

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 10th day of JANUARY 2006, 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.**

BE IT FURTHER RESOLVED, that the **Cameron County Commissioners’ Court** wishes to dedicate its proceedings in memory of Judge Filemon Vela.

THE COURT MET AT:

PRESENT:

9:30 A.M.

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 9:34 A.M. He 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 January 6, 2006 at 3:37 P.M:

NOTE: JUDGE HINOJOSA ARRIVED AT THIS TIME.

(1) PUBLIC COMMENTS

None was presented.

**(2) PRESENTATION OF THE FIRST QUARTER REPORTS
FOR THE INTERNATIONAL BRIDGE SYSTEM.(PS-
DEPT. OF TRANSPORTATION)**

At this time Mr. Pete Sepulveda, Department of Transportation Director of Transportation presented and highlighted the following report concerning the first Quarter Report for the International Bridge System.

The Report is as follows:

(6) CONSIDERATION AND AUTHORIZATION FOR A COMMUNITY DONATION OF \$10,000 TO THE PALMER DRUG ABUSE PROGRAM AS PER ARTICLE 59.06 OF CODE OF CRIMINAL PROCEDURE. (AV-DA)

Mr. Armando Villalobos, District Attorney-“Commissioners, Good morning, we came back in May, and requested this, one time before, when I took office I met with some of these agencies to try to institute what is asked about us, in 59.06, I believe 59.06 was enacted by prior District Attorneys Administrations from Cameron County, where they would allow some of the forfeiture monies to go back to the community, we’ve kind of have a policy where if we have substantial seizures we’ll try to bring it before the Commissioners to allow a donation to, places like the Palmer Drug Abuse program, we managed \$110,000 dollars seizure, working with the City of Harlingen, so we are trying to allocate \$10, 000 dollars of that seizure of that for Palmer Drug Abuse Program so we are asking for your permission to do so.”

Commissioner Garza-“I move that we approve that request”

Commissioner Tamayo-“And I seconded it”

Commissioner Wood-“Second”

Dylbia Jeffries, County Contract Attorney-“But. Excuse me, on the request, the statue, reads that what he does, is he asks the court, he deposit 10% into the County’s Treasury, and then the County turns around and gives it to the...”

Commissioner Garza-“Right, yeah”

Commissioner Tamayo-“I see”

Dylbia Jeffries, County Contract Attorney-“I just wanted to double check”

Commissioner Garza-“The request is to”

Dylbia Jeffries, County Contract Attorney-“He is giving it to”

Commissioner Garza-“The request is to use us as”

Mr. Villalobos-“That is correct. Commissioners you could decide give it to. We are just asking if you could give it to Palmer Drug Abuse Program, when we came back in May, we had a lot more funds to distribute, so we had asked for several different programs, this particular forfeiture we don’t have as much as the last one, so we are asking that they be put at the front of the list and so when we have the next one we could try to get someone else involved.

Commissioner Tamayo-“I second that motion”

Commissioner Benavides-“Thank you very much. There is a motion by Commissioner Garza seconded by Commissioner Tamayo, all those in favor say “aye”

Commissioners Wood, Garza, and Tamayo-“Aye”

Commissioner Benavides-“All opposed?”

Commissioner Garza-“Thank you sir, and thank you for allowing us the last time to distribute some of those monies to our favor”

Mr. Villalobos-“We are working on some good projects.”

(17) **CONSIDERATION AND ADOPTION OF A RESOLUTION HONORING MR. LEROY MANGUCHEI ON THE OCCASION OF HIS RETIREMENT AND PROCLAIMING JANUARY 13, 2006 AS "LEROY MANGUCHEI DAY." (MY-AUDITOR)**

At this time Mr. Mark Yates, County Auditor, informed the audience of Mr. Manguchei's' employment with Cameron County. He added that his work was appreciated and therefore requested that the Commissioners Court adopt and approved the proposed resolution.

At this time the resolution was read by Judge Hinojosa, and presented to Mr. Manguchei for his years of service with the County.

Mr. Manguchei thanked Mr. Yates and his fellow co-workers for all the years spent working in Cameron County. He added that he hated to leave but due to his mothers health he must part to tend to her needs in his native Hawaii.

Judge Hinojosa added that Mr. Manguchei always had a smile on his face, and that he was probably the one who had the most fun working at Cameron County.

Commissioner Tamayo moved that the resolution honoring Mr. Leroy Manguchei on the occasion of his retirement and proclaiming January 13, 2006 as "Leroy Manguchei Day" be adopted.

The motion was seconded by Commissioner Garza and carried unanimously,

The Resolution is as follows:

(11) CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE BOY'S & GIRL'S CLUB OF HARLINGEN. (YS-HEALTH)

Yvette Salinas, Health Department Administrator-“Good morning, Commissioners, its kind of hate to follow up with Leroy’s Hoola dance!”

Judge Hinojosa-“Well you can try to impress us”

Mrs. Salinas-“First of all let me begin by introducing you all to Gerald Gathright, he is the Chief Professional Officer, for the Boys and Girls Club of Harlingen, he is basically the Executive Director for the Boys and Girls Club of Harlingen”

Judge Hinojosa-“We all know Gerald”

Mrs. Salinas-“For a couple of years Gerald and Commissioner Tamayo have been he has been working on this grant; that is going to provide some extra equipment and supplies for the family learning centers and so in order to proceed with the purchase of the equipment and supplies we need to comply with the signing of the agreement that we are going to utilize these equipment and supplies at our family learning centers. So we have attached a copy of the agreement and so just to brief you on the equipment, it’s about \$300.00 dollars in arts and crafts; about \$150.00 dollars in office supplies; in athletics supplies is \$1500.00 dollars; in program recreational supplies; such as televisions, x-boxes and games, its about \$833.00 dollars; and then we have billiard, air hockey and soccer tables, and a couple of computers with monitors for about \$5,700.00 dollars and so there is eight learning centers that are going to be receiving approximately \$8,483.34 in supplies and equipment”

Judge Hinojosa-“And this is pursuant to the grant?”

Commissioner Tamayo-“Yes, this is pursuant to the grant. And one thing that I do want to mention, and Gerald, I know that a lot of people have congratulated you, and thanked you, and expressed their appreciation for the work that you do with the youth, I worked with Gerald for years and the good thing that he is such a good role model is that he is not self-fish. He helps others not just the Harlingen, and he has helped us because this is equipment and materials that will go across the precinct. One of the important things that I want to emphasize is that it’s not costing the County one penny. It’s a donation, just like other donations we have gotten from other people. We have gotten donations from school districts from private citizens, from a lot of different people. A lot of educational materials, now this help us with the extra category that we did not have; and that was recreational. And the added computers, Gerald, are welcomed so I want to certainly want to congratulate Gerald and I want to thank

their board for cooperating in this manner and that is a big amount and I thank Gerald for all the work with the grant, I was just facilitating things . And I am sure that all the Commissioners and Judge every where you go you are always talking about how can we develop partnerships, because the County doesn't have enough money to do all the things that we want to do and that is how this started as a Commissioner, I talked to Gerald about partnerships we may develop and I want to thank him because he initiated the grant and he came through for us.”

Judge Hinojosa-“And just as a footnote as to what you just stated, Commissioner, they are in a partnership with us in Santa Rosa”

Commissioner Tamayo-“Santa Rosa that is right”

Judge Hinojosa-“For which we have received funding for, and we have an architect doing the final construction plans in the facility, and as soon as that is completed , whatever ground breaking, in Santa Rosa, and so, this is a good thing for the county and again, I have said before, I hope that you along with the commissioner will continue to expand throughout Cameron County, in particular now, with Browne Park, when is the ribbon-cutting on that Pete, just for our information?”

Mr. Pete Sepulveda, Department of Transportation Director-“We have an estimated date of completion of February 15.”

Judge Hinojosa-“We need to plan something real soon O.K....”

Commissioner Tamayo-“Now Gerald, is there anything you'd like to add? I want to thank you for being here this morning, in case I had any questions”

Gerald Gathright, Chief Professional Office for Boys and Girls Club in Harlingen-“Well I'd be glad to answer any questions you might have. Like everything we do is serving young people and finding opportunities for young people and that is what Boys and Girls Club throughout the County is all about, this is just another opportunity (INAUDIBLE)”

Judge Hinojosa-“O.k. Thank You.”

Commissioner Tamayo-“Great”

Judge Hinojosa-“Do I hear a motion on that?”

Commissioner Tamayo-“I make a motion for approval of the contract with County and the Boys and Girls Club”

Commissioner Garza-“Second”

Judge Hinojosa-“There is a motion by Commissioner Tamayo, seconded by Commissioner Garza. Any further discussion? All those in favor signify by stating “Aye”

Commissioners Benavides, Wood, Garza and Tamayo-“Aye”

Judge Hinojosa-“All those opposed?” Motion carries”

The Contract is as follow:

(12) CONSIDERATION AND POSSIBLE ACTION REGARDING THE RELOCATION OF THE JOSE M. LOPEZ STATUE FROM THE VETERANS BRIDGE AT LOS TOMATES TO THE VETERANS PARK ADJACENT TO THE BROWNSVILLE PUBLIC LIBRARY. (COMM. COURT)

Judge Hinojosa-“We, with the best intentions we located the statue of Jose M. Lopez at the Veteran’s Park, but because the way its located its hard for us or the public to; to really appreciate it, for one how beautiful it is, and two what it represents...”

Commissioner Wood-“Right, I don’t get to appreciate it, nor what it represents”

Judge Hinojosa-“It’s just not in the best location possible, it was placed there primarily because we were placing in the Veterans’ International Bridge at Los Tomates and it’s a bridge dedicated to Veterans, and at the time that we built it Jose M. Lopez was the veteran who was most notable in Cameron County, because he was a medal honor, winner and he is still alive; not only a medal of honor but probably the medal of honor winner, but probably the did the most in any single action in the history of the United States’ military action. But I have heard time and time again from Veterans and family members that we are not getting the full extent of what the statue was intended to do at the current location. About a year and a half ago Mayor Trevino called me and asked me would you agree to move it to, they are half owners of the statue, the City of Brownsville, well I guess we are full owners but they, with the revue generated from the Bridge, they are half owners of the revenue, they help pay for it and I said well we need to ask the Commissioners, but I will be in favor if they are. John called me last week, because they wanted to go pick it up and I said “whoa” we need to asker the Commissioners and that’s why this is on the agenda today, Mr. Olvera. Commander Olvera”

Mr. Lupe Olvera III, Judge Advocate for the American Legion, John Hansen, Post 43-“Good Morning, Commissioners and County Judge, I am here to convey to you that we are in full support on the recommendation to relocate The Jose M. Lopez statue, basically because what you said honorable, Judge, and besides that judge we as Veterans are looking at is to educate our youth and this is going to be located next, not only in the park, but next to a library, and we have a program with the American Legion, John Hansen Post 43, to try and educate our American youth as to “Americanism”, the love of our flag. And besides, Jose M. Lopez killed over 100 Germans in one day, right before the Battle of the Bulge.”

Judge Hinojosa-“More than Audio Murphy did”

Mr. Olvera-“But he did it one day”

Judge Hinojosa-“Not taking away from what Audio Murphy did but our guy some pretty heavy stuff”

Mr. Olvera-“All the Vets that I represent, and I have been there for many years, are in favor of this your honor”

Commissioner Benavides-“And may I say also Judge I had the honor of meeting Mr. Lopez, Medal of Honor recipient, and this statue was placed in Los Tomates Bridge, which is my area, but I agree with the Commissioners Court, I believe in the consensus, that we should move this, because really I have always thought the same thing Judge, that is not appreciated as it should be, because its not located in the place where people actually go on a good Sunday and so forth”

Commissioner Wood-“Its good to see how the Veterans Park in Brownsville, is coming to coming to (INAUDIBLE), after so many years because I recall while I was serving on the City Commission in Brownville, when we actually purchased that land and how we had it cleaned off an it was going to be a park and at the time we were getting to open the bridge here, is when the determination came to name the park, the Veterans Park, and for various and so many reasons we may talk about some time, but it is a fitting location for the statue, it will provide the community and the entire Valley a better venue for coming to visit, to see the statue to look at what history has in Brownsville, what Mr., Lopez, Sergeant did for our Country. Its not something new he has been recognized in many different areas if you go to San Antonio, there you will see a section of the expressway named Jose M. Lopez Expressway”

Mr. Olvera-“I know he is my wives’ uncle”

Commissioner Wood-“Oh is he? I visited with he and his wife in San Antonio at their home, just a very humble man”

Commissioner Tamayo-“I make a motion to have the relocation of the statue to take place”

Commissioner Wood-“Second”

Judge Hinojosa-“O.k. there is somebody else that wanted to comment on what we were going to do, Mr. Wolfe come on down, Mr. Wolfe is an old friend of ours and a veteran that’s been...”

Mr. Wolfe-“Can I say a few words?”

Judge Hinojosa-“Yes sir.”

Mr. Wolfe-“First of all I wanted to thank our Judge and Commissioners to not allow having a dump trash on our yard. I am really glad about that. I was looking at the future, because I was planning on doing that , dump our dirt trash here, later on they are going to be a lot of barges coming here from up north, see that is not the part I had in

mind, that it was going to start like that, but later on they are going to come down here with barges full of barges because they don't have no place up there what to do with the trash so I am very thank you all for not accepting that.. Now, my next thing to say here is about our Sergeant Lopez, our hero, our valley hero, although he was a French water wet bag, I called that French water wet bag because he passed the river. We also have the saltwater wet bag that came on the Mayflower they came from Europe so we have two types of wet bags the French water and salt water, but this here, our hero, my hero, everybody's hero, we had a parade when he became the Medal of Honor winner, I wasn't here I was out on the pacific in a ship. But any how I an really glad about what you all are going to do, move that statue where it belongs and I am really glad about that also. I got a lot of pictures, a lot of letters from his family and him; and too bad we didn't do the parade last year before he past away last year. And that's about all I have to say"

Judge Hinojosa-"But we did have a beautiful statue of him"

Mr. Wolfe-"And one more thing, I saw my friend Pete at H-E-B and I said, "Pete you are my friend right? And he asked what he could do? I asked if there a possibility of naming Boca Chica , change the name of Boca Chica, nobody knows why its Boca Chica , and name it after Sergeant Lopez, he said well I'll look into it, but then I hear other wise that maybe the county has nothing to do with it, may be it's the city, but I want you all to keep in your mind, if it is possible it will be a big honor for all of us if you got to name Boca Chica..."

Judge Hinojosa-"Jose M. Lopez Boulevard"

Mr. Wolfe-"I wanted you all think if this is possible and if you all have the right people to talk to and all that. I want something for this man, he is our hero. up there is more I got eight medal of honor winners, see I was a Commander back in 87' at VFW and that is where I was lucky because we had 8 medal of honor of winners. Look up the Valley they have a ship named after Freddy Gonzalez he is a Medal of Honor winner, then up there in McAllen they have street named after an officer that won battles also..."

Judge Hinojosa-"And they have a very big street named after Freddy Gonzalez"

Mr. Wolfe-"Sir?"

Judge Hinojosa-"They have a really big boulevard named after Freddy Gonzalez"

Mr. Wolfe-"Right." And we don't even have a street after him."

Judge Hinojosa-"And you have a great idea"

Commissioner Tamayo-"I like your recommendation"

Mr. Wolfe-"Just to remind maybe a possibility to name Boca Chica after this man"

Commissioner Tamayo-“You are referring to Boca Chica beach?”

Mr. Wolfe-“That is all I have to say thank you very much for giving me the courage to stand up here and say a couple of words”

Judge Hinojosa-“I want to tell you one thing, Mr. Wolfe, is this is that what gave you the privilege to come up here and speak to us and gave us the privilege to us to go out there and fight against this thing like the land fill that made the community rise up and do all of those things to organize and speak up against was the sacrificed that you Veterans, like you and Lupe Olvera, and Sergeant Lopez, and all the Veterans that are fighting today, in Iraq and all the wars that we have engaged in the history of the United States, the sacrifices that you all made is what has given us the opportunity to have the privilege to come over here and speak and have the privilege to fight against bad ideas without having the fear that there would be consequences knowing that is our right as Americans that we would not have but for the sacrifices that you all have made so Thank You. For everything that all you have done”

Mr. Wolfe-“Thank You”

Commissioner Garza-“Judge I know we have a motion and a second, I have one comment, I totally support the move, I think that the location that we have now doesn't have much visibility and this would be great for visibility and hopefully start the ball rolling so you know Mr. Wolfe would get his wish of having the street being named after Sergeant Lopez. It was said in the paper this morning that we had already decided or we favored? Remi you were quoted?”

Mr. Olvera-“According to the newspaper it said it was a consent item.”

Commissioner Garza-“Right, but we were quoted already, Remi said that we had already decided to do this, and I don't think that”

Mr. Remi Garza-County Assistant Administrator-“No. I said I think the Commissioners Court will support it, I am not sure what the exact quote was”

Commissioner Garza-“I just wanted to make sure, this is the first time I discussed it, I have not discussed it previously to this meeting and I support it whole heartily”

Judge Hinojosa-“And I believe that is the quote, exactly what he said is the quote, he says” I believe the Commissioners Court will support it”

Mr. Garza-“Or support it”

Commissioner Wood-“But it may come out anyway in the paper”

Commissioner Garza-“Of course, I just read it in the morning and I was like did I miss something?”

Commissioner Benavides-“We have to make sure, Judge that Mr. Boca Chica doesn’t get mad”

Commissioner Garza-“Never met him before”

Judge Hinojosa-“All those in favor signify by stating “Aye””

Commissioners Benavides, Wood, Garza and Tamayo-“Aye”

Judge Hinojosa-“All those opposed?” Motion Carries.

Mr. Mark Yates, County Auditor,-I have one issue, a little housekeeping to do on the transfer of the asset. I am not sure we’re moving the statue from the Veteran’s Bridge to the (INAUDIBLE)? Are we conveying ownership to the City of Brownsville, are we moving our asset over to that location to sit, and if so are we going to have an insured mover, to move it and make sure that if it’s damaged in transit, the areas insurance is to repair it?

Judge Hinojosa-“Well you need to figure that out”

Commissioner Garza-All of the above”

Mr. Yates-“Well that is where I need to ...”

Judge Hinojosa-“One of the things that I want to clear out is that we are not giving our interest to the City of Brownsville, we both own it, it’s a co-owners, we are just moving the statue that we both own to the location and not ownership, but the other parts of that which is where, how are we going to insure that our financial interests are protected if something happens to it, that is something you need to figure that out”

Mr. Yates-I will work with your attorneys on this issue. The other thing is that statue was suppose to be first phase and as the gentlemen brought up we have a number of Medal of Honor winners and other veterans that we were going to memorialize in conjunction with that and so we’d like to work with your legal department and the City to assist you in that project”

Judge Hinojosa-“Thank you Mark”

Commissioner Garza-“Do we have a time schedule?”

Commissioner Tamayo-That is a good question”

Judge Hinojosa-“No. As soon as we can work out the logistics, they need it now is what I understand”

Commissioner Wood-They are ready for it over there, is what I understand”

Commissioner Garza-“So they are going to get moving on it right away”

Commissioner Benavides-“They think we are going to change our minds”

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

Commissioner Benavides moved that the Budget Amendments, Line Item Transfers and/or Salary Schedules be approved the motion was seconded by Commissioner Tamayo and carried.

The Information is as follow:

- (4) APPROVAL OF MINUTES FOR:**
- (A) OCTOBER 18, 2005-REGULAR MEETING**
 - (B) OCTOBER 25, 2005-REGULAR MEETING**
 - (C) NOVEMBER 1, 2005-REGULAR MEETING**

Upon motion by Commissioner Wood and seconded by Commissioner Benavides the minutes for the Regular Meetings of October 18, 2005 and October 25, 2005 be **APPROVED**, and that the minutes for the November 1, 2005 be **TABLED**.

(5) APPROVAL OF CLAIMS.

Commissioner Benavides moved that the Claims be approved, inclusive of the late claims.

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

AYE: Commissioners Benavides and Wood.

NAY: None

ABSTAIN: Judge Hinojosa as to Warrants No. 00151413, payable to Laguna Madre Water District, in the amount of \$207.93, Commissioner Garza as to Warrant No. 00151406, payable to the Medicine Shoppe in the amount of \$5,914.39 and Commissioner Tamayo as to Warrant No. 00151257, payable to Red River Services Corporation, in the amount of \$39,180.17.

The claims and affidavits are as follow:

(7) CONSIDERATION AND POSSIBLE ACTION REGARDING THE PROPOSED DEVELOPMENT OF SOLID WASTE MANAGEMENT FACILITY IN CAMERON COUNTY. (COMM. COURT)

Judge Hinojosa—"You all read the news, saw the memo, the Consolidated Waste Industries did not submit the requested amendments or any deficiencies in their application, I think there were like fourteen deficiencies they had made. The Commission on the environmental quality made a decision based upon their failure to that, to return the application which means that now, it requires them to file a brand new application, if they want to, but now since Cameron County and the City of Brownsville passed a Citing Ordinance, unless we give approval to Solid Waste facility in Cameron County it can not be built. I think that we all take the position that given the size of the County, the population of the County the population centers, the densities population all across Cameron County and because of the sensitive nature of the land and the environment that we have, there is no where in Cameron County that a solid waste facility would be acceptable, in my opinion, you all could take whatever position you all want to take. There was an editorial in the Valley Morning Star, about this issue. I think that the Valley Morning Star completely misses the issue with respect to our position with the solid waste facility. We know that you have to have capacity for dealing with your solid waste, but the bottom line is that you should not impose your will upon a community to put a solid waste facility in that community, unless the community supports that. Given the circumstances that we have here in Cameron County there is just no where at solid waste facility would be able to be would work here, because of the nearness to the population centers, and because of the sensitivity of the environment and because of the land that we have here, and so, yes, we understand is that there is a need for the availability of a solid waste facility in the future, but the issue here, the sole issue here, and the issue that we fought against and that we will continue to fight is that it cannot be located in the boundaries of Cameron County under the circumstances, and I for one, committed to fight such efforts along those lines, its easy..."

Commissioner Tamayo—"In any area..."

Judge Hinojosa—"In any area in Cameron County, its easy for a paper like the Valley Morning Star to say, "Well not in my backyard attitude is not right", but how would the editor of the Valley Morning Star like to have a solid waste facility located less than two miles from his house, I don't think he would like it very much. And I think that is what we are looking at here, any where you put it you are going to be too close to large segments of the community, which is simply a bad idea, the land was bad and that is why be opposed it and that for us is all that matters at this point, we are not in the business of planning for long term solid waste. The Lower Rio Grande

Environmental Council has a study, has a plan, that whoever wants to come in to our community to develop a solid waste facility needs to get with them and plan it out appropriately the way its going to work, but you can't put it where they wanted to put it or anywhere else in Cameron County, so I wanted to state that because I think the Valley Morning Star was very short sided on its editorial with respect to this issue..."

Commissioner Garza-"I have on question. Are we going to get at some point an accounting? I know that we received some monies from some different entities, to help us with this fight. At some point do we get an accounting for what was spent? What is spent, what is not spent? What is owed?" If we need to go out looking for more help?"

Mrs. Dylbia Jeffries, Contract Attorney-"Well I think that item is also set for discussion in Executive Session, those are some of the things that we wanted to discuss with you.... some of the finances"

Commissioner Garza-"O.K. that is fine. It was money well spent, whatever we spent"

Judge Hinojosa-"Yes. I mean the bottom line is that if we had not organize the way we did, both in terms of the community and the governmental entities they would have a lot more time to put together an application and then all what dotted all the I's and crossed out all the T's that the State would have allowed them too. I don't think they would have had an application together, nor complied with State Law but they rushed to do this and I think that as result of our efforts we were able to defeat this thing. I think the community should be congratulated in their efforts, when I say our efforts I mean the entire communities and the governmental entities, everyone was united, presented a united front and rolled up their sleeves and got to work to fight this thing, and this community needs to be congratulated. I spoke to a friend of mine, who is a significant community leader in the community in Cameron County, and is say: You know when we organize for positive things that we succeed in getting positive things in Cameron County., and when we organize against negative things is that we succeed as well that is just another good example of how those of kinds of coming together work for our community. Ok do I hear a motion to acknowledge this report?

Commissioner Benavides-"So move"

Commissioner Tamayo-"Second"

Judge Hinojosa-"Motion by Commissioner Benavides, seconded by Commissioner Tamayo any further discussion? All those in favor signify by stating"Aye"

Commissioners Benavides, Wood, Garza and Tamayo-"Aye"

(8) CONSIDERATION AND POSSIBLE ACTION REGARDING THE SELECTION OF FINISH FOR DESKS FOR THE DANCY BUILDING PRESENTED BY INTERIOR DESIGNER MEGAMORPHOSIS. (COMM. COURT)

Upon Motion by Commissioner Garza and seconded by Commissioner Wood the selection of finish for desks for the Dancy Building presented by Interior Designer Megamorphosis was **APPROVED**.

NOTE JUDGE HINOJOSA STEPPED OUT OF THE MEETING AT THIS TIME.

(10) CONSIDERATION AND ADOPTION OF THE 2006 CRIMINAL JUSTICE COMMUNITY PLAN FOR CAMERON COUNTY, TEXAS, PURSUANT TO GRANT FUNDING REQUIREMENTS OF THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION. (FB-PD & M)

Commissioner Wood moved that this item be approved. The motion was seconded by Commissioner Garza and carried unanimously.

The Information is as follows:

(13) CONSIDERATION AND POSSIBLE ACTION REGARDING THE PRIORITIZING OF COUNTY PROJECTS TO BE REQUESTED FOR FEDERAL FUNDING FOR FY 2007. (PS-DEPT. OF TRANSPORTATION)

Commissioner Garza-“Pete, I have a question on the FEMA one, is that for mapping and drainage or is it that for levy construction?”

Mr. Pete Sepulveda, Department of Transportation Director-“No that is for mapping and drainage, to digitalize our mapping “

Commissioner Garza-“So, then levy up-keep and maintenance is not even on our trajectory?”

Mr. Remi Garza, County Administrative Assistant-“The Judge was going to be asking if that was going to be included on the legislative agenda.”

Commissioner Garza-“So, can we include it?”

Commissioner Tamayo-So our motion would have to reflect that”

Commissioner Garza—“Just make a number eight, and then number nine would have to be the Homeland Security issue...”

Commissioner Wood-“Yes. You are referring to Homeland security as open twenty-four hours a day”

Commissioner Garza-“Or more extended hours, if nothing else at the bridge”

Commissioner Tamayo-“Would it be better to be specific?”

Commissioner Garza-“I’d rather have twenty-four if I could get it”

Commissioner Tamayo-“Why don’t we go ahead and better”

Mr. Sepulveda-“Yeah, I think we need to do our case for developing”

Commissioner Tamayo-“For 24 hours around the clock”

Commissioner Benavides-“That is right.”

Mr. Sepulveda-“Let me just go back to number 4 and five, we are going to request the balance of the funding on both”

Commissioner Garza-“Are there any, one of the things that I don’t see here, that I think, I know that I have spoken on with the Judge and some of the Commissioners on this, is the drainage issues. We have a very segmented plan in this County, is there any way that we could in some shape or form come together with the drainage districts to develop an instrument that would help us fund a major County study County- wide? So that we could...I mean is that a...I don’t know how the other Commissioners feel about that but in Precinct 3, drainage is a major problem, a

lot of the drainage coming from other Precincts cause it all flows in that direction and we cant solve the problem in this little area, when we need to work on the problem that is County-wide”

Mr. Garza-“As a matter of fact, Commissioner, your request, the Judge is trying to put together the Drainage Districts to discuss the general issues, I think it was towards the end of last year..”

Commissioner Garza-“Right”

Mr. Garza-“And now that we kind of past the holidays we are starting to get people scheduled, so we can bring in all drainage districts as well as the cities to work with them on the issue, just have a general discussion, identify the projects and the prioritize them, and move forward”

Commissioner Garza-“Could it be possible that we add a number 10 there?”

Mr. Garza-“I think that is extremely fluent”

Commissioner Tamayo-“We need a global, we need to look at the drainage problem at a global sense, and I agree with Commissioner Garza I know that some of the districts in my precinct are working on it, but they need to be looking at it globally, because you may be fixing it in one area but it actually harms another area so, you are really not solving the problems.”

Mr. Sepulveda-“We have a time frame we’d like to have our request up to Washington by the middle of February, so I think that what I’d do is every meeting place this item back on the agenda, at every meeting and maybe discuss it every meeting but however the application is prepared and ready to be sent out by the middle of middle part of February, I think that it is actually due on the first part of March, but we’d like to get them out there earlier than that day”

Commissioner Tamayo-“So we are actually adding three, right?”

Mr. Remi Garza-“Yes. Well actually there may be four, I’d wait for the Judge but it seems that the court is moving forward on this item, the Judge would also like the court to consider the Veterans Hospital versus the expanding clinic that is currently being proposed, to work with the Health Department and the Veterans office to get some statistics and do a study to find out exactly what types of care our local veterans are seeking and whether the expanded clinic that is currently being proposed through San Antonio UT Health Center is going to be able to address all their needs. The Judge seems to believe that the Veterans are crying for Hospital and that the types of services that they need are more of a hospital setting and not the hospital, of the full blown hospital that may have burn treatment centers and how to deal with the physical rehabilitation types of activities that San Antonio was out of, but one that deals more with cancer and later on for care services...”

Commissioner Wood-"Acute care types and services"

NOTE JUDGE HINOJOSA JOINED THE MEETING AT THIS TIME

Judge Hinojosa-"Where you are at..?"

Commissioner Benavides-"On number thirteenth Judge"

Commissioner Garza-"Legislative Agenda"

Judge Hinojosa-"What have you covered?"

Commissioner Garza-"We have already added four more items: Levy maintenance and reconstruction, Homeland Security to open the bridge full-time, 24, county-wide drainage maintenance and Veteran's Hospital"

Judge Hinojosa-"Well I think that all those projects are all projects that we really need to pursue up in Washington, because those are all projects that have an enormous impact in our community if I can see that, If I can find my copy"

Commissioner Benavides-"Will this be, no it wouldn't be on this list the renaming of Boca Chica"

Commissioner Garza-"That is a City issue"

Commissioner Tamayo-"That is a City issue"

Judge Hinojosa-"City and State, because Boca Chica Blvd is a State Highway"

Commissioner Garza-"The State usually (INAUDIBLE) to the City, you know, that is pretty standard"

Judge Hinojosa-"I talked to Remi, a little while ago, because there has been talk recently about doing something about this drainage on this levy maintenance issue, and the Lower Rio Grande Valley Development Council has been working on this for quite some time as well as our County, the problem is that this is something that is not going to get done unless it is raised to the priority level that I needs to be raised to, it is an enormously large project it covers the whole Rio Grande Valley, you know as things have progressed in the past, the way things have worked in the past, unless Cameron County takes the lead on this issue it is not going to happen, just like the water issue, you know, it wasn't until we started saying let's do something about the water shortage issue that things started happening now, with all that, you hear about all the things that are going on ,because we needed to get things moving, and this is one issue where there's been a lot of talk about and I know that Senator Hutchinson, has expressed concerns about it, but we need to get a concrete legislative approach to it with dealing with the problem, and I told Remi that we need to make sure that when we go up to Washington, part of our agenda include this in our the levy maintenance and improvements and to make sure that at least we have a plan on how to get there. It is like when we were working on the West Rail Plan, I mean we were looking at a \$20,000,000 million dollar project,

which seemed to be very difficult to get to, because that is a lot of money but we were *tercos* (stubborn) and in a three or four year period we almost got all the resources that we need. We are very close to start construction at some point next year; we are basically waiting on (INAUDIBLE) to finish up all their studies so that we can it to pass. This is one example of the North Rail is the exact same situation, when we first started the North Rail plan back four years ago, we were looking at a 4 ½ million dollar project and it just didn't seem to be possible, no we got it within a manageable level, the Federal Government has provided significant funding for that and it's a doable thing within a short period of time if we are *tercos* (stubborn)."

Commissioner Tamayo-"Well we have been talking about this for a while now, the important thing is to get specific about it and start pushing it"

Judge Hinojosa-"Right, and that is really why we put it on there now, lets find out exactly what we need to do, to get it out the center. I don't like to be in the position of just talking about it this issue, we need to say what are we going to do, if few know that something gets get done and everybody consensus that we got some problems here, how is it that we can take the current Federal budget in the United States, and get them to start setting a long- term plan in place, so that we can know that at some point the maintenance and the re-building of the levy is going to be completed, and to make sure that they make a commitment to it. After what happen with, Katrina, we understand that we can't out these things on the back, you can not. That was a very big eye opener particularly in this area. I did not live here in Cameron County when Viula blew into the Cameron County; I lived in the Valley we didn't have the flooding in the northern part of the valley..."

Commissioner Tamayo-"We did"

Judge Hinojosa-"In the Mission area, that was experienced here, and the flooding here was horrible, and we are in danger of having that situation if we get a direct hit of a hurricane that has a lot of water on it so we really need to work on this. In respects to the Veterans Hospital, you know I get the distinct impression from Senator Hutchinson's statements that she really wants to do something; I think that she really recognizes that the clinic that she has brought to us along with the leadership in the Harlingen area, and by the way, we have known about this for a long time and we have been in discussions with people like Randy Whittington and the people from Valley Baptist and we knew that this was going to happen in terms of the clinic and provided what ever support we could on the project, but I think that she recognizes that, especially that in the war in Iraq, where per capita, we have lost more soldiers Rio Grande Valley, three times more soldiers Rio Grande Valley, than anywhere else in the United States , any other region in the United States. And that the sacrifices made by the veterans from South Texas are unequalled

throughout the country and the numbers of veterans that for any reason are volunteering to go and defend our country and fight for our nation, per capita are higher than anywhere else in the region. The number of Medal of Honor winners, per capita are higher, and the number of people that are getting wounded and hurt per capita are higher here. The Sacrifices here that are being made here in the community are sacrifices that you cannot ignore, and that perhaps the issue has to be revisited and something else needs to be done that meets the needs of our veterans. My father when he got cancer went to Murphy Veterans Hospital in San Antonio, you know at the time I was a District Judge, I had a brother that was an Engineer, another brother that was an Architect, so you know we could afford to travel to the hospital in San Antonio and rent a hotel room and be there with my dad, during the time that he was sick and while they were treating him at that excellent facility, but most people don't have those needs to do that. When you have a life-threatening disease that requires long-term care or hospitalization, our veterans need to have some where to go locally, where there family can see them on a daily basis, so they could be there during this difficult time that they are facing and I think that is why we really need to sit down with our Congressional team that is in Washington, who for Cameron County, you would think that there were from down here, you have here and Senator Coryn, Congressman Ortiz, and Congressman Hinojosa, have just really done wonders for our community on some significant projects, but it has been difficult for our local congressman to move on this big project because it requires a major financial commitment, the cost of building of the Veterans Hospital or a Veterans facility the smallest cost is the construction cost, it's the operational cost that is going to be something that they need to take a look at. So we need a big muscle, Senators Coryn and Hutchinson to help us in this regard, so that has to be main legislative agenda we've got 40,000 veterans in the Rio Grande Valley, significant portion of them in Cameron County. We fought very hard for a nursing home in Cameron County; we were unsuccessful but put the money into it, and in my opinion have the best proposal of any one, we need to fight for this issue, and we'd like to see it in Cameron County, and Valley Baptist would be the best location for something like that, in my opinion that is the premiere health institution in South Texas, but as far as I am concerned, any where in the Rio Grande Valley..”

Commissioner Wood-“There is another location that is sitting idle right now, that used to be the community hospital in Brownsville before Valley Regional moved to the new facility, its been completely remodeled and sitting there with complete new equipment ready for staff to come in and operating and they can be up and running in a matter of months, if we had the money or any commitment to operate it”

Judge Hinojosa-“I feel confident that if its not there, if its located in Cameron County, the Commissioners Court will buy the land and donated to the Federal Government for construction, and I know that its not in the agenda but..”

Commissioner Wood-“We can’t legally donate land, but we’d have to figure our something but we can work it out”

Commissioner Benavides-“And Judge, I ‘d like to remember Ms. Frances Verner, which fought so hard to get a Veterans Hospital for years and years, she is no longer with us, but I think either way we should mention her name. Every time we bumped into her that was always her agenda, Veterans Hospital, she is no longer with us but I remember her, keep her in mind.”

Commissioner Tamayo-“Well and a lot of veterans, am I sure that you know the bonding with veterans is so strong where people don’t have enough money to make it to San Antonio, other Veterans will collect money, ask for donations just for gas. I know that Bobby Dilinsky a lot of the veterans when they needed to go, and you now it’s sad, we do need to push this agenda item”

Judge Hinojosa-“So any way that is going to be a top on our list of priorities, it is a Federal issue, but it’s obvious that we can help educate and help advocate on behalf of our citizens”

Commissioner Tamayo-“So we have added four items, am I correct?”

Judge Hinojosa-“Levy maintenance, Homeland Security, the issue that was talked about in the paper, drainage issues and the Veterans Hospital”

Commissioner Garza-“I move that we approve it, Judge”

Commissioner Tamayo-“Second.”

Judge Hinojosa-“Motion by Commissioner Garza, seconded by Commissioner Tamayo, any further discussion? All those in favor signify by stating “Aye””

Commissioners Benavides, Wood, Garza and Tamayo-“Aye”

Judge Hinojosa-“All those opposed? Motion carries”

Commissioner Tamayo-“With the added items”

Commissioner Garza-“And Pete, will keep us abreast of that in the next few weeks right?”

Mr. Sepulveda-“Well get it on the agenda every week”

Commissioner Garza-“I would like to see, there’s one individual that the County has hired in the last year , that I think that should probably take the lead in this Federal Agenda list and that would be David Garcia, you know, he knows people up there, and I’d like to see him a little bit more involved in this area”

(14) CONSIDERATION AND APPROVAL OF SUPPLEMENTAL AGREEMENT NO. 1 TO THE AGREEMENT BETWEEN CAMERON COUNTY AND HNTB FOR THE WEST RAIL RELOCATION PROJECT. (PS-DEPT. OF TRANSPORTATION)

At this time Mr. Pete Sepulveda, Department of Transportation Director, presented and highlighted the following information regarding the approval of the supplemental agreement between Cameron County and HNTB for the West Rail Relocation Project.

Commissioner Tamayo moved that this item be **APPROVED**.

The motion was seconded by Commissioner Garza.

The Information 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

Commissioner Benavides moved that the "Travel and Consent Items" be approved.

The motion was seconded by Commissioner Tamayo and carried unanimously.

(15) CONSIDERATION AND APPROVAL OF PRE-CONSTRUCTION SIGN FOR THE CAMERON COUNTY/ARROYO CITY FIRE STATION LAW ENFORCEMENT SUBSTATION AND FAMILY LEARNING CENTER. (COMM. COURT)(Action taken separately)

(16) CONSIDERATION AND APPROVAL OF A RESOLUTION NOMINATING COUNTY JUDGE GILBERTO HINOJOSA TO THE CONFERENCE OF URBAN COUNTIES POLICY COMMITTEE. (GH-COUNTY JUDGE)

The Resolution is as follows:

(17) CONSIDERATION AND ADOPTION OF A RESOLUTION HONORING MR. LEROY MANGUCHEI ON THE OCCASION OF HIS RETIREMENT AND PROCLAIMING JANUARY 13, 2006 AS "LEROY MANGUCHEI DAY." (MY-AUDITOR) (ACTION TAKEN SEPARATELY)

The Resolution is as follows:

(18) CONSIDERATION AND APPROVAL OF TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA CONSTRUCTION FUND CONTRACT NO. 725165 BETWEEN CAMERON COUNTY AND THE OFFICE OF RURAL COMMUNITY AFFAIRS (ORCA). (FB-PD & M)

The Contract is as follows:

(19) CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION DEPT.) AND BILL DOAN, D/B/A SPI KITE FEST FOR THE USE OF COUNTY PROPERTY KNOWN AS THE "FLATS" LOCATED NORTH OF THE CONVENTION CENTRE – SOUTH PADRE ISLAND. (JM-PARK SYSTEM)

The Agreement is as follows

(20) CONSIDERATION AND AUTHORIZATION TO PURCHASE PHONE EQUIPMENT AND SETUP USING TDIR-TEXAS DEPARTMENT OF INFORMATION RESOURCES FOR DANCY BUILDING. (RJ-COMPUTER CENTER)

(21) CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS / RFP'S / RFQ FOR: (MF-PURCHASING)

- A. PATROL CARS (QTY. 26) – BID #051201**
- B. PICK-UP TRUCKS (QTY. 6) SUV (QTY. 1) – BID #051202**
- C. PICK-UP TRUCKS (QTY. 1) – BID #051203**

(22) CONSIDERATION AND AUTHORIZATION TO UTILIZE THREE (3) QUOTATIONS TO PURCHASE BOOK CASES FOR THE DANCY BUILDING OVER \$15,000 BUT UNDER \$25,000. (MF-PURCHASING)

(23) CONSIDERATION AND AUTHORIZATION TO ACCEPT ELAIS CIRCLE EAST, MUNOZ AVE., AND MARTIN DR. LOCATED IN THE LA GLORIA CANAL SUBDIVISION, PHASE III, PRECINCT NO. 4, AS RECORDED IN CABINET 1, PAGE 2471-A, 2471-B & 2472-A OF THE CAMERON COUNTY MAP RECORDS, CAMERON COUNTY, TEXAS INTO THE COUNTY ROAD SYSTEM. (PS-DEPT. OF TRANSPORTATION)

(24) CONSIDERATION AND AUTHORIZATION TO ACCEPT LA JARA AVE. LOCATED IN THE LAS TIENDAS SUBDIVISION, PRECINCT NO. 4, AS RECORDED IN CABINET 1, PAGE 2466-A OF THE CAMERON COUNTY ROAD MAP RECORDS, CAMERON COUNTY, TEXAS INTO THE COUNTY ROAD SYSTEM. (PS-DEPT. OF TRANSPORTATION)

(25) CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)

A. PRECINCT NO. 4- BRIGGS ESTATE NORTH SUBDIVISION, BEING THE EAST 5.5 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

TRAVEL ITEMS

(26) 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) Extension Agent, to travel to College Station, Tx, on 1/9-11/06, to receive The Vice Chancellors Award in Excellence.

(B) Breastfeeding Peer Counselor, to travel to Austin, Tx, on 1/24-27/06, to attend a Clinical Lactation Practicum.

(C) District Clerk and Deputy Clerks (4), to travel to College Station, Tx, on 1/8-12/06, to attend The 34th Annual County & District Clerks' Continuing Education Seminar.

(D) Administrative Assistant on Intergovernmental Affairs, to travel to Austin, Tx, on 1/18-19/06, to attend The Texas Border Infrastructure Coalition and Texas Conference of Urban Counties Meeting.

EXECUTIVE SESSION

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 11:00 A.M. to discuss the following matters:

(27) 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) 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).**
- (F) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL FOR CONSIDERATION OF AMENDING THE LICENSE AGREEMENT BETWEEN CAMERON COUNTY AND RED RIVER SERVICES CORPORATION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).**

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Court reconvened into Regular Session at 11:50 A.M. to discuss the following matters:

- (15) CONSIDERATION AND APPROVAL OF PRE-CONSTRUCTION SIGN FOR THE CAMERON COUNTY/ARROYO CITY FIRE STATION LAW ENFORCEMENT SUBSTATION AND FAMILY LEARNING CENTER. (COMM. COURT)(Action taken separately)**

At this time Mr. Remi Garza, County Assistant Administrator, explained that a revised version of the pre-construction sign originally placed for the court's review and approval was a horizontal layout and explained that the new lay-out was a vertical version of the lay-out was easier to read or understand and further asked that the substitution of the versions be approved.

Commissioner Garza move to approve the revised version for the sign for the Cameron County/Arroyo City
Fire Station Law Enforcement Substation and Family Learning Center

The Information is as follows:

NOTE: JUDGE HINOJOSA WAS NOT PRESENT DURING EXECUTIVE SESSION DISCUSSION

(38) ACTION RELATIVE TO EXECUTIVE SESSION

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. FAULKNER, USA FORMERLY KNOWN AS LANDMARK, APPROVAL OF SETTLEMENT AGREEMENT. (TABLED)**

- (B) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES REGARDING THE CAMERON COUNTY DETENTION CENTERS AND THE CAMERON COUNTY SHERIFF'S ADMINISTRATION BUILDING.**

Upon motion by Commissioner Garza, seconded by Commissioner Wood 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 to acknowledge the Status Report by Legal Counsel. Commissioner Tamayo seconded the motion and carried unanimously.

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- (D) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO THE POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT.**
 - (E) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING SETTLEMENT OFFER OF ABC WASTE COLLECTION.**
 - (F) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL FOR CONSIDERATION OF AMENDING THE LICENSE AGREEMENT BETWEEN CAMERON COUNTY AND RED RIVER SERVICES CORPORATION.**

Upon motion by Commissioner Wood, seconded by Commissioner Garza and carried unanimously, these items were **TABLED**.

-
- (G) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE ACQUISITION OF PARCEL 8, FOR FM 106(GENERAL BRANT ROAD) IN THE PRECINCT NO. 3 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072**

Commissioner Wood moved to approve the acquisition for Parcel 8, for \$3,521.00 dollars which was the appraised amount. The motion was seconded by Commissioner Tamayo and carried unanimously.

(H) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE ACQUISITION OF PARCEL 5, FOR FM 106(GENERAL BRANT ROAD) IN THE PRECINCT NO. 3 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072

Commissioner Tamayo moved to approve the acquisition of Parcel 5, for the amount of \$4,020.00as appraised.

Commissioner Wood seconded the motion and carried unanimously.

(I) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONCESSION AGREEMENT WITH LAGUNA MADRE ENHANCEMENT GROUP REGARDING PROPERTY AT ISLA BLANCA PARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2), 551.072 & 551.087.

Commissioner Wood moved to acknowledge the Status Report by Legal Counsel, and direct Legal Counsel to Proceed as discussed in Executive Session.

Commissioner Tamayo seconded the motion and carried unanimously.

(J) CONFER WITH COMMISSIONERS' COURT LEGAL CONCERNING THE JOINT VENTURE AGREEMENT WITH THE SOUTH PADRE ISLAND BIRDING AND NATURE CENTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2)

Upon motion by Commissioner Wood and seconded by Commissioner Garza, the Status Report by Legal Counsel was acknowledged.

(K) TO DELIBARATE THE EVALUATIOLN OF CAMERON COUNTY PARKS DIRECTOR, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.074

NOTE: JUDGE HINOJOSA JOINED THE MEETING AT THIS TIME

Commissioner Wood moved to acknowledge the evaluation of the Parks Director, and an increase in his salary as set forth in the budget to \$59,737.00 plus an annual auto allowance.

The motion was seconded by Commissioner Tamayo and carried unanimously.

SUPPLEMENTAL ITEMS

Executive Session:

- (A) CONFER WITH COMMISSIONERS'S COURT LEGAL COUNSEL CONCERNING LEASE ISSUES WITH THE CATHOLIC DIOCESE INVOLVING THE SANTA MARIA COUNTY PARK AND THE SANTA MARIA CATHOLIC CHURCH PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2)

Commissioner Wood moved to acknowledge the Status Report of Legal Counsel. The motion was seconded by Commissioner Garza and carried unanimously.

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- (9) CONSIDERATION AND POSSIBLE APPROVAL OF THE AMENDMENT TO THE JOINT VENTURE AGREEMENT WITH THE SOUTH PADRE ISLAND ECONOMIC DEVELOPMENT CORPORATION REGARDING THE SOUTH PADRE ISLAND BIRDING AND NATURE CENTER. (DJV-LEGAL) (TABLED)

Commissioner Benavides moved that this item be **TABLED** as requested by Legal Counsel.

Commissioner Tamayo seconded the motion and carried unanimously.

- (16) **CONSIDERATION AND APPROVAL OF A RESOLUTION NOMINATING COUNTY JUDGE GILBERTO HINOJOSA TO THE CONFERENCE OF URBAN COUNTIES POLICY COMMITTEE. (GH-COUNTY JUDGE)**

The Resolution is as follows:

- (18) **CONSIDERATION AND APPROVAL OF TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA CONSTRUCTION FUND CONTRACT NO. 725165 BETWEEN CAMERON COUNTY AND THE OFFICE OF RURAL COMMUNITY AFFAIRS (ORCA). (FB-PD & M)**
The Contract is as follows:

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The Agreement is as follows

There being no further business to come before the Court, upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the meeting was **ADJOURNED** at 11:55 A.M.



APPROVED this 28th day of **MARCH 2006**.

**GILBERTO HINOJOSA
COUNTY JUDGE**

ATTEST:

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