



**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, November 1, 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.



4:25 P.M

OCT 28 2005
Y.A.H.

NOTICE

COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 1ST DAY OF NOVEMBER 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 DR. VICTOR GONZALEZ, JR., MD, FAAFP, CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES HEALTH AUTHORITY REGARDING THE AVIAN FLU VIRUS. (YS-HEALTH)
3. PRESENTATION BY JOE G. RIVERA, COUNTY CLERK, REGARDING THE 2006 UNITED WAY KICK-OFF. (MV-HUMAN RESOURCES)

ITEMS FOR DISCUSSION AND ACTION:

4. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
5. APPROVAL OF CLAIMS.
6. CONSIDERATION AND ACKNOWLEDGEMENT OF NOTIFICATION TO THE COMMISSIONERS' COURT THE AUDITOR'S CERTIFICATION OF \$608,105 IN ADDITIONAL FEDERAL INMATE REVENUE. (MY-AUDITOR)
7. CONSIDERATION AND ACTION REGARDING THE CREATION OF 4 DETENTION OFFICER POSITIONS, 3 SERGEANT POSITIONS AND 2 ADMINISTRATIVE CLERKS FOR DEPT. 1005120 "JAIL AND DETENTION FACILITIES" AND MATTERS RELATED THERETO. (MY-AUDITOR)

8. CONSIDERATION AND POSSIBLE ACTION REGARDING THE PROPOSED DEVELOPMENT OF SOLID WASTE MANAGEMENT FACILITY IN CAMERON COUNTY. (COMM. COURT)
9. CONSIDERATION AND POSSIBLE ACTION REGARDING ADDITIONAL RESPONSIBILITIES TO BE ASSUMED BY GEOGRAPHIC INFORMATION SYSTEM COORDINATOR AND CARTOGRAPHER AND SALARY ADJUSTMENTS. (PS-DEPT. OF TRANSPORTATION)

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.

10. CONSIDERATION AND APPROVAL OF PROCLAMATION DECLARING NOVEMBER 2005 AS "HOME CARE AND HOSPICE MONTH." (COMM. COURT)
11. CONSIDERATION AND ACKNOWLEDGEMENT OF DISTRICT CLERK'S JULY, AUGUST AND SEPTEMBER'S MONTHLY FEE, FINES AND CRIMINAL REPORT. (ADLG-DISTRICT CLERK)
12. CONSIDERATION AND AUTHORIZATION TO CONVEY AN EASEMENT TO AEP ELECTRIC AT LAGUNA HEIGHTS PARK IN ORDER TO PROVIDE SERVICE TO THE PROPOSED PARK FACILITIES AND AUTHORIZE CAMERON COUNTY JUDGE TO SIGN CONVEYANCE DOCUMENTS. (JM-PARK SYSTEM)
13. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING CAMERON COUNTY TO APPLY FOR AN INDIGENT DEFENSE FORMULA GRANT FROM THE TASK FORCE ON INDIGENT DEFENSE. (FB-PD & M)
14. CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT BETWEEN THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF STATE INFECTIOUS DISEASE INTERVENTION AND CONTROL BRANCH. (YS-HEALTH)
15. CONSIDERATION AND APPROVAL OF LEASE AGREEMENT BETWEEN CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE AND ANGELO INTERLOGISTICS FOR STORAGE SPACE. (AV-DA)
16. CONSIDERATION AND AUTHORIZATION TO AWARD BID TO HOME DEPOT TO PURCHASE BUILDING MATERIAL (LUMBER) FOR THE CAMERON COUNTY ANNEX IN SAN BENITO, TEXAS FOR AN AMOUNT GREATER THAN \$15,000 BUT LESS THAN \$25,000. (MI-BUILDING MAINTENANCE)

17. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS / RFP / RFQ FOR: (MF-PURCHASING)
 - A. PROCESS EVALUATION OF JUVENILE PROBATION WEED & SEED PROGRAM – RFP #051001.
 - B. TIRES: AUTOMOTIVE, POLICE PATROL, OFF ROAD & HEAVY DUTY – ANNUAL BID #1997.
 - C. CAMERON COUNTY INDIGENT HEALTH CARE PROGRAM SERVICES – RFP #050902 AND POSSIBLE SELECTION OF EVALUATION COMMITTEE MEMBERS BY COMMISSIONERS COURT.

18. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS / RFP / RFQ FOR:
 - A. TIRE REPAIR – ANNUAL BID #1850 TO JAIME’S

19. CONSIDERATION AND APPROVAL OF ENGINEERING AGREEMENT BETWEEN CAMERON COUNTY AND TEDSI INFRASTRUCTURE GROUP FOR THE GRIMES ROAD PROJECT. (PS-DEPT. OF TRANSPORTATION)

20. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT NO. 4- LOBITAS ESTATES SUBDIVISION PHASE III, BEING A SUBDIVISION OF 14.34 ACRES OF LAND COMPRISED OF 5.79 ACRES OUT OF BLOCK 1, 5.55 ACRES OUT OF BLOCK 2, AND 3.00 ACRES OUT OF BLOCK 3, E.E. EVANS SUBDIVISION, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 2, PAGE 9 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.

21. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
 - A. PRECINCT NO. 2- T & S GUTIERREZ SUBDIVISION, BEING ALL OF BLOCK 4, OLMITO GARDENS TRACT NO. 2 SUBDIVISION, CONTAINING 10 ACRES OF LAND MORE OR LESS, ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 6, PAGE 42 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.

 - B. PRECINCT NO. 2- PINWOOD NO. 3 SUBDIVISION, BEING 16.840 ACRES OF LAND, COMPRISED OF 7.667 ACRES OUT OF BLOCK 1, AND 9.173 ACRES OUT OF BLOCK 6, EL JARDIN HEIGHTS SUBDIVISION, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 5, PAGE 48 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.

TRAVEL ITEMS:

22. 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. ASSISTANT DISTRICT ATTORNEY, TO TRAVEL TO LAREDO, TX, ON 10/5-7/05, TO ATTEND 9TH ANNUAL DOMESTIC VIOLENCE CONFERENCE.
 - B. DRUG ENFORCEMENT TASK FORCE EMPLOYEES (7), TO TRAVEL TO CORPUS CHRISTI, TX, ON 11/6-11/05, TO ATTEND IN-SERVICE NARCOTIC SCHOOL.
 - C. UNIFIED NARCOTICS INTELLIGENCE TASK FORCE ADMINISTRATIVE ASSISTANT, TO TRAVEL TO SOUTH PADRE ISLAND, TX, ON 11/29-12/2/05, TO ATTEND FINANCIAL TRAINING CONFERENCE.
 - D. JUSTICE OF THE PEACE PRECINCT 2, PLACE 1 AND EMPLOYEE, TO TRAVEL TO NEW BRAUNFELS, TX, ON 11/16-17/05, TO ATTEND THE COMMERCIAL DRIVER'S LICENSE WORKSHOP.
 - E. TAX ASSESSOR-COLLECTOR AND CHIEF OF INVESTIGATIONS, TO TRAVEL TO COLLEGE STATION, TX, ON 11/13-17/05, TO ATTEND THE 23RD ANNUAL COUNTY TAX ASSESSOR-COLLECTOR'S CONTINUING EDUCATION SEMINAR."
 - F. WIC DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 11/9-10/05, TO ATTEND A TEXAS WIC DIETETIC INTERNSHIP PLANNING AND EVALUATION COMMITTEE MEETING.
 - G. SHERIFF, CHIEF DEPUTY AND CHIEF JAIL ADMINISTRATOR, TO TRAVEL TO KAUFMAN, TX, ON 11/1-4/05, TO ATTEND COMMISSION ON JAIL STANDARDS MEETING.
 - H. SHERIFF'S DEPARTMENT INVESTIGATOR, TO TRAVEL TO SOUTH PADRE ISLAND, TX, ON 11/4-5/05, TO ATTEND 2ND RIO GRANDE VALLEY SEMINAR IN FORENSIC SCIENCES.
 - I. SHERIFF AND CAPTAIN, TO TRAVEL TO SAN ANTONIO, TX, ON 11/6-7/05, TO ATTEND TEXAS BORDER SHERIFF'S COALITION MEETING.
 - J. ASSISTANT COUNTY ADMINISTRATOR, ADMINISTRATIVE ASSISTANT FOR INTERGOVERNMENTAL AFFAIRS, CHIEF EMERGENCY OFFICER AND ASSISTANT COORDINATOR, TO TRAVEL TO CORPUS CHRISTI, TX, ON 11/2/05, TO ATTEND THE GOVERNOR'S TASK FORCE ON EVACUATION TRANSPORTATION AND LOGISTICS MEETING.
 - K. COUNTY COURT AT LAW JUDGE NO. 2, TO TRAVEL TO MCALLEN, TX, ON 10/21/05, TO ATTEND MANDATORY CONTINUING EDUCATION.

- L. DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO HOUSTON, TX, ON 10/28/05, TO MEET WITH UP OFFICIALS ON THE WEST RAIL AND NORTH RAIL RELOCATION PROJECTS.
- M. DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO EL PASO, TX, ON 11/1-2/05, TO MEET WITH SECRETARY OF THE DEPARTMENT OF HOMELAND SECURITY REGARDING BORDER ISSUES.
- N. COMPUTER DEPARTMENT EMPLOYEES (2), TO TRAVEL TO SAN ANTONIO, TX, ON 11/8-9/05, TO ATTEND SECURITY, WIRELESS, VOIP SEMINAR.

EXECUTIVE SESSION:

23. EXECUTIVE SESSION:

- A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. FAULKNER, USA FORMERLY KNOWN AS LANDMARK, APPROVAL OF SETTLEMENT AGREEMENT, PURSUANT TO 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 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 V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(2).
- D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO THE POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING COUNTY OF CAMERON VS. BFI WASTE COLLECTION, ET. AL., CAUSE NO. 2005-07-3905-A, FOR DISCUSSION OF CASE STATUS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(B).
- F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING BFI WASTE SERVICES OF TEXAS, L.P. VS. COUNTY OF CAMERON AND RED RIVER SERVICE CORPORATION OF TEXAS, INC., CASE NO. B-05-279, FOR DISCUSSION AND AUTHORITY TO REPRESENT CAMERON COUNTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(2).
- G. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES ON PROPERTIES LOCATED ON THE OLMITO TOWNSITE AMENDED MAP VOL. 8, PG. 83, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

- H. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING PAYMENT OF MEDICAL BENEFITS FROM SELF-FUNDED GROUP HEALTH PLAN, 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).
 - I. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ARNOLDO TOVAR VS. CAMERON COUNTY, TEXAS AND CONRADO CANTU IN HIS IDI IN THE 103RD DISTRICT COURT; CAUSE NO. 2005-10-4987-D, FOR AUTHORITY TO REPRESENT CAMERON COUNTY AND REMOVE IT TO FEDERAL COURT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(2).
 - J. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 28, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - K. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 50, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - L. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 53, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - M. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 57, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - N. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCELS 111A, 111B AND 111C, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
24. 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.

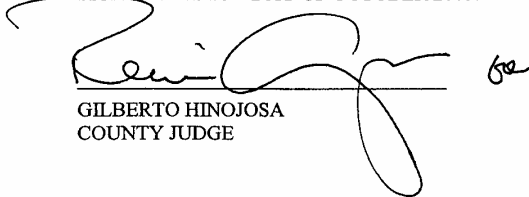
K. POSSIBLE ACTION.

L. POSSIBLE ACTION.

M. POSSIBLE ACTION.

N. POSSIBLE ACTION.

SIGNED THIS 28TH DAY OF OCTOBER 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 handwritten mark that looks like 'GH'.

GILBERTO HINOJOSA
COUNTY JUDGE