



**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, July 20, 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

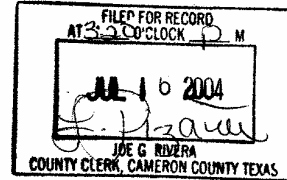
Questions regarding this agenda should be directed to the County Agenda Coordinator at (956) 544-0830.

### **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 20<sup>TH</sup> DAY OF JULY 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.

### ITEMS FOR DISCUSSION AND ACTION:

2. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
3. APPROVAL OF MINUTES FOR:
  - A. MAY 11, 2004-REGULAR MEETING
  - B. MAY 18, 2004-REGULAR MEETING
  - C. MAY 26, 2004-SPECIAL MEETING
4. DISCUSSION ON NEW POSITION OF LAW LIBRARY LEGAL ASSOCIATE AND EXPLANATION OF FUNDING SOURCES: TO INCLUDE REQUEST FROM DEPARTMENT HEAD FOR POSITION. (DG- COMM. PRECINCT 3)
5. CONSIDERATION AND APPROVAL FOR SUBMISSION OF A GRANT PROPOSAL TO CAMERON WORKS IN RESPONSE TO THE I CAN LEARN PROGRAM REQUEST FOR PROPOSALS.(ET- COMM. PRECINCT 4)
6. CONSIDERATION AND AUTHORIZATION TO REDUCE DISTRICT CLERK POSITION 10-450 SLOT 21 AND INCREASE 10-450 SLOTS 20 AND 22, AND RECLASSIFY ALL 3 POSITIONS. (ADLG-DISTRICT CLERK)
7. CONSIDERATION AND AUTHORIZATION TO HIRE ADDITIONAL STAFF FOR THE JAIL INFIRMARY: ONE (1) LVN, (3) MEDICATION AIDES, AND (1) INFIRMARY CLERK. (YS-HEALTH DEPT.)

8. CONSIDERATION AND ACTION TO EXECUTE CONSTRUCTION CONTRACT WITH J.M. CONSTRUCTION, INC. FOR THE COMBES AREA COLONIA SANITARY SEWER PROJECT (TCDP CONTRACT NO. 722025). (FB-PD & M)
9. CONSIDERATION AND APPROVAL OF CHANGE ORDER NO. 1 TO CONSTRUCTION CONTRACT WITH J.M. CONSTRUCTION, INC. FOR THE COMBES AREA COLONIA SANITARY SEWER PROJECT. (TCDP CONTRACT NO. 722025). (FB-PD & M)
10. CONSIDERATION AND ACKNOWLEDGEMENT OF PERFORMANCE STATEMENT MODIFICATION NO. 1 TO TEXAS COMMUNITY DEVELOPMENT PROGRAM CONTRACT NO. 722025. (COMBES AREA SANITARY SEWER PROJECT). (FB-PD & M)
11. CONSIDERATION AND SELECTION OF A PLANNING PROJECT FOR APPLICATION TO THE 2004 TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA PLANNING FUND. (FB-PD & M)
12. CONSIDERATION AND SELECTION OF ONE OR MORE PROJECTS FOR APPLICATION TO THE 2004 TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA CONSTRUCTION FUND. (FB-PD & M)
13. CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE BROWNSVILLE PUBLIC UTILITY BOARD REGARDING UTILITY ADJUSTMENTS AND/OR RELOCATIONS AS PART OF THE COLONIA FUND PROGRAM IN CAMERON PARK. (PS-DEPT. OF TRANSPORTATION)
14. CONSIDERATION AND ACTION REGARDING NEGOTIATED LOCAL LAW ENFORCEMENT BLOCK GRANT AWARD AMOUNT FOR CAMERON COUNTY.(RG-COUNTY JUDGE)
15. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF LIONEL GALVAN DEPUTY CONSTABLES FOR PRECINCT 3 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT AND THAT THE APPOINTMENT IS VALID ONLY THROUGH THE END OF THE FISCAL YEAR IN WHICH THE APPOINTMENT IS MADE OR THE CURRENT TERM OF THE ELECTED CONSTABLE WHICH EVER ENDS SOONER. (MV-HUMAN RESOURCES)

**TRAVEL:**

16. 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. DISTRICT ATTORNEY'S OFFICE INVESTIGATOR, TO TRAVEL TO FORT WORTH, TX, ON 8/29-9/3/04, TO ATTEND A TNOA 2004 ANNUAL TRAINING CONFERENCE.

- B. ASSISTANT COUNTY AND DISTRICT ATTORNEY, TO TRAVEL TO GALVESTON, TX, ON 7/21-23/04, TO ATTEND "SUING AND DEFENDING GOVERNMENTAL ENTITIES" COURSE.
- C. COUNTY CLERK AND DEPUTY CLERK, TO TRAVEL TO HOUSTON, TX, ON 9/9-11/04, TO ATTEND THE "TEXAS COLLEGE OF PROBATE JUDGES-ANNUAL CONFERENCE 2004".
- D. COUNTY CLERK, TO TRAVEL TO AUSTIN, TX, ON 8/11-13/04, TO ATTEND THE "2004 ANNUAL CONFERENCE/PRE-LEGISLATIVE".
- E. HEALTH DEPARTMENT EMPLOYEES (2), TO TRAVEL TO LONGVIEW, TX, ON 8/1-4/04, TO ATTEND TEEX (TEXAS ENGINEERING EXTENSION SERVICE) SITE EVALUATOR'S COURSE ON ON-SITE SEWAGE FACILITIES (OSSF).
- F. PD & M EMPLOYEE, TO TRAVEL TO MERCEDES, TX, ON 7/14/04, TO ATTEND LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL PROFESSIONAL ADVISORY REVIEW PANEL MEETING.
- G. HUMAN RESOURCES EMPLOYEES (2), TO TRAVEL TO AUSTIN, TX, ON 8/17-20/04, TO ATTEND TEXAS WORKERS' COMPENSATION EDUCATIONAL CONFERENCE.

**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.

- 17. APPROVAL OF CLAIMS.
- 18. CONSIDERATION AND ACCEPTANCE OF 2004 LOCAL LAW ENFORCEMENT TERRORISM PREVENTION PROGRAM GRANT AWARD IN THE AMOUNT OF \$77,246. (TH-EMERGENCY MANAGEMENT)
- 19. CONSIDERATION AND ACCEPTANCE OF 2004 STATE HOMELAND SECURITY PROGRAM GRANT AWARD IN THE AMOUNT OF \$273,505. (TH-EMERGENCY MANAGEMENT)
- 20. CONSIDERATION AND APPROVAL OF AMENDMENTS TO THE TITLE V CONTRACTS TO BE EXTENDED UNTIL AUGUST 13, 2004 FOR THE FOLLOWING TEACHERS: JAVIER BARBOSA, REBECCA RASCO, OMAR HERNANDEZ, ELENA CISNEROS AND KEN ELM. (DJV-CIVIL)
- 21. CONSIDERATION AND AUTHORIZATION TO HIRE ONE (1) CLERK FOR THE INDIGENT HEALTH CARE PROGRAM. (YS-HEALTH DEPT.)

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22. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT AMENDED GRANT APPLICATION FOR THE PURCHASE OF JUVENILE ALTERNATIVE SERVICE TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR. (TR-JUVENILE PROBATION)
23. CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY AND SCOTT E. KEE, CHAIRMAN FOR THE RIDER REGATTA EVENT. (JM-PARK SYSTEM)
24. CONSIDERATION AND AUTHORIZATION TO AWARD BID FOR MEDICAL WASTE DISPOSAL COUNTY HEALTH DEPTS. TO STERICYCLE (ANNUAL BID #1965). (MF-PURCHASING)
25. CONSIDERATION AND AUTHORIZATION FOR STAFF TO REQUEST BIDS THE TRUCK LANE EXPANSION PROJECT AT THE VETERANS INTERNATIONAL BRIDGE AT LOS TOMATES.. (PS-DEPT. OF TRANSPORTATION)
26. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR CANO ESTATES SUBDIVISION NO. 3, PRECINCT 4, FOR UNBUILT WATER WELLS SYSTEMS AND SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
27. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR COLONY ESTATES SUBDIVISION, PRECINCT 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
28. CONSIDERATION AND APPROVAL OF TIME EXTENSION FOR PROVIDING WATER (WATER WELLS) AND SEWER FACILITIES (SEPTIC SYSTEMS) AT ALOE VERA SUBDIVISION, SECTION 1, PRECINCT 4. (PS-DEPT. OF TRANSPORTATION)
29. CONSIDERATION AND APPROVAL OF TIME EXTENSION FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT SAN CARLOS SOUTH SUBDIVISION, PRECINCT 3. (PS-DEPT. OF TRANSPORTATION)
30. CONSIDERATION AND APPROVAL OF TIME EXTENSION FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT MAGNOLIA ESTATES SUBDIVISION, PRECINCT 4. (PS-DEPT. OF TRANSPORTATION)
31. CONSIDERATION AND APPROVAL TO FILL POSITIONS OF ASSISTANT FOREMAN, EQUIPMENT OPERATOR AND ROAD CREWMAN IN THE PUBLIC WORKS DIVISION OF THE DEPARTMENT OF TRANSPORTATION. (PS-DEPT. OF TRANSPORTATION)
32. CONSIDERATION AND AUTHORIZATION TO RECLASSIFY POSITION OF ASSISTANT COUNTY ENGINEER TO ASSISTANT STAFF ENGINEER AND TO BE AUTHORIZED TO FILL VACANCY. (PS-DEPT. OF TRANSPORTATION)

33. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
- A. PRECINCT NO. 4- TAROS SUBDIVISION, A 24.88 (24.85 CALC.) ACRE TRACT OUT OF RICE TRACT SUBDIVISION, CAMERON COUNTY, TEXAS, AS PER MAP RECORDED IN VOLUME 7, PAGE 42 AND IN VOLUME 9, PAGE 3, MAP RECORDS CAMERON COUNTY, TEXAS AND BEING ALL OF BLOCK TWENTY-NINE (29), CONSISTING OF 17.21 ACRES AND 7.67 ACRES OUT OF BLOCK TWENTY-EIGHT (28), SAID 7.67 ACRES BEING ALL OF BLOCK 28, LESS 10 ACRES CONVEYED TO RICE FARMS INC., BY DEED RECORDED IN VOLUME 433, PAGE 1, DEED RECORDS, CAMERON COUNTY, TEXAS.
34. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
- A. PRECINCT NO. 2- C & G SUBDIVISION, BEING LOT TWENTY-FIVE (25), BLOCK A, OF THE BARREDA GARDENS, AS SHOWN ON MAP NO. 6 OF BARREDA GARDENS, RECORDED IN VOLUME 8, PAGE 95, MAP RECORDS OF CAMERON COUNTY, TEXAS.
- B. PRECINCT NO. 3- CUATRO ENCINOS SUBDIVISION, 2.90 ACRES BEING 1.16 ACRES OUT OF BLOCK 22 AND 1.74 ACRES OUT OF BLOCK 21 & 22, F. Z. BISHOP'S PALM SUBDIVISION, CAMERON COUNTY, TEXAS.

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

35. 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. AUTOMOBILE THEFT PREVENTION AUTHORITY EMPLOYEES (3), TO TRAVEL TO MISSION, TX, ON 8/2-6/04, TO ATTEND A 40 HR TRAINING COURSE GIVEN BY D.P.S. ON THE TEXAS LAW ENFORCEMENT TELECOMMUNICATIONS SYSTEM (T.L.E.T.S.).
- B. JUVENILE PROBATION EMPLOYEES (4), TO TRAVEL TO EDINBURG, TX, ON 7/23/04, TO ATTEND "OPERATION OUTREACH".
- C. HEALTH DEPARTMENT EMPLOYEES (6), TO TRAVEL TO TEMPLE, TX, ON 7/29-31/04, TO ATTEND A STATEWIDE CONFERENCE CONNECTING FAMILIES CARING FOR CHILDREN WITH DISABILITIES AND SPECIAL HEALTH CARE NEEDS.
- D. HEALTH DEPARTMENT EPIDEMIOLOGIST, TO TRAVEL TO CORPUS CHRISTI, TX, 08/2-3/04, TO ATTEND THE RADIATION SAFETY TRAINING.

**EXECUTIVE SESSION:**

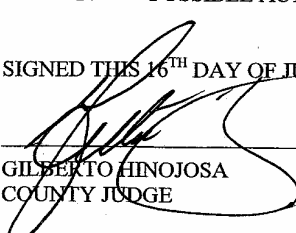
36. EXECUTIVE SESSION:

- A. DELIBERATION REGARDING REAL PROPERTY REGARDING AN OFFER TO PURCHASE LOTS 626 AND 627 BLOCK 24, COLONIA VICTORIA, FROM THE COUNTY PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- B. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE RFP #040401 – ISLA BLANCA PARK MASTER PLAN, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- C. DELIBERATION REGARDING REAL PROPERTY CONCERNING CONCESSION AND LEASES ON PROPERTY IN THE ISLA BLANCA PARK FOR A COUNTY ANNEX IN PORT ISABEL, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
- D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO THE DEMOLITION OF THE FORMER JEREMIAH'S RIVERSIDE CONCESSION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
- E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. FAULKNER, USA FORMERLY KNOWN AS LANDMARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(2).
- F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING THE CAMERON COUNTY DETENTION CENTERS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).

37. ACTION RELATIVE TO EXECUTIVE SESSION:

- A. POSSIBLE ACTION.
- B. POSSIBLE ACTION.
- C. POSSIBLE ACTION.
- D. POSSIBLE ACTION.
- E. POSSIBLE ACTION.
- F. POSSIBLE ACTION.

SIGNED THIS 16<sup>TH</sup> DAY OF JULY 2004.

  
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GILBERTO HINOJOSA  
COUNTY JUDGE