



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

REGULAR MEETING

The Cameron County Commissioners' Court will meet for a Regular Public Meeting on Tuesday, September 7, 2004, at 9:30 a.m. in the Courtroom on the 4th 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**

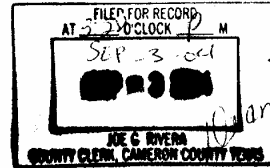
**David A. Garza
Commissioner, Pct. 3
(956) 361-8209**

**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 7th DAY OF SEPTEMBER 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 BY BOARD MEMBERS OF THE FOOD BANK REGARDING THE ECONOMIC IMPACT OF THE FOOD BANK OF THE RIO GRANDE VALLEY AND ITS MEMBER AGENCIES IN CAMERON COUNTY. (TD-FOOD BANK OF THE RGV)
3. PRESENTATION BY JOE SALAZAR, ENVIRONMENTAL HEALTH DIRECTOR, ON CAMERON COUNTY HEALTH DEPARTMENT ANIMAL SHELTER. (YS-HEALTH DEPT.)
4. PRESENTATION OF RESOLUTION HONORING PABLO COVARRUBIAS, JUVENILE PROBATION OFFICER, FOR SERVICE IN OPERATION IRAQI FREEDOM. (TR-JUVENILE PROBATION)

ITEMS FOR DISCUSSION AND ACTION:

5. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
6. DISCUSSION AND POSSIBLE ACTION REGARDING THE FISCAL YEAR 2004-2005 BUDGET. (XV-BUDGET OFFICER)
7. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE SETTING OF ELECTED OFFICIALS SALARIES FOR 2004-2005 FISCAL YEAR. (XV-BUDGET OFFICER)

8. CONSIDERATION AND ACTION REGARDING THE SETTING OF ELECTED OFFICIALS' COMPENSATION. (XV-BUDGET OFFICER)
9. CONSIDERATION AND APPROVAL OF RESOLUTION/ORDER AUTHORIZING THE IMPOSITION OF THE ADDITIONAL PENALTY AS PROVIDED BY TEXAS TAX CODE §§33.07 AND 33.08. (COMM. COURT)
10. CONSIDERATION AND APPROVAL OF CONTRACT RENEWAL WITH LINEBARGER GOGGAN BLAIR & SAMPSON. (COMM. COURT)
11. CONSIDERATION AND APPROVAL TO PURCHASE THREE OFFICE CHAIRS FOR COUNTY VETERANS OFFICE. (SS-VETERANS DEPT.)
12. CONSIDERATION AND POSSIBLE ADOPTION OF INTER-LOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE FOLLOWING GOVERNMENTAL BODIES FOR THE PROVISION OF INTER-OPERABLE PUBLIC SAFETY RADIO COMMUNICATIONS THROUGHOUT CAMERON COUNTY: BROWNSVILLE IDS, CITY OF COMBES, TOWN OF INDIAN LAKE, CITY OF LA FERIA, TOWN OF LAGUNA VISTA, CITY OF LOS FRESNOS, LOS FRESNOS ISD, CITY OF PALM VALLEY, CITY OF PORT ISABEL, POINT ISABEL ISD, CITY OF PRIMERA, TOWN OF RANCHO VIEJO, CITY OF RIO HONDO, RIO HONDO ISD, SAN BENITO ISD, CITY OF SANTA ROSA, SANTA ROSA ISD, TOWN OF SOUTH PADRE ISLAND AND TEXAS STATE TECHNICAL COLLEGE. (TH-EMERGENCY MANAGEMENT)

TRAVEL:

13. 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 CLERK AND DEPUTY DISTRICT CLERK, TO TRAVEL TO AUSTIN, TX, ON 9/15-16/04, TO ATTEND THE TEXAS DISTRICT COURT ALLIANCE.
 - B. PD & M EMPLOYEES (2), TO TRAVEL TO MERCEDES, TX, ON 9/9/04, TO ATTEND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL SOLID WASTE ADVISORY COMMITTEE MEETING.
 - C. PD & M CD COORDINATOR, TO TRAVEL TO MERCEDES, TX, ON 9/8/04, TO ATTEND LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL PROFESSIONAL ADVISORY REVIEW PANEL MEETING.
 - D. VETERANS OFFICE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 9/20-24/04, TO ATTEND THE 57TH ANNUAL STATEWIDE CONFERENCE FOR VETERANS SERVICE OFFICERS.
 - E. HEALTH DEPARTMENT ANIMAL CONTROL SUPERVISOR AND OFFICER, TO TRAVEL TO DENTON, TX, ON 9/10-11/04, TO PICK UP ONE (1) ANIMAL TRANSPORTER AND SIX (6) STAINLESS STEEL CAT KENNELS DONATED BY THE CITY OF DENTON POLICE DEPARTMENT ANIMAL SERVICES UNIT.

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.

14. APPROVAL OF CLAIMS.
15. CONSIDERATION AND APPOINTMENT OF HUGH EMERSON TO THE CAMERON COUNTY HOUSING FINANCE CORPORATION. (GH-COUNTY JUDGE)
16. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON AND CAMERON COUNTY TO PROVIDE INDIGENT HEALTH CARE SERVICES. (YS-HEALTH DEPT.)
17. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH ALFREDO PADILLA TO PROVIDE LEGAL REPRESENTATION TO INDIGENT DEFENDANTS OF THE 138TH DISTRICT COURT. (RG-138TH DISTRICT COURT)
18. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES AGREEMENT WITH: ANTHONY TROIANI, LEONARDO RINCONES AND DANIEL SANCHEZ TO PROVIDE REPRESENTATION FOR THE INDIGENT DEFENDANTS FOR THE 357TH DISTRICT COURT. (LA-357TH DISTRICT COURT)
19. CONSIDERATION AND AWARD OF BID #1477-12 LEASE FOR FARMING OF COUNTY OWNED LAND TO MATHERS FAMILY PARTNERSHIP (APPROXIMATELY 30.800 ACRES KNOWN AS ABSTRACT - 2 UNSUBDIVIDED SHARE 6, TRACT 4) SUBJECT TO CONTRACT APPROVAL BY COMMISSIONERS' COURT. (DW-CIVIL)
20. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/RFQ FOR: (MF-PURCHASING)
 - A. ELEVATOR MAINTENANCE & REPAIRS - ANNUAL BID #1380 TO SCHINDLER ELEVATOR SUBJECT TO CONTRACT APPROVAL BY COMMISSIONERS' COURT.
21. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/RFQ FOR: (MF-PURCHASING)
 - A. DRUG & ALCOHOL TESTING - EMPLOYEES - ANNUAL RFP #1475-1 TO WELL CARE MEDICAL
22. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/RFQ FOR: (MF-PURCHASING)
 - A. BUILDING: AIR CONDITIONER PARTS, SUPPLIES, REFRIGERANTS - ANNUAL BID #1998 TO BAKER DIST.
23. CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S FOR ONE (1) ADDITIONAL YEAR: (MF-PURCHASING)
 - A. SAFETY SHOES - ANNUAL BID #2620 TO RED WING SHOES

- B. TELEVISION BROADCASTING OF COMMISSIONERS' COURT MEETINGS - ANNUAL RFP #1830-020401 TO KMBH TV 60
 - C. FOOD: CORN TORTILLAS - ANNUAL BID #2240 TO NANCY TORTILLAS
24. CONSIDERATION AND APPROVAL TO FILL POSITION OF PERMIT CLERK IN THE BUILDING INSPECTION DIVISION OF THE DEPARTMENT OF TRANSPORTATION. (PS-DEPT. OF TRANSPORTATION)
 25. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR MERETT SUBDIVISION, PRECINCT 3, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
 26. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR PUERTA DEL CIELO SUBDIVISION, PHASE TWO, PRECINCT 2, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
 27. CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT 2- C & G SUBDIVISION, BEING ALL OF LOT 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.
 28. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT 1- GONZALO GARCIA SUBDIVISION, BEING 1.117 ACRES OUT OF PART OF LOT 3, BLOCK 102 EL JARDIN RE-SUBDIVISION RECORDED IN VOLUME 4, PAGE 48, MAP RECORDS OF CAMERON COUNTY, TEXAS IN SHARE 29, ESPIRITU SANTO GRANT, CAMERON COUNTY, TEXAS.
 - B. PRECINCT 1- OCELOT GROVE SUBDIVISION, SECTION I, BEING 28.760 ACRES, COMPRISED OF 1.073 ACRE OUT OF LOT 2, BLOCK 203, 13.750 ACRES OUT OF LOT 1, BLOCK 303 AND 13.937 ACRES OUT OF LOT 2, BLOCK 303, EL JARDIN SUBDIVISION RECORDED IN VOLUME 4, PAGE 48, MAP RECORDS OF CAMERON COUNTY, TEXAS OF SHARE 29, 30, 31 AND 25, ESPIRITU SANTO GRANT, CAMERON COUNTY, TEXAS.

TRAVEL (NO DIRECT COST TO GENERAL FUND):

29. 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 EMPLOYEE, TO TRAVEL TO SOUTH PADRE ISLAND, TX, ON 9/22-24/04, TO ATTEND THE TEXAS DISTRICT & COUNTIES ASSOCIATION ANNUAL BOARD MEMBER MEETING AND TDCAA ANNUAL CRIMINAL AND CIVIL LAW UPDATE.
- B. DRUG ENFORCEMENT TASK FORCE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 8/12-13/04, TO ATTEND TRAINING FOR THE PREPARATION AND SUBMISSION OF PERFORMANCE MEASURES.
- C. DRUG ENFORCEMENT TASK FORCE EMPLOYEES (2), TO TRAVEL TO AUSTIN, TX, ON 9/19-24/04, TO ATTEND CLERIS V3.0 BASIC TRAINING.
- D. DRUG ENFORCEMENT TASK FORCE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 9/7-8/04, TO ATTEND A STAFF MEETING FOR ALL CAPTAINS AND COMMANDERS OF THE TEXAS DEPT. OF PUBLIC SAFETY.
- E. JUVENILE PROBATION EMPLOYEES (2), TO TRAVEL TO MCALLEN, TX, ON 9/28/04, TO ATTEND "HOW TO EXCEL AT THE FRONT DESK".
- F. HEALTH DEPARTMENT INFIRMARY LVNS (3), TO TRAVEL TO RIO GRANDE CITY, TX, ON 8/31/04, TO ATTEND TRAINING ON TUBERCULOSIS IN THE CORRECTIONAL SETTINGS.
- G. HEALTH DEPARTMENT EPIDEMIOLOGIST, TO TRAVEL TO WESLACO, TX, ON 9/17/04, TO ATTEND THE 10TH ANNUAL EDUCATION CONFERENCE "EMERGING INFECTION CONTROL ISSUES IN HEALTH CARE".

EXECUTIVE SESSION:

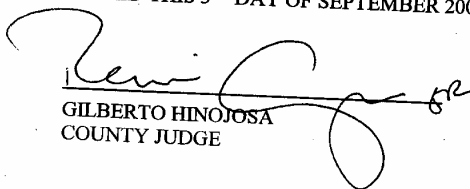
- 30. EXECUTIVE SESSION:
 - A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. BOBO CONSTRUCTION COMPANY IN THE 404TH DISTRICT COURT; CAUSE NO. 2002-05-2015-G, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
 - B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ENEDINA "ANNIE" BARRERA VS. YOLANDA DE LEON, INDIVIDUALLY AND IN HER OFFICIAL CAPACITY AS THE DISTRICT ATTORNEY OF CAMERON COUNTY, TEXAS AND CAMERON COUNTY, TEXAS; CIVIL CAUSE NO. B-04-155, FOR DISCUSSION AND AUTHORITY TO REPRESENT THE COUNTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A).
 - C. DELIBERATION REGARDING REAL PROPERTY CONCERNING: THE POSSIBLE DONATION TO CAMERON COUNTY OF LAND KNOWN AS ABST-2 PADRE VALLEY ESTATES LOT 37, BLK 10, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - D. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE SALE OF CERTAIN COUNTY PROPERTY AT THE FREE TRADE BRIDGE AT LOS INDIOS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

- E. DELIBERATION REGARDING REAL PROPERTY CONCERNING POSSIBLE CONCESSION OF ISLA BLANCA PARK PROPERTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- F. 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).
- G. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING THE CAMERON COUNTY DETENTION CENTERS AND THE CAMERON COUNTY SHERIFF'S ADMINISTRATION BUILDING, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).

31. ACTION RELATIVE TO EXECUTIVE SESSION:

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

SIGNED THIS 3RD DAY OF SEPTEMBER 2004.


GILBERTO HINOJOSA
COUNTY JUDGE