

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 24th 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:

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 Benavides at 9:30A.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 20th day of January 2006 at 2:44 P.M.:

(1) PUBLIC COMMENTS

None was presented.

NOTE JUDGE HINOJOSA JOINED THE MEETING AT THIS TIME.

PRESENTATION

**(3) PRESENTATION OF A RESOLUTION HONORING
ISABEL CARDENAS ON THE OCCASION OF HER
RETIREMENT. (COMM. COURT)**

At this time Judge Hinojosa presented Mrs. Isabel Cardenas the Resolution honoring her on the occasion of her retirement.

Mrs. Cardenas thanked everyone for their support. She then thanked her boss, Aurora De La Garza, District Clerk, for all her support and for all the time spent in her Department.

Mrs. De La Garza added that Mrs. Cardenas was someone that she hated to "let go" but noted that she had put her time in with Cameron County, noting that she has been employed there since 1979.

Commissioner Benavides noted that Mrs. Cardenas was the public example of how every employee in Cameron County should be.

The Resolution is as follows:

**(4) PRESENTATION BY MS. PETRA REYNA, RIO
GRANDE VALLEY HEALTH SERVICES
DISTRICT REGARDING UPDATE. (COMM.
COURT)**

Ms. Petra Reyna, Rio Grande Valley Health Services District-“I gave you a copy of the Executive Summary of the Transition Plan. The Board of Directors met last week, last Thursday, and they adopted the plan. It has been sent to the State Health Services so that they can review and comment, so as soon as we have those comments we could go ahead and provide you a copy of the final document”

Judge Hinojosa-“Let me ask you something Petra and I know that I talked about it with Mayor Cart, there was an article in the paper last week about some drug rehab money coming to the Health Services District, and it was a substantial amount of money...”

Ms. Reyna-“Yes.”

Judge Hinojosa-“Or money that Senator Hinojosa, my good friend Senator Hinojosa, had said was for. way he said it was “Hopefully for drug rehab”, he didn’t say it was for drug rehab, but I was trying to find out what the deal was on that, because I thought, and just to step back for a second, I remember during the session that there was some discussion, when certain funding was allocated for the Health Services Health District for future operations that some of the money that was allocated, Senator Hinojosa had said he wanted it to be used for drug rehab. However it was never specifically legally ear marked to do that, but the way that the paper described it, and we all know that the paper is not always accurate, is that it was going to be drug rehab, but at t the same time I heard comments by members of the Health District that said “we’ll do what we can”, tell us what really is going on and you don’t need to tell us what you believe the Health Services District is going to do because they are going to do what they are going to do, but what is the nature of this money?”

Ms. Reyna-“Well my understanding is that three million dollars was recaptured; remember that we lost six million? Senator Hinojosa at the final stages of the committee discussions and things like that was able to recapture three million dollars but it was ear marked for a substance abuse treatment facility at least that is what the record indicates. It is bond money so it has to be used for construction, it cannot be used for services but the intent was that he wants to see substance abuse services rolled into the course services that the Health District Services is going to provide”

Commissioner Tamayo-“But with what money?”

Ms. Reyna-“I am sorry?”

Commissioner Tamayo-“How is it going to be funded?”

Ms. Reyna-“Well he is going to address that issue during the next session, what he wanted to do is get the three million dollars back to the Health Services District, it is Bond money, so it is construction money, you know, that we were able to use as far as the construction of the two clinics”

Judge Hinojosa-“Does the three million dollars affect the money that was allocated for the Cameron County component of the facilities?”

Ms. Reyna-“Well remember that we lost six? We recaptured the three so in essence we just lost three”

Judge Hinojosa-“Right. But we had put together a preliminary design for a facility in Cameron County that would be located at our land on 511 that was going to be used primarily to deliver secondary health care, specialty health care. There was a certain amount of money that was allocated for that, even though with the money that was taken away from the State in the last session, that is not affect by the three million right?”

Ms. Reyna-“Well there was a reduction in the scale”

Judge Hinojosa-“Right. But that’s not affecting to that, it’s an addition to that and what he is saying is that he wants to use that for substance abuse”

Ms. Reyna-“Substance abuse and treatment services”

Judge Hinojosa-“Let me just tell you that, I don’t have any problem with the Health Services District being involved in this area, because it’s a medical condition that needs to be treated and if anybody thinks other wise they haven’t been around for a while and the only problem that I have that is an area of treatment, that one it cannot be funded thru any indigent health care money because that is really not an area that we get involved with, it is not considered that is not specialty care, that will be part of the component part of Cameron County and it is an area where funding by the State has being dramatically cut over the years. In other words why is the State approving construction, and this is in no way criticism of the Health Services District in any way, because I know that this is placed upon them, why is the State approving construction of a drug-rehab facility when they are cutting funding for drug rehab across the State of Texas. I don’t know if we have got anybody in trying to tell us how this s it is going to work?”

Ms. Reyna-“Well, we are in the process of setting up a meeting,; the board chair has asked me to set up with Senator Hinojosa, so that we can clarify , because it is confusing and we did get a letter from him saying that he would want this service component rolled into the course services, the board..”

Judge Hinojosa-“Is that to be built in Hidalgo County or anywhere?”

Ms. Reyna-“I think its Hidalgo”

Judge Hinojosa-“I’d like to know that too because I know Tommy has been looking for a drug rehab facility, he has funding available for operations in Cameron County to serve youthful offenders primarily women or girls, so we’d like to see what it is about, and once you find out I know what it is about that ok

Ms. Reyna-“Yes. Oh definitely, and like I said the whole issue here is that the board, the Health Services District Board has not had the opportunity to discuss this, it has been something that has been presented to them they will take it up, we have a workshop plan for you know, February 25th where we are going to discuss all of this things. It is important, we need to know, do we have the capability of making this commitment and if so how are we going to do it? You see and all of that needs to be explored”

Commissioner Tamayo-“And also, the future funding, where is that going to come from?”

Commissioner Wood-“Well, if this, all of us have seen this in the past, and if history is any indication of what has happen in the future, if a facility is built with this money, then legislation at the State level will probably change at some point to develop what we all know as an unfunded mandate for the local entities to pick up the tab for operating and paying all the bills and everything else, so its just another issue that we have to deal with it may not be what happens in this case but we’ve seen it time and time again”

Judge Hinojosa-“And you know it just doesn’t make any sense, I mean instead of putting money into programs that help families its taking money away, I just, I got a call yesterday from Javier Mendez telling me that the State is cutting funding for the Parks from I think that \$100,000,000 million a year to \$5,000,000 million a year a ridiculously large cut in a critical program that Cameron County has made big use over the years in expanding our Parks System all over the county which is something that helps deal with these issues that we are confronted with all the time. You know kids not having a place to go and therefore getting into trouble and getting into all that kind of stuff. Now you know in there is not going to have a call in January for Community Park funding through the Texas Department of Wildlife because they cut those programs, I mean that makes no sense at all

Commissioner Wood-“Texas Parks and Wildlife, historically held two calls a year; one in January and one in July and the maximum that an entity could apply for would be ½ million dollars and they have cut that down to one call, which means at least half, they may get what they requested, but they are not going to fund them”

Judge Hinojosa-“And its not only one call, its one call with a lot less money to go around for all the institutions”

Commissioner Wood they had a lot of people retire early and cutting their expenses and cutting their employees and we are going to have a problem, having staffing for the birding centers established throughout the Valley”

Judge Hinojosa-“Dylbia is looking at that strangely because she doesn’t want to go back to (INAUDIBLE)”

Commissioner Garza-“We do pay through the Indigent Program for Drug Rehab”

Judge Hinojosa-“We do?”

Commissioner Garza-“We do pay, is Mark here?”

Commissioner Tamayo-“What percentage though?”

Mr. Mark Yates, County Auditor-“Yes we do”

Commissioner Garza-“I don’t know what percentage but I know that...”

Mr. Yates-“I don’t know the exact percentage, but I know that is more like a drug (INAUDIBLE)”

Commissioner Garza-“Which you know, its usually the start through the rehab program, and I know that we spent some monies there, I know that the county provides that service on somewhat of a limited basis, I think that this building is another caveat for the county to say; “yeah you are doing that so just, here is the building, funded, operate it and provide services also and we’ll move away from it”, there was another article in the paper in regards to health services, where they cut the specialty services for women to the tune of \$450, 000 thousand, starting the 6th of this month, at the South Texas Center, they just cut the surgeries, so all this folks are ending up in hospitals, or ER’s..”

Judge Hinojosa-“Or dying”

Commissioner Garza-“Or dying or suffering, the only thing that I attach to this transition plan is you know, no budget at all”

Ms. Reyna-“No. This is just an executive summary, so if we could go thru it very quickly, it just provides the background information, the mission statement and the transition plan on the third page is pretty much, this is the court the is the essence, we got a letter from Commissioner Sanchez, wanting to know, in essence what he did was send us a letter that served as a guide, to develop a transition plan, this are all the services, descriptions of services that he wanted to see how we were going to address that as part of the transition plan. We have all of that, primarily we have two different components one is one service deliveries and the other is on budgets how is it going to be financed? But if you like at the options towards the back we presented to the board. Option A was that the Health Services District to manage the two clinics, projected budgets are based only what operating capitals are designated to the District, which is you know the 8% and the state match”

Commissioner Garza-“How much is the State match?”

Ms. Reyna-“Well the State match has been capped, and if the formula that they are using, we would only be able to into \$1.2 million dollars respectively, so that would be \$2.2 million dollars you know total, from Hidalgo and Cameron”

Commissioner Tamayo-“So they managed to come up with another formula, it’s another cut actually”

Ms Reyna-“Yes.”

Commissioner Garza-“Yeah they cut the formula at the State Level”

Commissioner Tamayo-“Of course.”

Ms Reyna-“Right. So option B is to manage the two clinics, but ask the State for monies, and this money would be the one that is currently allocated for the South Texas Hospital which is \$4.3 million. Option C, which is the one the Board adopted, which is for us to contract out for the management of the clinics, in essence create a network of providers, that would mange the Health Services delivery, by doing that, and the Board felt comfortable, we would be able, the Heath Services District would be able to managing the Indigent Health Care program sooner than later, and what we can do, is we can create, issue an RFP, so that we can hopefully get a response from the local providers so that we can contract out for this services, and that is the purpose of the February 25th workshop, we are going to invite local providers to come in and have that discussion in terms of what they feel they want to see in terms of the creation of this network. By doing this, you know, we open more access points through out the two counties, more people would be able to come into the system, we would also allow the opportunity for a lot of these folks to create a medical home for them, so they have a place to get healthcare and they don’t have to go to the ER because they have a medical home you see?”

Commissioner Garza-“Is that option “C”?”

Commissioner Tamayo-“Yeah, she is talking about option C”

Ms. Reyna-“Yeah because if you look at consultant recommendations, it gives you a pretty good out line of some of the advantages of contracting out for the management of the clinics”

Commissioner Garza-“Do you have any idea how much option c would cost to operate?”

Ms. Reyna-“Yes we do, I don’t have, hold on”

Commissioner Garza-“Because one of the concerns that we have is that we run out before the end of the year to service folks”

Ms. Reyna-“Right, and hopefully we can avoid this, because we would negotiate discounted fees, you know, with the doctors, the problem with a lot of this doctors...”

Commissioner Garza-“But Petra, do you really think you could discount fees more than they already are?”

Commissioner Tamayo-“That is what I was going to say”

Commissioner Garza-“Because I think right now, I think that we have brought this to our attention, it just got to Medicaid base rates state-wide, can you discount more than that?”

Commissioner Wood-“That is nothing”

Ms. Reyna-“And this is going to be part of the discussion, you know, how much can we do?, because like I said, right now we are in the process of developing, you know that, opening it up to the local providers so that we can get feedback, so they can say ok if we have x number of dollars, how far can we stretch it? The problem that we have had with the doctors is that we have interviewed through focus groups and meetings and what have you, is that they don’t get paid, a lot of them are willing to accept even a discounted fee, just a little bit of money so that they can cover their costs, they understand, you know the nature of the program, they understand what kind of programs, they want to be able to get some type of reimbursement, they know that its not going to be full reimbursement”

Commissioner Garza-“Is our 8% money that is spent in Health Care, and correct me if I am wrong Mark, because I know that he is back there, has to be spent according to the Department of Health formula structure period, if we deviate from that is excluded money and it wont be counted towards the 8% expenditure towards the County right?”

Ms. Reyna-“But keep in mind that the 8% has been capped so that gives you an opportunity of broaden that basis well, because if we are able to workout agreements with local providers, that they are going, there is going to be assurances that are going to have to be paid”

Commissioner Garza-“So we are going to provide more cost effective agreements than the Department of Health?”

Ms. Reyna-“Exactly, well that is what we are going to be trying to create...”

Commissioner Tamayo-“I see this, and you know it’s wonderful to dream, but I really think this is just hoping and I hope it happens, I just can’ see, how it will?”

Commissioner Garza-“Without the funding?”

Commissioner Tamayo-“When will your workshop be held and at what time?”

Ms. Reyna-“It will February 25th at 8:00 o’clock at the South Texas School of real Public Health, the Texas A & M School of Real Public Health, 701 East Vermont, and I will send Remi all of the information so that he can disseminate it but we’d like for you all to participate because you can hear the discussions, you can hear all about the process in terms of what is being proposed for development”

Commissioner Tamayo-“And I am not arguing that this is a wonderful scenario, I just don’t see how this is going to happen, and I am usually an optimistic person”

Ms. Reyna-“Right. Commissioner if you look at, and I know that it’s really hard because you don’t have the document in front of you, but under option C, because we made a two year projection and a five year projection, we have, see because under option C, the administrative costs is considerably reduced, hold on,”

Commissioner Garza-“Well you have indefinitely a lot of folks out there that need these services ok?”

Ms. Reyna-“Right.”

Commissioner Garza-“That is not the problem”

Commissioner Tamayo-“There is more than enough”

Commissioner Wood-“When you visited with us the last time we still had the operating plan, I think that we are looking at, I questioned a lot of the numbers there, that we were proposing to pay the professionals physicians, and professional nursing staff and all other professionals, that to me after talking to people of the Health Care Industries did not make any sense what so ever that these people as to expecting these people were going to work for this kind of money, when there is too many jobs out there that they can get a lot of more, and I am not sure how you are communicating with, and hopefully, optimistically when you have these meetings with this agencies and entities and persons that would be involved in this, that something could be worked out, to where a program like this could be put in place but the money is going to be the bottom line, like Commissioners Garza and Tamayo are talking about, its not going to be an easy project to get thru and to get people to accept. Well, what we pay physicians its kind of ridiculous for what they get paid, we are loosing them, we cant get them to work for that anymore and I understand, it costs more for them to turns their lights on, than what we are paying them to see patients”

Ms. Reyna-“That is true, but this is a very small component of their practices, but yet they are willing to participate, but they need to get certain assurances. I know that the system is different here in Cameron County than in Hidalgo County, because here you have he Gatekeeper system, but if we propose to broaden that, to include more doctors. The first workshop, is going to be on primary health care providers, the second workshop, because we are planning two , will be for the hospitals CEO’s and them we will have a summit, where we put everyone together, and that is just for management purposes, because you know, we need to move this project forward”

Commissioner Tamayo-“Petra, I am looking at number 4 where it says administrative cost reduced, I am sorry but what plan are you referring to?”

Ms. Reyna-“This is option C, like I said before I soon as I get the comments from the Department of the State Health Services, we’ll get you, the transition plan, the full transition plan so that you can have it and review it”

Commissioner Tamayo-“So right now, we don’t have that document in our hands?”

Ms. Reyna-“No only have the Executive summary”

Commissioner Tamayo-“Because I wanted to look at page 33”

Commissioner Garza-“On the ER services, Mark, we are not paying for ER on the Indigent Services right?”

Mr. Yates-“We are not paying ER services”

Commissioner Garza-“We are not paying ER services right now, that is just like an understanding that we have with the Hospitals that provide the services with the Indigent population, now if they can find, and they are very resourceful, most of them are, alternate sources for payment of the expenses they will, but we do not pay today, not one of our dollars go to ER services”

Ms. Reyna-“Right, and that is the purpose of creating the network, to keep people away from the ER, you see we want to get them into primary care before their condition escalates to a condition that requires ER care, that is the purpose of creating a (INAUDIBLE), that ways folks have a provider instead of going to the emergency room. If I can address that the administrative cost under option “C” would be \$222,782 so you see it is reduced considerably as with the other options, it is considerably higher, but like I said we will get this plan to you as quickly as we can, so that hopefully you can review it and be prepared for the workshop, on the 25th..”

Commissioner Tamayo-“What do you anticipate as the timeline or the length of that workshop?”

Ms. Reyna-“I think we are dedicating a total of three hours, I think it’s from 8-11”

Judge Hinojosa-“Where is at?”

Ms. Reyna-“It’s at the School of Real Public Health, Texas A & M, in McAllen, February 25th from 8-11”

Judge Hinojosa-“O.k. Thank you”

Commissioner Tamayo-“Thank You”

Judge Hinojosa-“Do I hear a motion to acknowledge presentation?”

Commissioner Tamayo-“So move”

Judge Hinojosa-“Is there a second?”

Commissioner Benavides-“Second”

Judge Hinojosa-“Motion by Commissioner Tamayo, seconded by Commissioner Benavides, 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 Information is as follows:

ACTION ITEMS

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

Upon motion by Commissioner Benavides, seconded by Commissioner Garza, the Budget Amendments, Line Item Transfers and/or Salary Schedules were **APPROVED**.

The Documents are as follows:

(6) APPROVAL OF MINUTES FOR:

- (A) NOVEMBER 15, 2005-SPECIAL MEETING**
- (B) NOVEMBER 22, 2005-REGULAR MEETING(TABLED)**
- (C) NOVEMBER 29, 2005-REGULAR MEETING**

Commissioner Tamayo moved that the minutes for the Special Meeting of November 15, 2005 and that the minutes for the Regular Meeting held November 29, 2005 be **APPROVED**, and that the minutes for the Regular Meeting held on November 22, 2005 be **TABLED**.

The motion was seconded by Commissioner Benavides and carried unanimously.

(8) **CONSIDERATION AND APPROVAL OF THE EARLY VOTING POLLING LOCATIONS FOR THE 2006 PRIMARY ELECTION OF MARCH 7, 2006. (RO-ELECTIONS)**

At this time Mr. Roger Ortiz, Elections Administrator presented and highlighted the following information regarding the early voting polling locations for the 2006 primary election of March 7, 2006.

Commissioner Garza moved that this item be **Approved**.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Information is as follows:

**(12) CONSIDERATION AND ADOPTION OF A
RESOLUTION HONORING MR. ROBERT C. GARCIA
ON THE OCCASION OF HIS RETIREMENT FROM
THE JUVENILE JUSTICE DEPARTMENT. (COMM.
COURT)**

Judge Hinojosa noted that a plaque with the resolution was not ready for presenting yet due to the process that is followed; adding that the resolution had to be adopted and then after approval it needed to be signed by the court. He added that even though no plaque was ready to be presented he wanted to recognize and take the time to publicly acknowledge his achievements and work endured during his employment with Cameron County. He thanked him for his dedication with his job. He stated that Mr. Garcia had made the County proud and that he would be missed greatly.

At this time Mr. Robert C. Garcia said a few words regarding his employment with the Cameron County Juvenile Justice Department and noted that its accomplishments were part of a team working towards the same goal. He informed that he had raised 6 children and that his son David Garcia, also was part of the County's family, presently working in the Department of Transportation.

The Resolution is as follows:

**(9) DISCUSSION AND POSSIBLE ACTION
PRIORITIZING PROJECTS FOR REQUESTS OF
FEDERAL FUNDING FOR FY 2007. (PS-DEPT. OF
TRANSPORTATION)**

Mr. David Garcia, Department of Transportation, informed that he had met with the Chief of Staff for Congressman Hinojosa's office. He added that he briefed that office on the different projects and particularly on the North Rail Project. He added that he also had met with Jesse Herfer with Senator Hutchinson's office, noting that this office as well counted with the copies of the priority of potential projects. He stated that in a couple of weeks the proper forms would be filled out and submitted accordingly.

Judge Hinojosa noted that during mid-February he would travel to Washington to start planting the "seeds" for the Federal priorities projects, adding that a top priority in the list was the building of a Veterans Hospital. He stated that in a couple of weeks he would be presenting a proposal for putting together a county-wide Veterans Advisory Committee. He added that this was a major effort to honor our Veterans that have scarified so much and so many lives lost especially in this part of the country.

Commissioner Tamayo expressed concern with the number of Veterans enrolled for services were on record, that number being about 5,000 and noted that discrepancies in those numbers existed. She stated that everyone could help to get veterans to register to receive services by asking around Veterans if they have been registered for services adding that enrolling fairs were a good deed and that numbers would start increasing and congratulated everyone involved in the enrolling fairs as a good result was sure to arise.

Commissioner Wood stated that when the Commission traveled to Washington it was not for "fun" trip, but rather to work and to try to get a the biggest piece of the "pie", referring to funding being brought back for Cameron County.

Commissioner Garza stated that during the last meeting that he attended in Washington it was a very stressful schedule and that he hardly had time to sleep and that the trip was merely for county business rather than for fun.

At this time Commissioner Benavides moved to acknowledge the discussion regarding the prioritizing projects for requests of Federal Funding for FY 2007.

The motion was seconded be Commissioner Wood and carried unanimously.

(7) APPROVAL OF CLAIMS.

Mr. Remi Garza, County Assistant Administrator, informed that a workshop meeting would be held to update information regarding the affidavits regarding conflict of interest currently being submitted, noting that this was due to Senate Bill 913 significantly changing its requirements therefore requested a workshop be set.

Judge Hinojosa agreed and added that Mr. Garza set the date and time of such workshop.

Commissioner Garza 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, Wood and Garza

NAY: None

ABSTAIN: Commissioner Tamayo as to Warrant No. 00152010, payable to Red River Services Corporation, in the amount of \$149,372.79.

The claims and affidavits are as follow:

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 CONSENT AND TRAVEL ITEMS:

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

The motion was seconded by Commissioner Benavides and carried unanimously.

ITEM NO. 14:- Ms. Dylbia Jeffries, Legal Department, asked that this item be approved, subject to legal.

- (10) **CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING THE LAGUNA MADRE AREA COMMUNITY FOR ITS EFFORTS TO DETER THE PROPOSED LANDFILL. (COMM. COURT)**
The Resolution is as follows:
- (11) **CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING DR. JUAN VILLARREAL FOR HIS EFFORTS IN THE PREVENTION AND TREATMENT OF DRUG ABUSE. (COMM. COURT)**
The Resolution is as follows:
- (12) **CONSIDERATION AND ADOPTION OF A RESOLUTION HONORING MR. ROBERT C. GARCIA ON THE OCCASION OF HIS RETIREMENT FROM THE JUVENILE JUSTICE DEPARTMENT. (COMM. COURT)(Action Taken Separately)**
The Resolution is as follows:
- (13) **CONSIDERATION AND ACKNOWLEDGEMENT OF CERTIFICATE OF COMPLETION AWARDED TO JOE G. RIVERA, COUNTY CLERK, FOR COMPLETING REQUIRED CREDIT HOURS OF CONTINUING EDUCATION FOR 2005 AS REQUIRED BY SECTION 51.605 OF THE TEXAS GOVERNMENT CODE. (JGR-COUNTY CLERK)**
- (14) **CONSIDERATION AND POSSIBLE APPROVAL OF AGREEMENT WITH THE ZIMMERMAN CONSTRUCTION CO., INC. FOR IMPROVEMENT TO THE CAMERON COUNTY SAN BENITO ANNEX. (DJV-LEGAL)**
The Agreement is as follows:
- (15) **CONSIDERATION AND APPROVAL OF A POINT OF SALE REMOTE STICKER PRINTING SYSTEM (RSPS) AGREEMENT WITH TIPTON MOTORS INC. FOR EQUIPMENT USED BY DEALER TITLE APPLICATION PROCESS (DTA) USERS, THROUGH THE CAMERON COUNTY TAX ASSESSOR-COLLECTOR'S OFFICE AND THE TEXAS DEPARTMENT OF TRANSPORTATION MOTOR VEHICLE AND TITLE REGISTRATION DIVISION. (TY-TAX ASSESSOR-COLLECTOR)**
The Agreement is as follows:
- (16) **CONSIDERATION AND AUTHORIZATION FOR LIFE-RE IRC SECTION 125 MODIFICATION TO EXTEND MEDICAL REIMBURSEMENT AND CHILD CARE REIMBURSEMENT TO 45 DAYS PAST ONE YEAR PLAN. (MV-HUMAN RESOURCES)**
- (17) **CONSIDERATION AND AUTHORIZATION TO PURCHASE 137 BATTERY BACKUPS UTILIZING STATE OF TEXAS QUALIFIED INFORMATION SERVICES VENDOR (QISV) (PCMALLGOV). (RJ-COMPUTER CENTER)**

- (18) CONSIDERATION AND AUTHORIZATION TO PURCHASE SOFTWARE LICENSE FOR COMPUTERS SERVERS USING TDIR – TEXAS DEPARTMENT OF INFORMATION RESOURCES (SHI). (RJ-COMPUTER CENTER)
- (19) CONSIDERATION AND AUTHORIZATION TO PURCHASE HP SUPPORT & MAINTENANCE FOR COMPUTERS SERVER USING TDIR – TEXAS DEPARTMENT OF INFORMATION RESOURCES (SHI). (RJ-COMPUTER CENTER)
- (20) CONSIDERATION AND APPROVAL OF TEXAS HISTORICAL COMMISSION REQUEST FOR COUNTY BACKHOE AND OPERATOR ON JANUARY 31 – FEBRUARY 1, 2006. (FB-PD & M)
- (21) CONSIDERATION AND AUTHORIZATION TO UTILIZE TCPN INTERLOCAL COOPERATIVE PURCHASE PROGRAM / REGION 4 VIA CONTRACT #R 4602 (SEE ATTACHED) NATIONAL RESTAURANT SUPPLY FOR THE PURCHASE OF KITCHEN EQUIPMENT. (OL-SHERIFF)
- (22) CONSIDERATION AND APPROVAL OF RESOLUTION AUTHORIZING THE SHERIFF'S DEPARTMENT TO APPLY TO THE DEPARTMENT OF TRANSPORTATION FOR A SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP) GRANT PROPOSAL FOR FISCAL YEAR 2007. (OL-SHERIFF)
- (23) CONSIDERATION AND AUTHORIZATION TO UTILIZE TEXAS INTERLOCAL PURCHASING SYSTEM (TIPS) – REGION 8 PURCHASING AGREEMENT FOR FURNITURE (CHAIRS) DANCY BUILDING VIA USA OFFICE SUPPLY. (MF-PURCHASING)
- (24) CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/ RFQ FOR:
 - A. OVERHEAD LIGHTS FOR PATROL VEHICLES (QTY. 32) – BID #060102

TRAVEL ITEMS

- (25) 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) HUMAN RESOURCES DIRECTOR, TO TRAVEL TO LAKE BUENA VISTA, FL, ON 3/5-9/06, TO ATTEND THE 3RD ANNUAL HEALTH AND WELFARE PLAN MANAGEMENT FOR MID-SIZED EMPLOYERS CONFERENCE.
 - (B) CONSTABLE PRECINCT 5 DEPUTIES (5), TO TRAVEL TO AUSTIN, TX, ON 2/19-22/06, TO ATTEND 20 HOUR SEMINAR CIVIL PROCESS TRAINING.
 - (C) JUSTICE OF THE PEACE PRECINCT 6, TO TRAVEL TO AUSTIN, TX, ON 12/13-16/05, TO ATTEND 20-HOUR JUSTICE OF THE PEACE SEMINAR.
 - (D) HEALTH ADMINISTRATOR, PURCHASING AGENT, JAIL INFIRMARY NURSE PRACTITIONER AND SUPERVISOR, TO TRAVEL TO HOUSTON, DALLAS AND EL PASO, TX, ON 2/1-3/06, TO TOUR MEDICAL OPERATIONS AT THREE COUNTY JAIL FACILITIES FOR THE INFIRMARY SERVICES RFP.

- (E) DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO EAGLE PASS, TX, ON 1/30-31/06, TO ATTEND BORDER TRADE ALLIANCE MEETING.
- (F) DEPARTMENT OF TRANSPORTATION ASSISTANT STAFF ENGINEER AND ENGINEER IN TRAINING, TO TRAVEL TO AUSTIN, TX, ON 2/1-2/06, TO ATTEND HEARING REGARDING A LAWSUIT FILED IN TRAVIS COUNTY BY THE OFFICE OF THE ATTORNEY GENERAL.
- (G) TAX ASSESSOR-COLLECTOR, CHIEF OF INVESTIGATIONS AND INVESTIGATORS (2), TO TRAVEL TO LAREDO, TX, ON 1/30-2/2/06, TO PROVIDE "HAND-ON" TRAINING FOR THE STATE COMPTROLLER'S OFFICE IN THE INSPECTION OF MOTOR VEHICLE DEALERS IN LAREDO/WEBB COUNTY AREA TO MAKE SURE THEY ARE COMPLYING WITH THE LAW WHEN SELLING MOTOR VEHICLES.

- (10) **CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING THE LAGUNA MADRE AREA COMMUNITY FOR ITS EFFORTS TO DETER THE PROPOSED LANDFILL.
(COMM. COURT)**

The Resolution is as follows:

- (11) CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING DR. JUAN VILLARREAL FOR HIS EFFORTS IN THE PREVENTION AND TREATMENT OF DRUG ABUSE. (COMM. COURT)

The Resolution is as follows:

- (14) CONSIDERATION AND POSSIBLE APPROVAL OF AGREEMENT WITH THE ZIMMERMAN CONSTRUCTION CO., INC. FOR IMPROVEMENT TO THE CAMERON COUNTY SAN BENITO ANNEX. (DJV-LEGAL)

The Agreement is as follows:

- (15) CONSIDERATION AND APPROVAL OF A POINT OF SALE REMOTE STICKER PRINTING SYSTEM (RSPS) AGREEMENT WITH TIPTON MOTORS INC. FOR EQUIPMENT USED BY DEALER TITLE APPLICATION PROCESS (DTA) USERS, THROUGH THE CAMERON COUNTY TAX ASSESSOR-COLLECTOR'S OFFICE AND THE TEXAS DEPARTMENT OF TRANSPORTATION MOTOR VEHICLE AND TITLE REGISTRATION DIVISION. (TY-TAX ASSESSOR-COLLECTOR)

The Agreement is as follows:

EXECUTIVE SESSION

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the

Court met in Executive Session at 10:27A.M. to discuss the following matters:

(26) 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 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.**
- (D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF LAND FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 7, FOR FM 106 (GENERAL BRANT ROAD) IN THE PRECINCT NO. 3 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (F) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING PROPERTY AT THE SAN BENITO ANNEX, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (G) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL TO DISCUSS CONTRACT ISSUES INCLUDING TERMINATION OR AMENDMENT OF THE 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 Garza, seconded by Commissioner Wood and carried unanimously,

the Court reconvened into Regular Session at -11:18 A.M. to discuss the following matters:

(27) 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, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1) (A) (B) & (2).**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the report by the County Judge was acknowledged.

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- (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).**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, this item was

TABLED.

(C) 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.

Upon motion by Commissioner Garza, seconded by Commissioner Wood and carried unanimously, the report by Mr. Frank Bejarano, PD & M Director, was acknowledged and continue as discussed in Executive Session.

(D) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL TO DISCUSS CONTRACT ISSUES INCLUDING TERMINATION OR AMENDMENT OF THE AGREEMENT BETWEEN CAMERON COUNTY AND RED RIVER SERVICES CORPORATION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).

Commissioner Garza moved that Status report by Legal Counsel be acknowledged and that this item be TABLED.

Commissioner Wood seconded the motion and carried as follows:

AYE: Commissioners Benavides, Wood and Garza

NAY: None.

ABSTAIN: Commissioner Tamayo.

The Affidavit is as follow:

(E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF LAND FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the report by John Hudson was acknowledged.

(F) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 7, 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 authorize the purchase certain parts of the land for \$4,546.00.

Commissioner Garza seconded the motion and carried unanimously.

(G) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING PROPERTY AT THE SAN BENITO ANNEX, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Upon motion by Commissioner Garza moved to proceed as discussed in Executive Session and allow Legal Counsel to negotiate. Ms, Dylbia Jeffries, Legal Counsel, added that the motion should include moving Monica's House and Maggie's House to the San Benito Annex.

Commissioner Wood seconded the motion and carried unanimously.

Commissioner Garza explained that Monica's House and Maggie's House, non-profit organizations, serving children who have been physically or sexually abused, which is located in the City of San Benito was being currently relocated due to the San Benito School District selling the land where these two organizations were currently being housed. Adding that said organizations were looking for several sites in which to move operations into. Commissioner Garza further stated that Cameron County was willing to provide the San Benito Annex which was not being planned to use for about four to five years from now.

Judge Hinojosa stated that a dollar a year contract type of agreement would be put into effect. He added that the even though this was a non-profit organization they kept a very close knit with the District Attorneys Office and several other programs in which the children's needs were being protected. He thanked Commissioner Garza for placing this item on the Agenda.

Commissioner Tamayo added that it was important to thank the San Benito School District for the many years that they housed the organizations. She informed that she was once the President of the Board at that time and that she understood where the need came from to house these organizations. She noted that Commissioner Garza's wife now was serving as the President of the board.

Upon motion by Commissioner Garza moved to proceed as discussed in Executive Session and allow Legal Counsel

to negotiate. Ms. Dylbia Jeffries, Legal Counsel, added that the motion should include moving Monica's House and Maggie's House to the San Benito Annex.

Commissioner Wood seconded the motion and carried unanimously.

(2) **PRESENTATION BY LAGUNA MADRE ENHANCEMENT GROUP REGARDING WYLAND AQUARIUM/IMAX THEATRE COMPLEX AND GULF BEACH RESORT PROJECT.(COMM COURT)**

At this time Mr. Doyle Wells, Project Manager, introduced Mr. Frank Genzer, WHL Architects, who then presented and highlighted on the following information regarding the Laguna Madre enhancement group regarding Wyland Aquarium/Imax Theatre Complex and Gulf Beach Resort Project.

Commissioner Garza moved to acknowledge the presentation by the Laguna Madre Enhancement Group regarding Wyland Aquarium/Imax Theatre Complex and Gulf Beach Resort Project.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Information is as follow:

There being no further business to come before the Court, upon motion by Commissioner Benavides, seconded by Commissioner Wood and carried unanimously, the meeting was **ADJOURNED** at 12:50 P.M.

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APPROVED this 11th day of **APRIL 2006**.

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**GILBERTO HINOJOSA
COUNTY JUDGE**

ATTEST:

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