

THE STATE OF TEXAS

COUNTY OF CAMERON

BE IT REMEMBERED on the 15th day of JUNE, 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 9:38 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 June 11, 1999, at 12:34 P.M.:

(19) IN THE MATTER OF A MEDICAL SERVICES AGREEMENT BETWEEN CAMERON COUNTY AND PAUL LENZ, M.D., REGARDING MEDICAL SERVICES AT THE COUNTY JAIL (TABLED)

At this time, Judge Hinojosa stated that there were issues to be discussed among the Court regarding said matter and suggested that the Item be Tabled.

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

(3) IN THE MATTER OF MINUTES OF JUNE 1, 1999 (TABLED)

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

(4) PRESENTATION TO THE COMMISSIONERS-COURT OF AN APPRECIATION PLAQUE COMMEMORATING THE CONSTRUCTION OF THE UNITED STATES DISTRICT COURT, SOUTHERN DISTRICT OF TEXAS, BROWNSVILLE DIVISION

Commissioner Cascos moved that presentation to the Commissioners- Court of an appreciation plaque commemorating the construction of the United States District Court, Southern District of Texas, Brownsville Division, be acknowledged.

The motion was seconded by Commissioner Benavides and carried unanimously.

(5) PRESENTATION OF THE NEW FAMILY CONSUMER SCIENCE ASSISTANT AGENT JEANIE R. BUENTELLO

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the presentation of the new Family Consumer Science Assistant Agent Jeanie R. Buentello was acknowledged.

(1) APPROVAL OF COUNTY CLAIMS

At this time, Mr. Mark Yates, County Auditor, presented the following late claims for approval:

Warrant No. 14815, as to Allred Produce, in the amount of \$2,655.40;

Warrant No. 14816, as to Beno-s Meats, in the amount of \$15,096.20;

Warrant No. 14817, as to Breeden, McCumber and Gonzalez, Incorporated, in the amount of \$39,348.37;

Warrant No. 14819, as to Butterkrust, in the amount of \$2,443.50;

Warrant No. 14820, as to Cain's Coffee, in the amount of \$505.44; and

Warrant No. 14821, as to Cano's Produce, in the amount of \$201.77.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the County Claims were approved, as presented by the County Auditor, inclusive of the following late claims:

Warrant No. 14815, in the amount of \$2,655.40;

Warrant No. 14816, in the amount of \$15,096.20;

Warrant No. 14817, in the amount of \$39,348.37;

Warrant No. 14819, in the amount of \$2,443.50;

Warrant No. 14820, in the amount of \$505.44; and

Warrant No. 14821, in the amount of \$201.77.

The Budget Officer's Comments Report is as follows:

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

Commissioner Valencia moved that the 1999 Fiscal Year Budget Amendment No. 99-33 and Salary Schedule for Constable Precinct No. 3, Fund No. 100-5530, be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Budget Amendments and/or Salary Schedules are as follow:

(6) ACKNOWLEDGMENT OF THE ANNUAL CERTIFICATION OF THE DARRELL B. HESTER JUVENILE DETENTION CENTER BY THE CAMERON COUNTY JUVENILE BOARD

(7) ACKNOWLEDGMENT OF THE ANNUAL CERTIFICATION OF THE SOUTH TEXAS JUVENILE BOOT CAMP CENTER CONDUCTED BY THE CAMERON COUNTY JUVENILE BOARD

Commissioner Valencia moved that the Annual Certifications of the Darrell B. Hester Juvenile Detention Center and the South Texas Juvenile Boot Camp Center conducted by the Cameron County Juvenile Board be acknowledged.

The motion was seconded by Commissioner Matz and carried unanimously.

(8) IN THE MATTER OF AN INTERLOCAL COOPERATION AGREEMENT BETWEEN CAMERON COUNTY AND HIDALGO COUNTY REGARDING THE MAINTENANCE AND IMPROVEMENTS TO MILE 3 ROAD BETWEEN EXPRESSWAY 83 AND BUSINESS 83 (TABLED)

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

(9) APPROVAL OF THE DEBRIS MANAGEMENT PLAN FOR CAMERON COUNTY

At this time, Commissioner Cascos expressed concern as to who would identify the key roads and the burn sites as reflected in the Debris Management Plan.

Ms. Grace Salinas, Director of Management, stated that the key roads would be identified by the Road and Bridge Department and that the Environmental Health Department was currently identifying the burn sites.

Commissioner Cascos questioned whether the negotiation of equipment rental would be conducted prior or subsequent to a hurricane.

Mr. Mark Yates, County Auditor, recommended that the negotiations of the equipment rental should be conducted prior to a hurricane occurring, noting that the availability of the equipment was imperative.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the Debris Management Plan for Cameron County was approved.

Judge Hinojosa suggested that the existing equipment should be assessed, in order to determine the necessary equipment for said project and added that the funds should be acquired from the Bond Markets to update the equipment in the Public Works Department.

**(10) APPROVAL OF THE DEPOSITORY BANK
CONTRACT WITH FIRST NATIONAL BANK AND
DESIGNATION OF THE AUTHORIZED SIGNER
ON BEHALF OF THE COUNTY OF SAID
CONTRACT**

Commissioner Matz moved that the Depository Bank Contract with First National Bank be approved and that County Judge be designated as the authorized signer, on behalf of the County of said Contract.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Contract is as follows:

(11) IN THE MATTER TO REFUND TAXES (TABLED)

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



(12) APPROVAL OF THE TEXAS COMMUNITY DEVELOPMENT PROGRAM CONTRACT NO. 718045 BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS FOR SANITARY SEWER IMPROVEMENTS IN THE LOMAX-MEYERS AND GRAN TESORO COLONIAS

Commissioner Benavides moved that the Texas Community Development Program Contract No. 718045 between Cameron County and the Texas Department of Housing and Community Affairs for sanitary sewer improvements in the Lomax-Meyers and Gran Tesoro Colonias be approved.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Contract is as follows:

(13) **ACTION ON ROOF ANALYSIS REPORT AND THE POSSIBLE REPLACEMENT OF THE ROOFS ON THE COUNTY JUDICIAL BUILDING, THE COUNTY JAIL BUILDING AND THE SAN BENITO COUNTY HEALTH BUILDING**

At this time, Mr. Roger Ortiz, Maintenance Director, presented the Roof Analysis Report regarding the replacement of the roofs of the County Judicial Building, the County Jail Building and the San Benito County Health Building.

Mr. Mark Yates, County Auditor, stated that the San Benito Building required approximately \$6,000.00, for the repair of the roof and recommended that the funds to repair the roofs be allocated from the Courthouse Bond Fund which contained two (2) million dollars for Courthouse repairs.

Commissioner Cascos moved that the Roof Analysis Report be acknowledged and that the replacement of the roofs on the County Judicial Building, the County Jail Building and the San Benito County Health Building be approved, said funding to be allocated from the Courthouse Bond Funds.

The motion was seconded by Commissioner Matz and carried unanimously.

The Report is as follows:

**(15) APPROVAL OF THE CONTRACT FOR TWO (2)
VISTA VOLUNTEERS BETWEEN THE TEXAS
DEPARTMENT OF HEALTH AND CAMERON
COUNTY HEALTH DEPARTMENT WIC
PROGRAM**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Contract for two (2) Vista Volunteers between the Texas Department of Health and Cameron County Health Department WIC Program was approved.

The Contract is as follows:

**(14) APPROVAL OF THE AGREEMENT BETWEEN
CAMERON COUNTY AND THE HARLINGEN
IRRIGATION DISTRICT NO. 1 FOR THE
REPLACEMENT OF THE THIEME ROAD BRIDGE**

Commissioner Valencia moved that the Agreement between Cameron County and the Harlingen Irrigation District No. 1 for the replacement of the Thieme Road Bridge be approved, subject to Legal review.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Agreement is as follows:

**(16) AUTHORIZATION FOR CAMERON COUNTY
HEALTH DEPARTMENT WIC PROGRAM TO
ATTEND ANNUAL HEALTH FAIR TO BE HELD AT
AMIGOLAND MALL ON JULY 17, 1999**

Commissioner Valencia moved that the Cameron County Health Department WIC Program attend the Annual Health Fair to be held at Amigoland Mall on July 17, 1999.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Agreement is as follows:

(17) AUTHORIZATION TO ISSUE A RENEWAL MOBILE VENDOR'S PERMIT NO. V3 TO JAIME SALAZAR, DOING BUSINESS AS RUBY'S ELOTE

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, the Renewal Mobile Vendor's Permit No. V3 was issued to Mr. Jaime Salazar, doing business as Ruby's Elote.

(18) AUTHORIZATION TO PURCHASE ONE (1) CAMERA PLATEMAKER FOR REPRODUCTION CENTER FROM OFFICE EQUIPMENT COMPANY AS A SOLE SOURCE VENDOR FOR THIS TYPE OF EQUIPMENT

Commissioner Cascos moved that one (1) camera platemaker be purchased for the Reproduction Center from the Office Equipment Company as a sole source vendor for this type of equipment.

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

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

- a) Elections Administrator to attend the A28th Annual I.A.C.R.E.O.T. (International Association of Clerks, Recorders, Election Officials and Treasurers®) in Scottsdale, Arizona, on July 10-15, 1999;
- b) County Extension Agent to attend the A1999 4-H Roundup Educational Program® in College Station, Texas, on June 9-12, 1999;
- c) Two (2) County Extension Agents to attend the ADistrict 12 4-H Horse Show® in Cotulla, Texas, on June 25-26, 1999;
- d) County Extension Agent to attend the A1999 4-H Leadership Lab® in Brownwood, Texas, on June 16-19, 1999;
- e) Program Development and Management employee to attend the AMonthly Lower Rio Grande Development Council Professional Advisory Review Panel Meeting® in Weslaco, Texas, on June 9, 1999;
- f) County Task Force Commander and Field Supervisor to attend the ASummit for a Drug-Free Texas® in Austin, Texas, on June 20-22, 1999;
- g) Four (4) Courthouse Security employees to attend a ATraining Seminar® in San Antonio, Texas, on June 22-25, 1999;

- h) International Bridge Systems Director to attend the meeting with the Mayor of Valle Hermoso, City of Harlingen and Harlingen Chamber of Commerce Officials in Valle Hermoso, Tamaulipas, Mexico, on June 22, 1999;
- I) UNIT Intelligence Research Specialist to attend the Analytical Investigative Techniques Course in Austin, Texas, on June 20-26, 1999;
- j) HIDTA Director to attend a South Texas HIDTA Executive Committee Meeting in San Antonio, Texas, on July 5-7, 1999;
- k) Health Department employee to attend the 22nd Annual Seminar in Women's Health Care in Dallas, Texas, on July 19-21, 1999;
- l) Four (4) Health Department employees to attend the Mastering the Basics of Microsoft Access Seminar in McAllen, Texas, on August 16, 1999; and
- m) Commissioners= Court and Assistant County Administrator to attend the South Texas County Judges= and Commissioners= Association in Galveston, Texas, on June 27-30, 1999.



(21) AWARD BID

a) AIR CONDITION UNITS

ROYAL REFRIGERATION - Brownsville, Texas

Total for three (3) units with labor and installation - \$26,340.00

(22) OPEN BIDS AND/OR REQUEST FOR PROPOSALS

- a) SAFETY GLASSES - PRESCRIPTION NO. 2610;**
- b) COUNTY INTERNATIONAL BRIDGE OCCUPANCY INSURANCE NO. 1458; AND**
- c) PARKS MASTER PLAN DEVELOPMENT AND CONCEPTUAL DESIGN SERVICES REQUEST FOR PROPOSAL NO. 99-05-01.**

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

(23) **OPEN BIDS FOR ANNUAL BID NEWSPAPER ADVERTISING NO. 1150 (NO BIDS RECEIVED)**

(24) **RESCIND THE AWARD OF BIDS FOR TWO (2) PICK-UP TRUCKS FOR THE ENVIRONMENTAL HEALTH DEPARTMENT AND CANCEL PURCHASE ORDER AND RE-ADVERTISE FOR BIDS (IN STOCK FOR IMMEDIATE DELIVERY)**

(25) EXECUTIVE SESSION

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 10:23 A.M. to discuss the following matters:

- a) Deliberation regarding the Real Property concerning the possible land acquisition for a potential park site; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- b) Deliberation regarding the Real Property concerning the Lease Agreement with Our Lady of Good Counsel in Brownsville, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- c) Confer with County Counsel on the donation of Shrimper-s Memorial Statue by the Brownsville-Port Isabel Shrimp Producers Association; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (2); and
- d) Confer with County Counsel regarding the potential litigation on the Contract with Hart Information Services; 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 11:25 A.M.

(26) ACTION RELATIVE TO EXECUTIVE SESSION

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

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, the Status Report by the Property Management Director was acknowledged regarding the Real Property concerning the possible land acquisition for a potential park site.

- b) **Deliberation regarding the Real Property concerning the Lease Agreement with Our Lady of Good Counsel in Brownsville, Texas.**

Commissioner Benavides moved that the County terminate the Lease Agreement with Our Lady of Good Counsel if the church continued to request \$300.00, per day.

The motion was seconded by Commissioner Valencia and carried unanimously.

- c) **Confer with County Counsel on the donation of the Shrimper-s Memorial Statue by the Brownsville-Port Isabel Shrimp Producers Association.**

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, the Contract concerning the placement of the Shrimper-s Memorial Statue by the Brownsville-Port Isabel Shrimp Producers Association was finalized.

The Agreement is as follows:

- d) **Confer with County Counsel regarding the potential litigation on the Contract with Hart Information Services.**

Commissioner Matz moved that the Status Report by County Counsel be acknowledged regarding the potential litigation on the Contract with Hart Information Services.

The motion was seconded by Commissioner Valencia and carried unanimously.

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 **11:45** A.M.

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APPROVED this **6th** day of **July, 1999**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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