

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 22<sup>nd</sup> day of February 2005, there was conducted a REGULAR Meeting of the Honorable Commissioners' Court of Cameron County, Texas, at the Courthouse thereof, in the City of Brownsville, Texas, for the purpose of transacting any and all business that may lawfully be brought before the same.

THE COURT MET AT:

9:30 A.M.

PRESENT:

GILBERTO HINOJOSA  
COUNTY JUDGE

PEDRO "PETE" BENAVIDES  
COMMISSIONER PRECINCT NO. 1

JOHN WOOD  
COMMISSIONER PRECINCT NO. 2

DAVID A. GARZA  
COMMISSIONER, PRECINCT NO. 3

EDNA TAMAYO  
COMMISSIONER, PRECINCT NO. 4

JOE G. RIVERA  
COUNTY CLERK

Mary Robles Deputy Clerk

ABSENT:

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The meeting was called to order by Judge Hinojosa at 9:38 A.M. He then asked Reverend Bob Clark, Brownsville resident, for the invocation, and he then led the Court and audience in reciting the Pledge of Allegiance.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on February 18, 2005, at 3:25 P.M.:

Judge Hinojosa stated that formation of the RMA was underway and that it would hold its first meeting on Friday. He commented on the importance of the Governors' appointment to the RMA, that being Mr. Alex, whom he has known for about 18 years. Judge Hinojosa added that formation of the RMA, the third in the state, was critical to the economy and development of South Texas because the county's population was rapidly increasing at a rate 35% per every 10 years, thus the need for transportation infrastructure. He explained that limited resources were available at state and federal level because of expenditure relating to the war in Iraq. Judge Hinojosa stated that the county was basically in a position where it must "fend for our own selves" and that doing so was feasible through the RMA. He reiterated that it was critical for the RMA to start as soon as possible, and for the person who leads the RMA to have the vision and a desire to implement it, noting that Mr. Alex has shown the ability to do so. Judge Hinojosa stated that Southwest Airlines was at Harlingen Airport because of the efforts of Mr. Alex, making Harlingen the transportation hub in the Valley with respect to air flights. He stated that Mr. Alex also spear headed the bringing in of a Los Indios International Bridge to the Valley; therefore, he was very please with the Governor's appointment.

Commissioner Tamayo commented that she too has known Mr. Alex for 42 years, and agreed with Judge Hinojosa's comments. She stated that Mr. Alex does not waste time and was sure to move the RMA quickly, noting that she was extremely happy that Mr. Alex was appointed chairperson of the RMA.

At this time, Judge Hinojosa swore Mr. David Alex, appointee Chairman of the Regional Mobility Authority by Governor Rick Perry, into Office.

Mr. Alex thanked the Court for the confidence in him and the Governor for appointing him to the RMA. He commented that he has always been a strong supporter of regional development, regardless of where he resides, and that he believes that everyone should look at the Valley as one single economic unit, as he does. Mr. Alex stated that the responsibility as chairperson of the RMA was tremendous, and that the six RMA Board members were very capable and hard working individuals, adding that they would do what they have to do to make Cameron County and the Rio Grande Valley the economic engine needed to be now and for the future. Mr. Alex stated that it was everybody's responsibility to support the RMA, and that he expected a lot of time and effort to be put into the operation of the RMA. He accepted his position with gladness and knowing that they would do their job and the best they could for Cameron County, South Texas and Northern Mexico.

Judge Hinojosa expressed full support on behalf of the Commissioners Court in ensuring that the RMA has needed resources until it secures state resources that have been promised.

(1) **PUBLIC COMMENTS**

None were presented.

**PRESENTATIONS**

(2) **PRESENTATION OF LEGISLATIVE UPDATE**

Mr. Remi Garza, County Assistant Administrator, informed that the first couple weeks were spent laying ground work for legislation to ensure that staffs of various representatives have needed information. He noted that the most significant activity relates to the criminal hearing officer, for which the required thirty day notice was published on Friday in the Brownsville Herald and that after so the bill may be filed as a local bill. Mr. Garza added that Senator Lucio was expected to follow-up on the county's limited zoning authority bill soon, and that Representative Solis filed HB 1069 regarding the liability of governmental entities for lawsuits arising from roadway lighting conditions. He stated that there was also activity regarding the bills not on Cameron County's agenda: HB 1273 which changes the right-of-way that will be acquired for the Trans-Texas Corridor, which prevents contractors from franchising businesses within the corridor and provides for access to all adjacent roadways. Mr. Garza stated that HB 1273 was transferred to the Transportation Committee and would be monitored. He added that Ms. Veronica De La Fuente, County Judge's Office, attended the Border Trade of Alliance Meeting in Washington, DC, to participate and to gather information, that she attended a reception for the I-69 Alliance, and has been working with various organizations to determine the agendas and focus in order to introduce the County's focus into the discussions.

Mr. David Garcia, Department of Transportation Assistant Director, informed that he attended the I-69 Alliance Meeting in Austin, Texas, and county staff was able to meet the governor and other representatives.

Judge Hinojosa stated that discussion have taken place regarding the relation between the RMA and the I-69 Alliance. He stated that he does not foresee the I-69 happening in his or his children's lifetime because of funding issues, and that the possibility of lifting Highway 77 to interstate standards through the efforts of the RMA has been observed because neither state or federal government were not working to provide funding. He added that I-69 may be connected to I-37 instead; therefore, something must be done to prevent being left behind.

Mr. Garcia stated that the Tran-Texas Corridor meeting would be at on March 21, 2005 at the event center.

Commissioner Tamayo moved that the Presentation of the legislative update be acknowledged.

The motion was seconded by Commissioner Wood and carried unanimously.

**The Report is as follows:**

## **ACTION ITEMS**

**(3) BUDGET AMENDMENTS, LINE ITEM TRANSFERS  
AND/OR SALARY SCHEDULES**

Commissioner Benavides moved that the budget amendments, line item transfers and/or salary schedules be approved.

The motion was seconded by Commissioner Wood and carried unanimously.

**The Documents are as follows:**

**(4) DISCUSSION CONCERNING AGRICULTURE  
BURNING IN CAMERON COUNTY AND THE  
PROCESS FOR PERMITTING (ET- COMM. PCT. 4)**

Commissioner Tamayo stated that she received numerous calls regarding the burning permitting process, which according to some information was not in the County's hands. She added that she invited Mr. Rojas, county resident, to express his concern before the court.

Mr. Rojas, County resident, expressed concern with ashes, fumes and smoke resulting from burning sugar cane because they were causing health problems. He explained that many of the concerns were made known to him at his store, and added that there was also the problem of burning trash even after the fire department has reprimanded some residents not to do so, yet people continue to ignore that burning trash was illegal.

Commissioner Tamayo stated that she visited with several people who had their vehicles covered with ashes, and that she explained the county does not control the permitting for burning of sugar cane burning. She stated that TCEQ handles these types of concerns and that the contact person was Andrew Nelson.

Mr. Tom Hushen, County Fire Marshall, clarified that Mr. Andrew Nelson with the TCEQ was the person to call when there was suspicion that something illegal was being done or if procedures were not followed, and that complaints with ashes on properties must be submitted to the Sugar Cane Association.

Commissioner Benavides stated that the county was not in charge of permitting burning of the sugar cane and that even though Mr. Rojas could express his concerns the county could do nothing because another agency was in charge of the matter.

Mr. Rojas stated that he knew there were laws that had to be followed and that low income people were the most affected by the burning of the cane. He stated that something must be done to take care of the matter. Mr. Rojas stated that his 21-year old son has to close his room every time sugar cane is burned because of his asthma condition, and that fortunately he was able to afford air conditioner, yet he questioned what would happen if he didn't have the means to do so. He stated that perhaps other alternative might exist to burn sugar cane and if not then something should be invented.

Commissioner Tamayo thanked Mr. Rojas for coming before the court to address the concerns, and noted that no one had ever come before the court to complain about such issues. She commented that there was strength in the union.

Mr. Rojas stated that unfortunately many people were not present because of work obligation since most of the people he was making reference of were those who must keep two jobs in order to pay for daily necessities. He

stated that he did not understand how somebody could tell him nothing could be done, reiterating that something could be done.

Commissioner Tamayo suggested that Mr. Rojas contact the two agencies.

Commissioner Garza stated that a taskforce was created in Texas to examine what could be done in relation to the issue and that it concluded that no other alternative was available to burn sugar cane.

Mr. Hushen added that the Sheriff's Department or a Constables' Office could be contacted upon TCEQ being closed on weekends, yet a representative from TCEQ would get back to them.

Mr. Hushen added that the Interoperable Communications System was working well and thanked Sheriff Lucio for finding necessary funds for the project through the 911 Board.

Commissioner Garza asked who issues citations and warnings relating to trash burning and how it was known when trash may be burned on their property legally.

Mr. Hushen responded that his Office should be contacted and that a test packet from the TCEQ would be provided informing of what may and may not be burn, noting that the county was presently not issuing burning permits due to the drought situation.

Commissioner Garza asked if it was legal to burn trash in a barrel on the residents' backyards, mostly being everyday trash and not tires or refrigerator coils.

Mr. Hushen responded that everything depends on what was being burned and that residents would be required to contact TCEQ.

Judge Hinojosa suggested that information be disseminated via television programs aired Sundays mornings.

Commissioner Tamayo asked if a permit was required to burn brush in your backyard.

Mr. Hushen responded that a permit was not needed since TCEQ was no longer issuing permits; however, they want to know what and how much was being burning, noting that a resident could only burn what was of his property and not for the entire neighborhood.

Judge Hinojosa noted the need to exercise caution when burning trash.

Upon motion by Commissioner Benavides, seconded by Commissioner Tamayo and carried unanimously, the discussion concerning agriculture burning in Cameron County and the process for permitting was acknowledged.

**The Report is as follows:**

(15) **CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS COURT OF THE COUNTY OF CAMERON, TEXAS PROVIDING TAX ABATEMENT TO CERTAIN HISTORIC PROPERTIES LISTED IN THE 2005 CITY OF BROWNSVILLE, TEXAS, HERITAGE PLAN (FB-PD&M)**

Mr. Peter Goodman, Brownsville Historic District Director, explained that this year marked the 18<sup>th</sup> Anniversary of the Brownsville Heritage Survey and Heritage Plan and that city code requires that the heritage survey be adopted annually. He explained that the heritage survey was basically an “inventory” of all existing and potential heritage sites and documents all changes made throughout the year. Mr. Goodman added that the plan was intended to rank the sites according to the architectural and historical significance, and that the information was used by the Brownsville Heritage Counsel to make recommendations regarding changes to the zoning commission, whom in turn make recommendations to the City Commission. He stated that the City Commission, the Brownsville Navigation District, the Texas Southmost College, and the Brownsville Independent School District have approved the plan and that approval was lacking only from the County. Mr. Goodman stated that three recommendations were made this year by the Heritage Commission: a 100% tax exemption for the Bullock Building located on Elizabeth Street, which was restored to its 1911 originality by his owner; tax abatement for Camp Lula only as to improvements to buildings older than 50 years; that the old synagogue located on West St. Francis not get a tax-exemption this year; and that the old county jail receive a lower tax-exemption this year.

Commissioner Benavides moved that the Resolution of the Commissioners Court of the County of Cameron, Texas providing tax abatement to certain historic properties listed in the 2005 City of Brownsville, Texas Heritage Plan be approved.

The motion was seconded by Commissioner Wood and carried as follows:

AYE: Commissioners Benavides, Wood, Garza and Tamayo.

NAY: None.

ABSTAIN: Judge Hinojosa as to the properties located on 622 E. St. Charles and 504 E. St. Francis.

**The Resolution is as follows:**

(9) **CONSIDERATION AND POSSIBLE ACTION REGARDING THE INSTALLATION OF SECURITY VESTIBULES IN THE CAMERON COUNTY DETENTION CENTERS (COMM. COURT)**

Sheriff Omar Lucio requested authorization to install vestibules at the jail. He stated that the population for federal inmates increased by 90 inmates during the past five days and that the U.S. Marshall's Office has offered additional federal inmates.

Judge Hinojosa asked what the current population was and if DC I was full.

Mr. Mike Leinart, Chief Jailer, responded that the federal inmate population was at 290, and that a request was made that some inmates be transferred and housed at Carrizalez. He explained that the request to put safety vestibules there was for purposes of moving state inmates over comfortably.

Judge Hinojosa explained that a vestibule was a little area in front of a cell where an inmate can be enclosed prior to opening the door to prevent other inmates from rushing out when the door was opened. He stated that DC-I was commissioned as a medium security facility for 25 years without vestibules and that after a million dollars were spent to renovate it because of concerns with U.S. Marshal's Office and the State Jail Standards Commission, State lowered DC-I's commission to minimum security, noting that this does not make sense. Judge Hinojosa added that the vestibules would increase the security level of the jail and that there was no way around it.

Commissioner Wood asked if funds were available within budget.

Judge Hinojosa responded that bond monies would be used.

Mr. Xavier Villarreal, Budget Officer, explained that bond monies would be used to fund the \$92,000.00 cost.

Mr. Leinart stated that the Building Maintenance Department cost would total nearly \$3,000.00, for material.

Judge Hinojosa questioned the timeline for installation, assuming that approval was given.

Mr. Leinart responded that it might take about six (6) weeks to fabricate the bars that are to be made of a steel wall component with supporting sliding doors, noting that the vestibules must be approved by the Jail Standards.

Judge Hinojosa clarified that vestibules were already installed at Carrizalez-Rucker Detention Center and that the request was for DC-I, adding that the State Jail Standards wanted for the county to install vestibules, which in turn would increase the facility's security level.

Mr. Mark Yates, County Auditor, stated that the \$95,000.00 cost would take care of all contingency funds

that may be available in the additional bond fund, and that everything being spent on the jail was being taken from other projects.

Commissioner Benavides moved that the installation of security vestibules in Cameron County Detention Centers be approved.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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(14) **CONSIDERATION AND AUTHORIZATION TO FUND  
(2) TWO DEPUTY SHERIFF'S POSITIONS FOR THE  
REMAINING OF THE FISCAL YEAR AS REQUIRED  
BY THE US DEPARTMENT OF JUSTICE COPS  
GRANT, APPROVED BY THE COMMISSIONERS  
COURT MARCH 2002 (OL-SHERIFF'S DEPT.)**

Mr. Xavier Villarreal, Budget Officer, informed that the Sheriffs Department was creating two positions, that slot number 2 from the jail was being eliminated and that the funds were being transferred over to the Sheriff's budget. He stated that said funds in combination with lapsed salaries from within their budget were sufficient to fund the two positions for the remainder of the fiscal year. He added that funds would be needed next fiscal year to fund the positions for the whole year, yet this would be less the budgeted \$24,000.00 from the grant, totaling an additional \$10,000.00 for next fiscal year to fund the two positions.

Commissioner Garza asked if the position being eliminated was occupied.

Mr. Villarreal responded negatively.

Commissioner Garza asked since when had the position been vacant.

Mr. Gus Reyna, Chief Deputy, responded that the position was vacant since Sheriff Lucio took office on January 1, 2005.

Upon motion by Commissioner Benavides, seconded by Commissioner Wood and carried unanimously, the funding of the (2) two Deputy Sheriff positions was approved for the remaining of the fiscal year, as required by the U.S. Department of Justice Cops Grant, approved by the Commissioners Court on March 2002.

**The Salary Schedules are as follow:**

(5) **CONSIDERATION AND ADOPTION OF A RESOLUTION IMPLEMENTING THE SOLID WASTE MANAGEMENT PROVISION OF SENATE BILL 352 (77<sup>TH</sup>) IN CAMERON COUNTY (GS-COUNTY JUDGE)**

Commissioner Garza moved that the Resolution implementing the Solid Waste Management Provision of Senate Bill 352 (77<sup>th</sup>) in Cameron County be adopted.

The motion was seconded by Commissioner Tamayo.

Judge Hinojosa explained that the Court initially approved to implement the Solid Waste Management by doing a referendum that mandates said service; however, it was learned that a referendum could not be done. He added that adoption of the Resolution was needed to move forward with a program without the referendum through the action of Commissioners Court. Judge Hinojosa added that public hearings were held county-wide and that he has heard no opposition for the project other than that of a couple in Harlingen.

Commissioner Wood stated that the only opposition he heard came from some one who shares the services with two or three other families and that he was no afraid he must pay for a fee by himself, as would happen.

Commissioner Benavides stated that people were happy with the service, yet he noted the need to fight for better prices.

Commissioner Garza stated that an individual questioned if an exemption would be available for individuals who have more than one meter since every water meter would be billed for solid waste collection services. He stated that these types of questions must be brought up during negotiations.

Judge Hinojosa stated that all water districts were in agreement, thus all water meter connections would apply.

Commissioner Wood commented that multiple meters would have to be worked out by the servicing company.

Judge Hinojosa stated that the public was given notices throughout the year, and hoped that the hauler provides good service.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Resolution implementing the Solid Waste Management Provision of Senate Bill 352 (77<sup>th</sup>) in Cameron County was adopted.

**The Resolution is as follows:**

**(6) IN THE MATTER REGARDING CONSIDERATION AND POSSIBLE ACTION RELATING TO VIOLATIONS OF MOBILE AND STATIONARY VENDING PERMITS ON PUBLIC BEACHES (JM-PARK SYSTEM) (TABLED)**

Mr. Javier Mendez, Parks System Director explained that an item was before the Court in July 2002 regarding problems with safety issues with mobile vendors on the beaches of South Padre Island and that at that time it was recommended that the vendors be stationary. He stated that a year after the policy was adopted problems still persisted with vendors who were not abiding by the policy and its terms, adding that violation have occurred and that some violations were not documented. Mr. Mendez stated that he was bringing the matter back before the Court for direction as to whether to renew or to do away with permitting of mobile vendors on the beaches.

Commissioner Tamayo asked if mobile vendors have repeatedly not abided by the policy and questioned the number of times.

Mr. Mendez responded that according to the Park Rangers and Park Manager several incidents have occurred although only two incidents resulting in citations were documented.

Commissioner Benavides stated that although violation have occurred, mobile vendors were made to seem like the biggest problem as far as safety was concerned, noting that he disagrees 100% because drunk drivers were a greater danger that should be addressed. He stated that the doors should not be closed to all vendors because a couple of citations were issued.

Commissioner Garza explained that there was reason for concern after reading the citations and that he did not want to be part of the death of a child by a vehicle not properly licensed, not properly insurance, and not properly stationary at the beach if stated in the agreement.

Judge Hinojosa asked if Mr. Mendez was requesting a policy that allows him to stop mobile vendors completely or for authorization to lift the permit when a vendor does not abide by the policy. He stated that three things could happen: not allowing mobile vendors anymore, allowing for the court to decide whether to lift a license on a vendor, or to give the Parks System Director the discretion of whether to give (1<sup>st</sup> offense) a warning, (2<sup>nd</sup> offense) a fine, and (3<sup>rd</sup> offense) revoke license/permit after adequate warnings. Judge Hinojosa stated that he felt that the Parks System Director should be given the discretion to deal with the matter in order to leave the politics out of the matter and to follow a fair process.

Commissioner Wood asked if the Parks System inspects vendors to ensure adequate insurance and proper licensing.

Mr. Mendez responded in the affirmative, adding that the health inspection was done by the Health Department and merely verified by the Parks Systems.

Commissioner Wood agreed with the “three strikes and you are out” system suggested by Judge Hinojosa. He added that non compliance creates an unsafe situation.

Mr. Mendez stated that he brought the matter before the Court because of the alarming safety issue.

Commissioner Wood noted the need for adequate documentation, citations as needed, that the vendors be given an opportunity to get their paperwork together, and that action be taken upon not complying.

Judge Hinojosa suggested that vendors be placed on some form of probation and that any violation thereafter be grounds to revoke its license for a year, that they have to follow due process when reapplying, and that Mr. Mendez and Legal Counsel prepare a policy and present it to the court for approval and to explain how implementation would take place. He stated that Mr. Mendez should have discretion and that any concerns where legal consequences might arise be brought before the court in Executive Session.

Commissioner Benavides requested that vendors take care of each other and that they be properly registered and insured.

Mrs. Maria Salazar, mobile vendor owner, explained that she has never broken any laws and has never received citations from Park Rangers, adding that they stop upon a request from the Park Rangers.

Commissioner Tamayo asked if Mrs. Salazar was not aware that they must be stationary.

Mr. Mendez explained that the vendors were stationary and allowed to rotate.

Judge Hinojosa responded that the matter would be discussed with Legal Counsel, and that the policy would be handled in an administrative way.

Mr. Mendez stated that he would bring the policy in two weeks for approval by the Court.

Commissioner Tamayo moved that the discussion relating to violations of mobile and stationary vending permits on public beaches be acknowledged, and that this Item be **TABLED** for two (2) weeks.

The motion was seconded by Commissioner Garza and carried unanimously.

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(7) **CONSIDERATION AND AUTHORIZATION TO EXECUTE A CONTRACT WITH JAMAIL CONSTRUCTION FOR THE CONSTRUCTION OF THE BROWNE ROAD SOCIAL SERVICES BUILDING (JM-PARK SYSTEM)**

Commissioner Benavides moved that the contract with Jamail Construction for the construction of the Browne Road Social Services Building be approved.

The motion was seconded by Commissioner Tamayo.

Commissioner Garza questioned the funding source.

Mr. Mark Yates, County Auditor, responded that the Court set aside \$1.57 million, including \$250,000.00 provided by the NIÑOS Organization and \$425,000.00 from the City of Brownville's capital project budget, adding that he must verify if the bonds were sold and if funds were available and if not then working capital would be provided until said funds were available.

Commissioner Garza questioned if all legal issues were in place.

Mr. Javier Mendez, Parks System Director, stated that Ms. Jeffries and Mr. David Gomez, Department of Transportation, reviewed the contract.

Judge Hinojosa suggested that this item be approved subject to legal review.

Commissioner Benavides moved that the execution of the contract with Jamail Construction for the construction of the Browne Road Social Services Building be approved, subject to legal review.

The motion was seconded by Commissioner Tamayo and carried as follows:

AYE: Commissioners Benavides, Tamayo and Judge Hinojosa.

NAY: Commissioner Wood.

ABSTAIN: Commissioner Garza

**The Contract is as follows:**

(8) **CONSIDERATION AND ACTION RELATED TO  
SOUTHWESTERN BELL PAY PHONES LOCATED ON  
COUNTY PROPERTY (MF-PURCHASING)**

Mr. Munoz, SBC Representative, explained that ten of twenty-one pay phones located on county buildings would be removed because they were not cost effective. He explained that the county had the option to pay to keep any of the phones.

Commissioner Garza commented that a lot of the pay phones to be removed were located on South Padre Island, and that he would think that SBC would keep some pay phones in isolated areas. He requested to see the contract between the county and SBC.

Mr. Munoz explained that the contract for inmate phones and pay phones were different.

Commissioner Garza stated that he disagreed with the cost for the inmate phones where SBC was “making a killing on those phones” and that he found it disturbing that some phones located on South Padre Island could not be kept since great profit was being gained from the inmate phones.

Judge Hinojosa suggested that maps be provided in order to perhaps keep some pay phones located isolated areas for safety issues.

Mr. Javier Mendez, Parks System Director, stated that four pay phones would be kept on South Padre Island, one being located within the office.

Mr. Doug Wright, Commissioners’ Court Legal Counsel, clarified that Mr. Munoz was merely informing the Court that the pay phones would be removed rather than asking for permission to do so.

Mr. Munoz clarified that SBC pays the county a commission for the pay phones.

Upon motion by Commissioner Wood, seconded by Commissioner Garza and carried unanimously, the discussion relating to the Southwestern Bell Pay Phones located on county property was acknowledged.

**The Report is as follows:**

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(10) **CONSIDERATION AND AUTHORIZATION TO PURCHASE A BOMAG MPH 362 AND/OR AN ASPHALT ZIPPER AZ480HD UTILIZING H-GAC CONTRACT (PS-DEPT. OF TRANSPORTATION)**

Mr. Mark Yates, County Auditor, advised that the agenda item should specify only as to the equipment and not the brand.

Mr. Pete Sepulveda, Department of Transportation Director, stated that the reclaimer to be purchased instead of the asphalt zipper must be bid out.

Commissioner Garza moved that requesting of bids for the Asphalt Zipper AZ480HD and/or reclaimer be authorized.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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(11) **IN THE MATTER REGARDING CONSIDERATION AND ACTION REGARDING REQUEST BY THE CITY OF BROWNSVILLE REGARDING THE IMPROVEMENTS ON FM 511 (PS-DEPT. OF TRANSPORTATION)(TABLED)**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously this Item was **TABLED**.

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(12) **CONSIDERATION AND AUTHORIZATION TO CLOSE COUNTY BRIDGE ON TALBERT ROAD NORTHEAST OF RIO HONDO IN THE PRECINCT 4 AREA (PS-DEPT. OF TRANSPORTATION)**

Mr. Pete Sepulveda, Department of Transportation Director, reported that the bridge was closed after it was found to be unsafe by the staff engineer and that the school district and media were notified of the closing. He stated that a plan of action would be presented to the Court in about 45 days.

Commissioner Wood commented that the respective Drainage District has responsibility on the matter.

Judge Hinojosa suggested that the Department of Transportation talk to the Drainage District since they too have some responsibility.

Commissioner Tamayo moved that the closing of county bridge on Talbert Road northeast of Rio Hondo in the Precinct 4 area be authorized.

The motion was seconded by Commissioner Garza and carried unanimously.

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## 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**

- Item 36-A: Commissioner Tamayo clarified that this was located within Precinct 4.
- Item No. 20: Commissioner Garza questioned this item and if a flat fee would be paid, in addition to who was selecting the attorneys.  
Judge Hinojosa explained that this was needed for purposes of handling cases that were being handled by the District Attorney as a private attorney, noting that the individuals were appointed by the District Judges.  
Mr. Doug Wright, Commissioners' Court Legal Counsel, responded that it would be a flat fee and that two individuals would be appointed by the administrative judges at both District and County Court at Law level.  
Mr. Xavier Villarreal, Budget Officer, clarified that the cost would be funded by Fund 90.
- Item No. 19: Commissioner Benavides reported that the Brotherhood Organization presents scholarships to an average student and that said organization was made up of retirees from within our community.

**NOTE: COMMISSIONER TAMAYO STEPPED OUT.**

- Item No. 17: Judge Hinojosa stated that Commissioner Tamayo, President of the Mr. Amigo Association, made a great choice and that the presentation would be held Friday at 10:30 a.m. at the Central Jury Room.
- Item No. 37-A: Commissioner Garza asked if it would be more advantageous for the county to send the Maintenance Superintendent.  
Mr. Javier Mendez, Park System Director, responded that although the Maintenance Department builds but Parks maintains the playgrounds.

Commissioner Benavides moved that the "Travel and Consent Items" be approved, with exception of No. 16.

The motion was seconded by Commissioner Garza and carried unanimously.

- (16) IN THE MATTER REGARDING APPROVAL OF CLAIMS. (ACTION TAKEN SEPARATELY)**
- (17) ADOPTION OF RESOLUTION HONORING MS. LOLITA AYALA ON THE OCCASION OF HER SELECTION AS MR. AMIGO 2005 AND PROCLAIMING FEBRUARY 25, 2005 AS "LOLITA AYALA DAY" IN CAMERON COUNTY. (COMM. COURT)**  
**The Resolution follows:**
- (18) ADOPTION OF RESOLUTION REGARDING COLON CANCER AWARENESS. (COMM. COURT)**  
**The Resolution follows:**
- (19) ADOPTION OF RESOLUTION RECOGNIZING THE BROTHERHOOD OF FAITH FOR THEIR SERVICE TO THE COMMUNITY. (COMM. COURT)**  
**The Resolution follows:**

- (20) **POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES BETWEEN CAMERON COUNTY AND LUIS V. SAENZ AND DAVID SANCHEZ TO PROVIDE LEGAL REPRESENTATION AS SPECIAL PROSECUTORS. (RG-COUNTY JUDGE)**  
**The Contract follows:**
- (21) **ADOPTION OF A RESOLUTION ENCOURAGING AWARENESS OF SEVERE WEATHER IN CAMERON COUNTY. (TH-EMERGENCY MANAGEMENT)**  
**The Resolution follows:**
- (22) **AMENDMENT OF GRANT AGREEMENT (03-032) BETWEEN CAMERON COUNTY AND TEXAS GENERAL LAND OFFICE, TO EXTEND THE TERM OF THE AGREEMENT TO MARCH 31, 2005. (JM-PARK SYSTEM)**  
**The Amendment follows:**
- (23) **POSSIBLE AUTHORIZATION TO SOLICIT PROPOSALS FOR THE CONCESSION BUILDING AT THE ANDY BOWIE COUNTY PARK. (JM-PARK SYSTEM)**
- (24) **AUTHORIZATION TO OPERATE, MAINTAIN AND COLLECT ACCESS FEES ON BEACH ACCESS #6 AND COUNTY BAY ACCESS AKA THE FLATS. (JM-PARK SYSTEM)**
- (25) **APPROVAL OF AN AMENDMENT TO TAX ABATEMENT AGREEMENT BETWEEN CAMERON COUNTY AND PENN ALUMINUM INTERNATIONAL, INC. IN THE HARLINGEN INDUSTRIAL PARK ENTERPRISE ZONE TO INCLUDE OMITTED PROVISION ON THE ABATEMENT ON PERSONAL PROPERTY. (FB-PD & M)**  
**The Amendment follows:**
- (26) **AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT A CONTINUATION GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR FOR THE REQUEST OF MENTORS TO WORK WITH THE PRESENT BOOT CAMP POPULATION TO PROVIDE EDUCATIONAL TUTORING TO CADETS. (TR-JUVENILE)**  
**The Resolution follows:**
- (27) **AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT A CONTINUATION GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR FOR THE REQUEST OF A JUVENILE AND POLICE OFFICER TO WORK A SPECIALIZED PREVENTION AND INTERVENTION PROGRAM IN THE BROWNSVILLE ELEMENTARY SCHOOLS. (TR-JUVENILE)**  
**The Resolution follows:**
- (28) **AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BIDS: (MF-PURCHASING)**  
**A. ROAD MATERIALS: DRAINAGE – ANNUAL BID #2520.**
- (29) **AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S: (MF-PURCHASING)**  
**A. ARMORED CAR SERVICES – ANNUAL BID #1180 TO ROCHESTER ARMORED CARS**
- (30) **AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S: (MF-PURCHASING)**  
**A. LUBES, OIL, GREASES & ANTI-FREEZE – ANNUAL BID #1993 TO HOLLON OIL**
- (31) **AUTHORIZATION TO RENEW THE FOLLOWING BIDS/ RFP'S: (MF-PURCHASING)**  
**A. LIGHT BULBS & BALLASTS – ANNUAL BID #2004 TO ELECTRIC FIXTURE**

- (32) **AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BIDS: (MF-PURCHASING)**  
**A. NATURAL GAS SUPPLY & TRANSMISSION (JAIL-OLMITO) - ANNUAL BID #2435**
- (33) **AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)**  
**A. BRUSH TRUCK – 24 C.Y. TO GRANDE TRUCK CENTER**  
**The Tabulation follows:**
- (34) **AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR TAMM LANE NORTH NO. 3 SUBDIVISION, PRECINCT 4, FOR UNBUILT SEPTIC SYSTEMS AND WATER WELLS (PS-DEPT. OF TRANSPORTATION)**
- (35) **AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)**  
**A. PRECINCT NO. 4- DEL RIOS UNIT 4 SUBDIVISION, BEING A RESUBDIVISION OF 10.629 ACRES OF LAND CONSISTING OF A 9.30 ACRE TRACT, 0.524 ACRE OF ABANDONED RAILROAD RIGHT OF WAY AND LOST 8 THRU 11, DEL RIO SUBDIVISION PHASE III-A, (CABINET 1, PAGE 2026A MAP RECORDS OF CAMERON COUNTY), SAID 9.30 ACRE TRACT BEING THAT SAME TRACT RECORDED IN VOLUME 5570 PAGE 66 OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS ALL BEING OUT OF LOT “E” JAMES DICKINSON SUBDIVISION NO. 1 AS RECORDED IN VOLUME 4, PAGE 32 MAP RECORDS OF CAMERON COUNTY, TEXAS.**
- (36) **CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)**  
**A. PRECINCT NO. 4- L. AND D. RANCH SUBDIVISION, BEING 12.40 ACRES OF LAND BEING SITUATED OUT OF THE EAST 16.00 ACRES OF THE WEST 20 ACRES OF THE ORANGE GROVE PARK SUBDIVISION, AS RECORDED IN VOLUME 4, PAGE 11 OF THE CAMERON COUNTY MAP RECORDS, CAMERON COUNTY, TEXAS.)**

## TRAVEL ITEMS

- (37) **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. Park Manager and Park Keeper to attend the “National Playground Safety Inspector Certification Course & Exam” in Corpus Christi, Texas, March 7-9, 2005;
- B. Park System Director and Deputy Director to attend the “Rio Grande Empowerment Zone Meeting”, in McAllen, Texas, March 7-9, 2005;
- C. Two (2) Justice of the Peace Precinct 5, Place employees to attend the “Court Personnel Seminar”, in Austin, Texas, March 1-4, 2005;
- D. Director of Department of Transportation and Commissioner Precinct 3, to attend meetings in regards to the Border Colonia Access Program and to attend legislative issues in the relation to the Border Colonia Access Program, in Austin, Texas, February 22-23, 2005;
- E. County Judge Employee to attend the meeting during the “79<sup>th</sup> Legislative Session”, in Austin, Texas, February 21-25, 2005 and February 28-March 4, 2005.

- (17) ADOPTION OF RESOLUTION HONORING MS. LOLITA AYALA ON THE OCCASION OF HER SELECTION AS MR. AMIGO 2005 AND PROCLAIMING FEBRUARY 25, 2005 AS “LOLITA AYALA DAY” IN CAMERON COUNTY. (COMM. COURT)**  
**The Resolution follows:**

- (18) ADOPTION OF RESOLUTION REGARDING COLON CANCER AWARENESS.  
(COMM. COURT)  
The Resolution follows:**

- (19) ADOPTION OF RESOLUTION RECOGNIZING THE BROTHERHOOD OF FAITH FOR THEIR SERVICE TO THE COMMUNITY. (COMM. COURT)**  
**The Resolution follows:**

- (20) POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES BETWEEN CAMERON COUNTY AND LUIS V. SAENZ AND DAVID SANCHEZ TO PROVIDE LEGAL REPRESENTATION AS SPECIAL PROSECUTORS. (RG-COUNTY JUDGE)**  
**The Contract follows:**

- (21) ADOPTION OF A RESOLUTION ENCOURAGING AWARENESS OF SEVERE WEATHER IN CAMERON COUNTY. (TH-EMERGENCY MANAGEMENT)**  
**The Resolution follows:**

- (22) AMENDMENT OF GRANT AGREEMENT (03-032) BETWEEN CAMERON COUNTY AND TEXAS GENERAL LAND OFFICE, TO EXTEND THE TERM OF THE AGREEMENT TO MARCH 31, 2005. (JM-PARK SYSTEM)**  
**The Amendment follows:**

- (25) APPROVAL OF AN AMENDMENT TO TAX ABATEMENT AGREEMENT BETWEEN CAMERON COUNTY AND PENN ALUMINUM INTERNATIONAL, INC. IN THE HARLINGEN INDUSTRIAL PARK ENTERPRISE ZONE TO INCLUDE OMITTED PROVISION ON THE ABATEMENT ON PERSONAL PROPERTY. (FB-PD & M)**  
**The Amendment follows:**

- (26) **AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT A CONTINUATION GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR FOR THE REQUEST OF MENTORS TO WORK WITH THE PRESENT BOOT CAMP POPULATION TO PROVIDE EDUCATIONAL TUTORING TO CADETS. (TR-JUVENILE)**  
**The Resolution follows:**

- (27) **AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT A CONTINUATION GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR FOR THE REQUEST OF A JUVENILE AND POLICE OFFICER TO WORK A SPECIALIZED PREVENTION AND INTERVENTION PROGRAM IN THE BROWNSVILLE ELEMENTARY SCHOOLS. (TR-JUVENILE)**

**The Resolution follows:**

- (33) AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)**  
**A. BRUSH TRUCK – 24 C.Y. TO GRANDE TRUCK CENTER**  
**The Tabulation follows:**

## EXECUTIVE SESSION

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 11:17 A.M. to discuss the following matters:

**(38) EXECUTIVE SESSION:**

- A. Confer with Commissioners' Court Legal Counsel concerning Cameron County versus Faulkner, USA formerly known as Landmark; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(1) (A) & (2);
- B. Confer with Commissioners' Court Legal Counsel concerning issues regarding the Cameron County Detention Centers and the Cameron County Sheriff's Administration Building; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- C. Confer with Commissioners' Court Legal Counsel concerning issues regarding the Del Mar Heights buyout properties; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 2;
- D. Deliberation regarding Real Property concerning the possible amendments to the current terms of the concession with Costa Rica Bar & Grill; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (2);
- E. Confer with Commissioners' Court Legal Counsel concerning the possible sale of county properties in Harlingen and San Benito; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- F. Confer with Commissioners' Court Legal Counsel concerning Michael McGhee Scott versus Yolanda De Leon, Criminal District Attorney and Cameron County, Texas, in the 107<sup>th</sup> District Court; Cause No. 03-01-122-A, for discussion on status of case and ratification of settlement; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(A) & (B) & (2);
- G. Confer with Commissioners' Court Legal Counsel concerning Hilda Trevino versus Cameron County in the 357<sup>th</sup> District Court; Cause No. 2002-12-4987-E, authority to hire an expert; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- H. Confer with Commissioners' Court Legal Counsel concerning claim by Cameron County against Fisher Scientific Company L.L.C., 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 Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- I. Deliberation regarding contractual negotiations for solid waste garbage collection services in Cameron County on a matter 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 This Chapter; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (2).
- O Confer with Commissioners' Court Legal Counsel concerning Cellular One Service and existing contract with Cellular One, 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 Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2).

NOTE: COMMISSIONER WOOD LEFT THE MEETING AND COMMISSIONER TAMAYO RETURNED.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court reconvened into Regular Session at 12:07 P.M., to discuss the following matters:

**(39) ACTION RELATIVE TO EXECUTIVE SESSION:**

- (A) In the matter regarding confer with Commissioners' Court Legal Counsel Concerning Cameron County versus Faulkner, USA, formerly known as Landmark; (TABLED)**
- (B) In the matter regarding confer with Commissioners' Court Legal Counsel concerning issues regarding the Cameron County Detention Centers and the Cameron County Sheriff's Administration Building; (TABLED)**

NOTE: THESE ITEMS WERE NOT DISCUSSED.

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously these Items were **TABLED**.

- 
- (C) Confer with Commissioners' Court Legal Counsel concerning issues regarding the Del Mar Heights buyout properties.**

Commissioner Garza moved that the execution of the documents for the sale of the properties that are provided to the secretary of the Court be authorized at the amounts of \$28,800.00 and \$16,707.00, pursuant to the buyout program set by the federal government.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The documents are as follows:**

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**(D) Deliberation regarding Real Property concerning the possible amendments to the current terms of the concession with Costa Rica Bar & Grill.**

Commissioner Garza moved that the Parks System be authorized to request proposals for development of track 2.

The motion was seconded by Commissioner Tamayo.

Mr. Doug Wright, Commissioners' Court Legal Counsel, asked if the relationship on track 2 was terminated and if it was done by formal letter.

Mr. Javier Mendez, Parks System Director, responded in the affirmative.

Mr. Wright stated that the process required by law must be followed for track 2.

Judge Hinojosa suggested that it was in the best interest of the Costa Rica Bar & Grill that the process be followed due to the investment he was considering.

Commissioner Garza moved that the Parks System be authorized to request proposals for development of track 2.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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**(E) Confer with Commissioners' Court Legal Counsel concerning the possible sale of county properties in Harlingen and San Benito.**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously the Status Report by Legal Counsel was acknowledged and authorization was given to proceed with the sale of all lots that do not affect county employees, and that there be a completion of the appraisal of the Aguirre Building.

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**(F) Confer with Commissioners' Court Legal Counsel concerning Michael Mc Ghee Scott versus Yolanda De Leon, Criminal District Attorney, and Cameron County, Texas in the 107<sup>th</sup> District Court; Cause No. 03-01-122-A, for discussion on status of case and ratification of settlement.**

Commissioner Tamayo moved that the settlement in the amount of \$27,000.00 and the offering of a job with the District Attorney at the salary and position set by the same be authorized

The motion was seconded by Commissioner Benavides and carried as follows:

AYE: Commissioners Benavides, Wood, Tamayo and Judge Hinojosa

NAY: Commissioner Garza.

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- (G) Confer with Commissioners' Court Legal Counsel concerning Hilda Trevino versus Cameron County in the 357<sup>th</sup> District Court; Cause No. 2002-12-4987-E, authority to hire an expert.**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the hiring of Professor Cardenas as expert for county in this case and the use of the same proceeds used in the Michael Mc Ghee Scott case towards payment of fees for said expert were authorized.

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- (H) Confer with Commissioners' Court Legal Counsel concerning claim by Cameron County against Fisher Scientific Company L.L.C., 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.**

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Status Report by Legal Counsel was acknowledged.

- 
- (I) Deliberation regarding contractual negotiations for solid waste garbage collection services in Cameron County on a matter 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 this chapter.**

Commissioner Benavides moved that Status Report by Grace Salinas, County Judge's Office, be acknowledged, and that the due diligence document presented by the consultants be made part of the record.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The document is as follows:**

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- (J) **Confer with Commissioners' Court Legal Counsel concerning Cellular One service and existing contract with Cellular One, 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.**

Upon motion by Commissioner Benavides, seconded by Commissioner Tamayo and carried unanimously, Mr. Doug Wright, Commissioners' Court Legal Counsel, was authorized to send a letter to Cellular One notifying them of the county's intent to cancel the contract for the reasons set out in Executive Session and the Budget Officer and County Auditor were instructed to look at the county cell phones and determine the phones necessary for proper operations of county government and they were authorized to begin negotiations with Sprint PCS for a new contract, inclusive of recommendation on the new number of phones needed.

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- (13) **IN THE MATTER REGARDING CONSIDERATION AND POSSIBLE ACTION REGARDING THE COUNTY CELLULAR PHONE SERVICES AND REQUEST BY CONSTABLE PRECINCTS 1, 3 AND 4, SHERIFF'S DEPARTMENT, PARK SYSTEM AND TAX ASSESSOR-COLLECTOR TO USE ALTERNATIVE SERVICES (COMM. COURT) (TABLED)**

Upon motion by Commissioner Garza and seconded by Commissioner Tamayo and carried unanimously, this Item was **TABLED**.

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Mr. Doug Wright, Commissioners' Court Legal Counsel, asked if the Court wanted for all employees to return Cellular One phones

Judge Hinojosa responded in the affirmative.

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- (16) **APPROVAL OF CLAIMS**

Mr. Mark Yates, County Auditor, reported that rent expenditures, totaling \$255,798.00, could be redirected over a ten year period to finance the renovation of the Levi Building, totaling \$2.1 million. He stated that the county would invest \$2.8 million into said facility as presently designed, and that the renovations would take about 24 months.

Judge Hinojosa clarified that the renovations could be done as soon as 12 months. He suggested that the County Auditor prepare a financing plan to be funded through the saved funds and that the balance of the bond monies go towards site improvements at the Dancy Building, with the understanding that any remaining bond

monies go towards the Port Isabel Annex and that the proceeds from sales of all properties go towards construction of the Harlingen facility.

Mr. Yates presented the late claims.

Mr. Steve Lanet, Sprint PCS, explained that not terminating present cellular service would not allow for number to be kept, and that he would be unable to guarantee the same cellular number.

Mr. Wright stated that a smoother transition was possible if Sprint allows to transition under their existing proposal with the understanding that further negotiations could be done.

Judge Hinojosa agreed and noted the need to address the issue regarding the number of cell phones.

Mr. Lanet explained that the contract being offered was the same offered to all governmental entities and that service could be changed at any time.

Commissioner Tamayo moved that the Claims be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

**The late claims are as follow:**

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There being no further business to come before the Court, upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 12:25 P.M.

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**APPROVED** this 10<sup>th</sup> day of **May 2005**.

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**GILBERTO HINOJOSA**  
**COUNTY JUDGE**

**ATTEST:**

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**JOE G. RIVERA,**  
**COUNTY CLERK AND EX-OFFICIO CLERK**  
**OF THE COMMISSIONERS' COURT OF**  
**CAMERON COUNTY, TEXAS**