

THE STATE OF TEXAS

COUNTY OF CAMERON

BE IT REMEMBERED on the 9th day of MARCH, 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 Gilberto Hinojosa at 10:00 A.M. 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 March 5, 1999, at 3:23 P.M.:

At this time, Judge Hinojosa asked for a moment of silence in memory of Ms. Ann Gann, District Attorney's Office.

(1) APPROVAL OF COUNTY CLAIMS

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



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

Commissioner Matz moved that the 1999 Fiscal Year Budget Amendment No. 99-20 be approved.

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

AYE: Commissioner Benavides, Cascos and Matz

NAY: None

ABSTAINED: Commissioner Valencia.

Commissioner Benavides moved that the Salary Schedules for the A.G. Child Support - District Clerk, Fund No. 580-4500 and County Attorney, Fund No. 90-475 be approved.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Budget Amendments and Salary Schedules are as follow:

(3) **IN THE MATTER OF THE MINUTES OF
JANUARY 26, 1999, AND FEBRUARY 2, 1999
(TABLED)**

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



**(4) PUBLIC NOTICE AND HEARING CONCERNING
THE POSSIBLE EXPANSION OR LOCATION OF
THE UNITED STATES POST OFFICE, LOCATED
IN OLMITO, CAMERON COUNTY, TEXAS**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the public hearing concerning the possible expansion or location of the United States Post Office, located in Olmito, Cameron County, Texas, was opened for public comment.

At this time, Ms. Sandra Rybicki, United States Postal Service, briefly highlighted the process of the placement for a postal facility at the new County FM511 site and presented two (2) possible building plans.

Commissioner Benavides expressed concern as to expansion of the postal services in the Southmost area in Brownsville, Texas, and Ms. Rybicki responded that the matter would be researched.

Mr. Eloy Cortez, Olmito resident, expressed his support for the relocation of the postal facility which would be near the law enforcement facilities.

Hearing and sensing no further comments, upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Public Hearing was closed.

The Plans are as follow:

(5) APPOINTMENT OF COMMISSIONER TIVIE VALENCIA, PRECINCT NO. 4, REPLACING COMMISSIONER PETE BENAVIDES, PRECINCT NO. 1, TO THE AMIGOS DEL VALLE BOARD

Commissioner Matz moved that the appointment of Commissioner Tivie Valencia, Precinct No. 4, replacing Commissioner Pete Benavides, Precinct No. 1, to the Amigos Del Valle Board be approved, noting that Commissioner Benavides would serve as an alternate.

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

AYE: Commissioners Benavides, Matz and Valencia

NAY: None

ABSTAINED: Commissioner Cascos.



(6) AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE LOS TOMATES RE-VEGETATION PLAN

Commissioner Cascos moved that the Bids be advertised for the Los Tomates Re-Vegetation Plan

The motion was seconded by Commissioner Matz and carried unanimously.



(7) **APPROVAL OF THE LEASE AGREEMENT
(RENEWAL) BETWEEN RADIO
COMMUNICATION AND CAMERON COUNTY
FOR THE STORAGE OF VEHICLES BY THE
CAMERON COUNTY DRUG ENFORCEMENT
TASK FORCE**

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Renewal Lease Agreement between Radio Communication and Cameron County for the storage of vehicles by the Cameron County Drug Enforcement Task Force was approved.

The Agreement is as follows:

(8) APPROVAL FOR TWO (2) NEW MOBILE TELEPHONE CONTRACTS THROUGH SOUTHWESTERN BELL MOBILE SYSTEMS

Commissioner Cascos moved that the two (2) new Mobile Telephone Contracts for the High Intensity Drug Trafficking Areas (HIDTA) Task-Force through Southwestern Bell Mobile Systems be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

(9) AUTHORIZATION TO PURCHASE FIFTEEN (15) DELUXE PACKAGE EQUIPMENT FOR THE CONSTABLES- NEW VEHICLES AND TWO (2) OVERHEAD LIGHTS WITH SWITCH CONTROLS FOR CONSTABLES-PRECINCT NO. 7 PICK-UPS, VIA HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENTS INTERLOCAL PURCHASING AGREEMENT

At this time, Mr. Remi Garza, Executive Assistant to the County Judge, stated that Constable Precinct No. 7 had requested that overhead lights not be place on one (1) of their pick-ups.

Judge Hinojosa opposed to the request by Constable Precinct No. 7 and stated that all the Constables-vehicles were to be uniform.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the purchase of fifteen (15) deluxe package equipment for the Constables- new vehicles and two (2) overhead lights with switch controls for Constables- Precinct No. 7 Pick-ups, via Houston Galveston Area Council of Governments Interlocal purchasing Agreement was approved.

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:

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the AConsent® Agenda Items were approved as follow:

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

- a) Three (3) Sheriff-s Department Investigators to attend the ATraining Seminar on Practical Kinesic Interview and Interrogation® in South Padre Island, Texas, on March 3-4, 1999;

- b) International Bridge Systems Director to meet with Officials from the General Services Administration (GSA) and Mexican USDA regarding the Free Trade Bridge at Los Indios in McAllen, Texas, on March 4, 1999;
- c) International Bridge Systems Director to attend the Border Trade Alliance Americas Trade in the New Millennium Conference in Washington, D.C., on March 20-23, 1999;
- d) Juvenile Superintendent to attend a Detention Officer Basic Curriculum Review/Revision Consultant Team Meeting in Huntsville, Texas, on March 5-6, 1999;
- e) Juvenile Assistant Program Specialist to visit the Residential Placement Facility for Mandatory Monitoring Purposes in McAllen, Texas, on March 9, 1999;
- f) District Attorney to attend the Texas Association of Counties Policy Analysis Group Meeting in Austin, Texas, on March 10-11, 1999;
- g) Juvenile Assistant Program Specialist to visit the Residential Placements Facilities for Mandatory monitoring purposes in Weslaco and Pharr, Texas, on March 10, 1999;
- h) Two (2) Senior Juvenile Probation Officers to attend the Handle with Care Training for Trainers Workshop in Austin, Texas, on March 10-11, 1999;
- I) Juvenile Assistant Specialist to visit the Residential Placements Facilities for Mandatory Monitoring Purposes in Taft and Driscoll, Texas, on March 12, 1999;
- j) Juvenile Assistant Program Specialist to visit the Residential Placements Facilities for Mandatory Monitoring Purposes in Hondo and San Antonio, Texas, on March 17-18, 1999;
- k) Juvenile Assistant Program Specialist to visit the Residential Placement Facility for Mandatory Monitoring Purposes in New Waverly, Texas, on March 25-26, 1999;
- l) Juvenile Program Specialist to visit the Residential Placement Facility for Mandatory Monitoring Purposes in Dallas, Texas, on April 9-11, 1999;
- m) Chief Juvenile Probation Officer and four (4) Staff members to attend the Texas Probation Association 1999 Annual Conference and Training Institute in Austin, Texas, on April 10-14, 1999;
- n) 197th District Court to attend the 26th National Conference on Juvenile Justice in Minneapolis, Minnesota, on March 20-24, 1999;
- o) District Attorney to attend the 1999 Prosecutor Days at the State Capitol in Austin, Texas, on March 23-24, 1999;
- p) Personnel/Benefit Specialist to attend a Lorman Educational Seminar on Family and Medical Leave Act in Texas in McAllen, Texas, on March 23, 1999;
- q) District Attorney First Assistant to attend the Training Committee Members Meeting in Austin, Texas, on March 25-26, 1999;
- r) Two (2) Assistant District Attorneys to view the TYC Facilities in Waco, Marlin, Griddings and Austin, Texas, on March 24-26, 1999;

- s) Assistant District Attorney to attend the ASexual Assault/APRI Course® in Columbia, South Carolina, on April 6-9, 1999;
- t) Assistant District Attorney to attend the AAdvance Trial Advocacy Course® in Columbia, South Carolina, on April 11-16, 1999;
- u) Public Works Right-of-Way Agent to attend a ASeminar on Developing Management Skills® in McAllen, Texas, on March 15, 1999;
- v) Public Works Permit Clerk to attend a ASeminar on How to Deliver Exceptional Customer Service® in McAllen, Texas, on March 24, 1999;
- w) Sheriff-s Department Investigator and Sergeant to attend a ACritical Incident Commander Course® in Bryan, Texas, on March 28, 1999, through April 3, 1999;
- x) Unified Narcotics Intelligence Task-Force (UNIT) Tactical Intelligence Agent to attend the AAir Smuggling Investigators Association Conference® in Phoenix, Arizona, on March 28, 1999, through April 2, 1999;
- y) Two (2) Unified Narcotics Intelligence Task-Force (UNIT) Research Analysts to attend the ANACAPA Financial Manipulation Analysis (FMA) Course® in Las Vegas, Nevada, on April 11-16, 1999;
- z) Unified Narcotics Intelligence Task-Force (UNIT) Administrative Secretary to attend the ABasic Analytical Methodologies Course® in New Orleans, Louisiana, on April 27-30, 1999;
- aa) High Intensity Drug Trafficking Areas (HIDTA) Director to attend a ASouth Texas HIDTA Executive Committee Meeting® in San Antonio, Texas, on March 29-31, 1999;
- bb) Health Department employee to attend the A1999 Clinical Records Workshop® in Austin, Texas, on March 28-30, 1999;
- cc) Health Department employee to attend the A1999 Clinical Records Workshop® in Austin, Texas, on March 28-30, 1999;
- dd) Three (3) County Extension Agents to attend the ACamp Discovery: A Diabetes Wellness Camp at the UTPA PEI Complex, Field House® in Edinburg, Texas, on April 17, 1999; and
- ee) Five (5) County Extension Agents to attend the AD-14 4-H Round-up Contest at Yamuk® in Kingsville, Texas, on April 24, 1999.



(11) FINAL APPROVAL

a) Precinct No. 3

803 Acres Subdivision - being a resubdivision of the Northeast 9.056 acres (9.0 AC. REC.) of Block No. 8, of Parker Tract, as subdivided by Fresnos Land and Irrigation Company, out of Share No. 15, Espiritu Santo Grant.

(12) PRELIMINARY AND FINAL APPROVAL

a) Precinct No. 3

Magnolia Place Subdivision - being 10.0 acres tract of land out of Farm Lots Nos. 44 and 45, out of Rio Hondo Park Townsite and Small Acreage Subdivision; and

b) Precinct No. 4

Tamm Lane North Subdivision - being a 22.143 acre tract of land more or less, same being a part or portion of Blocks Nos. 174 and 175, Adams Gardens Subdivision AC.®

(13) AWARD BIDS

a) TWO (2) MINI VANS - AUDITOR-S AND DISTRICT CLERK-S OFFICE

BERT OGDEN - Edinburg, Texas

Two (2) Mini Vans with trade - \$31,480.00

b) THREE (3) PICK-UP TRUCKS - ENVIRONMENTAL HEALTH AND PARKS SYSTEM DEPARTMENT

TIP-O-TEX CHEVROLET - Brownsville, Texas

Two (2) Pick-ups 2 ton with trade - \$29,552.04

BERT OGDEN - Edinburg, Texas

One (1) Pick-up 2 ton 4 x 4 without trade - \$19,390.00

(14) OPEN BIDS AND/OR REQUEST FOR PROPOSALS

a) REQUEST FOR PROPOSAL NO. 99-02-02 FOR ARCHITECTURAL SERVICES - ADULT PROBATION OFFICES; AND

b) BIDS FOR ABELARDO ROAD PAVING IMPROVEMENTS.

The Bids and/or Request for Proposals received and opened are as follow:

(15) EXECUTIVE SESSION

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 10:30 A.M. to discuss the following matters:

- a) Deliberation regarding the Real Property concerning the Cameron County owned land known as, 113.85 acres, more or less, and being all of Blocks Nos. 46, 47 and 48 of Palo Alto Groves Subdivision No. 1 and all of Blocks Nos. 1, 2 and the South 13.85 acres of Block No. 3, in the Rincon Subdivision in Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- b) Deliberation regarding the Real Property concerning the Concessionaire Agreement with U.E.T.A.; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- c) Deliberation regarding the Real Property concerning Cameron County Trustee Property, known as, Brownsville-Elizabeth Heights, Block No. 2, Lot No. 4; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- d) Deliberation regarding the Real Property concerning Cameron County Trustee Property, known as, Brownsville-Elizabeth Height, Block No. 1, Lot No. 2; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- e) Deliberation concerning the Real Property regarding the Cameron County property, known as, Fresnos Land and Irrigation Company Subdivision, Point Block No. 88, 6.20 acres; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- f) Deliberation concerning the Real Property regarding the Cameron County Trustee Property, known as, Brownsville-Acacia Lake Gardens Subdivision, Block No. 59, 1.5700 acres; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- g) Confer with County Counsel regarding the setting of Toll Rates and Traffic Routing for the Cameron County International Bridges System; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1) and (2);
- h) Evaluation of the Interim/Parks System Director; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.074; and
- i) Deliberation concerning the Real Property regarding the 14.9 acres adjacent to Isla Blanca Park; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the Court reconvened in Regular Session at 11:30 A.M.



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

- a) **Deliberation regarding the Real Property concerning the Cameron County owned land, known as 113.85 acres, more or less, and being all of Blocks Nos. 46, 47 and 48 of Palo Alto Groves Subdivision No. 1 and all of Blocks Nos. 1 and 2, and the South 13.85 acres of Block No. 3, in the Rincon Subdivision in Cameron County, Texas.**

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, the Status Report by County Counsel was acknowledged regarding the Cameron County owned land, known as 113.85 acres, more or less, and being all of Blocks Nos. 46, 47 and 48 of Palo Alto Groves Subdivision No. 1 and all of Blocks Nos. 1 and 2, and the South 13.85 acres of Block No. 3, in the Rincon Subdivision in Cameron County, Texas.

- b) **Deliberation regarding the Real Property concerning the Concessionaire Agreement with U.E.T.A.**

Commissioner Benavides moved that the Concessionaire Agreement with U.E.T.A. be executed, subject to the survey.

The motion was seconded by Commissioner Cascos and carried unanimously.

- c) **Deliberation regarding the Real Property concerning Cameron County Trustee Property, known as, Brownsville-Elizabeth Heights, Block No. 2, Lot No. 4; and**
- d) **Deliberation regarding the Real Property concerning Cameron County Trustee Property, known as, Brownsville-Elizabeth Heights, Block No. 1, Lot No. 2.**

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the resale the Cameron County Trustee Properties, known as Brownsville-Elizabeth Heights, Block No. 2, Lot No. 4 and Brownsville-Elizabeth Heights, Block No. 1, Lot No. 2, to the original owners at the amount specified in Executive Session was approved.

- e) **Deliberation concerning the Real Property regarding the Cameron County property, known as Fresnos Land and Irrigation Company Subdivision, Point Block No. 88, 6.20 acres.**

Commissioner Cascos moved that the Real Property regarding the Cameron County property, known as Fresnos Land and Irrigation Company Subdivision, Point Block No. 88, 6.20 acres, be advertised.

The motion was seconded by Commissioner Valencia and carried unanimously.

- g) **Confer with County Counsel regarding the setting of toll rates and traffic routing for the Cameron County International Bridge System.**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Status Report by County Counsel was acknowledged regarding the setting of toll rates and traffic routing for the Cameron County International Bridge System.

- f) **Deliberation concerning the Real Property regarding the Cameron County Trustee Property, known as Brownsville-Acacia Lake Gardens Subdivision, Block No. 59, 1.5700 acres.**

Judge Hinojosa moved that the request by the United States Border Patrol concerning the Cameron County Trustee Property, known as Brownsville-Acacia Lake Gardens Subdivision, Block No. 59, 1.5700 acres be **Denied**.

The motion was seconded by Commissioner Cascos and carried unanimously.

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

Commissioner Cascos moved that the Agreement regarding the 14.9 acres adjacent to Isla Blanca Park be executed, subject to the survey.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Agreement is as follows:

h) Evaluation of the Interim/Parks System Director.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, Mr. Javier Mendez was appointed as the Parks System Director with an annual salary, in the amount of \$45,000.00, plus a County vehicle.

There being no further business to come before the Court, upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the meeting was **ADJOURNED** at 11:37 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.**