

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 27th day of MARCH, 1992 there was conducted a SPECIAL Session of the Honorable Commissioners' Court of Cameron County, Texas, at the Courthouse thereof, in the City of Brownsville, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

THE COURT MET AT:  
9:30 A. M.

PRESENT:  
ANTONIO O. GARZA, JR.  
COUNTY JUDGE

LUCINO ROSENBAUM, JR.  
COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS  
COMMISSIONER, PRECINCT NO. 2

COMMISSIONER, PRECINCT NO. 3

NATIVIDAD VALENCIA  
COMMISSIONER, PRECINCT NO. 4

INELDA T. GARCIA, Deputy  
COUNTY CLERK

ABSENT:

ADOLPH THOMAE, JR.

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The meeting was called to order by Judge Antonio O. Garza, Jr. He then asked the entire Court to lead the Audience in reciting the Pledge of Allegiance to the Flag.

The Court considered the following matters as posted and filed for Record in the County Clerk's Office on March 24, 1992, at 8:28 A. M.

**(1) APPROVAL OF COUNTY CLAIMS**

Commissioner Valencia moved to approve the County Claims as presented on the recommendation by the County Auditor's Office.

The motion was seconded by Commissioner Cascos and carried unanimously.

At this time, Ms. Rosemary Martinez, First Assistant County Auditor, presented a late claim as to L. T. Boswell, San Benito, Texas, Warrant No. 56871 in the amount of \$14,369.00 for approval for the purchase of a van for the Juvenile Department.

Upon motion by Commissioner Valencia, seconded by Commissioner Rosenbaum and carried unanimously, the late claim as to L. T. Boswell, San Benito, Texas, Warrant No. 56871 in the amount of \$14,369.00 was approved.

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**(2) APPROVAL OF BUDGET AMENDMENTS AND/OR SALARY SCHEDULE**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the 1990/1991 Budget Amendment No. 48 and the 1991/1992 Budget Amendment No. 19 were approved.

**The Budget Amendments are as follows:**

(3) **APPROVAL OF MINUTES' OF MARCH 2, 1992, MARCH 9, 1992, AND MARCH 16, 1992**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Minutes' to the following Meetings were approved:

Regular Meeting held on March 2, 1992, at 1:30 P. M.,

Regular Meeting held on March 9, 1992, at 1:30 P. M., and

Regular Meeting held on March 16, 1992, at 1:30 P. M.

(4) **PRESENTATION OF MONTHLY "STATE-MENT OF EXPENDITURES AND ENCUMBRANCES COMPARED WITH APPROPRIATIONS" OF MAJOR FUNDS AS OF FEBRUARY 29, 1992**

Ms. Rosemary Martinez, First Assistant County Auditor, presented a "Monthly Statement of Expenditures and Encumbrances Compared with Appropriations" of major funds as of February 29, 1992, and noted the Fund Accounts with over 41.66 percent of their Budget expended.

Upon motion by Commissioner Valencia, seconded by Commissioner Rosenbaum and carried unanimously, the "Monthly Statement of Expenditures and Encumbrances Compared with Appropriations" of major funds as of February 29, 1992, was acknowledged.

**The Monthly Statement is as follows:**

(5) **AUTHORIZATION TO AWARD BID FOR LEASE  
PURCHASE OF TWO WATER TRUCKS FOR PRECINCTS  
NO. 1, NO. 2 AND NO. 4**

Commissioner Valencia moved that the bid for the Lease Purchase of two (2) Water Trucks for Precincts No. 1, No. 2, and No. 4, by Boggus Motors, Harlingen, Texas, in the amount of \$77,984.88, be accepted, that being the low bid meeting specifications.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

(6) **AUTHORIZATION TO AWARD PROPOSALS FOR  
SUPPLEMENTAL INSURANCE BENEFITS**

At this time, Ms. Rosemary Martinez, First Assistant County Auditor, stated that it was the Insurance Committee's recommendation that the Supplemental Insurance Benefits be awarded to 1) American Heritage for Cancer, Heart, Disability and Term Life Insurance and 2) Colonial Life Insurance for "on and off" the job Accident Insurance. She added that these two (2) Insurance Proposals met the specifications and are currently servicing the County.

Ms. Martinez stated that the month of April was suggested as the "Enrollment Month" and that the Insurance Agents would be scheduled to visit County Departments at the different locations to facilitate the enrollment.

Ms. Martinez explained that all the Insurance Companies currently servicing the County employees should be informed that payment of the policies, through the Payroll Deductions, would terminate on April 30, 1992. She added that May 1, 1992, is the "Anniversary Date" for the "Cafeteria" Insurance Plan and that all changes need to be done prior to that date; otherwise, the Payroll Deductions for the other companies would have to be extended for another year.

Ms. Martinez also stated that it was the Committee's recommendation to exclude the "disability benefit portion" of the Accidents and Disabilities Policies from the "Cafeteria" Plan, because of the tax problems created when that portion is "sheltered" in the "Cafeteria" Plan.

Commissioner Cascos moved that the Supplemental Insurance Benefits be awarded to 1) American Heritage for Cancer, Heart, Disability and Term Life and 2) Colonial Life Insurance for the "on and off" the job Accident Insurance, that the enrollment period be conducted as outlined by Ms. Rosemary Martinez, First Assistant County Auditor, and that the Payroll Deduction for the "non-awarded" Companies be terminated on April 30, 1992.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

(7) **CONSIDERATION AND ACTION RELATIVE TO ACCESS  
AGREEMENT AND RELEASE FOR STATE-LEAD  
INVESTIGATION OF SUBSURFACE RELEASE OF  
PETROLEUM PRODUCTS AT SEA RANCH MARINA**

Commissioner Cascos moved that the County Judge be authorized to execute the Access Agreement and Release for the State-lead investigation of the subsurface release of petroleum products at the Sea Ranch Marina.

The motion was seconded by Commissioner Valencia and carried unanimously.

**The Service Agreement is as follows:**

**(8) AUTHORIZATION FOR ESTABLISHMENT OF BRANCH OFFICES FOR EARLY VOTING FOR THE DEMOCRATIC RUN-OFF ELECTION OF APRIL 14, 1992**

Ms. Tencha de la Peña, Elections Administrator, recommended to establish the following Branch Offices for "Early Voting" for the Democratic Run-off Election of April 14, 1992:

Precinct No. 1 - Christ the King Church

Precinct No. 2 - Main Office - County Courthouse

Precinct No. 3 - Port Isabel City Hall

Precinct No. 4 - Harlingen County Building.

She stated that the Democratic Party recommended the hours between 7:00 A. M. and 7:00 P. M. for "Early Voting" beginning April 6, 1992, for five (5) days.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Branch Offices for "Early Voting" for the Democratic Run-off Election of April 14, 1992, were established as outlined by the Elections Administrator, that being:

Precinct No. 1 - Christ the King Church

Precinct No. 2 - Main Office - County Courthouse

Precinct No. 3 - Port Isabel City Hall

Precinct No. 4 - Harlingen County Building.

**(9) APPROVAL OF VOTING MACHINES LEASE AGREEMENT REGARDING LA FERIA INDEPENDENT SCHOOL DISTRICT FOR ONE MACHINE FOR USE IN THE BOND ELECTION OF APRIL 11, 1992**

Commissioner Valencia moved that the Voting Machine Lease Agreement for one (1) voting machine for the La Feria Independent School District Bond Election of April 11, 1992, be approved, subject to the standard agreement.

The motion was seconded by Commissioner Cascos and carried unanimously.

At this time, Ms. Tencha de la Peña, Elections Administrator, requested the Court's approval for the Lease Agreement for sixty-four (64) voting machines for the Democratic Run-off Election, to be ratified at the next Meeting.

Commissioner Valencia moved that the Lease Agreement for sixty-four (64) voting machines for the Democratic Run-off Election be authorized, said action to be ratified one (1) week hence.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**The Lease Agreements are as follows:**

**(10) APPROVAL OF REQUEST BY BROWNS-VILLE POLICE OFFICERS' ASSOCIATION TO HOLD ITS ANNUAL RED FISH TOURNAMENT ON JULY 12, 1992, AT BOCA CHICA BEACH**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the request by the Brownsville Police Officers' Association to hold the Annual Red Fish Tournament on July 12, 1992, at Boca Chica Beach, was approved.

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**(11) APPROVAL OF REQUEST BY RAUL SANTIAGO, T.A.B.C. FOR TWO MOBILE PHONE UNITS FOR USE WHILE ENFORCING LAW IN CAMERON COUNTY ACTIVITIES**

Commissioner Cascos moved that the Texas Alcoholic Beverage Commission's (T.A.B.C.) request for two (2) mobile phone units for use while enforcing the Law in Cameron County in the amount of \$1,200.00 be approved, that being \$100.00 per month per cellular phone (unlimited usage) for the balance of the Fiscal Year, and that Mr. Luis Saenz, District Attorney, be approached for appropriation of funds (Drug Forfeiture Fund); however, should those funds not be available, then said funds to be allocated from Lapsed Salaries.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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**(12) IN THE MATTER TO REMODEL VAULT IN THE DISTRICT CLERK'S OFFICE TO CONSIST OF CONSTRUCTION OF FIVE WORK STATIONS, SHELVING FOR ALL FILES, FOLDING CURTAIN AND OTHER ITEMS SUCH AS PAINT, PRIMER, ELECTRICAL HOOK UPS, CARPET, ETC. (TABLED)**

**(20) IN THE MATTER TO CONSTRUCT OFFICE FOR BUILDING MAINTENANCE DIRECTOR (TABLED)**

Commissioner Valencia moved to approve the remodeling for the District Clerk's Office vault to consist of the construction of five (5) work stations, shelving for all files, folding curtain and other items such as paint, primer, electrical hook ups, carpet, etcetera, said funds to be allocated from the General Fund.

At this time, Commissioner Rosenbaum stated that there were other Remodeling Projects that needed to be considered, and the suggestion was made to "Workshop" the matter to give everyone an opportunity to present the remodeling needs and to establish the cost.

The motion died for lack of a second.

At this time, Commissioner Rosenbaum moved that these Items be TABLED .

The motion was seconded by Commissioner Cascos and carried the following vote:

AYE: Commissioners Rosenbaum and Cascos

NAY: Commissioner Valencia.

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**(13) RATIFICATION OF ACTION TAKEN ON MARCH 16, 1992,  
RELATIVE TO RENTAL OF TWO MOBILE RADIOS FOR  
ONE MONTH FOR CONSTABLE SOJAK, PRECINCT NO. 4**

Commissioner Cascos moved that the approval of the rental of two (2) mobile radios for one (1) month for Constable Jim Sojak, Precinct No. 4, be ratified.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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**(14) CONSIDERATION AND ADOPTION OF RESOLUTION  
DECLARING APRIL AS FAIR HOUSING MONTH**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Resolution declaring April 1992, as "Fair Housing Month" to satisfy the Housing and Urban Development requirements, was adopted.

**The Resolution is as follows:**

(15) **APPROVAL OF AGREEMENTS BETWEEN CAMERON COUNTY AND THE LOCAL EMERGENCY PLANNING COMMITTEE**

Commissioner Cascos moved that the Agreements between Cameron County and the Local Emergency Planning Committee (L.E.P.C.) be approved and that the effective date be retroactive to the date that funds were appropriated for the L.E.P.C. activities (January 13, 1992).

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**NOTE: Commissioner Rosenbaum left the Courtroom at this time.**

**The Service Agreements are as follows:**



**(16) CONSIDERATION OF CONTRACT FOR SERVICES OF TEXAS CERTIFIED COMMERCIAL APPLICATOR AND PEST CONTROL OPERATOR (AFRICANIZED BEES IN ALL UNINCORPORATED AREAS IN CAMERON COUNTY)**

Mr. Rolando Martinez, Health Administrator, stated that the Cameron County area has been "localized" with Africanized Bees and that he was advised by the County Extension Agent that the Federal Team was being withdrawn from the Valley. He stated that several options were studied to take care of the control of Africanized Bees and added that it appeared that it would be less expensive to subcontract.

Mr. Martinez recommended contracting with Mr. Ed Claus, Certified Exterminator, who is currently specializing in "Bee" Control. He explained that Mr. Claus would only respond to calls initiated by the Health Department, after the call was screened, and would cost \$45.00 per call and \$25.00 if the call resulted in a "false" call, and would be limited to "exterior" work.

At this time, Commissioner Valencia stated that this problem was discussed by the Rio Grande Development Council and he moved that this Item be Tabled, and that the Health Department consider working with the Council for "funding".

Mr. Ray Rodriguez, Health Department Chief Sanitarian, explained that several options were studied, including the hiring of personnel as in Hidalgo County, and that subcontracting would be less expensive. He added that State funds are not available at this time.

Commissioner Cascos suggested that the "month-to-month" Contract with Mr. Claus be approved, and that in the interim, the Health Department could continue to work with the other group for possible funding.

A lengthy discussion followed regarding the details of the Contract, the "specialized" nature of the problem of Africanized Bees, the cost to the County and the lack of State Funding.

At this time, Commissioner Valencia requested that his motion to TABLE be reconsidered and withdrawn.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Contract for Services of the Texas Certified Commercial Applicator and Pest Control Operator for Africanized Bees in all unincorporated areas in Cameron County was approved.

**The Service Agreement is as follows:**

(17) **APPROVAL OF LEASE AGREEMENT - COUNTY BARN  
AND YARD PRECINCT NO. 3, CAMERON COUNTY,  
TEXAS**

Mr. Doug Wright, County Counsel, explained that the Lease Agreement with Magic Valley Electric Company had been approved by the Court on a "month-to-month" basis; however, in negotiating the Agreement, the Company requested a sixty (60) day instead of a thirty (30) day notice of termination. He said that the Company had a large number of extremely large utility poles that could not be moved within a thirty (30) day notice.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Lease Agreement by and between Cameron County and Magic Valley Electric Company for the County Barn and Yard, Precinct No. 3, was approved.

**The Lease Agreement is as follows:**

(18) **NOTE: Commissioner Rosenbaum returned to the Courtroom.**  
**AUTHORIZATION TO ENTER INTO INTERLOCAL  
AGREEMENT WITH TEXAS DEPARTMENT OF MENTAL  
HEALTH AND MENTAL RETARDATION FOR GENETIC  
SCREENING AND COUNSELING SERVICES**

Mr. Rolando Martinez, Health Administrator, stated that the Agreement would provide funds for "genetic screening" to determine if women receiving pre-natal care were carrying "encephalic" babies. He said that genetic screening was a very specialized screening and would be subcontracted with the Department of Mental Health and Mental Retardation.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Interlocal Agreement with the Texas Department of Mental Health and Mental Retardation for Genetic Screening and Counseling Services was approved.

**The Service Agreement is as follows:**

(19) **IN THE MATTER TO SELECT COMPANY FOR  
COLLECTION OF SOLID WASTE AT SELECTED PILOT  
PROJECT SITES (TABLED)**

Mr. Rolando Martinez, Health Administrator, stated that the Court had previously authorized "Request for Proposals" for solid waste collection at selected "pilot" sites in Precinct No. 2, and that Government Management Services, Brownsville, Texas, had provided the most economical proposal.

At this time, Commissioner Cascos suggested that this Item be "Tabled" to allow the Health Department the opportunity to coordinate efforts with the County Engineer.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, this Item was TABLED.

(21) **AUTHORIZATION FOR CONCESSION LEASE BETWEEN  
ALFONSO SALAZAR, DBA: SEA RANCH GROCERIES  
AND TACKLE AND CAMERON COUNTY FOR A  
GROCERY/TACKLE/MARINA FUEL CONCESSION**

Mr. Kenneth Conway, Parks Director, explained that Items No. 21, 22, and 23 were all related and would provide for the Sea Ranch Grocery Store to include the sale of fuel to the Sea Ranch Marina.

He explained that the south end of the Sea Ranch Marina had a swimming pool which had not been used in the last two (2) years and it had been suggested to utilize the swimming pool as a "fuel containment" facility for the Company that would provide new fuel tanks. He said that a new concession building would be built on an existing slab and a Land Lease Agreement would be needed for the Company providing the fuel tanks.

Mr. Conway explained that Item No. 21 would be a standard four (4) year Lease with the rental fee of \$250.00 per month or ten percent (10%) of gross receipts.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Lease Agreement between Mr. Alfonso Salazar, d/b/a Sea Ranch Groceries and Tackle, and Cameron County for a Grocery, Tackle and Marina Fuel Concession was approved.

**The Lease Agreement is as follows:**

(22) **AUTHORIZATION OF SPECIAL PURPOSE LEASE OF  
FUEL TANK STORAGE SPACE AT SEA RANCH MARINA  
BY CANTRELL OIL COMPANY AND CAMERON  
COUNTY**

Mr. Kenneth Conway, Parks Director, explained that the investment in placing the fuel tanks by Cantrell Oil Company was substantial, and that they had requested a five (5) year Lease.

Commissioner Cascos moved that the special purpose Lease of the fuel tank storage space at the Sea Ranch Marina by Cantrell Oil Company and Cameron County be approved, along the terms and conditions as outlined by the Parks Director, and subject to review by Counsel.

The motion was seconded by Commissioner Valencia and carried unanimously.

**The Lease Agreement is as follows:**

(23) **CONSIDERATION AND ACTION REGARDING FUELING PRACTICES IN SEA RANCH MARINA**

Mr. Kenneth Conway, Parks Director, recommended to prohibit the truck-borne fuel sales inside the Marina due to safety and ecological hazards, with the exception of the watercraft that could not physically reach the fueling dock due to the Marina draft.

Judge Garza suggested that a "special permit" be issued on a "case-by-case" basis regarding the boats that could not reach the fueling dock.

Commissioner Cascos moved to prohibit the truck-borne fueling sales inside the Sea Ranch Marina, with the exception, of a case-by-case basis, of the watercraft that could not physically reach the fueling dock.

The motion was seconded by Commissioner Valencia and carried unanimously.

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(24) **CONSIDERATION AND ACTION FOR PARK SYSTEM TO PURCHASE CELLULAR TELE-PHONE FOR \$385.00 WITH A MONTHLY SERVICE EXPENSE OF \$49.00 FOR USE BY PARKS DIRECTOR AND ADMINIS-TRATIVE STAFF AS NEEDED**

At this time, Commissioner Valencia questioned the Parks Director's need for a mobile phone and Mr. Kenneth Conway, Parks Director, responded that it would increase his communication efficiency when he is out of his office inspecting work sites or when traveling.

Mr. Conway explained that the mobile phone would be for his staff as well, that the use would be limited, and stressed that the only time that he could anticipate using the phone for personal reasons would be to advise family of his late arrival, if he was on the road and working late.

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the purchase of a cellular telephone for \$385.00, with a monthly service expense of \$49.00, for use by the Parks Director and Administrative Staff as needed was authorized.

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(25) **AUTHORIZATION/RATIFICATION OF GRANT APPLICATION TO NATIONAL TREE PLANNING PROGRAM FOR SBA FUNDS FOR TREE PLANTING IN ISLA BLANCA AND ANDY BOWIE PARK**

Mr. Kenneth Conway, Parks Director, explained that the Grant Application for the Tree Planting Program had been submitted to the Small Business Administration (SBA) for consideration and requested ratification. He added that the local "match" would be in-kind labor to maintain the trees.

Judge Garza asked if the same type of application could be submitted to plant trees around the County Courthouse and Mr. Conway responded that it was too late to submit an application for the current fiscal year. He reminded the Court that the Grant included a forty-five percent (45%) local "match" which could be in-kind labor for maintenance of the trees, and added that he would help prepare the Grant Application for the next fiscal year, if the Court so directed.

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the Grant Application to the National Tree Planning Program for Small Business Administration (SBA) Funds for tree planting in Isla Blanca and Andy Bowie Park was ratified.

**The Grant Application is as follows:**

- (26) **AUTHORIZATION TO DESIGNATE SEA RANCH MARINA SLIPS 1 THROUGH 10 AS THE LIGHTED BOAT VIEWING AREA FOR FOUR NIGHTS SUBSEQUENT TO CHRISTMAS LIGHTED BOAT PARADE (DECEMBER 5TH THROUGH 8TH)**

Commissioner Cascos moved that the Sea Ranch Marina Slips one (1) through ten (10) be designated as the "lighted boat viewing area" for four (4) nights subsequent to the Christmas Lighted Boat Parade, that being December 5-8, 1992.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- (27) **AUTHORIZATION TO ADVERTISE FOR BIDS TO REPLACE TWO 4-WHEEL DRIVE PATROL VEHICLES AND ONE FULL-SIZE PICKUP TRUCK**

Commissioner Cascos moved that the advertisement for bids to replace two (2) 4-wheel drive patrol vehicles and one (1) full-size pickup truck be authorized.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- (28) **AUTHORIZATION TO AMEND THE BID DATE FROM MARCH 23, 1992, TO APRIL 6, 1992, FOR BIDS ON THE LOS INDIOS INTERNATIONAL BRIDGE ADMINISTRATION BUILDING AND TOLL PLAZAS**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the approval given to amend the bid date from March 23, 1992 to April 6, 1992, for bids on the Los Indios International Bridge Administration Building and Toll Plazas, was ratified.

- (29) **AUTHORIZATION FOR COUNTY ENGINEER TO PREPARE PLANS AND SPECIFICATIONS FOR PHASE II OF PRECINCT NO. 2 OVERLAY PROJECT IN OLMITO**

Commissioner Cascos moved that the County Engineer be directed to prepare the Plans and Specifications for Phase II of the Precinct No. 2 Overlay Project in Olmito.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- (30) **IN THE MATTER FOR THE COUNTY JUDGE TO EXECUTE A QUITCLAIM DEED FOR A PORTION OF RIGHT OF WAY AT THE CORNER OF MADISON STREET AND HIGHWAY 100 (TABLED)**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, this Item was TABLED for one (1) week.

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**(31) APPROVAL OF TRAVEL EXPENSES**

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the following travel expenses were approved, subject to availability of funds in their budget:

- a) Sheriff Perez and Jail Administrator Masso to Austin, Texas, to attend Conference on May 5-7, 1992;
- b) Parks Director to Sinton, Texas, on March 26, 1992, for Meetings with local Elected Officials regarding expansion of Texas Park Fund;
- c) Two (2) Health Department employees to Corpus Christi, Texas, on April 7-8, 1992, to attend Workshop;
- d) County Judge to Austin, Texas, on March 25, 1992, to attend Texas Department of Transportation Hearings on Valley Mobility Study;
- e) Drug Task Force Director and a representative to attend Meeting in San Antonio, Texas, on March 25-26, 1992;
- f) Three (3) Health Department employees to attend Workshop in McAllen, Texas, on May 18, 1992;
- g) Computer Department Director to New Orleans, Louisiana, to attend Conference on August 22-27, 1992;
- h) Jail Administrator to Bandera, Texas, to attend Seminar on April 12-17, 1992; and
- i) County Court at Law Judge A. G. Betancourt, to attend Seminar in Houston, Texas, on May 9-10, 1992.

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**(32) EXECUTIVE SESSION**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the Court met in Executive Session at 11:00 A. M. to discuss the following matters:

- a) Discuss Engineering and Right-of-Way Personnel matters related to filling the County Right-of-Way Agent and Office Manager's positions, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes);
- b) Discuss Personnel Evaluation of Mr. Rolando Martinez, Health Administrator, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes); and
- c) Terminate Convention Center Lease Agreement between Cameron County and the Town of South Padre Island pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes).

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the Court reconvened in Regular Session at 12:30 P. M.

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**(33) ACTION RELATIVE TO EXECUTIVE SESSION**

- a) Discuss Engineering and Right-of-Way Personnel matters related to filling the County Right-of-Way Agent and Office Manager's positions. [NO ACTION TAKEN]

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that NO ACTION be taken at this time.

Commissioner Cascos moved to acknowledge the discussion and to defer action until such time as the Item is placed again before the Court for consideration.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- b) Discuss Personnel Evaluation of Mr. Rolando Martinez, Health Administrator.

Judge Garza reported that after some discussion with Mr. Rolando Martinez, Health Administrator, the Court evaluated him "favorably". Judge Garza reported that the Court highlighted several areas that the Court felt were, if not "outstanding", certainly were "very good" and added that in particular, the County Health Department's role "vis-a-vis" with the University of Texas Medical Branch in Galveston, Texas, the Binational Commission in conjunction with the University of Texas in San Antonio (UTSA), the Project Hope and a number of other Projects were very good.

Judge Garza stated that the suggestion was made in Executive Session that the County Health Department continue to build on the relations that had been fostered with the different Agencies and that the Health Administrator provide a Plan or direction for the coming year. He said that the comments were very favorable and that several of the Commissioners voiced the desire to meet on an individual basis to get a better understanding of the Health Department's Operations as well as an appreciation of the size of the task of the Health Administrator.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the Report by Judge Garza regarding the Personnel Evaluation of Mr. Rolando Martinez, Health Administrator, was acknowledged.

- c) Terminate Convention Center Lease Agreement between Cameron County and the Town of South Padre Island.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the Court terminate and authorize the execution of a "New" Lease Agreement, that being an action necessary to facilitate compliance with the Texas Alcoholic Beverage Commission (TABC) by the Town of South Padre Island in order to make the transition from a "temporary" to a "permanent" permit with respect to the sale of "beverages".

Commissioner Valencia moved that the Convention Center Lease Agreement between the Cameron County and the Town of South Padre Island be terminated, and that the County Judge be authorized to execute a "New" Lease Agreement with South Padre Island to facilitate compliance with the Texas Alcoholic Beverage Commission (TABC).

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**The Lease Agreements are as follows:**

**ANNOUNCEMENT:**

At this time, Judge Garza stated that the Afternoon Joint Meeting by and between the Cities of Harlingen and San Benito, as well as the Meeting with respect to "drainage" matters would be rescheduled and announced.

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There being no further business to come before the Court, upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the meeting was adjourned.

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APPROVED this \_\_\_\_\_ day of April, 1992.

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**ANTONIO O. GARZA, JR.**  
**COUNTY JUDGE**

**ATTEST:**

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**JOE G. RIVERA,**  
**COUNTY CLERK AND EX-OFFICIO CLERK**  
**OF THE COMMISSIONERS' COURT OF**  
**CAMERON COUNTY, TEXAS**