

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 30th day of AUGUST, 1994, there was conducted a REGULAR PUBLIC 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

JAMES R. MATZ  
COMMISSIONER, PRECINCT NO. 3

NATIVIDAD VALENCIA  
COMMISSIONER, PRECINCT NO. 4

NELLIE GARCIA Deputy  
COUNTY CLERK

ABSENT:  
  
\_\_\_\_\_

----- 0 -----

The meeting was called to order by Judge Antonio O. Garza Jr. He then asked Mr. Rick Nuñez, Attorney-at-Law, 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 Office of the County Clerk on August 26, 1994, at 2:29 P. M.:

**(1) APPROVAL OF COUNTY CLAIMS**

Commissioner Valencia moved that the County Claims be approved as recommended by the County Auditor.

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

AYE:Commissioners Rosenbaum, Cascos, Matz and Valencia

NAY:None

ABSTAIN:Judge Garza as to the claim of:

**E. DE LA GARZA, INC.**

Warrant No. 103726 - \$2,920.19,

Warrant No. 103727 - \$1,078.09,

Warrant No. 103850 - \$ 600.38,

Warrant No. 103851 - \$ 207.44,

Warrant NO. 103852 - \$2,772.93, and

Warrant No. 103853 - \$ 255.36.

**The Affidavit is as follows:**

**(2) IN THE MATTER OF BUDGET AMENDMENTS  
AND/OR SALARY SCHEDULES (PASS)**

The Budget Officer indicated that there were no Budget Amendments and/or Salary Schedules for approval at this time.

----- o -----

**(3) APPROVAL OF MINUTES OF AUGUST 9, AND  
AUGUST 16, 1994, AND AUGUST 23, 1994  
(TABLED)**

Commissioner Matz moved that the Minutes of the Regular Meeting held August 9, 1994, at 1:30 P. M., and the Regular Meeting held August 16, 1994, at 1:30 P. M., be approved and that the Minutes of August 23, 1994, be tabled.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

----- o -----

**(4) AUTHORIZATION TO ACCEPT THE  
FOLLOWING ROADS INTO THE COUNTY  
ROAD SYSTEM: DAWN AVENUE, DIANE  
AVENUE, DENISE AVENUE, AND DELTA  
DRIVE, LOCATED IN PEDERSON BROTHERS  
SUBDIVISION, ABOUT 1000' WEST OF  
PAREDES LINE ROAD AND FRONTING ON  
THE SOUTH SIDE OF BINGLEY ROAD**

Mr. Andy Cueto, County Engineer, stated that Pederson Brothers was a new Subdivision and that said roads were paved.

At this time, Commissioner Matz stated that "the roads in question were paved as a condition of subdivision approval and had already gone through testing".

Commissioner Matz moved that the following roads, located in Pederson Brothers Subdivision, about 1000' West of Paredes Line Road and fronting on the South side of Bingley Road, be accepted into the County Road System: Dawn Avenue, Diane Avenue, Denise Avenue, and Delta Drive, on the recommendation of the County Engineer.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

----- o -----

**(5) AUTHORIZATION TO RANK TWO (2)  
PROJECTS WITHIN CAMERON COUNTY, (1)  
SAN PEDRO INTERMODAL PROJECT, (2)  
PALO ALTO BATTLEFIELD LAND  
ACQUISITION FOR FUNDING BY THE TEXAS  
DEPARTMENT OF TRANSPORTATION  
STATEWIDE TRANSPORTATION  
ENHANCEMENT PROGRAM**

Mr. Andy Cueto, County Engineer, stated that the San Pedro Intermodal Project was the same Project submitted last year, with a few modifications, and that the second Project was for land acquisition for the Palo Alto Battlefield site.

Commissioner Cascos moved that the San Pedro Intermodal Project be ranked first and Palo Alto Battlefield land acquisition be ranked second for funding by the Texas Department of Transportation Statewide Transportation Enhancement Program.

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

**AYE:** Commissioners Cascos, Rosenbaum, Matz and Valencia

**NAY:** Judge Garza.

**The Resolution is as follows:**

**(6) AUTHORIZATION TO PASS THE  
RESOLUTION TO ADOPT THE ORDER FOR  
FLOOD CONTROL**

Mr. Doug Wright, County Counsel, noted that the County Engineer was recommending that the effective date for the implementation of the Order be January 1, 1995.

Commissioner Matz moved that the Resolution for the Order for Flood Control be adopted, effective January 1, 1995.

The motion was seconded by Commissioner Cascos and carried unanimously.

**The Resolution is as follows:**

(7) **IN THE MATTER TO ESTABLISH A SHOE SHINE PARLOR WITHIN A DESIGNATED AREA (TABLED)**

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

----- 0 -----

(8) **ACKNOWLEDGEMENT OF PROPOSAL REVIEW COMMITTEE FOR THE SUNNY SKIES AND LEAL NO. 2 PLATTING PROJECT**

Mr. Alfonso Garcia, Community Development Coordinator, stated that the proposed Proposal Review Committee would include the following members:

Mr. Ernesto Hinojosa, Public Utilities Board

Mr. Dennis Raymond, Harlingen Waterworks

Mr. Rolando Martinez, County Health Administrator

Mr. Frank Bejarano, Program Development and Management Director; and

Mr. Alfonso Garcia, Community Development Coordinator.

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the Proposal Review Committee for the Sunny Skies and Leal No. 2 Platting Project was acknowledged as outlined, noting that the Request for Proposals (RFP'S) were due on September 2, 1994, and that the County should execute the Contract by September 24, 1994.

----- 0 -----

**"CONSENT" AGENDA ITEMS**

**THE FOLLOWING ITEMS WERE RECOMMENDED FOR "CONSENT" AND WERE EITHER RECOMMENDED BY THE DEPARTMENT HEAD, WITHIN BUDGET OR AWARDED TO THE LOW BIDDER:**

Upon motion by Commissioner Rosenbaum seconded by Commissioner Cascos and carried unanimously, the "Consent" Agenda Items were approved as follow, with the exception of "Item No. 9":

- (10) AUTHORIZATION TO ADOPT RESOLUTION FOR SETTING OF A TAX RATE FOR THE PORT OF HARLINGEN AUTHORITY

**The Resolution follows:**

- (11) AUTHORIZATION TO OPEN BIDS FOR CONSTRUCTION OF SEWER FACILITIES IN LAS PALMAS SECTION NO. 1, NO. 2, AND NO. 3 (TEXAS COMMUNITY DEVELOPMENT PROJECT [TCDP] NO. 702025 AND LAS PALMAS SECTION NO. 4 TCDP NO. 702071) AND FOR CONSULTING ENGINEER TO EVALUATE BIDS

**The Bids received and opened follow:**

- (12) APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH COASTAL BEND YOUTH CITY FOR PLACEMENT OF JUVENILES (OCTOBER 1, 1994 - SEPTEMBER 30, 1995)

**The Contract follows:**

- (13) APPROVAL OF ONE (1) MONTH EXTENSION ON CURRENT CONTRACT WITH COASTAL BEND YOUTH CITY (TO TERMINATE SEPTEMBER 30, 1994)

**The Extension follows:**

- (14) APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH HIDALGO COUNTY YOUTH VILLAGE FOR PLACEMENT OF JUVENILES (OCTOBER 1, 1994 - SEPTEMBER 30, 1995)

**The Contract follows:**

- (15) APPROVAL OF ONE (1) MONTH EXTENSION TO CURRENT CONTRACT WITH HIDALGO COUNTY YOUTH VILLAGE (TO TERMINATE SEPTEMBER 30, 1994)

**The Extension follows:**

- (16) APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH HOPE CENTER FOR PLACEMENT OF JUVENILES (SEPTEMBER 1, 1994 - SEPTEMBER 30, 1995)

**The Contract follows:**

- (17) APPROVAL OF CONTRACT FOR INTENSIVE SUPERVISION SERVICES WITH TEXAS KEY, INCORPORATED

**The Contract follows:**

- (18) APPROVAL OF LEASE AGREEMENT WITH BOCA CHICA TOWER FOR THE JUVENILE DEPARTMENT COMMUNITY CORRECTIONS PROGRAM

**The Lease Agreement follows:**

- (19) ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COLONIA CONSTRUCTION FUND

**The Resolution follows:**

- (20) ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR THE COMMUNITY DEVELOPMENT FUND

**The Resolution follows:**

- (21) AUTHORIZATION TO REQUEST FOR PROPOSALS (RFP'S) FOR ENGINEERING SERVICES ON RABB ROAD PAVING PROJECT
- (22) APPROVAL TO REAPPOINT MR. TOMAS FLORES, PRECINCT NO. 4, AND MS. AIDA URIBE, PRECINCT NO. 2, TO THE CAMERON COUNTY HOUSING AUTHORITY
- (23) AUTHORIZATION TO OPEN BIDS FOR A MINI VAN FOR THE HEALTH TUBERCULOSIS DEPARTMENT

**The Bids received and opened follow:**

- (24) AUTHORIZATION TO TRAVEL AND/OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO AVAILABLE FUNDS IN THEIR BUDGET:
  - a) Coordinator and Assistant for "People Against Violent Crime" to attend the "9th Annual Conference on Victims Assistance" in Fort Worth, Texas, on September 19-23, 1994.

**ITEM NO. 10**

**AUTHORIZATION TO ADOPT RESOLUTION FOR SETTING OF A TAX RATE  
FOR THE PORT OF HARLINGEN AUTHORITY**

**The Resolution follows:**



**ITEM NO. 11**

**AUTHORIZATION TO OPEN BIDS FOR CONSTRUCTION OF SEWER FACILITIES IN LAS PALMAS SECTION NO. 1, NO. 2, AND NO. 3 (TEXAS COMMUNITY DEVELOPMENT PROJECT [TCDP] NO. 702025 AND LAS PALMAS SECTION NO. 4 TCDP NO. 702071) AND FOR CONSULTING ENGINEER TO EVALUATE BIDS**

**The Bids received and opened follow:**

**ITEM NO. 12**

**APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH COASTAL BEND YOUTH CITY FOR PLACEMENT OF JUVENILES (OCTOBER 1, 1994 - SEPTEMBER 30, 1995)**

**The Contract follows:**

**ITEM NO. 13**

**APPROVAL OF ONE (1) MONTH EXTENSION ON  
CURRENT CONTRACT WITH COASTAL BEND YOUTH  
CITY (TO TERMINATE SEPTEMBER 30, 1994)**

**The Extension follows:**

**ITEM NO. 14**

**APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH HIDALGO COUNTY YOUTH VILLAGE FOR PLACEMENT OF JUVENILES (OCTOBER 1, 1994 - SEPTEMBER 30, 1995)**

**The Contract follows:**

**ITEM NO. 15**

**APPROVAL OF ONE (1) MONTH EXTENSION TO  
CURRENT CONTRACT WITH HIDALGO COUNTY  
YOUTH VILLAGE (TO TERMINATE SEPTEMBER 30,  
1994)**

**The Extension follows:**

**ITEM NO. 16**

**APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH HOPE CENTER FOR PLACEMENT OF JUVENILES (SEPTEMBER 1, 1994 - SEPTEMBER 30, 1995)**

**The Contract follows:**

**ITEM NO. 17**

**APPROVAL OF CONTRACT FOR INTENSIVE  
SUPERVISION SERVICES WITH TEXAS KEY,  
INCORPORATED**

**The Contract follows:**

**ITEM NO. 18**

**APPROVAL OF LEASE AGREEMENT WITH BOCA  
CHICA TOWER FOR THE JUVENILE DEPARTMENT  
COMMUNITY CORRECTIONS PROGRAM**

**The Lease Agreement follows:**



**ITEM NO. 19**

**ADOPTION OF A RESOLUTION AUTHORIZING THE  
SUBMISSION OF A TEXAS COMMUNITY  
DEVELOPMENT PROGRAM GRANT APPLICATION TO  
THE TEXAS DEPARTMENT OF HOUSING AND  
COMMUNITY AFFAIRS FOR THE COLONIA  
CONSTRUCTION FUND**

**The Resolution follows:**

**ITEM NO. 20**

**ADOPTION OF A RESOLUTION AUTHORIZING THE  
SUBMISSION OF A TEXAS COMMUNITY  
DEVELOPMENT PROGRAM GRANT APPLICATION TO  
THE TEXAS DEPARTMENT OF HOUSING AND  
COMMUNITY AFFAIRS FOR THE COMMUNITY  
DEVELOPMENT FUND**

**The Resolution follows:**

**ITEM NO. 23**

**AUTHORIZATION TO OPEN BIDS FOR A MINI VAN FOR  
THE HEALTH TUBERCULOSIS DEPARTMENT**

**The Bids received and opened follow:**

**(25) EXECUTIVE SESSION**

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the Court met in Executive Session at 1:50 P. M. to discuss the following matters:

- a) Discuss settlement negotiations of pending litigation on Leticia Salinas Quintero, Juan Manuel Quintero and Brenda Lucia Salinas, a minor, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 and 551.071;
- b) Confer with County Counsel concerning possible litigation involving a tract of land in Block No. 112, San Benito Land and Water Company Subdivision, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A)(B);
- c) Discuss with County Counsel the case styled Shole vs. Cameron County, et. al., Cause No. 94-07-3656-B in the 103rd District Court, Cameron County, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072 (1) (A);
- d) Discuss disposition of Tax Foreclosed Property, located within the City of Port Isabel, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- e) Confer with legal Counsel concerning contemplated litigation involving Cameron County Detention facilities, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1) (2);
- f) Confer with legal Counsel concerning possible litigation involving tax collection on behalf of Cameron County, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1) (2);
- g) Confer with legal Counsel concerning possible litigation involving a parcel of land, situated in the City of Brownsville, Cameron County, Texas, out of and formerly a part of Lots No. 7 and No. 8, Block No. 61, Original Townsite, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1) (2);
- h) Confer with Counsel concerning possible litigation involving the County's application of Subdivision and Platting requirements, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1) (2);
- i) Discuss renewal Application for Commercial Use Permit of South Padre Island, Sea Scape Incorporated, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- j) Conference with Mr. Amado Vasquez and Mr. Efrain Ramirez, County employees, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.074.

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Court reconvened in Regular Session at 4:30 P.M.

----- 0 -----

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

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the following actions should be approved as follow:

- Item "a" - to direct settlement on said case, along the terms and conditions as agreed to in Executive Session;
- Item "b" - to direct County Counsel to contact Mr. Otis Klar, complainant, on the matter with respect to the potential and contemplated litigation;
- Item "c" - to acknowledge the Status Report presented by County Counsel;
- Item "d" - to direct County Counsel to pursue said matter, along the terms and conditions as outlined in

Executive Session;

Item "e" - to acknowledge the Status Report from County Counsel and to direct County Counsel and the County Auditor to proceed along the terms and conditions as outlined in Executive Session;

Item "f" - to acknowledge the Status Report from legal Counsel and to direct County Counsel to visit with Mr. Christopher Phillippe, Attorney-At-Law, about possible remedial action in the situations regarding said matter, along the terms and conditions as outlined in Executive Session;

Item "g" - to acknowledge the Status Report from County Counsel and to direct County Counsel to pursue legal action, along the terms and conditions as outlined in Executive Session; and

Item "h" - to acknowledge the Status Report form County Counsel and the County Engineer, and to direct County Counsel to pursue discussions with the aggrieved party, represented by Mr. Victor Buñuelos, along the terms and conditions as outlined in Executive Session.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, action relative to Executive Session on Items 26 "a" through "h" were approved as follow:

- a) Regarding settlement negotiations of litigation on Leticia Salinas Quintero, Juan Manuel Quintero and Brenda Lucia Salinas, a minor.

Directed settlement of said case, along the terms and conditions as agreed to in Executive Session;

- b) Regarding discussion with Counsel concerning possible litigation involving a tract of land in Block No. 112, San Benito Land and Water Company Subdivision.

Directed Mr. Doug Wright, County Counsel, to contact Mr. Otis Klar, complainant, on said matter with respect to the potential and contemplated litigation;

- c) Regarding discussion with County Counsel regarding the case styled Shole vs. Cameron County, et. al., Cause No. 94-07-3656-C in the 103rd District Court, Cameron County.

Acknowledged the Status Report received from Mr. Richard Burst, County Counsel;

- d) Regarding discussion on deposition of Tax Foreclosed Property located within the City of Port Isabel.

Directed County Counsel to pursue said matter, along the terms and conditions as outlined in Executive Session;

- e) Regarding conference with legal Counsel concerning contemplated litigation involving Cameron County Detention facilities.

Acknowledged the Status Report from County Counsel and directed County Counsel and the County Auditor to proceed along the terms and conditions as outlined in Executive Session;

- f) Regarding conference with legal Counsel concerning possible litigation involving tax collection on behalf of Cameron County;

Acknowledged the Status Report from Mr. Christopher Phillippe, Attorney-At-Law, and directed Mr. Doug Wright, County Counsel, to visit with Mr. Phillippe about possible remedial action in the situations comparable to said item;

- g) Regarding conference with legal Counsel concerning possible litigation involving a parcel of land situated in the City of Brownsville, Cameron County, Texas, out of and formerly a part of Lots No. 7 and No. 8, Block No. 61, Original Townsite;

Acknowledged the Status Report from Mr. Mark Twenhafel, Attorney-At-Law, and directed him to pursue legal action, along the terms and conditions as outlined in Executive Session; and

- h) Regarding conference with County Counsel concerning possible litigation involving the County's Application of Subdivision and Platting Requirements;

Acknowledged the Report from County Counsel and the County Engineer and directed County Counsel to pursue discussions with the aggrieved party, represented by Mr. Victor Buñuelos, along the terms and conditions as outlined in Executive Session.

- i) Action regarding discussion on the renewal Application for Commercial Use Permit of South Padre Island, Sea Scape, Incorporated.

Judge Garza noted that Mr. Douglas Wright, County Counsel, recused himself from the discussions and was not part of the Report or discussions with respect to the said matter and added that Ms. Dylbia Jeffries, County Counsel, and Mr. Ken Conway, Parks Director represented the County.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that Mr. Ken Conway, Parks Director, should settle said matter, along the terms and conditions as outlined in Executive Session, and to report to the Court prior to a final determination.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, Mr. Ken Conway, Parks Director, was directed to settle the matter concerning the Renewal Application for the Commercial Use Permit of South Padre Island, Sea Scape, Incorporated, and to report to the Court prior to a final determination.

- j) Action regarding conference with County Employee Amado Vasquez and with County Employee Efrain Ramirez.

Judge Garza noted that Mr. Amado Vasquez, County employee, was represented by Mr. Rick Nuñez, Attorney-at-Law, and Mr. Efrain Ramirez was represented "pro-se". He added that "Counsel was advised that the matter would be discussed in Executive Session, unless requested otherwise, and that Counsel responded with the desire to keep said matter in Executive Session." Judge Garza added that Counsel acknowledged that this was, in effect, a "new complaint" and perhaps not properly before the Court, in that the prior grievance was the subject of another discussion.

Judge Garza reported that after some discussion with the Parks Director and Mr. Rick Nuñez, Attorney-At-Law, it was the consensus of the Court as determined by polling, that the matter was not properly before the Court and that County Counsel should be directed to offer complainants the opportunity to withdraw their complaints, since it was a new complaint, and to pursue it through the appropriate procedure; or alternatively, to acknowledge that the Grievance Procedure regarding the prior complaint was, in effect, followed according to the proper procedures.

Judge Garza added that the Court would direct Mr. Ken Conway, working with County Counsel, to advise all Departmental employees as to the existing Personnel Policies, in particular, those Policies that related to the issue of substance abuse and to draft appropriate remedial procedures for the Department.

At this time, Mr. Doug Wright, County Counsel, clarified that the Court made a finding, based on the documentation presented by the Parks Director, regarding the grievance appeal. He added that, although Counsel

recited to the Court that he felt that the current discussion involved a new issue, the Court supported the decision as outlined by the Parks Director in the letter to the parties concerned regarding the Appeal.

Mr. Wright stated that "the Court supported the decision made, at that point, by the Parks Director, and did not over rule said decision, and added that there may be other issues that the Parks Director may have to face in the future."

Commissioner Cascos moved to acknowledge that the matter of the new complaint was not properly before the Court, to direct County Counsel to offer complainants the opportunity to withdraw their complaint, since it was a new complaint; or alternatively, to acknowledge that the Grievance Procedures regarding the prior complaint were followed according to the proper procedures; to acknowledge that the Court supported the decision by the Parks Director; and to direct the Parks Director to work with County Counsel, to advise all Departmental employees as to the existing Personnel Policies, in particular, those Policies that relate to the issue of substance abuse and to draft appropriate remedial procedures for the Department.

The motion was seconded by Commissioner Matz and carried unanimously.

----- 0 -----

## **"CONSENT" AGENDA ITEM**

### **(9) AUTHORIZATION TO HOLD PUBLIC HEARING ON POSSIBLE PROPERTY TAX INCREASE**

Judge Garza noted that the Budget Officer needed some direction from the Court, in order to publish the "Notices" necessary for any possible property tax increase.

Ms. Rosemary Martinez, Budget Officer, stated that after reviewing the Budget requests by the different Departments and the increased demands in excess of the Budget, that "it became very apparent that the County would not be able to fund the existing Budget based on the effective tax rate, plus the three percent (3%) salary increases".

Ms. Martinez stated that several potential tax rates were reviewed and she was recommending that the effective tax rate be adopted, plus the three percent (3%) for salary increases, plus the tax rate necessary to fund Project Road Map.

At this time, Ms. Martinez reviewed the "Notice" for publication, noting that it was required by Statutes and added that if the proposed tax rate was adopted, the County would not be able to fund a three percent (3%) salary increase for employees, but would be able to fund some of the new positions and only fifty percent (50%) of the staff requested for the Juvenile Department. She reported that the proposed effective tax rate would generate \$11,768,000.00 in the County's General Fund, and added that without considering the three percent (3%) salary increase, the County would need to generate \$24,489,000.00. She stated "that anything less than that would probably be impossible".

She added that an effective tax rate, plus three percent (3%) would generate \$23,996,000.00 and added that the funding level for Fiscal Year 1994 was at \$24,302,000.00, and did not include full funding for some items

approved by the Court that would impact the Fiscal Year 1995 Budget. She recommended that "at the very least, the Court support the effective tax rate, plus three percent (3%), plus the tax necessary for Project Road Map."

Ms. Martinez indicated that the action required was to authorize the publication of the "Notice" for the Public Hearing to be held September 9, 1994, at 1:30 P. M.

Commissioner Cascos questioned when the Court would have the "hard copy" of the Budget for review and Ms. Martinez responded that the Budget would be filed on September 8, 1994, and that the Budget would not be adopted until September 13, 1994.

Commissioner Matz noted that some of the increases were directly related to Law Enforcement and un-funded mandates from the State, and Ms. Martinez noted that fifty-five percent (55%) of the \$24,489,000.00 Budget was for Law Enforcement.

Commissioner Cascos remarked that the Court had supported Projects, such as Project Road Map, the Juvenile Detention Center, and the Health Facility, that now needed to be funded; and added that it would be contradictory not to support the proposed tax increase.

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the publication for the "Notice" of the Public Hearing was approved.

The Notice and Proposed Tax Rates are as follows:



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

----- 0 -----

APPROVED this **9th** day of **SEPTEMBER, 1994**.

---

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

**ATTEST:**

---

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