



**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, June 28, 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.

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Cameron County

On: Jun 24, 2005 at 08:22A

By,
Elena Garza



NOTICE

COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 28TH DAY OF JUNE 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 PETER M. ZAVALETTA, BROWNSVILLE NAVIGATION DISTRICT CHAIR, REGARDING THE BAHIA GRANDE PROJECT. (COMM. COURT)

ITEMS FOR DISCUSSION AND ACTION:

3. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
4. APPROVAL OF MINUTES FOR:
 - A. APRIL 19, 2005-REGULAR MEETING
5. CONSIDERATION AND POSSIBLE ACTION REGARDING THE PROPOSED DEVELOPMENT OF SOLID WASTE MANAGEMENT FACILITY IN CAMERON COUNTY. (COMM. COURT)
6. CONSIDERATION AND POSSIBLE ACTION PROVIDING AN ADDITIONAL CELLULAR PHONE AND SERVICE FOR THE TEXAS DEPARTMENT OF PUBLIC SAFETY OFFICER. (GS-DPS)

7. CONSIDERATION AND AUTHORIZATION FOR SHERIFF'S DEPARTMENT TO ACCEPT 84 INTERNATIONAL BUS AND ARMY CARGO TRUCKS FROM FEDERAL GOVERNMENT SURPLUS TO BE USED FOR COMMUNITY SERVICE PROGRAM. (OL-SHERIFF)
8. CONSIDERATION AND POSSIBLE APPROVAL OF DEPOSITORY CONTRACT WITH FIRST NATIONAL BANK. (DJV-LEGAL)
9. CONSIDERATION AND POSSIBLE APPROVAL OF A MAINTENANCE CONTRACT WITH IBM FOR THE INFOPRINT, MODEL 1145-DNI PRINTER IN THE ELECTIONS/VOTER REGISTRATION OFFICE. (RO-ELECTIONS)
10. CONSIDERATION AND ACTION TO APPROVE THE PURCHASE OF THE ES & S AUTOMARK, AN UPGRADE TO THE COUNTY'S EXISTING OPTICAL SCAN VOTING SYSTEM, FROM ELECTION SYSTEMS AND SOFTWARE THROUGH THE TEXAS BUILDING AND PROCUREMENT COMMISSION (TBPC). (RO-ELECTIONS)
11. CONSIDERATION AND ACTION TO APPROVE THE PURCHASE OF THE MODEL 100 PRECINCT BALLOT COUNTER FROM ELECTION SYSTEMS AND SOFTWARE THROUGH THE TEXAS BUILDING AND PROCUREMENT COMMISSION (TBPC). (RO-ELECTIONS)
12. CONSIDERATION AND POSSIBLE ACCEPTANCE OF THE INTER-OPERABLE PUBLIC SAFETY COMMUNICATIONS SYSTEM FROM MOTOROLA, INC. (TH-EMERGENCY MANAGEMENT)
13. CONSIDERATION AND AUTHORIZATION TO CHANGE THE SUPERVISION OF STAFF POSITIONS AT CAMERON PARK - HEALTH & HUMAN SERVICES DEPARTMENT BACK TO THE CAMERON PARK - CAMERON COUNTY PARKS AND RECREATION DEPARTMENT. (JM-PARK SYSTEM)
14. CONSIDERATION AND ADOPTION OF AN ORDER AUTHORIZING THE ISSUANCE OF "CAMERON COUNTY, TEXAS UNLIMITED TAX ROAD BONDS, SERIES 2005," AND MAKING PROVISIONS FOR THE SECURITY THEREOF; AUTHORIZING A PURCHASE CONTRACT AND A PAYING AGENT/REGISTRAR AGREEMENT; AND APPROVING OTHER MATTERS RELATING THERETO. (COMM. COURT)
15. CONSIDERATION AND ADOPTION OF AN ORDER AUTHORIZING THE ISSUANCE OF "CAMERON COUNTY, TEXAS LIMITED TAX REFUNDING BONDS, SERIES 2005," AND MAKING PROVISIONS FOR THE SECURITY THEREOF; AUTHORIZING A PURCHASE CONTRACT, AN ESCROW AGREEMENT, AND A PAYING AGENT/REGISTRAR AGREEMENT; AND APPROVING OTHER MATTERS RELATING THERETO. (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.

16. APPROVAL OF CLAIMS.
17. CONSIDERATION AND ADOPTION OF A RESOLUTION HONORING THE MEMORY OF MS. RAMONA BARRERA AND FOR LIFETIME OF DEDICATED COMMUNITY SERVICE. (COMM. COURT)
18. CONSIDERATION AND POSSIBLE APPROVAL OF A CONTRACT EXTENSION WITH DRC, INC. FOR PRE-POSITIONED RECOVERY SERVICES. (TH-EMERGENCY MANAGEMENT)
19. CONSIDERATION AND AUTHORIZATION TO EXECUTE AN AGREEMENT BETWEEN CAMERON COUNTY AND THE ESTRELLA DEL MAR ENVIRONMENTAL CONSULTING FOR THE WETLAND DELINEATION AT THE FORMER JEREMIAHS RIVER SLIDE PROPERTY. (JM-PARK SYSTEM)
20. CONSIDERATION AND POSSIBLE AUTHORIZATION FOR CAMERON COUNTY (PARKS) TO SUBMIT A GRANT APPLICATION TO THE TEXAS GENERAL LAND OFFICE UNDER THE COASTAL EROSION PLANNING AND RESPONSE ACT (CEPRA) PROGRAM, FOR THE ISLA BLANCA PARK BEACH NOURISHMENT PROJECT. (JM-PARK SYSTEM)
21. CONSIDERATION AND POSSIBLE AUTHORIZATION TO SUBMIT THREE INDIVIDUAL GRANT APPLICATION(S) TO THE TEXAS GENERAL LAND OFFICE-COASTAL MANAGEMENT PROGRAM, GRANT CYCLE 11, FOR EQUIPMENT TO MAINTAIN COUNTY BEACHES ON SOUTH PADRE ISLAND AND BOCA CHICA BEACH. (JM-PARK SYSTEM)
22. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING THE SUBMISSION OF AN OTHER VICTIM ASSISTANCE GRANT (OVAG) APPLICATION TO THE OFFICE OF THE ATTORNEY GENERAL FOR THE DISTRICT ATTORNEY'S VICTIM ASSISTANCE PROGRAM. (FB-PD & M)
23. CONSIDERATION AND APPROVAL OF PROFESSIONAL SERVICE AGREEMENTS BETWEEN CAMERON COUNTY AND RAUL SOSA III AND NINA LUNA, TO PROVIDE SERVICES IN THE WEED AND SEED TARGETED COMMUNITY. (TR-JUVENILE)
24. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR MAGNOLIA ESTATES SUBDIVISION, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)

25. CONSIDERATION AND APPROVAL OF ESTABLISHING A BASE FLOOD ELEVATION AT 51.000 FOR APPROXIMATELY 26.78 ACRES OF LAND IN BLOCKS 18 AND 20 OF THE AMENDED MAP OF LANDS OF SAN BENITO LAND AND WATER COMPANY, RIO GRANDE CONSTRUCTION COMPANY AS SHOWN BY MAP OF RECORD IN VOLUME 2, PAGE 43, OF THE CAMERON COUNTY MAP RECORDS. (PS-DEPT. OF TRANSPORTATION)
26. CONSIDERATION AND APPROVAL OF AMENDED AGREEMENT BETWEEN CAMERON COUNTY AND BRADY'S DUTY FREE FOR THE LOS INDIOS DUTY FREE STORE. (PS-DEPT. OF TRANSPORTATION)
27. CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT NO. 1- R & B SUBDIVISION, BEING A 2.06 ACRE TRACT MORE OR LESS OUT OF LOT 18, BLOCK 309, EL JARDIN RE-SUBDIVISION IN SHARE 29, ESPIRITU SANTO GRANT CAMERON COUNTY, TEXAS ACCORDING TO THE MAP OR PLAT OF SAID SUBDIVISION THEREOF RECORDED IN VOLUME 4, PAGE 48, MAP RECORDS OF CAMERON COUNTY, TEXAS.
 - B. PRECINCT NO. 4- CANO ESTATES NO. IV SUBDIVISION, BEING A 5.00 ACRE TRACT, MORE OR LESS, BEING ALL OF BLOCK 18, STUART PLACE SUBD. OF SURVEY 295, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 5, PAGE 6 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
 - C. PRECINCT NO. 4- WESTON OAKS SUBDIVISION, BEING 9.101 ACRES OUT OF BLOCK 7, VALLEY GROVES SUBDIVISION, AS RECORDED IN VOLUME 6, PAGE 29, OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
28. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION).
 - A. PRECINCT NO. 4- BATAG GARCIA BROS. TRACT 11 SUBDIVISION, BEING 9.74 ACRES OUT OF SHARE NO. 11, AS DESCRIBED IN A PARTITION DEED DATED SEPTEMBER 30, 1925, BY AND BETWEEN BENJAMIN GARCIA CANTU ET AL, RECORDED IN VOLUME 142, PAGE 139, DEED RECORDS OF CAMERON COUNTY, TEXAS, SAID SHARE 11 CONTAINING 19.18 ACRE, MORE OR LESS, AND BEING OUT OF SHARE 24, OF THE CONCEPCION DE CARRICITOS GRANT IN CAMERON COUNTY, TEXAS.

- B. PRECINCT NO. 4- CLOSNER-GARCIA SUBDIVISION, BEING THE SOUTH 10 ACRES OF THE NORTH 10 ACRES OF BLOCK 28, SOLIS SUBDIVISION, ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 5, PAGE 20 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
 - C. PRECINCT NO. 4- NORTH CAMERON RO PLANT SUBDIVISION, BEING 4.62 ACRES OUT OF BLOCK 300, ADAMS GARDEN SUBDIVISION, AS RECORDED IN VOLUME 10, PAGE 4 C.C.M.R. OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
29. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR:
- A. PRECINCT NO. 4- FOUNTAIN VIEW ESTATES SUBDIVISION, BEING A SUBDIVISION OF THE EAST FIFTEEN (15) ACRES OF BLOCK ONE HUNDRED SIXTY-EIGHT (168) ADAMS GARDENS SUBDIVISION "C", CAMERON COUNTY, TEXAS, ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 10, PAGE 3, OF MAP RECORDS OF CAMERON COUNTY, TEXAS.

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. COMMISSIONER PRECINCT NO. 2, TO TRAVEL TO AUSTIN, TX, ON 8/9-12/05, TO ATTEND THE 2005 ANNUAL CONFERENCE POST LEGISLATIVE SESSION.
 - B. COUNTY EXTENSION AGENT, TO TRAVEL TO VICTORIA, TX, ON 6/22/05, TO ATTEND THE SOUTH REGION 4-H MASTER VOLUNTEER ADVISORY GROUP & TRAINING.
 - C. SHERIFF AND CAPTAIN, TO TRAVEL TO HOUSTON, TX, ON 7/16-20/05, TO ATTEND SHERIFF'S ASSOCIATION OF TEXAS 127TH ANNUAL TRAINING CONFERENCE.
 - D. COUNTY CLERK TO TRAVEL TO AUSTIN, TX, ON 7/19-22/05, TO ATTEND THE 23RD ANNUAL ELECTION LAW SEMINAR.

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. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING SOLID WASTE DISPOSAL IN CAMERON COUNTY ON 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 ISSUES RELATING TO THE DANCY BUILDING RENOVATION PROJECT 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, SECTIONS 551.071 (1) & (2) AND 551.072.
 - E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CLAIM OF DONALD PORTER, FOR DISCUSSION AND AUTHORITY TO PAY CLAIM, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A) & (2).
 - F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING POSSIBLE CLAIM OF BFI ON THE SOLID WASTE COLLECTION PROPOSAL AND AWARD FROM SUCH PROPOSAL, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A).
 - G. DELIBERATION REGARDING REAL PROPERTY LOCATED AT COUNTY BEACH ACCESS #3, CONCERNING THE POSSIBLE CONCESSION LEASE WITH COSTA RICA FOOD AND SPIRITS, INC. AND AGUICO PROPERTIES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - H. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING POSSIBLE CLAIM AGAINST DAVID SUISSA FOR THE BUILDING LEASED TO THE COUNTY FOR THE JUSTICE OF THE PEACE AND TAX OFFICE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A).
32. 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 24TH DAY OF JUNE 2005.


GILBERTO HINOJOSA
COUNTY JUDGE