



**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 12, 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

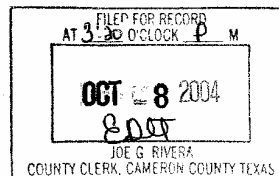
David A. Garza
Commissioner, Pct. 3
(956) 361-8209

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 12TH 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 OF THE FOURTH QUARTER REPORTS FOR THE INTERNATIONAL BRIDGE SYSTEM. (PS-DEPT. OF TRANSPORTATION)

ITEMS FOR DISCUSSION AND ACTION:

3. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
4. APPROVAL OF MINUTES FOR:
 - A. AUGUST 10, 2004-REGULAR MEETING
5. CONSIDERATION AND POSSIBLE ACTION REGARDING LEVI'S BUILDING AND THE VEHICLE MAINTENANCE BUILDING PRESENTATION BY JOSEPH SANTOPELRO. (COMM. COURT)
6. CONSIDERATION AND POSSIBLE APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN CAMERON COUNTY AND THE CITY OF RIO HONDO CONCERNING THE RIO HONDO CITY PARK. (GH-COUNTY JUDGE)

7. CONSIDERATION AND SELECTION OF ONE OR MORE PROJECTS FOR APPLICATION TO THE 2005 TEXAS COMMUNITY DEVELOPMENT PROGRAM COMMUNITY DEVELOPMENT FUND. (FB-PD & M)
8. CONSIDERATION AND AUTHORIZATION TO RECLASSIFY A POSITION IN ACCOUNT 100-4990, SLOT NUMBER 02 AS CHIEF DEPUTY OF INVESTIGATIONS/MOTOR VEHICLE DIVISION, INCREASE SLOT NUMBER 41, AND ASSUME AUTO ALLOWANCE INTO SALARIES FOR SLOTS 3 AND 4. (TY-TAX ASSESSOR-COLLECTOR)
9. CONSIDERATION AND AUTHORIZATION TO ENTER INTO CONTRACT NEGOTIATIONS WITH FIRM AS SELECTED BY COMMISSIONERS COURT FOR CARRIZALES - RUCKER DETENTION CENTER & SHERIFF'S OFFICE BUILDING ARCHITECTURAL/ENGINEERING SERVICES FOR REMEDIATION, RECONSTRUCTION & SECURITY - RFQ #040902. (MF-PURCHASING)
10. CONSIDERATION AND AUTHORIZATION TO ACCEPT THE FATHER JOSEPH O'BRIEN HEALTH CLINIC AS SUBSTANTIALLY COMPLETE. (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.

11. APPROVAL OF CLAIMS.
12. CONSIDERATION AND APPROVAL OF PROCLAMATION DECLARING NOVEMBER 2004 AS "HOME HEALTH CARE AND HOSPICE MONTH" IN CAMERON COUNTY. (COMM. COURT)
13. CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING MS. CINDY VELA ON THE OCCASION OF HER SELECTION AS "MISS CAMERON COUNTY". (COMM. COURT)
14. CONSIDERATION AND POSSIBLE APPROVAL OF INTERLOCAL AGREEMENT WITH THE CITY OF RIO HONDO TO ALLOW THE COUNTY THE USE OF ITS COMMUNITY CENTER LOCATED AT RIO HONDO CITY PARK FOR A COMMUNITY LEARNING CENTER. (GH-COUNTY JUDGE)
15. CONSIDERATION AND AUTHORIZATION TO AMEND THE SIGNATURES ON THE FOLLOWING ACCOUNTS: CAMERON COUNTY, CAMERON COUNTY DISTRICT ATTORNEY, RESTITUTION TRUST ACCOUNT, ACCOUNT NO. 66501016; CAMERON COUNTY, CAMERON COUNTY DISTRICT ATTORNEY, EMERGENCY IMPREST ACCOUNT, ACCOUNT NO. 66501067. (EG-TREASURER)

16. CONSIDERATION AND AUTHORIZATION TO APPROVE BEACH FRONT CONSTRUCTION CERTIFICATE AND DUNE PROTECTION PERMIT FOR OCEAN TOWERS SPI DEVELOPMENT, ON EAST PORTION OF TRACT 20, PADRE ESTATES. (JM-PARK SYSTEM)
17. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING CAMERON COUNTY TO APPLY FOR AN INDIGENT DEFENSE FORMULA GRANT FROM THE TEXAS TASK FORCE ON INDIGENT DEFENSE. (FB-PD & M)
18. CONSIDERATION AND APPROVAL FOR CAMERON COUNTY AUDITOR'S STAFF TO ATTEND 59TH TEXAS COUNTY AUDITOR'S ANNUAL CONFERENCE. (MY-AUDITOR)
19. CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY HEALTH DEPARTMENT AND THE SOUTH TEXAS CHAPTER OF THE AMERICAN RED CROSS. (YS-HEALTH DEPT.)
20. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)
 - A. LINEN: MATTRESSES & PADS, BLANKETS, TOWELS, MISC. – ANNUAL BID #2360 TO BOB BARKER FOR MATTRESSES, TO I.C.S. FOR MATTRESS COVERS, TO I.C.S. FOR BLANKETS, TO I.C.S. FOR TOWELS, TO I.C.S. FOR PILLOWS AND TO I.C.S. FOR SHEETS.
21. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)
 - A. OFFICE, COMPUTER, TONER SUPPLIES – ANNUAL BID #2440
22. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)
 - A. SIGNS, POST & MISC. FOR ROADS – ANNUAL BID #2630
23. CONSIDERATION AND AUTHORIZATION TO PROVIDE MOBILE PHONE AND SERVICE FOR THE COMPUTER TECHNICIAN FOR THE INTERNATIONAL BRIDGE SYSTEM. (PS-DEPT. OF TRANSPORTATION)
24. CONSIDERATION AND AUTHORIZATION TO APPLY WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AS AN ECONOMICALLY DISADVANTAGED COUNTY (EDC) FOR THE REPLACEMENT OF A BRIDGE AT CR 540 (NORMAN ROAD) IN THE PRECINCT 4 AREA. (PS-DEPT. OF TRANSPORTATION)
25. CONSIDERATION AND AUTHORIZATION TO APPLY WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AS AN ECONOMICALLY DISADVANTAGED COUNTY (EDC) FOR THE REPLACEMENT OF A BRIDGE AT CR 536 (GRACIA ROAD) IN THE PRECINCT 4 AREA. (PS-DEPT. OF TRANSPORTATION)

26. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT NO. 3- DEL REY ESTATES SUBDIVISION, BEING 2.636 ACRES OF LAND OUT OF BLOCK 15 & 16, COLE TRACT SUBDIVISION, CAMERON COUNTY, TEXAS.
27. CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT NO. 2- PINWOOD NO. 2 SUBDIVISION, BEING 9.658 ACRES OF LAND, COMPRISED OF 6.402 ACRES POUT OF BLOCK 6 AND 3.256 ACRES OUT OF BLOCK 7, OF THE EL JARDIN HEIGHTS SUBDIVISION IN SHARE 22, ACCORDING TO MAP RECORDED IN VOLUME 5, PAGE 48, OF THE MAP OF CAMERON COUNTY, TEXAS.
28. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM OCTOBER 3, 2004 TO OCTOBER 3, 2005 FOR PROVIDING WATER AND SEWER FACILITIES (WATER WELLS TREATMENT SYSTEMS & SEPTIC SYSTEMS) AT C & S RODRIGUEZ SUBDIVISION, PRECINCT 4. (PS-DEPT. OF TRANSPORTATION)
29. CONSIDERATION AND AUTHORIZATION TO CLOSE LOOP ROAD BRIDGE LOCATED NORTH OF BAY VIEW AND OFF TED HUNT ROAD IN THE PRECINCT 3 AREA. (PS-DEPT. OF TRANSPORTATION)

TRAVEL:

30. 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 5, PLACE 2, TO TRAVEL TO CORPUS CHRISTI, TX, ON 11/15-18/04, TO ATTEND 20 HOURS JUSTICE OF THE PEACE SEMINAR TRAINING.
 - B. COUNTY TREASURER, TO TRAVEL TO HOUSTON, TX, ON 11/18-19/04, TO ATTEND THE "2004 TEXAS PUBLIC FUNDS INVESTMENT CONFERENCE.
 - C. COMMISSIONER PRECINCT 4, TO TRAVEL TO AUSTIN, TX, ON 11/16-17/04, TO ATTEND THE TEXAS BORDER INFRASTRUCTURE COALITION 2004 LEGISLATIVE BRIEFING.
 - D. COMMISSIONER PRECINCT 3, COMMISSIONER PRECINCT 4 AND DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO WASHINGTON, D.C., ON 10/13-14/04, TO MEET WITH OFFICIALS REGARDING THE NORTH RAIL RELOCATION PROJECT.


- E. TAX ASSESSOR-COLLECTOR AND CHIEF DEPUTY, TO TRAVEL TO AUSTIN, TX, ON 10/17-19/04, TO ATTEND THE "LBJ SCHOOL CONFERENCE AND TRAINING, STATE COMPTROLLER'S PROPERTY TAX DIVISION'S 26TH ANNUAL CONFERENCE".
- F. AUTOMOBILE CRIMES ENFORCEMENT TASK FORCE INVESTIGATORS (2), TO TRAVEL TO LUBBOCK, TX, ON 10/25-29/04, TO ATTEND THE "TEXAS ASSOCIATION OF VEHICLE THEFT INVESTIGATORS 2004 ANNUAL TRAINING CONFERENCE".
- G. COUNTY CLERK AND DEPUTY CLERKS (3), TO TRAVEL TO LAKEWAY, TX, ON 11/11-12/04, TO ATTEND THE "ANNUAL TRAINING WORKSHOP FOR COLLECTING COURT FINES AND FEES".
- H. JUVENILE PROBATION EMPLOYEES (2), TO TRAVEL TO AUSTIN, TX, ON 10/18-20/04, TO ATTEND "SPECIAL PROGRAMS CONTRACT AND CASE PLANNING TRAINING".
- I. JUVENILE PROBATION EMPLOYEES (4), TO TRAVEL TO LAREDO, TX, ON 10/18-22/04, TO ATTEND "TEXAS JUVENILE PROBATION COMMISSION MOCK AUDIT OF PROBATION FILES".
- J. PD & M EMPLOYEES (2), TO TRAVEL TO FALFURRIAS, TX, ON 10/14/04, TO ATTEND THE OFFICE RURAL COMMUNITY AFFAIRS 2004 IMPLEMENTATION MANUAL SMALL GROUP TRAINING WORKSHOP.
- K. HEALTH INSPECTOR, TO TRAVEL TO WESLACO, TX, ON 10/19-20/04, TO ATTEND TEEEX (TEXAS ENGINEERING EXTENSION SERVICE) INSTALLER I COURSE ON ON-SITE SEWAGE FACILITIES (OSSF).
- L. HEALTH DEPARTMENT EMPLOYEES (92), TO TRAVEL TO NEW ORLEANS, LA, ON 11/12-17/04, TO ATTEND THE ANNUAL NATIONAL CONFERENCE ON CORRECTIONAL HEALTH CARE.

EXECUTIVE SESSION:

- 31. EXECUTIVE SESSION:
 - A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ) DOCKET NO. 2002-1339-MLM-E, FOR POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(B).
 - B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING THE DEL MAR HEIGHTS BUYOUT PROPERTIES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - C. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING RENE A. GOSSER VS. CAMERON COUNTY IN THE 107TH DISTRICT COURT; CAUSE NO. 2003-08-4129-A, TO DISCUSS STATUS AND POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(B).

- D. 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 CONFLICTS WITH THE OPEN MEETINGS ACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2) & 551.071(A).
 - E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING VICENTA CANTU; FELIX R. MUNOZ, RUTH WEAVER AND DIAMANTINA ALVARADO VS. CAMERON COUNTY AND TONY YZAGUIRRE, JR.; CIVIL ACTION NO. B-03-096 IN THE UNITED STATES DISTRICT COURT, FOR DISCUSSION OF STATUS OF CASE AND SETTLEMENT OFFER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(B)&(2).
 - F. 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).
 - G. 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).
 - H. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACCEPTANCE OF PROPERTY IN ARROYO CITY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - I. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CLAIM OF CRAIG ATCHISON, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071.
32. 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.
 - H. POSSIBLE ACTION.
 - I. POSSIBLE ACTION.

SIGNED THIS 8th DAY OF OCTOBER 2004.



GILBERTO HINOJOSA
COUNTY JUDGE