# DRAFT

# Official Minutes for Webb County Commissioners Court Meeting

# Monday, April 13, 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 9th day of April 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

- Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk
- 2. Pledge of Allegiance
- 3. Approval of Minutes for March 23, 2015

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina

Vote: 5 - 0 Motion Carried

4. Approval of Bills, Payroll, and Monthly Report

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

County Auditor, Mr. Leo Flores presented the monthly report for March 2015.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to adopt those two (2) grants with their budget as proposed within the County Auditor's presentation

Vote: 5 - 0 Motion Carried

Judge Tijerina called roll.

Cmr. Canales - Present.

Cmr. Galo - Present.

Cmr. Tijerina - Present.

Cmr. Sciaraffa - Present.

Judge Tijerina - Present.

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 4 Jaime Alberto Canales to bring up item #10

Vote: 5 - 0 Motion Carried

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

10. Status report from county auditor regarding the allocation of monies for Fiscal Year 2014-15 to fund the contractual obligations, as stated by the Auditor, to comply with the Sheriff Deputies Collective Bargaining agreement; report to include amount of funds required and what line items were impacted; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

County Auditor, Mr. Leo Flores was in attendance to present a status report regarding item #10.

# 4. Approval of Bills, Payroll, and Monthly Report

County Treasurer's Office, Mr. Cesar Guerra presented the checks to be approved for April 13, side bills, ratification of payroll for March 25 and April 10, and ratification for two (2) checks for \$662 for Armandina Garcia for \$597 and Today Craft for \$65 pending approval.

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by County Judge Tano E. Tijerina

Vote: 5 - 0 Motion Carried

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to not accept the County Auditor's monthly report for March 2015

Vote: 5 - 0 Motion Carried

#### 5. Communications

Cmr. Canales sent out his heartfelt condolences to the family of Jesus M. Gutierrez, Sr., Jose Molina, Mario S. Martinez, Dr. Jose G. Garcia, and Grisell Garza Gongora. He congratulated United South High School Powerlifting Team on winning the 3rd place team trophy for the State of Texas High School Powerlifting Team Championships in Abilene, Texas on April 4. Cmr. Canales congratulated the Nixon High School senior, Marco Banda for claiming his first state title in the Division 1 6A and 5A 220 pounds weight class at the State Powerlifting Meet in Abilene, Texas. He congratulated United Middle School 6th grade student Kiren Malik on winning the 2015 Scripps Regional Spelling Bee. Cmr. Canales congratulated United High Lady Longhorns Golf Team on winning the District 29 6A title for seven years in a row. He congratulated LCC Performing Arts Department for hosting their dance and percussion concert. Cmr. Canales congratulated all Webb County radio dispatchers for being honored this week by the Sheriff's Office for Telecommunicator's Week. He congratulated Judge Beckie

Palomo on her Sobriety Treatment Court Program Graduation coming up this Friday. Cmr. Canales invited all county employees to attend the 9th Annual Employee Appreciation Luncheon being held on Wednesday, April 15 from 11:30 a.m. to 1:30 p.m. at the courthouse.

Cmr. Galo mentioned that April is Autism Awareness Month. He congratulated Jesus Olivares for being chosen as the new Laredo City Manager. Cmr. Galo congratulated UISD Youth of Month winners; Walker Brown, Alexander High School, Hilda Martinez, LBJ High School, Jorge Arturo Solis, United High School, and Jonathan Pena, United South High School, He congratulated Gold Star Family; Francisca Martinez, Alicia Sosa Herrera, Yolanda Padilla Garcia, and Yolanda Venegas. Cmr. Galo congratulated the Laredo Commission of Women for recently inducting 101 honorees to their hall of fame. He congratulated Casa de Misericordia for hosting a fundraiser to help women and children victims of domestic abuse. Cmr. Galo congratulated the local Boy Scouts for kicking off their fundraiser with the community friends of scouting. He congratulated UISD League of Legends for United High School. Cmr. Galo congratulated all the students who competed in the 2015 Regional Final Spelling Bee and the winner United Middle School 6th grader Kiran Malik. He thanked all the TAMIU volunteers and the Love Committee for helping the South Texas Food Bank. Cmr. Galo congratulated all the young women and men of the Society of Renaissance who recently named their new duchesses and dukes. He congratulated Ms. Bonnie J. Tijerina for holding the District Title 5 in 1 for the United High School Softball Team. Cmr. Galo congratulated Beatriz Bea Benavides for recently signing a letter of intent with Sewanee University to play Division 3 Tennis. He congratulated United High School student, Erika Corona for winning a gold medal in the 110 meter and the 300 meter hurdles. Cmr. Galo congratulated Alexander High School student, Aisha Mohammed for winning All-State Honors for the third year in a row. He congratulated United Middle School Longhorn Basketball Team for winning 1st in the YBOA National Championships. Cmr. Galo congratulated Clark Middle School Lady Huskies for becoming the 2015 Basketball City Champs. He congratulated LULAC No.12 for recognizing Congressman Luis Gutierrez. Cmr. Galo reminded everyone of the Webb County Employee Appreciation Luncheon. He sent out his heartfelt condolences to the family and friends of George Neel, Javier Molina, Consuelo "Connie" Raymond Kazen, Maria de Jesus Ramos, Elsa Caso Martinez, Mario Martinez, Sr., Emma Grainger, Enrique Serna, Jr., Randy Falk, Grisell Garza Gongora, and Dr. Jose G. Garcia.

Cmr. Tijerina congratulated Jesus Olivares for be appointed as City Manager for the City of Laredo. She congratulated Cmr. Jaime Canales and Boy Scout Tristan Melendes on the ribbon cutting of the Ladrillito Activity Center in West Laredo. Cmr. Tijerina congratulated District Attorney, Chilo Alaniz for being honored as a Paul Harris Fellow by the Laredo Rotary Club. She congratulated Vidal Cantu on his outstanding freshman year at Texas A&M University College Station. Cmr. Tijerina welcomed and congratulated Chief Patrol Agent Mario Martinez, Laredo Border Patrol. She congratulated Diana Rendon and her All Star Dance Academy for bringing home five grand championship trophies. Cmr. Tijerina congratulated the family of Roberto Castro for having the LISD Lamar Middle School Gymnasium named after him in honor of his service to the school district. She congratulated Laredoan Jose Alfredo Perez, sophomore football player at the Southwestern University for being chosen as a representative for the NCAA Division 3 Student Athlete Advisory Committee. Cmr. Tijerina congratulated Judge Tijerina's daughter, Bonnie Tijerina on such a great job. She congratulated the Laredo Commission for Women on the 20th Anniversary of the Women's Hall of Fame. Cmr. Tijerina announced that the Community Action Agency currently has funds available for CDL training classes. She congratulated United Middle School student, Kiran Malik for winning the 2015 Regional Final Spelling Bee. Cmr. Tijerina congratulated the Women's City Club for another successful Sundays with Style Fashion Show. She congratulated the Laredo Medical Auxiliary for being honored on March 31 as the eighth recipient of the LCC President's Beacon Award. Cmr. Tijerina congratulated HEB on their 110th Anniversary. She congratulated Alexander High School Baseball Head Coach Mario Garcia on their 300th win. Cmr. Tijerina mentioned that the Laredo Webb County

Domestic Violence Coalition will be presenting a resolution. She invited everyone to join the Webb County Sheriff's Office on their National Crime Victims Right Week on April 19 through April 25. Cmr. Tijerina congatulated Sheriff Martin Cuellar Commander, Ponce Trevino, and Webb County Jail Personnel on their perfect score received by the Texas Commission on Jail Standards. She wished all dispatchers a Happy National Telecommunications Week. Cmr. Tijerina reminded all employees that the Administrative Services Department would be hosting the G.I.F.T.S. on Thursday, April 16 at 5:30 p.m. She congratulated Alexander High School senior, Abhishek Gurnami on becoming the four time District Champion for District 29-6A on Tennis. Cmr. Tijerina congratulated the eight cancer survivors who have been chosen as ambassadors for the American Cancer Society Relay of Life event; Christian Angel Ramos, Pete Lara, Martha Ibarra, Ernesto Elizondo Elizarde, Armando Vega, Cassy Seca, Martha Gutierrez, and Dr. Maria Luisa Ortiz Cabrera. She sent out her heartfelt condolences to the family of George Neel, Consuelo Kazen, Aida Garza, Javier Molina, Pamela Andrews Rodriguez, Alicia Ramos, Juan Melendes, Maria de Jesus Novoa Ramos, Beverly Cantu, Lorraine Villarreal, Brother Tom Leonel Laurel, Enrique Serna, Elsa Caso Martinez, Dr. Jose Garcia, Grisell Garza Gongora, and Randy Falk.

Cmr. Sciaraffa welcomed everyone present. He congratulated all his directors and staff from all the community centers for their efforts during the Easter Holiday. Cmr. Sciaraffa congratulated County Attorney, Marco Montemayor for being recognized by the United ISD League of Legends. He congratulated Judge Tijerina for all his efforts during Autism Awareness Month. Cmr. Sciaraffa congratulated Judge Tijerina's daughter Bonnie Tijerina on all her athletic accomplishments.

Judge Tijerina reminded all employees to the Employee Appreciation Luncheon to be held on April 15. He thanked Congressman Henry Cuellar on the great he is doing on Capital Hill. Judge Tijerina mentioned that April is Child Abuse and Sexual Assault Awareness Month. He congratulated Cmr. Jaime Canales for the grand opening of the Ladrillito Community Center. Judge Tijerina congratulated the United South High School Cheerleaders for being named National Champions. He thanked the AT&T in San Antonio, Texas for their hospitality during Laredo Day. Judge Tijerina sent his heartfelt condolences to the family of Dr. Jose Garcia, Grisell Garza Gongora, George Neel, and all those who have lost a loved one. He reminded everyone that on April 30 the new campaign begins to stop the use of plastic bags. Judge Tijerina congratulated Cmr. Tijerina for being selected as an inductee for the Commission of Women. He congratulated Coach Mario Garcia for his 300th win. Judge Tijerina congratulated the Sheriff's Department for passing the jail inspection. He congratulated County Attorney, Marco Montemayor for being recognized as a Longhorn Legend.

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.

# Alejandro Obregon

Mr. Obregon thanked the Commissioners Court on their efforts and expressed his concerns in regards to item #33.

Jo-Ann Kahn, Volunteer Services Council for Border Region Behavioral Health Center Ms. Kahn invited everyone to take part in the 23rd Annual Administrative Professionals Day fundraiser.

Marcia Jovel, Volunteer Services Council for Border Region Behavioral Health Center Ms. Jovel also invited everyone to take part in the 23rd Annual Administrative Professionals Day fundraiser.

Barry E. Bernier, Chairman for the Webb County Veterans Commission Mr. Bernier recognized the Commissioners Court and the community for their efforts and support of the Laredo veterans.

Maurio Obregon, Private First Class

Mr. Obregon offered his assistance to the Commissioners Court on any future efforts.

#### COURT TO DISCUSS AND ACT ON THE FOLLOWING:

Motion by Commissioner, Pct. 3 John C. Galo, seconded by County Judge Tano E. Tijerina to bring up item #33

Vote: 4 - 0 Motion Carried

Other: Commissioner, Pct. 1 Frank Sciaraffa (OUT OF THE COURTROOM)

# **Engineer**

33. Discussion and possible action to instruct the Engineering Department, in coordination with the County Attorney, to resume the Roadway Right-of-Way acquisition process on pending properties on Colonias "Ranchitos Los Centenarios", "Los Fresnos", "Los Arcos", "Los Nopalitos" and Los Mesquites" to help and improve the road conditions for the residents of these Colonias.

Issue: These Colonias were platted in 1985 with 30 feet wide access road easement between existing lots. Residents living in these areas are requesting help from Webb County to build roads for better access to their properties.

Solution: Engineering Department to request, from the existing property owners, the acquisition by donation of the necessary parcel of land, to increase from 30 feet to 50 feet wide.

Result: Meet compliance with State Laws and Model Subdivision rules and provide the residents of these Colonias with Public Roads that will be maintained by Webb County. Roads will provide better access to their homes and to mobile units of public entities such as: School buses, Emergency vehicles, trash collection, etc.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

County Engineer, Mr. Luis Perez Garcia and County Attorney's Office, Mr. Ray Rodriguez were both present to address the Commissioners Court on item #33.

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

Vote: 5 - 0 Motion Carried

Honorable Tano E. Tijerina, Webb County Judge

7. Discussion and possible action to authorize the purchasing agent to solicit Request for Proposals (RFP's) to conduct a study and recommendations from a horticulturist and or Texas A&M Agricultural Extension Office due to the severe stress and damage caused by the windstorm of April 8th to the historical/mature pecan trees located on the Webb County Courthouse Grounds (1000 Houston St.); and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

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

Vote: 5 - 0 Motion Carried

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

From:	001-0200-6004-2	Cell Phone Cost	\$2,000
	001-0200-60085	Postage & Courier Service	\$300
	001-0200-6007	Dues & Memberships	<u>\$5,000</u>
			\$7,300
To:	001-0200-6205	Materials & Supplies	\$7,300

Issue: Due to several expenses before January 1, 2015, funds in this particular line item were short.

Solution: By transferring funds to Materials & Supplies, this office will be able to provide the necessary materials & supplies required to continue operations for the Court meetings and county Judge's office.

Result: Line item transfer will help cover all these expenses in order to operate office efficiently.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

County Auditor, Mr. Leo Flores was present to address the Commissioners Court on item #8.

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

Vote: 5 - 0 Motion Carried

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 3 John C. Galo to bring up item #11

Vote: 5 - 0 Motion Carried

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

11. Recognition of the Laredo Eagles 9 U Select Team who went undefeated and won the championship title at the Boerne, TX Bamma Jamma USSSA sanctioned tournament on March 28-29, 2015.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

The Commissioners Court recognized and presented certificates of achievement to the Laredo Eagles 9 U Select Team for going undefeated and winning the championship title at the Boerne, TX Bamma Jamma USSSA sanctioned tournament on March 28-29, 2015.

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

9. Discussion and possible action to accept the recommendation of the Webb County Community Action Agency (CAA) Advisory Board Program Evaluation Committee to approve the following Texas Department of Housing and Community Affairs-Community Services Block Grant (CSBG) Program CDL Truck Driver Training Classes Service Provider bids and authorize the County Judge to sign all relevant documents pertaining to this contract. This action will not impact the General Fund. [Requested by Juan Vargas, Executive Director for Webb County CAA and Economic Development]

Issue: Webb County is contractually obligated for under CSBG grant monies to transition people out of poverty.

Solution: Service Provider LHCT Training Center would conduct CDL Training acquisition.

Result: By acquiring the CDL license client would be able to commence employment at and annual income of \$45,000 and transition out of poverty.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

Purchasing Agent, Dr. Cecilia Moreno stated that there was only one provider who submitted a bid for RFP 2015-011 awarded to LHCT Training Center.

CAA/Economic Development Director, Mr. Juan Vargas was present to address the Commissioners Court on item #9.

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

Vote: 5 - 0 Motion Carried

#### **Commissioners Court Administrator**

12. Discussion and possible action to proclaim the month of April, 2015 as National County Government Month in Webb County, Texas.

Judge Tijerina read the proclamation declaring the month of April 2015 as National County Government Month in Webb County, Texas.

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

Vote: 4 - 0 Motion Carried

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

# Honorable Marco Montemayor, County Attorney

13. Discussion and possible action to authorize Webb County, as Trustee for Webb County School Lands to grant a permit to MicroSeismic, Inc., (M.S.I.), to conduct geophysical survey operations (2-D Type) together with right of ingress and egress across the mineral (oil & gas) interests owned by Webb County School Lands, located on Texas State Hwy. 83 North in N.W. Webb County, also known as Prospect Lewis Energy-Owen, Permit No. 101.

Issue: The purposes of the survey are the acquire 2D seismic data for research purposes in development of a new imagining technique and are non-commercial in nature.

Solution: Increase oil and gas production from the Webb County School Lands

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

County Attorney's Office, Mr. Ray Rodriguez was present to address the Commissioners Court on item #13.

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

Judge Tijerina withdrew his motion.

Cmr. Sciaraffa withdrew his second.

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 1 Frank Sciaraffa to table item #13

Vote: 5 - 0 Motion Carried

14. Discussion and possible action to enter into a Interlocal Agreement between Webb County on behalf of the Webb County Sheriff's Office and the City of Laredo acting on behalf of the Laredo Police Department to enter into an agreement with Operation Stonegarden ("OPSG") funded by the Department of Homeland Security ("DHS") and led by the Customs and Border Protection Border Patrol to support overtime, fringe benefits, certain pre-approved law enforcement equipment for operational purposes and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff]

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

Vote: 5 - 0 Motion Carried

#### Honorable Esther Degollado, District Clerk

15. Discussion and possible action to approve the filling of Slot #275, Slot #278 and #2238 for the District Clerk's office; and any other matters incident thereto. These slots will be filled from within, adhering to any and all Civil Service Rules and Regulations (internal postings), as well as any and all Wage Plan Policies. This progression of promotions will result in final slots being "Vacant", which will be posted within County or general public (following Civil Service Rules and Wage Plan Policies as well).

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

District Clerk, Ms. Esther Degollado was present to address the Commissioners on item #15.

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

Vote: 5 - 0 Motion Carried

# Honorable Rebecca Palomo, 341st District Court Judge

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

	-	• • • • • • • • • • • • • • • • • • • •	
From:	001-1003-6022	Professional services	\$3,500
	001-1003-6026	Visiting Judge	\$3,500
	001-1003-6010	<b>Books and Subscriptions</b>	<u>\$700</u>
			\$7,700
To:	001-1003-6402	Equipment & Maintenance	\$2,000
	001-1003-5601	Administration Travel	\$2,500
	001-1003-6011	Training & Education	\$2,500
	001-1003-6055	Postage	<u>\$700</u>
			\$7,700

Issue: The following accounts: Equipment & Maintenance, Administration Travel, Training & Education and Postage need money to cover the future expenses that are forecasted for the remainder of the year

Solution: The line item transfer will help the accounts not reach a deficit.

Result: Transfer will cover expenses to carry the department for the remainder of the year.

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

Vote: 4 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

# Honorable Jesus Garza, County Court at Law 2 Judge

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

From:	001-1011-7051	Juvenile Misdemeanor	\$4,000
	001-1011-7052	Juvenile Felony	\$4,000
	001-1011-7053	<b>Detention Hearing</b>	\$2,000
	001-1011-6022	Professional Services	\$5,000
	001-1055-6713	Evaluation	<u>\$6,000</u>
			\$21,000
To:	001-1011-7050	Adult Misdemeanor	\$12,000
	001-1011-5005	Part-Time	\$3,000
	001-1055-6029	Court Interpreter/Reporters	<u>\$6,000</u>
			\$21,000

Issue: There are insufficient funds in the above mentioned accounts.

Solution: By transfering these funds attorney vouchers, part time employee and court interpreters/reporters will be paid.

Result: Will not be in the negative funds.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 1 Frank Sciaraffa

Vote: 4 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

#### Honorable Adrian Cortez, Constable Pct. 3

18. Discussion and possible action to approve and clarify the hourly rate of \$25.00 an hour for part-time position under code 9121 for Constable Precinct 3 department; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

Motion by Commissioner, Pct. 1 Frank Sciaraffa, seconded by Commissioner, Pct. 3 John C. Galo to approve item #18 with the caveat that this salary be only for a Peace Officer and the Part-Time Slot

Vote: 4 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

#### **Honorable Martin Cuellar, Sheriff**

19. Discussion and possible action to approve the submission of a grant application to the Bureau of Justice Assistance (BJA) for Fiscal Year 2015 State Criminal Alien Assistance Program (SCAAP) grant in the amount estimated at \$70,000 for reimbursement of costs already incurred for the incarceration of undocumented criminal aliens at the Webb County jail; and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. This grant does not require any cash match.

Issue: Although immigration matters, including illegal immigration, are constitutionally established as existing under the legal jurisdiction and regulation of the federal government, state prisons and local detention facilities, such as the Webb County jail,

incurs significant costs incarcerating undocumented foreign aliens who commit crimes in the United States. This includes but is not limited to supervision, housing, feeding, clothing, any medical and transportation expenses, and other associated detention costs.

Solution: Grant application to obtain reimbursement of a small percentage of the incurred correctional officer salary costs associated with detaining undocumented criminal aliens who had at least one felony or two misdemeanor convictions for violations of state or local law and who were incarcerated at the Webb County jail for at least four (4) consecutive days during the reporting period of July 1, 2013 to June 30, 2014.

Result: Webb County will be reimbursed by the federal government a limited percentage of the amount of its already incurred costs of detained foreign criminals incarcerated at the Webb County jail.

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

Vote: 3 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

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

20. Discussion and possible action to approve the acceptance of a law enforcement grant award from the National Rifle Association (NRA) Foundation in the amount of \$7,267.50 for the purchase of firearms, magazines, and ammunition; and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. This grant does not require any cash match.

Issue: The Webb County Sheriff's Office must continually equip its sworn officer force with an important array of duty gear, other critical safety equipment, and essential, but costly expendable supplies, such as ammunition, utilizing limited local funds. Moreover, the vast majority of federal and state grants do not allow for the purchase of firearms and/or ammunition as an eligible grant expense.

Solution: Grant award from the National Rifle Association (NRA) Foundation to provide firearms, magazines, and ammunition as a supplemental source of this needed equipment and consumable supplies/materials.

Result: The Webb County Sheriff's Office sworn officer force will be provided with additional firearms, magazines, and duty ammunition.

- 21. Discussion and possible action to approve the following seized items as County property and for use by the Webb County Sheriff's Office Financial Special Investigation Group (FSIG) for daily operations in accordance with Article 18.17 (Disposition of abandon or unclaimed property), Chapter 18 (Search Warrants) (g.) and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto.
  - 1. One (1) IPAD 32 GB WIFI BLK
  - 2. One (1) DELL INSPIRON LAPTOP
  - 3. One (1) IPAD MINI 32 GB WIFI BLK
  - 4. Two (2) HP PAVILION LAPTOPS

Issue: Property was recovered and seized by FSIG task force as a result of an investigation that led to arrest of individuals & seizure of assets.

Solution: Utilize seized assets for daily operations by FSIG investigators.

Result: Minimize operational expenditures for FSIG task force by using seized property for daily law enforcement operations.

Motion by Commissioner, Pct. 1 Frank Sciaraffa, seconded by County Judge Tano E. Tijerina to approve items #20 and #21

Vote: 3 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

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

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

- 22. Discussion and possible action to approve the following refunds:
  - a) The amount of \$14,839.30 to VIZ Cattle Corporation, Account #80122011109, as per Supplement 7 Certified 2014, Protest 2014-11049 resolved on 02/26/14 Freeport exemption amended application reported incorrectly in previous Freeport application for 2014.
  - b) The amount of \$6,929.42 to D & J Alexander Residential Development, Accounts #90090261295 and #90090261297, Check #111659 was over said amount due to the accounts being previously paid for year 2014.

#### Issue:

- a) Account #80122011109 had been previously reported incorrectly resulting in an adjustment being made. Since our office had received their payment of 2014 taxes prior to the adjustment, a refund was generated.
- b) Accounts #90090261295 and #90090261297 had been paid prior to receiving Check #111659 from D & J Alexander Residential Development resulting in an over-payment.

Solution: Refund said amounts to both entities for their over-payments.

Result: The monies will be reimbursed to the appropriate taxpayers.

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

Vote: 3 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

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

# Honorable Delia Perales, Treasurer

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

From: 001-0300-6205 Materials & Supplies \$500 To: 001-0300-5602 Local Mileage \$500

Issue: Our department only gets \$200 for local mileage. Employees in my department have been going to the different departments to set them up on Time Clock Plus.

Solution: To be able to cover for the mileage of the departments employees.

Result: Pay the employees their mileage.

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by Commissioner, Pct. 1 Frank Sciaraffa

Vote: 3 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

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

#### **Administrative Services**

24. Discussion and possible action to approve the modifications to the Retiree Employee Benefits Policy.

Issue: Since adoption of the policy there has been some confusion, on the part of the retirees as to the payment process that is outlined in the policy.

Solution: Modify the policy to clarify and streamline what is expected of the retiree when making monthly payments.

Result: Efficient process of handling our retiree and silver choice programs.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

Administrative Services Director, Ms. Cynthia Mares was present to address the Commissioners Court on item #24.

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 4 Jaime Alberto Canales

Vote: 4 - 0 Motion Carried

Other: Commissioner, Pct. 2 Rosaura "Wawi" Tijerina (OUT OF THE COURTROOM)

25. Discussion and possible action to approve the recommended modifications to the Wage Plan Policies, as they relate to Promotions, Demotions, and Transfers; and any other matters incident thereto.

Issue: The Policies of Wage Plan Promotions, Demotions, Transfers, were presented to the Court at the March 23rd meeting. Discussion was held as to the current language, and what the intent of the court would be, in the implementation and application of said policies.

Solution: Modify/clarify the language, to properly reflect how the procedures will work, and to accurately reflect the intent of the court insofar as the execution of these policies.

Result: Efficiency and elimination of errors when departments and elected officials finalize their employee Personnel Worksheets. Allows for transparency and accuracy.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

Administrative Services Director, Ms. Cynthia Mares, District Clerk, Ms. Esther Degollado, and County Attorney, Mr. Marco Montemayor were all present to address the Commissioners Court on item #25.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by County Judge Tano E. Tijerina to table item #25 for the next meeting

Vote: 5 - 0 Motion Carried

### **Community Action Agency**

26. Discussion and possible action to authorize the Community Action Agency to enter into an annual vendor agreement with Retail Energy Providers for the implementation of Community Services Block Grant (CSBG) and the Comprehensive Energy Assistance Program (CEAP). These vendor agreements are a Texas Department of Housing and Community Affairs (TDHCA) requirement for the implementation of the programs.

<u>List of Retail Energy Providers</u> Summer Energy, LLC

Issue: The Webb County CAA will enter into an annual vendor agreement with Retail Energy Providers for the implementation of the Community Services Block Grant (CSBG) and the Comprehensive Energy Assistance Program (CEAP).

Solution: These vendor agreements are a Texas Department of Housing and Community Affairs (TDHCA) requirement for the implementation of the programs.

Result: The Texas Department of Housing and Community Affairs (TDHCA) will provide funding to be used for payment of qualifying low income clients home energy expenses.

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

Vote: 5 - 0 Motion Carried

27. Discussion and possible to approve a waiver required by funding source Texas Department Aging Disability Services (TXDADS). The waiver requested is to provide emergency shelf-stable, cool or frozen meals to all Home-Delivered Meal consumers who have been approved by TXDADS.

Issue: The circumstances requesting this waiver are to provide frozen, chilled, shelf-stable meals in cases of emergency situations or inclement weather and for situations approved by the Contract Manager on a case by case basis.

Solution: Meals are transported in a thermal bag and or HotShot vehicle.

Result: The Meals On Wheels Program waiver will allow food transporters to delivery meals.

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

Vote: 5 - 0 Motion Carried

## **Economic Development**

28. Discussion and possible action to authorize the posting and filling of the following Slot budgeted in the 2015 General Order for the Economic Development Department:

Slot # Title Salary

2804 Senior Grant Writer \$60,792.00 - 17/FC

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

CAA/Economic Development Director, Mr. Juan Vargas was present to address the Commissioners Court on item #28.

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

Vote: 5 - 0 Motion Carried

#### **Engineer**

29. Status report by Davila Construction on the Community Supervision & Corrections Department/Police Athletic League (C.S.C.D./PAL), on Hwy 83 Building Renovation Project; with discussion and possible action.

Issue: To update Commissioners Court on the General Contractor's progress and projected look of the exterior of the building.

Solution: The Contractor will provide a verbal report and power point presentation showing finished look of the building.

Result: Commissioners Court will be updated on project completion date and finished exterior in the event they wish to make any other improvements.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

County Engineer, Mr. Luis Perez Garcia and Davila Construction Project Manager, Mr. Ramiro Ramos both presented a status report in regards to the Community Supervision & Corrections Department/Police Athletic League (C.S.C.D./PAL), on Hwy 83 Building Renovation Project.

30. Discussion and possible action to approve the following line item transfers for the Utilities Department:

	•		
From:	801-3001-6006	Advertising	\$1,200
	801-3001-6011	Training & Education	\$5,000
	801-3001-6201	Utilities	\$20,000
	801-3001-6204	Fuel & Lubricants	\$10,000
	801-3002-6001	Office Supplies	\$128
	801-3002-6006	Advertising	\$2,000
	801-3002-6201	Utilities	\$10,500
	801-3002-6204	Fuel & Lubricants	\$3,000
	801-3002-6205	Materials & Supplies	\$9,000
	801-3002-6214	Chemicals	\$8,367
	801-3002-6402	Repairs & MaintEquip.	\$8,250
	801-3002-6403	Repairs & MaintVehicle	\$20,000
	801-3004-6001	Office Supplies	\$1,324
	801-3004-6048	Licenses & Permits	\$3,734
	801-3004-6201	Utilities	<u>\$10,000</u>
			\$112,503

To:	801-3001-6017	Printing & Supplies	\$1,000
	801-3001-6014	Equipment Rental	\$21,000
	801-3001-6205	Materials & Supplies	\$2,740
	801-3001-6224	Minor Tools & Apparatus	\$2,000
	801-3001-6401	Repairs & MaintBldg.	\$10,000
	801-3001-6402	Repairs & MaintEquip.	\$20,000
	801-3001-6403	Repairs & MaintVehicle	\$2,000
	801-3002-6004	Telephone	\$860
	801-3002-6202	Uniforms	\$218
	801-3004-6204	Fuel & Lubricants	\$2,000
	801-3004-6205	Materials & Supplies	\$4,685
	801-3004-6224	Minor Tools & Apparatus	\$2,000
	801-3004-6205	Materials & Supplies	\$5,000
	801-3004-6401	Repairs & MaintBldg.	\$4,000
	801-3004-6402	Repairs & MaintEquip.	\$30,000
	801-3004-6408	Repairs & MaintEquip.	<u>\$5,000</u>
			\$112,503

Issue: Insufficient funding in accounts such as Repairs to Equipment, Repairs to Buildings due to multiple repair and improvement projects within the Water and Wastewater Treatment Plants due to State Notice of Violations and Safety concerns.

Solution: Transfer of funds from lesser priority

Results: Modification of balances within operations funds in order to complete payment and funding for ongoing projects.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

County Engineer, Mr. Luis Perez Garcia was present to address the Commissioners Court on item #30.

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

Vote: 4 - 0 Motion Carried

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

31. Discussion and possible action to approve the closeout and acceptance of the Roof Repair Project at the Billy Hall Administration Building; and the release of the final payment in the amount of \$17,250.00 to Aftermath Roofing Construction & Renovations. [Account #604-0101-8103]

Issue: Roof is approximately 14 years old and has had numerous issues with small leaks.

Solution: Company was contracted to repair 375 sq. ft. of roof for leaks.

Result: Repairs will protect the area from storm water leakage.

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

Vote: 4 - 0 Motion Carried

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

32. Discussion and possible action to approve the purchase of roofing materials, in the amount of \$6,500.00, to re-roof 4,000 sq. ft. of roof at the Justice of the Peace Pct. 3 Court building. [Account #001-0106-6401]

Issue: Unable to acquire low bidders who can finance this project for the period required for the County to pay.

Solution: Reduce the amount of funds the contractor must finance to do this project.

Result: Lower cost for repairs.

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

Vote: 4 - 0 Motion Carried

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

### Fire Suppression & EMS Services

34. Discussion and possible action to approve an insurance provider service agreement between Webb County and VFIS (Volunteer Firemen's Insurance Services) premium in the amount of \$6,206 for an insurance policy in excess of workers' compensation for volunteer firefighters, and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. [Account #350-0104-7037]

Issue: To provide the volunteer fire men/women with additional insurance protection in case of on the job injury.

Solution: Purchase additional coverage, in excess of workers' compensation through VFIS with grant funds.

Result: Added insurance protection for volunteer firefighters, and retention of volunteers for the fire department.

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

Vote: 4 - 0 Motion Carried

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

# **Head Start**

35. Discussion and possible action to approve the posting and filling of the following Slot:

Slot # Title Hourly Rate Pay Periods

2569 Early Head Start Teacher Floater \$9.40 26

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

Vote: 4 - 0 Motion Carried

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

# **Information Technology**

36. 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:

Slot # Title Hourly Rate

2787 Systems Support Technician \$16.73 -\$17.58 14/A-E

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

From:	001-0500-6402	<b>Equipment Maintenance</b>	\$20,100
To:	001-0500-6205	Materials & Supplies	\$10,000
	001-0500-6224	Minor Tools & Apparatus	\$10,000
	001-0500-6005	Postage & Courier Services	<u>\$100</u>
			\$20,100

Issue: We have exhausted the majority of funds in the listed accounts

Solution: To transfer funds into those accounts

Result: Those accounts will have funds available allowing us to purchase upcoming expenses

Motion by Commissioner, Pct. 1 Frank Sciaraffa, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve items #36 and #37

Vote: 4 - 0 Motion Carried

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

#### **Planning**

Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements" to authorize an electrical service connection pursuant to Section 232.028 (c)(2), Local Government Code, to an unplatted 10.0 acre tract being the South ½ of Tract C-34, Botines Subdivision as identified in Vol. 3695, Pgs. 770-771 of the Webb County Deed Records (ID 3934).

Issue: Item is a regulatory compliance issue regarding real property development provisions of state law and local regulations with particular emphasis on the Model Subdivision Rules enacted for residential subdivisions. Commissioners Court must certify to certain property conditions before utility service connections may be authorized.

Solution: As reflected in agenda backup, staff has verified compliance matters and recommends the Court's approval of this certificate.

Result: If approved, applicant may connect property to electrical services. If not approved, electrical connection to property is prohibited.

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

Vote: 4 - 0 Motion Carried

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

39. Discussion and possible action to issue a "Certificate of Compliance with Plat Requirements" to authorize an electrical service connection pursuant to Section 232.028 (c)(2), Local Government Code, to an 5.153 acre tract known as Tract B-4A, Botines Subdivision as described in the plat records in Vol. 13, Pg. 83 contingent upon owner's execution of required affidavit (ID 3931).

Issue: Item is a regulatory compliance issue regarding real property development provisions of state law and local regulations with particular emphasis on the Model Subdivision Rules enacted for residential subdivisions. Commissioners Court must certify to certain property conditions before utility service connections may be authorized.

Solution: As reflected in agenda backup, staff has verified compliance matters and recommends the Court's approval of this certificate contingent upon the owner's execution of affidavit required by state statutes.

Result: If approved, applicant may connect property to electrical services. If not approved, electrical connection to property is prohibited.

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

Vote: 4 - 0 Motion Carried

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

# **Purchasing**

40. Discussion and possible action to award the following annual contract:

RFP 2015-50 - Annual Contract for Temporary Contract Personnel to Staff Force.

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

Vote: 4 - 0 Motion Carried

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

41. Discussion and possible action to approve the transfer of 26 oil filters with an approximate value of Eight Hundred Dollars (\$800.00) from El Aguila Transportation Department to the Road and Bridge Department, pursuant to Subchapter B, Section 262.011 (j) under Texas Local Government Code. These fillers are no longer needed by the department and can be used by the Road and Bridge Department.

Issue: The transportation department has oil filters that are no longer needed by the department. They wish to transfer the oil filters to the road and bridge department. Such a transfer requires approval to the commissioner's court.

Solution: We ask approval of the transfer from the court.

Result: The road and bridge department will have a savings from the use of the transferred supplies and the transportation department will maintain a cleaner work area with the transfer of the items that are no longer used by the department.

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

Vote: 4 - 0 Motion Carried

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

42. Discussion and possible action to purchase Two (2) 2015 Chevrolet Tahoes and Two (2) radios for Constable Pct. 1 from Holiday Chevrolet DBA Johnson - Grayson automotive Group and Motorola Solutions, pursuant to Sections 271.101 and 271.103 Subchapter F. Cooperative Purchasing Program, State of Texas Contract #071-A1 and (radios) HGAC Contract #RA 05-12 in the amount of \$123,241.76. [Requested by Rudy Rodriguez, Constable Pct. 1; Account #334-2500-8801 (Stonegarden fund) and Account #001-2500-6205 (General fund)]

Issue: Constable Pct. 1 was approved to purchase Two (2) vehicles and radios from Stonegarden grant awarded on Commissioners Court on February 9, 2015.

Solution: Stonegarden equipment is to help the law enforcement between various local and federal law enforcement agencies.

Result: Vehicles are to be used to enhanced local law enforcement.

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

Vote: 4 - 0 Motion Carried

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

43. Discussion and possible action to award Request For Proposals (RFP's) 2014-04 "Rio Bravo Regional Wastewater Treatment plant Chlorine System Replacement" to Environmental Improvements Inc.

Issue: Replacement and rehabilitation of existing equipment

Solution: The replacement and rehabilitation of existing equipment will return to service the initial design of the Chlorination facilities as its original operation. And provide a safe but effective dosage of the Plant's effluent discharge, and enabling us to comply with State requirements, eliminated additional violations.

Result: Compliance with TCEQ requirements and safe use of Chlorine gas for our employees and neighbors.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

Purchasing Agent, Dr. Cecilia Moreno, County Engineer, Mr. Luis Perez Garcia, and County Attorney's Office, Mr. Ray Rodriguez were all present to address the Commissioners Court on item #43.

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

Vote: 5 - 0 Motion Carried

- 44. Discussion and possible action to approve policy and procedures for the following;
  - 1. Non-travel meals, refreshments and related expenses.

Issue: Webb County lacks approved policies and procedures on expenditure for non-travel meals, refreshments and related expenses.

Solution: An approved policy and approved procedures will allow for timely purchases.

Result: An approved policy and procedures will provide for timely payment of purchase orders and inform all users of allowable expenses.

Discussion on file at the Webb County Clerk's Office April 13, 2015 Commissioners Court Meeting DVD.

Purchasing Agent, Dr. Cecilia Moreno was present to address the Commissioners Court on item #44.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to send this item to the Policy Committee

Vote: 5 - 0 Motion Carried

# 45. Adjourn

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

Vote: 5 - 0 Motion Carried