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Cameron County

On: Nov 05, 2004 at 03:13P

By,
Diana Vasquez



**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, November 9, 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.

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NOTICE

COMMISSIONERS' COURT REGULAR MEETING

TUESDAY, THE 9TH DAY OF NOVEMBER 2004 AT 9:30 A.M.

AGENDA

PURSUANT TO GOVERNMENT CODE SECTION 551.041, V.T.C.A., 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. SEPTEMBER 14, 2004-REGULAR MEETING
4. REQUEST FOR A REPORT FROM CAMERON COUNTY ELECTION'S ADMINISTRATOR, ROGER ORTIZ CONCERNING DELAYS DURING ELECTION DAY BALLOT COUNTS FOR THE NOVEMBER 2, 2004 GENERAL ELECTION. (DG- COMM. PRECINCT 3)
5. PRESENTATION AND CERTIFICATION BY THE COUNTY AUDITOR OF THE REVENUES FOR THE CAMERON COUNTY'S OPERATING BUDGETS FOR FUNDS 000 THROUGH 960 FOR FY 2005. (EXCLUDING THOSE GRANT FUNDS CERTIFIED THROUGH OTHER ACTIONS) (MY-AUDITOR)
6. CONSIDERATION AND AUTHORIZATION TO APPOINT AND REAPPOINT MEMBERS TO THE DUNE PROTECTION ADVISORY COMMITTEE. (JM-PARK SYSTEM)
7. DISCUSSION AND SELECTION OF TCDRS (RETIREMENT SYSTEM) PLAN FOR CAMERON COUNTY EMPLOYEES FOR THE CALENDAR YEAR 2005. (MY-AUDITOR)

8. CONSIDERATION AND APPROVAL OF AGREEMENT WITH CHEMICAL RESPONSE AND REMEDIATION CONTRACTORS, INC., FOR MONTHLY MOLD INSPECTIONS AT THE DANCY BUILDING. (FB-PD & M)
9. CONSIDERATION AND APPROVAL OF ADVANCE FUNDING AGREEMENT BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF TRANSPORTATION ON THE WEST RAIL PROJECT. (PS-DEPT. OF TRANSPORTATION)
10. CONSIDERATION AND APPROVAL TO UPGRADE THE TOLL COLLECTION SYSTEM AT THE INTERNATIONAL BRIDGE SYSTEM. (PS-DEPT. OF TRANSPORTATION)
11. CONSIDERATION AND POSSIBLE ACTION REGARDING REQUEST BY RIO GRANDE VALLEY HEALTH SERVICES DISTRICT FOR CAMERON COUNTY TO ACT AS FISCAL AGENT FOR THE DISTRICT. (RG-COUNTY JUDGE)
12. CONSIDERATION AND POSSIBLE ACTION REGARDING AN AGREEMENT BETWEEN CAMERON COUNTY AND SOUTH TEXAS COMMUNICATIONS REGARDING THE INTER-OPERABLE PUBLIC SAFETY RADIO COMMUNICATIONS SYSTEM. (RG-COUNTY JUDGE)

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 ADOPTION OF A RESOLUTION RECOGNIZING H.E.B. FOR THEIR 100TH ANNIVERSARY AND 15 YEARS OF HELPING CAMERON COUNTY AND CITY OF BROWNSVILLE IN THE FEAST OF SHARING. (PB- COMM. PRECINCT 1)
15. CONSIDERATION AND AUTHORIZATION TO ENTER INTO AN ON-SITE TECHNICAL SUPPORT CONTRACT WITH PRESIDIO CORP. UTILIZING STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES INTER-LOCAL COOPERATIVE PURCHASING AGREEMENT CONTRACTS. (RJ-COMPUTER CENTER)
16. CONSIDERATION AND APPROVAL OF THE LETTER OF ENGAGEMENT BETWEEN CAMERON COUNTY COMMISSIONERS' COURT AND THEIR INDEPENDENT AUDITORS, LONG CHILTON, LLP TO PERFORM THE INDEPENDENT AUDIT OF CAMERON COUNTY'S GOVERNMENTAL ACTIVITIES, BUSINESS-TYPE ACTIVITIES, AGGREGATE DISCREETLY PRESENTED COMPONENT UNITS, EACH MAJOR FUND, AND AGGREGATE REMAINING FUND INFORMATION AS OF AND FOR THE YEAR ENDED SEPTEMBER 30, 2004 WHICH COLLECTIVELY COMPRISE THE BASIC FINANCIAL STATEMENTS. (MY-AUDITOR)
17. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUDGE TO SUBMIT COASTAL LEASE RENEWAL APPLICATION, AFFIDAVIT AND RENEWAL FILING FEE OF \$25.00 TO THE TEXAS GENERAL LAND OFFICE FOR COASTAL PUBLIC LAND EASEMENT CL930001, STATE TRACT 720 ON SOUTH PADRE ISLAND. (JM-PARK SYSTEM)

18. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ FOR: (MF-PURCHASING)
 - A. BUILDING SUPPLIES: AIR CONDITIONER FILTERS – ANNUAL BID #2001
 - B. CAMERON PARK COLONIA ROAD & DRAINAGE IMPROVEMENTS – REBID #040801
19. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR R & S SUBDIVISION, PHASE I, II-A, II-B & III, PRECINCT 3, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
20. CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT 4- BLUM ESTATES SUBDIVISION, BEING A 20.0 ACRES SUBDIVISION OUT OF ALL OF BLOCK 250, ADAMS GARDENS SUBDIVISION "C", AS RECORDED IN VOLUME 10, PAGE 3, MAP RECORDS OF CAMERON COUNTY, TEXAS.
 - B. PRECINCT 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 ACCORDING TO VOLUME 7, PAGE 2 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
 - C. PRECINCT 3- ZILLOCK RANCH, UNIT 3 SUBDIVISION, A 7.397 ACRE, TRACT OF LAND, MORE OR LESS, OUT OF BLOCK ONE HUNDRED FIFTY-FOUR (154), SAN BENITO LAND AND WATER COMPANY SUBDIVISION, CAMERON COUNTY, TEXAS, AS RECORDED IN VOLUME 1, PAGE 6, MAP RECORDS OF CAMERON COUNTY, TEXAS.
21. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT 4- PELICAN POINTE, SUBDIVISION, PHASE II & III, BEING A 223.61 ACRE TRACT OF LAND OUT (223.59 ACRES-DEED) SHARE, ESPIRITU SANTO GRANT, AS RECORDED IN VOLUME 10229, PAGE 188, OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS.
22. CONSIDERATION AND ACCEPTANCE OF THE RIGHT OF ENTRY AND POSSESSION OF PARCEL 9 (FRONTING ON WHITE RANCH ROAD NEAR THE INTERSECTION OF US EXPRESSWAY 83 OUTSIDE OF LA FERLA), FOR US 83 EXPRESSWAY PROJECT. (PS-DEPT. OF TRANSPORTATION)

TRAVEL:

23. 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 CLERK AND EMPLOYEES (2), TO TRAVEL TO AUSTIN, TX, ON 12/5-7/04, TO ATTEND THE 2004 50TH ANNUAL VITAL STATISTICS CONFERENCE.
 - B. ASSISTANT COUNTY AND DISTRICT ATTORNEY, TO TRAVEL TO COLUMBIA, SOUTH CAROLINA, ON 12/13-17/04, TO ATTEND A TRIAL ADVOCACY I COURSE.
 - C. JUSTICE OF THE PEACE PRECINCT 2, PLACE 1 ELECT, TO TRAVEL TO LAREDO, TX, ON 11/11-12/04, TO ATTEND THE PRE-TRIAL CASE MANAGEMENT.
 - D. JUSTICE OF THE PEACE PRECINCT 5, PLACE 1, TO TRAVEL TO CORPUS CHRISTI, TX, ON 11/15-18/04, TO ATTEND THE MANDATORY 20-HOUR SEMINAR.
 - E. DISTRICT CLERK AND CRIMINAL MANAGER, TO TRAVEL TO CORPUS CHRISTI, TX, ON 11/9-10/04, TO ATTEND A SOUTH TEXAS LEGAL SEMINAR.
 - F. 197TH DISTRICT JUDGE, TO TRAVEL TO CORPUS CHRISTI, TX, ON 11/10/04, TO ATTEND A SOUTH TEXAS LEGAL SEMINAR.
 - G. TAX ASSESSOR-COLLECTOR AND ADMINISTRATIVE ASSISTANT, TO TRAVEL TO COLLEGE STATION, TX, ON 11/14-17/04, TO ATTEND THE "22ND ANNUAL COUNTY TAX ASSESSOR-COLLECTOR'S CONTINUING EDUCATION SEMINAR."
 - H. DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO HOUSTON, TX, ON 11/5/04, TO MEET WITH UPRR OFFICIALS REGARDING THE WEST RAIL AND NORTH RAIL PROJECT.
 - I. LAW ENFORCEMENT SAFETY COORDINATOR, TO TRAVEL TO COLLEGE STATION, TX, ON 11/2-3/04, TO PICK-UP 2004 HAZARDOUS MATERIALS RESPONSE BOOKS ON BEHALF OF EMERGENCY MANAGEMENT DEPARTMENT.
 - J. EXTENSION OFFICE AGENTS (4), TO TRAVEL TO WESLACO, TX, ON 11/16-18/04, TO ATTEND THE DISTRICT FALL FACULTY CONFERENCE.
 - K. WIC DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 11/16-17/04, TO ATTEND THE ANNUAL TEXAS WIC DIETETIC INTERNSHIP PLANNING AND EVALUATION COMMITTEE MEETING.

EXECUTIVE SESSION:

24. EXECUTIVE SESSION:

- A. 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 FELIX MUNOZ'S SETTLEMENT OFFER, CONSIDER COUNTER OFFER AND AUTHORITY FOR MEDIATION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(B).
- B. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE AMENDMENTS TO THE CURRENT TERMS OF THE CONCESSION WITH COSTA RICA BAR & GRILL, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
- C. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE GRANTING OF A LICENSE TO LEASE A SHOE SHINE STAND ON COUNTY PROPERTY PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
- D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING PROPOSAL INVOLVING REAL PROPERTY AT ISLA BLANCA PARK (SCHLITTERBAUN PARK PROPOSAL) PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2) & 551.072.
- E. 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).
- 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(2).
- G. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE ACQUISITION OF 1048 E. MONROE ST, BROWNSVILLE, TX, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- H. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING PROPOSAL NO. 040401 INVOLVING REAL PROPERTY AT ISLA BLANCA PARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2) & 551.072.

25. 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.

SIGNED THIS 5TH DAY OF NOVEMBER 2004.

 *for*

GILBERTO HINOJOSA
COUNTY JUDGE