

# DRAFT

## Official Minutes for Webb County Commissioners Court Meeting

**Monday, February 26, 2018 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         |
| Jesse Gonzalez,          | 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 22nd day of February 2018. Present also were Mrs. Virginia M. Rodriguez, 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**

Roll Call by Mrs. Lucina D. Perez, Chief Deputy County Clerk on behalf of the Honorable Margie Ramirez Ibarra, Webb County Clerk.

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by Commissioner, Pct. 3 John C. Galo to excuse Cmr. Gonzalez and Cmr. Canales

**Vote:** 3 - 0 Motion Carried - Unanimously

Other: Commissioner, Pct. 1 Jesse Gonzalez (ABSENT)  
Commissioner, Pct. 4 Jaime Alberto Canales (ABSENT)

9:01 a.m. - Cmr. Gonzalez present.

#### **2. Pledge of Allegiance/Invocation**

#### **3. Discussion and possible action for Approval of Bills, Payroll, and Monthly Reports (Treasurer, Human Resources, Business Office, Tax Assessor-Collector); and any other matters incident thereto.**

County Treasurer, Ms. Delia Perales presented the Recap of Checks, Ratification of Checks, and Ratification of Payroll for February 23.

9:03 a.m. - Cmr. Canales present.

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

**Vote:** 5 - 0 Motion Carried - Unanimously

Ms. Perales also presented the monthly report for January 2018.

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

**Vote:** 5 - 0 Motion Carried - Unanimously

Human Resources, Mr. Ernesto Guajardo presented a Wage and Pay Scale Policy Budget Amendments Report from 02/12/18 to 02/23/18.

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to make the budget amendment to ratify these five (5) positions

**Vote:** 5 - 0 Motion Carried - Unanimously

Business Office, Ms. Rebecca Garcia presented the Accounts Payable Invoice Status Report as of February 22, 2018 and the Accounts Payable Invoice Progress.

Tax Assessor-Collector, Ms. Norma Farabough presented a Certified Collection Report.

- 4. 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, individually or in a group, will be allowed a total of Three (3) minutes within which to make any/all public comments.**

- 1) Mr. Edward Maddox spoke in regards to item #43.
- 2) Mr. Carlos Benavides spoke in regards to item #43.

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

**CONSENT AGENDA: At most meetings, the Commissioners Court establishes a Consent Agenda. It consists of those Agenda Items which are routine or non-controversial, and which neither a member of the Commissioners court has asked to be pulled for discussion. Once the Commissioners Court has established the Consent Agenda, Agenda Items included on it will be voted upon in one vote, and will not be discussed separately unless requested by the County Judge or Commissioners.**

The consent agenda has been created in order to give constituents the opportunity to view any and all pertinent backup information with reference to any item in the agenda. The objective of the consent agenda is for all Webb County constituents to be familiar with everyday county business and to demonstrate the transparency and fairness of this Commissioners Court.

The following Agenda Items are of a routine nature, and the Commissioners Court has received supporting materials for consideration. All of these Agenda Items will be passed with one vote without being discussed separately, unless a member of the Commissioners Court or the public requests that a particular Agenda Item be discussed. If so, that Agenda Item will be pulled from the Consent Agenda and discussed as part of the regular Agenda at the appropriate time. One vote will approve the remaining items on the Consent Agenda.

### CONSENT ITEMS

#### 5. Civil Legal Division

- a. Discussion and possible action to enter into a Non-Financial Memorandum of Understanding (MOU) between the United Independent School District (UISD) Pregnancy, Education, and Parenting Program (PEP) and Webb County for the Webb County Head Start/Early Head Start Program. This MOU provides a common understanding of the collaboration and relationship between the local Head Start/Early Head Start Program and the PEP Program. It establishes clear expectations and a reliable way of relating to one another for mutual cooperation. The term of the MOU shall be affective upon the execution of the MOU and ending on when either party terminates the agreement, and authorizing the County Judge to sign and execute all relevant documents. [Requested by Aliza Oliveros, Director, Webb County Head Start]
- b. Discussion and possible action for to enter into a sixty (60) month (March 1, 2018 through February 28, 2023) Data Service Agreement between Webb County and Smart Com Telephone, at a monthly cost of Six Hundred Thirty Four Dollars (\$634.00) for a total cost of Thirty Eight Thousand Forty Dollars (\$38,040.00) for data service for County Offices in the quad city area, subject to annual budget appropriations, authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. [Requested by Rafael Pena, Webb County I. T. Director; Account #1001-1130-001-441001 Telephone Account]

#### 6. Community Action Agency

- a. Discussion and possible action to authorize Webb County Community Action Agency to enter into an annual vendor agreement with Reliant Energy Providers (listed below) 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.

#### List of Retail Energy Providers

**Our Energy LLC  
Frontier Utilities, 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.**

- b. Discussion and possible action to authorize the Webb County Community Action Agency to enter into an annual agreement with Neighbor to Neighbor with Direct Energy, Limited Partnership (Direct Energy), CPL Retail Energy, Limited Partnership (CPL Retail Energy) WTU Retail Energy, Limited Partnership (WTU Retail Energy) First Choice Power, Limited Liability Company (First Choice Power) and/or Bounce Energy, Limited Partnership (Bounce Energy). Effective as of January 1, 2018. The purpose of the agreement is to assist low income clients to pay their electric home energy expenses thru the Neighbor to Neighbor Program.**

**Issue: Webb County Community Action Agency will enter into an annual agreement with the Neighbor to Neighbor Program. The agreement shall become effective on January 1, 2018, and shall continue in effect for an initial term through December 31, 2018 and may be renewed annually each January with the signatures of both parties.**

**Solution: The Neighbor to Neighbor Program will provide funding to the Retail Energy Providers low income clients pay their electric home energy expenses.**

**Result: Qualifying recipients will receive assistance from the Program no more than \$700.00, in any calendar year.**

- c. Discussion and possible action to approve the budget amendment (line item transfers) within the following Grant funds. No impact to general fund.**

|       | Acct. Number             | Acct. Name                | Amount  | Bal.         | End Bal.    |
|-------|--------------------------|---------------------------|---------|--------------|-------------|
| From: | 2368-5170-521-463801     | Emergency Services        | \$7,900 | \$ 32,982.51 | \$25,082.51 |
|       |                          |                           |         |              |             |
| To:   | 2368-5170-521-443000-020 | Repairs & Maint. Building | \$3,000 | \$ 621.94    | \$3,621.94  |
|       | 2368-5170-521-464010     | Dues & Membership         | \$2,000 | \$1,899.00   | \$3,899.00  |
|       | 2368-5170-521-456205     | Training & Education      | \$2,000 | \$-0-        | \$2,000.00  |
|       | 2368-5170-521-444100     | Space Rental              | \$900   | -\$48.00     | \$852.00    |
|       |                          |                           | \$7,900 |              |             |

**Issue:** Additional funds are needed in accounts to cover schedule and unexpected expenses.

**Solution:** Approve line item request.

**Result:** To ensure funding for the remainder of the current fiscal year.

**7. Honorable Adrian Cortez, Constable Pct. 3**

- a. Discussion and possible action to approve the following carry over and increase on FY 2018 Budget Fund 2190 State Forfeiture/Gam Chapter 18 of the Texas Code of Criminal Procedures. The amount of One Thousand Six Hundred Ninety dollars (\$1,690.00) and any other matters incident thereto. The County Auditor Certify the receipts to the court according to the Local Government Code, Section 111.070775. Constable Pct. 3 will allocate the funds as follows:

| Acct. Number            | Acct. Name           | Amount  | Bal. | End Bal. |
|-------------------------|----------------------|---------|------|----------|
| 2190-3160-001-461000    | Materials & Supplies | \$690   | \$0  | \$690    |
| 2190-3160-001-443000-75 | Vehicle Maintenance  | \$1,000 | \$0  | \$1,000  |
|                         |                      | \$1,690 |      |          |

**Issue:** Funds for State Forfeiture were unused from prior budget (2016-2017). Funds do not reflect in this year's budget under above said account.

**Solution:** If approved the funds will be carried over the Forfeiture account and will appear in current budget (2017-2018).

**Result:** Funds will be available for department use under the account allocated.

- b. Discussion and possible action to approve an adjustment within the following grant funds on Local Border Security Program Constable Pct. 3 Grant #3004403. No impact to General Fund.

|       | Acct. Number             | Acct. Name        | Amount  | Bal.     | End Bal. |
|-------|--------------------------|-------------------|---------|----------|----------|
| From: | 2730-3160-001-4430000-75 | Rep & Veh. Maint. | \$500   | \$500    | \$0      |
|       | 2730-3160-001-462605     | Fuel & Lubricants | \$2,000 | \$2,000  | \$0      |
|       | 2730-3160-001-426000     | Worker Comp       | \$291   | \$671    | \$380    |
|       |                          |                   | \$2,791 |          |          |
| To:   | 2730-3160-001-413000     | Overtime          | \$2,350 | \$12,775 | \$15,125 |
|       | 2730-3160-001-422000     | FICA/MEDI         | \$181   | \$977    | \$1,158  |
|       | 2730-3160-001-423000     | Retirement        | \$242   | \$1,471  | \$1,713  |
|       | 2730-3160-001-425000     | Unemployment      | \$18    | \$106    | \$124    |
|       |                          |                   | \$2,791 |          |          |

**Issue:** Funds are needed in Personnel/Overtime/Fridge benefits in order not to have a deficit under this line item within the LBSP Grant.

**Solution:** If approved line item will not show a deficit with in grant.

**Result:** If approved the \$18,500.00 awarded in total for Webb County Constable Pct. 3 will only be utilized for overtime and fridge benefits. There will be no deficit within grant.

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

- a. **Discussion and possible action to approve the budget amendment (line item transfer) within the following forfeiture funds. No impact to general fund.**

|       | Acct. Number            | Acct. Name               | Amount  | Bal.       | End Bal. |
|-------|-------------------------|--------------------------|---------|------------|----------|
| From: | Repairs & Maint. Equip. | 2171-2270-001-443000-035 | \$2,000 | \$2,000.00 | \$ 0.00  |
| To:   | Equipment Rental        | 2171-2270-001-444500     | \$2,000 | \$ 0.00    | \$2,000  |

**Issue:** Transfer is needed to cover equipment rental expenses for the remainder of the fiscal year.

**Solution:** Approve line item transfer request.

**Result:** To ensure funding for the remainder of the current fiscal year.

- b. **Discussion and possible action to enter into a weapon exchange program with Kirkpatrick Guns and Ammo for new department weapons at no cost to Webb County, in accordance with the Texas Local Government Code, Section 263.152 (Disposition)(A)(2) for the purpose of purchasing new service weapons, and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto.**

**Issue:** A cache of forfeited weapons in our inventory that serve no purpose in a law enforcement capacity.

**Solution:** The exchange of forfeited weapons for three new rifles at no cost to the County or this Office.

**Result:** Use of these new weapons will be for official law enforcement purposes and with a lower risk of liability to the County.

- c. **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 February 26, 2018:**

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Rate/Salary</u>      |
|---------------|--------------|--------------------------------|
| 1255          | Investigator | \$21.41 / \$44,535.17 - 19/A-E |

**Issue: Slot #1255 is currently vacant**

**Solution: Request is being made to fill the vacant slot.**

**Result: The filling of slot #1255 will allow the County Attorney's Office to continue to function efficiently and effectively.**

**9. Honorable Margie Ibarra, County Clerk**

- a. Approval of Minutes for February 12, 2018**

**10. Economic Development**

- a. Discussion and possible action to authorize the submission of a Fiscal Year 2019 Local Border Security Program (FY 19 LBSP) grant application as developed, written, and submitted by the Webb County Sheriff's Office to the Office of the Homeland Security Grants Division (HSGD) in the amount estimated between \$150,000 - \$200,000 for peace officers' overtime and applicable fringe benefits to provide enhanced border security in the Laredo/Webb County area, and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. This grant does not require a match; and, thus, will have no impact to the general fund. All required documents were sent for review through the Economic Development Department and the solicitation is compliant with the Webb County Single Point of Contact (SPOC) procedures. [Requested by Martin Cuellar, Webb County Sheriff]**

**Issue: The State of Texas recognizes that border communities face urgent security challenges caused by increased activity from transnational organized criminal syndicates and their allies that are intensified by the fluidity of border crossings, heavy commercial activity, and interdependence of the international border communities' economies. These socio-economic pressures place increased demands on law enforcement services and intensify the need for augmented public safety resources.**

**Solution: Grant application to provide enhanced border security in Laredo/Webb County in order to fulfill State of Texas local border security program objectives, including overtime (OT) resources to suppress, deter, and reduce border-related criminal activity in Texas.**

**Result: Enhanced/increased patrol and investigative capacity for certified peace officers working at the Webb County Sheriff's Office.**

- b. Discussion and possible action to authorize the Economic Development Department to assist in the development and submission of a grant application to the Texas Indigent Defense Commission for the TIDC FY 2019 Discretionary Grant – Webb County Integrated Defense Project for \$377,472 in grant funds requiring a cash match of \$373,164 over the four (4) year grant period. The required match shall be committed in a four-year sliding scale (1<sup>st</sup> year - 80%/20%, 2<sup>nd</sup> year - 60%/40%, 3<sup>rd</sup> year - 40%/60% and 4<sup>th</sup> year - 20%/80%). All required documents were sent for review through the Economic**

**Development Department, and the solicitation is compliant with the Webb County Single Point of Contact (SPOC) policy. [Requested by Virginia Aranda, Public Defender; Account #1001-1160-001-463909]**

**Issue: The Public Defender's Office is in need of an immigration attorney and a mental health social worker.**

**Solution: The Public Defender's Office proposes to apply for the Texas Indigent Defense Commission FY 2019 Discretionary Grant. To qualify for this grant, it is necessary to first submit a Letter of Intent for this multi-year grant that requires a county cash match. The Texas Indigent Defense Commission (TIDC) pays up to 80% of the total project cost for the 1<sup>st</sup> year (\$154,435.20), 60% the second year (\$111,518.40), 40% for the third year (\$74,345.60), and 20% for the fourth year (\$37,172.80). Webb County will be responsible for 20% of the cost of the project the 1<sup>st</sup> year (\$38,608.80), 40% the second year (\$74,345.60), 60% the third year (\$111,518.40), and 80% in the last year (\$148,691.20). The cash match from the County for the four year period will be a total of \$373,164.00 and will come from the General Fund.**

**Result: This grant will allow the Public Defender's office to provide clients and Assistant Public Defenders consultation services on complex immigration issues, and early intervention for clients with mental illness/mental retardation with the goal of keeping the clients from re-entering the criminal justice system.**

- c. Discussion and possible action to accept a grant award in the amount of \$28,546.78 (OAG Contract No. 1877927) for the Fiscal Year (FY) 2018 Statewide Automated Victim Notification Service (SAVNS) from the Office of the Texas Attorney General (OAG) for the automated notification of crime victims for a period of Twelve (12) months beginning on September 1, 2017, through August 31, 2018, for a total amount of Twenty-Eight Thousand Five Hundred Forty-Six Dollars and Seventy-Eight Cents (\$28,546.78) and authorizing the Webb County Judge to execute all relevant documents; and any other matters incident thereto. There is no cash match; and, thus, there is no impact to the general fund. All required documents were sent for review through the Economic Development Department and the solicitation is compliant with the Webb County Single Point of Contact (SPOC) procedures. [Fund 2712 (Texas SAVNS Contract)] [Requested by Martin Cuellar, Webb County Sheriff]**

**Issue: In the past decades, many crime victims, such as victims of sexual assault and domestic violence, were unaware if their respective crime perpetrators were able to post bail and released from the corrections system. In late 1993, one particular victim who had been raped, assaulted, and stalked in Jefferson County was unaware that her former boyfriend had been released and was subsequently ambushed by him after she left work. She was shot Seven (7) times at point blank range and killed on that day, her 21<sup>st</sup> birthday.**

**Solution: As a result of community outrage, an automated telephone notification system for crime victims and other concerned citizens was instituted: Victim Information and Notification Everyday (VINE) Service. This nationwide system is funded for Texas counties through the Texas Office of the Attorney General (OAG) and is currently utilized by Webb County.**



**Result:** The crime victims of Laredo/Webb County can enroll in this program and will be provided with automated notification upon an offender's custody status change, such as release, transfer, and/or relevant district court dates.

- d. 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 February 26, 2018:

| <u>Slot #</u> | <u>Title</u>          | <u>Hourly Rate</u> |
|---------------|-----------------------|--------------------|
| 1508          | Program Administrator | \$18.46/A-E        |

**Issue:** The employee that is Slot #1508 resigned effective on 02/14/2018.

**Solution:** Request to fill this vacant slot will allow the department to continue to operate effectively.

**Result:** The filling of Slot #1508 will allow the department to run on a full staff if the court grants approval.

- e. Discussion and possible action to enter into contract 5311 State Grant Amendment No. One (1) Minute Order 115125 for Grant FY 2018 with the State of Texas, acting through the Texas Department of Transportation; wherein Webb County accepts an increase of FORTY ONE THOUSAND ONE HUNDRED FIFTY DOLLARS (\$41,150.00) for El Aguila Rural Transportation Program and authorizing the County Judge to sign all relevant documents. [Requested by Javier Ramirez, Community Action Agency Director]
- f. Discussion and possible action to authorize the acceptance of a grant award in the amount of \$5,490 for an application that was prepared, written, and submitted by the Webb County Sheriff's Office to a foundation for law enforcement firearms for certified peace officers working at the Webb County Sheriff's Office and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. This grant does not require any match; and, thus shall have no impact to the general fund. All required documents were sent for review through the Economic Development Department and the solicitation is compliant with the Webb County Single Point of Contact (SPOC) procedures. [Requested by Martin Cuellar, Webb County Sheriff]

**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 as an eligible grant expense.

**Solution:** Grant award from a foundation to provide firearms 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 and magazines.**

**11. El Cenizo Community Center**

- a. **Discussion and possible action to approve the purchase of a freezer not to exceed in the amount of \$650.00 from Lowe's to be used at the El Cenizo Community Center; with additional action to process all necessary line item transfers into appropriate accounts from contingency line item; and any other matters incident thereto. [Account #3015-7050-001-470000-075 (Contingency Fund)]**

**12. Engineering**

- a. **Discussion and possible action to approve the following carry over budget for the Loop 20 Extension (Texas Department of Transportation CSJ: 0086-14-058) Grant Fund 3560 in the amount of \$745,630.03. Financial information has been certified by the Auditor's office; and any other matters incident thereto. This is required by court policy but does not impact the Grant.**

| Account Number       | Account Name          | Amount       |
|----------------------|-----------------------|--------------|
| 3560-7230-001-432001 | Professional Services | \$745,630.03 |
| 3560-7230-330300     | Grant Revenue         | \$745,630.03 |

**Issue: Newly implemented procedures require year end balances to be carried over and entered in the system in order to continue the availability of these grant funds until the end of the project.**

**Solution: Request Commissioner Court approval to carry over grant funds.**

**Result: Approval of agenda item for the continued availability of grant funds.**

**13. Fire Suppression & EMS Services**

- a. **Discussion and possible action to accept a donation from Medina Electric Cooperative Inc. in the amount of \$750.00 as per Local Government Code 81.032, to be utilized in travel to trainings by department personnel; and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto. [Account #1001-3140-001-458000 (Administrative Travel)]**

**Issue: Donation check issued by Medina Electric Cooperative Inc. to support the mission of the Webb County Volunteer Fire Department.**

**Solution: Deposit \$750 check into travel line item, Account #1001-3140-001-458000.**

**Result: Continue working relationship with Medina Electric Cooperative Inc., and travel to needed department trainings by department personnel.**

- b. Discussion and possible action to accept state tobacco funds provided through the Seven Flags Regional Advisory Council (RAC) Trauma Service Area "T" in the amount of \$8,773.60, to be utilized in the purchase of EMS supplies, training, travel, personnel cost, membership to professional/technical organizations, public education, vehicle maintenance and equipment for both stations of the Webb County Volunteer Fire Department. Creation of additional SFRAC line items 2929-3140-001-461000 (Materials & Supplies) and 2929-3140-001-456305 (Uniforms) and increase of revenue account 2929-3140-357420-010, and authorizing the County Judge to sign all relevant documents; and any other matter incident thereto. [Accounts #2929-3140-001-458000; #2929-3140-001-461000; #2929-3140-001-456305]

**Issue:** State funding provided through Seven Flags RAC for EMS needs/operations.

**Solution:** Accept funds, and utilize monies for purchase of supplies, training, travel, equipment and its maintenance.

**Result:** Properly stocked emergency units ready for response, and well prepared personnel.

**14. Head Start**

**Disclaimer:** All Head Start monies are 100% Federal funds

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

| <u>Slot #</u> | <u>Title</u> | <u>Hourly Rate/Salary</u> | <u>Pay Periods</u> |
|---------------|--------------|---------------------------|--------------------|
| 1821          | AA Teacher   | \$15.59 - \$24,940.58     | 20                 |

**15. Indigent Healthcare Services**

- a. Discussion and possible action to enter into a contract agreement with Michael A. Smith d/b/a Intentional Leadership Consultants for the development of a Community Needs Assessment as required under the Texas Healthcare Transformation and Quality Improvement Program/1115 Waiver for the submission of an updated Regional Healthcare Partnership (RHP) plan for Region 20 at a total cost of up to Twenty Thousand Dollars (\$20,000.00) in accordance with Local Government Code Section 262.024 (Discretionary Exemptions) (4) Professional Services, and authorizing the Webb County Judge to sign all relevant documents; and any other matters incident thereto. Funds for the Community Needs Assessment will come from the RHP20 Anchor Fund and will have no impact to the General Fund. [Account #2002-5100-001-432001 (Professional Services)]

**Issue:** The 1115 Waiver renewal request was approved by the Centers for Medicare and Medicaid Services (CMS) to extend the DSRIP program for four (4) years through September 30, 2021. An updated Regional Plan needs to be submitted by each anchor entity and include an updated Community Needs Assessments.

**Solution: An updated Community Needs Assessment (CNA) must be developed. Intentional Leadership Consultants has prior experience in preparing Community Needs Assessments in other areas as well as preparing applications for grant funding from different government entities.**

**Result: By contracting with Intentional Leadership Consultants for the development of a Community Needs Assessment, Webb County, as anchors fro RHP20, will be able to submit an updated regional plan as required by CMS.**

**16. Water Utilities**

- a. Discussion and possible action to award a Professional Service Contract in an amount not to exceed \$36,000.00 to Porras Nance Engineering for engineering and surveying services to develop construction plans for replacement of existing pressure reducing valves on the El Cenizo 8" and 12" supply mains that no longer function, and authorizing the County Judge to sign and execute all relevant documents; and other matters incident thereto; Texas Local Government Code under 262.024 Discretionary Exemptions section (a) (4) a persona or professional service. [Account #7220-7280-001-432001 (Professional Services)]**

**Issue: Initial construction of transmission mains and operation of El Cenizo's distribution system has provided very little control and effective operation of the distribution lines as well as non-compliance in use of the existing elevated storage tank. Attempts by our operation have been attempted in recalibrating and replacing existing pressure reducing valves; however, its cost and effectiveness is not warranted.**

**Solution: Construction of a Motor Operated Valve in feedback with level at the Rio Bravo Elevated Storage Tank and El Cenizo Elevated Storage Tank will provide for the continuous control of service to this community, and provide for compliance with TCEQ requirements.**

**Result: More efficient water distribution, reducing levels of dead end locations which in turn will lead to improved water quality.**

- b. Discussion and possible action to approve the execution of professional services contract for the "Rio Bravo Wastewater Treatment Plant Rehabilitation Design Project" to the sole proposer Garver, LLC pursuant to RFQ 2017-004 in the amount of \$137,829.00 for professional engineering services to complete an engineering evaluation for Work Order No.1; the Rio Bravo Wastewater Treatment Plant, and Work Order No.2; Collection System Lift Station evaluation, to determine the best and most efficient manner to implement final improvements to the plants infrastructure and operational process, and authorizing the County Judge to sign and execute all relevant documents; and any other matters incident thereto. This project is included in the departments approved Capital Improvement Plan. [Account #7220-7270-001-432001, 2016 (Bond Series, Professional Services)]**

**Issue: Although currently the Rio Bravo Wastewater Treatment Plant is operational and producing treated effluent that meets the compliance requirements of TCEQ, significant improvements are necessary to assure the**

plant can meet its regulatory requirements into the future and the prevention of emergency failures. This requires significant improvements of an already failing infrastructure. It will be critical to modify the operations to assure more efficient and therefore less costly operation. Project of expected need were provided onto the approved Capital Improvements Plan.

**Solution:** First we must determine the level of degradation and cost for rehabilitation with alternatives of Best Practices that could be implemented here that will provide us with more consistent and effective service for our customers. This engineering project will provide us with alternatives to this implementation.

**Result:** Information and alternatives to be considered for entering into an rehabilitation design for construction bidding.

**17. Road & Bridge**

- a. Discussion and possible action to approve the posting and filling of the following Slots, subject to the availability of payroll funds and any applicable Civil Service guidelines, effective February 26, 2018:

| <u>Slot #</u> | <u>Title</u>          | <u>Hourly Rate</u> |
|---------------|-----------------------|--------------------|
| 52            | Senior Mechanic       | \$18.46 - 16/A     |
| 54            | Mechanic              | \$15.15 - 12/A     |
| 658           | Motor Grader Operator | \$15.15 - 12/A     |
| 672           | Maintenance Worker    | \$13.07 - 9/A      |
| 678           | Sign Installer        | \$13.73 - 10/A     |
| 679           | Maintenance Worker    | \$13.07 - 9/A      |
| 688           | Truck Driver          | \$14.42 - 11/A     |
| 700           | Maintenance Worker    | \$13.07 - 9/A      |
| 1896          | Maintenance Worker    | \$13.07 - 9/A      |

**Issue:** Some positions became vacant due to employees retiring in October 2017 and others had been vacant for some time.

**Solution:** Fill the vacant positions.

**Result:** Fill vacancies to assist with the daily operations of the Vehicle Maintenance Dept. and Road & Bridge Dept.

**18. Honorable Martin Cuellar, Sheriff**

- a. Discussion and possible action to approve the budget amendment (line item transfer) within the following forfeiture funds. No impact to general fund.

|       | Acct. Number         | Acct. Name           | Amount  | Bal.    | End Bal. |
|-------|----------------------|----------------------|---------|---------|----------|
| From: | 2153-3010-001-455501 | Drug Free Camp       | \$2,800 | \$6,085 | \$3,285  |
|       | 2153-3010-001-461000 | Materials & Supplies | \$3,121 | \$6,960 | \$3,839  |

|     |                      |                   |         |       |         |
|-----|----------------------|-------------------|---------|-------|---------|
|     |                      |                   | \$5,921 |       |         |
| To: | 2153-3010-001-441805 | Internet Service  | \$4,100 | \$479 | \$4,579 |
|     | 2153-3020-001-462605 | Fuel & Lubricant  | \$821   | \$533 | \$1,354 |
|     | 2153-3010-001-464010 | Dues & Membership | \$1,000 | \$300 | \$1,300 |
|     |                      |                   | \$5,921 |       |         |

**Issue:** Federal forfeiture line item transfer to cover future expenditures and to avoid deficit on account.

**Solution:** Transfer of money from within same forfeiture fund account.

**Result:** Funds will be available for official use to meet needs of the office.

- b. Discussion and possible action to approve the budget amendment (line item transfer) within the following forfeiture funds. No impact to general fund.

|       | Acct. Number         | Acct. Name            | Amount  | Bal.     | End Bal. |
|-------|----------------------|-----------------------|---------|----------|----------|
| From: | 2152-3010-001-461000 | Materials & Supplies  | \$5,000 | \$10,584 | \$5,584  |
| To:   | 2152-3010-001-432001 | Professional Services | \$5,000 | \$2,996  | \$7,996  |

**Issue:** Federal forfeiture line item transfer to cover future expenditures and to avoid deficit on account.

**Solution:** Transfer of money from within same forfeiture fund account.

**Result:** Funds will be available for official use to meet needs of the office.

**19. Honorable Jose "Pepe" Salinas, Justice of the Peace Pct. 4**

- a. Discussion and possible action to authorize the purchase of computer equipment, printers and software from Dell & SHI to be used for Justice of the Peace Pct. 4 Judge Jose R. Salinas, pursuant to Sections 271.101 and 271.102, Texas Local Government Code, Cooperative Purchasing program DIR-TSO-3763 and DIR-SDD-2503 in the amount of \$5,045.69 (Five Thousand Forty-Five Dollars and Sixty-Nine cents. [Account #2009-2180-001-460105 (Technology Fund)])

**Issue:** Department is in need of additional updated computers and printers for their department court operations.

**Solution:** By using available Technology funds, the department can procure computer equipment needed for daily court operation.

**Result:** Obtained equipment will better equip department for all court needs.

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by Commissioner, Pct. 1 Jesse Gonzalez to approve all Consent Agenda items

**Vote:** 5 - 0 Motion Carried - Unanimously

**REGULAR AGENDA**

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 4 Jaime Alberto Canales to bring up item #39

**Vote:** 5 - 0 Motion Carried - Unanimously

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

- 39. Status report on proposed new venue for the veteran's museum with discussion and possible action; and any other matters incident thereto.**

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 4 Jaime Alberto Canales to go into negotiations with the city on any kind of swapping for land or any kind of swapping for current land that we have for their piece of land behind for the veterans museum

**Vote:** 5 - 0 Motion Carried - Unanimously

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 1 Jesse Gonzalez to bring up item #38

**Vote:** 5 - 0 Motion Carried - Unanimously

- 38. Status report from staff on stray dog issue in which domestic animals have been mauled and killed and is affecting different communities; issue has been previously reported to the commissioners court.**

**Honorable Oscar Hale, 406th District Court Judge**

- 20. Discussion and possible action to grant an exception to Rule 9.03(a) of the Webb County Policy and allow the accrual of 8 hours of sick leave and 8 hours of annual leave to three grant funded employees of the 406th Veterans Treatment Program who lost their January accruals due to an adjustment in department hours for safety reasons, and any other matters incident thereto.**

**Issue:** On January 16, 2018, Judge Hale gave a directive to adjust the hours for the department due to the inclement weather forecasted for the Laredo area for January 17, 2018. Employees were instructed that in the event a County closure was declared, they would not be deducted the hours, but if not, they were to use leave. Due to unforeseen circumstances in their personal lives, the affected employees did not have any sick leave or annual leave accruals and, therefore, inadvertently (took) more than 4 hours of unpaid leave.

**Solution:** The Commissioners Court granting an exception to Rule 9.03(a) of the Webb County Policy in order to allow the three affected employees to accrue the 8 hours of sick leave and 8 hours of annual leave they would have accrued for the month of January 2018.

**Result:** The affected employees will be able to accrue the leave hours for the month of January.

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve item #20 if they don't qualify otherwise they wouldn't qualify

**Vote:** 5 - 0 Motion Carried - Unanimously

Judge Tijerina stated that item #21 would be moved to the end.

### Civil Legal Division

22. **Discussion and possible action to enter into negotiations and enter into separate agreements with United States Federal Government for the detention of federal inmates/detainees at the, Webb County Jail, Laredo Processing Center and the Webb County Detention Center; pursuant to the Texas Local Government Code §272.005, these contracts known as I.G.S.A. are set to establish the reimbursement for the detention of federal prisoners on a tiered per diem basis; and any other matters incident thereto, and authorizing the County Judge to sign any relevant documents thereto. [Requested by Webb County Sheriff Martin Cuellar]**

**Issue:** Representatives of the federal government (I.C.E.) have approached the County requesting we enter into two I.G.S.A. contracts with them. Texas Local Government Code §272.005 permits the county to enter into agreement without violating the purchasing act. The previous I.G.S.A. Contract is set to expire February 28, 2018 with I.C.E and without an agreement, the County will not receive reimbursement for federal detainees or prisoners. Separate contracts will be needed in relation to the, Laredo Processing Center and the Webb County Processing Center. In addition, the reimbursement for detaining federal inmates/detainees will aid the public by detaining individuals who have committed offenses while creating a flow of revenues for the county.

**Solution:** Enter into a new agreement with the federal government that will set a reimbursement amount for the detention of federal detainees/prisoners.

**Result:** Two new IGSA agreements will allow Webb County reimbursement for the detention of federal prisoners/detainees that are being held at either the Laredo Processing Center or the Webb County Detention Center. The public will be served by and through this agreement by protecting the community from individuals who have been detained for committing offenses and the federal government will bear the burden of paying for the detention of the individual.

Motion by Commissioner, Pct. 1 Jesse Gonzalez, seconded by County Judge Tano E. Tijerina

**Vote:** 4 - 0 Motion Carried

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



23. **Discussion and possible action to enter into negotiations and enter into two separate agreements CoreCivic for the detention of federal inmates/detainees of the department of Immigration and Customs Enforcement (“I.C.E.”) at the Laredo Processing Center and the Webb County Detention Center; pursuant to the Texas Local Government Code Sec. 262.003, these contracts known as I.G.S.A. are set to establish the reimbursement for the detention of federal prisoners on a tiered per diem basis; and any other matters incident thereto, and authorizing the County Judge to sign any relevant documents thereto. [Requested by Webb County Sheriff Martin Cuellar]**

**Issue: Representatives of the federal government (I.C.E.) have approached the County requesting we enter into two I.G.S.A. contracts with them. Texas Local Government Code §272.005 permits the county to enter into agreement without violating the purchasing act. The previous I.G.S.A. Contract is set to expire February 28, 2018 and without an agreement, the County will not receive reimbursement for I.C.E. detainees or prisoners. Two separate contracts will be needed in relation to the Laredo Processing Center and the Webb County Detention Center which are owned and operated by CoreCivic that has obtained the agreement with the I.C.E. for the detention of federal detainees and prisoners. The Webb County Sheriff is the keeper of the jail in Webb County and his authority is needed by CoreCivic in order to hold and detain federal prisoners.**

**Solution: Enter into a new agreement with the CoreCivic that will set a reimbursement amount for the detention of federal detainees/prisoners.**

**Result: Two new IGSA agreements will allow Webb County reimbursement for the detention of I.C.E. prisoners/detainees that are being held at either the Laredo Processing Center or the Webb County Detention Center. The public will be served by and through this agreement by protecting the community from individuals who have been detained for committing offenses and the federal government will bear the burden of paying for the detention of the individual.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 1 Jesse Gonzalez

**Vote: 4 - 0 Motion Carried**

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

24. **Discussion and possible action to enter into negotiations and enter into a renewal agreement with United States Federal Government Department of U.S. Marshalls (“USMS”) for the detention of USMA inmates/detainees at the, Webb County Jail; pursuant to the Texas Local Government Code §272.005, these contracts known as I.G.S.A. are set to establish the reimbursement for the detention of USMS prisoners on a tiered per diem basis; and any other matters incident thereto, and authorizing the County Judge to sign any relevant documents thereto. [Requested by Webb County Sheriff Martin Cuellar]**

**Issue:** The previous I.G.S.A. Contract with the Federal Department of U.S. Marshalls is set to expire February 28, 2018 and without renewing the agreement, the County will not receive reimbursement for USMS detainees/prisoners. A renewal contract will be needed in relation to the any other I.G.S.A contract already in effect. In addition, the reimbursement for detaining USMS inmates/detainees will aid the public by detaining individuals who have committed offenses while creating a flow of revenues for the county.

**Solution:** Renew the agreement with the USMS that will set a reimbursement amount for the detention of federal detainees/prisoners.

**Result:** The renewed IGSA agreement will allow Webb County reimbursement for the detention of USMS federal prisoners/detainees that are being held at the Webb County Jail. The public will be served by and through this agreement by protecting the community from individuals who have been detained for committing offenses and the federal government will bear the burden of paying for the detention of the individual.

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

**Vote:** 4 - 0 Motion Carried

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

- 25. Discussion and possible action to authorize a Memorandum of Understanding (MOU) between Webb County and The Rape Crisis Center (RCC) which will provide a Prison Rape Elimination (PREA) support hotline at no cost to Webb County which will assist the Webb County Jail with identifying and aiding victims of sexual violence or concerns regarding mental health needs of inmates; and authorizing the County Judge to execute all relevant documents related to this MOU; and any other matters thereto. [Requested by Jorge L. Trevino, Jr. on behalf of the Webb County Sheriff's Office]**

**Issue:** The Webb County Jail would like to provide additional services to Webb County Jail inmates/detainees and obtain training related to this MOU.

**Solution:** The Rape Crisis Center (RCC) has extended the offer to provide no cost services to Webb County which includes a hotline, free relevant training to correctional officers, free posters and literature for the jail on how detainees/inmates may request services.

**Result:** Webb County will receive PREA Services free of charge along with any training.

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

**Vote:** 4 - 0 Motion Carried

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

## Purchasing

26. Discussion and possible action to award Invitation to Bid (ITB) 2018-001 "Self Help Home Reconstruction Project-Texas Community Development Program Grant (TCDP) #7216013" to the lowest and responsible bidder Bronze Builders for Project #SHC Recon 01 for \$48,695.00, Project #SHC-Recon-02 for \$48,593.00 and Project # SHC-Recon-03 for \$48,695.00, and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto. [Requested by Javier Ramirez, CAA Director; Account #2530-6360-521-443057-010 (Home Reconstruction- Grant No. TCDP 7216013)]

Issue: On January 22, 2018, Commissioners Court authorized the Purchasing Agent to reject all bids and rebid project due to bids exceeding grant budgets.

Solution: ITB 2018-001 was advertised and 2 bids were secured by Purchasing Agent. Bronze Builders was the low bidder.

Result: Authorize County Staff to proceed with construction contract execution and construction of the 3 project homes funded by Texas Community Development Program Grant.

27. Discussion and possible action to authorize the Purchasing Agent to advertise for bids for rifle resistant body armor for eligible peace officers working at the Webb County Sheriff's Office; the Offices of the Constable, Pct. 1-4; the District Attorney's Office; and the Webb County Attorney's Office in accordance with the Texas Local Government Code, Sub-Chapter C. (Competitive Bidding in General). [Requested by Sheriff Martin Cuellar Jr., Account #2745-3010-001-460105]

Issue: On 1/22/2018, Commissioners Court approved and accepted a grant award in the amount of \$184,973 for the purchase of rifle resistant body armor for the Webb County Sheriff's Office; the Offices of the Constable Pct. 1-4; the District Attorney's Office; and the Webb County Attorney's Office.

Solution: Authorize the Purchasing Agent to solicit for bids in accordance with State procurement laws.

Results: Secure formal bids and present lowest and responsible bidder to Commissioners Court for final approval.

28. Discussion and possible action to approve the purchase of 296 Sig Sauer 9mm handguns for the Webb County Sheriff's Office for a total of \$34,109.00 and further approve a discretionary exemption under Section 262.024 (7)(a) sole source from the Local Government Code. [Requested by Sheriff Martin Cuellar Jr., Account #3015-1010-001-470000 (Capital Outlay)]

Issue: There is a higher cost and a longer waiting time when ordering ammunition for 357's. In addition, it is becoming common practice across the State for law enforcement agencies to carry 9 mm weapons. Partnering agencies can exchange the same ammunition if all service weapons are standardized in the event a mass shooting occurs.

**Solution: Authorize the purchase of 296 Sig Sauer 9 mm handguns for Sheriff Deputies. Funding was budgeted under fund 3015.**

**Result: Authorize the Purchasing Agent to proceed with the purchase, standardize the service weapon all Sheriff Deputies carry, lower cost on ammunition and enhance public safety by equipping our law enforcement officers with the recommended service weapon.**

Motion by Commissioner, Pct. 4 Jaime Alberto Canales, seconded by County Judge Tano E. Tijerina to approve items #26, #27, and #28

**Vote: 5 - 0 Motion Carried - Unanimously**

- 29. Discussion and possible action to approve the trade in of 250 service weapons in accordance with the Texas Local Government Code, Section 263.152 (Disposition)(A)(2) for the purpose of purchasing new service weapons for the Webb County Sheriff's Office. The trade in value of the weapons will provide a \$92,875.00 reduction in the cost to purchase the Sig Sauer 9 mm service weapons. [Requested by Joe Lopez III, Purchasing Agent]**

**Issue: State law requires for Commissioner Court to approve any offer of County property as a trade-in for new property of the same general type if the Commissioners Court considers the action to be in the best interest of County.**

**Solution: Approve the trade in of service weapons to secure a \$92,875.00 credit toward total cost of new service weapons.**

**Result: Comply with State law and minimize expenditures by trading in older service weapons for new weapons.**

Motion by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina, seconded by Commissioner, Pct. 1 Jesse Gonzalez

**Vote: 4 - 0 Motion Carried**

Other: Commissioner, Pct. 4 Jaime Alberto Canales (OUT OF THE COURTROOM)

- 30. Discussion and possible action to approve a forty-eight (48) month lease agreement with E-Z-Go Textron through financing from TCF Equipment Finance , Inc. with an option to purchase forty-eight (48) 2018 TXT 48V Electric Golf Carts and two (2) 2018 Cushman Haulers for \$3,150.18 per month and for a total of \$151,208.64 over the term of the lease agreement, subject to annual budget appropriations, and authorizing the County Judge to sign all relevant documents and any other matters incident thereto. [Requested by Jorge Flores, General Manager Casa Blanca Golf Course; Other Finance Sources Account #7100-9080-390000, Capital Outlay #7100-9080-001-470000]**

| QTY | Description                     | Unit Cost Per Month | Total Cost 48 Months | Balloon Payment |
|-----|---------------------------------|---------------------|----------------------|-----------------|
| 48  | 2018 TXT 48V Electric Golf Cart | \$2,796.00          | \$134,208.00         | \$62,400.00     |
| 1   | Cushman Hauler 800X             | \$167.44            | \$8,037.12           | \$1,800         |
| 1   | Cushman Hauler 1200X            | \$186.74            | \$8,963.52           | \$1,800         |

|  |  |        |            |              |
|--|--|--------|------------|--------------|
|  |  |        |            |              |
|  |  | Totals | \$3,150.18 | \$151,208.64 |
|  |  |        |            | \$66,000.00  |

**\*\$58.25 x 48 carts=\$2,796.00 per month**

**Issue: Current lease for 55 - 2014 TXT 48V Golf carts terminates February of 2018.**

**Solution: Casa Blanca Golf Course General Manager is recommending a new lease agreement and the trade in of 55 - 2014 TXT 48V Golf carts from current lease. Total trade in value \$79,750.00.**

**Result: Replace 2014 model golf carts with 2018 models to offset maintenance repairs and avoid a straight out purchase that requires a cash commitment upfront.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 1 Jesse Gonzalez

**Vote: 4 - 0 Motion Carried**

Other: Commissioner, Pct. 4 Jaime Alberto Canales (OUT OF THE COURTROOM)

**Tax Attorney**

- 31. Status report on 2017 delinquent tax collection by The Law Offices of Javier Montemayor, Jr.; and any other matters incident thereto.**

**Honorable Rudy Rodriguez, Constable Pct. 1**

- 32. Discussion and possible action to accept and insure a Belgian Malinois Canine for the Webb County Constable, Pct. 1; and any other matters incident thereto. [Constable Pct. 1 Federal Forfeiture]**

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

**Vote: 5 - 0 Motion Carried - Unanimously**

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

- 33. Discussion and possible action to accept a donation from Mr. T. Benavides in the form of a drone along with accessories. Drone will be used in emergency calls as needed by Webb County Constable Pct. 3. Drone is a DJI Inspire 1v 2.0 includes visible 4K video, 12MP sitll camera, FLIR Inspire 1 rear mount gimbal dual controller full camera support, dual camera-thermal on the rearm visible on the front. Inspire 1 part 90 TB48 Battery 5700mAh FLIR Vue PRo, 336, 30Hz, 13mm. Go professional wheeled hard case. Total cost for drone and accessories is \$6,672.15. If donation is approved item will be property of Webb County Constable Pct. 3 Department.**

**Issue: Webb County Constable Pct. 3 Department is having a drone donated by Mr. T. Benavides.**

**Solution: If donation is approved, Webb County Constable Department will have an extra tool that is a useful resource in emergency cases where deputies need to have visual from air.**

**Result: Webb County Constable Department will have a drone for emergency situations should the need arise for visual from air drone will be used.**

- 34. Discussion and possible action to approve Webb County Constable Pct. 3 to apply with The Federal Aviation Administration (FAA) for a part 107 certificate of waiver/Authorization (COA) to be in compliance with regulations of the FAA to have a deputy fly the drone when needed in emergency call(s), and authorizing the County Judge to execute all relevant documents; and any other matters incident thereto. The application approval process is completed within 60 business days of receipt. Webb County Constable Pct. 3 will comply with all the conditions and provisions of 14 CFR part 107.**

**Issue: Webb County Constable Pct. 3 will need to apply for a certificate of waiver from The Federal Aviation Administration (FAA) to fly the drone.**

**Solution: Webb County Constable Pct. 3 will be in compliance with The Federal Aviation Administration if Commissioner's Court approves to allow Constable Pct. 3 department to apply for 107 certificate of waiver.**

**Result: Webb County Constable Pct 3 will be in compliance when flying the drone on emergency situations.**

Motion by Commissioner, Pct. 1 Jesse Gonzalez, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve items #33 and #34

**Vote: 5 - 0 Motion Carried - Unanimously**

### **Budget Officers**

- 35. Discussion and possible action to amend the 2018 Court Technology Fund budget to the available balances listed below:**

| <b>2009</b> | <b>Technology Fund</b> | <b>2018 Adopted</b> | <b>Available Balance</b> | <b>Budget Amendment</b> |
|-------------|------------------------|---------------------|--------------------------|-------------------------|
| 1010        | Commissioners Court    | \$0.00              | \$15,856.64              | \$15,856.64             |
| 2140        | JP Pct. 1 PI 1         | \$1,100.00          | \$7,887.12               | \$6,787.12              |
| 2150        | JP Pct. 1 PI 2         | \$4,100.00          | \$14,687.96              | \$10,587.96             |
| 2160        | JP Pct. 2 PI 1         | \$5,100.00          | \$67,413.71              | \$62,313.71             |
| 2170        | JP Pct. 3              | \$6,500.00          | \$19,624.21              | \$13,124.21             |
| 2180        | JP Pct. 4              | \$3,450.00          | \$415,504.99             | \$412,054.99            |
| 2190        | JP Pct. 2 PI 2         | \$1,100.00          | \$8,588.81               | \$7,488.81              |
| 2290        | District Clerk         | \$120,000.00        | \$238,203.27             | \$118,203.27            |
| 2310        | County Clerk           | \$2,500.00          | \$4,159.08               | \$1,659.08              |

**Issue: Court Technology Fund budgets require to have the correct available balances for expenditures and encumbrances for 2018.**

**Solution: Court Technology Fund budgets will have the appropriate funding to perform their intended purpose.**

**Result: The amendments to the Court Technology Fund budget will report the correct available balance.**

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 Jesse Gonzalez (OUT OF THE COURTROOM)

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

36. **Clarification from staff to the commissioners court and the general public regarding issues related to the Webb County library services; i.e. office space, books, computer use; and any other matters incident thereto.**
37. **Status report from county engineer on Espejo Gates road timelines for completion of project.**
40. **Status report from purchasing agent on the Juvenile Rehabilitation Center for adolescents in need to be constructed at the Youth Village site.**
41. **Status report from staff on the already funded basketball courts at the Juvenile Justice Alternative Education Program for the recreational use by students. This issue has been previously discussed and has not been completed. Many students at the school need it to break from regular classroom hours as a form of self-discipline course.**

**Honorable Tano E. Tijerina, Webb County Judge**

42. **Status report from county staff with discussion and possible action regarding substantial completion of Fernando Salinas Community Center; and any other matters incident thereto.**

Motion by Commissioner, Pct. 3 John C. Galo, seconded by Commissioner, Pct. 1 Jesse Gonzalez to allow legal to terminate this contract and cease any monies and remedies

**Vote:** 5 - 0 Motion Carried - Unanimously

**(Recess 11:03 - 11:13 a.m.)**

Motion by County Judge Tano E. Tijerina, seconded by Commissioner, Pct. 3 John C. Galo to bring up items #44, #45, and #46

**Vote:** 5 - 0 Motion Carried - Unanimously

## Presentations

44. Recognition and presentation of plaques to the United South High School and Lyndon B. Johnson High School cheerleading teams for their outstanding achievements in competing and winning the title of National Champions in the advanced and intermediate non-tumbling divisions. [Requested by Jesse Gonzalez, Commissioner Precinct 1]
45. Recognition and presentation of plaque to Cigarroa High School's Ashley Maldonado for signing a National Letter of Intent to play Volleyball at the collegiate level with Our Lady of the Lake University in San Antonio, Texas. [Requested by Jesse Gonzalez, Commissioner Precinct 1]
46. Recognition and presentation of Plaque to Dr. Henry Carranza on his outstanding service and as Board Member of the Community Action Agency. [Sponsored by Honorable Tano E. Tijerina, Webb County Judge]

## Closed Session/Executive Session

43. Discussion and possible action to authorize the civil legal division to file a protest and request a contested public hearing against the application and preliminary decision of the Municipal Solid Waste Permit to Rancho Viejo Waste Management also referred to as the Pescadito Environmental Center for a Type I landfill facility; authorize the civil legal division to represent the county (community) regarding the protest and in the event of a contested public hearing represent the county; and any matters incident thereto. [Executive Session requested pursuant to Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.]

**Issue:** RVWM has failed to obtain all necessary local permits as required by local, state, and federal law. The currently application as modified and preliminary decision by TCEQ is contrary to the Law. By not protesting TCEQ will not be aware of ongoing noncompliance with regulatory requirements. Before a permit is issued there is a time frame in which an individual or local community can submit their written protest to a permit. The filing of the brief and request for a contested public hearing is not litigation it is the formal review process for the issuance of TCEQ's permitting.

**Solution:** File a brief and request a contested public hearing delineating local concerns and deficiencies as set out through the public notice published by TCEQ, issued on January 26, 2018. As a result, TCEQ will be formally advised of local issues and have the necessary information to render an informed decision prior to issuing a final permit.

**Result:** TCEQ will have information that will aid them in their final determination regarding permit.

(Recess 11:51 a.m. - 12:09 p.m.)



## Closed Session/Executive Session

43. Discussion and possible action to authorize the civil legal division to file a protest and request a contested public hearing against the application and preliminary decision of the Municipal Solid Waste Permit to Rancho Viejo Waste Management also referred to as the Pescadito Environmental Center for a Type I landfill facility; authorize the civil legal division to represent the county (community) regarding the protest and in the event of a contested public hearing represent the county; and any matters incident thereto. [Executive Session requested pursuant to Section 551.071(2) of the Government Code, to consult privately with his or her client on an item on the agenda, or on a matter arising out of such item.]

**Issue:** RVWM has failed to obtain all necessary local permits as required by local, state, and federal law. The currently application as modified and preliminary decision by TCEQ is contrary to the Law. By not protesting TCEQ will not be aware of ongoing noncompliance with regulatory requirements. Before a permit is issued there is a time frame in which an individual or local community can submit their written protest to a permit. The filing of the brief and request for a contested public hearing is not litigation it is the formal review process for the issuance of TCEQ's permitting.

**Solution:** File a brief and request a contested public hearing delineating local concerns and deficiencies as set out through the public notice published by TCEQ, issued on January 26, 2018. As a result, TCEQ will be formally advised of local issues and have the necessary information to render an informed decision prior to issuing a final permit.

**Result:** TCEQ will have information that will aid them in their final determination regarding permit.

Motion by Commissioner, Pct. 1 Jesse Gonzalez, seconded by Commissioner, Pct. 2 Rosaura "Wawi" Tijerina to approve item #43 and to go by the recommendations of the Civil Legal Division

**Vote:** 2 - 0 Motion Carried

Other: County Judge Tano E. Tijerina (OUT OF THE COURTROOM)  
Commissioner, Pct. 3 John C. Galo (OUT OF THE COURTROOM)  
Commissioner, Pct. 4 Jaime Alberto Canales (ABSTAIN)

**(Recess 12:10 - 12:16 p.m.)**

## Human Resources

21. Discussion and possible action to conduct interviews for the Risk Management Director, and to select from a list of qualified applicants; select the candidate, set the salary; and any other matters incident thereto. Contingent on successful employment process. [Executive Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (A) (B) (Consultation with Attorney) and Section 551.075 (Personnel

**Matters)]**

The Commissioners Court conducted interviews for the Risk Management Director position in the order below.

1. Adan Perez
2. Dr. Pedro Alfaro
3. Luis R. Casso

No action taken.

**47. Communications**

**48. Adjourn**

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

**Vote:** 4 - 0 Motion Carried

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