

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 4th day of APRIL, 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

LUCINO ROSENBAUM, JR.
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:


The meeting was called to order by Judge Gilberto Hinojosa. He then asked Mr. Bob Clark, Brownsville resident, for the invocation, and Commissioner Cascos 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 March 30, 1995, at 4:22 P M.:

(1) APPROVAL OF THE COUNTY CLAIMS

At this time, Mr. Mark Yates, County Auditor, explained the new identifying symbols used in the "Purchases with out Purchase Orders" Claim Listing; that being a plus (+) sign for Purchases exceeding the Purchase Order amount, an asterisk (*) for Purchases without Purchase Orders and the pound (#) sign for Purchase Orders after the Purchase had been made.

Mr. Yates presented the late claims as to Constable Precinct No. 8 Crime Watch, Warrant No. 116116, in the amount of \$1,500.00 and Rio Grande Valley Abstract Company, Warrant. No. 116117, in the amount of \$4,806.00 for approval.

Commissioner Rosenbaum moved that the County Claims be approved, inclusive of the late claim as to Warrant No. 116116, in the amount of \$1,500.00, and Warrant No. 116117, in the amount of \$4,806.00, as recommended by the County Auditor.

The motion was seconded by Commissioner Matz and carried unanimously.



(2) BUDGET AMENDMENTS AND/OR SALARY SCHEDULES

At this time, Mr. Mark Yates, County Auditor, reported that the opening date for the Juvenile Detention Center was scheduled for April 15, 1995. He recommended that an independent review of the structure be conducted, in response to the reported possible "cracks" on the building. Mr. Yates stated that the review would cost approximately \$500.00.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Peña and carried unanimously, the Fiscal Year 1994 Budget Amendment No. 94-39, the Fiscal Year 1995 Budget Amendment No. 95-17, and the Salary Schedules for the Justice of the Peace Precinct No. 2, Place No. 2, Fund No. 10-455, and the Juvenile Probation Department, Fund No. 10-571, were approved as recommended by the County Auditor.

The Budget Amendments and Salary Schedules are as follow:

(3) APPROVAL OF MINUTES OF MARCH 21, 1995

Upon motion by Commissioner Matz , seconded by Commissioner Peña and carried unanimously, the Minutes of the Regular Meeting held on March 21, 1995, at 1:30 P.M. were approved.

(4) PRESENTATION OF THE COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR FISCAL YEAR ENDING SEPTEMBER 30, 1994, BY THE FIRM OF PATILLO, BROWN AND HILL, CERTIFIED PUBLIC ACCOUNTANTS

At this time, Mr. Steve Bostick, with the Firm of Patillo, Brown and Hill, Certified Public Accountants, Waco, Texas, highlighted the following Comprehensive Annual Financial Report, the Compliance Report, and the Management Letter for the period ending September 30, 1994:

Commissioner Matz noted that many of the recommendations were tied to the programs being computerized and discussion followed concerning the following matters: 1) Investments being "low" risk or "no" risk, 2) Bi-weekly pay and tax liability, 3) Deposits concerning the Justices of the Peace, and 4) Check listing on the Bank deposits.

At this time, Commissioner Matz reviewed the following Memorandum regarding the County Auditors' Financial Report:

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Presentation regarding the Comprehensive Annual Financial Report for the Fiscal Year Ending September 30, 1994, was acknowledged.



(5) DISCUSSION OF EQUIPMENT REQUESTS FOR FISCAL YEAR 1995, AS PRESENTED TO CAMERON COUNTY ON MARCH 21, 1995

At this time, Commissioner Cascos questioned the disposition of the old copy machines and the County Auditor responded that some were traded-in and recently a discussion was held concerning transferring a copier to the Cameron Park Center from the Planning Department.

Commissioner Cascos recommended that the "used vehicle" be removed from the Computer Center Request and said amount be transferred to the Planning Department for the purchase of a copier. He questioned the cost for copiers for Constable Precinct No. 1 and Constable Precinct No. 8 and suggested that the County Auditor review said items.

Judge Hinojosa suggested that a uniform system for purchasing be established for Constables and Justices of the Peace.

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Equipment Requests List for Fiscal Year 1995, with the recommended changes was approved.

The List is as follows:

**(6) APPROVAL OF THE BID SPECIFICATIONS FOR
THE DEPOSITORY CONTRACT 1995 TO 1997**

Commissioner Cascos moved that the Bid Specifications for the Depository Contract for 1995 to 1997, be approved.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Specifications are as follow:

(7) AUTHORIZATION FOR THE PROGRAM DEVELOPMENT AND MANAGEMENT AND PARKS DEPARTMENTS TO APPLY FOR GRANT FUNDS FROM THE NATIONAL PARK SERVICE TO REHABILITATE COUNTY PARKS IN PRECINCT NO. 4

At this time, Judge Hinojosa explained that he had requested that the Parks System Department "move a little ways from the Island" and to provide the needed expertise to the County Parks.

At this time, Mr. Ken Conway, County Parks System Director, explained that the National Parks Service sponsored a Program to assist any Community or Municipal Park with Federal Grants, up to a maximum amount of \$200,000.00, subject to a thirty percent (30%) local match.

Judge Hinojosa noted that there were three (3) Parks in Precinct No. 4 and they were planning one (1) Park for Precinct No. 1, and discussion followed concerning the possible funding restrictions and the suggestion was made to continue to explore the options available to improve the County Parks.

Commissioner Peña moved that the Program Development and Management Department and the Parks Department be directed to apply for Grant funding from the National Park Service, in order to rehabilitate County Parks in Precinct No. 4.

The motion was seconded by Commissioner Cascos and carried unanimously.

(8) ADOPTION OF THE RESOLUTION PROCLAIMING APRIL AS "FAIR HOUSING MONTH"

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Peña and carried unanimously, the Resolution proclaiming April as "FAIR HOUSING MONTH" was adopted.

The Resolution is as follows:

(9) APPROVAL FOR CAMERON COUNTY TO JOIN THE BROWNSVILLE ECONOMIC DEVELOPMENT COUNCIL AS A CO-APPLICANT FOR THE 1995 SOUTHWESTERN BELL TELEPHONE ECONOMIC EXCELLENCE PROGRAM

At this time, Mark Sorenson, Brownsville Economic Development Council, requested that the Court assist with a "Team" Application to the Southwestern Bell Telephone Economic Excellence Program for the amount of \$5,000.00 to be used for Training Seminars, said training to be offered at various Communities and Economic Development entities, at no cost to the County.

Commissioner Peña moved that the County join the Brownsville Economic Development Council as a co-applicant for the 1995 Southwestern Bell Telephone Economic Excellence Program.

The motion was seconded by Commissioner Cascos and carried unanimously.



(10) AUTHORIZATION TO RATIFY THE CONTRACT FOR ACQUISITION SERVICES WITH ALLEN, WILLIFORD AND SEALE

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the approval given to the Contract for the Acquisition Services with Allen, Williford and Seale, Austin, Texas, was ratified.



(11) AUTHORIZATION TO APPROVE CHANGE ORDER NO. 1 ON THE INTERSECTION IMPROVEMENTS ON RANCHO VIEJO BOULEVARD AND OLD PORT ISABEL ROAD PROJECT AND DESIGNATE THE FUNDING SOURCE

Commissioner Cascos moved that Change Order No. 1 on the intersection improvements on Rancho Viejo Boulevard and Old Port Isabel Road Project be approved, said funds to be allocated from the Precinct No. 2 Budget.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.



(12) AUTHORIZATION FOR A TEMPORARY CLOSURE OF RANCHO VIEJO AVENUE FROM KATARINA AVENUE TO DANA AVENUE FOR A PERIOD OF SIX (6) MONTHS

At this time, Mr. Michael Martin, County Engineer, suggested that the site be closed for six (6) months, in order to discourage the people from using the site as a dump site.

Upon motion by commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the temporary closure of Rancho Viejo Avenue from Katrina Avenue to Dana Avenue, for a period of six (6) months, was approved.



(13) APPROVAL OF A CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND BROWNSVILLE MEDICAL CENTER TO PROVIDE PRENATAL AND OBSTETRICAL SERVICES AT THE BROWNSVILLE CLINIC

Commissioner Cascos moved that the Contract between the Cameron County Health Department and the Brownsville Medical Center, in order to provide Prenatal and Obstetrical Services at the Brownsville Clinic, was approved, subject to legal review.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Contract is as follows:

(14) AUTHORIZATION FOR THE HARLINGEN CONSOLIDATED INDEPENDENT SCHOOL DISTRICT TO USE VOTING MACHINES ON MAY 1, 1995, FOR TRAINING PURPOSE

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Harlingen Consolidated Independent School District was authorized to use the voting machines on May 1, 1995, for training purposes.

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

(15) AUTHORIZATION TO OPEN THE REQUEST FOR PROPOSALS (RFP) NO. 950301 FOR VOLUNTARY GROUP DENTAL INSURANCE

The Proposals follow:

(16) APPROVAL OF THE LEASE AGREEMENT RENEWAL BETWEEN FIRST UNITED AND CAMERON COUNTY FOR UPGRADING ONE (1) COMPUTER IN THE JUVENILE DEPARTMENT

The Lease Agreement follows:

(17) PRELIMINARY AND FINAL APPROVAL:

- a) Precinct No. 3:**
Edgewater Isle Estates Subdivision, a replat of Lot 11 - being 4.684 acres, all of Lot 11, Edgewater Isle Estates; and
- b) Precinct No. 1**
Faulk Gardens Subdivision - being 4.479 acres of land out of Lot No. 2, Block 105, El Jardin re-subdivision.

(18) PRELIMINARY APPROVAL

- a) Precinct No. 3**
Brittany Estates Subdivision - being 20.28 Acres out of Lots 2 and 3 of Crouch Gardens Subdivision.

(19) FINAL APPROVAL

- a) **Precinct No. 4**
Rancho Grande South Subdivision, Section II - being 24.428 acres, comprised of Tract A (15.099 acres) and Tract B (9.329 acres).



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

- a) Women Infant and Children (WIC) Director to attend the "State Meeting for WIC Local Agency Directors" at Camp Balcones Springs, Texas, on April 26 - 28, 1995;
- b) Sheriff and Major to attend the "Texas Jail Association Annual Conference" in Austin, Texas, on May 9-11, 1995, and the "Jail Management Issues Seminar" at South Padre Island, Texas, on May 17-19, 1995;
- c) Juvenile Chief and two (2) Juvenile Officers to attend the "Texas Probation Association 1995 Annual Conference" in Austin, Texas, on April 1-5, 1995;
- e) Juvenile Officer to attend the "Texas Probation Training Academy's Strategies for Juvenile Supervision Training for Trainers" in Huntsville, Texas, on May 1-2, 1995;
- f) County Judge's Assistant Administrator to attend the "American Institute for Environmental Education Spring Conference" at South Padre Island, Texas, on April 6-7, 1995; and
- g) County Judge to attend the "I-69 Meeting" and "Legislative Meetings" in Austin, Texas, on March 29-30, 1995.



**ITEM NO. 15 OPEN THE REQUEST FOR PROPOSALS (RFP) NO. 950301 FOR
VOLUNTARY GROUP DENTAL INSURANCE**

The Proposals follow:

**ITEM NO. 16 APPROVAL OF THE LEASE AGREEMENT RENEWAL BETWEEN
FIRST UNITED AND CAMERON COUNTY FOR UPGRADING ONE (1)
COMPUTER IN THE JUVENILE DEPARTMENT**

The Lease Agreement follows:

(21) EXECUTIVE SESSION

Upon motion by Commissioner Matz seconded by Commissioner Peña and carried unanimously, the Court met in Executive Session at 2:30 P.M. to discuss the following matters:

- a) To confer with County Counsel concerning the Right-of-Way acquisition for FM/509 for Parcel No. 18 (R.R. Property), pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- b) To confer with County Counsel for additional expenses on Parcel No. 7-19, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.
- c) To confer with County Counsel on a perspective use easement for Saldivar Road, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- d) To discuss current lease rent for El Pasol Building, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- e) To confer with County Counsel concerning authorization directing the County Judge to execute Quit Claim Deeds to the following real estate located within the City of Harlingen, to the City of Harlingen, as follows, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072:

Lot 11, Block 67, Original Townsite;
Lot 12, Block 67, Original Townsite;
W. 35' of Lot 9, and all of Lot 10, Block 4, Original
Townsite;
Lot 23, Block 4, S. Broadview; and
Lot 1, Block 142, Original Townsite.

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Court reconvened in Regular Session at 3:15 P.M.



(22) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Discussion with County Counsel concerning the Right-of-Way acquisition for FM/509 for Parcel No. 18 (R. R. Property);
- b) Discussion with County Counsel for additional expenses on Parcel No. 7-19; Section VII; and
- c) Discussion with County Counsel on a prescriptive use easement for Saldivar Road.

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 Cascos and carried unanimously, County Counsel was directed to proceed along the terms and conditions as outlined in Executive Session regarding the following:

- a) Discussion with County Counsel concerning the Right-of-Way acquisition for FM/509 for Parcel No. 18 (R. R. Property);
- b) Discussion with County Counsel for additional expenses on Parcel No. 7-19; Section VII; and
- c) Discussion with County Counsel on a prescriptive use easement for Saldivar Road.

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- d) Discussion with County Counsel concerning the current Lease Rent for the El Pasol Building.

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 matter.

Commissioner Cascos moved that County Counsel be directed to retroactively adjust the "Tenant Lease" to March 1, 1995, for 120 days at fifty percent (50%) of the original Lease amount, and the terms to be evaluated at the end of 120 days, depending on the condition of the "Mexican Peso".

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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- e) To confer with County Counsel concerning authorization directing the County Judge to execute Quit Claim Deeds to the following real estate located within the City of Harlingen, to the City of Harlingen, as follows,

Lot 11, Block 67, Original Townsite;
Lot 12, Block 67, Original Townsite;
W. 35' of Lot 9, and all of Lot 10, Block 4, Original Townsite;
Lot 23, Block 4, S. Broadview; and
Lot 1, Block 142, Original Townsite.

Judge Hinojosa reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel negotiate with the City of Harlingen and to develop a Policy, along the terms and condition as outlined in Executive Session.

Upon motion by Commissioner Peña, seconded by Commissioner Matz and carried unanimously, County Counsel was directed with the City of Harlingen and to develop a Policy, along the terms and conditions as outlined in Executive Session.

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

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APPROVED this **25th** 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