



**Cameron County, Texas
Commissioner's 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, February 8, 2005, 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

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

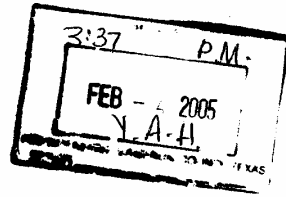
John Wood
Commissioner, Pct. 2
(956) 983-5091

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 8TH DAY OF FEBRUARY 2005 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.

PRESENTATIONS:

1. DISCUSSION REGARDING TRAFFIC CONTROL ISSUES ASSOCIATED WITH THE TAX OFFICE IN HARLINGEN. (COMM. COURT)

ITEMS FOR DISCUSSION AND ACTION:

2. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
3. APPROVAL OF MINUTES FOR:
 - A. JANUARY 10, 2005-SPECIAL MEETING
4. CONSIDERATION AND APPROVAL OF RESOLUTION AUTHORIZING THE SHERIFF'S DEPARTMENT TO APPLY TO THE DEPARTMENT OF TRANSPORTATION FOR A SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT. (OL-SHERIFF DEPT.)
5. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING FOR ROAD NAME CHANGE OF TRAVIS ROAD OUT OF EL JARDIN SUBDIVISION, IN PRECINCT NO. 1, BROWNSVILLE AREA TO N. OKLAHOMA AVE. (PS-DEPT. OF TRANSPORTATION)
6. CONSIDERATION AND AUTHORIZATION TO ADOPT AN ORDER ESTABLISHING ROAD NAME CHANGE FROM TRAVIS ROAD OUT OF EL JARDIN SUBDIVISION, IN PRECINCT NO. 1, BROWNSVILLE AREA, TO N. OKLAHOMA AVE. (PS-DEPT. OF TRANSPORTATION)

7. CONSIDERATION AND ACTION ESTABLISHING A BUDGET RELATING TO THE COUNTY'S LEGISLATIVE EFFORTS IN AUSTIN, TX. (VDL-COUNTY JUDGE)
8. CONSIDERATION AND ACTION REGARDING THE PRESENTATION BY THE SOUTH PADRE ISLAND TEXAS SKATEBOARDERS CONCERNING BUILDING A STATE OF THE ART, PUBLIC, CONCRETE SKATEBOARDING FACILITY ON SOUTH PADRE ISLAND. (COMM. COURT)
9. CONSIDERATION AND AUTHORIZATION TO PURCHASE ASPHALT ZIPPER AZ480HD UTILIZING H-GAC CONTRACT. (PS-DEPT. OF TRANSPORTATION)
10. CONSIDERATION AND ADOPTION OF RESOLUTION OPPOSING LEGISLATION REDUCING PROPERTY VALUE APPRAISAL CAPS. (COMM. COURT)

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. ACKNOWLEDGEMENT OF DISTRICT CLERK'S OCTOBER, NOVEMBER AND DECEMBER'S MONTHLY FEE, CRIMINAL AND FINES REPORT. (ADLG-DISTRICT CLERK)
13. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF CESAR LUIS WEAVER, ROLANDO GARZA, JOHN R. KIRBY AND BUSTER WAYNE JONES FOR RESERVE DEPUTY CONSTABLE FOR PRECINCT #4 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 ORIGINATES 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)
14. CONSIDERATION AND APPROVAL OF THIS AMENDMENT AND EXTENSION COMMERCIAL LEASE AGREEMENT BETWEEN CAMERON COUNTY AND B.P. NEWMAN TO PROVIDE OFFICES FOR THE UNIFIED NARCOTICS INTELLIGENCE TASK FORCE AND WHITE SANDS HIDTA LOCATED AT 1100 FM 802, SUITE 101, BROWNSVILLE, TEXAS 78521, FROM JANUARY 1, 2005 THRU DECEMBER 31, 2005. (FB-U.N.I.T.)
15. CONSIDERATION AND AUTHORIZATION TO AWARD PROPOSAL TO DR. JACK KELLER D/B/A SOUTHERN ARCHEOLOGICAL CONSULTANTS, INC., TO CONDUCT ARCHAEOLOGICAL SURVEY AT LAGUNA HEIGHTS RECREATIONAL PARK. (JM-PARK SYSTEM)
16. CONSIDERATION AND AUTHORIZATION TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH CHEMICAL RESPONSE AND REMEDIATION CONTRACTORS, INC., FOR ASBESTOS CONSULTING SERVICES PERTAINING TO THE DEMOLITION OF JEREMIAHS RIVER RIDE. (JM-PARK SYSTEM)

17. CONSIDERATION AND AUTHORIZATION TO PURCHASE PARK RANGER TRUCK VIA THAT STATE OF TEXAS BUILDING AND PROCUREMENT COMMISSION (TBPC) STATE BID FOR THE PARK CAMERON COUNTY PARK RANGER DIVISION. (JM-PARK SYSTEM)
18. CONSIDERATION AND APPROVAL OF A RENEWAL LEASE CONTRACT BETWEEN CAMERON COUNTY AND DAGOBERTO MARTINEZ, M.D. TO RENT SPACE FOR WIC PROGRAM SERVICES. (YS-HEALTH DEPT.)
19. CONSIDERATION AND APPROVAL OF A RENEWAL LEASE CONTRACT BETWEEN CAMERON COUNTY AND ASIM ZAMIR, M.D. TO RENT SPACE TO WIC PROGRAM SERVICES. (YS-HEALTH DEPT.)
20. CONSIDERATION AND APPROVAL OF RENEWAL LEASE CONTRACT BETWEEN CAMERON COUNTY AND DAGOBERTO MARTINEZ, M.D. TO RENT SPACE FOR WIC PROGRAM SERVICES. (YS-HEALTH DEPT.)
21. CONSIDERATION AND APPROVAL TO AMEND THE CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AD HUMAN SERVICES AND THE DEPARTMENT OF STATE HEALTH SERVICES FOR THE FY05 LOCAL PUBLIC HEALTH PREPAREDNESS WORK PLAN. (YS-HEALTH DEPT.)
22. CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS' COURT OF CAMERON COUNTY, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE OFFICE OF RURAL COMMUNITY AFFAIRS FOR THE COLONIA ECONOMICALLY DISTRESSED AREAS PROGRAM FUND ON BEHALF OF THE BROWNSVILLE PUBLIC UTILITIES BOARD FOR A SANITARY SEWER PROJECT ON BROWNE ROAD IN CAMERON COUNTY PRECINCT 1; AND AUTHORIZING THE COUNTY JUDGE TO ACT AS THE COUNTY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE COUNTY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT PROGRAM. (FB-PD & M)
23. CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS' COURT OF CAMERON COUNTY, TEXAS, AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT PROGRAM APPLICATION TO THE OFFICE OF RURAL COMMUNITY AFFAIRS FOR THE COLONIA ECONOMICALLY DISTRESSED AREAS PROGRAM FUND ON BEHALF OF THE BROWNSVILLE PUBLIC UTILITIES BOARD FOR A SANITARY SEWER PROJECT ON SOUTHMOST ROAD IN CAMERON COUNTY PRECINCT 1; AND AUTHORIZING THE COUNTY JUDGE TO ACT AS THE COUNTY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE COUNTY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT PROGRAM. (FB-PD & M)
24. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ FOR: (MF-PURCHASING)
 - A. BACKHOES - BID #050109

25. CONSIDERATION AND APPROVAL TO AWARD BID TO THE LOWEST BIDDER, ASBESTOS & DEMOLITION CONTRACTING IN THE AMOUNT OF \$7,660.00 FOR THE ASBESTOS ABATEMENT OF THE LEVIS BUILDING. (PS-DEPT. OF TRANSPORTATION)
26. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY AND SUMMITT CONTRACTING, INC. FOR THE EXPANSION OF THE TRUCK LANES AT THE VETERANS INTERNATIONAL BRIDGE AT LOS TOMATES. (PS-DEPT. OF TRANSPORTATION)
27. CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT NO. 4- EL CARIBE ESTATES SUBDIVISION, BEING A 37.551 ACRE TRACT OF LAND, MORE OR LESS, BEING 19.015 ACRES OUT OF BLOCK NINE (9) AND 18.536 ACRES OUT OF BLOCK TEN (10), BLACK BROTHERS SUBDIVISION, CAMERON COUNTY, TEXAS IN VOL. 2, PAGE 37, MAP RECORDS OF CAMERON COUNTY, TEXAS.
 - B. PRECINCT NO. 4- PELICAN POINTE, SUBDIVISION, PHASE II, BEING A 5.564 ACRE TRACT OF LAND OUT OF A 223.569 ACRE TRACT OF LAND (223.59 ACRES-DEED) SHARE 22, ESPIRITU SANTO GRANT, AS RECORDED IN VOLUME 10229, PAGE 188, OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS.

TRAVEL ITEMS:

28. 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. COMMISSIONERS' COURT LEGAL COUNSEL, TO TRAVEL TO SAN ANTONIO, TX, ON 3/2-4/05, TO ATTEND THE 18TH ANNUAL CONSTRUCTION LAW CONFERENCE.
 - B. COMPUTER CENTER EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 2/1-3/05, TO ATTEND THE 2005 COURTS AND LOCAL GOVERNMENT TECHNOLOGY CONFERENCE.
 - C. U.N.I.T. FORCE EMPLOYEE, TO TRAVEL TO SACRAMENTO, CALIFORNIA, ON 3/18-26/05, TO ATTEND ANALYST'S NOTEBOOK @ WORKSHOP.
 - D. U.N.I.T. FORCE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 3/6-11/05, TO ATTEND ANACAPA LAW ENFORCEMENT TRAINING -- ANALYTICAL INVESTIGATION METHODS (AIM).
 - E. U.N.I.T. FORCE DIRECTOR, TO TRAVEL TO SAN ANTONIO, TX, ON 3/14-15/05 AND TO LAREDO, TX, ON 3/15-17/05, TO ATTEND QUARTERLY INTELLIGENCE MEETING & INTELLIGENCE NODE SUPERVISORS MEETING & STX REGION EC.

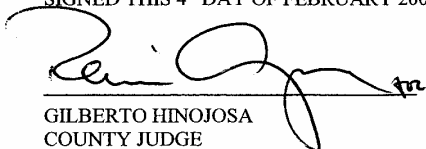
- F. DRUG ENFORCEMENT TASK FORCE EMPLOYEE (2), TO TRAVEL TO WESLACO, TX, ON 2/14-16/05, TO ATTEND FOLLOW THE MONEY TRAINING.
- G. DRUG ENFORCEMENT TASK FORCE EMPLOYEE, TO TRAVEL TO FLORENCE, TX, ON 2/21-22/05, TO ATTEND RAID ENTRY INSTRUCTOR SCHOOL FLORENCE.
- H. TAX ASSESSOR-COLLECTOR'S OFFICE EMPLOYEES (4), TO TRAVEL TO CORPUS CHRISTI, TX, ON 2/16/05, TO ATTEND THE "AUTO THEFT INTELLIGENCE SHARING" TRAINING.
- I. DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO SAN ANTONIO, TX, ON 2/7-8/05, TO MEET WITH NADBANK OFFICIALS REGARDING THE WEST RAIL PROJECT AND WITH CONSULTANTS REGARDING THE WEST RAIL AND NORTH RAIL PROJECTS.
- J. HEALTH DEPARTMENT EMPLOYEES (4), TO TRAVEL TO ALICE, TX, ON 2/16/05, TO ATTEND A SMALLPOX PREPAREDNESS CLINICAL ASPECTS COURSE.
- K. PD & M CD COORDINATOR, TO TRAVEL TO MERCEDES, TX, ON 2/9/05, TO ATTEND LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL PROFESSIONAL ADVISORY PANEL MEETING.
- L. COUNTY EXTENSION AGENT, TO TRAVEL TO SAN ANTONIO, TX, ON 2/17-18/05, TO ACCOMPANY CAMERON COUNTY 4-HER'S TO CALF SCAMBLE 2005 AT THE SAN ANTONIO STOCK SHOW AND RODEO LIVESTOCK JUDGING CONTEST.
- M. COUNTY EXTENSION AGENT, TO TRAVEL TO SAN ANTONIO, TX, ON 2/19-20/05, TO ACCOMPANY CAMERON COUNTY 4-HER'S TO LIVESTOCK JUDGING CONTEST AT SAN ANTONIO STOCK SHOW AND RODEO.
- N. HUMAN RESOURCES/SAFETY RISK DEPARTMENT EMPLOYEES (2), TO TRAVEL TO MCALLEN, TX, ON 2/22-23/05, TO ATTEND THE 2005 SPRING LAW ENFORCEMENT REGIONAL SUICIDE DETECTION & PREVENTION SEMINAR.

EXECUTIVE SESSION:

- 29. EXECUTIVE SESSION:
 - A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING MICHAEL MCGHEE SCOTT VS. YOLANDA DELEON, CRIMINAL DISTRICT ATTORNEY AND CAMERON COUNTY, TEXAS IN THE 107TH DISTRICT COURT; CAUSE NO. 03-01-122-A, FOR DISCUSSION AND STATUS OF CASE, AUTHORITY TO APPEAL AND DISCUSSION OF SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(B).
 - B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING A POSSIBLE LEASE WITH THE CATHOLIC DIOCESE FOR THE SANTA MARIA CATHOLIC CHURCH, IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONFLICT 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. 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).
 - D. 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).
 - E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE CELLULAR ONE CONTRACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
 - F. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE COUNTY HEALTH BUILDING IN SAN BENITO, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - G. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING JUAN JOSE MIRELES VS. CAMERON COUNTY, TEXAS AND CONRADO CANTU; CAUSE NO. 2004-12-6113-E, FOR AUTHORITY TO REPRESENT CONRADO CANTU, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(2).
30. 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 4th DAY OF FEBRUARY 2005.


GILBERTO HINOJOSA
COUNTY JUDGE