

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 1st day of June 2004, there was conducted a **REGULAR Meeting of the Honorable Commissioners' Court of Cameron County, Texas, at the Courthouse thereof, in the City of Brownsville, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.**

THE COURT MET AT:

9:30 A.M.

PRESENT:

GILBERTO HINOJOSA
COUNTY JUDGE

PEDRO "PETE" BENAVIDES
COMMISSIONER PRECINCT NO. 1

JOHN WOOD
COMMISSIONER PRECINCT NO. 2

DAVID A. GARZA
COMMISSIONER, PRECINCT NO. 3

EDNA TAMAYO
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 9:33 A.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 May 28, 2004, at 3:00 P.M:

Commissioner Tamayo informed that she attended the opening of the female boot camp at the Darrel B Hester Detention Center, where she was impressed with students, the level of counseling provided, and with the ability of Mr. Tommy Ramirez, Chief Juvenile Detention Officer, to stretch available resources.

Judge Hinojosa stated that the county was very fortunate to have Mr. Ramirez operating the Juvenile Program because he brought stability and establish new components to the program. He stated that Commissioner Tamayo was one of the founders of the Juvenile Boot Camp in the State of Texas. Judge Hinojosa explained that Mr. Ramirez discussed the idea of a female residential program since one was not located in the Rio Grande Valley, and that although the program was called a boot camp it was a treatment facility.

Commissioner Tamayo stated that she had been concerned that the plan be implemented as intended with the counseling and the re-socialization; otherwise, she would oppose it. She thanked the San Benito Independent School District for supplying the parent involvement component as well as the teachers.

Judge Hinojosa stated that Mr. Ramirez indicated that he was please with the efforts of the San Benito Independent School District Superintendent to ensure that the educational component was of the quality necessary to receive an education as well as treatment.

Commissioner Wood stated that Memorial Day and everyday was a great opportunity to remember those who gave their lives for our Country.

Judge Hinojosa stated that he attended a ceremony on Memorial Day in Port Isabel where about six street signs recognizing soldiers and a sailor who died while serving our Country were unveiled. He stated that he was impressed with an article in an Austin newspaper concerning the ceremonies held for World War II veterans where the men who participated in terrible battles and survived were part of the generation who essentially saved the world. Judge Hinojosa noted that Memorial Day was a day to honor and remember those who died and those who survived to allow our flag to keep waving. He noted the difference between a hero and a patriot to be that a hero can try to save someone and a patriot was someone who does something remarkable for a belief, for democracy, and for the freedom that we take for granted.

Commissioner Tamayo thanked her uncle Willy, ninety year old, who participated in World War II.

(1) PUBLIC COMMENTS

None were presented.

PRESENTATION

(2) **PRESENTATION BY LINEBARGER GOGGAN BLAIR
& SAMPSON LAW FIRM REGARDING DELINQUENT
PROPERTY TAX REPORT AND RESALE OF
PROPERTY**

At this time, Mrs. Lucy Canales, Linebarger, Goggan, Blair, & Sampson, LLP, introduced Enrique Pena, John Guevara, Lydia Ledezma, and Jorge Saldana, as part of their staff. She proceeded to highlight the Delinquent Property Tax Report and resale of property.

Judge Hinojosa gave his condolences to Mrs. Canales for the death of her mother, Mrs. Pauline Gonzalez.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Presentation by Linebarger, Goggan, Blair, & Sampson, LLP, regarding Delinquent Property Tax Report and resale of property was acknowledged.

The Report is as follows:

**(3) PRESENTATION OF THE DRAFT APPLICATION
FORMING THE CAMERON COUNTY REGIONAL
MOBILITY AUTHORITY**

Mr. Pete Sepulveda, Department of Transportation Director, briefed that the State of Texas amended the Transportation Code 370 through the Texas Highway Commission allowing counties to create and form a Regional Mobility Authority (RMA) for purposes of funding a project much faster than the traditional Texas Department of Transportation (TXDOT) method. He stated that the need for transportation infrastructure would increase as the population continues to grow and that the county would be unable to keep up with that growth unless different funding sources were identified. Mr. Sepulveda stated that local communities would have difficulty keeping up with growth because TXDOT funds would continue to decrease. He explained that the County hired professionals to prepare the application for formation of the RMA, including an initial project, and two different scenarios: one being the toll feasibility project that has limited access and direct connection to the expressway that will charge a toll on the end user; and a pass through toll project, a signalized controlled access road, which was less expensive. Mr. Sepulveda explained that the County was considering the West Loop Project as the initial project and that preliminary cost estimates were prepared for both scenarios, noting that TXDOT prepared the toll feasibility analysis for the West Loop Project. Mr. Sepulveda stated that changes would be made to the project's limits in the draft RMA application included in the back information. He explained that the project limits would end at on Palm Boulevard to avoid complex situation with geometrics on Palm Boulevard and 6th & 7th Streets that would cause an additional expenditure of about \$40 million because of the design and possible relocation of the river's levy.

Commissioner Garza questioned the length of the project upon ending at Palm Boulevard.

Mr. Sepulveda responded that the length was about 7.2 miles, and that the Code allows the Court the option to have a three, five, or seven member board for the RMA.

Judge Hinojosa recommended a seven (7)-member board due to the need to have public input, noting that the governor would appoint one member.

Mr. Sepulveda stated that the Brownsville MPO unanimously adopted a Resolution supporting the county's efforts to form the RMA and that the same would be considered by the Harlingen MPO. He stated that TXDOT did the environmental assessment in-house for the West Loop in order to expedite it and that about 80% of the Engineering Assessment documentation was already in place by TXDOT, adding that public involvement would soon take place.

Mr. Manuel Mendez, Bickerstaff, explained the process followed to approve the application for formation of an RMA. He stated that the final draft could be ready and available by June 15, 2004 for submission, consideration and possibly approval by the Texas Highway Commission in August or September. Mr. Mendez stated that the petition requires a proposed initial project and additional potential projects.

Judge Hinojosa stated that one of the projects was the second causeway.

Mr. Mendez explained that the projects include the second causeway, the West Loop, and the 509 extension. He explained that the Court must decide on the size of the board and that the governor would appoint the chairperson, adding that the members must be Cameron County residents.

Judge Hinojosa stated that the timeline was perfect because the funding source to be obtained through the RMA was needed for right-of-way acquisition for construction of the West Rail Relocation Project.

Commissioner Benavides moved that the Presentation of the Draft Application forming the Cameron County Regional Mobility Authority be acknowledged.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Draft Application is as follows:

ACTION ITEMS

(4) IN THE MATTER REGARDING BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES (TABLED)

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

**(5) APPROVAL OF MINUTES FOR:
(A) MARCH 23, 2004-REGULAR MEETING (TABLED)
(B) APRIL 1, 2004- REGULAR MEETING
(C) APRIL 6, 2004-REGULAR MEETING**

Commissioner Tamayo moved that the Minutes of the Regular Meetings held April 1, 2004, and April 6, 2004, be approved, and that the Minutes of the Regular Meeting held March 23, 2004, be **TABLED**.

The motion was seconded by Commissioner Wood and carried unanimously.

(6) CONSIDERATION AND POSSIBLE ACTION REGARDING RECOMMENDATIONS OF THE RADIO COMMITTEE RELATED TO THE ESTABLISHMENT OF INTER-OPERABLE PUBLIC SAFETY COMMUNICATIONS THROUGHOUT CAMERON COUNTY

Mr. Tom Hushen, Chief Emergency Officer, briefed that funding was awarded to Cameron County for homeland security purposes by the Federal Government, that the north/south hazmat teams were established, and that the need for an inter-operable radio system was determined after all cities were consulted. He noted the importance of having an inter-operable radio system that enables communication amongst all entities. Mr. Hushen explained that arrangements were made to swap radios one for one with smaller entities that communicate with Cameron County to avoid burdening them with expenses at this time. He proceeded to highlight the Memorandum.

Commissioner Tamayo questioned the indication that an additional \$1 million might be available.

Mr. Hushen clarified that the Lower Rio Grande Valley Development Council has \$1 million to fund a valley wide patching inter-operability radio system that could be applied to this project. He explained that the Council was advised that a patching system was not needed and that a meeting would be held to decide the dollar amount that would go to Cameron County from the \$1 million.

At this time there was a brief discussion concerning the patching system.

Commissioner Garza questioned the total cost of the system.

Mr. Hushen responded that the system was estimated to cost \$3 million.

Commissioner Wood explained that the cost was less than anticipated because replacement of the inter-operable systems belonging to Brownsville and Harlingen was excluded.

Commissioner Garza asked which city had the system in place.

Mr. Hushen responded that Austin has an inter-operable system that enables communication amongst all departments.

Mr. Remi Garza, County Administrative Assistant, stated that Travis County had a centralized dispatching system.

Mr. Hushen stated that the \$3 million would cover the cost of the towers, the switching of almost 1,000 radios, and the first year of maintenance fees, among other things.

Commissioner Garza stated that many small cities that did not complete applications for homeland security funds had an interest in this system and asked if access to the inter-operable system would be funded with user fees.

Mr. Hushen responded in the affirmative, and explained that meetings were held with entities to make them aware of possible fees to be incurred ranging from \$0 to \$10.00 per radio per month in order for them to make arrangements during their budgetary process.

Commissioner Tamayo asked if the total amount could be funded through grants and funding available from the Lower Rio Grande Valley Development Council.

Mr. Hushen responded in the affirmative and explained that he was working to identify other grant funds.

Judge Hinojosa stated that the distinction between Cameron County and Travis County aside from having the available resources was that they do not have as many entities that must be coordinated. He commended Mr. Hushen for attempting to eventually move to a centralized dispatching system for which many hurdles must be overcome. He stated that the 911 communication issue was under consideration by the 911 Commission and that perhaps this would result in recommendations and possible federal funding for operability within large communities.

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, that the recommendations of the Radio Committee related to the establishment of Inter-Operable Public Safety Communications throughout Cameron County were accepted.

The Report is as follows:

(7) **CONSIDERATION AND APPROVAL OF PROPOSED RENOVATIONS OF THE OLD COUNTY JAIL, ADDITIONAL FENCING BETWEEN DETENTION CENTERS I AND II AND MATTERS RELATED THERETO**

Judge Hinojosa reported that Detention Center I was operational. He explained that Mr. Mike Leinart, Federal Detention Center Division Administrator, recommended that the area between Detention Centers I and II be fenced to unify the facilities to enable transferring of inmates without dangers of escaping. Judge Hinojosa stated that the title issue for the railroad right-of-way was researched and it was learned that the County has ownership.

Ms. Lizette Martinez, Administrative Director Detention Center I, stated that installation of the fencing would eliminate the use of the door located near the parking lot, thus decreasing possible dangers.

Commissioner Garza asked if the installation would be done in-house.

Judge Hinojosa stated that installation of the security fence would be priced and placed before the Court for direction in the near future. He clarified that the proposal includes renovations to the old jail and elimination of construction projects. Judge Hinojosa stated that the possibility of redirecting old bond monies towards renovations of the Detention Centers was being examined to avoid going into Reserve Funds.

Mr. Remi Garza, County Administrative Assistant, informed that the PAW Program would continue to be used in renovating the Detention Centers.

Commissioner Tamayo moved that the proposed renovation of the Old County Jail, additional fencing between Detention Centers I and II and matters related thereto be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Report is as follows:

**(8) CONSIDERATION AND APPROVAL OF
ENGINEERING AGREEMENT BETWEEN CAMERON
COUNTY AND HNTB CORP. FOR ENGINEERING
SERVICES ASSOCIATED WITH THE WEST RAIL
PROJECT**

Mr. Pete Sepulveda, Department of Transportation Director, recommended approval of the agreement with HNTB Corp., at a total cost of \$2,261,488.00. He explained that the scope of work was divided into four phases: Phase I – preliminary engineering at a cost of \$565,491.00; Phase II – surveying of parcel and railroad, and design of the international bridge at a cost of \$402,380.00; Phase III – final design and planning approval from different parties and federal agencies at a cost of \$724,604.00; and, Phase IV – construction management \$569,013.00. Mr. Sepulveda stated that when HNTB prepared the environmental report they also prepared the engineering report recommending an engineering fee of 11% and a construction management fee of 8% which were decreased to 8.1% and 5% after negotiations. He requested authority to the issue notice to proceed on each Phase.

Judge Hinojosa questioned the timelines in place.

Mr. Sepulveda stated that a draft FONZI was received late last week to which minor changes must be made and submitted today. He added that the final FONZI might be issued within the week.

Judge Hinojosa explained that publications and comments should be completed by July; thus, allowing for the issuance of a Presidential Permit by latter July. He stated that given Mexico's plans to commence construction of the project the County would be required to have its engineering plans complete within the next four (4) months. He asked if this was doable and if HNTB was able to complete the designs of the railroad and the bridge.

Mr. Bobby Balli, HNTB Corp., stated that setting the agreement in phases allows them the opportunity to perform Phase I promptly and that the designing of the bridge and railroad could be complete by November 2004.

Judge Hinojosa explained that the bridge design was needed to obtain diplomatic notes; therefore, recommended that HNTB start by working on such to permit submission of the application.

Mr. Sepulveda stated that the time schedule would be very crucial in the next three or four months and that the County must work concurrently with Mexico. He explained that once the Presidential Permit was obtained then Mexico would formally approve their project. Mr. Sepulveda noted that Phase I would be very important because negotiations would take place with IBWC and because HNTB would prepare the hydraulic reports on the river. He clarified that the notice to proceed with Phase I could be issued today upon approval of the contract.

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the Engineering Agreement between Cameron County and HNTB Corp. for Engineering Services associated with the West Rail Project was approved.

The Agreement is as follows:

(9) CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR COURT FEES AND FINES COLLECTION SERVICES WITH LINEBARGER, GOGGAN, BLAIR & SAMPSON, L.L.P

Mrs. Dylbia Jefferies, Contract Attorney, recommended that the contract be approved subject to inclusion of a two (2) year term and a thirty-day out clause.

Judge Hinojosa asked how much time that was needed to begin generating revenue.

Ms. Lydia Ledezma, Linebarger, Goggan, Blair, & Sampson, LLP, informed that there was a need to convert county information in order for them to be able to read it and commence working. She stated that tests were being run by the County's Computer Center to determine if a database could be sent directly to them as done with iDocket.

Judge Hinojosa questioned the status of the contract with Hammer Enterprise for the project for Justices of the Peace and how it would be incorporated into this project.

Mr. Rudy Juarez, Computer Center Administrator, responded that the project for the Justice of the Peace was under weigh and that a status report should be presented within a couple of weeks, noting that the original plan called for implementation of the program by October 2004 which to date was on schedule. He explained that the law firm's requirements were being embedded into the project's design phase.

Judge Hinojosa questioned the timelines for collection of court fees and fines available through the County Clerk's Office, which was already computerized.

Mr. Juarez stated that programming staff was working on writing conversion and determining timelines.

Judge Hinojosa questioned why no one mentioned this information.

Ms. Ledezma reiterated that they were waiting on conversion of information to begin collections of court fees and fines.

Commissioner Benavides asked how far back the firm would go, and Ms. Ledezma responded that they would go back as far as information was available.

Judge Hinojosa stated that the Court wants to hear how long and complicated it was to begin collections from the County Clerk's Office.

Mr. Juarez responded that an answer could be provided within a week.

Commissioner Garza questioned section five of the contract.

Mrs. Jefferies responded that the 30% and 15% fee was set for the law firm by Statute.

Commissioner Garza questioned how the 15% fee would be set versus the 30% fee.

Ms. Ledezma responded that the 30% fee was defined by Statute for misdemeanors that occurred on or after June 18, 2003, and that they were proposing the 15% fee for anything that occurred before said date since it was not set by Statute.

Judge Hinojosa clarified that the fees were above the amount owed to the County.

Mr. Mark Yates, County Auditor, explained that a 15% fee could be placed above the court cost and fines without offsetting the County for cases that occurred prior to June 18, 2003.

Ms. Ledezma requested that the fee be set in the form of a Resolution.

Mrs. Jefferies requested that the motion indicate that the fees to be paid to the firm would be as set out in the Criminal Code of Procedure Section 103.0031.

Commissioner Garza questioned the indication that the County shall pay over set funds on a monthly basis by check or wire transfer.

Ms. Ledezma stated that this identifies the payment. She explained that the money would be paid directly to the County and that the firm would submit an invoice for payment.

Mr. Yates stated that the County has two forms of collections, one being internal, and questioned whether the County Clerk's process would no longer have jurisdiction in trying to collect after the sixty days and that their payments not be in excess of sixty days.

Mr. Doug Wright, Commissioners' Court Legal Counsel, responded that the sixty first (61) day was set by Statute.

Mr. Yates noted the need for the County Clerk to agree that the collection payments agreements not exceed the sixty days.

Judge Hinojosa questioned the difference because the County would collect the revenue regardless.

Mr. Yates suggested that the whole collection process could be turned over to the law firm for purposes of saving on personnel expenditures.

Judge Hinojosa suggested that the whole collections be examined to determine what and whether this could be done by the law firm in order to incur savings with regards to staff, adding that the Court would not have a problem with the law firm taking over the collection component as long as no additional cost pertaining to the collections were incurred.

Commissioner Wood asked if the amount the firm could charge above the fine or fee would be of issue.

Ms. Ledezma stated that the said matter could be an issue and explained that this was discussed in a meeting and determined that the account set on a payment plan would become delinquent sixty days after the first missed payment.

Commissioner Benavides questioned what would be done with an account that makes a payment at the County Clerk's Office rather than to the law firm.

Ms. Ledezma responded that the account would be flagged and the fee would be assessed. She added that the fee would not be added to time served counted when ordered by the Judge.

Judge Hinojosa stated that time served granted must be reviewed and instructed Mr. Remi Garza, County Administrative Assistant, to issue a memorandum to County Court at Law Judges advising that because of the new system being implemented they need to recognize that the time served that they issue affects the County's ability to collect revenue.

Mr. Juarez informed that the project would be complete in about two (2) weeks.

Commissioner Benavides moved that the Contract for Court Fees and Fines Collection Services with Linebarger, Goggan, Blair & Sampson, LLP., be approved, pursuant to the fees as set forth in the Criminal Code of Procedure Section 103.0031.

The motion was seconded by Commissioner Tamayo.

Commissioner Garza asked if exceptions regarding payment plans were not stipulated in the contract and if this could be worked out amongst the parties involved.

Ms. Ledezma stated that the understanding was that the account would be turned over once was the County determines that it was delinquent.

Judge Hinojosa clarified that the Court was instructing that things must be figured out in a form that the most income would be generated for the County and the firm, and recommended that any issues regarding the County Clerk's or any Judge be brought before the Court.

Commissioner Garza requested that quarterly reports be provided by the firm.

Upon motion duly made Commissioner Benavides that the Contract for Court Fees and Fines Collection Services with Linebarger, Goggan, Blair & Sampson, LLP., be approved, subject to the following changes: addition of a two (2) year term, a thirty (30) day out clause; and presentation of a quarterly report, and that the fees be paid as set by the Criminal Code of Procedure Section 103.0031.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Agreement is as follows:

(19) CONSIDERATION AND AUTHORIZATION TO APPROVE MATTHEW BAILEY SUBDIVISION, PRECINCT NO. 4, REVISED AMENDING PLAT

Mr. Pete Sepulveda, Department of Transportation Director, requested that the public be given an opportunity to comment regarding the amended plat.

Judge Hinojosa questioned why this was being done.

Mr. Sepulveda explained that this was the issue needed regarding the action plan submitted to the Texas Water Development Board approval of Mathew Bailey Subdivision for which a notice was published three different times to advise the public, adding that this would be submitted to the Water Development Board in order to proceed.

Note: No comments were presented by the public.

Commissioner Garza moved that the Mathew Bailey Subdivision, Precinct No. 4, revised amending plat be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

TRAVEL ITEMS

(10) 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) Justice of the Peace Precinct No. 1 to attend "Justice of the Peace & Constables State Convention", in Houston, Texas, June 5-8, 2004.

CONSENT ITEMS

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

DISCUSSION CONCERNING CONSENT AGENDA ITEMS:

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried as follows, the "Travel and Consent Items" were approved:

AYE: Commissioners Benavides, Wood, Garza, and Tamayo,

NAY: None

ABSTAIN: Judge Hinojosa as to Warrant No. 00117651, payable to the Laguna Madre Water District, in the amount of \$853.97.

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

- (21) **CONSIDERATION AND APPROVAL FOR HIDTA PERSONAL SERVICE AGREEMENT BETWEEN CAMERON COUNTY AND MR. REYNALDO MENDOZA, JR., CONTRACTOR FOR JUNE 1, 2004 THRU MAY 31, 2005;**
The Agreement follows:
- (22) **CONSIDERATION AND AUTHORIZATION TO RELEASE A SECURITY WITH A VALUE OF \$17,000,000.00, AT PAR, HELD WITH THE FEDERAL RESERVE BANK OF BOSTON, AT THE REQUEST OF LONE STAR NATIONAL BANK;**
The Resolution follows:
- (23) **CONSIDERATION AND POSSIBLE APPROVAL OF INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF PRIMERA TO RE-PAVE A PORTION OF WILCOX ROAD;**
The Agreement follows:
- (24) **CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING THE CAMERON COUNTY SHERIFF'S DEPARTMENT TO APPLY FOR A CRIME STOPPERS GRANT FROM THE OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION;**
The Resolution follows:
- (25) **CONSIDERATION AND APPROVAL OF A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HEALTH ASSOCIATESHIP FOR FAMILY HEALTH SERVICE IN THE AREAS OF TITLE V FEE FOR SERVICES FAMILY PLANNING IN THE FISCAL YEAR 2005 COMPETITIVE REQUEST FOR PROPOSALS;**
The Application follows:
- (26) **CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S FOR THE FOLLOWING:**
A. BUILDING SUPPLIES: PLUMBING – ANNUAL BID NO. 2008-2.
The Tabulation follows:
- (27) **CONSIDERATION AND AUTHORIZATION TO FILL VACANT POSITIONS IN THE PUBLIC WORKS DIVISION OF THE DEPARTMENT OF TRANSPORTATION;**
- (28) **IN THE MATTER REGARDING CONSIDERATION AND AUTHORIZATION TO APPROVE MATTHEW BAILEY SUBDIVISION, PRECINCT #4, REVISED AMENDING PLAT; (ACTION TAKEN SEPERATELY)**
- (29) **CONSIDERATION AND AUTHORIZATION FOR TEMPORARY CLOSURE OF TECATE DRIVE FROM LOTS 14 THROUGH 18, BLOCK 3, AND LOTS 17 THROUGH 21, BLOCK 4, ACROSS THE STREET, ON SATURDAY, JUNE 5, 2004, FROM 6:00 P.M. TO MIDNIGHT, FOR A QUINCEAÑERA PARTY;**
- (30) **CONSIDERATION AND AUTHORIZATION TO ACCEPT PARCEL 2, LOCATED BETWEEN MCLELLAND ROAD AND TRIMPE LANE FRONTING, FOR FM 800;**
- (31) **CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)**
A. PRECINCT NO. 4- SERENITY CHATEAUX, BEING A SUBDIVISION OF 10.63 ACRES OF LAND COMPRISED OF 1.56 ACRES (1.81 AC. REC.) OUT OF BLOCK 25 AND 9.07 ACRES (11.31 AC. REC.) OUT OF BLOCK 24, SURVEY 296, STUART PLACE SUBDIVISION, CAMERON COUNTY, TEXAS.
B. PRECINCT NO. 4- S.V.M. ESTATES, A 11.65 ACRE TRACT OF LAND BEING ALL OF THE NORTH 8.00 ACRES OF BLOCK NO. ONE (1), AND ALL THAT PORTION OF BLOCK TWO (2), 3.65 ACRES (3.82 ACRES AS OF RECORD) OF THE L.R. BEDDOES SUBDIVISION, LA FERIA GRANT, CAMERON COUNTY, TEXAS.
- (32) **CONSIDERATION AND APPROVAL OF COMPUTER EQUIPMENT DISPOSAL POLICY AS AN ADDENDUM TO COMPUTER USE POLICY;**
The Policy follows:

TRAVEL ITEMS

(NO DIRECT COST TO GENERAL FUND):

- (33) **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) Unified Narcotics Intelligence Task-Force Director to attend a “Quarterly Intelligence Meeting”, in Corpus Christi, Texas, June 14-16, 2004; and
 - (b) Unified Narcotics Intelligence Task-Force Agent to attend a “Quarterly Intelligence Meeting”, in Corpus Christi, Texas, June 14-16, 2004.
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**(20) APPROVAL OF CLAIMS.
The Affidavits follow:**

- (21) **CONSIDERATION AND APPROVAL FOR HIDTA PERSONAL SERVICE AGREEMENT BETWEEN CAMERON COUNTY AND MR. REYNALDO MENDOZA, JR., CONTRACTOR FOR JUNE 1, 2004 THRU MAY 31, 2005.**
The Agreement follows:

- (13) **CONSIDERATION AND AUTHORIZATION TO RELEASE A SECURITY WITH A VALUE OF \$17,000,000.00, AT PAR, HELD WITH THE FEDERAL RESERVE BANK OF BOSTON, AT THE REQUEST OF LONE STAR NATIONAL BANK.**
The Resolution follows:

- (14) **CONSIDERATION AND POSSIBLE APPROVAL OF INTERLOCAL COOPERATION AGREEMENT WITH THE CITY OF PRIMERA TO RE-PAVE A PORTION OF WILCOX ROAD.**
The Agreement follows:

- (15) **CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING THE CAMERON COUNTY SHERIFF'S DEPARTMENT TO APPLY FOR A CRIME STOPPERS GRANT FROM THE OFFICE OF THE GOVERNOR CRIMINAL JUSTICE DIVISION.**
The Resolution follows:

- (16) **CONSIDERATION AND APPROVAL OF A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HEALTH ASSOCIATESHIP FOR FAMILY HEALTH SERVICE IN THE AREAS OF TITLE V FEE FOR SERVICES FAMILY PLANNING IN THE FISCAL YEAR 2005 COMPETITIVE REQUEST FOR PROPOSALS.**
The Application follows:

- (17) **CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S FOR THE FOLLOWING:**
- A. **BUILDING SUPPLIES: PLUMBING – ANNUAL BID NO.2008-2.**
The Tabulation follows:

- (23) **CONSIDERATION AND APPROVAL OF COMPUTER EQUIPMENT DISPOSAL POLICY AS AN ADDENDUM TO COMPUTER USE POLICY.**
The Policy follows:

EXECUTIVE SESSION

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried unanimously, the court met in Executive Session at 11:26 A.M. to discuss the following matters:

(25) EXECUTIVE SESSION:

- (a) Confer with Commissioners' Court Legal Counsel concerning pending litigation involving George L. Garcia versus Rumaldo Rodriguez in the 138th District Court; Cause No. 2004-03-1575-B; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(1)(A).
- (b) Deliberation regarding Real Property concerning the possible sale of certain County Property at the Free Trade Bridge at Los Indios; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.
- (c) Confer with Commissioners' Court Legal Counsel concerning claim made by Luciano V. Martinez, Gonzalo Ortega, Andres Ortega, Luis Gonzales, Abel Ortega, Salvador Arellano, Rodolfo Ortega, Gilbert Salinas, Robert Villarreal, Jose M. Rodriguez, Agapito Ortega, Manuel Ortega, Esteban Salinas, Juan Villarreal, Amado Ortega, Sebastian Gonzales and Salvador Arellano; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(1)(A); and
- (d) Confer with Commissioners' Court Legal Counsel concerning issues regarding the Cameron County Detention Centers; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2).

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Court reconvened in Regular Session at 11:41A.M., to discuss the following matters:

(26) ACTION RELATIVE TO EXECUTIVE SESSION:

- (a) **Confer with Commissioners' Court Legal Counsel concerning pending litigation involving George L. Garcia versus Rumaldo Rodriguez in the 138th District Court; Cause No. 2004-03-1575-B.**

Commissioner Garza moved that the settlement regarding pending litigation involving George L. Garcia versus Rumaldo Rodriguez in the 138th District Court, Cause No. 2004-03-1575-B be authorized as set forth in the June 1st Letter.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The letter is as follows:

(b) Deliberation regarding real property concerning the possible sale of certain County property at the Free Trade Bridge at Los Indios.

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Status Report by Mr. Pete Sepulveda, Department of Transportation Director, was acknowledged

(c) Confer with Commissioners' Court Legal Counsel concerning claim made by Luciano V. Martinez, Gonzalo Ortega, Andres Ortega, Luis Gonzales, Abel Ortega, Salvador Arellano, Rodolfo Ortega, Gilbert Salinas, Robert Villarreal, Jose M. Rodriguez, Agapito Ortega, Manuel Ortega, Esteban Salinas, Juan Villarreal, Amado Ortega, Sebastian Gonzales and Salvador Arellano.

Commissioner Garza moved that the Status Report be acknowledged.

The motion was seconded by Commissioner Benavides and carried unanimously.

(D) In the matter regarding confer with Commissioners' Court Legal Counsel concerning issues regarding the Cameron County Detention Centers. (TABLED)

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

There being no further business to come before the Court, upon motion by Commissioner Wood, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 11:43 A.M.

APPROVED this 3rd day of **August 2004**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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