



**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, October 5, 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

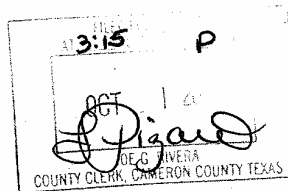
David A. Garza
Commissioner, Pct. 3
(956) 361-8209

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 5TH DAY OF OCTOBER 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 TRANSPORTATION DEPARTMENT DIRECTOR REGARDING THE EXPANSION OF THE TRUCK LANES AT THE VETERAN'S INTERNATIONAL BRIDGE AT LOS TOMATES. (JW- COMM. PRECINCT 2)
3. PRESENTATION BY HUMAN RESOURCES DEPARTMENT REGARDING THE CAMERON COUNTY YEARLY HEALTH FAIR AND WELLNESS PROGRAM WEDNESDAY OCTOBER 27, 2004 AT THE SAN BENITO COMMUNITY BUILDING SAN BENITO AND THURSDAY OCTOBER 28, 2004 AT THE CENTRAL JURY ROOM BROWNSVILLE. (MV-HUMAN RESOURCES)

ITEMS FOR DISCUSSION AND ACTION:

4. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
5. APPROVAL OF MINUTES FOR:
 - A. AUGUST 10, 2004-REGULAR MEETING
6. CONSIDERATION AND DISCUSSION TO RESOLVE SALARY SCHEDULE SLOT TRANSFER. (RR-SHERIFF DEPT.)

7. CONSIDERATION AND POSSIBLE APPROVAL OF INTERLOCAL AGREEMENT WITH THE RIO HONDO INDEPENDENT SCHOOL DISTRICT TO PROVIDE FUNDS FOR AN ADDITIONAL AIDE AT THE COMMUNITY LEARNING CENTER. (ET-COMM. PRECINCT 4)
8. CONSIDERATION AND AUTHORIZATION TO OFFER OFFICE SPACE AND ADMINISTRATIVE SUPPORT TO THE VALLEY HEALTH SERVICE DISTRICT. (YS-HEALTH DEPT.)
9. CONSIDERATION AND POSSIBLE ACTION REGARDING PORT ISABEL POLICE DEPARTMENT REQUESTING PERMISSION TO CONNECT TO THE REFLECTIONS PROGRAM. (RJ-COMPUTER CENTER)
10. CONSIDERATION AND POSSIBLE ADOPTION OF THE 2003 INTERNATIONAL FIRE CODE. (TH-EMERGENCY MANAGEMENT)
11. CONSIDERATION AND APPROVAL OF RESOLUTION REGARDING THE H2B VISA PROGRAM AS RELATES TO THE SHRIMPING INDUSTRY. (GH-COUNTY JUDGE)
12. CONSIDERATION AND AUTHORIZATION TO REIMBURSE ALEJANDRO SANCHEZ FOR THE PREPARATION COURSE FOR HIS PROFESSIONAL ENGINEERING EXAM. (PS-DEPT. OF TRANSPORTATION)

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.

13. APPROVAL OF CLAIMS.
14. CONSIDERATION AND POSSIBLE APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN CAMERON COUNTY AND THE WILSON/PRIMERA UNIT-BOYS AND GIRLS CLUB OF HARLINGEN. (ET-COMM. PRECINCT 4)
15. CONSIDERATION AND REAPPOINTMENT OF MARGARET E. RIVERA TO CAMERON COUNTY HOUSING FINANCE CORPORATION. (GH-COUNTY JUDGE)
16. CONSIDERATION AND APPROVAL OF PURCHASE WITHOUT A PURCHASE ORDER IN THE AMOUNT OF \$6,926.96 FOR OPTICAL SCANNER CODING, TECHNICAL SUPPORT AND LABEL PRINT PROGRAM FOR THE MARCH PRIMARY AND RUNOFF ELECTION. (RO-ELECTIONS DEPT.)
17. CONSIDERATION AND AUTHORIZATION TO EXECUTE AGREEMENT WITH AWSI INDUSTRIES SUMMIT, FOR THE USE OF COUNTY PARK PROPERTY (ANDY BOWIE PARK), DURING THE OCTOBER 18-26, 2004 KITEBOARDING EVENT. (JM-PARK SYSTEM)

18. CONSIDERATION AND AUTHORIZATION TO ALLOW THE PARK SYSTEM TO SOLICIT PROPOSAL AND CONTINUE NEGOTIATIONS WITH JAMAIL CONSTRUCTION THROUGH THE TASB REGION II BUY BOARD IN LIEU OF THE NORMAL PROCUREMENT PROCEDURES FOR THE BROWNE ROAD REGIONAL PARK. (JM-PARK SYSTEM)
19. CONSIDERATION AND AUTHORIZATION FOR CAMERON COUNTY HEALTH DEPARTMENT TO SUBMIT THE FY 2005 GRANT APPLICATION AND WORK PLAN FOR LOCAL PUBLIC HEALTH PREPAREDNESS TO THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS). (YS-HEALTH DEPT.)
20. CONSIDERATION AND APPROVAL OF TWO (2) CELLULAR PHONES AND SERVICE FOR THE CAMERON COUNTY HEALTH DEPARTMENT TUBERCULOSIS PROGRAM. (YS-HEALTH DEPT.)
21. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY AND DEPARTMENT OF STATE HEALTH SERVICES TO PROVIDE WOMEN, INFANTS, AND CHILDREN (WIC) PROGRAM SERVICES. (YS-HEALTH DEPT.)
22. CONSIDERATION AND APPROVAL OF AN ARCHITECTURAL SERVICES AGREEMENT BETWEEN CAMERON COUNTY AND JOSEPH SANTOPETRO FOR THE LEVI'S BUILDING. (PS-DEPT. OF TRANSPORTATION)
23. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF HUMBERTO BARRERA FOR RESERVE DEPUTY CONSTABLE FOR PRECINCT #1 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE RESERVE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATE 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)
24. REQUEST FOR AUTHORIZATION FOR LIFE-RE IRC SECTION 125 CONTINUATION FOR OCTOBER 1, 2004. (EMPLOYEE PURCHASE DENTAL AND VISION PLAN) (MV-HUMAN RESOURCES)
25. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/ RFQ FOR: (MF-PURCHASING)
 - A. SIGNS, POSTS, MISC. ROAD – ANNUAL BID #2630
26. CONSIDERATION AND APPROVAL OF TIME EXTENSION FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT LA RESACA COUNTRY ESTATES SUBDIVISION, PHASE I, PRECINCT 3. (PS-DEPT. OF TRANSPORTATION)
27. CONSIDERATION AND APPROVAL OF TIME EXTENSION FOR PROVIDING WATER AND SEWER FACILITIES (WATER WELLS & SEPTIC SYSTEMS) AT SANTA ROSA GARDENS SUBDIVISION, PRECINCT 4. (PS-DEPT. OF TRANSPORTATION)

28. CONSIDERATION AND APPROVAL OF TIME EXTENSION FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT WEBSTER SUBDIVISION, PRECINCT 4. (PS-DEPT. OF TRANSPORTATION)
29. CONSIDERATION AND AUTHORIZATION TO RE-BID THE CAMERON PARK ROAD & DRAINAGE IMPROVEMENT PROJECT THROUGH THE BORDERS COLONIA ACCESS PROGRAM. (PS-DEPT. OF TRANSPORTATION)
30. CONSIDERATION AND AUTHORIZATION TO PROVIDE MOBILE PHONES AND SERVICE FOR THE STAFF ENGINEER AND ASSISTANT STAFF ENGINEER. (PS-DEPT. OF TRANSPORTATION)

TRAVEL:

31. 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. COUNTY JUDGE EMPLOYEE, TO TRAVEL TO SAN ANTONIO, TX, ON 10/8/04, TO ATTEND THE TEXAS BORDER INFRASTRUCTURE COALITION MEETING.
 - B. CONSTABLE PRECINCT 2 EMPLOYEES (2), TO TRAVEL TO PLANO, TX, ON 10/24-27/04, TO ATTEND CIVIL PROCESS SEMINAR.
 - C. PLANNING DEVELOPMENT & MANAGEMENT EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 10/11-13/04, TO ATTEND MANDATORY HOME PROGRAM IMPLEMENTATION WORKSHOP.
 - D. COUNTY FEDERAL DIVISION EMPLOYEES (2), TO TRAVEL TO PATZCUARO, MICHOACAN, MEXICO, ON 10/17-23/04, TO ATTEND THE XI SEMINARIO-TALLER NACIONAL DE FORMACION EN EDUCACION PARA JOVENES Y ADULTOS.
 - E. HEALTH DEPARTMENT EPIDEMIOLOGIST, TO TRAVEL TO LEON, GUANAJUATO, ON 10/10-13/04, TO ATTEND THE BINATIONAL HEALTH AND BINATIONAL FORUM ON PUBLIC POLICIES REGARDING HEALTH AND MIGRATION.
 - F. HEALTH DEPARTMENT EMPLOYEES (18), TO TRAVEL TO WESLACO, TX, ON 10/23/04, TO ATTEND A BIOTERRORISM TRAINING FOR NURSES AND OTHER HEALTH CARE PROVIDERS.
 - G. CAMERON COUNTY AND WILLACY COUNTIES SELF-HELP CENTER COLONIA RESIDENT ADVISOR COMMITTEE MEMBERS (2), TO TRAVEL TO LAREDO, TX, ON 10/1/04, TO ATTEND SELF-HELP CENTER ADVISORY COMMITTEE MEETING.

EXECUTIVE SESSION:

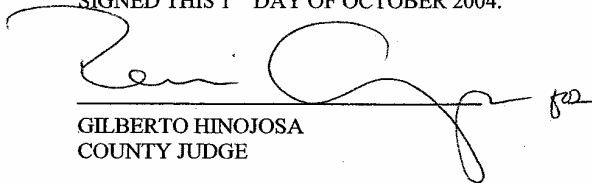
32. EXECUTIVE SESSION:

- A. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE CURRENT TERMS OF CONCESSION WITH COSTA RICA BAR & GRILL, PURSUANT TO V.T.C.A. GOVERNMENT CODE 551.071 (2).
- B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE DANCY BUILDING PARKING LOT ON 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) & 551.071(A).
- C. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CLAIM OF ROBERT LOPEZ AND POSSIBLE LITIGATION/SETTLEMENT REGARDING SAID CLAIM, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)(B) & 2.
- D. 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).
- 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 CAMERON COUNTY VS. FIRST NATIONAL BANK OF EDINBURG; CAUSE NO. 2001-08-3600-G IN THE 404TH DISTRICT COURT, FOR DISCUSSION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).

33. 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 1ST DAY OF OCTOBER 2004.



GILBERTO HINOJOSA
COUNTY JUDGE