



**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, December 13, 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

David A. Garza  
Commissioner, Pct. 3  
(956) 361-8209

John Wood  
Commissioner, Pct. 2  
(956) 983-5091

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.



4:20 PM.

2005

Y.A.H.

## NOTICE

### COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 13<sup>TH</sup> DAY OF DECEMBER 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.

#### ITEMS FOR DISCUSSION AND ACTION:

2. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
3. APPROVAL OF CLAIMS.
4. CONSIDERATION AND POSSIBLE ACTION REGARDING THE PROPOSED DEVELOPMENT OF SOLID WASTE MANAGEMENT FACILITY IN CAMERON COUNTY. (COMM. COURT)
5. CONSIDERATION AND APPROVAL OF THE 2005-2006 EQUIPMENT LIST. (XV-BUDGET OFFICER)
6. CONSIDERATION AND AUTHORIZATION FOR THE DISTRICT CLERK'S OFFICE TO INCLUDE COURT APPOINTED SPECIAL ADVOCATE (CASA) ON THE HOUSE BILL 1886 FORM. (ADLG-DISTRICT CLERK)
7. CONSIDERATION AND APPROVAL OF A RESOLUTION ADOPTING COUNTY GUIDELINES AND CRITERIA GOVERNING TAX ABATEMENT AGREEMENTS AT THE FREE TRADE BRIDGE REGIONAL ENTERPRISE ZONE. (FB-PD & M)

8. CONSIDERATION AND APPROVAL OF A TAX ABATEMENT BETWEEN CAMERON COUNTY, TEXAS AND FINSA/HARVEST, LTD. – PENSKE/PANASONIC BLACK TIE AREA, AT LOS INDIOS FREE TRADE BRIDGE REGIONAL ENTERPRISE ZONE. (FB-PD & M)
9. CONSIDERATION AND APPROVAL OF A TAX ABATEMENT AGREEMENT BETWEEN CAMERON COUNTY, TEXAS AND FINSA/HARVEST, LTD. – PENSKE/DELPHI II LOS INDIOS RECEIVING CENTER, AT THE LOS INDIOS FREE TRADE BRIDGE REGIONAL ENTERPRISE ZONE. (FB-PD & M)
10. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN UNIVERSITY OF TEXAS MEDICAL BRANCH AT GALVESTON AND CAMERON COUNTY TO PROVIDE INDIGENT HEALTH CARE SERVICES. (YS-HEALTH)

**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. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING CAMERON COUNTY TO SUBMIT GRANT APPLICATION TO THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR THE DISTRICT ATTORNEY'S ENVIRONMENTAL AWARENESS EDUCATION AND TRAINING PROJECT. (AV-DA)
12. CONSIDERATION AND ADOPTION OF A RESOLUTION TO UPGRADE THE CAMERON COUNTY ELECTION SYSTEM, ES & S OPTICAL SCAN AIS 550, VOTING SYSTEM FIRMWARE VERSION 2.0.1.0., VOTING SYSTEM SOFTWARE 6.3.2.0., TO INCLUDE ES & S AUTOMARK VOTER ASSIST TERMINAL (VERSION 1.0.121) AND MODEL 100 SCANNER (VERSION 5.0.0) CERTIFIED BY THE STATE OF TEXAS AND IN COMPLIANCE WITH THE HELP AMERICA VOTE ACT FOR USE IN ALL ELECTIONS AS OF JANUARY 1, 2006. (RO-ELECTIONS)
13. CONSIDERATION AND POSSIBLE APPROVAL OF LEGAL SERVICES CONTRACTS WITH ANTHONY TROIANI, LEONARDO RINCONES AND DANIEL SANCHEZ TO REPRESENT THE INDIGENT DEFENDANTS FOR THE 357<sup>TH</sup> JUDICIAL DISTRICT COURT. (DJV-LEGAL)
14. CONSIDERATION AND ADOPTION OF RESOLUTION HONORING DR. HAROLD HUGH EMERSON FOR HIS MANY ACHIEVEMENTS AND EVEN GREATER CONTRIBUTIONS TO CAMERON COUNTY. (COMM. COURT)
15. CONSIDERATION AND ADOPTION OF A RESOLUTION HONORING SAN JUANA L. WYATT ON THE OCCASION OF HER RETIREMENT FROM THE CAMERON COUNTY PARKS AND RECREATION SYSTEM. (JM-PARK SYSTEM)
16. CONSIDERATION AND APPROVAL OF AMENDMENT AND EXTENSION COMMERCIAL LEASE AGREEMENT BETWEEN CAMERON COUNTY AND B.P. NEWMAN TO PROVIDE OFFICES FOR THE UNIFIED NARCOTICS INTELLIGENCE TASK FORCE AND WHITE SANDS HIDTA LOCATED AT 1100 FM 802, SUITE 101, BROWNSVILLE, TEXAS 78521, FROM JANUARY 1, 2006 THRU DECEMBER 31, 2006. (FB-UNIT)

17. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF JAIME ANTONIO GARCIA DEPUTY CONSTABLE FOR PRECINCT NO. 2 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)
18. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF SANTOS SANCHEZ DEPUTY CONSTABLE FOR PRECINCT #7 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)
19. CONSIDERATION AND ACTION TO AWARD LOW BID TO RICO CONSTRUCTION FOR THE EL SALADO COLONIA MAINE ROAD AREA SANITARY SEWER PROJECT (TCDP CONTRACT NO. 725131). (FB-PD & M)
20. CONSIDERATION AND APPROVAL OF CAMERON COUNTY'S DEDICATION PLAQUE FOR THE DANCY BUILDING RESTORATION. (FB-PD & M)
21. CONSIDERATION AND AUTHORIZATION TO UTILIZE REGION 4 TCPN – VENDOR – CENTENNIAL CONTRACTORS FOR JOB AND CONTRACTING SERVICES FOR ORANGE BLDG.-JUVENILE PROBATION OFFICE. (MI-BUILDING MAINTENANCE)
22. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS / RFP / RFQ FOR: (MF-PURCHASING)
  - A. JANITORIAL CHEMICALS & CLEANING SUPPLIES – ANNUAL BID #2300 TO GULF COAST PAPER
23. CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S FOR ONE (1) ADDITIONAL YEAR: (MF-PURCHASING)
  - A. LAUNDRY SUPPLIES – ANNUAL BID #2320 TO TEAM SYSTEMS
  - B. FINANCING FOR EQUIPMENT – ANNUAL RFP #1420 TO BANK OF AMERICA
  - C. ROAD MACHINERY RENTAL – ANNUAL BID #1710 TO EQUIPMENT SUPPLY
  - D. ROAD MATERIALS: CONCRETE – ANNUAL BID #2510 TO TRANSIT MIX CONCRETE
  - E. ROAD MATERIALS: DIRT, SAND, LIME – ANNUAL BID #2515 TO RUBIO BROS., CHEMICAL LIME
  - F. POLICE SUPPLIES – ANNUAL BID #2505 TO G. T. DISTRIBUTORS, FIRST CHOICE, CODE BLUE, 9MM FIREARMS, PROTECTIVE PRODUCTS
24. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LOBITAS ESTATES SUBDIVISION, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)

25. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LOBITAS ESTATES SUBDIVISION PHASE II, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
26. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR C & G SUBDIVISION, PRECINCT NO. 2, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)
27. CONSIDERATION AND AUTHORIZATION TO LEAVE VETERANS BRIDGE AT LOS TOMATES OPEN 24 HOURS FROM DECEMBER 17<sup>TH</sup> AT MIDNIGHT TO DECEMBER 23<sup>RD</sup> AT MIDNIGHT TO ACCOMMODATE THE ANNUAL PAISANO PROGRAM. (PS-DEPT. OF TRANSPORTATION)
28. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
  - A. PRECINCT NO. 4- BRIGGS ESTATE NORTH SUBDIVISION, BEING THE EAST 5.5 ACRES OF THE NORTH 10.5 ACRES OUT OF BLOCK 21, DAVID & STEPHENSON SUBDIVISION, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 1, PAGE 2 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
29. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
  - A. PRECINCT NO. 4- GRANDSTONE GARDENS SUBDIVISION SECTION I, BEING 9.11 ACRES OUT OF 27.854 ACRES OF LAND OUT OF BLOCK 61, SAN BENITO LAND & WATER COMPANY SUBDIVISION, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 1, PAGE 6 OF THE 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. JUSTICE OF THE PEACE PRECINCT 7, PLACE 1, TO TRAVEL TO AUSTIN, TX, ON 12/13-16/05, TO ATTEND JUSTICE OF THE PEACE SEMINAR.
  - B. JUSTICE OF THE PEACE PRECINCT 7, PLACE 2, TO TRAVEL TO AUSTIN, TX, ON 12/13-16/05, TO ATTEND JUSTICE OF THE PEACE SEMINAR.
  - C. WEED AND SEED COORDINATOR AND EMPLOYEES (2), TO TRAVEL TO TUCSON, AZ, ON 12/13-16/05, TO ATTEND A WEED AND SEED TRAINING/WORKSHOP.

- D. ASSISTANT DISTRICT ATTORNEY, TO TRAVEL TO AUSTIN, TX, ON 12/11-14/05, TO ATTEND ATTORNEY GENERAL OF TEXAS' OPEN GOVERNMENT CONFERENCE.
- E. CRIMINAL HEARING OFFICERS (2), TO TRAVEL TO HOUSTON, TX, ON 12/20/05, TO OBSERVE SYSTEM WITH DISTRICT ATTORNEYS OFFICE, COUNTY COURT JUDGES, DISTRICT COURT JUDGES AND CLERK'S OFFICES.
- F. JUSTICE OF THE PEACE PRECINCT 2, PLACE 1 EMPLOYEES (3), TO TRAVEL TO AUSTIN, TX, ON 1/23-25/06, TO ATTEND AUSTIN COURT PERSONNEL SEMINAR.
- G. JUSTICE OF THE PEACE PRECINCT 2, PLACE 1, TO TRAVEL TO SAN ANTONIO, TX, ON 3/19-22/06, TO ATTEND MANDATORY JUSTICE OF THE PEACE SEMINAR.
- H. SHERIFF'S DEPARTMENT BOOKING OFFICERS (5), TO TRAVEL TO HUNTSVILLE, TX, ON 12/13-16/05, FOR TRAINING ON PEN PACKETS (TDCJ).
- I. DEPARTMENT OF TRANSPORTATION COMPUTER TECHNICIAN AND COUNTY SURVEYOR, TO TRAVEL TO CORPUS CHRISTI, TX, ON 12/15/05, TO ATTEND IKON TECHNOLOGY SEMINAR.
- J. ADMINISTRATIVE ASSISTANT FOR INTERGOVERNMENTAL AFFAIRS, TO TRAVEL TO AUSTIN, TX, ON 12/7-8/05, TO ATTEND TEXAS PREPAREDNESS WORKSHOP.
- K. COMPUTER CENTER DIRECTOR, TO TRAVEL TO CORPUS CHRISTI, TX, ON 12/15/05, TO ATTEND IKON DOCUMENT EFFICIENCY AT WORK (ADOBE).

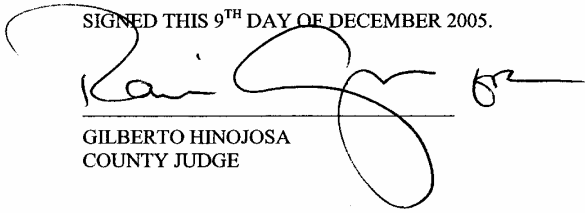
**EXECUTIVE SESSION:**

- 31. 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(1) (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. DISCUSS TAX ABATEMENT INCENTIVES FOR COMPANY OR COMPANIES LOCATED OR LOCATING AT THE LOS INDIOS FREE TRADE BRIDGE ENTERPRISE ZONE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.087.
  - F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL THE DISCUSSION OF CONTRACT ISSUES CONCERNING THE LICENSE AGREEMENT WITH CAMERON COUNTY AND RED RIVER SERVICES CORPORATION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
  - G. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF LAND FOR A PROPOSED PARK IN THE COMMUNITY OF LA PALOMA PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
  - H. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING SETTLEMENT OFFER OF ABC WASTE COLLECTION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A).
  - I. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 41, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
  - J. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING LEASING PROPERTY AT THE VETERANS MEMORIAL BRIDGE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
  - K. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING ABST. 2 – HARBOR HEIGHTS 1 LOT 23, BLK 1, ACCT. NO. 75-3640-0010-0230-00, CAUSE NO. 88-09-5401-C, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2) & 551.072.
  - L. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING LEASE ISSUES WITH THE CATHOLIC DIOCESES INVOLVING THE SANTA MARIA COUNTY PARK AND THE SANTA MARIA CATHOLIC CHURCH, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).
  - M. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING RIO GRANDE VALLEY HEALTH SERVICE DISTRICT CONTRACT FOR THE PROVISION OF INDIGENT HEALTH CARE. PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).
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.
- I. POSSIBLE ACTION.
- J. POSSIBLE ACTION.
- K. POSSIBLE ACTION.
- L. POSSIBLE ACTION.
- M. POSSIBLE ACTION.

SIGNED THIS 9<sup>TH</sup> DAY OF DECEMBER 2005.

A handwritten signature in black ink, appearing to read "Gilberto Hinojosa", is written over a horizontal line. The signature is stylized and includes a large loop at the end.

GILBERTO HINOJOSA  
COUNTY JUDGE





**Cameron County, Texas  
Commissioner's Court  
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964 E. Harrison St.  
Brownsville, Texas 78520  
(956) 544-0830 – (956) 544-0801 Fax**

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## **SUPPLEMENTAL REGULAR MEETING**

The Cameron County Commissioners' Court will meet for a *Regular Public Meeting* on  
*Tuesday, December 13, 2005, at 9:30 a.m. in the Courtroom on the 4<sup>th</sup> Floor.*

**Gilberto Hinojosa**  
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4:20 P.M.

DEC 9 2005  
Y.A.H.

## SUPPLEMENTAL NOTICE

### COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 13<sup>TH</sup> DAY OF DECEMBER 2005 AT 9:30 A.M.

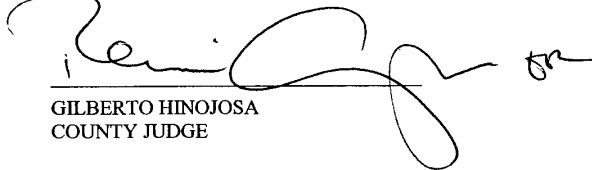
### AGENDA

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.

#### ITEMS FOR DISCUSSION AND ACTION:

1. CONSIDERATION AND ACTION REGARDING CONTRACT BETWEEN CAMERON COUNTY AND RIO GRANDE HEALTH SERVICE DISTRICT FOR THE PROVISIONS OF INDIGENT HEALTH CARE SERVICES. (COMM. CT.)

SIGNED THIS 9<sup>TH</sup> DAY OF DECEMBER 2005.



GILBERTO HINOJOSA  
COUNTY JUDGE