

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 30TH day of MARCH, 1992 there was conducted a REGULAR 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:
1:30 P. 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 Ms. Susan Cowen and Ms. Sylvia Mancillas, Leadership Brownsville Class VII, to lead the Court and 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 27, 1992, at 8:28 A. M.

(1) APPROVAL OF COUNTY CLAIMS

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the County Claims were approved as presented and on the recommendation by the County Auditor, noting that none required "Affidavits".

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**(3) IN THE MATTER OF MINUTES OF MARCH 27, 1992
(TABLED)**

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

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**(4) APPROVAL TO INCREASE LINE ITEM NO. 10-499 BY
\$3,780.00 (TEMPORARY PART TIME HELP FOR TAX
OFFICE)**

Mr. Tony Yzaguirre, County Tax Assessor-Collector, explained that funds for the "temporary part-time help" for the Tax Office would be exhausted the following day, and he was requesting additional funding for the balance of the Fiscal Year. He said that the part-time help is for the Bookkeeping for the Automobile Division.

Judge Garza questioned why the Part-time Budget Line Item would be expended in March 1992, and Mr. Yzaguirre responded that two (2) positions were budgeted through the end of December, 1991, and the other position through March 31, 1992, and he was requesting the extension of this part-time position until the end of the Fiscal Year.

Commissioner Cascos moved to draw \$3,780.00 from Lapsed Salaries to increase Line Item No. 10-499 for the temporary part-time help for the Tax Office.

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

AYE: Commissioners Rosenbaum and Cascos

NAY: Commissioner Valencia.

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**(5) APPROVAL OF MOBILE VENDOR'S PERMIT
APPLICATION FOR JAMES VENDETTI/LINA FAKHRY,
DBA: LEMON ICE OF TEXAS AT ANDY BOWIE PARK
AREA**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Valencia and carried unanimously, the Mobile Vendor's Permit Application for James Vendetti/Lina Fakhry, dba Lemon Ice of Texas at Andy Bowie Park area was approved.

The Permit Application is as follows:

(6) **CONSIDERATION AND ACTION TO APPROVE CHANGE
ORDER NO. 2 TO MCALLEN CONSTRUCTION ON LOS
INDIOS INTERNATIONAL BRIDGE**

Mr. Jack Brown, Project Manager, explained that the Change Order would add certain Items to the McAllen Construction Contract, and that those Items would ultimately be deleted from the South Texas Construction Contract. He said that it would be more expeditious to have the McAllen Construction do the work because of the timing, and that the net increase would be approximately \$6,000.00.

Commissioner Valencia moved that Change Order No. 2 to the McAllen Construction Contract, on the construction on the Los Indios International Bridge, be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Change Order is as follows:

(7) REQUEST FOR PRELIMINARY AND FINAL APPROVAL

At this time, Mr. Andy Cueto, County Engineer, introduced Mr. Victor Bañuelos, as the "new" Assistant to the County Engineer.

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, preliminary and final approval was given to the following subdivision, on the recommendation of the County Engineer:
a) Vicinaiz Half-Acre Subdivision - being a subdivision of 0.51 acre out of Block 145 Fresnos Land and Irrigation Company Subdivision, Share 22, Espiritu Santo Grant, Cameron County, Texas.

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(8) REQUEST FOR FINAL APPROVAL

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, final approval was given to the following subdivision, on the recommendation of the County Engineer:
a) J & S Subdivision - being a replat of 4.82 acres out of the Southeast corner of Block 30, Stuart Place Subdivision, Section 139 and 298, Volume 5, Page 6, Map Records of Cameron County, Texas.

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(9) APPROVAL OF TRAVEL EXPENSES

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the following travel expense was approved, subject to availability of funds in the budget:
a) County Judge to Washington, D. C., to attend Mexico-Texas Bridge Owners' Association Meeting on May 17-20, 1992.

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(10) REQUEST FOR PRELIMINARY APPROVAL

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, preliminary approval was given to the following subdivision, on the recommendation of the County Engineer:
a) Baker Potts Estates Subdivision - being 0.74 acres out of a certain 4.22 acres out of a certain 4.22 acres tract (tract No. 5) out of a 39.94 acre tract in survey 296, Stuart Subdivision, in Cameron County, Texas.

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At this time, Mr. Mark Twenhafel, Attorney-at-Law, McAllen, Texas, introduced himself to the Court and explained that his practice had a heavy emphasis on Bankruptcy representation and that he is known as a "financial undertaker". He said that he helps individuals experiencing difficulties with bankruptcy proceedings and added that it was his understanding that the Court was involved in a proceeding that might need some help.

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(11) EXECUTIVE SESSION

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Court met in Executive Session at 2:00 P. M. to discuss the following matter:
a) Confer with Counsel concerning Cameron County vs. Alicia Pasol, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes).

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Court reconvened in Regular Session at 2:30 P. M.

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(12) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Confer with Counsel concerning Cameron County vs. Alicia Pasol.

Judge Garza reported that the Court received a Report from Counsel on the matter concerning Cameron County vs. Ms. Alicia Pasol and noted that Mr. Mark Twenhafel, Attorney-at-Law, had been designated as Lead Counsel, substituting Mr. Lee Wiley, Attorney-at-Law, who had previously requested to be removed from this case.

Commissioner Valencia moved that the Report by Counsel be acknowledged and that Mr. Mark Twenhafel, Attorney-at-Law, be designated a Lead Counsel on the matter concerning Cameron County vs. Ms. Alicia Pasol.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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At this time, Mr. Jack Brown, Project Manager, requested that the bid date on the Toll Administration Building (at Los Indios International Bridge) be amended from April 6, 1992 to April 13, 1992.

It appeared to be the consensus of the Court, as determined by polling, to amend the bid date for the Toll Administration Building (at Los Indios International Bridge) from April 6, 1992, to April 14, 1992, subject to ratification and legal review.

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(2) BUDGET AMENDMENTS AND/OR SALARY SCHEDULES

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the 1990/1991 Budget Amendment No. 49 and the 1991/1992 Budget Amendment No. 20 were approved.

The Budget Amendments are as follows:

SUPPLEMENTAL AGENDA ITEMS:

- (2) **AUTHORIZATION TO OPEN BIDS FOR 800 MHZ RADIOS
AND ANTENNAS FOR VARIOUS DEPARTMENTS**
- (3) **AUTHORIZATION TO OPEN BIDS FOR 150 MHZ RADIOS
AND ANTENNAS FOR VARIOUS DEPARTMENTS**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, approval was given to open bids as received for the 800 MHZ and the 150 MHZ radios and antennas for various Departments.

The bid received and opened for Item No. 2 is as follows:

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the bid was referred to the Purchasing Agent for tabulation and recommendation to the Court one (1) week hence.

The bids received and opened for Item No. 3 are as follows:

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the bids were referred to the Purchasing Agent for tabulation and recommendation to the Court one (1) week hence.

(1) **APPROVAL TO PURCHASE ONE (1) PORTABLE RADIO
FOR CONSTABLE PRECINCT NO. 5**

Commissioner Valencia explained that the "new" Constable for Precinct No. 5 is forming a "neighborhood watch" and is requesting a portable radio to assist him with the communications.

Mr. Michael Forbes, County Purchasing Agent, explained that two (2) mobile phones were approved and that the Constable does not have money in his budget for a portable radio.

Commissioner Valencia moved that the purchase of one (1) portable radio for Constable Precinct No. 5 be approved, said funds to be allocated from Lapsed Salaries.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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

APPROVED this _____ day of April, 1992.

ANTONIO O. GARZA, JR.
COUNTY JUDGE

ATTEST:

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