

THE STATE OF TEXAS

COUNTY OF CAMERON

BE IT REMEMBERED on the 23rd day of FEBRUARY, 1999, 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:

9:30 A.M.

PRESENT:

GILBERTO HINOJOSA
COUNTY JUDGE

PEDRO "PETE" BENAVIDES
COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS, C.P.A.
COMMISSIONER, PRECINCT NO. 2

JAMES R. MATZ
COMMISSIONER, PRECINCT NO. 3

NATIVIDAD "TIVIE" VALENCIA
COMMISSIONER, PRECINCT NO. 4

Hilda V. Treviño Deputy
COUNTY CLERK

ABSENT:

The meeting was called to order by Judge Pro-tem Carlos H. Cascos, C.P.A., at 9:37 A.M. He then asked Mr. Bob Clark, Brownsville resident, for the invocation and the Court to lead the audience in reciting the Pledge of Allegiance.

NOTE: JUDGE HINOJOSA JOINED THE MEETING.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on February 19, 1999, at 2:28 P.M.:

(4) ADOPTION OF A RESOLUTION HONORING MRS. EMERITA AGUIRRE, FROM THE CAMERON COUNTY TAX OFFICE ON THE OCCASION OF HER RETIREMENT AND PROCLAIMING FEBRUARY 23, 1999, AS AEMERITA AGUIRRE DAY® IN CAMERON COUNTY

At this time, Mr. Tony Yzaguirre, Tax Assessor-Collector, expressed his gratitude to Ms. Emerita Aguirre, Tax Office, on the occasion of her retirement from the Cameron County Tax Office.

Mr. Joe G. Rivera, County Clerk, stated that Ms. Aguirre had worked in the County Clerk's Vital Statistics Department and expressed his gratitude for her many years of service to Cameron County.

Judge Hinojosa expressed his gratitude to Ms. Aguirre for her courteous and generous service to the Los Fresnos Justice of the Peace Office, the County Clerk's Office and the Tax Office and presented the resolution to Ms. Aguirre on the occasion of her retirement.

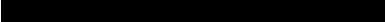
Commissioner Valencia moved that the Resolution be adopted honoring Mrs. Emerita Aguirre from the Cameron County Tax Office, on the occasion of her retirement and that February 23, 1999, be proclaimed as AEmerita Aguirre Day® in Cameron County.

The motion was seconded by Commissioner Matz and carried unanimously.

The Resolution is as follows:

(1) APPROVAL OF COUNTY CLAIMS

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the County Claims were approved, as presented by the County Auditor.



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

At this time, Commissioner Valencia expressed concern as to the issues regarding the ending terms of Elected Officials and items missing from offices at the time of their departure from the County.

Mr. Yates stated large items such as furniture and larger equipment were itemized, but noted that it was difficult to retain an assessed itemized listing of the smaller office supplies. He stated that the predecessors were notified of the issues but reiterated that it was difficult to keep track of the smaller assets in the County Departments.

Commissioner Valencia moved that the 1999 Fiscal Year Budget Amendment No. 99-18, be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Budget Amendments are as follow:

(3) APPROVAL OF MINUTES

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



(5) **ADOPTION OF A RESOLUTION HONORING MR. JORGE ORTIZ DE PINEDO, AS MR. AMIGO 1998, FOR HIS MANY ACCOMPLISHMENTS AND TRIUMPHS IN THE WORLD OF ENTERTAINMENT, CONFIRMATION OF STATUS OF HONORARY CITIZEN OF CAMERON COUNTY AND PROCLAIMING FEBRUARY 22-26, 1999, AS AJORGE ORTIZ DE PINEDO WEEK®**

Commissioner Matz moved that the Resolution be adopted honoring Mr. Jorge Ortiz de Pinedo, as Mr. Amigo 1998, for his many accomplishments and triumphs in the world of entertainment, confirmation of status of Honorary Citizen of Cameron County and that February 22-26, 1999, be proclaimed as AJorge Ortiz De Pinedo Week.®

The motion was seconded by Commissioner Valencia and carried unanimously.

The Resolution is as follows:

**(6) ADOPTION OF A RESOLUTION DESIGNATING
FEBRUARY 24, 1999, AS THE OFFICIAL
INAUGURATION OF THE ACHOOSE TO VOTE®
CAMPAIGN IN CAMERON COUNTY, TEXAS**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Resolution designating February 24, 1999, as the official inauguration of the AChoose to Vote® Campaign in Cameron County, Texas, was adopted.

The Resolution is as follows:

**(7) ADOPTION OF A RESOLUTION HONORING MS.
BRIDGET HINRICHS FOR HER SERVICE TO
THE BOYS SCOUTS OF AMERICA**

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Resolution honoring Ms. Bridget Hinrichs for her service to the Boys Scouts of America was adopted.

The Resolution is as follows:

**(8) ADOPTION OF A RESOLUTION IN SUPPORT OF
THE TEXAS LEGISLATURE TO INCREASE
APPROPRIATIONS FOR ROAD AND BRIDGE
MAINTENANCE AND EXPANSION**

Commissioner Benavides moved that the Resolution in support of the Texas Legislature to increase appropriations for road and bridge maintenance and expansion be adopted.

The motion was seconded by Commissioner Matz and carried unanimously.

The Resolution is as follows:

(9) ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMISSION OF A CONTINUATION GRANT APPLICATION TO THE GOVERNOR-S OFFICE CRIMINAL JUSTICE DIVISION FOR THE JUVENILE PROBATION DEPARTMENT-S PURCHASE OF JUVENILE JUSTICE ALTERNATIVES PROGRAM

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Resolution authorizing the submission of a Continuation Grant Application to the Governor-s Office Criminal Justice Division for the Juvenile Probation Department-s purchase of Juvenile Justice Alternatives Program was adopted.

The Resolution is as follows:

(10) ADOPTION OF A RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF TEXAS TO DEVELOP A MAJOR LEGISLATIVE INITIATIVE FOR THE 76TH LEGISLATIVE SESSION TO PROMOTE AND ENHANCE THE INTEGRATED STATE RECREATION AND PARKS SYSTEM, PROVIDE ADEQUATE FUNDING AND SET AN EFFECTIVE DATE

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, the Resolution was adopted requesting the Governor of the State of Texas to develop a major legislative initiative for the 76th Legislative Session to promote and enhance the Integrated State Recreation and Parks System, to provide adequate funding and set an effective date.

The Resolution is as follows:

(11) APPROVAL OF THE BID SPECS FOR THE COUNTY/BANK DEPOSITORY CONTRACT TO BE AWARDED ON OR BEFORE MAY 31, 1999

At this time, Mr. Mike Forbes, Purchasing Agent, recommended that the Item which reflected ~~A~~The period for acceptance of this bid will be forty (40) calendar days unless a different period noted. ~~@~~ be deleted from the Bid specifications.

Mr. Eddie A. Gonzalez, County Treasurer, recommended that the following individuals be appointed to the Review Committee:

- Mr. Mark Yates, County Auditor;
- Ms. Aurora De La Garza, District Clerk;
- Mr. Joe G. Rivera, County Clerk;
- Mr. Tony Yzaguirre, Tax Assessor-Collector; and
- Mr. Eddie Gonzalez, County Treasurer.

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Bid specifications for the County/Bank Depository Contract to be awarded on or before May 31, 1999, was approved, with the specified deletion of the Bid specs, as recommended by the Purchasing Agent.



(12) ACKNOWLEDGMENT OF A \$5,448.00 FEDERAL AWARD PAYMENT FOR THE 4TH QUARTER OF THE EMERGENCY MANAGEMENT ASSISTANCE STATE AND LOCAL ASSISTANCE SLA-40

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Federal award payment, in the amount of \$5,448.00, for the 4th quarter of the Emergency Management Assistance State and Local Assistance SLA-40 (FEMA) Program was acknowledged



**(13) APPROVAL OF A PROPOSED PLAN FOR THE
SELECTION OF PROSPECTIVE JURORS AS
PRESENTED BY A MAJORITY OF DISTRICT
JUDGES IN CAMERON COUNTY**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the proposed plan for the selection of prospective jurors as presented by a majority of District Judges in Cameron County was approved.

The Plan is as follows:

(14) AUTHORIZATION TO NEGOTIATE THE CONTRACT FOR PRE-PLANNING FOR POST-HURRICANE RECOVERY OPERATIONS FOR CAMERON COUNTY, TEXAS

At this time, Commissioner Cascos stated that many of the procedures to be conducted by Shiner, Mosely, and Associates, Incorporated, could be performed in-house if properly planned and expressed concern as to the annual fee to be paid by the County to maintain the Plan.

Mr. Joseph Ardito, Property Management Coordinator, stated that the Firm had proposed different options and added that the maintenance of the Contract required Shiner, Mosely, and Associates, Incorporated, to ensure that the contractors were qualified to perform the work as outlined in the Contract.

Judge Hinojosa stated that Cameron County was the second largest coastal County in Texas and that it was necessary to be prepared in case of the County being hit with a massive hurricane. He stated that the County should obtain the alternative option, in the amount of \$74,000.00, and directed Ms. Grace Salinas, Director of Management, to work with the parties involved.

At this time, there was some discussion as to the County being reimbursed for qualified Emergency Management from the State and as to the County requesting the surrounding municipalities to joint venture with the County.

Commissioner Valencia moved that the Contract for pre-planning for Post-Hurricane Recovery Operations for Cameron County, Texas, be negotiated, noting that the Evaluation Committee would attempt to obtain reimbursements from the State and joint venture with the larger municipalities in the County.

The motion was seconded by Commissioner Matz and carried unanimously.



**(15) POSSIBLE APPROVAL OF AN AMENDMENT TO
THE PROFESSIONAL SERVICES LEGAL
AGREEMENT OF MR. JOSE HERNANDEZ,
ATTORNEY AT LAW**

Commissioner Benavides moved that the Amendment to the Professional Services Legal Agreement for Mr. Jose Hernandez, Attorney at Law, be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Contract is as follows:

**(16) APPROVAL OF THE LEASE AGREEMENT
BETWEEN ROLLINS M. KOPPEL AND
CAMERON COUNTY FOR OFFICE SPACE FOR
THE CAMERON COUNTY ADULT PROBATION
DEPARTMENT**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Lease Agreement between Rollins M. Koppel and Cameron County was approved for office space for the Cameron County Adult Probation Department.

The Agreement is as follows:

**(17) AUTHORIZATION TO ENTER INTO CONTRACT
NEGOTIATIONS WITH S&B INFRASTRUCTURE
FOR THE CAMERON COUNTY MASTER
FACILITIES COMPLEX PLAN**

At this time, Commissioner Cascos stated that the Projects should be distributed among other closely ranked entities, in order to spread out the work if the higher ranking entities currently contained a Contract with the County.

Mr. Juan Bernal, County Engineer, stated that the Proposals for the County Jail would be brought to the Commissioners= Court for the selection of the entities.

Judge Hinojosa stated that the Evaluation Committee would submit a short list to the Court of Proposals for the County Jail, in order for the Court to interview the firms to determine the type of facility to be built.

Commissioner Valencia moved that the Contract be negotiated with S&B Infrastructure for the Cameron County Master Facilities Complex Plan, noting that the funding would be allocated from the Capital Projects Fund.

The motion was seconded by Commissioner Cascos and carried unanimously.



**(18) DISCUSSION TO PROCEED WITH
ACQUISITION OF RIGHT-OF-WAY ON OLD
PORT ISABEL ROAD FROM THE
INTERSECTION AT FM802 NORTH TO THE
BRIDGE CROSSING AT WINTER HAVEN R.V.
PARK**

At this time, Commissioner Cascos explained that the City of Brownsville would be improving Old Port Isabel Road which was about fourteen feet wide and that the road would be expanded. He stated that the County would have the opportunity to joint venture with the City to expand the portion of the road that applied to the County and added that the acquisition of the necessary right-of-way as included in Project Road Map, which would not require additional funding.

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, the County Engineer was authorized to proceed with the acquisition of right-of-way on Old Port Isabel Road from the intersection at FM802 North to the bridge crossing at Winter Haven R.V. Park.



(19) AUTHORIZATION TO SELECT A COMMITTEE FOR THE TRAFFIC ENGINEERING STUDIES AND TO NEGOTIATE WITH THE SELECTED FIRM

Commissioner Matz moved that the selection of the following committee members to negotiate with the selected firm for the Traffic Engineering Studies be approved:

Representative of the County Engineer-s Department;

Representative of the County Auditor-s Office;

Representative from the County Judge-s Office; and

Representative from the Commissioners- Court Legal Counsel.

The motion was seconded by Commissioner Benavides and carried unanimously.



(20) AUTHORIZATION FOR CHANGE ORDER NO. 3 FOR THE LOS TOMATES BORDER STATION, PAVING, DRAINAGE AND UTILITY IMPROVEMENTS PROJECTS

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, Change Order No. 3 for the Los Tomates Border Station, Paving, Drainage and Utility Improvements Projects was approved.

At this time, Judge Hinojosa noted that there had been concerns as to the location of the veterans=memorial site and recommended that the site be placed at the levee side of the border station in the orchard area.



**(21) AUTHORIZATION TO ADVERTISE FOR BIDS
FOR THE TIERRA BONITA-GRANDE ACRES
WATER PROJECT (TCDP CONTRACT NO.
717045)**

Commissioner Cascos moved that Bids be advertised for the Tierra Bonita-Grande Acres Water Project, that being the Texas Community Devolvment Program Contract No. 717045.

The motion was seconded by Commissioner Benavides and carried unanimously.



**(22) AUTHORIZATION TO ADVERTISE FOR BIDS
FOR THE LA PALOMA SANITARY SEWER
PROJECT (TCDP CONTRACT NO. 717045)**

Commissioner Cascos moved that the Bids be advertised for the La Paloma Sanitary Sewer Project, that being the Texas Community Development Program Contract No. 717045.

The motion was seconded by Commissioner Valencia and carried unanimously.



(23) APPROVAL OF AN IMPLEMENTATION AGREEMENT WITH THE COMMUNITY DEVELOPMENT CORPORATION OF BROWNSVILLE FOR THE LAGUNA MADRE AFFORDABLE HOUSING INITIATIVE

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Implementation Agreement with the Community Development Corporation of Brownsville for the Laguna Madre Affordable Housing Initiative was approved.

The Agreement is as follows:

(24) AUTHORIZATION FOR THE HEALTH DEPARTMENT JAIL INFIRMARY TO OBTAIN CELLULAR PHONE SERVICES

At this time, Ms. Yvette Salinas, Health Administrator, explained that the phone services would be utilized by the on-call nurses and briefly updated the Court on the matter concerning the resignations of the Health Authority and the Jail Doctor. She stated that Dr. Ryan Smith, Texas Department of Health Regional Medical Director, and Dr. Paul A. Lenz, Brownsville, Texas, had agreed to provide medical services on a temporary basis, noting that the Texas Department of Health would not be charging the County for the services provided.

Commissioner Cascos suggested that the Health Authority and the Jail Physician should be two different individuals and that the Contracts should contain two (2) year terms with the option of two (2) additional years.

Judge Hinojosa stated that it would be in the best interest of the County to obtain a qualified individual to perform both positions and added that it might be more costly to hire two (2) different individuals. He stated that the budgetary issues be reviewed and that the determination be made as to whether to hire one or two individuals before advertising for the Request for Qualifications.

Commissioner Cascos suggested that a third option could be considered as to obtaining a full-time doctor to be considered which would be more affordable with the new facility being built.

Judge Hinojosa stated that the larger Counties did not hire full-time doctors and noted that packages to perform all medical services were also available at a certain cost to the County. He suggested that a Workshop be scheduled, in order to further discuss the matter and that the package option should be advertised before bidding out for the individual positions.

Commissioner Benavides moved that the Health Department Jail Infirmary obtain Cellular Phone Services.

The motion was seconded by Commissioner Cascos and carried unanimously.

(25) AUTHORIZATION TO ACCEPT YGNACIO GARZA, JR. CIRCLE AS THE NAME FOR THE NEW ROAD IN THE ISLA BLANCA COUNTY PARK

Commissioner Matz moved that Ygnacio Garza, Jr. Circle be accepted as the name for the new road in the Isla Blanca County Park.

The motion was seconded by Commissioner Cascos.

At this time, Commissioner Cascos suggested that some of the roads should be named after law enforcement officers killed in the line of duty, noting that the individuals would not necessarily have to be from Cameron County.

Upon motion duly made by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, Ygnacio Garza, Jr. Circle was accepted as the name for the new road in the Isla Blanca County Park.

(26) APPROVAL FOR THE INCREASE IN SALARY OF THE NURSE FOR JUVENILE SERVICES

Commissioner Matz moved that the increase in salary for the Juvenile Services Nurse Position be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

At this time, Commissioner Cascos noted that a large disparity existed among the salaries of the nurses who provided services at the jail and the clinics and stated that the nurses' salaries should be increased, in order to retain their services with the County. He requested that the Personnel Director submit a matrix in two (2) weeks for the nurses at the Health Department and the Jail Infirmary.

(27) AUTHORIZATION TO CLOSE GATEWAY INTERNATIONAL BRIDGE TO ALL SOUTHBOUND TRAFFIC ON FEBRUARY 25TH, 26TH AND 27TH AT SPECIFIC TIMES

At this time, Judge Hinojosa expressed concern as to whether the Brownsville City Commission had taken action regarding the closing of truck traffic at the B&M Bridge in Brownsville.

Mr. Pete Sepulveda, Bridge Systems Director, responded that the City was performing a survey to determine the amount of truck traffic in the geographic area which included Fronton and St. Francis Streets and noted that the survey would likely result in a small percentage of truck traffic originated from said geographical area utilizing the bridge.

Judge Hinojosa stated that a determination was needed by the City Commission as to all other trucks being moved from B&M Bridge to the Los Tomates Bridge, in order to proceed with the County's plans.

Mr. Sepulveda suggested that the existing Interlocal Agreement be reviewed by the County Auditor and the County Judge and that the Agreement be renegotiated and resubmitted to the Court.

Judge Hinojosa directed the Bridge Systems Director to draft a letter with a deadline of March 31, 1999, to the Brownsville City Commission, in order to direct the truck traffic to the appropriate bridges.

Commissioner Benavides moved that the Gateway International Bridge be closed to all Southbound traffic on February 25th, 26th and 27th, at specific times.

The motion was seconded by Commissioner Valencia and carried unanimously.

CONSENT AGENDA ITEM

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

Commissioner Valencia moved that AConsent® Agenda Items be approved.

The motion was seconded by Commissioner Benavides.

At this time, Commissioner Matz expressed concern as to the funding source for the Property Management Coordinator attending the 1999 National Hurricane Conference in Orlando, Florida, and as to whether two (2) rental cars were necessary.

There was some discussion as to the funding sources available which were the County Judge's Office travel budget and the unappropriated Contingency Fund which had \$7,500.00, available and Judge Hinojosa stated that one personal vehicle was to be utilized, noting that only one (1) rental car was necessary.

Upon motion duly made by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the following Consent Agenda Items were approved as follow, inclusive of the amendment allowing only one (1) rental vehicle for the four (4) individuals attending the 1999 National Hurricane Conference in Orlando, Florida:

(28) TRAVEL AND/OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO FUNDS IN THEIR BUDGET AND ALL APPLICABLE COUNTY POLICIES:

- a) Three (3) Health Department employees to attend the ATexas Mosquito Control Associations= Spring Workshop® in Kerrville, Texas, on March 9-11, 1999;
- b) Three (3) Health Department employees to attend the ATexas Food Establishment Rules (TFER) Training® sponsored by Hidalgo County Health Department in Edinburg, Texas, on March 11, 1999;
- c) Health Department employee to attend the AMeeting for Sanitarian and Code Enforcement Advisory Committee® in Austin, Texas, on March 2-4, 1999;
- d) Five (5) Health Department employees to attend a APatient Flow Analysis Training® in Edinburg, Texas, on February 25-26, 1999;
- e) Health Department employee to attend a A1999 NE and BF Workshop® in Austin, Texas, on March 9-11, 1999;
- f) Three (3) Health Department employees to attend a ACasa Training by the Texas Department of Health, Immunization Division® in Edinburg, Texas, February 9-10, 1999;
- g) Two (2) Assistant County (Criminal District) Attorneys to attend the A1999 TDCAA Intoxication Manslaughter Investigation and Prosecution Trial Advocacy Course® in Huntsville, Texas, on April 11-16, 1999;

- h) Criminal Investigator to attend the ATraining Seminar on How to Develop, Lift and Document Fingerprints® in South Padre Island, Texas, on February 22-23, 1999;
- I) 197th District Judge to attend the AAdvances Judicial Studies Seminar® in Austin, Texas, on February 28, 1999, through March 3, 1999;
- j) Sheriff-s Deputy to attend the ACertified Police Bike Repair School® in Victoria, Texas, on January 29, 1999;
- k) Two (2) Sheriff-s Deputies to attend a AJob Task Analysis for County Jail Employees® in Webb County, on February 10, 1999;
- l) County Clerk and three (3) Deputies to attend the A27th Annual County and District Clerks- Continuing Education Seminar® in College Station, Texas, on March 16-18, 1999;
- m) County Clerk and two (2) Deputies to attend the ATexas College of Probate Judges Seminar® in South Padre Island, Texas, on May 12-14, 1999;
- n) Justice of the Peace Precinct No. 2 to attend the A1998-1999 Twenty Hour Seminar® in Corpus Christi, Texas, on April 5-8, 1999;
- o) Commissioners- Court Legal Counsel to attend the AState Bar of Texas Property Tax Committee® in Austin, Texas, on February 25, 1999;
- p) District Clerk and three (3) Deputies to attend the ACounty and District Clerks- Continuing Education Seminar® in College Station, Texas, on March 15-18, 1999;
- q) County Extension Agent to attend a ASecretarial Training Planning Meeting® in Falfurrias, Texas, on February 17, 1999;
- r) Justice of the Peace Precinct No. 6 Judge to attend the AAnnual Justice of the Peace School® in San Antonio, Texas, on February 28, 1999, through March 3, 1999;
- s) Parks System Director to attend the A1999 National Hurricane Conference® in Orlando, Florida, on March 28, 1999, through April 3, 1999;
- t) County Engineer to attend a ASeminar on How to Manage Multiple Project and Meet Deadlines® in McAllen, Texas, on March 9, 1999;
- u) Assistant County Engineer to attend a ASeminar on How to Supervise People® in McAllen, Texas, on February 24, 1999;
- v) Six (6) Parks System employees to attend the A1999 TRAPS/TPWD Annual Institute® in Waco, Texas, on March 1-5, 1999;
- w) Property Management Coordinator to attend the A1999 National Hurricane Conference® in Orlando, Florida, on March 28, 1999, through April 2, 1999;
- x) Director of Management Planning and Policy and Emergency Management Coordinator to attend the A1999 National Hurricane Conference® in Orlando, Florida, on March 28, 1999, through April 2, 1999; and
- y) County Judge, Administrative Assistant, County Engineer and Engineering Construction Manager to attend the APlanning Successful Jails New Facilities and Renovation Projects® in Madison, Wisconsin, on March 2-5, 1999.

(29) PRELIMINARY APPROVAL

a) Precinct No. 3

R&S Farms Subdivision - being a 246.172 acre tract of land, more or less, same being all of Block No. 43 through No. 56, Kempner Citrus Groves; and

b) Precinct No. 3

Kendell Lane Subdivision - being a 27.446 acre tract in Block No. 92, Fresnos Land and Irrigation Company.

(30) FINAL APPROVAL

a) Precinct No. 3

I.S.J. Subdivision - being 1.07 acre out of tracts 4 and 5, Cameron County Deed Records Volume 945, Page No. 610, in Block No. 72 and No. 73, SNA Carlos Estates Subdivision in Share No. 17, Espiritu Santo Grant; and

b) Precinct No. 1

Paloma Escondida Subdivision, being 3.09 acres of land out of Lot No. 4, Block No. 102, El Jardin Resubdivision.

(31) PRELIMINARY AND FINAL APPROVAL

a) Precinct No. 3

Kilgore Road Subdivision - a replat of 5.53 acres out of the Northwest one quarter of Block No. 86, San Benito Land and Water Company.

(32) PURCHASE WITHOUT A PURCHASE ORDER

- a) INDEPENDENT TYPEWRITER SERVICE, IN THE AMOUNT OF \$272.44 - TAX OFFICE; AND
- b) CHUY-S CUSTOM SPORTS, IN THE AMOUNT OF \$360.00 - JUVENILE PROBATION DEPARTMENT.

(33) AWARD ANNUAL BID NO. 1225 FOR BEACH CLEANING - SOUTH PADRE ISLAND PARKS DEPARTMENT

CARLOS GALVAN - Port Isabel, Texas
Price per month \$1,400.00

(34) RENEWAL OF THE FOLLOWING ANNUAL BIDS FOR ONE (1) ADDITIONAL YEAR

- a) LUBES, OILS, GREASES AND ANTI-FREEZE - NO. 2380;
- b) MOSQUITO INSECTICIDE - NO. 2430; AND
- c) PEST CONTROL - NO. 1600.

(35) AUTHORIZATION TO REJECT AND RE-ADVERTISE FOR REQUEST FOR PROPOSALS NO. 98-03-30-1820, FOR TELEPHONE REGULAR LONG DISTANCE SERVICES

(36) OPEN BIDS AND/OR REQUEST FOR PROPOSALS

- a) TWO (2) MINI VANS - AUDITOR-S OFFICE AND DISTRICT CLERK;
- b) THREE (3) PICK-UP TRUCKS - ENVIRONMENTAL HEALTH PARKS;
- c) COUNTY COURTHOUSE NORTHWEST PARKING LOT IMPROVEMENTS; AND
- d) REQUEST FOR PROPOSAL NO. 99-02-01 - TRAFFIC ENGINEERING STUDIES.

The Bids and Request for Proposals are as follow:

(37) EXECUTIVE SESSION

At this time, Commissioner Matz informed the Court that Mr. Terry W. Cook, South Padre Island Chamber of Commerce, requested to make a statement concerning Item 37 Aa@.

Mr. Terry W. Cook, South Padre Island Chamber of Commerce, presented the following Resolution adopted by the South Padre Island Chamber of Commerce Board of Directors in support of the Schlitterbahn Water Park:

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 11:15 A.M. to discuss the following matters:

- a) Deliberation regarding the Real Property concerning 14.9 acres adjacent to Isla Blanca Park; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- b) Confer with County Counsel and the County Attorney's Office regarding Case No. CA B-98-120; William Lee Hedrick vs. Mary Ann Flores, et al., to discuss the case and authority to represent; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A);
- c) Confer with County Counsel concerning threatened litigation over the Beach Ordinance and authority to transcribe the public hearing on the Beach Ordinance; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A);
- d) Confer with County Counsel on the Proposal by Southwind Aviation for Management of the Cameron County/Port Isabel Airport and settlement of arrearage on the lease of the airport; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (B);
- e) Confer with County Counsel regarding the possible litigation pertaining to the Sea Ranch Marina Concessionaire (S.R. - Marine Center); pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A); and
- f) Confer with County Counsel regarding the potential litigation concerning Boca Chica Public Beach; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A).

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the Court reconvened in Regular Session at 12:16 P.M.

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

- a) **Deliberation regarding the Real Property concerning 14.9 acres adjacent to Isla Blanca Park.**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Status Report by County Counsel was acknowledged regarding the Real Property concerning 14.9 acres adjacent to Isla Blanca Park.

- b) **Confer with County Counsel and the County Attorney's Office regarding Case No. CA B-98-120; William Lee Hedrick vs. Mary Ann Flores, et al., to discuss the case and authority to represent.**

Commissioner Matz moved that the County Attorney be authorized to represent the individual defendants in the case styled William Lee Hedrick vs. Mary Ann Flores, et. al., Case No. CAB -98-20.

The motion was seconded by Commissioner Valencia and carried unanimously.

- c) **Confer with County Counsel concerning threatened litigation over the Beach Ordinance and authority to transcribe the public hearing on the Beach Ordinance; and**

- f) **Confer with County Counsel regarding the potential litigation concerning Boca Chica Public Beach.**

At this time Mr. Doug Wright, Commissioners' Court Legal Counsel, explained that the Attorney General's Office had requested that the public hearing concerning the Boca Chica Public Beach be transcribed at their expense.

Commissioner Matz moved that the public hearing concerning the Boca Chica Public Beach be transcribed at the Attorney General's Office expense and that County Counsel be authorized to negotiate the possible settlement of the litigation with Baker Exploration Company (BEXCO) and all parties involved.

The motion was seconded by Commissioner Valencia and carried unanimously.

- d) **Confer with County Counsel on the Proposal by Southwind Aviation for Management of the Cameron County/Port Isabel Airport and settlement of arrearage on the lease of the airport.**

Commissioner Matz moved that the Renewal Contract be negotiated along the terms and conditions as outlined in Executive Session and that County Counsel be directed to draft the Management Agreement and the Lease Arrangements.

The motion was seconded by Commissioner Valencia and carried unanimously.

- e) **Confer with County Counsel regarding the possible litigation pertaining to the Sea Ranch Marina Concessionaire (S.R. - Marine Center).**

THE STATE OF TEXAS

COUNTY OF CAMERON

the Regular Public Meeting of February 23, 1999, 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:

9:30 A.M.

PRESENT:

GILBERTO HINOJOSA
COUNTY JUDGE

PEDRO "PETE" BENAVIDES
COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS, C.P.A.
COMMISSIONER, PRECINCT NO. 2

JAMES R. MATZ
COMMISSIONER, PRECINCT NO. 3

NATIVIDAD "TIVIE" VALENCIA
COMMISSIONER, PRECINCT NO. 4

Hilda V. Treviño Deputy
COUNTY CLERK

ABSENT:

Upon motion by Commissioner Benavides, seconded by Commissioner Matz and carried unanimously, the Court reconvened from the February 23, 1999, Regular Session which had been recessed.

(37) EXECUTIVE SESSION

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the

Court met in Executive Session at 9:50 A.M. to discuss the following matter:

- f) Confer with County Counsel regarding the potential litigation concerning Boca Chica Public Beach; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A).

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, the

Court reconvened in Regular Session at 10:20 A.M.

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Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the

Court recessed until February 25, 1999, at 8:00 A.M.

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the Regular Public Meeting of February 23, 1999, 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:

PRESENT:

THE COURT MET AT:

PRESENT:

8:00 A.M.

GILBERTO HINOJOSA
COUNTY JUDGE

PEDRO "PETE" BENAVIDES

COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS, C.P.A.

COMMISSIONER, PRECINCT NO. 2

JAMES R. MATZ

COMMISSIONER, PRECINCT NO. 3

NATIVIDAD "TIVIE" VALENCIA

COMMISSIONER, PRECINCT NO. 4

Hilda V. Treviño Deputy

COUNTY CLERK

ABSENT:

The meeting was called to order by Judge Hinojosa at 8:27 A.M.

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, the Court reconvened in Regular Session at 8:27 A.M., from the Regular Meeting of February 23, 1999, which was recessed on February 24, 1999.

(37) EXECUTIVE SESSION

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Court met in Executive Session at 8:27 A.M. to discuss the following matter:

- f) Confer with County Counsel regarding the potential litigation concerning Boca Chica Public Beach; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A).

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the Court reconvened in Regular Session at 8:50 A.M.



(38) ACTION RELATIVE TO EXECUTIVE SESSION

- f) **Confer with County Counsel regarding the potential litigation concerning Boca Chica Public Beach.**

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia, the settlement with Baker Exploration Company (BEXCO) was approved, subject to Legal review and the terms and conditions outlined by County Counsel.



There being no further business to come before the Court, the meeting was **ADJOURNED** at 8:51 A.M.

APPROVED this **30th** day of **March, 1999**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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