



**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, April 19, 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

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.



RECEIVED APR 15 2005

2:50 p.m.
Y.A.H.

NOTICE

COMMISSIONERS COURT REGULAR MEETING
TUESDAY, THE 19TH DAY OF APRIL 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 SECOND QUARTER REPORT FOR THE INTERNATIONAL BRIDGE SYSTEM. (PS-DEPT. OF TRANSPORTATION)

ITEMS FOR DISCUSSION AND ACTION:

3. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
4. APPROVAL OF MINUTES FOR:
 - A. FEBRUARY 15, 2005-REGULAR MEETING
5. CONSIDERATION AND AUTHORIZATION TO ALLOW THE CAMERON COUNTY DISTRICT CLERK'S OFFICE TO COLLECT A CONVENIENCE FEE IN THE AMOUNT OF \$2.00 TO RECOVER COSTS INCURRED THROUGH USING TEXAS ONLINE FOR THE ELECTRONIC FILING OF DOCUMENTS PURSUANT TO TEXAS GOVERNMENT CODE 2054.111(E). (ADLG-DISTRICT CLERK)
6. CONSIDERATION AND POSSIBLE ACTION REGARDING RIO GRANDE VALLEY HEALTH SERVICES DISTRICT OPERATIONAL PLAN. (PV-RGVHSD)

7. CONSIDERATION AND POSSIBLE ACTION REGARDING THE CAMERON COUNTY LEGISLATIVE AGENDA, TO INCLUDE PASSAGE OF RESOLUTIONS IN SUPPORT OF OR IN OPPOSITION TO CERTAIN LEGISLATION AFFECTING THE COUNTY'S INTEREST. (VDL-COUNTY JUDGE)
8. CONSIDERATION AND POSSIBLE ACTION REGARDING THE CREATION OF A CAMERON COUNTY FIRE MARSHALL/INSPECTION DIVISION UNDER THE DEPARTMENT OF EMERGENCY RESPONSE AND MANAGEMENT. (TH-EMERGENCY MANAGEMENT)
9. CONSIDERATION AND POSSIBLE APPROVAL OF AN AGREEMENT BETWEEN THE U.S. BORDER PATROL AND CAMERON COUNTY FOR THE CONSTRUCTION AND MAINTENANCE OF A MEMORIAL AT THE LOS INDIOS BRIDGE HONORING BORDER PATROL MEMBERS WHO HAVE LOST THEIR LIVES IN SERVICE. (ET-COMM. PCT 4)
10. CONSIDERATION AND AUTHORIZATION FOR ROBERTO J. RUIZ, PROJECT ARCHITECT, TO PROCEED WITH THE DANCY BUILDING SITE DESIGN AND DEVELOPMENT PHASE. (FB-PD & M)

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 REFUND TAXES ON CORRECTION OF SUPPLEMENTAL CHANGES AS AUTHORIZED BY THE CAMERON APPRAISAL DISTRICT AS PER SECTION 25.25 (C) OF THE TEXAS PROPERTY TAX CODE TO: JOSE A. ALVAREZ. (TY-TAX ASSESSOR-COLLECTOR)
13. CONSIDERATION AND APPROVAL OF A POINT OF SALE REMOTE STICKER PRINTING SYSTEM (RSPS) AGREEMENT WITH; A & V LOPEZ SUPERMARKET #2 (BROWNSVILLE), LOPEZ SUPERMARKET (BROWNSVILLE), HEB FOOD STORE #2 (BROWNSVILLE), HEB FOOD STORE #3 (BROWNSVILLE), HEB FOOD STORE #4 (BROWNSVILLE), HEB FOOD STORE #5 (BROWNSVILLE), HEB FOOD STORE #2 (HARLINGEN), HEB FOOD STORE #3 (HARLINGEN), HEB FOOD STORE #4 (HARLINGEN), HEB FOOD STORE #1 (SAN BENITO), A & V LOPEZ SUPERMARKET (LOS FRESNOS), AND HEB FOOD STORE #383 (PORT ISABEL) FOR EQUIPMENT USED BY LIMITED PURPOSE SUBCONTRACTORS, THROUGH THE CAMERON COUNTY TAX-ASSESSOR COLLECTOR'S OFFICE AND THE TEXAS DEPARTMENT OF TRANSPORTATION MOTOR VEHICLE AND TITLE REGISTRATION DIVISION. (TY-TAX ASSESSOR-COLLECTOR)
14. CONSIDERATION AND APPROVAL OF A POINT OF SALE REMOTE STICKER PRINTING SYSTEM (RSPS) AGREEMENT WITH CARDENAS MOTORS INC., LUKE FRUIA MOTORS, TIPOTEX CHEVROLET INC. AND DON JOHNSON MOTORS INC. FOR EQUIPMENT USED BY DEALER TITLE APPLICATION PROCESS (DTA) USERS, THROUGH THE CAMERON COUNTY TAX ASSESSOR-COLLECTOR'S OFFICE AND THE TEXAS DEPARTMENT OF TRANSPORTATION MOTOR VEHICLE AND TITLE REGISTRATION DIVISION. (TY-TAX ASSESSOR-COLLECTOR)

15. CONSIDERATION AND AUTHORIZATION FOR THE DISTRICT ATTORNEY'S OFFICE TO SUBMIT A GRANT APPLICATION TO THE GOVERNOR'S OFFICE, CRIMINAL JUSTICE DIVISION JUVENILE ACCOUNTABILITY BLOCK GRANT FOR THE JUVENILE SPEEDY TRIAL PROJECT (JSTeP) AND ADOPTION OF A RESOLUTION AUTHORIZING COUNTY JUDGE, GILBERTO HINOJOSA, TO ACT AS AUTHORIZED OFFICIAL. (RG-DA)
16. CONSIDERATION AND AUTHORIZATION FOR THE DISTRICT ATTORNEY'S OFFICE TO SUBMIT A GRANT APPLICATION TO THE GOVERNOR'S OFFICE, CRIMINAL JUSTICE DIVISION JUVENILE JUSTICE AND DELINQUENCY PREVENTION ACT FOR THE STOP TEEN OFFENDER PRE-SEXUALIZATION PROJECT (STOPS) AND ADOPTION OF A RESOLUTION AUTHORIZING COUNTY JUDGE, GILBERTO HINOJOSA, TO ACT AS AUTHORIZED OFFICIAL. (RG-DA)
17. CONSIDERATION AND POSSIBLE APPROVAL OF ALTERNATE MEETING LOCATION OF LOS FRESNOS HIGH SCHOOL GYMNASIUM FOR THE PURPOSE OF CONDUCTION A WORKSHOP CONCERNING A SOLID WASTE DISPOSAL FACILITY IN CAMERON COUNTY FOR THE REASON THAT THE ANTICIPATED ATTENDANCE WILL EXCEED THE SEATING CAPACITY OF THE REGULAR MEETING LOCATIONS OF THE COMMISSIONERS' COURT AND THE LOS FRESNOS INDEPENDENT SCHOOL DISTRICT. (DW-LEGAL)
18. CONSIDERATION AND POSSIBLE APPROVAL OF PUBLICATION OF SALE (SEE ATTACHED NOTICE) INCLUDING THE MINIMUM BID OF \$84,000.00. (DW-LEGAL)
19. CONSIDERATION AND AUTHORIZATION TO UTILIZE TEXAS BUILDING AND PROCUREMENT COMMISSION STATE OF TEXAS PURCHASING AGREEMENT CONTRACT #700-55 FOR THE PURCHASE OF OFFSET PRESS - A.B. DICK. (LP-REPRODUCTION)
20. CONSIDERATION AND APPROVAL OF THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES TO SUBMIT A GRANT RENEWAL APPLICATION FOR IMMUNIZATION SERVICES WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES. (YS-HEALTH)
21. CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES (CCDHHS) AND MARIA RAMOS FOR THE PROVISION OF JOB SKILLS EDUCATIONAL ENRICHMENT SERVICES. (YS-HEALTH)
22. CONSIDERATION AND AUTHORIZATION TO PURCHASE SECURITY ENHANCED HANDGUNS FOR THE COURTHOUSE SECURITY AND COURTROOM BAILIFFS AND FOR ALL LAW ENFORCEMENT OFFICERS HEADQUARTERED IN THE JUDICIAL COURTHOUSE AND TO FUND PURCHASE THROUGH THE COUNTY'S EQUIPMENT LIST AND MASTER LEASE FINANCING PROCEDURES. (MY-AUDITOR)
23. CONSIDERATION AND AUTHORIZATION FOR PD & M DEPARTMENT TO CONDUCT A PUBLIC HEARING ON MAY 4, 2005 FOR THE 2005-2006 TEXAS COMMUNITY DEVELOPMENT PROGRAM. (FB-PD & M)

24. CONSENT TO PURCHASE HP OPENVIEW LICENSE'S UTILIZING STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES INTER-LOCAL COOPERATIVE PURCHASING AGREEMENT CONTRACTS. (RJ-COMPUTER CENTER)
25. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/ RFP'S / RFQ FOR: (MF-PURCHASING)
 - A. POSSIBLE DEVELOPMENT OF A RESTAURANT / BAR, HOTEL / MOTEL AND / OR FAMILY RECREATIONAL FACILITY ON CAMERON COUNTY PROPERTY LOCATED WITHIN THE ANDY BOWIE PARK ON SOUTH PADRE ISLAND, ADJACENT TO BEACH ACCESS #3 IN CAMERON COUNTY, TEXAS – RFP #050302
 - B. ROAD MATERIALS: EMULSION OILS – ANNUAL BID #2540
26. CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS / RFP'S: (MF-PURCHASING)
 - A. BUILDING SUPPLIES: CARPENTRY MATERIALS – ANNUAL BID #2000 TO SOUTH TEXAS MOULDING
 - B. AUTOMOTIVE: BATTERIES – ANNUAL BID #1980 TO CONTINENTAL BATTERY
27. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFP'S / RFQ FOR: (MF-PURCHASING)
 - A. PEST CONTROL SERVICES – ANNUAL BID #1600 TO SAFEGUARD

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. COUNTY COURT AT LAW JUDGE NO. 3, TO TRAVEL TO AUSTIN, TX, ON 5/3-6/05, TO ATTEND THE TEXAS COLLEGE FOR JUDICIAL STUDIES-SPECIALTY.
 - B. COMMISSIONER PRECINCT 3, TO TRAVEL TO AUSTIN, TX, ON 4/6/05, TO ATTEND THE INTERGOVERNMENTAL RELATIONS COMMITTEE HEARING.
 - C. DIRECTOR OF DEPARTMENT OF TRANSPORTATION, ASSISTANT DIRECTOR, COMMISSIONER PCT 2, AND COMMISSIONER PCT. 3, TO TRAVEL TO AUSTIN, TX, ON 4/12-13/05, TO ATTEND MEETING ON LEGISLATION REGARDING RAIL RELOCATION AND TO ATTEND THE TRANSPORTATION SUMMIT.
 - D. TAX OFFICE EMPLOYEES (3), TO TRAVEL TO EDINBURG, TX, ON 5/2-6/05, TO ATTEND COURSE #8 (ASSESSMENT AND COLLECTION).
 - E. COUNTY JUDGE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 4/17-21/05 AND 4/24-29/05 TO ATTEND MEETINGS DURING THE 79TH LEGISLATIVE SESSION.

- F. PRECINCT 5 DEPUTY CONSTABLES (4), TO TRAVEL TO CORPUS CHRISTI, TX, ON 5/10-13/05, TO ATTEND 20 HRS CIVIL PROCESS SEMINAR.
- G. COUNTY EXTENSION AGENT, TO TRAVEL TO OKLAHOMA CITY, OK, ON 5/16-20/05, TO ATTEND THE E-COMMERCE/ENTREPRENEURSHIP TRAINING.
- H. PD & M CD COORDINATOR, TO TRAVEL TO SOUTH PADRE ISLAND, TX, ON 4/22/05, TO ATTEND APPLICATION WORKSHOP FOR 2005-2006 TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA CONSTRUCTION FUND.
- I. HUMAN RESOURCES DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 8/10-12/05, TO ATTEND THE 2005 TEXAS ASSOCIATION OF COUNTIES ANNUAL CONFERENCE.

EXECUTIVE SESSION:

29. EXECUTIVE SESSION:

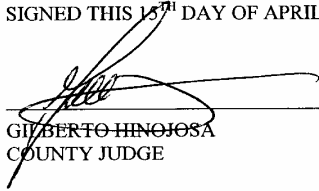
- A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. FAULKNER, USA FORMERLY KNOWN AS LANDMARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1) (A) & (2).
- B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING THE CAMERON COUNTY DETENTION 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 ON LEGAL ISSUES REGARDING CERTAIN TAX ABATEMENT AGREEMENTS APPROVED BY CAMERON COUNTY, ON MATTERS 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).
- D. 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).
- E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING VICENTA CANTU; FELIX R. MUNOZ, RUTH WEAVER AND DIAMANTINA ALVAREZ VS. CAMERON COUNTY AND TONY YZAGUIRRE, JR.; CIVIL ACTION NO. B-03-096 IN THE UNITED STATES DISTRICT COURT, FOR DISCUSSION ON STATUS OF CASE AND AUTHORIZATION OF CIVIL DIVISION TO SUBSTITUTE AS ATTORNEY FOR CAMERON COUNTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(2).

- F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ARMANDINA GARCIA, A & J RETAILERS VS. OMAR LUCIO, INDIVIDUALLY, AND AS SHERIFF OF CAMERON COUNTY AND CAMERON COUNTY IN THE 107TH DISTRICT COURT; CAUSE NO. 2005-04-1934-A, FOR AUTHORITY TO REPRESENT CAMERON COUNTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(2).
- G. 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).
- H. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING POSSIBLE CLAIM INVOLVING THE PUBLIC WORKS DEPARTMENT, 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).

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 15TH DAY OF APRIL 2005.



GILBERTO HINOJOSA
COUNTY JUDGE



RECEIVED APR 15 2005

2:50 p.m.
Y.A.H.

SUPPLEMENTAL NOTICE

COMMISSIONERS' COURT REGULAR MEETING

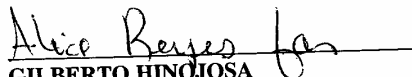
TUESDAY, THE 19th DAY OF APRIL 2005, AT 9:30 A.M.

AGENDA

PURSUANT TO GOVERNMENT CODE SECTION 551.045(B)(2), AS AMENDED, NOTICE IS HEREBY GIVEN THAT AN EMERGENCY SUPPLEMENTAL NOTICE TO THE COMMISSIONERS' COURT REGULAR MEETING OF CAMERON COUNTY, TEXAS, WILL BE HELD IN THE COMMISSIONERS' COURTROOM AT THE COURTHOUSE, 964 E. HARRISON STREET, CONCERNING A COMMUNITY DONATION AS PER V.T.C.A. CODE OF CRIMINAL PROCEDURE ARTICLE 59.06 FROM FORFEITURE FUNDS AS DIRECTED BY COMMISSIONERS' COURT.

1. 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.

SIGNED THIS 15TH DAY OF APRIL, 2005.


GILBERTO HINOJOSA
COUNTY JUDGE