



**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 22, 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.

Accepted for Filing in:  
**Cameron County**

On: Mar 18, 2005 at 02:58P

By,  
Erika De La Torre



## NOTICE

### COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 22<sup>ND</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 OF 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)

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

3. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
4. APPROVAL OF MINUTES FOR:
  - A. JANUARY 25, 2005-REGULAR MEETING
5. CONSIDERATION AND AUTHORIZATION TO CREATE THE COURT CLERK POSITION IN THE OFFICE OF LINDA SALAZAR, JUSTICE OF THE PEACE PRECINCT 2, PLACE 1, CAMERON COUNTY, TEXAS. (LS-J.P. 2-1)
6. CONSIDERATION AND AUTHORIZATION TO PURCHASE SIX (6) CELL PHONES FOR USE BY ASSISTANT DISTRICT ATTORNEYS AND OFFICE PROJECT ASSISTANT. (AV-DA)

7. CONSIDERATION AND APPROVAL OF PERSONNEL POLICY CHANGES ON SECTION 6.01 AND 9.05. (MV-HUMAN RESOURCES)
8. CONSIDERATION AND APPROVAL OF COUNTY USE OF FUNDS FOR ITS APPLICATION TO THE 2005 JUSTICE ASSISTANCE GRANT PROGRAM. (FB-PD & M)
9. CONSIDERATION AND SELECTION OF AN ARCHITECTURAL CONSULTANT FOR THE SANTA MARIA CHURCH RESTORATION PLAN. (FB-PD & M)
10. CONSIDERATION AND ACCEPTANCE OF SASKATCHEWAN, LITTLE AMERICA, CHAPPELL, THOMAE WEST AND HEATHER ROADS INTO THE COUNTY ROAD SYSTEM. (DG-COMM. PCT. 3)
11. CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY AND CUBCO CONSTRUCTION FOR THE USE OF LAND AT CAMERON PARK. (JM-PARK SYSTEM)
12. CONSIDERATION AND POSSIBLE ACTION REGARDING THE OFFERING OF REWARD(S) FOR INFORMATION LEADING TO THE ARREST OR CONVICTION OF INDIVIDUAL(S) CONNECTED TO THE THEFT OF EQUIPMENT FROM BROWNE ROAD PARK AND/OR OTHER ACTS OF VANDALISM. (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.

13. APPROVAL OF CLAIMS.
14. CONSIDERATION AND APPOINTMENT OF MR. LEO RAMIREZ TO FILL THE UNEXPIRED TERM OF PATRICK MARCHAN ON THE CAMERON APPRAISAL DISTRICT. (COMM. COURT)
15. CONSIDERATION AND AUTHORIZATION TO PURCHASE REPLACEMENT VEHICLE (SUV) FOR PRECINCT 6 CONSTABLE THROUGH THE HOUSTON GALVESTON AREA COUNCIL CONTRACT IN EXCHANGE FOR TOTALED PATROL VEHICLE. (MB-CONSTABLE PCT. 6)
16. CONSIDERATION AND AUTHORIZATION TO REFUND TAXES AS AUTHORIZED BY THE CAMERON APPRAISAL DISTRICT AS PER SECTION 25.25 (C) OF THE TEXAS PROPERTY TAX CODE TO: CHARMING SHOPPES INC., \$6,154.52, DELETE ACCOUNT AND CMH HOMES INC., \$8,044.66, CHANGE VALUE. (TY-TAX ASSESSOR-COLLECTOR)
17. CONSIDERATION AND ADOPTION OF A PROCLAMATION DECLARING THE WEEK OF APRIL 3-9, 2005, AS "WEEK OF THE YOUNG CHILD" IN CAMERON COUNTY, TEXAS. (RG-COUNTY JUDGE)

18. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT WITH ASBESTOS & DEMOLITION CONTRACTING FOR ASBESTOS REMOVAL AND DISPOSAL AT THE LEVI'S STRAUSS BUILDING. (DJV-LEGAL)
19. CONSIDERATION AND AUTHORIZATION TO PURCHASE PARK EQUIPMENT VIA THE STATE OF TEXAS - TASB - BUY BOARD - COOPERATIVE PURCHASING AGREEMENT FOR THE BROWNE ROAD REGIONAL PARK. (JM-PARK SYSTEM)
20. CONSIDERATION AND POSSIBLE APPROVAL TO AMEND THE PROJECT AGREEMENT NO. 50-00290-BROWNE ROAD REGIONAL PARK, BETWEEN CAMERON COUNTY AND TEXAS PARKS AND WILDLIFE DEPARTMENT TO EXTEND EXPIRATION DATE FROM JANUARY 31, 2005 TO JANUARY 1, 2006. (JM-PARK SYSTEM)
21. CONSIDERATION AND POSSIBLE ADOPTION OF A PROCLAMATION TO ALLOW CAMERON COUNTY TO PARTICIPATE IN THE NATIONAL BEACH SAFETY WEEK, MAY 24-31, 2005. (JM-PARK SYSTEM)
22. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT A GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR. (TR-JUVENILE)
23. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT AMENDED GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR. (TR-JUVENILE)
24. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO SUBMIT A GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR. (TR-JUVENILE)
25. CONSIDERATION AND ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION TO THE GOVERNORS OFFICE CRIMINAL JUSTICE DIVISION FOR THE CAMERON COUNTY JUVENILE JUSTICE DEPARTMENT'S COMMUNITY HELPING ADOLESCENTS MENTORING PROGRAM (C.H.A.M.P.) GRANT. (TR-JUVENILE)
26. CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES (CCDHHS) AND REBEKAH RASCO FOR THE PROVISION OF EDUCATIONAL ENRICHMENT SERVICES. (YS-HEALTH)
27. CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES (CCDHHS) AND KENNETH ELM FOR THE PROVISION OF VIDEO PRODUCTION ENRICHMENT SERVICES. (YS-HEALTH)
28. CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES (CCDHHS) AND MARIA S. GARCIA FOR THE PROVISION OF COMPUTER EDUCATIONAL ENRICHMENT SERVICES. (YS-HEALTH)

29. CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES (CCDHHS) AND JULIO HERNANDEZ FOR THE PROVISION OF PERFORMING ARTS AND EDUCATIONAL ENRICHMENT SERVICES. (YS-HEALTH)
30. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR: (MI-BLDG. MAINTENANCE)
  - A. FIRE ALARM SYSTEMS INSPECTION SERVICES & MAINTENANCE – ANNUAL BID
31. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)
  - A. FOOD: MEATS–BEEF-POULTRY - QUARTERLY BID #2170-2 TO BENO'S/ LOPEZ WHOLESALE
32. CONSIDERATION AND ACKNOWLEDGEMENT – NO BIDS RECEIVED FOR: (MF-PURCHASING)
  - A. NATURAL GAS SUPPLY & TRANSMISSION – ANNUAL BID #2435
33. CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S: (MF-PURCHASING)
  - A. FIRE EXTINGUISHER MAINTENANCE – ANNUAL BID #1430 TO PUENTE FIRE EXTINGUISHER
34. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/RFQ FOR: (MF-PURCHASING)
  - A. RECYCLER / RECLAIMER – BID #050202 TO ANDERSON
35. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP/ RFQ FOR: (MF-PURCHASING)
  - A. ROAD MATERIALS: DRAINAGE – ANNUAL BID #2520 TO CONTECH/ VARMICON / RIO VALLEY PIPE

**TRAVEL ITEMS:**

36. 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. DISTRICT CLERK AND DEPUTY CLERKS (2), TO TRAVEL TO AUSTIN, TX, ON 4/25-29/05, TO ATTEND THE COUNTY & DISTRICT CLERKS LEGAL EDUCATION CONFERENCE AT UT-AUSTIN.

- B. JUSTICE OF THE PEACE PRECINCT 1 CLERKS (3), TO TRAVEL TO SAN ANTONIO, TX, ON 3/27-29/05, TO ATTEND THE JUSTICE COURT TRAINING CENTER.
- C. COUNTY JUDGE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 3/20-23/05 AND 3/28-4/1/05, TO ATTEND MEETINGS DURING THE 79<sup>TH</sup> LEGISLATIVE SESSION.
- D. SHERIFF DEPARTMENT ADMINISTRATORS (2), TO TRAVEL TO DALLAS, TX, ON 4/12-15/05, TO ATTEND SOUTH CENTRAL REGION'S COMMUNITY CORRECTIONS CONTRACTORS TRAINING.
- E. DEPARTMENT OF TRANSPORTATION DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 3/16/05, TO ATTEND A HEARING ON SENATE BILL 229.
- F. EXTENSION OFFICE EMPLOYEES (2), TO TRAVEL TO CORPUS CHRISTI, TX, ON 4/30/05, TO ASSIST IN THE 2005 SOUTH DISTRICT 12 4-H FASHION SHOW.
- G. JUVENILE COURT JUDGE, TO TRAVEL TO SAN ANTONIO, TX, ON 4/1-2/05, TO ATTEND THE 42<sup>ND</sup> ANNUAL CRIMINAL LAW INSTITUTE.

**EXECUTIVE SESSION:**

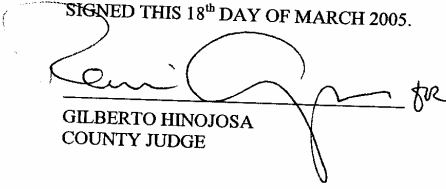
37. EXECUTIVE SESSION:

- 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. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING MITCHELL KENT SWEEZY AND PAULINE RAE SWEEZY; ADVERSARY NO. 04-01015, MITCHELL KENT SWEEZY AND PAULINE R. SWEEZY V. LONE STAR NATIONAL BANK AND CONRADO CANTU, SHERIFF OF CAMERON COUNTY, TEXAS, UNITED STATES BANKRUPTCY COURT, SOUTHERN DISTRICT OF TEXAS, BROWNSVILLE DIVISION, FOR POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(B).
- D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ASO APPEAL REVIEW REQUEST REGARDING JOSE CUELLAR, JR., PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1) & (2).
- E. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE HARLINGEN PROPERTY LOCATED ON THE NORTH SIDE OF EAST TYLER AVENUE BETWEEN 6<sup>TH</sup> AND 7<sup>TH</sup> STREET, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

- F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CLAIM OF ARNOLDO TOVAR, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(2).
  - G. 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 CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THE OPEN MEETING ACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
  - H. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 10, FOR US 83 EXPRESSWAY PROJECT IN THE LA FERIA, PRECINCT 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
  - I. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE UTILITY EASEMENT THROUGH BROWNE ROAD REGIONAL PARK FOR CRAIG ATCHISON, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
  - J. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CLAIM OF JEFF PHILO, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(2).
  - K. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE PURCHASE OF REAL ESTATE FROM THE SCHOOL DISTRICT IN RIO HONDO (LOCATED AT 130 COLORADO, RIO HONDO, TEXAS), PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072 & 551.071(2).
38. 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.
  - I. POSSIBLE ACTION.
  - J. POSSIBLE ACTION.

K. POSSIBLE ACTION.

SIGNED THIS 18<sup>th</sup> DAY OF MARCH 2005.



A handwritten signature in black ink, appearing to read 'Gilberto Hinojosa', is written over a horizontal line. To the right of the signature, there is a small, stylized mark that looks like 'JR'.

GILBERTO HINOJOSA  
COUNTY JUDGE