



**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, January 18, 2005, 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

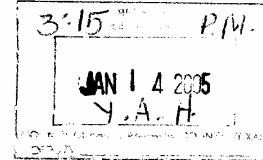
David A. Garza  
Commissioner, Pct. 3  
(956) 361-8209

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 18<sup>th</sup> DAY OF JANUARY 2005 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. CONSIDERATION AND ACTION REGARDING THE PROPOSED PLAN FOR SELECTION OF PROSPECTIVE JURORS. (MM-103<sup>RD</sup> DISTRICT COURT)
4. CONSIDERATION AND ADOPTION OF A RESOLUTION REGARDING MOBILE PUBLIC SAFETY DATA SERVICE IN CAMERON COUNTY. (COMM. COURT)
5. CONSIDERATION AND ACTION REGARDING THE REORGANIZATION OF THE JAIL INFIRMARY STAFF BY THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES. (YS-DHHS)
6. CONSIDERATION AND ACTION DECLARING AN EMERGENCY CONDITION IN THE NEED TO REPLACE 30 BROKEN OR CRACKED WINDOW PANES WITHIN THE CARRIZALEZ-RUCKER DETENTION FACILITY, DESIGNATE FUNDING SOURCE, AND EMERGENCY COMMODITY ACQUISITION PROCEDURES. (MY-AUDITOR)
7. CONSIDERATION AND POSSIBLE ACTION REGARDING THE BROWNE ROAD SOCIAL SERVICES CENTER AND TO ACCEPT A PROPOSAL FROM JAMAIL CONSTRUCTION. (JM-PARK SYSTEM)

8. CONSIDERATION AND ACTION ON EQUIPMENT LIST REQUEST FOR CONSTABLE PRECINCT 1. (SPO-CONSTABLE PCT. 1)
9. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING TO DISCUSS THE AMENDMENT OF THE CAMERON COUNTY DUNE PROTECTION & BEACH ACCESS RULES. (JM-PARK SYSTEM)
10. CONSIDERATION AND ACTION RELATING TO THE AMENDMENT TO THE CAMERON COUNTY DUNE PROTECTION & BEACH ACCESS RULES. (JM-PARK SYSTEM)

**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 AUTHORIZATION TO UTILIZE THE STATE OF TEXAS –G.S.C. TEXAS BUILDING AND PROCUREMENT COMMISSION – STATE CONTRACT FOR THE PURCHASE OF COURTHOUSE SECURITY X-RAY EQUIPMENT. (CONTROL SCREENING). (LA-357<sup>TH</sup> DISTRICT JUDGE)
13. CONSIDERATION AND ADOPTION OF A RESOLUTION APPROVING THE PARTICIPATION OF THE CITIES OF COMBES, PRIMERA, SANTA MARIA, LOS INDIOS, RANCH VIEJO AND LAGUNA VISTA IN THE CAMERON COUNTY COMPREHENSIVE EMERGENCY PLAN. (TH-EMERGENCY MANAGEMENT)
14. CONSIDERATION AND AUTHORIZATION TO CONTRACT WITH ALEJANDRO BIGLIONE, MD, TO PROVIDE GATEKEEPER PHYSICIAN SERVICES TO PARTICIPANTS OF THE CAMERON COUNTY INDIGENT HEALTHCARE PROGRAM. (MY-AUDITOR)
15. CONSIDERATION AND AUTHORIZATION TO PURCHASE ADDITIONAL KRONOS TIME AND ATTENDANCE COMPONENT PERIPHERAL EQUIPMENT (KRONOS INC.) PURSUANT TO V.T.C.A. LOCAL GOVERNMENT CODE 262.0247(D). (MY-AUDITOR)
16. CONSIDERATION AND AUTHORIZATION TO PURCHASE 63 COMPUTERS UTILIZING TEXAS DEPARTMENT INFORMATION RESOURCES (TDIR)-(DELL) (NO MONITORS). (RJ-COMPUTER CENTER)
17. CONSIDERATION AND AUTHORIZATION TO PURCHASE 126 BATTERY BACKUPS UTILIZING STATE OF TEXAS QUALIFIED INFORMATION SERVICES VENDOR (QISV) (SAFARI MICRO). (RJ-COMPUTER CENTER)
18. CONSIDERATION AND AUTHORIZATION TO PURCHASE SOFTWARE LICENSE FOR 63 COMPUTERS USING TDIR – TEXAS DEPARTMENT OF INFORMATION (SHI). (RJ-COMPUTER CENTER)

19. CONSIDERATION AND POSSIBLE AUTHORIZATION TO EXECUTE AN AGREEMENT BETWEEN CAMERON COUNTY (PARKS) AND BLUE APPLE PUBLISHING INC. TO PROVIDE ONE YEAR SUPPLY OF 13X25 FULL COLOR, GLOSS MAPS. (JM-PARK SYSTEM)
20. CONSIDERATION AND ACTION OF SETTING THE BASE FLOOD ELEVATION FOR PELICAN POINTE SUBDIVISION, ARROYO CITY AT 10.5 FEET. (PS-DEPT. OF TRANSPORTATION)
21. CONSIDERATION AND AUTHORIZATION TO PAY THE DUES FOR THE I-69 ALLIANCE. (PS-DEPT. OF TRANSPORTATION)
22. CONSIDERATION AND APPROVAL OF LICENSE AGREEMENT BETWEEN CAMERON COUNTY AND ISLAND DELIVERY ANTICS FOR THE USE OF THE AIRPORT PROPERTY. (PS-DEPT. OF TRANSPORTATION)
23. CONSIDERATION AND APPROVAL OF AGREEMENT WITH DISTEFANO SANTOPETRO FOR THE VEHICLE MAINTENANCE FACILITY. (PS-DEPT. OF TRANSPORTATION)
24. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR PEREZ ESTATES SUBDIVISION, PRECINCT 2, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
25. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
  - A. PRECINCT NO. 4- ARCOIRIS SUBDIVISION, A 21.780 ACRE TRACT OF LAND MORE OR LESS, BEING BLOCK TWO HUNDRED TWO (202), BLOCK TWO HUNDRED THREE (203), AND BLOCK TWO HUNDRED FOUR (204), SAN BENITO IRRIGATED LAND COMPANY SUBDIVISION, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 2, PAGE 6 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
26. CONSIDERATION AND AUTHORIZATION TO ACCEPT CANADA AVE. AND THE DELL AVE. LOCATED IN LA CANADA/THE DELL SUBDIVISION PHASE II, PRECINCT 4, INTO THE COUNTY ROAD SYSTEM. (PS-DEPT. OF TRANSPORTATION)

**TRAVEL:**

27. 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 7, PLACE 1, TO TRAVEL TO AUSTIN, TX, ON 1/23-28/05, TO ATTEND THE STAGE 2 NEW JUDGE'S FORTY-FOUR JUSTICE OF THE PEACE SEMINAR.

- B. CONSTABLE PRECINCT 2, TO TRAVEL TO AUSTIN, TX, ON 1/23-28/05, TO ATTEND THE NEWLY ELECTED CONSTABLES MANDATORY 40 HOUR CLASS.
- C. CONSTABLE PRECINCT 7, TO TRAVEL TO AUSTIN, TX, ON 1/23-28/05, TO ATTEND THE 2005 NEWLY ELECTED CONSTABLES MANDATORY 40 HOUR CLASS.
- D. COMMISSIONERS' COURT CHIEF LEGAL COUNSEL, TO TRAVEL TO DALLAS, TX, ON 3/1-2/05, TO ATTEND ADVANCED NEGOTIATION STRATEGIES SEMINAR.
- E. ASSISTANT COUNTY ADMINISTRATOR, CHIEF EMERGENCY OFFICER, ASSISTANT COORDINATOR AND EMERGENCY RESPONSE AND PREPAREDNESS EMPLOYEE, TO TRAVEL TO WACO, TX, ON 3/21-24/05, TO ATTEND 2005 EMERGENCY MANAGEMENT TRAINING CONFERENCE.
- F. COUNTY CLERK AND DEPUTY CLERKS (2), TO TRAVEL TO AUSTIN, TX, ON 2/1-3/05, TO ATTEND THE "TEXAS COURTS AND LOCAL GOVERNMENT TECHNOLOGY CONFERENCE."
- G. DRUG ENFORCEMENT TASK FORCE EMPLOYEES (2), TO TRAVEL TO LIVE OAK, TX, ON 1/31-2/4/05, TO ATTEND TLETS TRAINING.
- H. DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO MEXICO CITY, MEXICO, ON 1/16-17/05, TO ATTEND A MEETING WITH SCT OFFICIALS REGARDING THE WEST RAIL PROJECT.
- I. PARK SYSTEM EMPLOYEES (3), TO TRAVEL TO CORPUS CHRISTI, TX, ON 2/7-8/05, TO ATTEND A FILE MAINTENANCE SEMINAR.
- J. U.N.I.T. DIRECTOR, TO TRAVEL TO SAN ANTONIO, TX, ON 1/24-26/05, TO INTERVIEW WITH ONDCP.
- K. U.N.I.T. ADMINISTRATIVE SECRETARY, TO TRAVEL TO RIO GRANDE CITY, TX, ON 1/12/05 TO ATTEND STX EXECUTIVE COMMITTEE MEETING.

**EXECUTIVE SESSION:**

- 28. EXECUTIVE SESSION:
  - A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CLAIM OF RAUL GARZA, JR., M.D., PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(2).
  - B. TO CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING THE ARROYO CITY FIRE STATION PROJECT, ON WHICH THE DUTIES 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).

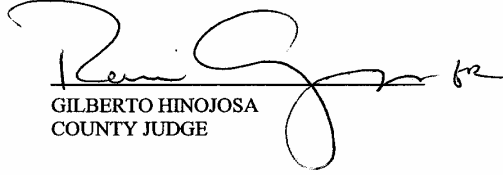
- C. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE ACQUISITION OF 1048 E. MONROE ST., BROWNSVILLE, TEXAS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2) & 551.072.
- D. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE IMPROVEMENTS TO THE EXISTING COSTA RICA CONCESSION ON SOUTH PADRE ISLAND, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES IN THE JAIL INFIRMARY THAT RELATE TO POSSIBLE LITIGATION IN 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).
- F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO THE DANCY BUILDING RENOVATION PROJECT ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULE OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTIONS 551.071 (1) & (2) AND 551.072.
- 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. 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).

29. 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 14<sup>TH</sup> DAY OF JANUARY 2005.

A handwritten signature in black ink, appearing to read "Gilberto Hinojosa", written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.

GILBERTO HINOJOSA  
COUNTY JUDGE