

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 27th day of September 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:



The meeting was called to order by Judge Pro-tem Pedro "Pete" Benavides at 9:30 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 September 13, 2005, at 3:12 P.M.:

(1) **PUBLIC COMMENTS**

None was presented.

PRESENTATION

(2) **PRESENTATION OF CERTIFIED REVENUES FOR
FY-2005-2006 BY COUNTY AUDITOR. (MY-
AUDITOR)**

Commissioner Garza asked where sales tax were reported within the revenue report.

Mr. Mark Yates, County Auditor, responded that sales tax are not reported within the revenues, instead would be reported as a fee collected for another agency, the State of Texas.

Commissioner Garza stated that he has received bills relating to solid waste collection from other entities that show line items for county sales tax with an amount.

Mr. Yates requested that Commissioner Garza provide him said information because Cameron County is not authorized to collect sales tax other than the 6.25 % by state and up to 2% by municipalities.

Commissioner Wood suggested that perhaps the sales tax listed on the information was that collected for state through solid waste collection programs of which a county gets .10% for administrative costs.

NOTE: JUDGE HINOJOSA ARRIVED AT THIS TIME.

Mr. Yates stated that the Solid Waste Fund No. 82 has a 15% allowance for doubtful accounts based on twelve months of operation and that the Court has not approved an operating budget for the Solid Waste Division as needed to make proper appropriations.

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Presentation of Certified Revenues for FY 2005-2006 by County Auditor was acknowledged.

The Report is as follows:

ACTION ITEMS

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

Commissioner Tamayo moved that the Budget Amendments, Line Item Transfers and/or Salary Schedules be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

The documents are as follow:

(4) APPROVAL OF CLAIMS

Commissioner Benavides moved that the Claims be approved.

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

AYE: Commissioners Benavides, Wood, Tamayo and Judge Hinojosa

NAY: None

ABSTAIN: Commissioner Garza as to Warrant No. 00145149, payable to The Medicine Shoppe, in the amount of \$200.04.

The claims and affidavit are as follow:

(5) **CONSIDERATION AND ADOPTION OF THE SHERIFF AND CONSTABLES FEES FOR FY/2005-2006 AND APPROVAL AND ADOPTION OF FEES AND OTHER CHARGES ENACTED BY THE 79TH LEGISLATURE AND ITS SUBSEQUENT SPECIAL SESSIONS.(MY-AUDITOR)**

Mr. Mark Yates, County Auditor, presented a listing of fees resulting from actions of the 79th Legislature and noted the need for annual approval of the same as required prior to each fiscal year. He stated that no changes were being observed between the fees approved in 2000 and those being presented today, and presented a comparison of the fees in Hidalgo County versus Cameron County. Mr. Yates stated that the Sheriff and Constable Fees should reflect actual costs of providing services that have changed since 2000. He explained that an analysis of the cost to operate a patrol vehicle for one mile resulted in a cost of \$0.42 per mile, inclusive of all vehicular cost and a \$2.59 cost per gallon of gasoline.

Judge Hinojosa stated that the budget must be changed in order to update the travel reimbursement rate.

Sheriff Omar Lucio suggested that the court acknowledge the fees presented by the County Auditor and stated that he would work on the fees and present them to the court in the near future.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the first page of Sheriff and Constables Fees for FY/2005-2006 and the fees and other charges enacted by the 79th Legislature and its subsequent Special Sessions were approved.

The list is as follows:

(6) **CONSIDERATION AND ACTION TO APPROVE
CHANGE ORDER NO. 2 FOR THE VETERANS
INTERNATIONAL BRIDGE TRUCK LANE
EXPANSION PROJECT. (EH-DEPT. OF
TRANSPORTATION)**

Mr. Pete Sepulveda, Department of Transportation Director, informed that the Change Order reconciles final quantities. He explained that changes to the work reduced it due to assistance received from the City of Brownsville as represented in the Change Order and that small items were done in-house because bids exceeded the budget allocation.

Commissioner Garza moved that Change Order No. 2 for the Veterans International Bridge Truck Lane Expansion Project be approved.

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

AYE: Commissioners Benavides, Garza, Tamayo and Judge Hinojosa

NAY: Commissioner Wood

The Change Order is as follows:

(7) **CONSIDERATION AND APPROVAL OF PAY REQUEST NO. 6 & NO. 7 (FINAL) FOR THE VETERANS INTERNATIONAL BRIDGE TRUCK LANE EXPANSION PROJECT. (EH-DEPT. OF TRANSPORTATION)**

Mr. Pete Sepulveda, Department of Transportation Director, informed that this was final payment that includes release of the retainage and recommended approval of the same.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the First Pay Request No. 6 & No. 7 (final) for the Veterans International Bridge Truck Lane Expansion Project was approved.

Commissioner Wood questioned if a determination was made concerning the discrepancy regarding the truck lane width.

Mr. Sepulveda responded that the schematics done two years ago when it was unknown if two or three lanes would be done. He added that a decision was later done to do three lanes after the preliminary engineering and design were complete and this reduced the lanes to 11th width, noting that there was no discrepancy.

The Report is as follows:

(21) **CONSIDERATION AND AUTHORIZATION TO EXECUTE AN OWNER/ENGINEER AGREEMENT BETWEEN CAMERON COUNTY AND COAST & HARBOR ENGINEERING, INC., TO PREPARE DESIGN AND CONSTRUCTION DOCUMENTS FOR THE ADOLPH THOMAE JR. PARK SHORELINE STABILIZATION PROJECT. (JM-PARKS)**

Commissioner Wood questioned the high cost for some tasks.

Mr. Javier Mendez, Parks & Recreations Department Director, stated that cut backs have been done because of lost land due to erosion at Thomae Park, totaling 16 ft. He stated that the intent was to reclaim at least 8 ft, and added that cost was reviewed and determined to be justifiable.

Commissioner Wood disagreed, and expressed concern with the \$74,000.00 total cost for the services.

Mr. Mendez noted that the project cost totals over \$1 million.

Commissioner questioned the number of bids received.

Mr. Mendez responded that seven bids were received, that Shiner Mosley was the next lowest, followed by a group out of Austin. He clarified that they would analyze the soil and recommend the type of structure needed.

Commissioner Tamayo stated that the problem was the lack of a descriptive scope of work.

Mr. Mendez informed that 10% of the total project budget was allocated for the service and the bid was quoted at 8%.

Mr. Hinojosa expressed his opinion to be that the 8% cost was not bad based on the needed work and expertise for this project.

Mr. Sepulveda stated that the 8% engineering fee schedule was within standard cost.

Commissioner Garza moved that the execution of an Owner/Engineer Agreement between Cameron County and Coast & Harbor Engineering, Inc., to prepare design and construction documents for the Adolph Thomae Jr. Park Shoreline Stabilization Project be authorized.

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

AYE: Commissioners Benavides, Garza, Tamayo and Judge Hinojosa

NAY: Commissioner Wood

The Agreement is as follows:

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

DISCUSSION CONCERNING THE FOLLOWING ITEMS:

ITEM NO. 25-A: Mr. Mike Forbes, Purchasing Agent, recommended that bids be requested instead of renewing the service.

The clarification was made that this item must be tabled and reconsidered.

ITEM NO. 21: Commissioner Wood asked if the engineering cost was reviewed and expressed concern with the high cost.

Mr. Pete Sepulveda, Department of Transportation Director, responded that Mr. Ernesto Hinojosa was not part of the negotiations, rather the contractual negotiations were done by Mr. Javier Mendez, Parks & Recreations Department Director.

Judge Hinojosa suggested that this item be tabled.

ITEM NO. 8/10: Commissioner Wood requested clarification of a letter indicating that \$1,500.00 was to be drawn on September 28, 2005 yet later it gives until October 3, 2005 to satisfy the deal.

Mr. Ernesto Hinojosa, County Engineer, responded that a thirty day period was given to pay or install.

Judge Hinojosa stated that the letter of credit requirement was a tremendous burden on developers and increases cost of subdivision lots. He stated that Cameron County has a very effective inspection department that doesn't allow home construction in rural areas without septic tanks or adequate arrangements for necessary utilities. Judge Hinojosa reiterated that the requirement tags an additional cost burden on consumers.

Commissioner Wood stated that receiving grant funds was subject to complying with the requirement.

Judge Hinojosa stated that this regulation was promulgated by the Office of the Attorney General and that in his opinion, it is not what the law requires. He explained that there have been efforts to amend the law but the legislature has been busy regulating issues such as cheerleading rather than assuring that the quality of life of our citizens is what it should be.

Mr. Hinojosa recommended that this item be tabled in order to get clarification.

Commissioner Garza moved that the "Travel and Consent Items" be approved and that Items No. 8, 10, and

25-a be **TABLED**.

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

- (8) IN THE MATTER REGARDING AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR DEL REY ESTATES SUBDIVISION, PCT. 3, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION) (TABLED)**
- (9) APPROVAL OF TIME EXTENSION FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT GARZA-CANO SUBDIVISION, PCT. 3.(PS-DEPT. OF TRANSPORTATION)**
- (10) IN THE MATTER REGARDING AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR C&S RODRIGUEZ SUBDIVISION, PCT. 4, FOR UNBUILT SEPTIC SYSTEMS.(PS-DEPT. OF TRANSPORTATION) (TABLED)**

- (11) **ADOPTION OF A RESOLUTION DESIGNATING THE MONTH OF SEPTEMBER AS “DESTINATION DIGNITY MONTH” IN CAMERON COUNTY, TEXAS.(COMM.CT)**
The Resolution follows:
- (12) **ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMISSION OF A CONTINUATION APPLICATION TO THE GOVERNOR’S OFFICE CRIMINAL JUSTICE DIVISION FOR THE 2006 CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE GRANT.(AV-DISTRICT ATTORNEY)**
The Resolution follows:
- (13) **APPROVAL OF COOPERATIVE WORKING AGREEMENTS BETWEEN THE CAMERON COUNTY DRUG ENFORCEMENT DEPARTMENTS LOCATED IN CAMERON AND WILLACY COUNTIES PURSUANT TO THE 2006 CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE GRANT APPLICATION.(AV-DISTRICT ATTORNEY)**
The Agreement follows:
- (14) **APPROVAL OF INTERLOCAL AGREEMENTS BETWEEN CAMERON COUNTY, WILLACY COUNTY, AND THE CITY OF RAYMONDVILLE, PURSUANT TO THE 2006 CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE GRANT APPLICATION.(AV-DISTRICT ATTORNEY)**
The Agreement follows:
- (15) **APPROVAL OF LEGAL SERVICES CONTRACT BETWEEN CAMERON COUNTY AND MICHAEL L. YOUNG TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 404TH JUDICIAL DISTRICT COURT.(DJV-LEGAL)**
The Agreement follows:
- (16) **APPROVAL OF LEGAL SERVICES CONTRACT BETWEEN CAMERON COUNTY AND ROBERT LERMA, JR. TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE COUNTY COURT AT LAW NO. 3.(DJV-LEGAL)**
The Agreement follows:
- (17) **APPROVAL OF LEGAL SERVICE CONTRACT BETWEEN CAMERON COUNTY AND NATHANIEL C. PEREZ, JR., TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 107TH JUDICIAL DISTRICT COURT.(DJV-LEGAL)**
The Agreement follows:
- (18) **APPROVAL OF LEGAL SERVICES CONTRACT BETWEEN CAMERON COUNTY AND PAUL L. FOURT, JR. TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE COUNTY COURT AT LAW NO. 3.(DJV-LEGAL)**
The Agreement follows:
- (19) **APPROVAL OF LEGAL SERVICES CONTRACT BETWEEN CAMERON COUNTY AND ALEJANDRO DOMINGUEZ TO PROVIDE LEGAL REPRESENTATION FOR PATIENTS IN MENTAL COMMITMENT HEARINGS.(DJV-LEGAL)**
The Agreement follows:
- (20) **ACTION FOR THE APPOINTMENT OF ROLANDO GARZA FOR DEPUTY CONSTABLE FOR PCT. 4 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE’S OFFICE THAT ORIGINATES IN THE CONSTABLE’S PRECINCT AND THAT THE APPOINTMENT IS VALID ONLY THROUGH THE END OF THE FISCAL YEAR IN WHICH THE APPOINTMENT IS MADE OR THE CURRENT TERM OF THE ELECTED CONSTABLE WHICH EVER ENDS SOONER.(MV-HUMAN RESOURCES)**

- (21) IN THE MATTER REGARDING AUTHORIZATION TO EXECUTE AN OWNER /ENGINEER AGREEMENT BETWEEN CAMERON COUNTY AND COAST & HARBOR ENGINEERING, INC., TO PREPARE DESIGN AND CONSTRUCTION DOCUMENTS FOR THE ADOLPH THOMAE JR. PARK SHORELINE STABILIZATION PROJECT.(JM-PARKS) (ACTION TAKEN SEPERATELY)
- (22) APPROVAL TO EXECUTE AMENDMENT NO. 2 ON CONCESSIONAIRE LEASE BETWEEN CAMERON COUNTY AND DAVID FRIEDMAN D/B/A SEA RANCH RESTAURANT.(JM-PARKS)
The Amendment follows:
- (23) AUTHORIZATION TO EXECUTE A SUBRECIPIENT COASTAL MANAGEMENT PROGRAM (CMP) AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND TEXAS GENERAL LAND OFFICE.(JM-PARKS)
The Agreement follows:
- (24) AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING IDS/RFP'S:(MF-AUDITOR)
- A. BROADCASTING & FILMING OF COMMISSIONERS' COURT MEETINGS – ANNUAL BID NO. 1830
 - B. SAFETY SHOES – ANNUAL BID NO. 2620
 - C. PAPER: COPIER & ENVELOPES – ANNUAL BID NO. 2460
 - D. JANITORIAL : CHEMICALS & CLEANING – ANNUAL BID NO. 2300
 - E. VOTING SUPPLIES – ANNUAL BID NO. 2680
- (25) AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S FOR ONE (1) ADDITIONAL YEAR.(MF-AUDITOR)
- A. IN THE MATTER REGARDING TIRE REPAIRS – ANNUAL BID NO. 1850 (G.R.C. HARLINGEN) (TABLED)
 - B. GENERATOR REPAIRS – ANNUAL BID NO. 1444 (STEWART & STEPHENSON)
 - C. OFFICE SUPPLIES – ANNUAL BID NO. 2440 (CORPORATE EXPRESS)
 - D. AUTOMOTIVE FORD O.E.M PARTS – ANNUAL BID NO. 1996F (L.T. BOSWELL)
 - E. AUTOMOTIVE CHRYSLER O.E.M. PARTS – ANNUAL BID NO. 1996C (DON JOHNSON)
 - F. AUTOMOTIVE G.M. O.E.M. PARTS – ANNUAL BID NO. 1996G (LUKE FRUIA/G.M.) TIP-O-TEX/DELCO)
 - G. AUTOMOTIVE PARTS AFTER MARKET – ANNUAL BID NO. 1995 (BURTON AUTO SUPPLY)
 - H. MOPS, MATS RENTAL & CLEANING – ANNUAL BID NO. 1535 (CINTAS)
 - I. SIGNS & POSTS: ROAD – ANNUAL BID NO. 2630
 - J. LINEN: MATTRESSES & PADS, BLANKETS, TOWELS, MISC. – ANNUAL BID NO. 2360 (BOB BARKER/I.C.S.)
- (26) AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
- A. PRECINCT NO. 4-SANTA MARIA NORTH SUBDIVISION PHASE III -BEING 37.81 ACRES OUT OF A 57.79 ACRE TRACT RECORDED IN VOL. 6368, PG. 119, OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS, AND BEING OUT OF THAT CERTAIN TRACT OF LAND KNOW AS LOT KS OF THE SANTA MARIA WATER CONTROL, AND IMPROVEMENT DISTRICT NO. 4, RECORDED IN VOL. 8, PAGE 35, MAP RECORDS OF CAMERON COUNTY, TEXAS.
 - B. PRECINCT NO. 1- VISTA JARDIN SUBDIVISION – BEING A 21.545 ACRE TRACT COMPRISED OF AN 11.865 ACRE TRACT OF LOT FOURTEEN (14), AND A 9.68 ACRE TRACT OUT OF LOT FIFTEEN (15) IN BLOCK NUMBER TWO HUNDRED TEN (210), EL JARDIN RESUBDIVISION AS

TRAVEL ITEMS

(27) 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. Two (2) Sheriff's Department employees to attend the "36th Annual Jail Management Conference," in Huntsville, Texas, October 2-6, 2005;
 - B. Three (3) Sheriff's Department (Jail) employees to attend the "Annual User Group Training and Conference" in Richardson, Texas, October 4-7, 2005;
 - C. Two (2) Sheriff's Department employees to attend the "Advanced Law Enforcement Readiness Training (Alert) (Court Security Training Seminar)" in Austin, Texas, October 17-20, 2005;
 - D. Two (2) Sheriff's employees to attend the "First Responder Advisory Committee Meeting" in Austin, Texas, September 21-22, 2005;
 - E. County Auditor to attend the "TAC Meeting for County and City Leaders" in Burnet, Texas, November 2-4, 2005;
 - F. County Clerk and three (3) employees to attend the "Region 8 Fall Conference" in Corpus Christi, Texas, October 6-7, 2005;
 - G. District Clerk and five (5) employees to attend the "County And District Clerks' Region 8 Fall Conference" in Corpus Christi, Texas, October 5-7, 2005;
 - H. Three (3) Constable Pct. 5 employees to attend the "13th Annual Training Conference" in Laredo, Texas, October 6-9, 2005;
 - I. Six (6) Juvenile Probation employees to attend the "Grant Writing Training Course" in McAllen, Texas, September 14-15, 2005;
 - J. Unit Director to attend the "Sub-Committee Meeting" in San Antonio, Texas, October 5-6, 2005;
 - K. County Court at Law No. 1 & 3 Clerk to attend the "Texas Association for Court Administration Annual Education Conference" in Dallas, Texas, October 11-14, 2005;
 - L. County Court at Law No. 1 Administrator to attend the "Texas Association for Court Administration Annual Education Conference in Dallas, Texas, October 11-14, 2005; and
 - M. County Court at Law No. 3 Administrator to attend the "Texas Association for Court Administrations Annual Education Conference" in Dallas, Texas, October 11-14, 2005.
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The Agreement follows:

- (22) APPROVAL TO EXECUTE AMENDMENT NO. 2 ON CONCESSIONAIRE LEASE BETWEEN CAMERON COUNTY AND DAVID FRIEDMAN D/B/A SEA RANCH RESTAURANT.(JM-PARKS)**
The Amendment follows:

EXECUTIVE SESSION

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court met in Executive Session at 10:06 A.M. to discuss the following matters:

(28) EXECUTIVE SESSION:

- A. **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VERSUS FAULKNER, USA FORMERLY KNOWN AS LANDMARK, APPROVAL OF SETTLEMENT AGREEMENT; PURSUANT TO VERNON TEXAS CODE ANNOTATED (V.T.C.A.) GOVERNMENT CODE, SECTION 551.071(A) (B) & (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 THE PROPOSED SOLID WASTE MANAGEMENT FACILITY SITE EAST OF LOS FRESNOS PROPOSED BY CONSOLIDATED WASTE INDUSTRIES, INC.; PURSUANT TO VERNON TEXAS CODE ANNOTATED (V.T.C.A.) GOVERNMENT CODE, SECTION 551.071(1)(A)&(2);**
- D. **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT; PURSUANT TO VERNON TEXAS CODE ANNOTATED (V.T.C.A.) GOVERNMENT CODE, SECTION 551.072;**
- E. **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ARMANDO ANDRADE, LORENZO ANDRADE, JR., MARIO ANDRADE, SALVADOR ARELLANO, LUIS GONZALES, SEBASTIAN GONZALES, LUCIANO V. MARTINEZ, ABEL ORTEGA, AGAPITO ORTEGA, AMADO ORTEGA, ANDRES ORTEGA, GONZALO ORTEGA, MANUEL ORTEGA, RODOLFO ORTEGA, JOSE M. RODRIGUEZ, ESTEBAN SALINAS, GILBERT SALINAS, AND JUAN VILLARREAL VERSUS CAMERON COUNTY, CONRADO CANTU, SHERIFF OF CAMERON COUNTY AND CAMERON COUNTY DEPUTY, YOCHABEL MORENO IN THE 103RD DISTRICT COURT; CAUSE NO. 04-11-05605-D FOR DISCUSSION ON STATUS OF CASE AND AUTHORITY TO REMOVE TO FEDERAL COURT; PURSUANT TO VERNON TEXAS CODE ANNOTATED (V.T.C.A.) GOVERNMENT CODE, SECTION 551.071(1)&(2);**
- F. **DELIBERATION REGARDING REAL PROPERTY CONCERNING THE LEASE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND THE LAGUNA STATION BOY SCOUT HIGH ADVENTURE CAMP. (BOY SCOUTS OF AMERICA) WITHIN ISLA BLANCA PARK; PURSUANT TO VERNON TEXAS CODE ANNOTATED (V.T.C.A.) GOVERNMENT CODE, SECTION 551.072.**

(29) ACTION RELATIVE TO EXECUTIVE SESSION:

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court reconvened into Regular Session at 10:48 A.M. to discuss the following matters:

- A. **IN THE MATTER REGARDING CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VERSUS FAULKNER, USA FORMERLY KNOWN AS LANDMARK, APPROVAL OF SETTLEMENT AGREEMENT. (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)**

- E. **IN THE MATTER REGARDING CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ARMANDO ANDRADE, LORENZO ANDRADE, JR., MARIO ANDRADE, SALVADOR ARELLANO, LUIS GONZALES, SEBASTIAN GONZALES, LUCIANO V. MARTINEZ, ABEL ORTEGA, AGAPITO ORTEGA, AMADO ORTEGA, ANDRES ORTEGA, GONZALO ORTEGA, MANUEL ORTEGA, RODOLFO ORTEGA, JOSE M. RODRIGUEZ, ESTEBAN SALINAS, GILBERT SALINAS, AND JUAN VILLARREAL VERSUS CAMERON COUNTY, CONRADO CANTU, SHERIFF OF CAMERON COUNTY AND CAMERON COUNTY DEPUTY, YOCHABEL MORENO IN THE 103RD DISTRICT COURT; CAUSE NO. 04-11-05605-D FOR DISCUSSION ON STATUS OF CASE AND AUTHORITY TO REMOVE TO FEDERAL COURT. (TABLED)**

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

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- C. **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE PROPOSED SOLID WASTE MANAGEMENT FACILITY SITE EAST OF LOS FRESNOS PROPOSED BY CONSOLIDATED WASTE INDUSTRIES, INC.**

Commissioner Wood moved that the Status Report by Legal Counsel be acknowledged.

The motion was seconded by Commissioner Garza and carried unanimously.

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- D. **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT.**

Upon motion by Commissioner Wood, seconded by Commissioner Garza and carried unanimously, the Status Report by Mr. Frank Bejarano, PD&M Director, Mr. Robert Ruiz, Project Architect, and Mr. Remi Garza, County Administrative Assistant, was acknowledged.

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- F. **DELIBERATION REGARDING REAL PROPERTY CONCERNING THE LEASE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND THE LAGUNA STATION BOY SCOUT HIGH ADVENTURE CAMP. (BOY SCOUTS OF AMERICA) WITHIN ISLA BLANCA PARK.**

Commissioner Garza moved that Status Report by Mr. Javier Mendez, Parks & Recreations Department Director, be acknowledged and that the Parks & Recreations Department be authorized to renew the Lease Agreement if requested by the Laguna Station Boy Scout High Adventure Camp.

Mr. Remi Garza, County Administrative Assistant, informed that the Boy Scouts assisted during the storm.

The motion was seconded by Commissioner Tamayo and carried unanimously.

There being no further business to come before the Court, upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, the meeting was **ADJOURNED** at 10:51 A.M.

APPROVED this 3rd day of **January 2006**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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