

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 21st day of MARCH, 1995, 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:
GILBERTO HINOJOSA
COUNTY JUDGE

COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS
COMMISSIONER, PRECINCT NO. 2

JAMES R. MATZ
COMMISSIONER, PRECINCT NO. 3

HECTOR PEÑA
COMMISSIONER, PRECINCT NO. 4

PRISCILLA J. KEE Deputy
COUNTY CLERK

ABSENT:

LUCINO ROSENBAUM, JR.

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The meeting was called to order by Judge Hinojosa. He then asked Pastor Juan J. Morales, Iglesia En La Roca, for the invocation, and the entire Court 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 Office of the County Clerk on March 17, 1995, at 8:39 A. M.:

(1)

APPROVAL OF THE COUNTY CLAIMS

At this time, Mr. Mark Yates, County Auditor, highlighted the following Vehicle and Equipment List in the Road and Bridge Fund, and the Auditor's Recommendations on the Equipment Requests by the various Departments, to be funded by the General Fund:

At this time, Commissioner Matz reminded the County Auditor of the request for a Mid-Year Budget Review and the County Auditor responded that the Report reflecting the expenditures would be provided.

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the County Claims were approved as recommended by the County Auditor.

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**(2) BUDGET AMENDMENTS AND/OR SALARY
SCHEDULES**

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Fiscal Year 1995 Budget Amendment No. 95-15, and the Salary Schedule for the Maternal & Child Health Department, Fund No. 27-629, were approved as recommended by the County Auditor.

The Budget Amendment and Salary Schedule are as follow:

(3) IN THE MATTER OF MINUTES [PASSED]

The Deputy County Clerk reported that there were no Minutes for approval at this time.

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**(4) AUTHORIZATION TO ADVERTISE FOR BIDS FOR
THE LEASE PURCHASE OF ROAD AND BRIDGE
EQUIPMENT**

Commissioner Matz moved that advertisement for bids for the Lease Purchase of Road and Bridge Equipment be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

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**(5) APPROVAL OF A RESOLUTION DECLARING MARCH
28, 1995, AS "MR. ROBERTO RIVERA DAY"**

At this time, Mr. Kenneth Conway, Parks Systems Director, recognized Mr. Roberto Rivera, Cameron County Parks System Equipment Operator, for the forty (40) years of service to Cameron County and recommended that March 28, 1995, be designated as "Roberto Rivera Day" in Cameron County.

Commissioner Cascos moved that the Resolution honoring Mr. Roberto Rivera, Cameron County Parks System Equipment Operator, be adopted on the occasion of his retirement, and that March 28, 1995, be proclaimed as "Roberto Rivera Day" in Cameron County.

The motion was seconded by Commissioner Matz and carried unanimously.

The Resolution is as follows:

(6) ADOPTION OF A RESOLUTION HONORING MS. GLORIA M. GONZALEZ, DEPUTY COUNTY CLERK, ON THE OCCASION OF HER RETIREMENT, AND PROCLAIMING MARCH 31, 1995, AS "GLORIA M. GONZALEZ DAY" IN CAMERON COUNTRY

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Resolution honoring Ms. Gloria Gonzalez, Deputy County Clerk, was adopted, on the occasion of her retirement, and March 31, 1995, was proclaimed as "Gloria M. Gonzalez Day" in Cameron County.

At this time, Mr. Joe G. Rivera, County Clerk, stated that the Resolution would be presented at a Reception scheduled for March 31, 1995, at the Central Jury Room.

The Resolution is as follows:

(7) IN THE MATTER OF APPROVAL FOR A NEW POSITION AS ADMINISTRATIVE ASSISTANT FOR JUSTICE OF THE PEACE ED SARABIA [TABLED]

Judge Hinojosa clarified that Judge Ed Sarabia, Justice of the Peace, Precinct No. 2 Place No. 2, was not requesting an Administrative Assistant, but rather was trying to equalize the discrepancies between the salaries of the Court Clerk with that of the adjacent Court Clerk, and questioned whether action could be taken due to the wording of the Agenda Item, and the suggestion was made to table the matter and to place it back on the Agenda with the correct wording.

Commissioner Matz questioned the amount of the increase and Judge Hinojosa responded that the difference in salary was \$3,000.00, and the suggestion was made that the request should be submitted during the Budget Review Process or the Mid-Year Budget Review.

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

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(8) AUTHORIZATION TO PAY \$2,440.00 FROM THE CONTINGENCY FUND, THE MEMBERSHIP DUES FOR THE COUNTY TO THE TEXAS ASSOCIATION OF COUNTIES

Commissioner Matz moved that the amount of \$2,440.00, from the Contingency Fund, be allocated for the Texas Association of Counties Membership dues.

The motion was seconded by Commissioner Peña and carried unanimously.

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(9) AUTHORIZATION OF MR. REMI GARZA, EXECUTIVE ASSISTANT TO THE COUNTY JUDGE, AS THE COUNTY JUDGE'S DESIGNEE TO THE CAMERON COUNTY BAIL BOND BOARD

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, Mr. Remi Garza, Executive Assistant to the County Judge, was appointed to the Cameron County Bail Bond Board.

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**(10) APPROVAL TO APPOINT MR. RENE TORRES,
BROWNSVILLE, TEXAS, TO THE CAMERON
COUNTY CHILD WELFARE BOARD**

Upon motion by Commissioner Peña, seconded by Commissioner Matz and carried unanimously, Mr. Rene Torres, Brownsville, Texas, was appointed to the Cameron County Child Welfare Board..

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**(11) AUTHORIZATION TO APPROVE THE OFFICIAL
BONDS AND OATHS FOR MR. SAM SATO, MR.
HOWARD B. GIRAULT, AND MR. H. B. HILL, FOR
NEW TERMS AS COMMISSIONERS DIRECTORS
OF CAMERON COUNTY DRAINAGE DISTRICT
NO. 1**

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Official Bonds and Oaths of Office for Mr. Sam Sato, Mr. Howard B. Girault, and Mr. H.B. Hill, as Commissioners Directors of Cameron County Drainage District No. 1, were approved, subject to Legal Review.

The Official Bonds are as follow:

**(12) APPROVAL OF THE VOTING MACHINE LEASE
AND SERVICE AGREEMENTS BETWEEN
CAMERON COUNTY AND THE FOLLOWING
ENTITIES**

Commissioner Peña moved that the Lease and Service Agreements between Cameron County and the following entities be approved:

City of Santa Rosa;

Town of South Padre Island;

Town of Combes;

City of La Feria;

City of Port Isabel;

Santa Rosa Independent School District;

Los Fresnos Consolidated Independent School District;

La Feria Independent School District;

San Benito Consolidated Independent School District; and

Town of Laguna Vista.

The motion was seconded by Commissioner Matz and carried unanimously.

The Agreements are as follow:

(13) IN THE MATTER OF THE CONTRACT WITH METRO-SEARCH DIGITAL DATA-BASE TO PURCHASE CD-ROM PRODUCT [TABLED]

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, this Item was TABLED.

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(14) AUTHORIZATION FOR THE CAMERON COUNTY HEALTH DEPARTMENT TO SUBMIT AN APPLICATION FOR FUNDING UNDER THE TEXAS DEPARTMENT OF HEALTH MATERNAL AND CHILD PROGRAM FOR FISCAL YEAR 1996

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the Cameron County Health Department was authorized to submit an Application for funding under the Texas Department of Health Maternal and Child Program for Fiscal Year 1996.

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(15) AUTHORIZATION FOR THE TAX ASSESSOR COLLECTOR TO CONNECT ONE (1) CAMERON COUNTY TITLE COMPANY TO THE COUNTY COMPUTER TAX SYSTEM AS A PILOT PROJECT AND EVENTUALLY CONNECT ALL TITLE COMPANIES TO THE SYSTEM

Mr. Tony Yzaguirre, Cameron County Tax Office Director, explained that the thirty (30) day "Pilot" Program would provide one (1) Title Company to be on-line with the County, in order for the Title Company to be able to retrieve Tax information more rapidly and efficiently. He stated that the on-line Project would eliminate staff time spent on the telephone and the Title Companies would pay for the services. Mr. Yzaguirre added that once the "Pilot" Program was operational, the other Title Companies would be on-line.

At this time, the following Title Company representatives expressed their approval for the "Pilot" Program:

Mr. John White, Rio Grande Valley Abstract Title Company;

Mr. William Faulk Sr., Cameron County Title Company; and

Mr. Guy Hudleston, Southern Texas Title Company.

At this time, Mr. Mark Yates, County Auditor, stated that the new System would save the County thousands of calls each month and would ease some on the burden of the County employees. Mr. Yates stated that a similar Project

Proposal was being considered for the District Clerk's and the County Clerk's Imaging System, and added that the cost to the contracting Companies would be about \$125.00, per month.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Tax Assessor Collector's Office was authorized to connect with one (1) Title Company to the County Computer Tax System as a "Pilot" Project and eventually to connect all Title Companies to the System.

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"CONSENT AGENDA ITEM"

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 Matz, seconded by Commissioner Peña and carried unanimously, the "Consent" Agenda Items were approved as follow:

(16) AUTHORIZATION TO AWARD ANNUAL PROPOSALS - RFP#950102 -

PERSONAL COMPUTERS

- Government Aquisitions, Cincinnati, OH \$2,075.00
- Government Aquisitions, Cincinnati, OH \$2,250.00
- Government Aquisitions, Cincinnati, OH \$2,530.00
- Government Aquisitions, Cincinnati, OH \$3,110.00

(17) PRELIMINARY AND FINAL APPROVAL

- a) Precinct No. 4:**
Quail Terrace Estates Subdivision - being a 18.94 acres subdivision, same being 9.323 acres out of Block 3, Potter Subdivision.

(18) FINAL APPROVAL:

- a) Precinct No. 3 :**
Garcia Estates - being a subdivision of 16.85 acres consisting of all of Lot 3, Block 4, of the Citrus Gardens Subdivision out of Share 19, Espiritu Santo Grant.

(19) TRAVEL AND/ OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO AVAILABLE FUNDS IN THEIR BUDGET:

- a) Drug Enforcement Task Force Coordinator to attend the "Special Emergency Meeting" regarding funding for the Cameron County Financial Disruption Task Force, on March 2, 1995, in San Antonio, Texas;
- b) Computer Center employee to attend computer training of the "WordPerfect/Dos Class for Intermediate Windows" on April 7, 1995, in Pharr, Texas;

- c) Computer Center Director, Mr. Norio Nishiguchi, and one (1) employee to attend a two (2) day Seminar cosponsored by the Texas Commissioners for the Blind on March 23-24, 1995, in McAllen, Texas; and
- d) Women Infant and Children (WIC) Director to attend the Women Infant and Children (WIC) Health Education Campaign Developed by Best Start Meeting, on March 20, 1995, in Austin, Texas.

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(20) EXECUTIVE SESSION

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Court met in Executive Session at 2:11 P.M. to discuss the following matters:

- a) Discussion with County Counsel concerning the settlement offer in the case styled Rojano vs. Cameron County, Civil Action No. B-94-048, United States District Court, pursuant to Vernon Texas Annotated (V.T.C.A.), Government Code, Section 551.071(1)(B).
- b) Discussion with County Counsel concerning the case styled Balderas vs. Cameron County, et al, C-1181-95-E, 275th Judicial District Court, Hidalgo County, regarding the case and authority to represent individual defendants, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code Section 551.071(1)(a).
- c) Discussion with County Counsel concerning the case styled Garcia vs. Cameron County, 93-07-2953-C, 197th Judicial District Court, Cameron County, regarding the settlement offer, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(1)(b).

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

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(21) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Discussion with County Counsel on settlement offer in the Rojano vs. Cameron County;
- b) Discussion with County Counsel on the case style Balderas vs. Cameron County, et al, C-1181-95-E, 275th Judicial District Court, Hidalgo County, to discuss case and authority to represent individual defendants; and
- c) Discussion with County Counsel Garcia vs. Cameron County, 93-07-2953-C, 197th Judicial District Court, Cameron County, regarding settlement offer.

Judge Hinojosa reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel should proceed along the terms and conditions as outlined in Executive Session regarding said matters.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, County Counsel was directed to proceed along the terms and conditions as outlined in Executive Session regarding a) Rojano vs. Cameron County, Civil Action No. B-94-048; b) Balderas vs. Cameron County, et al, C-1181-95-E; and c) Garcia vs. Cameron County, 93-07-2953-C.

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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.

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APPROVED this **4th** day of **April**, 1995.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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