

THE STATE OF TEXAS           §

COUNTY OF CAMERON         §

**BE IT REMEMBERED** on the 23rd day of APRIL, 1996, there was conducted a **REGULAR Public Meeting 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, C.P.A.**  
**COMMISSIONER, PRECINCT NO. 2**

**JAMES R. MATZ**  
**COMMISSIONER, PRECINCT NO. 3**

**HECTOR PEÑA**  
**COMMISSIONER, PRECINCT NO. 4**

**Hilda V. Treviño Deputy**  
**COUNTY CLERK**

**ABSENT:**

**LUCINO ROSENBAUM, JR.**



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.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on April 19, 1996, at 9:44 A.M.:

**(8) PRESENTATION OF THE AUDITED COMPREHENSIVE ANNUAL FINANCIAL REPORT, THE INTERNATIONAL TOLL BRIDGE SYSTEM FINANCIAL STATEMENTS, THE PARKS SYSTEM FINANCIAL STATEMENTS, AND THE SINGLE AUDIT REPORT FOR THE FISCAL YEAR 1995, BY THE COUNTY AUDITOR'S OFFICE AND BURTON, MCCUMBER, AND PRICHARD, CERTIFIED PUBLIC ACCOUNTANTS**

At this time, Mr. Kelly Prichard, Certified Public Accountant, highlighted the Comprehensive Annual Financial Report, the International Toll Bridge System Financial Statements, the Parks System Financial Statements, and the Single Audit Report, for the Fiscal Year 1995.

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Presentation of the Audited Comprehensive Annual Financial Report, the International Toll Bridge System Financial Statements, the Parks System Financial Statements, and the Single Audit Report for the Fiscal Year 1995, by the County Auditor's Office and Burton, McCumber, and Prichard, Certified Public Accounts, was acknowledged.

**The Reports are as follow:**

**(1) APPROVAL OF COUNTY CLAIMS**

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the County Claims were approved as presented by the County Auditor's Office.



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

Commissioner Cascos moved that the Fiscal Year 1996, Budget Amendment No. 96-10, and the following Salary Schedules be approved:

Tax Assessor/Collector - Fund No. 10-499

Vehicle Maintenance - Fund No. 10-420

County Auditor - Fund No. 10-495

Maintenance and Operation Precinct No. 4 - Fund No. 15-620

County Sheriff - Fund No. 10-560

County Jail - Fund No. 10-512

Maternal Child Health Program Income - Fund No. 27-614

The motion was seconded by Commissioner Peña and carried unanimously.

**The Budget Amendment and Salary Schedules are as follow:**

**(3) APPROVAL OF THE MINUTES OF APRIL 16, 1996**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Minutes of the Regular Meeting held April 16, 1996, at 1:30 P.M., were approved.



**(4) ADOPTION OF A RESOLUTION CONGRATULATING THE TEXAS ADOPT-A-BEACH ON ITS 10TH ANNIVERSARY AND PROCLAIMING APRIL 27, 1996, AS CAMERON COUNTY ADOPT-A-BEACH DAY**

Commissioner Cascos moved that the Resolution, congratulating the Texas Adopt-A-Beach on its 10th Anniversary and proclaiming April 27, 1996, as Cameron County Adopt-A-Beach Day, be adopted.

The motion was seconded by Commissioner Matz and carried unanimously.

**The Resolution is as follows:**

**(5) ADOPTION OF A RESOLUTION SUPPORTING  
THE CONSTRUCTION AND OPERATION OF A  
JUVENILE JUSTICE CORRECTIONAL AND  
BOOT CAMP FACILITY**

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Resolution supporting the Construction and Operation of a Juvenile Justice Correctional and Boot Camp Facility, was adopted.

**The Resolution is as follows:**

**(6) ADOPTION OF A RESOLUTION SUPPORTING A CITY OF LA FERIA PLANNING GRANT APPLICATION TO THE TEXAS WATER DEVELOPMENT BOARD'S ECONOMICALLY DISTRESSED AREAS PROGRAM**

Commissioner Peña moved that the Resolution supporting a City of La Feria Planning Grant Application to the Texas Water Development Board's Economically Distressed Areas Program, be adopted.

The motion was seconded by Commissioner Cascos and carried unanimously.

**The Resolution is as follows:**

**(7) AUTHORIZATION TO SUBMIT AN APPLICATION TO THE TEXAS JUVENILE PROBATION COMMISSION TO CONSTRUCT A JUVENILE JUSTICE CORRECTIONAL AND BOOT CAMP FACILITY**

Commissioner Peña moved that the Application be submitted to the Texas Juvenile Probation Commissioner to construct a Juvenile Justice Correctional and Boot Camp Facility.

The motion was seconded by Commissioner Cascos and carried unanimously.

**The Application is as follows:**

**(9) APPROVAL OF THE PLAN FOR THE  
SELECTION OF PROSPECTIVE JURORS**

Commissioner Cascos moved that the Plan for the Selection of Prospective Jurors be approved.

The motion was seconded by Commissioner Peña and carried unanimously.

**The Plan is as follows:**



**(10) APPROVAL OF THE LICENSE AGREEMENT  
BETWEEN MR. JOHN GLOOR AND CAMERON  
COUNTY, ALLOWING PRECINCT NO. 2 TO  
STORE EQUIPMENT AND MATERIALS ON  
JOHN GLOOR'S PROPERTY**

At this time, Commissioner Cascos explained that the Agreement had been reviewed by County Counsel and that the use of three (3) acres of land would be at no cost to the County, in order to store equipment that would be utilized to surface the roads in Cameron Park.

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the License Agreement between Mr. John Gloor and Cameron County, allowing Precinct No. 2 to store equipment and material on Mr. John Gloor's Property, was approved.

**The Agreement is as follows:**

**(11) AUTHORIZATION TO EXECUTE INTERLOCAL  
AGREEMENT BETWEEN CAMERON COUNTY  
AND THE TOWN OF LAGUNA VISTA**

Commissioner Matz moved that the Interlocal Agreement between Cameron County and the Town of Laguna Vista, be executed.

The motion was seconded by Commissioner Cascos and carried unanimously.

**The Agreement is as follows:**

**(12) ACTION ON APPOINTMENT OF A COUNTY REPRESENTATIVE TO THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL**

Commissioner Matz moved that this Item be **TABLED**.

The motion died for lack of a second.

Judge Hinojosa moved that Commissioner Peña be appointed to the Lower Rio Grande Valley Development Council.

The motion was seconded by Commissioner Peña and carried as follows:

**AYE:** Commissioners Cascos, Peña, and Judge Hinojosa

**NAY:** None

**ABSTAINED:** Commissioner Matz.

**(13) AUTHORIZATION TO ISSUE A MOBILE VENDOR'S PERMIT TO MR. STEVEN WILEY, DBA SOUTH PADRE ISLAND TOWING**

**(14) AUTHORIZATION TO ISSUE A MOBILE VENDOR'S PERMIT TO MR. CHARLES WHITE, DBA FROSTY'S FROZEN TREATS**

**(15) AUTHORIZATION TO ISSUE A RENEWAL MOBILE VENDOR'S PERMIT TO MR. JUAN TORRES, JR., DBA CRISTY MOBILE UNIT, FORMERLY KNOWN AS SUPER CORN II**

Commissioner Cascos moved that the Mobile Vendor's Permits be issued to Mr. Steven Wiley, South Padre Island Towing, Mr. Charles White, Frosty's Frozen Treats, and Mr. Juan Torres, Jr., Cristy Mobile Unit, formerly known as Super Corn II.

The motion was seconded by Commissioner Peña and carried unanimously.

At this time, Mr. Kenneth Conway, Parks System Director, requested direction from the Court regarding the issue of limiting vendors in the beach area, in order to avoid congestion.

Judge Hinojosa suggested that the Parks System keep track to determine the capacity of the beaches and give the vendor an option to submit an application to the Court with the Parks System Director's recommendation on



**(17) APPOINTMENT OF MR. MARIANO AYALA,  
EQUAL EMPLOYMENT OPPORTUNITY  
OFFICER, AS FAIR HOUSING OFFICER FOR  
CAMERON COUNTY**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, Mr. Mariano Ayala, Equal Employment Opportunity Officer, was appointed as the Fair Housing Officer for Cameron County.

**The Contract is as follows:**

**(18) APPROVAL OF THE TEXAS DEPARTMENT OF HEALTH DOCUMENT NO. 7460004207-06; CHANGE NOTICE NO. 09; ATTACHMENT NO. 11A: BUREAU OF NUTRITION SERVICES - PARTICIPANTS OF FOOD CARDS**

Commissioner Peña moved that the Texas Department of Health Document No. 7460004207-06; Change Notice No. 09; Attachment No. 11A: Bureau of Nutrition Services - Participants of Food Cards, be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

**The Document is as follows:**

**(19) AUTHORIZATION FOR CAMERON COUNTY TO  
SUBMIT A GRANT PRE-APPLICATION TO THE  
ECONOMIC DEVELOPMENT  
ADMINISTRATION FOR \$75,000.00, TO  
PERFORM A PLANNING AND DEVELOPMENT  
STUDY FOR THE FREE TRADE BRIDGE**

At this time, Mr. Joe Galvan, Bridge System Director, stated that the Department of Commerce Economic Development Administration had the amount of \$75,000.00 available that required a local match, in the amount of \$18,750.00, to conduct a Planning and Development Study of the Free Trade Bridge area. He added that the Development Plan of the land use and infrastructure would identify the area best suited for industrial and commercial development at the Free Trade Bridge Industrial Corridor.

There was some discussion concerning the funding of the County's match and the suggestion was made to allocate the funds from the Operating Costs of the Free Trade Bridge.

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, Cameron County was authorized to submit a Grant Pre-Application to the Economic Development Administration for the amount of \$75,000.00, to perform a Planning and Development Study for the Free Trade Bridge.

**The Application is as follows:**

**(20) AUTHORIZATION FOR THE PROPERTY MANAGEMENT COORDINATOR TO SOLICIT AND ACCEPT PROPOSALS FOR A PROPERTY APPRAISAL REPORT OF THE CAMERON COUNTY AIRPORT**

At this time, Ms. Lynda Irvine, First Assistant County Auditor, stated that in order to establish an Enterprise Fund for the County's Airport, an appraisal had to be performed in order to determine the value of the surrounding buildings and the assets available.

Commissioner Matz moved that the Property Management Coordinator be authorized to solicit and accept proposals for a Property Appraisal Report of the Cameron County Airport.

The motion was seconded by Commissioner Peña and carried unanimously.

**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 Matz and carried unanimously, the "Consent" Agenda Items were approved as follow:

**(21) AUTHORIZATION TO TRAVEL AND/OR APPROVAL OF TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO FUNDS IN THEIR BUDGET:**

- a) County Engineer Building Official and three (3) Field Inspectors to attend the "Valley Building Official Association Seminar" on May 17-19, 1996, in South Padre Island, Texas;
- b) Three (3) Computer Center Employees to attend the "Texas Criminal Justice Information Users Group 1996 Spring Conference" on May 22-24, 1996, in San Antonio, Texas;
- c) Computer Center Director and five (5) employees to attend the "2nd Semi Annual Community Adult Supervision (CAS) Adult Probation Case Management System Users' Meeting" on May 14-16, 1996, in South Padre Island, Texas;
- d) Health Department employee to attend the "1996 Indigent Health Care Statewide Conference" on July 10-12, 1996, in San Antonio, Texas;



- e) Two (2) Health Department Employees to attend the "Meeting on Texas Medical Network Training" on April 26, 1996, in McAllen, Texas;
- f) Two (2) Health Department Employees to attend the "Promotor Forum Meeting" on April 22, 1996, in Relampago, Texas;
- g) Health Department Director to attend the "Local Health Department Directors' Summit and Annual Meeting" on May 2-3, 1996, in Austin, Texas; and
- h) Two (2) Sheriff Administrators to attend the "Texas Open Records Act Seminar" on April 24, 1996, in Austin, Texas.

**(22) PRELIMINARY AND FINAL APPROVAL**

- a) **Precinct No. 3**  
Vasquez Gardens Subdivision - being 6.985 acres of land, Lot No. 118, A&R Country Acres, Incorporated, (Tract "A").

**(23) AUTHORIZATION TO AWARD BIDS**

- a) **ANNUAL BIDS - TRANSPORTATION OF VOTING MACHINES**

**JONES MOVING AND STORAGE - Harlingen, Texas**

Item	Description	Cost
a)	Stand-by truck on Election Day	\$350.00
b)	Cost to deliver and return machine (ea)	\$34.95

- b) **ANNUAL BIDS - COMMISSARY SUPPLIES - SHOES**

**BOB BARKER COMPANY - Fuquay-Varina, North Carolina**  
Shoes - Tennis - \$1,619.64

- c) **ANNUAL BIDS - COMMISSARY SUPPLIES - UNDERWEAR**

**ACCESS - St. Louis, Missouri**

Item	Description	Cost
a)	Ladies Underwear - sm (16)	\$25.60
b)	Ladies Underwear - med (25)	\$40.00
c)	Ladies Underwear - lg (8)	\$12.80
d)	Ladies Underwear - x-lg (5)	\$8.00
e)	Men's Boxer Shorts - sm (136)	\$282.88
f)	Men's Boxer Shorts - med (901)	\$1,874.08
g)	Men's Boxer Shorts - lg (476)	\$990.08
h)	Men's Boxer Shorts - x-lg (280)	\$582.40
I)	Men's Briefs - sm (195)	\$263.25
j)	Men's Briefs - med (567)	\$765.45
k)	Men's Briefs - lg (307)	\$414.45

l)	Men's Briefs - x-lg (110)	\$148.50
m)	Men's T-Shirts - sm (48)	\$95.04
n)	Men's T-Shirts - med (365)	\$722.70
o)	Men's T-Shirts - lg (660)	\$1,306.80
p)	Men's T-Shirts - x-lg (732)	\$1,449.36
q)	Socks (3244 pr.)	\$1,784.20
r)	Handkerchiefs (9,815)	\$4,024.15

**(24) EXECUTIVE SESSION**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Court met in Executive Session at 2:15 P.M. to discuss the following matters:

- a) Confer with Mr. Richard Burst, County Counsel, concerning the Employment Contract; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.074 (A)(1) and Section 551.071(2);
- b) Confer with County Counsel to establish just compensation for acquisition of certain tract of land in the Cameron Park Subdivision; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- c) Confer with County Counsel to discuss financial matters pertaining to Sea Ranch Restaurant; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- d) Confer with County Counsel to authorize expenses to remove an outdoor sign located on the FM/509 Project; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- e) Confer with County Counsel regarding agreement with Mr. John Olvera, tenant of Parcel No. 004, compensating him for damages in acquiring "fee simple" of Parcel No. 004; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.

Upon motion by Commissioner Peña, seconded by Commissioner Matz and carried unanimously, the Court reconvened in Regular Session at 3:05 P.M.

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

- a) In the matter to confer with Mr. Richard Burst, County Counsel, concerning the Employment Contract. **(TABLED)**

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

- b) Confer with County Counsel to establish just compensation for acquisition of certain tract of land in the Cameron Park Subdivision.

Mr. Doug Wright, Cameron County Counsel, reported that after some discussion, it was the consensus of the Court as determined by polling, that the Report of County Counsel should be acknowledged regarding said matter.

Commissioner Peña moved that the Report of Counsel be acknowledged regarding the establishment of just compensation for the acquisition of a certain tract of land in the Cameron Park Subdivision, and that County Counsel should proceed along the terms and conditions as outlined in Executive Session.

The motion was seconded by Commissioner Matz and carried unanimously.

- c) Confer with County Counsel to discuss financial matters pertaining to the Sea Ranch Restaurant.

Mr. Doug Wright, Cameron County Counsel, reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel should be authorized to draft a Promissory Note with a ten percent (10%) interest, with respect to the existing lease on the Sea Ranch Restaurant, to be submitted to the Court and the lessee for approval.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, County Counsel was authorized to draft a Promissory Note with ten percent (10%) interest regarding the Sea Ranch Restaurant existing Lease, and to proceed along the terms and conditions as outlined in Executive Session.

- d) In the matter to confer with County Counsel to authorize expenses to remove an outdoor sign located on the FM/509 Project.

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

- e) Confer with County Counsel regarding the Agreement with Mr. John Olvera, tenant of Parcel No. 004, compensating him for damages in acquiring "fee simple" of Parcel No. 004.

Mr. Doug Wright, Cameron County Counsel, reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel and the County Judge should be authorized to draft and execute an Agreement with Mr. John Olvera, tenant of Parcel No. 004, in the amount of \$250.00.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, County Counsel and the County Judge were authorized to draft and execute an Agreement with Mr. John Olvera, tenant of Parcel No. 004, compensating him, in the amount of \$250.00, for damages in acquiring "fee simple" of Parcel No. 004.

**The Agreement is as follows:**

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



**APPROVED** this **7th** day of **May, 1996**.

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**GILBERTO HINOJOSA**  
**COUNTY JUDGE**

**ATTEST:**

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