

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 30<sup>th</sup> day of July 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

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:

PEDRO "PETE" BENAVIDES

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The meeting was called to order by Judge Pro-Tem Carlos H. Cascos, C.P.A., at 5:59 P.M. He then asked Reverend Bob Clark, Brownsville resident, for the invocation and he 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 July 26, 2002, at 2:52 P.M.:

## **ACTION ITEMS**

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

**NOTE: JUDGE HINOJOSA STEPPED OUT OF THE COURTROOM AT THIS TIME.**

Commissioner Valdez moved that the 2002-Fiscal Year Budget Amendment No. 2002-31 be approved.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Budget Amendments are as follows:**

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(3) **APPROVAL OF MINUTES OF THE REGULAR MEETING HELD JULY 2, 2002 AND THE SPECIAL MEETING HELD JULY 10, 2002**

**NOTE: JUDGE HINOJOSA JOINED THE MEETING AT THIS TIME.**

Commissioner Valdez moved that the Minutes of the Regular Meeting held July 2, 2002, and the Special Meeting held July 10, 2002, be approved.

The motion was seconded by Commissioner Garza.

Commissioner Garza stated that the motion appointing the Evaluation Committee for the Texas Veterans Land Board's Request for Proposals (RFP) excluded Mr. Salvador Salinas, VA Office.

Mr. Jarred Hockema noted his understanding to be that Mr. Salinas would be a staff resource and would be called upon if needed.

Commissioner Garza stated that the Court's Minutes indicated that Judge Hinojosa had suggested that Mr. Salinas be appointed to the Evaluation Committee.

At this time, Judge Hinojosa requested that Mr. Salinas be appointed to the Evaluation Committee.

Commissioner Cascos stated that the Interlocal Agreement between Cameron County and United States Customs had been approved subject to legal review and to the submission of Attachment "A", which was yet to be provided.

Captain Robert Lopez, Sheriff's Department, stated that the U.S. Custom's Office had indicated that Attachment "A" would be issued upon the execution of the Agreement.

Commissioner Cascos stated that the Agreement had been executed.

Mrs. Maricruz Robles, Commissioners' Court Secretary, stated that the Agreement had been signed by the County and was pending execution by the U.S. Custom's Office.

Upon motion duly made by Commissioner Valdez, seconded by Commissioner Garza and carried unanimously, the Minutes of the Regular Meeting held July 2, 2002, and the Special Meeting held July 10, 2002, were approved.

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(4) **CONSIDERATION AND POSSIBLE ELECTION THAT CAMERON COUNTY'S GROUP MEDICAL PLAN BE EXEMPTED FROM THE FOLLOWING REQUIREMENTS OF THE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT OF 1996 FOR THE PLAN YEAR BEGINNING SEPTEMBER 1, 2002**

Mr. Doug Wright, Commissioners' Court Legal Counsel, stated that the County had the option to have the Cameron County's Group Medical Plan exempt from the requirements of the Health Insurance Portability and the Accountability Act of 1996, adding that the option to be exempt was recommended by the Administrator. He explained that it was the County's last opportunity to be exempt, that a five (5) percent positive impact would be reflected on the expended Budget, and that current employees would not be affected.

Commissioner Cascos moved that the election for the Cameron County's Group Medical Plan to be exempt from the requirements of the Health Insurance Portability and the Accountability Act of 1996 for the Plan Year beginning September 1, 2002, be approved.

The motion was seconded by Commissioner Garza and carried unanimously.

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(5) **CONSIDERATION AND AUTHORIZATION FOR MATERIAL TESTING AT THE METAL BUILDING WAREHOUSE ALLIANCE**

Mr. Juan Bernal, County Engineer/Public Works Director, reported that the required material testing for the Metal Building Warehouse was irrelevant to the previous foundation work. He explained that the Geotechnical Study was conducted to determine the metal building's foundation and that the material testing being considered was for the concrete, the soil, and for the building's steels.

Judge Hinojosa asked if the tests were standard procedures.

Mr. Bernal responded in the affirmative, and explained that the tests would be conducted by the County Engineering Department in order to reduce the overhead costs.

Commissioner Cascos stated that the Budget for the Metal Building Warehouse had been exceeded, and questioned if the item pertained to a Change Order.

Mr. Bernal responded negatively, and stated that the request would be part of the special services included in the original Contract already in place, adding that the special services were negotiated every two (2) years with Raba Kistner.

Commissioner Cascos questioned if the two (2) different Contracts were approved.

Mr. Bernal replied that the two (2) approved Contracts were between the County and the Engineering Firms of Raba Kistner and Drash.

Commissioner Cascos questioned if the Drash Engineering Firm had presented quotes.

Mr. Bernal stated that the estimates presented by the two (2) Engineering Firms could not be compared, and that the standard rates were listed in the original Contract, which was renewed every two (2) years.

Commissioner Garza moved that the material testing at the Metal Building Warehouse Alliance be authorized, subject to legal review.

The motion was seconded by Commissioner Valdez.

Commissioner Valdez questioned the language placing the venue of dispute as Bear County.

Mr. Doug Wright, Commissioners' Court Legal Counsel, questioned the need for the additional Agreement since an Agreement was already in place.

Mr. Bernal stated that the material testing was referred to as a "Work Order".

Mr. Wright stated that the "Work Order" conflicted with the original Contract, and that the Court had consistently indicated that in the event that litigation took place it should be held within Cameron County.

Mr. Bernal stated that the language would be modified.

Mr. Mark Yates, County Auditor, reported that the metal building had a twenty (20) year warranty, and that the Williams Construction Company had informed the Purchasing Agent that ninety-nine (99) percent of its clients did not conduct the material testings, except for none local Architects that were unfamiliar with the area. He questioned the concrete and metal testings being requested for the metal building, and explained that soil testings were conducted. Mr. Yates stated that the Budget was exceeded by \$48,000.00, in addition to the \$5,300.00 being considered at this time.

Mr. Bernal stated that he was not aware of the conversation between the Williams Construction Company and the Purchasing Agent, and requested that he be made aware of these matters.

Commissioner Garza explained that the material testing was for the foundation rather than for the structure.

Mr. Bernal stated that the concrete and steel strength testings were included, but could be excluded.

Upon motion duly made by Commissioner Garza, seconded by Commissioner Valdez carried unanimously, the material testing at the Metal Building Warehouse Alliance were authorized, subject to legal review.



- (6) **CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE ESTABLISHMENT OF SPEED LIMITS, ROAD NAME CHANGES AND TRAFFIC CONTROLS ON THE FOLLOWING ROADS WITHIN CAMERON COUNTY:**
- A) ALL ROADS WITHIN OLMITO TOWNSITE (SPEED LIMIT);**
  - B) ALL ROADS WITHIN VILLA LAS PALMAS SUBDIVISION (SPEED LIMIT);**
  - C) ROADS IN LA COLONIA LAS PALMAS SUBDIVISION (STOP SIGNS):**
    - 1) WASHMAN ROAD;**
    - 2) TEEGE ROAD;**
    - 3) HODES ROAD;**
    - 4) WOOD ROAD;**
    - 5) BOTTS ROAD;**
    - 6) ROBERTS ROAD; AND**
    - 7) PARKER ROAD.**
  - D) NEIL ROAD LOCATED IN ARROYO COLORADO ESTATES (STOP SIGN);**
  - E) NO NAME ROAD FROM FM 1575 (OLD ALICE ROAD) TO DEAD END (NAME CHANGE); AND**
  - F) IBC ROAD (NAME CHANGE).**

Upon motion by Commissioner Valdez, seconded by Commissioner Garza and carried unanimously, the Public Hearing regarding the establishment of speed limits, road name changes and traffic controls on the following roads within Cameron County was opened for Public comment:

**(A) ALL ROADS WITHIN OLMITO TOWNSITE (SPEED LIMIT)**

Commissioner Cascos expressed his concern with the 30 miles per hour speed limit within the narrow roads of the Olmito Community, and requested that the 20 miles per hour speed limit be considered since it was within a school zone.

Judge Hinojosa questioned if an additional Public Hearing would be needed in order to consider the 20 miles per hour speed limit.

Mr. Doug Wright, Commissioners' Court Legal Counsel, stated that the County Engineer should present recommendations based on his knowledge and that the Court should decide based on the advice of a Professional Engineer.

Judge Hinojosa questioned if the County would be subject to any type of liability if the County Engineer recommended the 30 miles per hour speed limit to be safe, but the Court believed that the 20 miles per hour speed limit would be safer.

Mr. Wright responded that written recommendation based on the Uniform Traffic Control Manual should be presented to the Court by the County Engineer in order to avoid liability.

Commissioner Cascos noted that the 30 miles per hour speed limit recommendation was incorrect and should read 20 miles per hour.

**(B) ALL ROADS WITHIN VILLA LAS PALMAS SUBDIVISION (SPEED LIMIT)**

Mr. Bernal recommended the 20 miles per hour speed limit for Villa Las Palmas Subdivision.

**(C) ROADS IN LA COLONIA LAS PALMAS SUBDIVISION (STOP SIGNS):**

- 1) WASHMAN ROAD;**
- 2) TEEGE ROAD;**
- 3) HODES ROAD;**
- 4) WOOD ROAD;**
- 5) BOTTS ROAD;**
- 6) ROBERTS ROAD; AND**
- 7) PARKER ROAD.**

Commissioner Cascos questioned if the stop signs being installed within La Colonia Las Palmas Subdivision were new or replacements.

Mr. Bernal stated that the stop signs were in place and that according to the Uniform Traffic Control Manual there was a need to install additional signs.

**(D) NEIL ROAD LOCATED IN ARROYO COLORADO ESTATES (STOP SIGN)**

This Item was not discussed.

**(E) NO NAME ROAD FROM FM 1575(OLD ALICE ROAD) TO DEAD END (NAME CHANGE)**

Commissioner Garza noted that he had received a phone call requesting that the proposed name change of the no name road to Escalante Drive be modified to "Harvey Escalanted Drive".

Mr. G. Walsh, County resident, expressed his concern with the name change of roads and not knowing where the name changes became effective.

Commissioner Cascos questioned if there was a need to clear the name change with the Texas Historical Commission.

Commissioner Garza explained that the road's name was never recorded and that only the residents referred to it as "Escalante Road".

**(F) IBC ROAD (NAME CHANGE)**

Mr. P.G. Cavazos, County Historical Commission, noted that he opposed the name change of IBC Road, and briefed the Court on the history of IBC Road, adding that the road was dedicated and accepted as a County Road on May 12, 1987.

Ms. Norma Torres, El Ranchito resident, stated that the proposed name change was in honor of her father, Mr. German Rodriguez Jr., deceased El Ranchito Resident and a former Vietnam Veteran. She stated that her father had supported many public functions and had participated in the efforts to improve the road, adding that all residents living on the consisted of family members.

Upon motion by Commissioner Cascos, seconded by Commissioner Garza and carried unanimously, the Public Hearing regarding the establishment of speed limits, road name changes and traffic controls on the following roads within Cameron County was closed.

**The Report is as follows:**



(7) **CONSIDERATION AND AUTHORIZATION TO REQUEST FOR QUALIFICATION (RFQ) FOR ARCHITECTURAL SERVICES FOR THE ENGINEERING BUILDING, THE HEALTH DEPARTMENT BUILDING AND THE VEHICLE MAINTENANCE BUILDING**

Judge Hinojosa stated that the County Engineer requested that the construction of the Vehicle Maintenance Building be postponed due to the number of projects being conducted at this time.

Mr. Juan Bernal, County Engineer/Public Works Director, explained that the request was due to the work being conducted on the following projects: the Darrel Hester Administrative Building; the upcoming Oscar Dancy Building; the Records Building Warehouse; and the Engineering/Health Departments Administrative Building.

Commissioner Cascos questioned how the 8,000 square feet for the Engineering Administrative Building and the 11,000 square feet for the Health Department Administrative Building were determined.

Mr. Bernal explained that the 11,000 square feet would not suffice the Health Department's needs and that space would be made available for future expansion.

Commissioner Cascos questioned why the Health Department was limited to the 11,000 square feet if it was known to be insufficient.

Mr. Bernal stated that the space was limited due to the Budget.

Commissioner Cascos questioned if the 11,000 square feet included storage space.

Mrs. Yvette Salinas, Health Department Director, responded that the specific needs of the Health Department were presented to the Engineering Department, since it was difficult for her to determine the square footage needed.

Commissioner Cascos questioned if the Health Department's needs were incorporated into the 11,000 square feet.

Mr. Bernal stated that upon construction of the facility the Health Department would be lacking 4,000 square feet of office space.

Commissioner Garza questioned the amount of usable space currently available at the Engineering and the Health Department's Administrative Buildings.

Mr. Bernal stated that the Engineering Department Administrative Building had about 5,000 square feet.

Mrs. Salinas stated that the Health Department Administrative Building had about 11,000 square feet.

Mr. Bernal noted the need for the County and the Architect to develop a floor plan of the facility, adding that the Records Warehouse would save office space.

Commissioner Cascos expressed his concern with the need for future expansion.

Judge Hinojosa suggested that the County Carpenters conduct the interior work in order to reduce the cost.

Mr. Bernal presented the master plan, and recommended that it be followed.

Commissioner Cascos questioned the estimated cost per square foot.

Mr. Bernal stated that the cost was of about \$80.00 per square foot, and explained that Phases No. 1 and No.2 were intended for the Engineering and Health Departments Administrative Building, and that Phase No. 3 was intended for other future needs, adding that the Vehicle Maintenance Barn would be located on the upper right-hand corner.

Judge Hinojosa suggested that the Vehicle Maintenance Barn be relocated within the 170 acres available and that the matter be discussed in the future.

Commissioner Cascos moved that the Request for Qualification (RFQ) for Architectural Services for the Engineering and Health Departments Administrative Building be approved, with exception of the Vehicle Maintenance Building.

Commissioner Garza requested that the proposed square footage for the Health Department be revisited.

Mr. Bernal stated that the San Benito Building would continue to be utilized.

Judge Hinojosa suggested that the San Benito Building be converted into a Justice of the Peace and Constable's Office.

Commissioner Cascos suggested that, if the Health Department was going from 11,000 square feet to 11,000 square feet and the Engineering Department was going from 5,000 square feet to 8,000 square feet, the difference in square feet be divided in equal amounts between both Departments.

Judge Hinojosa stated that the Engineering Department Administrative Building serviced the Public and that the Health Department Administrative Building was intended only for staff. He added that the Health Department Administrative Building issued permits for the Septic Tanks and stated that there was a possibility of delegating the duty to the Engineering Department. Judge Hinojosa suggested that the building be designed in a manner that would accommodate the public obtaining the different types of services from the Engineering and the Health Departments.

Upon motion duly made by Commissioner Garza seconded by Commissioner Valdez, and carried unanimously, the Request for Qualification (RFQ) for Architectural Services for the Engineering and the Health Department Administrative Building was approved with the exception of the Vehicle Maintenance Building.

At this time, Commissioner Garza noted that the recently approved grants would result in additional staff and the need for additional office space.

**The Plan and the Request for Qualification (RFQ) are as follow:**

**[REDACTED]**

**(8) CONSIDERATION AND AUTHORIZATION TO  
REQUEST BIDS FOR THE REPAIR OF THE SAN  
BENITO PUBLIC WORKS ADMINISTRATIVE  
BUILDING**

Mr. Juan Bernal, County Engineer/Public Works Director, reported that a serious problem with beehives was present at the San Benito Public Works Administrative Building. He added that the beams were in bad shape and requested that if the County Carpenters were unable to do the repairs, that he be authorized to request bids in order to hire a Contractor.

Mr. Roger Ortiz, Maintenance Department Supervisor, stated that there was a lot of structural damage, and that the work consisted mainly of replacements, except for the extension of the roof, adding that the total damages were unknown.

Judge Hinojosa questioned if the County Carpenters were able to do the job.

Mr. Bernal responded in the affirmative, and noted that the only concern was the current workload.

Mr. Ortiz stated that various indoor projects were backlogged.

Judge Hinojosa suggested that the work be accepted by the County Carpenters in order to insure the jobs of recently hired carpenters.

Commissioner Valdez questioned the funding source.

Mr. Bernal stated that the project could be funded through the Road and Bridge Fund.

Commissioner Cascos requested that the work logs be provided to the Court.

Judge Hinojosa stated that the County now had a Carpentry Department, which employed six (6) carpenters and that due to the ongoing expansion there would always be a need for the Department. He suggested that the Carpentry Department schedule the renovations and that the materials be funded by the requesting Department, adding that the Carpentry Department would be a permanent structure in the operations of the County.

Upon motion by Commissioner Cascos, seconded by Commissioner Garza and carried unanimously, the Carpentry Department was authorized to do the repairs of the San Benito Public Works Office Building and that the material expenses be allocated from the Public Works Fund.

**The Report is as follows:**

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**(9) CONSIDERATION AND ACTION CREATING A COMMITTEE TO EXAMINE THE POSSIBILITY OF ESTABLISHING AN EMPLOYEE SICK LEAVE POOL**

Judge Hinojosa suggested that Mr. Joe Vega, Parks System Assistant Director, be appointed to the committee.

Mr. Jared Hockema, County Judge's Office, stated that the proposed Committee consisted of the following: Mr. Xavier Villarreal, Budget Officer; Mr. Doug Wright, Commissioners' Court Legal Counsel; Mr. Joe Vega, Parks System Assistant Director; Mrs. Aurora de la Garza, District Clerk, or Mr. Joe G. Rivera, County Clerk; Mr. Pete Sepulveda, International Bridge System Director, and a Representative from the County Judge's Office.

Commissioner Cascos suggested that the Health Department and Law Enforcement be included.

Commissioner Garza suggested that a copy of the San Benito School District's Policy be considered.

Upon motion by Commissioner Valdez, seconded by Commissioner Cascos and carried unanimously, the creation of a Committee consisting of representatives from the following Departments to examine the possibility of establishing an employee Sick Leave Pool was approved:

Health Department;

Sheriff's Department;

District Clerk's Office;

Personnel Department;

Mr. Xavier Villarreal, Budget Officer;

Mr. Doug Wright, Commissioners' Court Legal Counsel; and

Mr. Joe Vega, Parks System Assistant Director.

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**(10) CONSIDERATION AND APPROVAL FOR THE CAMERON COUNTY SHERIFF'S DEPARTMENT TO ACCEPT A TRAINED NARCOTIC CANINE**

Captain Robert Lopez, Sheriff's Department, reported that Mr. David Smith, Valley Charter High School District, had informed of their intent to donate a canine dog, worth \$4,500.00, to the Sheriff's Department. He presented the proposed Budget associated with the annual expenses to maintain and train the canine and stated that only \$3,700.00 would be needed at this time, since the remainder of the funds could be allocated during the 2003 Fiscal Year. Captain Lopez explained that the Sheriff's Department was very interested in the donation of the canine to assist them with the Drug Interdiction, such as the cell searches within the County Jails.

Commissioner Cascos stated that the training for an Officer was not listed under the proposed Budget.

Captain Lopez explained that the Officer, to whom the canine would be assigned, had previous training in working with a dog in addition to being kin to an Officer of the Harlingen Police Department in charge of a canine, resulting in minor need for much training.

Commissioner Garza questioned if any legal constraints would arise with the donation of the canine.

Mr. Doug Wright, Commissioners' Court Legal Counsel, stated that the Sheriff's Department would be required to develop a Policy.

Captain Lopez stated that the Sheriff's Department was currently developing a Policy Manual of which a copy would be forwarded to Commissioners' Court Legal Counsel and to the County Attorney upon completion. He explained that the canine would be kept at the Officer's home inside a kennel.

Mr. Mark Yates, County Auditor, expressed his concern with additional compensation being due to the Officer assigned to tend the canine. He stated that there were previous concerns with the handler of another dog that led to litigation where additional hours were paid; therefore, recommended that hours be added to the Officer's regular shift for the training of the canine as compensation for the associated duties.

Captain Lopez explained that 160 hours were worked, resulting in eleven (11) hours that could be flexed during that time period.

Mr. Yates stated that little overtime was being accumulated and requested written understanding and the policy.

Captain Lopez requested funding in the amount of \$3,700.00 for the initial costs.

Judge Hinojosa questioned the funding source.

Mr. Xavier Villarreal, Budget Officer, stated that the remaining funds within the Sheriff's Department Budget were already allocated.

Commissioner Valdez questioned if the associated cost could be funded through grant funds.

Captain Lopez stated that grant funds were not available at this time, but that some of the needed items could be funded through the upcoming Local Law Enforcement Grant.

Upon motion by Commissioner Garza, seconded by Commissioner Valdez and carried unanimously, the trained Narcotic Canine was accepted by the Cameron County Sheriff's Department, subject to locating the funding source within the Sheriff's Department Budget.

**The Report is as follows:**

# **PRESENTATION**

**(1) PRESENTATION BY TROPICAL TEXAS MENTAL  
HEALTH AND MENTAL RETARDATION**

Commissioner Valdez moved that the Presentation by the Tropical Texas Mental Health and Mental Retardation Center be acknowledged.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Report is as follows:**

# **CONSENT ITEMS**

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

## DISCUSSION CONCERNING CONSENT AGENDA ITEMS:

ITEM NO. 26: Mr. Juan Bernal, County Engineer/Public Works Director, reported that an Application was submitted to Texas Department of Transportation (TxDOT) for partial reimbursement of the \$33,000.00 cost for the purchase of Parcel No. 13, for FM 106, adding that between ninety-two (92) percent and ninety-four (94) percent of costs were reimbursed.

ITEM NO. 24: Mr. Javier Mendez, Parks System Director, requested that this item be tabled.

ITEM NO. 11: Mr. Mark Yates, County Auditor, presented the following additional late claims: Warrant No. 00080349, as to Safehouse Security Systems, in the amount of \$60.00; Warrant No. 00080350, as to Self Help Center Fund No. 38, in the amount of \$300.00; and, Warrant No. 00080351, as to the State Comptrollers, in the amount of \$500.00.

ITEM NO. 22: Mr. Javier Mendez, Parks System Director, reported that a Grant Application was being submitted to the Houston Endowment Inc., for funding for the Boca Chica Beach. Judge Hinojosa asked if the Application for funding for the Boca Chica Park was submitted. Mr. Mendez stated that an application would be submitted the following day for both the Laguna Heights and Browne Road Projects.

Commissioner Valdez moved that the following "Consent and Travel Items", be approved inclusive of the late claims and that Item No. 24 be **TABLED**.

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

AYE: Commissioners Cascos, Garza, and Valdez,

NAY: None,

ABSTAIN: Judge Hinojosa as to Warrant No. 00080183, payable to Laguna Madre Water District, in the amount of \$25,016.21; and Warrant No. 00080305, payable to the Southwest Key Program La Esperanza, in the amount \$7,198.00.

**(11) APPROVAL OF CLAIMS;  
The Affidavits follow:**

**(12) CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF BUREAU OF CHILDREN'S HEALTH TO PROVIDE CHILDREN WITH SPECIAL HEALTH CARE NEEDS CASE MANAGEMENT SERVICES IN CAMERON COUNTY;  
The Contract follows:**

**(13) CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH OFFICE OF PUBLIC HEALTH**

**PRACTICE TO PERFORM ESSENTIAL PUBLIC HEALTH SERVICES IN CAMERON COUNTY;**

**The Contract follows:**

- (14) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH ASSOCIATE COMMISSIONER FOR FAMILY HEALTH TO PERFORM PUBIC HEALTH SERVICES RELATED TO WOMEN, CHILDREN AND THEIR FAMILIES IN CAMERON COUNTY;**  
**The Contract follows:**
- (15) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT ASSOCIATE COMMISSIONER FOR FAMILY PLANNING SERVICES IN CAMERON COUNTY;**
- (16) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH ASSOCIATE COMMISSIONER FOR FAMILY HEALTH TO PROVIDE WELL-BABY AND MATERNITY SERVICES IN CAMERON COUNTY;**  
**The Contract follows:**
- (17) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH IMMUNIZATION SERVICES IN CAMERON COUNTY;**  
**The Contract follows:**
- (18) **ACKNOWLEDGMENT OF THE QUARTERLY REPORT FOR THE QUARTER ENDING JUNE 30, 2002, ON INVESTMENT OF COUNTY FUNDS;**  
**The Report follows:**
- (19) **ACKNOWLEDGMENT OF DISTRICT CLERK'S APRIL, MAY, AND JUNE MONTHLY FEE AND FINES REPORT;**  
**The Report follows:**
- (20) **ACCEPTANCE OF GRANT AWARD FROM THE TEXAS TASK FORCE ON INDIGENT DEFENSE IN THE AMOUNT OF \$103,702.00;**
- (21) **APPROVAL FOR HONORABLE COUNTY JUDGE GILBERTO HINOJOSA, MR. TONY YZAGUIRRE JR., PROJECT DIRECTOR, AND MR. MARK YATES, COUNTY AUDITOR, TO SIGN AND ACCEPT THE TEXAS AUTOMOBILE THEFT PREVENTION AUTHORITY GRANT FOR THE CAMERON COUNTY AUTOMOBILE CRIMES ENFORCEMENT TASK FORCE FOR THE FOURTH YEAR;**
- (22) **AUTHORIZATION FOR THE PARKS SYSTEM TO SUBMIT A GRANT APPLICATION TO THE HOUSTON ENDOWMENT INC.;**
- (23) **EXECUTION OF THE COASTAL IMPACT ASSISTANCE PROJECT GRANT AWARD CONTRACT FOR THE AMOUNT OF \$468,724.00;**  
**The Contract follows:**
- (24) **RENEWAL OF STATIONARY PERMIT TO MRS. MARIA AND JAIME SALAZAR, D/B/A RUBY'S ELOTE NO. 2;**
- (25) **AUTHORIZATION TO ALLOW MILE HIGH ADVERTISING INC., TO DO BANNER TOWING ADVERTISING FROM THE PORT ISABEL CAMERON COUNTY AIRPORT AND TO ENTER INTO A LICENSE AGREEMENT;**  
**The Agreement follows:**
- (26) **ACCEPTANCE OF PARCEL NO. 13, FOR FM 106; AND**



- (27) **AUTHORIZATION FOR THE TEXAS ALCOHOLIC BEVERAGE COMMISSION TO ACCESS COUNTY COMPUTER NETWORK THROUGH THE COUNTY ANNEX IN HARLINGEN, TEXAS.**

**TRAVEL ITEMS**

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

- (a) County Clerk Office Manager and employee to attend the “2002 Bureau of Vital Statistics (BVS) Regional Conference” , in South Padre Island, Texas, August 12, 2002;
- (b) County Court at Law No. 1 Judge to attend the “2002 Judicial Section Annual Conference”, in San Antonio, Texas, August 25-27, 2002;
- (c) Engineering Building Official and four (4) Inspectors to attend the “Energy Code Seminar”, in Harlingen, Texas, August 21, 2002; and
- (d) Deputy Constable Precinct No. 7 to attend the “Mandatory Class (Intermediate Arrest Search, and Seizure)”, in Harlingen, Texas, June 10, 2002.

- (11) **APPROVAL OF CLAIMS.**  
**The Affidavits are as follow:**

- (12) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF BUREAU OF CHILDREN'S HEALTH TO PROVIDE CHILDREN WITH SPECIAL HEALTH CARE NEEDS CASE MANAGEMENT SERVICES IN CAMERON COUNTY.**  
**The Contract is as follows:**

- (13) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH OFFICE OF PUBLIC HEALTH PRACTICE TO PERFORM ESSENTIAL PUBLIC HEALTH SERVICES IN CAMERON COUNTY.**  
**The Contract is as follows:**

- (14) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH ASSOCIATE COMMISSIONER FOR FAMILY HEALTH TO PERFORM PUBIC HEALTH SERVICES RELATED TO WOMEN, CHILDREN AND THEIR FAMILIES IN CAMERON COUNTY.**  
**The Contract is as follows:**

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The Contract is as follows:**

- (16) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH ASSOCIATE COMMISSIONER FOR FAMILY HEALTH TO PROVIDE WELL-BABY AND MATERNITY SERVICES IN CAMERON COUNTY.**  
**The Contract is as follows:**

- (17) **CONTRACT BETWEEN THE CAMERON COUNTY HEALTH DEPARTMENT AND THE TEXAS DEPARTMENT OF HEALTH IMMUNIZATION SERVICES IN CAMERON COUNTY.**

**The Contract is as follows:**



- (18) ACKNOWLEDGMENT OF THE QUARTERLY REPORT FOR THE QUARTER ENDING JUNE 30, 2002, ON INVESTMENT OF COUNTY FUNDS.  
The Report is as follows:**

- (19) **ACKNOWLEDGMENT OF DISTRICT CLERK'S APRIL, MAY, AND JUNE MONTHLY FEE AND FINES REPORT.**  
**The Report is as follows:**

- (22) AUTHORIZATION FOR THE PARKS SYSTEM TO SUBMIT A GRANT APPLICATION TO THE HOUSTON ENDOWMENT INC.  
The Application is as follows:**

- (23) EXECUTION OF THE COASTAL IMPACT ASSISTANCE PROJECT GRANT AWARD  
CONTRACT FOR THE AMOUNT OF \$468,724.00.  
The Contract is as follows:**

- (25) **AUTHORIZATION TO ALLOW MILE HIGH ADVERTISING INC., TO DO BANNER TOWING ADVERTISING FROM THE PORT ISABEL CAMERON COUNTY AIRPORT AND TO ENTER INTO A LICENSE AGREEMENT.**  
**The Agreement is as follows:**

## **EXECUTIVE SESSION**

### **(29) EXECUTIVE SESSION**

Upon motion by Commissioner Valdez, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 7:05 P.M., to discuss the following matters:

- (a) Confer with the County Attorney's Office regarding Cause No. 02-6138-4, Lex Uhlenaker versus the State of Texas, Cameron County, et., al., in County Court at Law No. 4, Nueces County, Texas, to discuss the case and authority to represent; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(1)(A);
- (b) Confer with Commissioners' Court Legal Counsel concerning the case styled Alpine Assurance Company LTD., Craig as the Joint Official Liquidator of Alpine, et., al versus Chase Bank Cause No. USDCNDT3-00CV822-G; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2); and
- (c) Confer with Commissioners' Court Legal Counsel concerning the case styled Jose Luis Hernandez versus Cameron County, Cause No. 2000-01-00093-E in the 357<sup>th</sup> District Court; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- (d) Deliberation regarding real property concerning the possible development and maintenance of Cameron County property known as approximately a 3.0 acre tract of land, more or less, out of the County's property, which is a 18.838 acre tract of land at the Los Tomates Bridge, more or less consisting of the southwest portion of the property that is located west of the approach roadway leading to the Los Tomates International Bridge between the Levee and the Cameron County Bridge System Administration Building; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.;
- (e) Deliberation regarding real property concerning the possible acquisition of various properties for the Oscar C. Dancy Parking Lot; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.;
- (f) Deliberation regarding real property concerning the possible acquisition of properties for the new Cameron County Annex building in Harlingen; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- (g) Confer with Commissioners' Court Legal Counsel regarding the United States Department of Labor inquiry relating to the County Health Department; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2).

Upon motion by Commissioner Garza, seconded by Commissioner Valdez and carried unanimously, the Court reconvened in Regular Session at 7:35 P.M.

**NOTE: COMMISSIONER CASCOS LEFT THE MEETING AT THIS TIME.**

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

- (a) Confer with the County Attorney's Office regarding Cause No. 02-6138-4, Lex Uhlenaker versus the State of Texas, Cameron County, et., al., in County Court at Law No. 4, Nueces County, Texas, to discuss the case and authority to represent.**

Upon motion by Commissioner Garza, seconded by Commissioner Valdez and carried unanimously, the County Attorney was authorized to represent Cameron County in Cause No. 02-6138-4, Lex Uhlenaker versus the State of Texas, Cameron County, et., al., in County Court at Law No. 4, Nueces County, Texas.

- (b) Confer with Commissioners' Court Legal Counsel concerning the case styled Alpine Assurance Company LTD., Craig as the Joint Official Liquidator of Alpine, et., al versus Chase Bank Cause No. USDCNDT3-00CV822.-G**

Commissioner Garza moved that the settling of the Claim in the amount of \$716,326.00 be authorized.

The motion was seconded by Commissioner Valdez and carried unanimously.

- (c) Confer with Commissioners' Court Legal Counsel concerning the case styled Jose Luis Hernandez versus Cameron County, Cause No. 2000-01-00093-E in the 357<sup>th</sup> District Court.**

Upon motion by Commissioner Valdez, seconded by Commissioner Garza and carried unanimously, the Report by Commissioners' Court Legal Counsel concerning the case styled Jose Luis Hernandez versus Cameron County, Cause No. 2000-01-00093-E in the 357<sup>th</sup> District Court was acknowledged.

- (d) In the matter regarding deliberation regarding real property concerning the possible development and maintenance of Cameron County property known as approximately a 3.0 acre tract of land, more or less, out of the County's property, which is a 18.838 acre tract of land at the Los Tomates Bridge, more or less consisting of the southwest portion of the property that is located west of the approach roadway leading to the los Tomates International Bridge between the Levee and the Cameron County Bridge System Administration Building. (TABLED)**

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

- (e) Deliberation regarding real property concerning the possible acquisition of various properties for the Oscar C. Dancy Parking Lot.**

Commissioner Valdez moved that the Report by Mr. Joseph Ardito, Property Manager, concerning the possible acquisition of various properties for the Oscar C. Dancy Parking Lot be acknowledged.

The motion was seconded by Commissioner Garza and carried unanimously.

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**(f) Deliberation regarding real property concerning the possible acquisition of properties for the new Cameron County Annex building in Harlingen.**

Upon motion by Commissioner Valdez, seconded by Commissioner Garza and carried unanimously, the Report by Mr. Joseph Ardito, Property Manager, concerning the possible acquisition of various properties for the new Cameron County Annex building in Harlingen was acknowledged.

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**(g) Confer with Commissioners' Court Legal Counsel regarding the United States Department of Labor inquiry relating to the County Health Department.**

Commissioner Garza moved that the settlement of a wage claim for an amount of no more than \$1,800.00 regarding the United States Department of Labor inquiry relating to the County Health Department be authorized.

The motion was seconded by Commissioner Valdez and carried unanimously.

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There being no further business to come before the Court, upon motion by Commissioner Garza, seconded by Commissioner Valdez and carried unanimously, the meeting was **ADJOURNED** at 7:45 P.M.

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**APPROVED** this 27<sup>th</sup> day of **August 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.**