

THE STATE OF TEXAS

COUNTY OF CAMERON

BE IT REMEMBERED on the 4th day of MAY, 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 9:30 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 April 30, 1999, at 8:39 A.M.:

(8) APPOINTMENT OF DR. VICTOR M. GONZALEZ, JR., AS THE CAMERON COUNTY HEALTH AUTHORITY

At this time, Ms. Yvette Salinas, Health Administrator, stated that Dr. Ryan Smith, Texas Department of Health Regional Medical Director, had been acting as the Interim Health Authority for the jail, following the resignation of Dr. Gustavo Stern, former Health Authority, and recommended that Dr. Victor M. Gonzalez, Jr., be appointed as the Cameron County Health Authority. She noted that Dr. Gonzalez had volunteered with the Health Department's Well Child Clinic in the past and was familiar with the operations of the Health Department.

Commissioner Benavides moved that Dr. Victor M. Gonzalez, Jr., be appointed as the Cameron County Health Authority.

The motion was seconded by Commissioner Cascos.

At this time, Commissioner Matz noted that the Court had unanimously voted to advertise for Request for Qualifications for the Jail Doctor, the Health Authority and the Gatekeeper and noted that the matter had been a controversial issue for many years. He expressed concern as to the individuals who showed interest in the Health Authority position and as to whether the Request for Qualifications had been advertised.

Ms. Salinas stated that a number of physicians had contacted the Health Department concerning the Health Authority position and added that Request for Qualifications had not been advertised.

Commissioner Matz suggested that the action previously taken be rescinded and that the matter be deferred for one (1) week, in order to handle the issue in a logical manner.

Ms. Salinas confirmed her recommendation of Dr. Gonzalez as the Health Authority and added that the Court had the discretion to either ratify or vote against the recommendation.

Commissioner Matz expressed concern as to why the matter was being rushed and added that if the matter was handled in an orderly manner, the issue would not be open to possible criticism.

Judge Hinojosa stated the appointment of the position was being expedited, in order to relieve the State Health Department from the burden of volunteering their services for the position. He stated that there were many issues that required the input of the Health Authority including the appointment of the Jail Doctor and the Gatekeeper, noting that it was difficult for the Court to make said decisions without the qualifications and experience of a Health Authority.

Ms. Salinas stated that Dr. Gonzalez had dealt with the County's Director of Nurses in the past and added that discussions had been held regarding Dr. Gonzalez coordinating with the Director of Nurses, in order to provide quality assurance to the patients.

Commissioner Matz expressed concern as to whether the position would be placed on a contractual basis and as to the salary amount.

Judge Hinojosa suggested that the motion should include the authorization to negotiate with Dr. Gonzalez regarding salary issues and requirements and that the appointment be subject to Legal review.

Commissioner Cascos stated that a rider including the rescission of the Request for Qualifications be included with the motion and noted that a Contract would not be available until the negotiations were discussed. He stated that the determination should be made as to whether the Health Authority position would be a County employee or on a Contractual basis, noting that if the Health Authority position was determined as a County employee, a Professional Services Contract would not be necessary.

Mr. Doug Wright, Commissioners= Court Legal Counsel, stated that the Health Administrator had the discretion of appointing the Health Authority and recommending the appointment to the Court for ratification. He added that the motion should consist of acknowledging the recommendation of the Health Administrator, subject to the negotiations of the Contract and that the Contract be placed on the Agenda for ratification by the Court.

Mr. Mark Yates, County Auditor, stated that the job description and guidelines should be determined, in order to present the Health Authority with a clear description of the roles and guidelines to be followed and expected by the Court.

Commissioner Cascos stated that the guidelines were outlined in the State Statutes and added that the guidelines be followed in the Contract negotiation process.

Ms. Dylbia Jefferies-Vega, Commissioners= Court Legal Counsel, requested that the Commissioners= Court Legal Counsel be allowed to be involved during negotiations of the Contract.

Mr. Wright noted that Mr. Richard Burst, Commissioners= Court Legal Counsel, was involved in many litigation cases involving medical services concerning the County Jail and added that Mr. Burst should also be involved in the Contract negotiation process.

Commissioner Matz noted that he was not familiar with Dr. Gonzalez= experience and suggested that the matter be delayed for one (1) week, in order for the Court to get acquainted with Dr. Gonzalez.

Judge Hinojosa stated that the motion would consist of acknowledging the recommendation and authorizing the Contract negotiations. He stated that the Court could express their concerns at the time the final Contract was ratified by the Court and suggested that the members of the Court should schedule meetings with Dr. Gonzalez in the interim.

At this time, Dr. Gonzalez assured the Court that he would be accessible to discuss any concerns that the Court might have and noted that he had expressed interest in the position based on his qualifications and experience.

Commissioner Benavides moved that the appointment of Dr. Victor M. Gonzalez, Jr., Brownsville, Texas, as the Cameron County Health Authority, be acknowledged and that the Contract negotiations be authorized.

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

AYE: Commissioners Benavides, Cascos and Valencia

NAY: Commissioner Matz.

**(20) AUTHORIZATION TO PURCHASE OR LEASE A
COPIER FOR COUNTY COURT AT LAW NO. 3**

At this time, Judge Daniel T. Robles, County Court at Law No. 3, explained that the copier would be purchased or leased for the three (3) County Courts at Law and explained that the current copier was not functional and was old.

Commissioner Valencia stated that the purchase of one (1) copier for all three Courts would save money in the long run and explained that the Court was in need of a copier, due to an experience he had in attempting to obtain copies from the Courts and was forced to retrieve the copies from the County Clerk's Office.

Mr. Mark Yates, County Auditor, stated that the copier was less than three (3) years old and added that the copier was under the Maintenance Contract, which was recently renewed. He stated that the copier had been repaired under the maintenance agreement, but noted that a certain part from the copier, which was considered by the copier company as consumables, was not under the maintenance agreement. Mr. Yates noted that the copier was located in a public area, which allowed attorneys access to the copier and added that the County Clerk's Office had advised the Auditor's Office of attorneys obtaining copies from the County Courts, as opposed to retrieving the copies from the County Clerk's Office which included a fee.

At this time, Commissioner Matz expressed concern as to the Agenda Request which had not been signed by the Budget Officer and as to the designation of the funding source, which was not reflected on the Request.

Mr. Remi Garza, Executive Assistant to the County Judge, noted that the signatures had been obtained by the Auditor's Office, but added that the copies of the original Agenda Item Request had not been distributed to the Court.

At this time, there was some discussion regarding the purchase of the second copier, in order to utilize the second copier as a back up and Mr. Yates recommended that the second copier be leased.

Mr. Yates stated that leasing the copier would be less expensive and that the maintenance agreement would cover all repairs and parts of the copier. He recommended that the copiers be placed in secured environments and added that the funding would be allocated within the three (3) County Courts= Budgets.

Commissioner Valencia moved that a copier be leased for the County Courts at Law.

The motion was seconded by Commissioner Cascos and carried unanimously.

(6) ACTION REGARDING THE ACQUISITION OF SHORT TERM INSURANCE FOR THE VETERANS INTERNATIONAL BRIDGE AT LOS TOMATES

(7) AUTHORIZATION TO ADVERTISE BIDS FOR LONG TERM INSURANCE FOR THE VETERANS INTERNATIONAL BRIDGE AT LOS TOMATES

At this time, Judge Hinojosa explained that the Veterans International Bridge at Los Tomates was not insured at the present time and recommended that insurance should be obtained for the bridge in the interim process of advertising the Bids for insurance.

Mr. Johnny N. Cavazos, Cavazos Insurance, stated that a quote had been provided to the County and added that based on the quoted amount, the County Auditor determined that the Bids would be advertised, noting that the quote reflected the amount of \$63,400.00 per year. Mr. Cavazos explained that physical damage and the loss of usage and occupancy would be covered under the short term insurance.

Mr. Mark Yates, County Auditor, suggested that the insurance policy should include replacement costs to provide the resources to rebuild the bridge should the spans be damaged on the United States or Mexican side. He suggested that the services provided by Mr. John Hudson, Project Engineer, should be extended an additional month, in order to prepare a contingency plan in the case of a span being damaged. Mr. Yates suggested that the three (3) International Bridges be insured with the same insurer and with the same maturity date, noting that there had been no claims made in the last nine years for the two (2) bridges. He noted that if a span was damaged, the funds were available in the County Reserve Fund to cover the costs.

At this time, there was some discussion as to the current insurance coverage on the Gateway and Los Indios International Bridges expiring on June 13, 1999, and Judge Hinojosa suggested that the County Auditor be authorized to obtain quotes and discuss the matter with Mr. Cavazos concerning the acquisition of insurance until June 13, 1999. He added that the Request for Proposals be advertised for the three County International Bridges and added that the same insurance company be obtained for all three (3) bridges, in order to obtain a cost savings insurance premium.

Judge Hinojosa moved that the County Auditor be authorized to obtain quotes and discuss the Short Term Insurance for the Veterans International Bridge at Los Tomates with Mr. Johnny N. Cavazos, Cavazos Insurance, and that the Bids for long term insurance be advertised.

The motion was seconded by Commissioner Matz and carried unanimously.

(1) APPROVAL OF COUNTY CLAIMS

At this time, Mr. Mark Yates, County Auditor, noted that concerns had been raised regarding previous warrants paid from the County Narcotics Task-Force Fund No. 50 and explained that the Task-Force contained Contract employees from other agencies. He stated that official Contracts were not customary for said employees since they were not independent contractors, but noted that the time and attendance was recorded with the Department.

Mr. Frank Martinez, District Attorney's Office, explained that the District Attorney's Office contained Interlocal Agreements through the Task-Force for contract employees from outside agencies which were funded through Grant Funds and added that the matter regarding whether an Agreement existed for said contract employee would be researched.

Commissioner Matz expressed concern as to Warrant No. 012355, payable to the Brownsville Herald, in the amount of \$1,480.98, for newspaper subscriptions.

Mr. Yates responded that Warrant No. 02355 was allocated from the County Jail Fund and expressed concern as to why the newspaper subscriptions were purchased for the inmates.

At this time, Chief Gus Reyna, Sheriff's Department, stated that the service had been provided for the inmates for many years and added that the cost of the subscription was budgeted within the Sheriff's Budget.

Sheriff Omar Lucio, County Sheriff, suggested that the service to the inmates be continued and that the funds be allocated from the Commissary Fund, which would be at no cost to the County.

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the County Claims were approved, as presented by the County Auditor, noting that Warrant No. 012355, as to the Brownsville Herald, be voided and reissued from the Commissary Fund.

The Budget Officer's Comments Report is as follows:

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

Commissioner Benavides moved that the 1999 Fiscal Year Budget Amendment No. 99-28, and the following Salary Schedules be approved:

Maintenance and Operation Courthouse - Fund No. 100-5140;

Maintenance and Operation San Benito Building - Fund No. 100-5110; and

Elections Administrator - Fund No. 100-4910.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Budget Amendments and Salary Schedules are as follow:

(3) **APPROVAL OF MINUTES OF APRIL 14, 1999,
APRIL 20, 1999, AND APRIL 27, 1999**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Minutes of the Special Meeting held April 14, 1999, at 9:30 A.M. and the Regular Meetings held April 20, 1999, and April 27, 1999, at 9:30 A.M., were approved, subject to the correction noted on the Minutes of April 14, 1999.

(4) **IN THE MATTER OF A RESOLUTION
HONORING MR. JOHN HUDSON FOR HIS
DEDICATION AND SERVICE AS PROJECT
MANAGER FOR THE VETERANS
INTERNATIONAL BRIDGE AT LOS TOMATES
(TABLED)**

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

(5) **ACCEPTANCE OF THE 1999 INSPECTION
REPORTS FOR THE GATEWAY
INTERNATIONAL BRIDGE AND THE FREE
TRADE BRIDGE**

At this time, Mr. Pete Sepulveda, Jr., presented the 1999 Annual Inspection Report for the Gateway International Bridge and the Free Trade Bridge and stated that the recommendation to repair the speed bumps at the Gateway International Bridge had been delayed until the completion of the alignment of International Blvd. He added that the sidewalks at the Gateway International Bridge would be repaired within forty-five (45) days and noted that steel plate on the light polls also needed to be replaced at the Free Trade Bridge.

Commissioner Matz questioned whether bids were advertised for the inspection of the bridges and Mr. Sepulveda responded that the County contained a Contract with the inspection firm, noting that the Contract would expire this year.

At this time, Commissioner Benavides commended Mr. Sepulveda for his efforts and organization of the Veterans International Bridge at Los Tomates Ceremony held April 30, 1999.

Judge Hinojosa expressed concern as to the recommendation concerning the speed bumps being repaired and added that the County was exposed to liability when the vehicles were damaged by the speed bumps.

Mr. Sepulveda stated that the bridge had the speed bumps for a number of years and explained that the existing bumps had been broken by the weight of the trucks. He noted that the bumps were not very steep and added that twenty-three (23) speed bumps would also be placed at the Veterans International Bridge at Los Tomates.

At time, Mr. Doug Wright, Commissioners-Court Legal Counsel, recommended that the speed bumps should be placed at the bridges based on the Uniform Traffic Control Guidelines which would be implemented by a Traffic Engineer. He stated that common sense judgment should not be the basis for the placement of the speed bumps, due to the liability placed on the County in the case of an injury, as a result of a traffic accident.

Judge Hinojosa authorized the Bridge Systems Director to request a report from Mr. John Hudson, Traffic Engineer, Incorporated, regarding the requirements, in order to comply with the Uniform Traffic Control Guidelines.

At this time, Mr. Sepulveda briefly highlight the vehicle crossings at the Veterans International Bridge at Los Tomates since the opening date of April 30, 1999, and noted that many vehicles were turned away at the closing time at 11:00 P.M.

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the 1999 Annual Inspection Reports for the Gateway International Bridge and the Free Trade Bridge were accepted.

The Reports are as follow:

**(9) AUTHORIZATION TO APPLY FOR THE STATE
CRIMINAL ALIEN ASSISTANCE PROGRAM
(SCAAP)**

Commissioner Matz moved that an application for the State Criminal Alien Assistance Program (SCAAP) be submitted.

The motion was seconded by Commissioner Valencia and carried unanimously.

**(10) APPROVAL OF THE CONSTRUCTION
CONTRACT WITH THE 5125 COMPANY FOR
THE TIERRA BONITA-GRANDE ACRES WATER
PROJECT (TCDP CONTRACT NO. 717045)**

Commissioner Benavides moved that the Construction Contract with the 5125 Company for the Tierra Bonita-Grande Acres Water Project, that being the Texas Community Development Program Contract No. 717045, be approved.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Contract is as follows:

(11) APPROVAL TO ALLOCATE FUNDING FOR MATERIAL TESTING, PURSUANT TO THE VALLE ESCONDIDO/VALLE HERMOSO DRAINAGE IMPROVEMENT PROJECT

At this time, Mr. Frank Bejarano, Program Development and Management Director, explained that funding was necessary for the Engineering Department to continue the testing of the levee to install an underground culvert, in order to comply with the International Boundary and Water Commission (IBWC) Standards.

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the funding was allocated for material testing, pursuant to the Valle Escondido/Valle Hermoso Drainage Improvement Project.



(12) AUTHORIZATION TO APPROVE CHANGE ORDER NO. 1 FOR THE FATHER JOSEPH O-BRIEN HEALTH CLINIC

At this time, Commissioner Matz expressed concern as to why the additional changes had not been incorporated into the original plan by the Architect and noted that the professional architect was contracted by the County to anticipate said changes.

Mr. Juan Bernal, County Engineer, stated that Betterment/Contingency Funds had been allocated for the additional changes of the plan and added that the items not included into the original plan was an oversight by the Architect and the Engineering Department. He explained that the parking lot at the Health Clinic needed additional handicapped parking spaces, in order to comply with the Texas Accessibility Standards.

Mr. Doug Wright, Commissioners= Court Legal Counsel, stated that the Texas Accessibility Standards contained fixed standards and confirmed that the professional architect was hired by the County to be familiar with said standards.

Judge Hinojosa that the Change Order should be approved, since the change was not increasing the cost, that would have been incurred in the initial plan.

Commissioner Benavides moved that Change Order No. 1 for the Father Joseph O-Brien Health Clinic be approved, as recommended by the County Engineer.

The motion was seconded by Commissioner Valencia and carried unanimously.



(13) APPOINTMENT OF MR. DOYLE WELLS TO THE CAMERON COUNTY DUNE PROTECTION COMMITTEE

Commissioner Matz moved that Mr. Doyle Wells be appointed to the Cameron County Dune Protection Committee.

The motion was seconded by Commissioner Valencia and carried unanimously.

NOTE: JUDGE HINOJOSA LEFT THE COURT ROOM.

(14) AUTHORIZATION TO ISSUE A RENEWAL TOWING PERMIT (T-3) TO MR. JUAN MORA, DOING BUSINESS AS, BAY AREA TOWING

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the Renewal Towing Permit (T-3) was issued to Mr. Juan Mora, doing business as, Bay Area Towing.

(15) AUTHORIZATION TO RENEW THE CONCESSION AGREEMENT FOR MR. JUAN MARTINEZ, DOING BUSINESS AS, JETTIES BAIT STAND

At this time, Mr. Javier Mendez, Parks System Director, explained that the Concession Agreement was a renewal and that the late fees provision, approved by the Court in May, 1998, had been included in the Agreement.

Commissioner Matz requested that a copy of the Renewal Concession Agreement for Mr. Juan Martinez, doing business as, Jetties Bait Stand, be provided to his office.

Commissioner Benavides moved that the Concession Agreement be renewed for Mr. Juan Martinez, doing business as, Jetties Bait Stand.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Agreement is as follows:

(16) APPROVAL OF A MEMORANDUM OF UNDERSTANDING BETWEEN BROWNSVILLE INDEPENDENT SCHOOL DISTRICT AND CAMERON COUNTY JUVENILE PROBATION DEPARTMENT

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the Memorandum of Understanding between the Brownsville Independent School District and the Cameron County Juvenile Probation Department was approved, subject to the County Auditor-s review.

The Memorandum of Understanding is as follows:

NOTE: JUDGE HINOJOSA RETURNED TO THE COURT ROOM.

**(17) APPROVAL OF A CONTRACT BETWEEN
CAMERON COUNTY DETENTION CENTER AND
KLEBERG COUNTY**

At this time, Mr. Doug Wright, Commissioners= Court Legal Counsel, noted that the Contract was a State form and added that the County did not approve Contracts which included any hold harmless or indemnification by the County against any agency in the State of Texas. He recommended that the appropriate terminology be added to the Contract to the extent allowed by Law.

Commissioner Matz moved that the Contract between Cameron County Detention Center and Kleberg County be approved, subject to Legal review.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Contract is as follows:

(19) ACTION REGARDING THE 911/RURAL ADDRESSING PROGRAM AND IMPLEMENTATION WITHIN INFORMATION SERVICES DEPARTMENT

At this time, Mr. Mark Yates, County Auditor, reported that Southwestern Bell, as well as other utility entities had expressed interest in Contracting with the County to assist with the addressing backlog process. He suggested that an initial program should be implemented for digital County maps which would benefit County Departments and added that the Department would consist of three (3) positions which would be housed in the Information Systems Department at the Courthouse. Mr. Yates stated that the amount of \$20,000.00, would be available from the Computer Center-s Information Services Budget in Fund Balance and added that added that a twenty-five dollar (\$25.00) fee would be added to the Building Permits which would be charged to the developer.

Judge Hinojosa recommended that a twenty dollar fee should be placed on each new Building Construction Application for the 911 addressing and that the developer be charged a ten dollar (\$10.00) fee for the subdivisions per lot.

Mr. Yates stated that the project would benefit the 911 and Emergency Services District and recommended that the County should request contributions, in the amount of \$20,000.00, from each District, Governmental and Utility entities which would benefit from the project to support the project.

Mr. Carlos Acevedo, 911 District, stated that State funds had been set aside for the Rural Addressing Project and added that the contribution by the 911 District would be presented to the 911 District Board, in order to support the project.

At this time, Judge Hinojosa recommended that Mr. Rigo Davila, Engineering Department, be transferred over to the 911 Rural Mapping and Addressing Program, based on his knowledge and experience concerning the project, noting that Mr. Davila was currently employed with the Engineering Department-s 911 Rural Addressing Program.

Commissioner Matz moved that the 911/Rural Addressing Program and the implementation within the Information Services Department be approved, noting that a twenty dollar (\$20.00) fee be added to the new Building Construction Applications and a ten dollar (\$10.00) fee be charged to the developer for the subdivision lots.

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:

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

AConsent® Agenda Items were approved as follow:

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

- a) Two (2) Juvenile Probation Officers to attend a ATraining for Strategic Planning Workshop® in Weslaco, Texas, on May 6-7, 1999;
- b) Two (2) Constable Precinct No. 4 to attend the AMandatory Civil Process Training® in Corpus Christi, Texas, on May 16-17, 1999;
- c) Three (3) Sheriff=s Deputies to attend AEmploying Community Policing Based Interventions for Family Violence Control® in San Antonio, Texas, on May 23-26, 1999;
- d) Two (2) Sheriff=s Deputies to attend the AIntroduction to Practical Crime Scene Techniques® in San Antonio, Texas, on May 23-26, 1999;
- e) Assistant District Attorney to attend the APre-Trial Advocacy Course® in Columbia, South Carolina, on June 13-17, 1999;
- f) District Attorney Investigator to attend a AGuide to the Texas Prison System Seminar® in Austin, Texas, on May 10-14, 1999;
- g) Two (2) Assistant District Attorney to attend the AArchival Preservation Training Course® in Edinburg, Texas, on May 10, 1999;
- h) Assistant District Attorney to attend the APost-Legislative Conference® in Austin, Texas, on June 22-25, 1999;
- I) Ten (10) County Drug Enforcement Task-Force Staff members to attend the ATexas Narcotics Control Program Annual Training Conference® in Houston, Texas, on June 27, 1999, through July 2, 1999;
- j) District Attorney Chief Criminal Investigator to attend the ATCLEOSE Rules and Procedures Seminar® in Edinburg, Texas, on May 18, 1999;
- k) District Clerk and two (2) Deputies to attend the ASpring 1999 Region 8 County and District Clerks=Meeting® in Laredo, Texas, on May 11-13, 1999;
- l) County Court at Law No. 2 Judge to attend the ATexas College of Probate Judges Regional Workshop® in South Padre Island, Texas, on May 12-14, 1999;
- m) County Court at Law No. 3 Administrator to attend the ATexas College of Probate Judges Regional Workshop® in South Padre Island, Texas, on May 13-14, 1999;
- n) Two (2) Constable Precinct No. 2 Deputies to attend the AMandated Civil Process School® in Corpus Christi, Texas, on May 16-19, 1999;

- o) UNIT Tactical Intelligence Agent to attend the International Drug Interdiction Training Conference in Fort Lauderdale, Florida, on June 12-17, 1999;
- p) Health Department employee to attend a Workshop for Implementing High Risk Individual Counseling Program in Dallas, Texas, on June 11, 1999; and
- q) Health Department employee to attend an Intensive Course in Breast-feeding Phase II in Edinburg, Texas, on May 19-21, 1999.

(22) PRELIMINARY AND FINAL APPROVAL

a) Precinct No. 3

D & H Subdivision - one acre out of Lot No. 20, Citrus Gardens Subdivision, Section No. 7, in Share No. 27, Espiritu Santo Grant.

(23) FINAL APPROVAL

a) Precinct No. 4

Ryan Wesley Subdivision - being a 38.68 acre subdivision of all of Block No. 192 and Block No. 193, Adams Gardens Subdivision AC.

(24) AWARD BID FOR ANNUAL BID NO. 2300 JANITORIAL SUPPLIES - CHEMICALS

NATIONAL SANITARY SUPPLY - McAllen, Texas
Category A - Total \$7,706.31

GULF COAST PAPER - Brownsville, Texas
Category B - Total \$2,818.42
Category D - Total \$7,638.95

DIVERSITECH - McAllen, Texas
Category C - Total \$15,734.92
Category E - Total \$11,203.16

(25) EXECUTIVE SESSION

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 11:05 A.M. to discuss the following matters:

- a) Deliberation regarding the Real Property concerning possible land acquisition of a potential park site; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- b) Deliberation regarding prospective gift concerning the donation to Isla Blanca Park; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.073;
- c) Deliberation regarding the Real Property concerning the possible development of a hotel adjacent to Isla Blanca Park; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- d) Deliberation regarding the Real Property concerning possible authorization to enter into a long term Concession Agreement with NB Development, doing

business as, Schlitterbahn Waterpark at South Padre Island; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;

- e) Deliberation regarding the Real Property concerning the possible acquisition of a building, located at 174 North Sam Houston Street, San Benito, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- f) Confer with County Counsel regarding the possible litigation pertaining to 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).

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Court reconvened in Regular Session at 12:10 A.M.

(26) ACTION RELATIVE TO EXECUTIVE SESSION

- a) **Deliberation regarding the Real Property concerning possible land acquisition of a potential park site.**

Commissioner Valencia moved that the Status Report by the Property Management Coordinator be acknowledged regarding the possible land acquisition of a potential park site.

The motion was seconded by Commissioner Matz and carried unanimously.

- b) **Deliberation regarding prospective gift concerning the donation to Isla Blanca Park.**

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the Status Report by Ms. Dylbia Jefferies-Vega, Commissioners= Court Legal Counsel was acknowledged regarding the prospective gift concerning the donation to Isla Blanca Park.

- c) **Deliberation regarding the Real Property concerning the possible development of a hotel adjacent to Isla Blanca Park.**

Commissioner Matz moved that the Status Report by the Property Management Coordinator be acknowledged regarding the possible development of hotel adjacent to Isla Blanca Park.

The motion was seconded by Commissioner Valencia and carried unanimously.

- d) **Deliberation regarding the Real Property concerning possible authorization to enter into a long term Concession Agreement with NB Development, doing business as, Schlitterbahn Waterpark at South Padre Island.**

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the Property Management Coordinator was directed to continue along the terms and conditions as outlined in Executive Session regarding the long term Concession Agreement with NB Development, doing business as, Schlitterbahn Waterpark at South Padre Island and the County Judge was authorized to sign off on the Agreement.

- e) **Deliberation regarding the Real Property concerning the possible acquisition of a building, located at 174 North Sam Houston Street, San Benito, Texas.**

Commissioner Matz moved that the Status Report by the Property Management Coordinator was acknowledged regarding the acquisition of a building, located at 174 North Sam Houston Street, San Benito, Texas.

The motion was seconded by Commissioner Valencia and carried unanimously.

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

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the Status Report by County Counsel was acknowledged regarding the litigation pertaining to Sea Ranch Marina Concessionaire (S.R. Marine Center).

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There being no further business to come before the Court, upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the meeting was **ADJOURNED** at **12:12 P.M.**

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APPROVED this **26th** day of **May, 1999**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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