

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 19<sup>th</sup> day of MARCH 2002, 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:

5:30 P.M.

PRESENT:

GILBERTO HINOJOSA  
COUNTY JUDGE

PEDRO "PETE" BENAVIDES  
COMMISSIONER PRECINCT NO. 1

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

DAVID A. GARZA  
COMMISSIONER, PRECINCT NO. 3

RICHARD VALDEZ  
COMMISSIONER, PRECINCT NO. 4

JOE G. RIVERA  
COUNTY CLERK

Mary Robles Deputy Clerk

ABSENT:

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The meeting was called to order by Judge Hinojosa at 5:40 P.M. He then asked Mr. Joseph O'Bell, Brownsville resident, for the invocation, and then led 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 15, 2002, at 4:04 P.M., and the Supplemental Agenda on March 15, 2002, at 4:04 P.M.:

# **WORKSHOP**

**(1) DISCUSS THE IMPLEMENTATION OF  
LIFEGUARD AND FLAG SYSTEM FOR THE  
PARKS SYSTEM**

At this time, the Court continued with the Special Meeting Workshop scheduled prior to the Regular Meeting.

Mr. Javier Mendez, Parks System Director, briefed the Court of the Lifeguard and Flag System in place in the City of Galveston, Texas. He explained that the cost to establish a Flag System within eight (8) miles of Cameron County Beaches would not exceed \$18,000.00, and that a Lifeguard System would cost an estimated amount of one (1) million dollars.

At this time, Mr. Mendez was instructed to develop a detailed Plan for the implementation of a Flag System.

**The Report is as follows:**

## **ACTION ITEMS**

At this time, Mrs. JuaNita Brodecky, Rio Hondo resident, questioned the omission of the items relating to the Census issues and the Minutes to be approved, and questioned why the Agenda Notice was not signed.

Commissioner Garza noted that the Agenda was signed, and that the Minutes for the meeting held February 26, 2002, were tabled.

Judge Hinojosa explained that the Census item was excluded because there was nothing to report.

### **(1) APPROVAL OF BUDGET AMENDMENTS AND/OR SALARY SCHEDULES**

Commissioner Cascos moved that the 2002 Fiscal Year Budget Amendment No. 2002-15 be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

**The Budget Amendments are as follow:**

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(2) **IN THE MATTER REGARDING MODIFICATIONS, ADDITIONS AND/OR DELETIONS AT THE CAMERON COUNTY DETENTION FACILITY AND SHERIFF'S DEPARTMENT, AND ISSUES RELATED THERETO (TABLED)**

(3) **IN THE MATTER REGARDING ISSUANCE OF CERTIFICATE OF SUBSTANTIAL COMPLETION FOR THE CARRIZALEZ-RUCKER CAMERON DETENTION CENTER (TABLED)**

Commissioner Cascos moved that the issuance of the Certificate of Substantial Completion for the Carrizalez-Rucker Cameron Detention Center be approved.

Mr. Juan Bernal, County Engineer/Public Works Director, requested that the items be tabled, and explained that the Texas Department of License and Regulation (TDLR) Report was submitted to Landmark Construction, adding that a scheduled time for the completion of the work would be provided.

At this time, Commissioner Cascos withdrew his motion.

Upon motion by Commissioner Cascos, seconded by Commissioner Garza and carried unanimously, this item was **TABLED**.

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(4) **APPROVAL OF ADDENDUM (YEAR 3-JANUARY 2002) TO CURRENT PRE-POSITIONED CONTRACT WITH SHINER, MOSELEY AND ASSOCIATES, INC., FOR POST HURRICANE/ DISASTER RECOVERY OPERATIONS**

Commissioner Garza moved that the Addendum (Year 3-January 2002) to the current pre-positioned Contract with Shiner, Moseley and Associates, Inc., for Post Hurricane/ Disaster Recovery Operations be approved.

The motion was seconded by Commissioner Valdez and carried unanimously.

**The Addendum is as follows:**

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(5) **ACTION REGARDING UTILIZATION OF TEXAS DEPARTMENT OF TRANSPORTATION PROCEDURES FOR THE ACQUISITION OF CONSULTING SERVICES FOR THE ENVIRONMENTAL ASSESSMENT STUDY FOR THE WEST RAIL RELOCATION PROJECT**

Mr. Juan Bernal, County Engineer/Public Works Director, requested that Mr. John Hudson, Traffic Engineer, not a County employee, be excluded from the Evaluation Committee, resulting in a four (4) member committee composed of the following:

- Mr. Mike Forbes, Purchasing Agent;
- Mr. Mark Yates, County Auditor;
- Mr. Juan Bernal, County Engineer/Public Works Director; and
- Mr. Doug Wright, Commissioners' Court Legal Counsel.

Commissioner Cascos moved that the Texas Department of Transportation Procedures be utilized for the acquisition of Consulting Services for the Environmental Assessment Study for the West Rail Relocation Project and that the Evaluation Committee be composed of the following members:

- Mr. Mike Forbes, Purchasing Agent;
- Mr. Mark Yates, County Auditor;
- Mr. Juan Bernal, County Engineer/Public Works Director; and
- Mr. Doug Wright, Commissioners' Court Legal Counsel.

The motion was seconded by Commissioner Garza and carried unanimously.

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(6) **ACTION REGARDING THE LOCATIONS AND TIMES OF EARLY VOTING FOR THE APRIL 9, 2002 RUN-OFF ELECTIONS**

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the locations and times of Early Voting for the April 9, 2002; Run-Off Elections were approved as follows:

**[REDACTED]**

(7) **APPROVAL OF LEASE AGREEMENT (RENEWAL)  
BETWEEN CAMERON COUNTY AND B.P.  
NEWMAN TO PROVIDE OFFICES FOR THE  
UNITED NARCOTICS INTELLIGENCE TASK-  
FORCE, LOCATED AT 100 FM 802 SUITE 101,  
BROWNSVILLE, TEXAS, 78523, FROM JANUARY -  
DECEMBER 2002**

Commissioner Cascos moved that the Renewal Lease Agreement between Cameron County and B.P. Newman to provide offices for the United Narcotics Intelligence Task-Force, located at 100 FM 802 Suite 101, Brownsville, Texas, 78523, from January - December 2002, be approved.

The motion was seconded by Commissioner Benavides.

Commissioner Garza questioned the January date stated on the Agreement.

Mr. Frank Martinez, Assistant District Attorney, noted that it was the Contract renewal and included provisions to continue payments until the next contract was executed.

Upon motion duly made by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Renewal Lease Agreement between Cameron County and B.P. Newman was approved to provide offices for the United Narcotics Intelligence Task-Force, located at 100 FM 802 Suite 101, Brownsville, Texas, 78523, from January - December 2002.

**The Agreement is as follows:**

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**(8) AUTHORIZATION TO PURCHASE ONE (1) VAN FOR TRANSPORTING MENTALLY IMPAIRED CHILDREN AND/OR EMOTIONALLY DISTURBED CHILDREN UTILIZING THE HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENTS INTER-LOCAL COOPERATIVE PURCHASING AGREEMENT AND DISCUSSION AND APPROVAL OF FUNDING SOURCE**

Mr. Xavier Villarreal, Budget Officer, explained that a van was approved in the Equipment List but the request was for an additional van which could be added to the Equipment List, and financed through the Juvenile Probation Department.

Commissioner Cascos questioned whether the van would be financed, if included to the equipment list.

Mr. Villarreal responded in the affirmative.

Judge Hinojosa asked the Budget Officer if a funding source was available, and Mr. Villarreal responded in the affirmative.

Commissioner Garza asked whether an existing van to transport the mentally impaired children and/or emotionally disturbed children was available.

Mrs. Joan Macrum, Chief Juvenile Probation Officer, explained that a large van was available for transportation, but that a miniature van was needed for the children's safety.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the addition of one (1) van for transporting mentally impaired and/or emotionally disturbed children to the Equipment List was approved, to be funded through the Juvenile Department, Fund No. 5710-6096.

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**(9) AUTHORIZATION TO ENTER INTO A CONSTRUCTION MAINTENANCE AGREEMENT WITH TXDOT FOR THE REPLACEMENT OF THE MARYDALE ROAD BRIDGE**

Commissioner Garza moved that the Construction Maintenance Agreement with Texas Department of Transportation (TxDOT) for the replacement of the Marydale Road Bridge, be approved.

The motion was seconded by Commissioner Cascos.

At this time, Commissioner Cascos questioned that the Agenda Request Budget area marked "non-applicable", and asked whether it should read that funding was available.

Mr. Juan Bernal, County Engineer/Public Works Director, responded in the affirmative.

Upon motion duly made by Commissioner Garza, seconded by Commissioner Cascos and carried unanimously, the Construction Maintenance Agreement with Texas Department of Transportation (TxDOT) for the replacement of the Marydale Road Bridge was approved.

**The Agreement is as follows:**



[REDACTED]

**(10) AUTHORIZATION TO REPLACE A FIBER OPTIC CABLE IN THE DARREL E. HESTER BUILDING EXPANSION**

Upon motion by Commissioner Benavides, seconded by Commissioner Valdez and carried unanimously, the replacement of a Fiber Optic Cable in the Darrel E. Hester Building expansion was approved.

[REDACTED]

**(11) AUTHORIZATION FOR CHANGE ORDER FOR THE ADULT PROBATION OFFICE IN SAN BENITO**

Mr. Juan Bernal, County Engineer/Public Works Director, requested an additional \$400.00 for ten (10) car stops, for a total amount of \$1,060.00.

Commissioner Benavides moved that the Change Order for the Adult Probation Office in San Benito, be approved.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Change Order is as follows:**

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(12) **AUTHORIZATION TO HOLD A PUBLIC HEARING TO ESTABLISH SPEED LIMITS, ROAD NAME CHANGES AND TRAFFIC CONTROLS WITHIN CAMERON COUNTY**

Upon motion by Commissioner Garza, seconded by Commissioner Cascos and carried unanimously, the Public Hearing to establish speed limits, road name changes and traffic controls within Cameron County was opened for public comment.

At this time, Mr. Juan Bernal, County Engineer/Public Works Director, explained that the requests presented to his Office were processed according to all requirements in order to be presented for approval. He stated that the Texas Historical Commission had presented a letter requesting that the road name change from Kitchen Street to Francisco Treviño, Jr. Road be tabled.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Public Hearing to establish speed limits, road name changes and traffic controls within Cameron County was closed.

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(13) **ADOPTION OF THE ORDER ESTABLISHING LOAD LIMITS, ROAD NAME CHANGES AND TRAFFIC CONTROLS WITHIN CAMERON COUNTY**

Commissioner Valdez moved that the Order establishing load limits, road name changes and traffic controls within Cameron County, be adopted, and that the road name changes from Kitchen Street to Francisco Treviño, Jr., Road and Wizorek Road be **TABLED**.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Order is as follows:**

(14) **AUTHORIZATION TO EXECUTE AN INTERLOCAL CONTRACT BETWEEN CAMERON COUNTY AND TEXAS PARKS AND WILDLIFE DEPARTMENT TO REPAIR STATE BOAT RAMP**

Mr. Javier Mendez, Parks System Director, stated that Texas Department of Transportation (TxDOT) maintained the parking area and Texas Parks and Wildlife maintained the boat ramp, located on Highway 48, adding that Texas Parks and Wildlife had requested that the County act as a Contractor to rebuild the boat ramp, for which \$10,000.00 would be reimbursed.

Judge Hinojosa asked whether Texas Parks and Wildlife would continue to assume control, adding that a tax payer had complained of the dangers at said boat ramp, and whether the boat ramp could be repaired with the \$10,000.00.

Mr. Mendez responded in the affirmative and clarified that TxDOT would be billed based on an hourly rate per staff, in addition to fringe benefits and the use of equipment, noting that the standard additional fee would not be charged. He explained that four (4) Parks System employees could perform the work within one (1) to one and a half weeks (1.5), adding that there was a possibility of getting prisoners to assist in the work.

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the Interlocal Contract between Cameron County and Texas Parks and Wildlife Department to repair the State Boat Ramp was approved.

**The Contract is as follows:**

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**(15) AUTHORIZATION TO OPEN OPERATIONS OF  
BEACH ACCESS NO. 6 AND COUNTY BAY  
ACCESS A/K/A THE FLATS**

Commissioner Benavides moved that the opening of operations of Beach Access No. 6 and County Bay Access a/k/a the Flats, be approved.

The motion was seconded by Commissioner Cascos.

At this time, Mr. Javier Mendez, Parks System Director, explained that the use of the Flats was new and that Access No. 6 was opened Memorial Day, and added that last year's Easter crowd had raised a need for maintenance. He stated that the Convention Centre provided maintenance during Wind Surfing events for the Flats area, north of the Convention Centre, and that the Parks System wanted to provide the maintenance and patrol. He stated that the fee would be \$3.00 and that projected revenues were in the amounts of \$14,000.00 from the Flats and \$30,000.00 from Access No. 6.

Commissioner Valdez noted that based on the information presented, the anticipated revenues from Access No. 6 would suffice for expenditures for both locations, adding that the County should profit.

Upon motion duly made by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, the opening of operations of Beach Access No. 6 and County Bay Access a/k/a the Flats were approved.

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**(16) ADOPTION OF ORDER REGULATING THE SPEED  
OF WATER CRAFT AT THE SEA RANCH MARINA**

Commissioner Valdez moved that the Order regulating the speed of water craft at the Sea Ranch Marina be adopted.

The motion was seconded by Commissioner Cascos.

Commissioner Garza questioned who would monitor, issue citations, and under what authority would citations be issued on the waters.

Mr. Javier Mendez, Parks System Director, explained that the Park Rangers, issue citations would be issued based on the creation of a wake and clarified that the Order would only pertain to the Sea Ranch Marina area.

Upon motion duly made by Commissioner Valdez, seconded by Commissioner Cascos and carried unanimously, the Order regulating the speed of water craft at the Sea Ranch Marina was adopted.

**The Order is as follows:**

[REDACTED]

(17) **AUTHORIZATION TO HOLD A PUBLIC HEARING TO CONSIDER ADOPTING AMENDMENTS TO THE CAMERON COUNTY DUNE PROTECTION AND BEACH ACCESS PLAN**

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried unanimously, the Public Hearing to consider adopting Amendments to the Cameron County Dune Protection and Beach Access Plan was opened for public comment.

At this time, Mr. Javier Mendez, Parks System Director, stated that the General Land Office had noted a change regarding the fee increase from a \$1.00 to \$3.00 in the Dune Protection and Beach Access Plan.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Public Hearing to consider adopting Amendments to the Cameron County Dune Protection and Beach Access Plan was closed.

[REDACTED]

(18) **ADOPTION OF PROPOSED AMENDMENTS TO THE CAMERON COUNTY BEACH ACCESS DUNE AND DUNE PROTECTION PLAN**

Commissioner Cascos moved that the proposed Amendments to the Cameron County Dune Protection and Beach Access Plan be approved.

The motion was seconded by Commissioner Valdez and carried unanimously.

**The Amendments are as follow:**

**(19) AUTHORIZATION TO ADVERTISE FOR REQUEST FOR QUALIFICATION (RFQ) FOR THE DESIGN AND DEVELOPMENT OF BROWNE ROAD REGIONAL PARK**

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the advertising for Request for Qualification (RFQ) for the Design and Development of Browne Road Regional Park was authorized.

**(20) APPROVAL TO SEARCH AND NEGOTIATE A DESIGNATED SITE ON SOUTH PADRE ISLAND TO INSTALL A LOW POWER FREQUENCY RADIO ANTENNA**

Mr. Javier Mendez, Parks System Director, reported that the Shepard Group was needing a location for the placement of the Low Power Frequency Radio Antenna and that said group had negotiated a fee, in the amount of \$400.00 with Bridgepoint. Mr. Mendez stated that he had discussed the placing of the antenna with the Sheraton, possibly at no cost; therefore, a Memorandum of Agreement was prepared. He added that the General Manager had requested the addition of certain language and was currently reviewing the document.

Mr. Doug Wright, Commissioners' Court Legal Counsel, recommended that the item be tabled if changes were pending.

Mr. Mendez noted that he was unsure of the time constraints, adding that the engineer was wanting to install the antenna at Bridgepoint.

At this time, Mr. Wright recommended approval and that modifications be considered for approval at a later time, should there be a need.

Commissioner Cascos moved that the Memorandum of Agreement between Cameron County and the Sheraton as the site to install a Low Power Frequency Radio Antenna on South Padre Island be approved.

The motion was seconded by Commissioner Valdez and carried unanimously.

**The Agreement is as follows:**

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- (21) **AUTHORIZATION TO ALLOW THE LOWER RIO GRANDE VALLEY POLICE ACADEMY TO USE THE CAMERON COUNTY AIRPORT TARMAC FOR THE EMERGENCY DRIVING CLASS REQUIRED BY TCLEOSE AND TO CHARGE FIFTY DOLLARS PER DAY ON APRIL 6<sup>TH</sup> AND 13<sup>TH</sup> AND APRIL 21<sup>ST</sup> AND 28<sup>TH</sup>, 2002**

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the use of the Cameron County Airport Tarmac by the Lower Rio Grande Valley Police Academy for the Emergency Driving Class, as required by TCLEOSE and to charge fifty (50) dollars per day, April 6<sup>th</sup> and 13<sup>th</sup>, and April 21<sup>st</sup> and 28<sup>th</sup>, 2002, was authorized.

**The Agreement is as follows:**

- (22) **IN THE MATTER OF ACKNOWLEDGMENT OF BRADY'S DUTY FREE CONCESSION PROPOSAL AND TO RECOMMEND PROPERTY MANAGER TO NEGOTIATE THE CONTRACT (NOT ACTION TAKEN)**

At this time, Mr. Joseph Ardito, Property Manager, requested that this item be considered after Executive Session.

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- (23) **POSSIBLE ACTION REGARDING THE DONATION OF CERTAIN LAW BOOKS FROM THE CAMERON COUNTY LAW LIBRARY TO THE UNIVERSITY OF TEXAS AT BROWNSVILLE, AS REQUESTED BY MR. ROGER HUGHES, LAW LIBRARY COMMITTEE CHAIRMAN**

Upon motion by Commissioner Cascos, seconded by Commissioner Valdez and carried unanimously, the donation of certain law books from the Cameron County Law Library to the University of Texas at Brownsville was approved, as requested by Mr. Roger Hughes, Law Library Committee Chairman.

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- (24) **AUTHORIZATION TO CONSIDER CALICHE ABANDONED BY RIO GRANDE LIMESTONE COMPANY AT PROPERTY LOCATED AT LOS INDIOS BRIDGE AND TO TRANSFER IT TO LOS TOMATES BRIDGE OR TO ELIMINATE IT**

Mr. Joseph Ardito, Property Manager, reported that the Engineering Department had no use for the approximate one (1) truck load of poor quality caliche abandoned by Limestone Company, and that it was requested by some members of the public.

Commissioner Cascos asked how the public would be made aware of the availability of the caliche and that it was free of charge and not County property.

Mr. Ardito stated that the public had already been pilfering at the caliche since it had been there for years, and that he would ask the Bridge System Director whether it could be used to fill pot holes at the Los Tomates Bridge.

Commissioner Benavides moved that the caliche abandoned by Rio Grande Limestone Company, at property located at Los Indios Bridge, be made available to the public.

The motion was seconded by Commissioner Garza and carried unanimously.





# **CONSENT ITEMS**

**ALL ITEMS UNDER THE CONSENT AND TRAVEL AGENDA ITEMS WERE HEARD COLLECTIVELY UNLESS OPPOSITION WAS PRESENTED, IN WHICH CASE THE CONTESTED ITEM WAS CONSIDERED, DISCUSSED, AND APPROPRIATE ACTION TAKEN SEPARATELY.**

DISCUSSION CONCERNING CONSENT AGENDA ITEMS:

Commissioner Garza moved that the following "Consent and Travel Items" be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

- (25) APPROVAL OF COUNTY CLAIMS;**
- (26) "A CD COMMERCIAL SAVINGS" ACCOUNT PROGRAM WITH LONE STAR NATIONAL BANK;  
The Resolution follows:**
- (27) APPOINTMENT OF MR. RICARDO GONZALES TO THE CAMERON COUNTY CHILD WELFARE BOARD;  
The Resolution follows:**
- (28) CAMERON COUNTY DRAINAGE DISTRICT NO. 1 TO ASSUME MAINTENANCE RESPONSIBILITY OF DRAIN DITCH ALONG CALIFORNIA ROAD SOUTH OF HIGHWAY 100;**
- (29) RECOGNIZING THE UNIVERSITY OF TEXAS AT BROWNSVILLE CRIMINAL JUSTICE INSTITUTE LAW ENFORCEMENT CLASS OF MARCH 2002;  
The Resolution follows:**
- (30) AMENDMENT TO LEGAL SERVICES AGREEMENT WITH MR. ARMANDO R. VILLALOBOS, ATTORNEY AT LAW, TO PROVIDE REPRESENTATION FOR THE INDIGENT DEFENDANTS OF THE 404<sup>TH</sup> DISTRICT COURT;  
The Amendment follows:**
- (31) MODIFIED RESOLUTION AUTHORIZING THE SUBMISSION OF A CONTINUATION APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE 2003 CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE GRANT;  
The Resolution follows:**
- (32) APPOINTMENT OF MR. CLEMENT CANTU FOR THE POSITION OF RESERVE DEPUTY CONSTABLE PRECINCT NO. 4 AND MR. ROBERT SALAZAR, PRECINCT NO. 6, IN COMPLIANCE WITH THE STATE OF TEXAS LOCAL GOVERNMENT CODE SECTION 86.011 AND 86.012;**
- (33) PROGRAM DEVELOPMENT AND MANAGEMENT DEPARTMENT TO CONDUCT A PUBLIC HEARING TO SOLICIT PROJECT REQUESTS FOR THE 2002 TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION CYCLE;**
- (34) PURCHASE ONE (1) SIX (6) CUBIC YARD FOUR, WHEEL DRIVE (4X4) GARBAGE TRUCK FOR THE PARKS SYSTEM, UTILIZING THE TEXAS ASSOCIATION OF SCHOOL BOARD- REGIONS NO. 2, BUY BOARD INTERLOCAL COOPERATIVE PURCHASING AGREEMENT;**
- (35) CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH TUBERCULOSIS (TB) ELIMINATION DIVISION PROGRAM TO PROVIDE TB SERVICES IN CAMERON COUNTY;  
The Contract follows:**

- (36) RE-APPOINTMENT OF DR. RUBEN GALLEGOS, BROWNSVILLE, TO THE CAMERON COUNTY HOUSING AUTHORITY;
- (37) PURCHASE WITHOUT PURCHASE ORDER TO DIEBOL COMPANY IN THE AMOUNT OF \$445.28;
- (38) AWARDING OF THE FOLLOWING BIDS:  
 A) AUTOMOTIVE LUBES: OILS, GREASE, ANTI-FREEZE- ANNUAL BID NO. 1943: HOLLON OIL, Weslaco, Texas, \$3,995.76
- (39) OPENING OF THE FOLLOWING BIDS/PROPOSAL:  
 A) ASPHALT FOR HOLE PATCHER THERMAL TRUCK (QUANTITY -1);  
 B) FOOD: MEATS- QUARTERLY BID NO. 2170-2; AND  
 C) ELECTRICAL BOXES FOR RV SITES.
- (40) AWARDING OF THE FOLLOWING BID:  
 A) ROLLER 1.7 TO 2.0 TON PUBLIC WORKS DEPARTMENT: J. C. BROWN, Brownsville, Texas, \$25,210.00
- (41) ACCEPTANCE OF MUÑOZ AVENUE, SELEDINA STREET AND ELIAS CIRCLE EAST, LOCATED IN LA GLORIA CANAL, PHASE II SUBDIVISION, PRECINCT NO. 4, INTO THE COUNTY ROAD SYSTEM;
- (42) HIRING OF A COMPANY TO PERFORM TESTING FOR LEAKS AT AN ABANDONED UNDERGROUND TANK IN THE COUNTY RIGHT OF WAY;
- (43) PARTICIPATION IN THE ANNUAL VALLEY TRASH BASH COUNTRY CLEANUP;
- (44) PRELIMINARY AND FINAL APPROVAL:  
 A) PRECINCT NO. 4 - W&T GREER ESTATES - BEING A 4.00 ACRE TRACT OF LAND, OUT OF BLOCK 31, STUART PLACE SUBDIVISION, IN SURVEY 295;  
 B) PRECINCT NO. 2 - PEREZ ESTATES - A 30.114 ACRE TRACT OF LAND, CONSISTING OF 13.381 ACRES OUT OF LOT NO. 13, 6.601 ACRES OUT OF LOT NO. 14, 3.301 ACRES OUT OF LOT NO. 19 AND 6.831 ACRES OUT OF LOT NO. 20, ALL OUT OF SECTION NO. 15, OF THE BARREDA GARDENS SUBDIVISION; AND  
 C) PRECINCT NO. 4 - A&E SUBDIVISION-BEING SUBDIVISION OF 4.00 ACRES MORE OR LESS, AND BEING THE NORTH ONE-HALF OF BLOCK NO. 95, HOOKS AND HODGES SUBDIVISION NO. 1.
- (45) PRELIMINARY APPROVAL:  
 A) PRECINCT NO. 4- Z AND Z SUBDIVISION - BEING 11.71 ACRES OUT OF A TWENTY FIVE ACRE TRACT COMPRISING OF 6.88 ACRES OUT OF BLOCK NO. 72, SAN BENITO LAND AND WATER COMPANY SUBDIVISION.

## **TRAVEL ITEMS**

**(46) TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):**

- (a) Eight (8) County Drug Enforcement Task Force Agents to attend the “DPS Raid Training for Narcotic Officer”, in McAllen, Texas, March 25, 2002;
- (b) County Extension Agent to attend the “New Faculty Orientation”, in College Station, Texas, April 22-26, 2002;
- (c) Two (2) County Drug Enforcement Task Force Agents to attend the “Operation Pipeline Training Course”, in McAllen, Texas, April 2-4, 2002;
- (d) Two (2) Health Department employees to attend the “Continued Education Credits for Registered Dietitians”, in Austin, Texas, April 3-5, 2002;
- (e) Assistant District Attorney to attend the “DNA Advanced Course”, in Columbia, South Carolina, April 1-5, 2002;
- (f) Deputy Sheriff to attend the “2002 Spring Law Enforcement Regional Workshop”, in Huntsville, Texas, March 11-14, 2002;
- (g) Five (5) Jail Division employees to attend the “16<sup>th</sup> Annual Texas Jail Association Conference”, in San Antonio, Texas, May 20-24, 2002;
- (h) Five (5) Health Department employees to attend the “Training to initiate a Breastfeeding Peer Dad Counselor Program”, in Austin, Texas, March 26-27, 2002;
- (i) Health Department employee to attend the “HRSA Third Party Reimbursement (TPR) Training”, in San Antonio, Texas, March 20-22, 2002;
- (j) County Judge to meet with Congressman Solomon Ortiz regarding the straightening of the GIWW and the West Rail Project, in Washington, D.C., March 20-21, 2002; and
- (k) Assistant County Administrator and International Bridge Systems Director to meet with Congressman Solomon Ortiz’s Staff and the Congressman regarding the West Rail Project”, in Washington, D.C., March 19-21, 2002.

- (26) **“A CD COMMERCIAL SAVINGS” ACCOUNT PROGRAM WITH LONE STAR NATIONAL BANK.**  
**The Resolution is as follows:**

- (27) **APPOINTMENT OF MR. RICARDO GONZALES TO THE CAMERON COUNTY  
CHILD WELFARE BOARD.**  
**The Resolution is as follows:**

- (29) RECOGNIZING THE UNIVERSITY OF TEXAS AT BROWNSVILLE CRIMINAL JUSTICE INSTITUTE LAW ENFORCEMENT CLASS OF MARCH 2002.  
The Resolution is as follows:**

- (30) AMENDMENT TO LEGAL SERVICES AGREEMENT WITH MR. ARMANDO R. VILLALOBOS TO PROVIDE REPRESENTATION FOR THE INDIGENT DEFENDANTS OF THE 404<sup>TH</sup> DISTRICT COURT.  
The Amendment is as follows:**

- (31) MODIFIED RESOLUTION AUTHORIZING THE SUBMISSION OF A CONTINUATION APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE 2003 CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE GRANT.  
The Resolution is as follows:**



- (35) **CONTRACT BETWEEN CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH TUBERCULOSIS (TB) ELIMINATION DIVISION PROGRAM TO PROVIDE TB SERVICES IN CAMERON COUNTY.**  
The Contract is as follows:

## **SUPPLEMENTAL ITEM**

(1) **AUTHORIZATION FOR SOIL MATERIAL TESTING AT THE DARREL HESTER BUILDING EXPANSION**

Commissioner Garza moved that the Soil Material Testing at the Darrel Hester Building Expansion be authorized.

The motion was seconded by Commissioner Benavides.

Commissioner Garza questioned what Nuclear Fill Density meant or consisted.

At this time, Mr. Juan Bernal, County Engineer/ Public Works Director, explained that it was an automatic reading of compact soil, and clarified that the travel time was charged, as well as each individually test.

Upon motion duly made by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the Soil Material Testing at the Darrel Hester Building Expansion was authorized.

## **EXECUTIVE SESSION**

(47) **EXECUTIVE SESSION**

Upon motion by Commissioner Benavides, seconded by Commissioner Valdez and carried unanimously, the Court met in Executive Session at 6:50 P.M. to discuss the following matters:

- (a) Deliberation regarding real property concerning the possible Concession Lease Agreement of Los Indios Bridge vacant building located at Los Indios International Free Trade Bridge; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- (b) Deliberation regarding real property concerning: Los Tomates Bridge Land and Authorization to reject all Bids; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- (c) Confer with Commissioners' Court Legal Counsel and County Attorney concerning Justice Court Technology , Fund Fee involving matters in which the duty of the Attorney to the Governmental Body under the Texas Disciplinary Rules of Professional Conduct of the State of the State Bar of Texas clearly conflicts with Open Meetings Act, Government Code, Section 551.071(2).

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Court reconvened in Regular Session at 7:05 P.M.

**(48) ACTION RELATIVE TO EXECUTIVE SESSION:**

- (a) Deliberation regarding real property concerning the possible Concession Lease Agreement of Los Indios Bridge vacant building located at Los Indios International Free Trade Bridge.**
- (22) ACKNOWLEDGMENT OF BRADY'S DUTY FREE CONCESSION PROPOSAL AND TO RECOMMEND PROPERTY MANAGER TO NEGOTIATE THE CONTRACT.**

Commissioner Garza moved that Mr. Joseph Ardito, Property Manager, be authorized to negotiate a Final Contract for concession of the Los Indios Bridge vacant building located at Los Indios International Free Trade Bridge with Brady's Company, pursuant to the terms discussed in Executive Session.

The motion seconded by Commissioner Cascos and carried unanimously.

- [REDACTED]
- (b) In the matter regarding real property concerning Los Tomates Bridge land and authorization to reject all Bids. (REJECTED)**

Upon motion by Commissioner Garza, seconded by Commissioner Cascos and carried unanimously, all Bids for the real property at Los Tomates Bridge Land were rejected.

- [REDACTED]
- (c) Confer with Commissioners' Court Legal Counsel and County Attorney concerning Justice Court Technology Fund Fee.**

Commissioner Garza moved that the County Auditor be directed to give instructions to his staff to keep accurate records of all collected fees, and not allow any expenditures of the Fund, until the Constitutionality had been determined by the Court System.

The motion was seconded by Commissioner Valdez and carried unanimously.

[REDACTED]

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There being no further business to come before the Court, upon motion by Commissioner Garza, seconded by Commissioner Cascos and carried unanimously, the meeting was **ADJOURNED** at 7:08 P.M.

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**APPROVED** this 9<sup>th</sup> day of April 2002.

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

**ATTEST:**

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