

Official Minutes for Webb County Commissioners Court Meeting

**Monday, January 10, 2011 at 9:00 AM
(Approved on January 24, 2011)**

Call to order by Judge Danny Valdez

Let it be remembered that a regular meeting of the Webb County Commissioners Court was held at 9:00 a.m. at the regular meeting place with the following members present to wit:

Danny Valdez	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
Jerry Garza	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 7th day of January 2010. Present also were Ms. Virginia Martinez, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

Item No.1. Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk

Item No.2. Pledge of Allegiance

Item No.3. Approval of Minutes for December 13, 2010

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

Motion carried 5-0 by unanimous consent.

Item No.4. Approval of Bills, Payroll, and Monthly Report

Delia Perales, Webb County Treasure

For filing purposes, Ms. Perales presented her November monthly report and mentioned she would be providing an updated version on the next Commissioner's Court Meeting.

Leo Flores, Webb County Auditor

Mr. Flores presented his December monthly report.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to approve the monthly reports. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.5. Communications

Judge Valdez sent his heartfelt condolences to the family of those individuals involved in the tragic shooting which took place in Arizona. He wished everyone a Happy New Year and welcomed Cmr. Canales to the court. Judge Valdez also sent his heartfelt condolences to the family of Victoria Ruiz and Jesus Daniel Saldivar, U.S. Customs Officer. He congratulated Mayor Raul Salinas and mentioned he would be swearing him in.

Cmr. Sciaraffa – No comments.

Cmr. Tijerina sent her heartfelt condolences to the family of Jesus Salazar, Victoria Ruiz, and PFC Ira Benjamin “Ben” Laningham, IV, a soldier of Zapata County who recently passed in Afghanistan.

Cmr. Garza – No comments.

Cmr. Canales thanked the court for their welcoming and welcomed everyone presented. He mentioned he was eager to work with everybody and to move forward positively. Cmr. Canales presented his Executive Assistant, Priscilla Sontoya.

Judge Valdez recognized Deputy Jesus Carrizales who is retiring after thirty four years of service to the county. He proceeded by reading a history summary of Mr. Carrizales life.

Cmr. Garza congratulated Deputy Jesus Carrizales and continued by reading the plaque presented to him.

Item No.6. Public Comment- This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of Three (3) minutes within which to make any/all public comments.

Sergio “Keko” Martinez

Mr. Martinez spoke against item #21 concerning Mr. Jose Gutierrez and item #30 in reference to Ms. Rosa Garza.

Juanita Puente

Ms. Puente spoke against item #12. She mentioned that she agreed on 75% of the item.

Jose Gutierrez

Mr. Gutierrez spoke against item #21. He urged the court to find it in their hearts to do the right thing. Judge Valdez motioned to move Executive Session items #12, #15, and #21 to the end. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.7. Presentation by Susan Foster, President of the Washington's Birthday Celebration Association (WBCA), regarding the upcoming WBCA events, with presentation to the Commissioners Court of the 2011 WBCA poster.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Susan Foster, President of the 114th WBCA Celebration and other member representatives were in attendance. The representatives of the WBCA Celebration presented the framed commemorative poster entitled "Viva Patriotism". They also presented the 10th Anniversary Edition, official magazine of the WBCA Celebration and also thanked the court for their ongoing support through third party funding.

Item No.8. Discussion and possible action to proclaim the month of January, 2011 as "National Mentoring Month" in Webb County, Texas. [Requested by SCAN organization]

Sylvia Vega, Mentoring Program Director for Scan, acknowledged that this month was National Mentoring Month throughout the nation and encouraged the community to take part in the volunteering work within the program.

Judge Valdez and Commissioners read the proclamation presented.

Item No.9. Discussion and possible action to appoint members of the Commissioner's Court to the following Webb County organizations; effective January 10, 2011; and any other matters incident thereto:

**Metropolitan Planning Organization (MPO)
Webb County Purchasing Board
Webb County Appraisal District
Border Region MHMR Board**

Mr. Medford stated that based on his discussions with Mr. Martin Villarreal, there was a procedure that needs to be performed for the Appraisal District in reference to the votes casted.

Judge Valdez recommended for Cmr. Jerry Garza and Cmr. Jaime Alberto Canales to be part of the Metropolitan Planning Organization, Cmr. Rosaura "Wawi" Tijerina for the Webb County Purchasing board, Cmr. Jaime Alberto Canales for the Webb County Appraisal District, and Cmr. Jerry Garza for the Border Region MHMR Board.

Judge Valdez motioned to recommend Cmr. Canales' to be part of the Border Region MHMR Board pending approval of recommendation. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.10. Presentation by the VITA (Volunteer Income Tax Assistance) Program regarding free tax preparation services to be offered throughout Webb County Community Centers.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting

DVD.

Representatives of the VITA Program, Rogelio Trevino, Executive Director of Workforce Solutions, Rafael Torres, and Julio Cruz presented information regarding their organization.

Cmr. Sciaraffa motioned to bring up ítem #38. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.38. Discussion and possible action to approve the transfer of employee within the following Slots with salary changes and to approve the filling of the following Slots, effective January 10, 2011:

	<u>Slot #</u>	<u>Title</u>	<u>Annual Salary</u>
From:	2327	Assistant District Attorney	\$76,378.00
To:	802	Assistant District Attorney	\$83,786.00
To Fill:	2327	Assistant District Attorney	\$76,378.00
	217	Assistant District Attorney	\$70,401.00

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

Motion carried 5-0 by unanimous consent.

Item No.11. Discussion and possible action to approve Change Order #1 to increase a time extension from 180 days to 300 days to the Zertuche Construction Contract for the Design Build Project of the New Quad-City Fire Station, Bruni Park, and J.P. Renovations. This action will have no impact on the County's General Fund. [Requested by Juan Vargas, Webb County Economic Development Director; Accounts (Fire Station) Fund #640-8001-8711, Bond Money Fund #732-1043-8103 (J.P. Renovations) and #732-2501-8103 (Bruni Park)]

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

Motion carried 5-0 by unanimous consent.

Item No.13. Status report by Webb County Engineering Department regarding the contract between Webb County and Espey Consultants, Inc. Environmental and Engineering Services for Lake Casa Blanca Dam Repairs Project, and any matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Fitzgerald Sanchez, Webb County Engineering Department, presented his status report regarding the contract between Webb County and Espey Consultants.

Addendum

Item No.1. Discussion with possible action to declare Jones Road, South of State Highway 359, a County Public road, being part of the original subdivision of Oilton, Texas, and any matters incident thereto.

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

Motion carried 5-0 by unanimous consent.

Item No.14. Status report on application pool for Webb County Executive Director with discussion and possible action to interview all qualified applicants and to hire from pool of applicants; and any other matters incident thereto. [Co-Sponsored by Commissioner Frank Sciaraffa, Precinct 1]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cynthia Mares, Risk Management

Ms. Mares stated there were originally nineteen applications; one had been disqualified due to its late arrival and four for not meeting the minimum requirements leaving the court with fourteen applicants for interview.

Item No.15. Status report by the Webb County CAA Management Team on pending payments due to local contractors who performed work under the CAA Weatherization Program and/or any other affected CAA grants; with discussion and possible action to establish payment guidelines, criteria, and processes needed to issue payment and any other matters incident thereto. [Executive Session may be requested pursuant to Texas Government Code, Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

No action taken.

Item No.16. Discussion and possible action to authorize the filing of Slot #2287, Buenos Aires Community Center Director effective, January 24, 2011; and any other matters incident thereto.

Cmr. Garza motioned to approve item as submitted. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.17 Discussion and possible action to correct the error in the current salary of Sot #1539 Precinct 3 Administrative Assistant to the budgeted amount of \$22.46. This change will have no impact on the 2010-2011 Fiscal Year Budget.

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

Motion carried 5-0 by unanimous consent.

Item No.18. Status report on the construction/remodeling at the Webb County Indigent Health Services/Engineering Department offices (former Webb County Title & Abstract Building); with discussion and possible action and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Raul Elizondo, Director of Building Maintenance

Mr. Elizondo stated that the construction/modeling project would be completed sometime in March.

Judge Valdez motioned to bring up item #72. Cmr. Garza seconded the motion.

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

Item No.72. Discussion and possible action to approve the purchase of office and conference room furniture and equipment up to \$33,135.15 for the Indigent Health Care Services Department for the new IHC building, formerly Webb County Title & Abstract. [Account #731-8001-8601 or other account available]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

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

Item No.19. Discussion and possible action on status of the Webb County Wage & Classification salary study; and any other matters incident thereto. [Co-Sponsored by Commissioner Jaime Canales, Precinct 4]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to assign Cmr. Canales as Chair of the committee. Cmr. Canales seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.20. Discussion and possible action to approve a salary supplement to Slot #2287 to be titled Legislative and Inter-Governmental Affairs Coordinator in the amount of

\$12,000.00 per year. Funding is available through salary savings of Department #6113; and any other matter incident thereto.

Comr. Garza motioned to defer item #20. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.23. Discussion and possible action to change or expand the hours of operation for the Fred and Anita Bruni Community Center to accommodate students and residents who need access to the computer center after 5:00 p.m., to adjust employees schedules to effect this change, and any matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Comr. Canales motioned to change the working hours of the Fred and Anita Bruni Community Center from 10 a.m. to 7 p.m. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.24. Discussion and possible action to appoint a representative for Precinct 4 to the Webb County Planning Advisory Board.

Comr. Canales motioned to appoint Antonio Gutierrez as the representative for Precinct 4 to the Webb County Planning Advisory Board. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.25. Discussion and possible action to appoint a representative for Precinct 4 to the Webb County Community Action Agency Board of Directors.

Comr. Canales motioned to appoint Patricia Campos as the representative for Precinct 4 to the Webb County Community Action Agency Board of Directors. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.26. Discussion and possible action to appoint a representative for Precinct 4 to the Webb County Grievance Committee.

Comr. Canales motioned to appoint Roberto Ramirez as the representative for Precinct 4 to the Webb County Grievance Committee. Comr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.27. Discussion and possible action to re-establish the International Trade Advisory Committee and request that each Commissioner's Court member designate an appointee; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza and Cmr. Tijerina - No appointee designated,
Cmr. Canales motioned to appoint Eduardo Garza,
Cmr. Sciaraffa motioned to appoint Raquel San Miguel,
Judge Valdez motioned to appoint Vidal Pina, Jr., to the International Trade Advisory Committee.

Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.28. Discussion and possible action to authorize the use of Seven (7) county golf carts from the Casa Blanca Golf Course to be used by the Laredo Crime Stoppers Association for security patrols at the 16th Annual Menudo Bowl which will be held on January 22, 2011 at the LIFE grounds; and any other matters incident thereto. [Requested by Carolyn Leyendecker, Crimestoppers Association]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

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

Item No.29. Discussion and possible action to appoint Commissioner Jaime A. Canales to the Webb County Wage and Classification Committee to replace former Commissioner Sergio "Keko" Martinez.

Judge Valdez stated that the item had been taken care of already.

Item No.30. Discussion and possible action to fill a part time position within the Community Action Agency as recommended by the CAA Management Team, to provide administrative support services, to be paid out of CSBG funds, effective January 11, 2010; and any other matters incident thereto. [Requested by CAA Management Team]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cynthia Mares, Risk Management, specified that the position should read as temporary part time effective January 11, 2011.

Judge Valdez asked that the changes be made.

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

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

Item No.31. Discussion and possible action to approve an Addendum to the Interlocal Government Agreement between the City of Laredo and the County of Webb for a Dedicated Public Veterans Museum and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 3-0 with Judge Valdez and Cmr. Sciaraffa out of the courtroom.

Item No.32. Discussion and possible action to approve a Third Party Funding pending identifying funding previously discussed at Commissioners Court meeting on November 29, 2010 to Salon de la Fama Latinoamericano del Deporte (Latin-American International Sports Hall of Fame) for fiscal year 2010-2011 for a total amount of NINE THOUSAND TWO HUNDRED DOLLARS (\$9,200.00) to be taken from the Hotel/Motel funding and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Ms. Ana Laura Cavazos Ramirez, County Attorney, specified that the item should read as Third Party Funding Request.

Cmr. Garza motioned to approve item #32. Cmr. Tijerina seconded the motion.

Motion carried 3-0 with Judge Valdez and Cmr. Sciaraffa out of the courtroom.

Item No.33. Discussion and possible action to enter into a Memorandum of Understanding (MOU) between Webb County Sheriff's Department and the U.S. Border Patrol-Laredo Sector for the use of the Blue Servo Camera Monitoring Equipment to monitor the Laredo North Area of responsibility and to increase border security, and authorizing the County Judge to sign all relevant documents, and any other matters incident thereto. [Requested by Martin Cuellar, Webb County Sheriff]

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

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

Item No.34. Discussion and possible action to enter into an agreement between IKON Professional Services and Webb County for a Fortis Server to transfer existing databases and scanned documents from the current Fortis SE server to the new

Fortis server at a cost of FIVE THOUSAND FOUR HUNDRED DOLLARS (\$5,400.00) and to authorize the County Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Patricia A. Barrera, Webb County Tax Assessor Collector; Account #001-0700-6224]

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

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

Item No.35. Discussion and possible action to enter into an Interlocal Governmental Agreement for renewal and extension of contract between Laredo Community College and Webb County for the collection of Ad Valorem Taxes for a term beginning September 1, 2010 through August 31, 2014, and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. [Requested by Patricia A. Barrera, Webb County Tax Assessor Collector]

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

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

Item No.36. Discussion and possible action to enter into a Interlocal Agreement between the City of El Cenizo and Webb County Water Utilities (WCWU) to allow for the City of El Cenizo to add their city established trash collection fee and a \$1.00 administrative processing fee for WCWU to each residential water service account and allow billing of all residents who are WCWU customers, pursuant to the current Water Tariff, and authorizing the County Judge to sign all relevant documents. This agreement will provide the City of El Cenizo a better method to open accounts and collect fees for providing trash collection services. [Requested by Fitzgerald G. Sanchez, Webb County Engineer]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to approve item as submitted.

Cmr. Canales withdrew his motion.

Cmr. Sciaraffa motioned to table item #36. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.37. Discussion and possible action to approve the transfer of funds, to be determined by the Auditor's office, from Slot #1254 Assistant County Attorney to Slot #2603 Assistant County Attorney, as well as authorization to fill Slot #2603. [Requested by Anna L. Cavazos Ramirez, County Attorney]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Comr. Canales motioned to approve item #37. Judge Valdez seconded the motion.

Motion carried 3-0 with Comr. Sciaraffa and Comr. Garza out of the courtroom.

Item No.39. Discussion and possible action to approve the transfer of employee within the following Slots, effective January 10, 2011:

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	9126	Clerk, Part-time	\$11.54
To:	2607	Clerk, Full time	\$10.50

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Comr. Tijerina motioned to approve item as submitted. Comr. Canales seconded the motion.

Motion carried 3-0 with Comr. Sciaraffa and Comr. Garza out of the courtroom.

Item No.40. Discussion and possible action to correct a typographical error in the approval of the following Slot. Court approved action on October 12, 2010.

	<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
From:	1497	D.P.S. Clerk	\$12.65
To:	2206	D.P.S. Clerk	\$12.65

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

Motion carried 3-0 with Comr. Sciaraffa and Comr. Garza out of the courtroom.

Item No.41. Discussion and possible action to approve an exemption to the current County Wide hiring freeze to allow the Sheriff's Office to approve the filling of the following vacant Slots to support overall operations. These Slots are part of the current general order positions for FY2010-2011.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2613	Nurse	\$25.00
2614	Nurse	\$25.00
395	Officer IV	\$21.74

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Tijerina motioned to approve item #41 with corrections on slot #395 under Title to read as Officer V. Judge Valdez seconded the motion.

Motion carried 3-0 with Cmr. Sciaraffa and Cmr. Garza out of the courtroom.

- Item No.42. Discussion and possible action to submit a Violent Crimes Against Women Criminal Justice and Training Projects-Domestic Violence, Sexual Assault, Dating Violence, and Stalking application to the Office of the Governor Criminal Justice Division in an amount estimated at approximately \$75,000.00 and designating the County Judge as the authorized official. This grant requires a Thirty-Five percent (35%) match, which will be paid through the Sheriff's Office forfeiture funding. Thus, this grant will have no impact on the general fund.
- Item No.43. Discussion and possible action to submit a General Juvenile Justice and Delinquency Prevention Program application to the Office of the Governor Criminal Justice Division in an amount estimated not to exceed \$410,000.00 and designating the County Judge as the authorized official. This grant requires no match; and, therefore, this grant will have no impact on the general fund.
- Item No.44. Discussion and possible action to submit a Criminal Justice Program application to the Office of the Governor Criminal Justice Division in an amount estimated at approximately \$100,000.00 and designating the County Judge as the authorized official. This grant requires no match; and, therefore, this grant will have no impact on the general fund.
- Item No.45. Discussion and possible action to submit a General Victim Assistance-Direct Services Program application to the Office of the Governor Criminal Justice Division in an amount estimated at approximately \$50,000.00 and designating the County Judge as the authorized official. This grant requires a Twenty (20%) percent cash or in-kind match, which will be paid by the Sheriff's Office forfeiture funding; and, therefore, this grant will have no impact on the general fund.
- Item No.46. Discussion and possible action to submit an application for state assistance to the Automobile Burglary & Theft Prevention Authority (ABTPA) in an amount estimated to be \$350,000.00 and designating the County Judge as the authorized official. This grant requires no match; and, therefore, this grant will have no impact on the general fund.
- Item No.47. Discussion and possible action to authorize the designation of a portion of a conference room located at the Justice Center Building for law enforcement use by the Webb County Sheriff's Office. The proposed designation consists of approximately 140 square feet out of the 252 square foot conference room. [Account #170-2001-6401]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #42, #43, #44, #45, #46, and #47. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.48. Discussion and possible action to approve a refund in the amount of \$9,310.72 to Robert Marshall Construction for Account #80113028142, Supp 3 Cert 2010 Double-assessed with 9942454-9221163-0 and 9942617-9221163-0 for 2008, 2009 & 2010. [Account #001-0700-3063]

Item No.49. Discussion and possible action to approve a refund in the amount of \$4,782.34 to Wells Fargo Real Estate for Accounts #44300992050 through #99401024060, Mortgage Overpayment Refund (via CD File) for 2010 Tax Year. [Account #001-2139]

Item No.50. Discussion and possible action to approve a refund in the amount of \$3,850.31 to Choi's Group, Inc., for Account #98600001020, Supp 4 Cert 2010 split into condos as per regime for 2009. [Accounts #001-0700-3063 and #010-0700-3063]

Item No.51. Discussion and possible action to approve a refund in the amount of \$4,936.25 to Newfield Exploration Co/Ken Andrews Co, for Account #03840689224007RI, Split as per New Division Order for 2005. [Accounts #001-0700-3063 and #010-0700-3063]

Cmr. Tijerina motioned to approve items #48, #49, #50, and #51. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent

Item No.52. Discussion and possible action to authorize the following line item transfer with no impact to the current budget:

From:	001-0300-5001	Payroll Costs	8,800
To:	001-0300-5005	Part Time	8,800

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

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

Item No.53. Discussion and possible action to allow the Administrative Services Director to adjust salary of the following Slot as per original budget after successful completion of probationary period effective January 11, 2011.

<u>Slot #</u>	<u>Title</u>	<u>Current Rate</u>	<u>Budgeted Rate</u>
2461	Safety/Loss Control Clerk	\$9.59/hour	\$10.24/hour

[Account #001-0114-5001]

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

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

Item No.54. Discussion and possible action to approve the filling of the following Slot. Agenda Item will not have an impact to the General Fund.

<u>Slot #</u>	<u>Title</u>	<u>Hourly Rate</u>
2001	Food Service Worker	\$8.92 (20/hour per week)

[Requested by CAA Management Team; Account #952-4200-3500]

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

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

Item No.55. Discussion and possible action to approve the following line item transfer:

From:	001-1002-7001	111 th District Court Indigent Defense	2,700
To:	001-1002-5001A	111 th District Court Incentive Supplementary	2,700

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.56. Discussion and possible action to approve the following line item transfer:

From:	800 -6016 -5601	Administrative Travel	2,000
To:	800 -6011 -6014	Equipment Rental	2,000

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

Motion carried 5-0 by unanimous consent.

Item No.57. Status report from Southern Golf Properties regarding the current irrigation system installation project at Casa Blanca Golf course.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

John Junker, Southern Golf Properties, presented the status report regarding the current irrigation system installation project at Casa Blanca Golf course.

- Item No.58. Discussion and possible action to approve the addition of the following vehicle donated from the U.S. Marshall's Office to the Webb County Community Supervision & Corrections Department's fleet inventory and to authorize the necessary insurance coverage.**

Vehicle Description: 2011 GMC Terrain 4 Door SUV, VIN #2CTFLSE50B6315977

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

Motion carried 5-0 by unanimous consent.

(Lunch Break 11:35 p.m. – 1:00 p.m.)

- Item No.59. Discussion and possible action to authorize the submission of a Flood Protection Planning application to the Texas Water Development Board under the Flood Protection Planning Program in the amount of \$300,000.00; and authorizing the County Judge to act as the County's Executive Officer and Authorized Representative in all matters pertaining to the County's participation in the Flood Protection Planning Program.**

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

- Item No.60. Discussion and possible action to authorize the Economic Development Department to submit a contract amendment to the Texas Department of Housing and Community Affairs - Office of Colonia Initiatives (TDHCA-OCI) to request a line item transfer of \$59,693.00 into the administration line item within the contract budget. This will not impact the general fund.**

- Item No.61. Discussion and possible action to accept a Community Outdoor Outreach Grant from Texas Parks & Wildlife in the amount of \$40,000.00; (\$30,000.00 approved state funds and \$10,000.00 in kind contribution) and designating the County Judge as the County's Chief Executive Officer and Authorized Representative to act in all matters in connection with this grant.**

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #60 and #61. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent

Item No.62. Discussion and possible action to approve the following change orders on the Mangana Hein ARRA Paving Project:

Change Order No.3: Reduce pavement repair depth from 12" to 8" with savings of \$10,549.50.

Change Order No.4: Remove culvert headwall to retrofit rail adding cost of \$2,000.21.

Change Order No.5: Backfill shoulder edge drop-offs adding cost of \$12,563.28.

Final approval is contingent on TxDOT concurrence (ARRA Funding)

[Account #736-8001-8801-14]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.63. Discussion and possible action to appoint Fitzgerald G. Sanchez, P.E., Webb County Engineer, as the Webb County representative to the Board of the Rio Grande River Water Authority; and authorizing the County Judge to sign all relevant documents.

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

Motion carried 5-0 by unanimous consent.

Item No.64. Discussion and possible action to set speed limit zoning for Mangana Hein Road, a County road, from US 83 to approximately 12.7 miles East through a Commissioners Court Order as determined by an engineering study; to allow the Road & Bridge Department to erect regulatory speed limit signs or to use the current roadway ARRA contract as an extra work order as may be necessary; and any other matters incident thereto. [Requested by Jose Luis Ramos, Webb County Road & Bridge Director]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.65. Discussion and possible action to approve the following line item transfers for the Water Utilities Department:

From:	801-3001-6014	Equipment Rental	280
To:	801-3001-6224	Minor Tools and Apparatus	280

[Requested by John Amaya, Webb County Water Utilities Director]

Item No.66. Discussion and possible action to approve a request for payment in the amount of \$1,730.00 in administrative penalty to the Texas Commission on Environmental Quality (TCEQ) for settlement purposes of enforcement action described in Agreed Order Docket No. 2010-1283-MLM-E. [Requested by John Amaya, Webb County Water Utilities Director]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve item #65 and to table item #66. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Sciaraffa withdrew his motion.

Cmr. Sciaraffa motioned to approve items #65 and #66. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.67. Status report by the Webb County Fire/EMS Coordinator regarding the Fire Suppression and Emergency Medical Services rendered for the month of December 2010 for the unincorporated areas of Webb County; with discussion and possible action to approve payment for services rendered by Laredo MedX in the amount of \$49,672.00; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Jerry Arrizola-Webb County Fire/EMS Coordinator
Welcomed Cmr. Canales and introduced his Administrative Assistant, Greg Hernandez. Mr. Arrizola presented the Fire Suppression and Emergency Medical Services rendered for the month of December 2010.

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

Motion carried 5-0 by unanimous consent.

Item No.68. Presentation by the Webb County Fire/EMS Coordinator regarding the implementation of a county run Emergency Medical Services Department; with discussion and possible action; and any other matters incident thereto. [Requested by Jerry Arizola, Webb County Fire/EMS Coordinator]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Jerry Arrizola-Webb County Fire/EMS Coordinator

Mr. Arrizola gave his presentation regarding the implementation of a county run Emergency Medical Services Department.

Cmr. Tijerina motioned to go back to the committee for further examination on funds available. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.69. Discussion and possible action to authorize the filing of an application with the Texas Secretary of State to create a second 501(C)(3) entity on behalf of the county titled Webb County Volunteer Fire Department; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to approve item as submitted, to select two appointees per Commissioner for the next Commissioner's Court Meeting, and for the County Attorney's Office to prepare all the documentation necessary. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.70. Discussion and possible action to approve an application for a Class B fireworks permit from Melrose Pyrotechnics, Inc. for a public fireworks display to be conducted on February 20, 2011 at LIFE Downs, as part of the Washington's Birthday Celebration; and authorizing the County Judge to sign all relevant documents; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Cmr. Garza withdrew his motion and Judge Valdez withdrew his second.

Judge Valdez motioned to approve Mr. Arrizola's recommendation of \$500. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.71. Status report by Webb County Fire/EMS Coordinator and Purchasing Agent regarding Request for Proposals for emergency medical billing services; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Judge Valdez motioned to approve Dr. Moreno's recommendation of sending the request for proposals to the committee for review and bringing them back to the next Commissioner's Court. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.73. Discussion and possible action to make the following full time salary adjustments to the 2010/2011 budget and to identify the funding for such:

<u>Slot #</u>	<u>Title</u>	<u>Current Salary</u>	<u>Proposed Salary</u>
9270	Investigator/Autopsy Tech	\$11.50/hour	\$13.50/hour
2394	Investigator	\$13.83/hour	\$15.00/hour
2460	Autopsy Technician/ Transporter	\$10.20/hour	\$12.00/hour

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Canales motioned to approve item as submitted and for Dr. Stern to work with the Fire/EMS Coordinator to find a solution to her issue concerning the personnel she is lacking. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.74. Discussion and possible action to request the Administrative Services Department identify a locum tenens service or individual to provide intermittent coverage for Dr. Stern, medical examiner, when needed; and any other matters incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.75. Discussion and possible action to authorize the temporary filling of the following Slot at the budgeted rate with no fringe benefits effective January 10, 2011:

<u>Slot#</u>	<u>Title</u>	<u>Hourly Rate</u>
2299	Receptionist	\$10.53

Item No.76. Discussion and possible action to approve the transfer of employees within the following Slots with salary changes and to approve the filling of the following Slot, effective January 10, 2011.

	<u>Slot#</u>	<u>Title</u>	<u>Salary</u>
From:	2200	Assistant Defender	\$62,892
	2476	Staff Attorney	\$59,987
To:	270	Assistant Defender	\$68,024
	2200	Assistant Defender	\$62,892
To Fill:	2476	Staff Attorney	\$59,987

Item No.77. Discussion and possible action to approve the filling of the following slot, effective February 15, 2010:

<u>Slot#</u>	<u>Title</u>	<u>Salary</u>
1725	Assistant Public Defender	\$59,158

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to table items #75, #77, and to approve item #76. Cmr. Garza seconded the motion.

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

Item No.78. Discussion and possible action to purchase One (1) F150 Truck for Radio Communication Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Buy Board Contract No. 358.10 Texas Local Government Code, from Philpott in the amount of \$30,650.00. [Requested by Jerry Cavazos, Webb County Radio Communication Director; Account #638-8108-8801 (Capital Outlay Fund)]

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

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

Item No.79. Discussion and possible action to approve the purchase of fire suppression truck equipment and bunker gear from Dooley Tackaberry for the County Fire Department in an amount not to exceed \$8,200.00; and any other matters incident thereto. [See attached backup for list of items]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr.Sciaraffa motioned to approve item as submitted. Cmr. Garza seconded the motion.

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

Item No.80. Discussion and possible action to purchase One (1) pump motor for the Water Utilities Department from Phoenix Pumps in the amount of \$16,858.00; and any other matters incident thereto. [Requested by Fitzgerald Sanchez, Webb County Engineer; Account #801-3001-6402 (Water Utilities Fund)]

Item No.81. Discussion and possible action to purchase Two (2) Ford F150 Trucks for Engineering Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program, Buy Board Contract No. 358.10, Texas Local Government Code, from Philpott in the amount of \$48,940.00. [Requested by Fitzgerald Sanchez, Webb County Engineer; Account #638-8108-8801 (Capital Outlay Fund) and Account #638-8108-8807]

Item No.82. Discussion and possible action to purchase Three (3) FE250 Ford Cargo Vans for Building Maintenance Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program, Buy Board Contract No. 358.10, Texas Local Government Code, from Philpott in the amount of \$53,444.25. [Requested by Raul Elizondo, Webb County Facilities Director; Accounts #722-8108-8801 and #638-8108-8801 (Capital Outlay Fund)]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to approve items #80, #81, and #82 as submitted. Cmr. Tijerina seconded the motion.

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

Item No.83. Discussion and possible action to purchase Three (3) computers and software for Oscar Liendo, Justice of the Peace Pct.1, Place 2, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Contract DIR – SDD-1014 and 890, Texas Local Government Code, from Dell in the amount of \$5,032.50.

[Requested by Oscar Liendo, Webb County Justice of the Peace Pct. 1, Place 2; Account #722-8108-8801 (Capital Outlay Fund)]

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

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

Item No.84. Discussion and possible action to purchase One (1) color copier for Hector Liendo, Justice of the Peace Pct.1, Place 1, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Contract DIR- SDD-521, Texas Local Government Code, from Toshiba Business Solutions in the amount of \$7,902.01. [Requested by Hector Liendo, Webb County Justice of the Peace Pct. 1, Place 1; Account #722-8108-8801 (Capital Outlay Fund)]

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

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

Item No.85. Discussion and possible action to purchase One (1) color copier for Indigent Health Care Services Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Contract DIR- SDD-521, Texas Local Government Code, from Toshiba Business Solutions in the amount of 7,634.25. [Requested by Frank Salinas, Webb County Indigent Health Care Services Director; Account #696-8007-8801 (Capital Outlay Fund)]

Item No.86. Discussion and possible action to purchase Eighteen (18) computers for Sheriff's Department, pursuant to Sections 271.101 and 271.102, Subchapter F., Cooperative Purchasing Program Contract DIR- SDD-890, Texas Local Government Code, from Dell in the amount of \$17,997.66. [Requested by Martin Cuellar, Webb County Sheriff; Account #341-2001-6224-2 (Border Juvenile Gang Prevention)]

Item No.87. Discussion and possible action to purchase classroom supplies for the Head Start Centers from Discount School Supply in the amount of \$9,482.95. [Requested by Aliza Oliveros, Webb County Head Start Director; Account #903-4207-6069 (Head Start Program Fund)]

Cmr. Sciaraffa motioned to approve items #85, #86, and #87. Judge Valdez seconded the motion.

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

Item No.88. Discussion and possible action to reject Bid #2011-43 "A Combined Solar and Wind Power Collection System" and rebid the project. One bid was received and the bid is over budget. [Requested by Dr. Cecilia May Moreno, Webb County Purchasing Agent]

Cmr. Sciaraffa motioned to reject Bid in item #88. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.89. Discussion and possible action to dispose of salvage and surplus property vehicles and patrol equipment that has become obsolete for any future use as per Section 263.151 Subchapter D (1). Disposition of Salvage Surplus Property, Texas Local Government Code.

Transportation Department (El Aguila)

1. Unit #84 1993- Ford Van Vin #1FBJS31H7PHA74505
2. Unit #89 1995- Ford Van Vin #1FBJS31F5SHB00090
3. Unit #91 1996- Ford Van Vin # 1FBJS31H7THA11298
4. Unit #95 1998- Ford Bus Vin #1FDXE40F7WHB64234
5. Unit #98 2001- Ford Bus Vin #1FDXE45F51HA35720

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

Motion carried 5-0 by unanimous consent.

Item No.90. Discussion and possible action to reject and rebid Bid 2010-42 "TxDOT BCAP Rio Bravo Paving Phase III" Project No. 8BCF 50533 C2400058, for the Resurfacing of Existing Roadways within the City of Rio Bravo, Texas. Lowest bidder exceeded project budget funding. [Requested by Fitzgerald Sanchez, Webb County Engineer; Account #656-8001-6023-7 (TxDOT Border Colonia Access Program)]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Sciaraffa motioned to reject Bid #2010-42. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

Judge Valdez motioned to go into Executive Session. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

(Executive Session 2:42 p.m. – 3:47 p.m.)

No action taken.

Item No.12. Discussion and possible action to authorize the rotation of Precinct Two Community Center directors and employees to other community centers for the purpose of improving customer service and to give Precinct Two Commissioner authority to take any and all disciplinary action pursuant to the Webb County Policies and Procedures Manual and the Webb County Civil Service Rules for any employees' failure to abide by the rotation order. This action will not change employees' duties, pay or authority. [Closed Session is requested pursuant to

Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

Cmr. Tijerina motioned to approve item #12 according to the Webb County Policies and Procedures Manual and the Webb County Civil Service Rules. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.21. Discussion and possible action to terminate Mr. Jose Gutierrez, Director of the Fred and Anita Bruni Community Center, effective immediately. [Closed Session is requested pursuant to Texas Government Code, Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

Cmr. Canales motioned to terminate Mr. Jose Gutierrez effective immediately. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.22. Discussion and possible action to fill the position of Director for the Fred and Anita Bruni Community Center, effective immediately.

Cmr. Canales motioned to approve Javier Cavazos to fill the position of Director for the Fred and Anita Bruni Community Center contingent upon Mr. Jose Gutierrez exhausting his annual leave. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.91. Discussion and possible action to confer with counsel, authorize settlement of claims, and/or take other action in Civil Action No. 5:07-CV-116; Juan E. Rico, Jr. vs. Webb County, Texas, Laredo Division. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 4-1 with Cmr. Garza opposing.

Item No.92. Discussion and possible action to approve full and final bodily injury settlement in the amount of \$6,500.00, arising out of a motor vehicle accident involving Luis Angel Nieto and Webb County employee, which occurred in Laredo, Webb County, Texas on April 26, 2010 and authorizing the County Judge to execute all relevant documents, and any other matters incident thereto. [Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Section 551.071 (Consultation with Attorney)]

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

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

Motion carried 5-0 by unanimous consent.

Item No.20. Discussion and possible action to approve a salary supplement to Slot #2287 to be titled Legislative and Inter-Governmental Affairs Coordinator in the amount of \$12,000.00 per year. Funding is available through salary savings of Department #6113; and any other matter incident thereto.

Discussion on file at the Webb County Clerk's Office January 10, 2011 Commissioner's Court Meeting DVD.

Cmr. Garza motioned to approve item #20 and to rename Department #01095608-01 Legislative Travel to Legislative and Intergovernmental Affairs Coordinator at \$12,000 to be funded through Salary Savings from Department #6113. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Item No.93. Adjourn

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

Motion carried 5-0 by unanimous consent.