



County Clerk

**Cameron County, Texas  
Commissioner's 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, March 8, 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

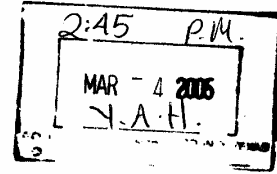
David A. Garza  
Commissioner, Pct. 3  
(956) 361-8209

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 8<sup>th</sup> DAY OF MARCH 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.

### **PRESENTATIONS:**

2. PRESENTATION BY LINEBARGER GOGGAN BLAIR & SAMPSON LAW FIRM REGARDING DELINQUENT PROPERTY TAX REPORT. (TY-TAX OFFICE)
3. PRESENTATION OF LEGISLATIVE UPDATE. (VDL-COUNTY JUDGE)

### **ITEMS FOR DISCUSSION AND ACTION:**

4. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
5. CONSIDERATION AND POSSIBLE ACTION REGARDING PERMANENT PART-TIME EMPLOYEES' PAY RATE. (COMM. COURT)
6. CONSIDERATION AND AUTHORIZATION OF A COMMUNITY DONATION AS PER V.T.C.A. CODE OF CRIMINAL PROCEDURE ARTICLE 59.06 FROM FORFEITURE FUNDS AS DIRECTED BY COMMISSIONERS' COURT. (DG-DA)
7. CONSIDERATION AND ADOPTION OF RESOLUTION SUPPORTING HOUSE BILL 1069 RELATING TO THE LIABILITY OF A GOVERNMENTAL UNIT. (COMM. COURT)

8. CONSIDERATION AND ADOPTION OF SENATE BILL 684 RELATING TO AUTHORIZING CERTAIN COUNTIES AND MUNICIPALITIES TO REGULATE LAND DEVELOPMENT. (COMM. COURT)
9. CONSIDERATION AND APPOINTMENT OF REVIEW COMMITTEE FOR ARCHITECTURAL PROPOSALS, FOR THE SANTA MARIA CHURCH RESTORATION PLAN. (FB-PD & M)
10. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING THE DISTRICT ATTORNEY'S OFFICE TO FILE A CONTINUATION GRANT APPLICATION WITH THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE VICTIM ASSISTANCE PROGRAM AND DESIGNATION OF FUNDING SOURCE FOR REQUIRED MATCH. (FB-PD & M)
11. CONSIDERATION AND AUTHORIZATION TO PROVIDE IMPROVEMENTS AND/OR MAINTENANCE ON ROADS WITHIN GREEN VALLEY FARMS SUBDIVISION. (DG-COMM. PCT 3)

**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.

12. APPROVAL OF CLAIMS.
13. CONSIDERATION AND AUTHORIZATION TO ENTER INTO AN AGREEMENT BETWEEN CAMERON COUNTY AND THE UNIVERSITY OF TEXAS AT BROWNSVILLE'S WORK-STUDY TO PROVIDE PARTICIPANTS TO THE DISTRICT ATTORNEY'S OFFICE. (DG-DA)
14. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING ACCOUNTS WITH LONE STAR NATIONAL BANK: CAMERON COUNTY JUSTICE OF THE PEACE CONSOLIDATED ACCOUNT; CAMERON COUNTY TREASURER, CAMERON COUNTY RMA FUND NO. 110; CAMERON COUNTY FIFTH ADMINISTRATION, JUDICIAL REGION OF TEXAS, SELECT C.D. ACCOUNT NO. 61015717. (EG-TREASURER)
15. CONSIDERATION AND AUTHORIZATION TO AMEND THE SIGNATURE CARD ON THE FOLLOWING ACCOUNT WITH LONE STAR NATIONAL BANK: CAMERON COUNTY, CAMERON COUNTY PARKS SYSTEM. (EG-TREASURER)
16. CONSIDERATION AND APPROVAL OF HIDTA PERSONAL SERVICE AGREEMENT BETWEEN CAMERON COUNTY AND HORTENCIA GUTIERREZ, CONTRACTOR FOR THE PERIOD OF JANUARY 1, 2005 THROUGH DECEMBER 31, 2005. (MY-AUDITOR)
17. CONSIDERATION AND ADOPTION OF A RESOLUTION OF APPRECIATION FOR THE EFFORTS OF END OF THE ROAD MINISTRIES AND URGING PUBLIC PARTICIPATION IN THE MINISTRY'S 'INVEST IN HOPE' FUNDRAISERS. (COMM. COURT)

18. CONSIDERATION AND AUTHORIZATION FOR CAMERON COUNTY PARKS SYSTEM TO PURCHASE THREE CELLULAR PHONES FROM SPRINT PCS, INC., FOR (2)-COMMUNITY PARKS STAFF AND (1)-LT. FLORES, RANGER DIVISION. (JM-PARK SYSTEM)
19. CONSIDERATION AND AUTHORIZATION TO ISSUE A DUNE PROTECTION PERMIT AND BEACHFRONT CERTIFICATE TO APPLICANT; DOMIT CONSTRUCTION & DEVELOPMENT, INC. (JM-PARK SYSTEM)
20. CONSIDERATION AND POSSIBLE AUTHORIZATION TO SOLICIT PROPOSALS FOR THE FORMER CONCESSION PROPERTY JEREMIAHS RIVERRIDE AT ISLA BLANCA COUNTY PARK. (JM-PARK SYSTEM)
21. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE SAN BENITO CONSOLIDATED SCHOOL DISTRICT PHLEBOTOMY PROGRAM FOR STUDENT INTERNSHIPS. (YS-HEALTH)
22. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE SHERIFF'S JUVENILE LAW ENFORCEMENT OFFICER GRANT. (FB-PD & M)
23. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE PRECINCT 2 CONSTABLE'S CRIME PREVENTION PROGRAM GRANT. (FB-PD & M)
24. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S /RFQ FOR: (MF-PURCHASING)
  - A. HISTORIC SANTA MARIA CHURCH RESTORATION ARCHITECTURAL SERVICES – RFQ #050201
25. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)
  - A. ROAD MATERIALS: FLEXIBLE BASE – ANNUAL BID #2560 TO FRONTERA MATERIALS/VULCAN
  - B. ROAD MATERIALS: SURFACING – ANNUAL BID #2580 TO FRONTERA MATERIALS/MARTIN MARIETTA
26. CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S: (MF-PURCHASING)
  - A. TRANSPORTATION OF INMATES – ANNUAL BID #1890 TO TRANSCOR
  - B. SOLID WASTE DISPOSAL – PARKS DEPT. SPI – ANNUAL BID #1970 TO WASTE MGMT OF SOUTH TEXAS

27. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
- A. PRECINCT NO. 2- M.A.M. GARDENS SUBDIVISION, BEING 5.938 ACRES OF LAND OUT OF 32.62 ACRE TRACT COMPRISED OF 2.055 ACRES OUT OF BLOCK 179, FRESNOS LAND AND IRRIGATION COMPANY'S SUBDIVISION, AS DESCRIBED IN DEED TO PEDRO YZAGUIRRE, DATED SEPT. 10, 1951, FROM F.C. RICHEY (CAMERON COUNTY DEED REC. VOL. 523 PAGE 178), AND 3.883 ACRES OUT OF THE 32.62 BLOCK 178 OF SAID FRESNOS LAND AND IRRIGATION COMPANY SUBDIVISION AS DESCRIBED IN DEED TO PEDRO YZAGUIRRE AND WIFE, HELEN MAHON (CAMERON COUNTY, DEED RECORDS VOLUME 661, PAGES 486 AND 487) IN SHARE 22, ESPIRITU SANTO GRANT, CAMERON COUNTY, TEXAS ACCORDING TO PAM OR PLAT OF SAID SUBDIVISION THEREOF RECORDED IN VOLUME 3, PAGE 9A, MAP RECORDS OF CAMERON COUNTY, TEXAS.
28. CONSIDERATION AND APPROVAL OF TIME EXTENSION, FROM MARCH 15, 2005 TO MARCH 15, 2008, FOR PROVIDING WATER (WATER WELLS) AND SEWER FACILITIES (SEPTIC SYSTEMS) AT TAMM LANE NORTH III SUBDIVISION, PRECINCT 4. (PS-DEPT. OF TRANSPORTATION)
29. CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER ONE FOR THE VETERANS INTERNATIONAL BRIDGE AT LOS TOMATES TRUCK LANE EXPANSION PROGRAM. (PS-DEPT. OF TRANSPORTATION)

**TRAVEL ITEMS:**

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. COUNTY JUDGE, TO TRAVEL TO AUSTIN, TX, ON 3/9/05, TO ATTEND LEGISLATIVE MEETING.
- B. COUNTY JUDGE, TO TRAVEL TO WASHINGTON, DC, ON 3/16-18/05, TO MEET WITH OFFICIALS REGARDING INTRA COASTAL WATERWAY.
- C. COUNTY JUDGE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 3/6-10/05 AND 3/13-18/05, TO ATTEND MEETINGS DURING THE 79TH LEGISLATIVE SESSION.
- D. TAX ASSESSOR-COLLECTOR, CHIEF OF INVESTIGATIONS, AND INVESTIGATORS (2), TO TRAVEL TO AUSTIN, TX, ON 3/20-23/05, TO ATTEND THE "2005 ATPA ANNUAL CONFERENCE."
- E. TAX OFFICE EMPLOYEE, TO TRAVEL TO SAN BENITO, TX, ON 3/14-18/05, TO ATTEND COURSE #1 (INTRODUCTION TO THE TEXAS PROPERTY TAX SYSTEM).

- F. COUNTY CLERK AND DEPUTY COUNTY CLERKS (2), TO TRAVEL TO AUSTIN, TX, ON 4/27-29/05, TO ATTEND THE "U.T. SCHOOL OF LAW SEMINAR FOR COUNTY & DISTRICT CLERKS."
- G. ASSISTANT AUDITOR, TO TRAVEL TO LAS VEGAS, NV, ON TO ATTEND THE BI-TECH USERS GROUP AND PARTICIPATE IN TRAINING IN THE NEW WEB-BROWSER INTEGRATED FINANCIAL ACCOUNTING SOFTWARE.
- H. DEPARTMENT OF HEALTH AND HUMAN SERVICES EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 4/18-21/05, TO ATTEND THE TEXAS WIC 2005 NUTRITION AND BREASTFEEDING CONFERENCE.
- I. DEPARTMENT OF HEALTH AND HUMAN SERVICES DTR/WIC DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 4/18-21/05, TO ATTEND THE TEXAS WIC NUTRITION AND BREASTFEEDING CONFERENCE.
- J. DEPARTMENT OF HEALTH AND HUMAN SERVICES ASSISTANT WIC DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 4/10-13/05, TO ATTEND TEXAS DIETETIC ASSOCIATION FOOD & NUTRITION CONFERENCE & EXHIBITION: THE OBESITY EPIDEMIC.
- K. EXTENSION AGENT, TO TRAVEL TO HOUSTON, TX, ON 3/5-6/05, TO CHAPERONE CAMERON COUNTY 4-H MEMBERS WHO ARE COMPETING IN THE HOUSTON LIVESTOCK SHOW.
- L. PD & M CD COORDINATOR, TO TRAVEL TO MERCEDES, TX, ON 3/9/05, TO ATTEND LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL PROFESSIONAL ADVISORY REVIEW PANEL MEETING.
- M. JUVENILE PROBATION EMPLOYEE, TO TRAVEL TO OKLAHOMA CITY, OK AND LITTLE ROCK, SALINE COUNTY, ON 3/15-18/05, TO ATTEND "BOYS AND GIRL'S CLUB OF AMERICA MEETING."
- N. HUMAN RESOURCES DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 5/4-6/05, TO ATTEND THE 2005 COUNTY MANAGEMENT INSTITUTE.
- O. COMPUTER CENTER DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 3/1-3/05, TO ATTEND IBM BUSINESS PARTNER EASY ACCESS.

**EXECUTIVE SESSION:**

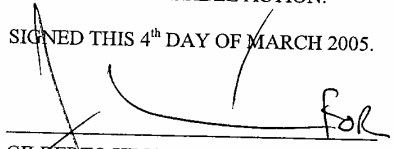
- 31. EXECUTIVE SESSION:
  - A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. FAULKNER, USA FORMERLY KNOWN AS LANDMARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1) (A) & (2).
  - B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING THE CAMERON COUNTY DETENTION CENTERS AND THE CAMERON COUNTY SHERIFF'S ADMINISTRATION BUILDING, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).

- C. 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 V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).
- D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONCESSION AGREEMENT AND LEASE WITH LAGUNA MADRE ENHANCEMENT GROUP REGARDING PROPERTY AT ISLA BLANCA PARK, TO DISCUSS STATUS OF NEGOTIATIONS AND AUTHORITY TO ENTER AN AGREEMENT AND A LEASE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2), 551.072 & 551.087.
- E. DELIBERATION REGARDING REAL PROPERTY CONCERNING BROWNE PARK NORTH BOUNDARY LINE AND EXCHANGE OF TITLE FOR THE BROWNE ROAD REGIONAL PARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

32. ACTION RELATIVE TO EXECUTIVE SESSION:

- A. POSSIBLE ACTION.
- B. POSSIBLE ACTION.
- C. POSSIBLE ACTION.
- D. POSSIBLE ACTION.
- E. POSSIBLE ACTION.

SIGNED THIS 4<sup>th</sup> DAY OF MARCH 2005.

  
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GILBERTO HINOJOSA  
COUNTY JUDGE

