



**Cameron County, Texas  
Commissioners' Court  
Cameron County Courthouse, 4<sup>th</sup> Floor  
964 E. Harrison St.  
Brownsville, Texas 78520  
(956) 544-0830 – (956) 544-0801 Fax**

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## **REGULAR MEETING**

The Cameron County Commissioners' Court will meet for a Regular Public Meeting on  
Tuesday, May 4, 2004, at 9:30 a.m. in the Courtroom on the 4<sup>th</sup> Floor.

**Gilberto Hinojosa**  
County Judge  
(956) 544-0830

Pedro "Pete" Benavides  
Commissioner, Pct. 1  
(956) 574-8167

John Wood  
Commissioner, Pct. 2  
(956) 983-5091

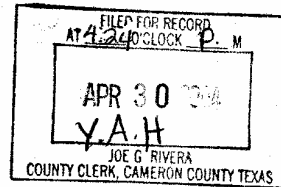
David A. Garza  
Commissioner, Pct. 3  
(956) 361-8209

Edna Tamayo  
Commissioner, Pct. 4  
(956) 427-8069

Questions regarding this agenda should be directed to the County Agenda Coordinator at (956) 544-0830.

### **Cameron County Courthouse Accessibility Statement**

This meeting is accessible to disabled persons. There are two (2) parking spaces reserved for the disabled on Harrison Street at the front entrance of the Cameron County Courthouse Administrative Building and an additional two (2) parking spaces in front of the Judicial Building. The buildings are accessible through the front entrance handicapped ramps and elevators located in the first floor of each building.



## NOTICE

### COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 4<sup>th</sup> DAY OF MAY 2004 AT 9:30 A.M.

## AGENDA

PURSUANT TO GOVERNMENT CODE SECTION 551.041, VTCS, AS AMENDED, NOTICE IS HEREBY GIVEN THAT A **REGULAR PUBLIC MEETING** OF THE COMMISSIONERS' COURT OF CAMERON COUNTY, TEXAS, WILL BE HELD IN THE COMMISSIONERS' COURTROOM AT THE COURTHOUSE, 964 E. HARRISON STREET, FOURTH FLOOR, BROWNSVILLE, TEXAS.

1. PUBLIC COMMENTS.

#### PRESENTATIONS:

2. PRESENTATION OF SECOND QUARTER REPORT FOR THE INTERNATIONAL BRIDGE SYSTEM. (PS-DEPT. OF TRANSPORTATION)
3. PRESENTATION OF THE STATUS OF THE 78<sup>TH</sup> CALLED SPECIAL LEGISLATIVE SESSION. (VDL-COUNTY JUDGE)

#### ITEMS FOR DISCUSSION AND ACTION:

4. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
5. APPROVAL OF MINUTES FOR:
  - A. MARCH 16, 2004-REGULAR MEETING
6. CONSIDERATION AND POSSIBLE ACTION REGARDING THE CAMERON COUNTY FEDERAL DETENTION DIVISION TO INCLUDE ORGANIZATIONAL STRUCTURE, STAFFING, SECURITY IMPROVEMENTS AND MATTERS RELATED THERETO. (ML-SHERIFF'S DEPT.)

7. DISCUSSION AND AUTHORIZATION TO EXPAND THE CAMERON COUNTY INDIGENT HEALTH CARE ASSISTANCE PROGRAM TO INCLUDE THE ADDITIONAL STATE MATCHING FUNDS OF \$766,963 OR MORE AND TO PROVIDE FUNDING FOR THE COUNTY'S 10% MATCHING AMOUNTS. (MY-AUDITOR)
8. CONSIDERATION AND AUTHORIZATION TO CONTRACT WITH DR. THERESA WHITT, PROVIDING PHYSICIAN SERVICES AT 277 N. SAM HOUSTON, SAN BENITO, TX, FOR GATEKEEPER SERVICES FOR THE CAMERON COUNTY INDIGENT HEALTH CARE ASSISTANCE PROGRAM COMMENCING MAY 15, 2004. (MY-AUDITOR)

**TRAVEL:**

9. CONSIDERATIONS AND AUTHORIZATION TO TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):
  - A. DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO AUSTIN, TX, ON 5/4-5/04, TO ATTEND MEETING WITH SENATE COMMITTEE ON INTERNATIONAL RELATIONS AND TRADE ADVISORY.
  - B. SHERIFF, CHIEF, AND JAIL COMMANDER, TO TRAVEL TO WICHITA FALLS, TX, ON 7/24-29/04, TO ATTEND THE SHERIFF'S ASSOCIATION OF TEXAS 126<sup>TH</sup> ANNUAL TRAINING CONFERENCE.
  - C. 138<sup>TH</sup> DISTRICT COURT COORDINATOR, TO TRAVEL TO AUSTIN, TX, ON 6/21-25/04, TO ATTEND PDP TRIAL COURT MANAGEMENT COURSE.
  - D. 357<sup>TH</sup> DISTRICT COURT ADMINISTRATOR AND COORDINATOR, TO TRAVEL TO AUSTIN, TX, ON 6/21-25/04, TO ATTEND MANDATORY CONTINUING EDUCATION SEMINAR.
  - E. 404<sup>TH</sup> DISTRICT COURT COORDINATOR, TO TRAVEL TO AUSTIN, TX, ON 6/21-25/04, TO ATTEND A MANDATORY CONTINUING EDUCATION SEMINAR.
  - F. COUNTY JUDGE ADMINISTRATIVE ASSISTANT FOR INTERGOVERNMENTAL AFFAIRS, TO TRAVEL TO AUSTIN, TX, ON 5/4-7/04 AND AS NEEDED, TO ATTEND THE 78<sup>TH</sup> CALLED SPECIAL LEGISLATIVE SESSION.
  - G. EMERGENCY MANAGEMENT ASSISTANT COORDINATOR, TO TRAVEL TO SAN ANTONIO, TX, ON 5/14/04, TO ATTEND RADIO COMMUNICATION MEETING.
  - H. DISTRICT CLERK AND DEPUTY CLERKS (5), TO TRAVEL TO ROCKPORT, TX, ON 5/12-14/04, TO ATTEND THE COUNTY AND DISTRICT CLERK'S REGION 8 CONFERENCE.
  - I. PD & M CD COORDINATOR, TO TRAVEL TO WESLACO, TX, ON 5/13/04, TO ATTEND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL SOLID WASTE ADVISORY COMMITTEE MEETING.

**CONSENT ITEMS:**

ALL ITEMS UNDER THE CONSENT AGENDA ARE HEARD COLLECTIVELY UNLESS OPPOSITION IS PRESENTED, IN WHICH CASE THE CONTESTED ITEM WILL BE CONSIDERED, DISCUSSED, AND APPROPRIATE ACTION TAKEN SEPARATELY.

10. APPROVAL OF CLAIMS.
11. CONSIDERATION AND AUTHORIZATION TO SOLICIT COMMERCIAL QUOTES FOR APPRAISAL SERVICES FOR THE PURPOSE OF INSURING THE LEVY'S BUILDING. (RG-COUNTY JUDGE)
12. CONSIDERATION AND AUTHORIZATION TO APPOINT DAVID SUISSA, EMILIO ESCOBAR, NIKKI S. HODGESON AND REAPPOINT MICHAEL GOALD AND MARIE FERRIER TO THE PARKS ADVISORY BOARD COMMITTEE TO A TWO-YEAR TERM. (JM-PARK SYSTEM)
13. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT FOR FUNDING OF SITE II FOR FEDERAL GRANT WEED AND SEED. (ELG-JUVENILE PROBATION)
14. CONSIDERATION AND AUTHORIZATION TO FILL A VACANT SHERIFF'S DEPUTY SLOT. (RL-SHERIFF'S DEPT.)
15. CONSIDERATION AND AUTHORIZATION TO HIRE ONE (1) ANIMAL CONTROL OFFICER FOR ENVIRONMENTAL HEALTH PROGRAM. (YS-HEALTH DEPT.)
16. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ FOR: (MF-PURCHASING)
  - A. AUTOMOTIVE BATTERIES – ANNUAL BID #1980
  - B. BUILDING SUPPLIES: CARPENTRY MATERIALS – ANNUAL BID #2000
17. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR CANTU BOYS ESTATES SUBDIVISION, PRECINCT 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
18. CONSIDERATION AND APPROVAL OF TIME EXTENSION FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT SUMMER VIEW ESTATES SUBDIVISION PRECINCT 4. (PS-DEPT. OF TRANSPORTATION)
19. CONSIDERATION AND AUTHORIZATION TO ACCEPT A TEN (10) FOOT DRAINAGE EASEMENT FOR THE CAMERON PARK SECOND INSTALLMENT SUBDIVISION DRAINAGE PROJECT, OUT OF LOT 9, BLOCK 43. (PS-DEPT. OF TRANSPORTATION)
20. CONSIDERATION AND AUTHORIZATION TO ACCEPT A TEN (10) FOOT DRAINAGE EASEMENT FOR THE CAMERON PARK SUBDIVISION DRAINAGE PROJECT, OUT OF LOTS 25 AND 26, BLOCK 22. (PS-DEPT. OF TRANSPORTATION)

21. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR IOWA GARDENS ROAD BRIDGE #882, PARCEL 1, TO ALLOW CAMERON COUNTY AND TXDOT TO CONTINUE WITH THE REPLACEMENT OF THE BRIDGE AT SUCH SITE. (PS-DEPT. OF TRANSPORTATION)
22. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR ORTEGA ROAD BRIDGE AT SAN VICENTE OUTFALL #367, PARCEL 4, TO ALLOW CAMERON COUNTY AND TXDOT TO CONTINUE WITH THE REPLACEMENT OF THE BRIDGE AT SUCH SITE. (PS-DEPT. OF TRANSPORTATION)
23. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR SAN VICENTE OUTFALL #368, PARCELS 1 AND 3, TO ALLOW CAMERON COUNTY AND TXDOT TO CONTINUE WITH THE REPLACEMENT OF THE BRIDGE AT SUCH SITE. (PS-DEPT. OF TRANSPORTATION)
24. CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF PRIMERA FOR ASSISTANCE WITH RIGHT OF WAY ACQUISITION FOR THE PRIMERA ROAD IMPROVEMENT PROJECT. (PS-DEPT. OF TRANSPORTATION)
25. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
  - A. PRECINCT 4- EL CARIBE ESTATES SUBDIVISION, A 37.551 ACRE TRACT OF LAND, BEING 19.015 ACRES OUT OF BLOCK NINE (9), AND 18.536 ACRES OUT OF BLOCK TEN (10), BLACK BROTHERS SUBDIVISION, CAMERON COUNTY, TEXAS.
  - B. PRECINCT 1- GARZA-CANO SUBDIVISION, BEING A 8.08 (7.97 CALC.) ACRE TRACT OF LAND IN LOT 5, BLOCK 103, EL JARDIN RESUBDIVISION, SHARE 19, ESPIRITU SANTO GRANT, CAMERON COUNTY, TEXAS.
26. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
  - A. PRECINCT 4- GATEWAY SUBDIVISION, BEING A 4.956 ACRE TRACT OUT OF THE SOUTH 9.51 ACRES, IN BLOCK SIX (6), SOLIS SUBDIVISION, ACCORDING TO MAP RECORDED IN VOLUME 5 PAGE 20, CAMERON COUNTY, TEXAS.
  - B. PRECINCT 4- LAS ANAQUAS SUBDIVISION, BEING A SUBDIVISION OF 5.67 ACRES OF LAND OUT OF BLOCK FORTY-TWO (42), OF THE BRIGGS AND COLEMAN SUBDIVISION OF SURVEY 271, AND THE NORTH 400 ACRES OF SURVEY 272, IN CAMERON COUNTY, TEXAS.

27. CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
- A. PRECINCT 4- RESACA SANTA SUBDIVISION PHASE III, BEING A 50.610 ACRE TRACT OF LAND OUT OF A CERTAIN 924.1 ACRE TRACT OUT OF PORTION SHARES FIVE (5), SIX (6), AND SEVEN (7), IN THE PARTITION OF THE UPPER OR WESTERN ONE-THIRD OF THE SAN PEDRO DE CARRICITOS GRANT, CAMERON COUNTY, TEXAS.
  - B. PRECINCT 3- PINTARELLI SUBDIVISION, BEING A PROPOSED SUBDIVISION OF LOT THIRTEEN (13), (4.223 ACRES), BLOCK ONE, ATASCOSA ESTATES, UNIT I, CAMERON COUNTY, TEXAS.

**TRAVEL (NO DIRECT COST TO GENERAL FUND):**

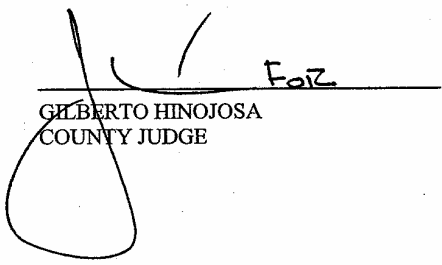
28. CONSIDERATIONS AND AUTHORIZATION TO TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):
- A. COMMISSIONER PRECINCT 3, TO TRAVEL TO AUSTIN, TX, ON 5/5/04, TO ATTEND THE SENATE COMMITTEE ON INTERNATIONAL RELATIONS AND TRADE ADVISORY COMMITTEE MEETING.
  - B. COUNTY DRUG ENFORCEMENT TASK FORCE EMPLOYEE, TO TRAVEL TO KERRVILLE, TX, ON 5/9-13/04, TO ATTEND TLETS TRAINING.
  - C. HEALTH DEPARTMENT EMPLOYEE, TO TRAVEL TO SOUTH PADRE ISLAND, TX, ON 6/21-25/04, TO ATTEND THE ADULT PATIENT MALE AND FEMALE ISSUES SEMINAR.
  - D. JUVENILE PROBATION EMPLOYEES (3), TO TRAVEL TO AUSTIN, TX, ON 5/6/04, TO ATTEND A MEETING WITH BASE COMMANDERS.
  - E. JUVENILE PROBATION EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 5/5-6/04, TO ATTEND "CASEWORKER 5 BASIC II FOR DATA COORDINATORS".
  - F. HEALTH DEPARTMENT EMPLOYEES (12), TO TRAVEL TO BROWNSVILLE, TX, ON 5/15/04, TO ATTEND THE PEDIATRIC POTPOURRI 2004.
  - G. PARK SYSTEM DIRECTOR AND DEPUTY DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 5/6-7/04, TO ATTEND THE TEXAS PARKS AND WILDLIFE FOCUS GROUP MEETING.

**EXECUTIVE SESSION:**

29. EXECUTIVE SESSION:

- A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CLAIM BY RUDY SOLIS ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
  - B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING A NOTICE OF VIOLATION FROM THE TEXAS DEPARTMENT OF HEALTH REGARDING X-RAY EQUIPMENT, IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE OPEN MEETINGS ACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
  - C. TO DELIBERATE THE DUTIES OF THE COMPUTER CENTER DIRECTOR, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.074(A).
30. ACTION RELATIVE TO EXECUTIVE SESSION:
- A. POSSIBLE ACTION.
  - B. POSSIBLE ACTION.
  - C. POSSIBLE ACTION.

SIGNED THIS 30<sup>TH</sup> DAY OF APRIL 2004.

  
GILBERTO HINOJOSA  
COUNTY JUDGE