

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 8th day of October 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 5:45 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 October 4, 2002, at 12:29 P.M. and a Supplemental Agenda posted October 4, 2002 at 2:59 P.M.:

SUPPLEMENTAL ITEM

(1) **IN THE MATTER REGARDING CONSIDERATION
OF CAMERON COUNTY POLICY REGARDING
COUNTY OWNED VEHICLES (TABLED)**

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

(2) **CONSIDERATION AND ACTION REGARDING
POSSIBLE CHANGES TO THE LOCAL LAW
ENFORCEMENT BLOCK GRANT ALLOCATION**

Judge Hinojosa explained that the Local Law Enforcement Block Grant Allocation had identified a \$20,000.00 deficit, and that there was an option to either supplement that amount or to eliminate a position funded through it. He recommended that a vacant Deputy Constable Position for Constable Precinct No. 6 be eliminated and explained that \$11,500.00 would remain.

Mr. Remi Garza, Administrative Assistant, recommended that \$500.00 be used to purchase a copy machine for Justice of the Peace Precinct No. 1 and that the \$11,000.00 be utilized for the Serve Team, adding that the Tactical Air Bag, at a cost of \$720.00, would be eliminated.

Judge Hinojosa explained that the Serve Team assisted with riots at the County Detention Centers.

Commissioner Cascos questioned whether the upper protection vests utilized by the Sheriff's Department were being kept updated.

Captain Robert Lopez, Sheriff's Department, stated that approximately twenty (20) vests were about to expire and that the replacements had been included in the equipment list.

Commissioner Garza questioned whether a Constable Position would be approved for another Constable Precinct, and noted that he disagreed with Constable Precinct No. 6 losing a Constable Position because of its large geographical area, adding that he received numerous calls informing him of the great job performed by the Constables' Office.

Commissioner Valdez stated that the population covered by Constable Precinct No. 6 was smaller than Constable Precinct No. 1, yet it had a larger budget, and that he believed that this was a step in the right direction for the future.

Commissioner Garza stated that Constable Precinct No. 1 was located where a Police Department was available to assist and that Constable Precinct No. 6 was located mainly in the rural areas.

Commissioner Valdez stated that the Sheriff's Department and the Border Patrol patrolled the area as well.

Judge Hinojosa stated that it was known that Constable Precinct No. 6 needed the position due to the large geographical area covered, and noted that funding was unavailable. He stated that if the next grant allocation was as before he would agree to vote in favor of reinstating the position.

Commissioner Benavides commented that the media had informed that some protection vests were found to be defective and questioned if any vests used by the Sheriff's Department were applicable.

Captain Lopez responded negatively.

Commissioner Valdez moved that the changes to the Local Law Enforcement Block Grant Allocation be approved, as recommended by the County Judge's Office.

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

AYE: Commissioners Benavides, Cascos, Valdez, and Judge Hinojosa,

NAY: Commissioner Garza.

The List is as follows:

PRESENTATION

(1) **IN THE MATTER REGARDING THE PRESENTATION OF THE REFUGE REVENUE SHARING CHECK BY THE U.S. FISH AND WILDLIFE SERVICE (TABLED)**

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

(2) **PRESENTATION BY MR. MANUEL VILLARREAL, PERSONNEL/SAFETY RISK DIRECTOR, REGARDING THE CAMERON COUNTY HEALTH FAIR TO BE HELD ON OCTOBER 30-31, 2002**

Mr. Manuel Villarreal, Personnel/Safety Risk Director, reported that the County Health Fair would offer free Flu Vaccines and other Wellness Programs, and requested that the Court's endorsement to assure that County employees be encouraged to attend.

Judge Hinojosa stated that the Department Heads should encourage the County employees to attend the County Health Fair, and explained that the County acquired savings by allowing the employees to be screened annually.

Commissioner Garza moved that the Presentation by Mr. Manuel Villarreal, Personnel/Safety Risk Director, regarding the Cameron County Health Fair to be held on October 30-31, 2002, be acknowledged.

The motion was seconded by Commissioner Valdez and carried unanimously.

The Flyer is as follows:

ACTION ITEMS

(6) CONSIDERATION AND AUTHORIZATION FOR THE ACCEPTANCE OF ALFARO ROAD AND ROAD 522 INTO THE COUNTY ROAD SYSTEM

Commissioner Valdez stated that area residents had petitioned that Alfaro Road and Road 522 be accepted into the County Road System, and explained that the County has maintained Alfaro Road since 1922 and Road 522 since the 1940's.

Judge Hinojosa moved that the Acceptance of Alfaro Road and Road 522 into the County Road System be authorized.

The motion was seconded by Commissioner Benavides.

At this time, Mr. Juan Bernal, County Engineer/Public Works Director, stated that the roads has been maintained by the County for a number of years and were publicly dedicated.

Commissioner Cascos questioned whether the roads would be scheduled to be upgraded.

Mr. Bernal responded in the affirmative, and explained that, at minimum, the roads would be upgraded to caliche roads.

Upon motion duly made by Judge Hinojosa that the Acceptance of Alfaro Road and Road 522 into the County Road System be authorized.

The motion was seconded by Commissioner Benavides and carried unanimously.

Mr. Rigo Davila, GIS Coordinator, asked whether Road 522 could be named Alfaro Road Jr., as known by area residents, for purposes of 911 Services.

Commissioner Valdez suggested that the appropriate process be followed by the County Engineering Department.

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

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried unanimously, the Salary Schedules were approved.

The Salary Schedules are as follow:

(3) IN THE MATTER REGARDING THE PRESENTATION BY HALFF AND ASSOCIATES ON THE DESIGN FOR BOTH BROWNE ROAD AND LAGUNA HEIGHTS PROJECT (TABLED)

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



(5) CONSIDERATION AND POSSIBLE ACTION REGARDING INCREASING THE FLU VACCINE FEE

Commissioner Cascos moved that the increase of the Flu Vaccine Fee to \$9.00 be approved.

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

AYE: Commissioners Cascos, Garza, Valdez, and Judge Hinojosa,

NAY: Commissioner Benavides.



(7) CONSIDERATION AND ACTION TO APPROVE THE PROPOSAL FROM THE OLMITO WATER SUPPLY COMPANY FOR WATER RIGHTS AND MEMBERSHIP FOR THE CARRIZALEZ-RUCKER DETENTION CENTER

Commissioner Cascos moved that the proposal from the Olmito Water Supply Company for Water Rights and Membership for the Carrizalez-Rucker Detention Center be approved.

The motion was seconded by Commissioner Valdez.

At this time, Commissioner Garza questioned how the County would receive by approving this Item.

Mr. Juan Bernal, County Engineer/Public Works Director, explained that an Irrigation System would be provided, and clarified that the Jail Fund would be the funding source.

Judge Hinojosa stated that the landscaping was required by City Ordinance, and noted the need to be in compliance.

Upon motion duly made by Commissioner Cascos, seconded by Commissioner Valdez and carried unanimously, the proposal from the Olmito Water Supply Company for Water Rights and Membership for the Carrizalez-Rucker Detention Center was approved.



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(8) IN THE MATTER REGARDING AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE FENCE INSTALLATION AT THE CARRIZALEZ-RUCKER DETENTION CENTER (TABLED)

Commissioner Cascos questioned why this matter was being tabled.

Mr. Juan Bernal, County Engineer/Public Works Director, responded that sufficient funding was unavailable and noted the need to reevaluate the need of having a fence installed in the front of the facility.

Judge Hinojosa explained that the fencing and security cameras had been prepared as one (1) Request for Proposal (RFP), and that he had instructed Mr. Bernal to place the matter on the Agenda. He stated that Mr. Bernal had indicated that the fencing might not be necessary and that funding was unavailable.

Upon motion by Commissioner Benavides, seconded by Commissioner Valdez and carried unanimously, this Item was **TABLED**.

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(9) CONSIDERATION AND AUTHORIZATION TO REQUEST BIDS FOR ADDITIONAL SECURITY CAMERAS FOR THE CARRIZALEZ-RUCKER DETENTION CENTER

Captain Robert Lopez, Sheriff's Department, requested that bids be obtained for six (6) indoor cameras and seven (7) outdoor cameras, at an approximate cost of \$100,000.00.

Commissioner Cascos stated that the fencing had been excluded when the Jail Facility's construction began to obtain some savings, and that at the time the jail breaks took place the reaction was to address the security issues, but now the Court was cutting the matter because of funding issues.

Judge Hinojosa noted that the fencing and the security cameras were needed.

Commissioner Cascos questioned if the bid included a method to notify the public of an emergency, such as a siren.

Judge Hinojosa suggested that the siren be included in the Request for Proposals (RFP).

Commissioner Cascos moved that Request for Proposals (RFP) for additional security cameras for the Carrizalez-Rucker Detention Center be approved.

The motion was seconded by Commissioner Benavides.

Commissioner Garza questioned whether additional staff was needed to monitor the security cameras.

Captain Lopez responded negatively.

Mr. Bernal stated that a roof latch, at a cost of \$2,200.00, was needed as well.

Judge Hinojosa suggested that a Request for Proposal (RFP) inclusive of the roof latch, the fencing, and the siren be presented the following week.

Upon motion duly made by Commissioner Cascos that the Request for Proposal (RFP) for additional security cameras for the Carrizalez-Rucker Detention Center be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

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(10) **IN THE MATTER REGARDING AUTHORIZATION TO ALLOW BABCOCK EAGLETON INC., TO INSTALL A PIPELINE UNDER BUTLER ROAD AND OLD MILITARY HIGHWAY IN SAN PEDRO (TABLED)**

Mr. Juan Bernal, County Engineer/Public Works Director, noted the need to verify that the installation of the pipeline did not interfere with the West Rail Relocation Project.

Upon motion by Commissioner Benavides, seconded by Commissioner Valdez and carried unanimously, this Item was **TABLED**.

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(11) **CONSIDERATION AND AUTHORIZATION TO HIRE A ROAD CONSTRUCTION SUPERINTENDENT FOR THE PUBLIC WORKS DEPARTMENT**

Judge Hinojosa stated that the Road Construction Superintendent Position was intended exclusively for the Proposition II Program and would be funded through Proposition II Funds.

Commissioner Cascos questioned why an individual would be hired as a County employee instead of contracted.

Judge Hinojosa stated that an employee should be hired because the compensation would be part of the Force Account to be billed to Texas Department of Transportation (TxDOT).

Commissioner Cascos questioned what would be reimbursed by TxDOT.

Commissioner Garza stated that the Road Construction Superintendent Position's salary was reimbursable.

Mr. Bernal stated that the salary would be reimbursed to the County, but that he was unaware whether fringe benefits would be reimbursed.

Mr. Doug Wright, Commissioners' Court Legal Counsel, informed that he was awaiting the guidelines to be placed by TxDOT.

Judge Hinojosa stated that Mr. Mario Jorge, District Engineer with TxDOT, had indicated that the cost for the time that an employee worked on Proposition II Projects while working for the County would be paid by TxDOT to the

County and had not indicated that fringe benefits would be excluded, adding that the fringe benefits were part of the cost for an employee.

Commissioner Cascos noted the need to clarify which expenses would be reimbursed.

Mr. Bernal informed that he would clarify the matter with TxDOT.

Judge Hinojosa stated that he could assure that TxDOT had not indicated that fringe benefits would be excluded.

Commissioner Valdez stated that having a hired employee versus a contracted employee was best because the employee would be responsible to insure that the County be reimbursed and to respond to the Commissioners' Court concerns should they arise.

Mr. Mark Yates, County Auditor, questioned whether advance funding would be available or if there was a need to seek immediate reimbursement of salaries and other expenditures.

Commissioner Garza clarified that advanced funds would not be available.

Mr. Yates noted the need to work with the Engineering Department to develop a system to seek reimbursement within a two (2) week period for payroll purposes since the working capital for the Road and Bridge Fund was very limited. He noted the need to have all expenditures pre-approved by TxDOT because otherwise the County would incur the expenditures.

Judge Hinojosa stated that he had recommended that a full-time clerk be added as part of the Proposition II Budget to monitor the expenditures and forward them to the County Auditor's Office in a timely fashion. Mr. Yates suggested that an Account's Payable Clerk be assigned specifically to monitor the expenditures relating to the Proposition II Projects.

Commissioner Cascos questioned whether the Budget increase consisted of \$72,000.00 or \$50,000.00.

Mr. Bernal clarified that the increase was for \$72,000.00.

Commissioner Garza moved that the hiring of a Road Construction Superintendent for the Public Works Department be authorized.

The motion was seconded by Commissioner Valdez and carried unanimously.



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(14) **CONSIDERATION AND AUTHORIZATION TO INCLUDE FM/802 IN PROJECT ROAD MAP**

Commissioner Cascos moved that the inclusion of FM/802 into Project Road Map be authorized.

The motion was seconded by Commissioner Benavides and carried unanimously.

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(12) **CONSIDERATION AND AUTHORIZATION TO ACQUIRE RIGHT OF WAY FOR FM/802 PARCEL NO. 7**

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the acquisition of Right of Way for FM/802, Parcel No. 7 was authorized.

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(13) **CONSIDERATION AND POSSIBLE ACTION FOR A WAIVER REQUEST OF INSPECTION FEES FOR RESIDENTS OF COLONIA LAS PALMAS**

Commissioner Garza stated that the Engineering Department had typed “for” on the Agenda Request and that the County Judge’s Office had typed “fo”.

Commissioner Cascos questioned if the Inspection Fees had ever been waived in the past.

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

Commissioner Garza moved that the request for waiver of the Inspection Fees for the residents of the Colonia Las Palmas be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

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(15) **IN THE MATTER REGARDING APPROVAL OF CELLULAR PHONE AND SERVICE FOR DEPUTY CONSTABLE PRECINCT NO. 2 (TABLED)**

Judge Hinojosa informed that the pooling arrangement was not available for issuance of a phone at this time.

Commissioner Cascos questioned the implicated cost.

Mr. Xavier Villarreal, Budget Officer, stated that the cost would total \$62.50 per month.

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, this Item was **TABLED**.

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(16) **CONSIDERATION AND POSSIBLE ACTION
REGARDING INSPECTION OF THE JOSE M.
LOPEZ STATUE IN NEW YORK BY MEMBERS OF
THE COMMITTEE AND COMMISSIONERS'
COURT**

Mr. Remi Garza, Administrative Assistant, stated that Mrs. Eileen Barrymore, Sculptor, had indicated that the modifications to the neck and head requested by the Court had been made. He suggested that in making sure that any recommended changes be made, that enough time be allowed for the artist to complete, prior to the pouring of the bronze.

Mr. Garza stated that the Sculptor was ready for the Statue to be inspected. Mr. Garza requested that the completion date of November 11, 2002 be changed to December 14, 2002, date when Sergeant Jose M. Lopez was awarded the Congressional Medal of Honor. He stated that the Committee had recommended that Commissioner Benavides, Mr. Luis Lucio, and Mr. Manuel Hinojosa be delegated to travel to inspect the Statue and to present recommendations.

Commissioner Cascos suggested that pictures be taken and brought back to be reviewed.

Judge Hinojosa stated that the Mr. Manuel Hinojosa was the only person with artistic knowledge, and that he agreed to have one (1) person travel to inspect the Statue. He suggested that Mr. Hinojosa take pictures and video tape the Statue.

Commissioner Garza moved that the delegation of Mr. Manuel Hinojosa travel to inspect the Jose M. Lopez Statue in New York, New York, be approved.

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

AYE: Commissioners Benavides, Cascos, Garza, and Valdez,

NAY: None,

ABSTAIN: Judge Hinojosa.

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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. 31-i: Judge Hinojosa informed that the Conference had been postponed. Commissioner Garza suggested that the majority of the Court attend the Conference to be held December 7, 2002.

ITEM NO. 31-h: Mr. Xavier Villarreal, Budget Officer, stated that Mr. Roger Olson, Law Enforcement Safety Risk, had indicated that the training would be available within the County in a couple of months. Commissioner Valdez questioned if time constraints conflicted with the certifications. Mr. Villarreal stated that according to Mr. Olson the matter could be delayed.

Commissioner Garza moved that the following "Consent and Travel Items" be approved, and that Items No. 31-h and i be **TABLED**.

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

AYE: Commissioners Benavides, Garza, Cascos, and Valdez,

NAY: None,

ABSTAIN: Judge Hinojosa as to Warrant No. 5, payable to Laguna Madre Water District in the amount of \$184.08.

**(17) APPROVAL OF CLAIMS;
The Affidavit follows:**

(18) AUTHORIZATION TO DISPLAY AND HANG FORMER COUNTY JUDGE ANTONIO O. GARZA, JR.'S PORTRAIT IN THE COMMISSIONERS COURTROOM ALONG WITH ALL OTHER FORMER CAMERON COUNTY JUDGE'S PORTRAITS;

**(19) RESOLUTION DECLARING THE MONTH OF OCTOBER AS "HEADSTART AWARENESS MONTH" IN CAMERON COUNTY;
The Resolution follows:**

**(20) ACCEPTANCE OF GRANT AWARD FOR DATA GRANT EVALUATION CENTER;
The Acceptance Notice follows:**

**(21) EXECUTION OF A LICENSE AGREEMENT WITH TEXAS ENGINEERING EXTENSION SERVICE (TEEX) FOR THE USE OF PARK LAND AT BROWNE ROAD FOR TRAINING;
The Agreement follows:**

- (22) **RENEWAL OF ANNUAL SOFTWARE MAINTENANCE AGREEMENT WITH THE FOLLOWING VENDORS (AGREEMENT DATES FROM OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003):**
- | | | | |
|----------------------------|------------|------------------|-------------|
| (a) Bradmark - | \$4,800.00 | (e) Productive - | \$10,054.65 |
| (b) Vesoft - | \$720.00 | (f) Robelle - | \$ 800.00 |
| (c) Disc - | \$4,850.00 | (g) Minisoft - | \$ 1,600.00 |
| (d) Vital Soft - | \$3,198.00 | (h) Hillary Soft | \$ 1,600.00 |
| Total - \$27,622.67 | | | |

The Agreement follows:

- (23) **RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY'S OFFICE TO APPLY TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR SUPPLEMENTAL FUNDING TO HIRE ADDITIONAL CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE PERSONNEL TO PERFORM COUNTER TERRORISM ACTIVITIES;**

The Resolution follows:

- (24) **AWARDING OF BID SUBJECT TO APPROVAL OF CONTRACT BY COMMISSIONERS COURT TO G&T PAVING FOR EL NORTE SUBDIVISION STREET AND DRAINAGE IMPROVEMENT PROJECT;**

The Tabulation follows:

- (25) **ACCEPTANCE OF PARCEL NO. 1, FOR FM/106;**

- (26) **ACCEPTANCE OF PARCEL NO. 23, FOR FM/106;**

- (27) **INTERLOCAL AGREEMENT FOR ROAD REPAIRS WITH THE CITY OF PRIMERA REGARDING WILCOX ROAD AND HAND ROAD;**

The Agreement follows:

- (28) **FINAL APPROVAL FOR:**

- (a) **PRECINCT NO. 2 - PUERTAS DEL CIELO SUBDIVISION SECTION TWO - A 53.07 ACRES COMPRISED OF PARTS OF LOTS NOS. 28 & 25 AND ALL OF LOT NOS. 26 & 27, BLOCK NOS. 15, MAP NUMBER NO. 4, BARREDA GARDENS.**

- (29) **PRELIMINARY APPROVAL FOR:**

- (a) **PRECINCT NO. 2 - CORREA SUBDIVISION - BEING A RESUBDIVISION OF 20.0 ACRES BEING ALL OF LOT NO. 22, BLOCK NO. 13, BARREDA GARDENS SUBDIVISION, MAP NO. 3.**

- (30) **OPENING OF THE FOLLOWING BIDS/PROPOSAL:**

- (a) **AUTOMOTIVE AFTER MARKET PARTS - ANNUAL BID NO. 1995;**
 (b) **AUTOMOTIVE O.E.M. PARTS - ANNUAL BID NO. 1996C;**
 (c) **AUTOMOTIVE O.E.M. PARTS - ANNUAL BID NO. 1996F;**
 (d) **AUTOMOTIVE O.E.M. PARTS - ANNUAL BID NO. 1996G;**
 (e) **DIETARY SUPPLIES: MISC. - ANNUAL BID NO. 2050; AND**
 (f) **TELEPHONE LONG DISTANCE SERVICE - ANNUAL RFP NO. 1820-020901 AND APPROVAL OF RECOMMENDED EVALUATION COMMITTEE.**

TRAVEL ITEMS

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

- (a) County Judge and Assistant County Administrator to attend the “Bi-National Meeting on Border Crossings”, in San Diego, California, September 30-10, 2002;
- (b) County Extension Agent to conduct an Educational Program to train Extension Professionals about Marine Science, in Palacios, Texas, October 6-8, 2002;
- (c) County Extension Agent to attend the “Symposium on Effects of Fishing Activities on Benthic Habitats 2002”, in Tampa, Florida, November 1-15, 2002;
- (d) Juvenile Probation Department employee to attend the “Balancing Education and Juvenile Justice Conference”, in Dallas, Texas, October 10-13, 2002;
- (e) Ten (10) Health Department employees to attend the “10th Annual HIV/AIDS Update Conference”, in South Padre Island, Texas, October 25, 2002;
- (f) Two (2) Health Department employees to attend the “TB Program Managers Meeting”, in Austin, Texas, October 14-16, 2002;
- (g) Project Development and Management employee to attend the “Lower Rio Grande Valley Development Council Professional Advisory Review Panel Meeting”, in Harlingen, Texas, October 9, 2002;
- (h) In the matter regarding two (2) Deputy Constables Precinct No. 6 to attend the “Civil Process-Mandated Course”, in Tyler, Texas, October 20-24, 2002; and **(TABLED)**
- (i) In the matter regarding County Judge to attend the “5th Annual Texas Border Infrastructure Coalition Conference”, in Austin, Texas, October 9-10, 2002.**(TABLED)**

- (17) **APPROVAL OF CLAIMS.**
The Affidavit is as follows:

- (19) **RESOLUTION DECLARING THE MONTH OF OCTOBER AS “HEADSTART AWARENESS MONTH” IN CAMERON COUNTY.**
The Resolution is as follows:

- (20) **ACCEPTANCE OF GRANT AWARD FOR DATA GRANT EVALUATION CENTER.**
The Notice is as follows:

- (21) **EXECUTION OF A LICENSE AGREEMENT WITH TEXAS ENGINEERING EXTENSION SERVICE (TEEX) FOR THE USE OF PARK LAND AT BROWNE ROAD FOR TRAINING.**
The Agreement is as follows:

(22) RENEWAL OF ANNUAL SOFTWARE MAINTENANCE AGREEMENT WITH THE FOLLOWING VENDORS (AGREEMENT DATES FROM OCTOBER 1, 2002 THROUGH SEPTEMBER 30, 2003):

(a) Bradmark -	\$4,800.00	(e) Productive -	\$10,054.65
(b) Vesoft -	\$720.00	(f) Robelle -	\$ 800.00
(c) Disc -	\$4,850.00	(g) Minisoft -	\$ 1,600.00
(d) Vital Soft -	\$3,198.00	(h) Hillary Soft	\$ 1,600.00
Total - \$27,622.67			

The Agreement is as follows:

- (23) **RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY'S OFFICE TO APPLY TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR SUPPLEMENTAL FUNDING TO HIRE ADDITIONAL CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE PERSONNEL TO PERFORM COUNTER TERRORISM ACTIVITIES.**
The Resolution is as follows:

- (24) **AWARDING OF BID SUBJECT TO APPROVAL OF CONTRACT BY COMMISSIONERS COURT TO G&T PAVING FOR EL NORTE SUBDIVISION STREET AND DRAINAGE IMPROVEMENT PROJECT.**
The Tabulation is as follows:

- (27) **INTERLOCAL AGREEMENT FOR ROAD REPAIRS WITH THE CITY OF PRIMERA REGARDING WILCOX ROAD AND HAND ROAD;**
The Agreement is as follows:

[REDACTED]

EXECUTIVE SESSION

(32) EXECUTIVE SESSION:

Upon motion by Commissioner Garza, seconded by Commissioner Valdez and carried unanimously, the Court met in Executive Session at 6:37 P.M., to discuss the following matters:

- (a) Deliberation regarding Real Property concerning the possible lease of office space for the Cameron County Health Department and Justice of the Peace Office; pursuant to Vernon Texas Code Annotated Government Code, Section 551.072;
- (b) Confer with Commissioners' Court Legal Counsel concerning Long Island Owners Association; pursuant to Vernon Texas Code Annotated Government Code, Section 551.072;
- (c) Confer with Commissioners' Court Legal Counsel concerning the possible condemnation relating to the Right of Way acquisition for FM/106, Parcel No. 24; pursuant to Vernon Texas Code Annotated Government Code, Section 551.071 (2);
- (d) Confer with Commissioners' Court Legal Counsel concerning the case styled Ms. Marcie Caldwell, individually, and on behalf of all other similarly situated versus Cameron County, et al in the District Court of Travis County, Texas; Cause No. 99-13088, for discussion and authority to hire Counsel; pursuant to Vernon Texas Code Annotated Government Code, Section 551.071(2);and
- (e) Confer with Commissioners' Court Legal Counsel concerning possible litigation involving the Texas Department of Health (Administrative Hearing and Informal Settlement Conference); pursuant to Vernon Texas Code Annotated Government Code, Section 551.071(1)(A)&(2).

Upon motion by Commissioner Valdez, seconded by Commissioner Garza and carried unanimously, the Court reconvened in Regular Session at 7:02 P.M.

[REDACTED]

(33) ACTION RELATIVE TO EXECUTIVE SESSION:

- (a) Deliberation regarding Real Property concerning the possible lease of office space for the Cameron County Health Department and Justice of the Peace Office.**

Upon motion by Commissioner Cascos, seconded by Commissioner Valdez and carried unanimously, the Status Report by Mr. Joseph Ardito, Property Manger, concerning the possible lease of office space for the Cameron County Health Department and Justice of the Peace Office was acknowledged.

- (b) Confer with Commissioners' Court Legal Counsel concerning Long Island Owners Association.**

Commissioner Garza moved that Mr. Joseph Ardito, Property Manger, be authorized to negotiate with the Long Island Owners Association on the property as requested.

The motion was seconded by Commissioner Cascos and carried unanimously.

[REDACTED]

- (c) Confer with Commissioners' Court Legal Counsel concerning the possible condemnation relating to the Right of Way acquisition for FM/106, Parcel No. 24.**

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, Mr. Doug Wright, Commissioners' Court Legal Counsel, was authorized to begin condemnation proceedings relating to the Right of Way acquisition for FM/106, Parcel No. 24.

- (d) Confer with Commissioners' Court Legal Counsel concerning the case styled Ms. Marcie Caldwell, individually, and on behalf of all other similarly situated versus Cameron County, et al in the District Court of Travis County, Texas; Cause No. 99-13088, for discussion and authority to hire Counsel.**

Commissioner Cascos moved that the Status Report by Mr. Doug Wright, Commissioners' Court Legal Counsel concerning the case styled Ms. Marcie Caldwell, individually, and on behalf of all other similarly situated versus Cameron County, et al in the District Court of Travis County, Texas; Cause No. 99-13088, be acknowledged.

The motion was seconded by Commissioner Garza and carried unanimously.

- (e) Confer with Commissioners' Court Legal Counsel concerning possible litigation involving the Texas Department of Health (Administrative Hearing and Informal Settlement Conference).**

Upon motion by Commissioner Cascos, seconded by Commissioner Garza and carried unanimously, the Status Report by Mr. Doug Wright, Commissioners' Court Legal Counsel concerning possible litigation involving the Texas Department of Health (Administrative Hearing and Informal Settlement Conference) was acknowledged, and he was authorized to represent the Cameron County in the Informal Administrative Hearing.

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There being no further business to come before the Court, upon motion by Commissioner Cascos, seconded by Commissioner Valdez and carried unanimously, the meeting was **ADJOURNED** at 7:06 P.M.

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APPROVED this 4th day of **November 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.