) grant through the South Texas Development Council (STDC) in the amount of Thirty Thousand Dollars (\$30,000) to begin on February 1, 2015 and end on August 31, 2015 for the purpose of obtaining a part-time Code Enforcement Investigator to assess illegal dumping activities in Webb County; and designating the County Judge as the County's Chief Executive Officer and authorized representative to act in all matters in connection to this project. This action will have no impact to the County General Fund and Webb County will not be liable for continuation of program activities or its efforts after the grant terminates.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve items #39 and #40

Vote: 5 - 0 Motion Carried

Engineer

41. **Discussion and possible action to approve the closeout and acceptance of El Cenizo Playground Improvements and construction of Retaining Wall Project; and the release of the Five (5%) of retainage in the amount of \$706.55 to American Construction Consulting LLC. [Fund #660-2311 (Capital Outlay Series 2003)]**
42. **Discussion and possible action to approve the closeout and acceptance of Request for Proposal (RFP) 2014-07 Remodeling of Webb County Building on 4101 Juarez Project; and the release of the 10% of retainage in the amount of \$19,510.67 to AZAR Services LLC. [Fund #739-2311 (Adult Detox and Residential Treatment Series 2013)]**
43. **Discussion and possible action to approve the transfer of Two (2) 2003 Ford F-150 Extended Cab Trucks from Engineering Department to the Water Utilities Department, effective January 26, 2015.**
 - **Unit #4301 – 2003 Ford F-150 Extended Cab Truck VIN #1FTRX17W23NA93405, Mileage 90,658 (Last recorded 12/31/14)**
 - **Unit #4302 – 2003 Ford F-150 Extended Cab Truck VIN #1FTRX17W43NA93406, Mileage 112,691 (Last recorded 12/31/14)**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

County Engineer, Mr. Luis Perez Garcia was present to address the
Commissioners Court on items #41, #42, and #43.

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by
Commissioner, Pct. 1 Frank Sciaraffa to approve items #41, #42, and #43

Vote: 5 - 0 Motion Carried

44. **Discussion and possible action to adopt a Resolution authorizing Webb County Judge Tano E. Tijerina to execute all relevant documents on behalf of Webb County, pursuant to the previously executed grant agreement with Texas Department of Transportation (TxDOT), under the County Transportation Infrastructure Fund Grant Program, as created by Senate Bill 1747.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by
Commissioner, Pct. 4 Jaime Alberto Canales

Vote: 5 - 0 Motion Carried

45. Discussion and possible action to approve the posting and filling of the following Slots for the Utilities Department, subject to the availability of payroll funds and any applicable Civil Service guidelines, effective January 26, 2015:

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Rate/Salary</u> |
|---------------|------------------------|-------------------------------|
| 1533 | Operator I | \$15.15 10/A |
| 1901 | Operator I | \$15.15 10/A |
| 2301 | Operator I | \$15.15 10/A |
| 2873 | Maintenance Worker | \$13.73 10/A |
| 2874 | Maintenance Worker | \$13.73 10/A |
| 2875 | Cashier | \$13.73 10/A |
| 2872 | Maintenance Supervisor | \$1,405.85 Bi-Weekly Pay 15/A |

46. Discussion and possible action to approve change to the Plant Operator Job Description for the following Slots at the Utilities Department; 1532, 1533, 1534, 1535, 1537, 1538, 1748, 1900, 1901, 2301, 2877 and 2878. Job Description was approved by the Civil Service Committee at the January 15, 2015 Civil Service Committee Meeting.

Discussion on file at the Webb County Clerk's Office January 26, 2015 Commissioners Court Meeting DVD.

County Engineer, Mr. Luis Perez Garcia stated that under item #45 Slot #s 1533, 1901, and 2301 the Salary Grade should read as 12/A instead of 10/A and on Slot #2875 the Title should read as Customer Service Technician instead of Cashier.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by County Judge Tano E. Tijerina to approve items #45 and #46 subject to the Condrey Scale

Vote: 5 - 0 Motion Carried

Motion by Commissioner, Pct. 3 John C. Galo, seconded by County Judge Tano E. Tijerina to open up item #46

Vote: 5 - 0 Motion Carried

46. Discussion and possible action to approve change to the Plant Operator Job Description for the following Slots at the Utilities Department; 1532, 1533, 1534, 1535, 1537, 1538, 1748, 1900, 1901, 2301, 2877 and 2878. Job Description was approved by the Civil Service Committee at the January 15, 2015 Civil Service Committee Meeting.

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

County Engineer, Mr. Luis Perez Garcia stated that on item #46 Slot
#1901 is a title change only from Supervisor to Operator 1.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by
Commissioner, Pct. 1 Frank Sciaraffa to adopt as amended on Slot #1901
with title change to Operator 1

Vote: 5 - 0 Motion Carried

Head Start

47. **Discussion and possible action to approve the "Annual Report to the Public" for the 2013-2014 Program Year and to make available to the public via Head Start web page at <http://www.webbcountytexas.gov/HeadStart/>.**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by County Judge
Tano E. Tijerina

Vote: 5 - 0 Motion Carried

48. **Discussion and possible action to affirm the Court's approval to continue to allow the Head Start and Early Head Start program to participate in the Child and Adult Care Food Program and to confirm the Court's awareness of the organization's responsibilities and liabilities associated with participation.**
49. **Discussion and possible action to approve the posting and filling of the following Slots:**

| <u>Slot#</u> | <u>Title</u> | <u>Hourly Rate/Salary</u> | <u>Pay Periods</u> |
|---------------------|--------------------------------------------|--------------------------------------|-------------------------------|
| 2559 | Part Time Early Head Start Teacher Floater | \$9.40 | 26 |
| 2569 | Part Time Early Head Start Teacher Floater | \$9.40 | 26 |
| 2560 | Early Head Start Teacher | \$9.91 | 26 |
| 1821 | Head Start Teacher - Associate Degree | \$14.46 | 20 |

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by
Commissioner, Pct. 3 John C. Galo to approve items #48 and #49

Vote: 5 - 0 Motion Carried

Larga Vista Community Center

50. **Discussion and possible action to accept a donation in the amount of \$1,000.00 from AEP TEXAS to Webb County Larga Vista Community Center, to be deposited into Account #001-6103-6219-2, Goods for Public Events, to be used for a Summer Camp to be held on June 8th-25th, 2015. Also, for our Back to School Jamaica to be held on July 16, 2015.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by County Judge
Tano E. Tijerina

Vote: 5 - 0 Motion Carried

Medical Examiner

51. **Discussion and possible action to approve the posting and filling of the following Slot, subject to the availability of payroll funds and any applicable Civil Service guidelines, effective January 26, 2015:**

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Rate</u> |
|---------------|--------------------------------|--------------------|
| 2870 | Autopsy Technician/Transporter | \$16.73 - 14/A |

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by
Commissioner, Pct. 3 John C. Galo to approve item #51 subject to the
Condrey Wage Plan and for the Hourly Rate to read as \$16. 73 - 14/A - E

Vote: 5 - 0 Motion Carried

Planning

52. **Discussion and possible action to approve the Preliminary and Final Plat of H.A.V. Properties Subdivision as recommended by the Webb County Planning Advisory Board and Planning Department Staff (ID 3846).**

53. **Discussion and possible action to issue a “Certificate of Compliance with Plat Requirements” to authorize an electrical service connection pursuant to Section 232.029(c)(2), L.G.C., to that certain unplatted 1.0 acre tract of land recorded in Vol. 615, Pgs. 107-108 of the Webb County Deed Records contingent upon the owner’s execution of required affidavits. (ID 3834)**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by
Commissioner, Pct. 2 Rosaura “Wawi” Tijerina to approve items #52 and
#53

Vote: 5 - 0 Motion Carried

Public Defender

54. **Discussion and possible action to approve the posting and filling of the following vacant Slot, subject to the availability of payroll funds and any applicable Civil Service guidelines, effective January 26, 2015:**

| <u>Slot #</u> | <u>Title</u> | <u>Salary</u> |
|----------------------|------------------------------------|-----------------------------|
| 270 | Assistant Public Defender 1 | \$64,549.38 22/K - S |

Purchasing

55. **Discussion and possible action to authorize the Purchasing Agent to solicit bids for the following contracts:**

**Bid 2015-88 3 month contract for Meat
Bid 2015-30 6 month contract for Hot Mix Asphalt
Bid 2015-89 6 month contract for Produce**

56. **Discussion and possible action to purchase Law Enforcement uniforms from Nardis Public Safety, GSA #GS-07F0596T in the amount of \$125,230.56 for the Webb County Sheriff's Office Pursuant to Sub-chapter G, Purchase Federal Schedule Sources of Supply; Section 271.103, Texas Local Government Code.[Requested by Martin Cuellar, Webb County Sheriff; Accounts #001-2001-6202 and #001-2060-6202]**

Discussion on file at the Webb County Clerk's Office January 26, 2015
Commissioners Court Meeting DVD.

Commissioners Court Executive Administrator, Mr. Leroy Medford was present to address the Commissioners Court on item #54.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve items #54, #55, and #56

Vote: 5 - 0 Motion Carried

58. Adjourn

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to adjourn

Vote: 5 - 0 Motion Carried

