

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 13th day of July 2006, there was conducted a SPECIAL 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 Adolfo G. Betancourt.

THE COURT MET AT:

PRESENT:

8:30 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

Aide A. Trejo Deputy Clerk

ABSENT:



The meeting was called to order by Judge Pro-Tem Pedro "Pete" Benavides at 8:30 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 July 7, 2006 at 4:29 P.M.:

NOTE: JUDGE HINOJOSA ARRIVED AT THIS TIME.

(1) PUBLIC COMMENTS.

Mr. Stuart Diamond, Chairman of the South Texas Chapter of the Surfrider Foundation, spoke on Agenda Item No. 22 (C) and (F). He pointed out the confusion between the media and the public on this item and asked that the public be kept informed if and when there is an amendment to the lease agreement with the Laguna Madre Enhancement Group.

NOTE: COMMISSIONER WOOD ARRIVED AT THIS TIME.

Mr. Diamond inquired as to the decision from the General Land Office regarding the increase in beach user fees and requested that the Court keep the public informed as to the status of this issue. He added that Isla Blanca Park is an asset to the people of the Valley and the nation.

Mr. Tommy Ramirez, Chief Juvenile Probation Officer, presented the Court with audit results received by the Cameron County Juvenile Justice Department Staff. He pointed out that the Cameron County Juvenile Probation Department performed better in 6 out of 7 categories than the state-wide average. He added that the Juvenile Probation Department improved tremendously over the previous audit and now serves as a model department for the State of Texas.

Mr. Ramirez noted that the Title IV-E performance rating was 97.79, the best score for juvenile justice departments in the State of Texas and added that he received a congratulatory letter from Denise Askea, Senior Federal Programs Specialist for the Texas Juvenile Probation Commission, commending the department on their level of work, quality and improvement. He presented the Court with a newsletter written by the cadets of the Amador R. Rodriguez Juvenile Boot Camp through the career technology class featuring activities and successes of the cadets.

The Forms are as follows:

EXECUTIVE SESSION

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Court met in Executive Session at 8:47 A.M. to discuss the following matters:

(22) EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (B) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE ACQUISITION OF PROPERTY IN RIO HONDO, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (C) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING MARCH 15, 2005 LEASE AGREEMENT ON ISLA BLANCA PARK WITH LAGUNA MADRE ENHANCEMENT GROUP TO CONSIDER TERMINATION OR AMENDMENT OF THE LEASE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)(2).**
- (D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF LAND FOR A PROPOSED PARK IN LA PALOMA, PRECINCT NO. 4, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF RIGHT OF WAY FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (F) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING STATUS OF AND THE POSSIBILITY OF AN APPEAL FROM ADMINISTRATIVE ORDER OF THE TEXAS GENERAL LAND OFFICE PERTAINING TO BEACH USER FEES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A) & (2).**
- (G) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 3, FOR THE REPLACEMENT OF THE BRIDGE AT FM 803 (RESACA DE LOS FRESNOS), PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Court reconvened into Regular Session at 9:49 A.M. to discuss the following matters:

(23) ACTION RELATIVE TO EXECUTIVE SESSION:

- (C) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING MARCH 15, 2005 LEASE AGREEMENT ON ISLA BLANCA PARK WITH LAGUNA MADRE ENHANCEMENT GROUP TO CONSIDER TERMINATION OR AMENDMENT OF THE LEASE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)(2).**

Commissioner Garza moved to terminate the March 15, 2005 lease agreement on Isla Blanca Park with the Laguna Madre Enhancement Group.

The motion was seconded by Commissioner Benavides.

Commissioner Tamayo stated that she would like to motion to amend the lease agreement to exclude Isla Blanca Park and to allow Legal Counsel to discuss the acreage north of the Navigation District grant and have all property released from the Navigation District Grant.

Commissioner Benavides withdrew his second.

Commissioner Garza stated that he was in support of the March 15, 2005 lease agreement with the understanding that a casino was to be included if legislation passed that made gambling in the State of Texas legal. He added that he is no longer in support of the agreement as there has been much confusion on the matter and legislation has not passed.

Judge Hinojosa informed the Court that he and a majority of the Commission is in support of an agreement that would not include any development of Isla Blanca Park and would instead concentrate on the land north of the property given to the County by the Navigation District.

Commissioner Garza added that he would like others to bid on developing the area north of the property given by the Navigation District.

Commissioner Wood noted that the master plan consisted of a resort destination that would have created more restrooms, an aquarium and was to generate funds for the County. He added that issuing bonds with the no plan for funding source of future operating costs is going to impact the future of the County.

Commissioner Tamayo agreed with Commissioner Wood on his concern over future operating costs for parks.

Commissioner Garza added that the master plan increased public access to Isla Blanca Park.

Commissioner Benavides voiced his support for the public and their opinion and questioned the whereabouts of those persons who are in support of this project.

Commissioner Garza moved to terminate the March 15, 2005 lease agreement on Isla Blanca Park with the Laguna Madre Enhancement Group.

The motion died for lack of a second.

Commissioner Tamayo moved to authorize Legal Counsel to draw a document releasing the property granted by the Navigation District, as well as lease the property north of the property granted by the Navigation District, excluding the Isla Blanca Park Area from the lease.

Commissioner Benavides seconded the motion.

Judge Hinojosa stated that he was under the impression that the March 15, 2005 lease agreement was contingent upon the ratification of legalized gambling in Texas and added that Cameron County is the 3rd poorest community in the nation and the development of Isla Blanca Park was a means to increase funds for the County Parks System. He noted that the Parks System is funded through concessions and tolls and operation costs are not easy to fund on that revenue alone.

Judge Hinojosa added that the public was informed of the project through press releases and public notice and since there were no objections, the developers and Commissioners spoke on this issue and signed a lease agreement.

Commissioner Garza informed the Court that the master plan did not destroy Isla Blanca Park and in fact enhanced the park as well as increase public access. He expressed concern with a new plan hurting public access and of the fact that the Laguna Madre Enhancement Group is the only developer being considered.

Judge Hinojosa reassured the public that as long as he is County Judge, there will be no casino built on Isla Blanca Park.

Commissioner Garza stressed the idea that a casino could in fact be built on private property.

Commissioner Benavides stated that he would like to continue to work with the Laguna Madre Enhancement Group.

Mr. Delton Lee, member of the "Save Isla Blanca Park" group, stated that the residents of Cameron County do not want any commercial development on Isla Blanca Park and added that the "Save Isla Blanca" group would like to assist the County in any way possible with other parks. He expressed concern with future generations have access to Isla Blanca Park.

Judge Hinojosa requested the support of Mr. Lee and the "Save Isla Blanca" members against the General Land Office's position to reduce the beach access fee from \$4 to \$1 until the increase is deemed justified. He added that \$4 seems like a great deal of money but pointed out that the fee is per car, not per person.

Commissioner Wood noted that bonds need to be paid back and can take up to 20 years to do so.

Judge Hinojosa added that beach user fees have not been increased in 8 years.

The vote carried as follows:

AYE: Commissioner Tamayo, Commissioner Benavides and Judge Hinojosa

NAY: Commissioner Wood and Garza

ACTION ITEMS

(8) CONSIDERATION AND AUTHORIZATION TO MAKE CAMERON PARK CENTRO CULTURAL A POSSIBLE PICK-UP/ DROP OFF POINT FOR NEW BUS SERVICE BY THE BROWNSVILLE URBAN SYSTEM TO INITIATE AN EMPLOYEE SHUTTLE SERVICE TO KEPPEL AMFELS FROM CAMERON PARK IN ORDER TO EXPAND PUBLIC TRANSPORTATION TO TARGETED COUNTY COLONIAS. (JW- COMM. PCT. 2)

Ms. Norma Zamora, BUS Director, requested that the pick-up and drop-off point for the employee shuttle service to Keppel AmFELS be changed to the Cameron Park Centro Cultural.

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, authorization to make Cameron Park Centro Cultural a possible pick-up/ drop off point for new bus service by the Brownsville Urban System to initiate an employee shuttle service to Keppel AmFELS from Cameron Park in order to expand public transportation to targeted county colonias was approved.

(5) CONSIDERATION AND POSSIBLE ADOPTION OF A PLAN OF FINANCE FOR BOND PROCEEDS FOR CAMERON COUNTY, TEXAS CERTIFICATES OF OBLIGATION SERIES 2006. (COMM. COURT)

Mr. Noe Hinojosa, Estrada Hinojosa & Co., reported that he was informed by the Parks Staff that \$5.7 million was needed to fund park improvements. He added that he met with the County Auditor, Mark Yates and the County Tax Assessor-Collector, Mr. Tony Yzaguirre, to discuss the issue.

Mr. Noe Hinojosa presented the Court with a spreadsheet detailing the "Pre-2006 Issues". He noted that the spreadsheet is based on property tax revenue and bond issues sold. He added that 2006 net assessed value for the County is \$11,603,185,806 and is projected to increase to \$12,183,345,096.

Mr. Noe Hinojosa stated that the mortgage payment on property tax supported debt will be \$5,815,351 for the fiscal year 2007. He noted that the Park Supported Debt will be nonexistent after 2011. He highlighted the Bridge Supported Debt and the subsequent payments made from the Bridge System. He added that Column "k" is the net mortgage payments from property taxes.

Mr. Noe Hinojosa proceeded to discuss the "Post-2006 Issues"; which include funding \$5,735,000. He went on to say that \$5,920,000 needed to be issued to fund \$5,735,000. He stated that the projections are based on the current collection rate of 94%.

Mr. Noe Hinojosa recommended that the County issue debt with level annual payments.

Judge Hinojosa inquired as to what the most that can be borrowed, with delaying principal payments, which will have no affect on the tax rate.

Mr. Noe Hinojosa responded \$5.2 million.

Judge Hinojosa questioned Mr. Noe Hinojosa as to the \$1 million unrestricted funds in the park reserve.

Mr. Noe Hinojosa advised that the funds be left alone to be recognized as savings in case of adverse situations.

Mr. Xavier Villarreal, Budget Officer, confirmed that the funds are in the unreserved fund balance for the Parks System and is based as of September 30, 2005.

Judge Hinojosa recommended determining where the \$1 million in unreserved funds are and to proceed with the deferred principal plan for \$5.2 million.

Mr. Noe Hinojosa informed the Court that he will proceed with the amount that will not affect the tax rate and will review the Parks System funds to determine the amount of unreserved funds.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the report by Mr. Noe Hinojosa, of Estrada Hinojosa and Co., was acknowledged.

The Documentation is as follows:

**(6) CONSIDERATION AND POSSIBLE ACTION REGARDING
THE SUPPLEMENTATION OF THE FUND BALANCE OF THE
GENERAL FUND. (COMM. COURT)**

Mr. Noe Hinojosa, of Estrada Hinojosa & Co., referred to "Table 11" and added that the issue at hand is restoring the general fund balance. He noted that in 2001 the fund balance was \$4,339,000 and in 2002 the fund balance was \$5,542,000 and by 2005 the fund balance has been reduced to \$2,250,000. He stated that the percentage of the fund balance over expenditures in 2002 was 12.2% and in 2005 the percentage was 4%. He advised the Court that Cameron County is expected to be at a benchmark of 15%. He informed the Court that the current tax rate is extremely competitive and was insistent that the fund balance be replenished. He recommended increasing the benchmark as soon as possible.

Judge Hinojosa recommended transferring \$4 million of the Landmark settlement monies and to dedicate the balance of \$800,000, from the sale of right-of-way on FM 511 to TxDOT, to the fund balance.

Mr. Noe Hinojosa stated that adding those funds to the fund balance would put the County at 12%, if expenditures are held for the upcoming fiscal year.

Commissioner Garza asked what the projected fund balance will be at the end of 2006, as of today.

Mr. Xavier Villarreal, Budget Officer, responded that SCAAP funds are pending; however, the projected amount of the fund balance is expected to be \$2.2 million.

Commissioner Garza inquired as to the total of the settlement monies after expenses.

Judge Hinojosa replied that the total money awarded was \$22 million before attorney fees and costs.

Mr. Rob Almon, Auditor's Office, informed the Court that the total after expenses is approximately \$15 million.

Commissioner Garza expressed his concern with paying back money borrowed to repair the jail and the detention centers.

Mr. Noe Hinojosa stressed that fact that replenishing the fund balance be top priority.

Commissioner Tamayo expressed support for replenishing the fund balance.

Commissioner Wood stated that the bottom line is to replenish the fund balance and it should be done now that funds are available.

Commissioner Garza stated that he was under the impression that all the damages that were collected were construction damages.

Commissioner Wood responded that the claim included all types of damages such as loss of revenue and the cost of repairs.

Commissioner Tamayo moved to transfer \$4 million from the settlement monies and to dedicate the balance, \$800,000 minus \$110,000, of the sale of right-of-way to the fund balance.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Documentation is as follows:

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

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

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, Budget Amendments, Line Item Transfers and/or Salary Schedules were approved.

The Documents are as follows:

(3) APPROVAL OF MINUTES FOR:

- (A) JUNE 27, 2006-REGULAR MEETING**
- (B) JULY 6, 2006-SPECIAL MEETING**

Upon motion by Commissioner Wood, seconded by Commissioner Garza and carried unanimously, the minutes for the June 27, 2006-Regular Meeting and July 6, 2006-Special Meeting were **TABLED**.

(4) APPROVAL OF CLAIMS.

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

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

AYE: Commissioner Garza, Commissioner Wood and Commissioner Benavides

NAY: None

ABSTAIN: Commissioner Tamayo as to Warrant No. 00162923, made payable to Red River Service Corporation, in the amount of \$12,421.94 and Fund No. 820, Solid Waste Collection, in the amount of \$12,421.94.

The Claims and Affidavits are as follows:

(7) CONSIDERATION AND AUTHORIZATION FOR CAMERON COUNTY TRAFFIC ENGINEERS TO CONDUCT A STUDY OF SPEED LIMITS FOR TED HUNT ROAD. (DG- COMM. PCT. 3)

Commissioner Garza stated that he has had numerous discussions with Justice of the Peace Ray Ortiz as to the large amount of people he is fining for speeding in this area.

Mr. Pete Sepulveda, Department of Transportation Director, informed the Court that the study consists of taking 85% of the total average rate of speed. He added that an unmarked unit with a radar gun will be parked in the area and measure the rate of speed.

Commissioner Garza stated that his initial request was to have the County engineers conduct the study.

Mr. Sepulveda suggested that the study be done in-house with the cooperation of the Sheriff's Department.

NOTE: JUDGE HINOJOSA RETURNED TO THE MEETING AT THIS TIME.

Commissioner Garza recommended that the study be done in-house with the County's engineers.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, Authorization for Cameron County traffic engineers to conduct a study of speed limits for Ted Hunt Road was approved.

(9) CONSIDERATION AND POSSIBLE ACTION REGARDING NEW POSITION OF COMMUNITY PROGRAMS COORDINATOR FOR THE JUVENILE PROBATION DEPARTMENT. (TR-JUVENILE)

Mr. Remi Garza, Assistant County Administrator, informed the Court that the Community Programs Coordinator Position will cost \$6,700 for the remainder of the fiscal year and funds for the position are available in the Juvenile Probation budget from lapsed salaries.

Mr. Xavier Villarreal, Budget Officer, informed the Court that the position will affect next year's budget.

NOTE: COMMISSIONER TAMAYO STEPPED OUT AT THIS TIME.

Commissioner Garza asked if implementation of the position can be delayed until next fiscal year.

Mr. Remi Garza responded the Mr. Tommy Ramirez, Juvenile Probation Director, would like this position filled as soon as possible in order to initiate the program.

Upon motion by Commissioner Benavides, seconded by Commissioner Wood and carried unanimously, the new position of Community Programs Coordinator for the Juvenile Probation Department was approved.

The Documentation is as follows:

CONSENT ITEMS

ALL ITEMS UNDER THE CONSENT AGENDA ARE HEARD COLLECTIVELY UNLESS OPPOSITION IS PRESENTED, IN WHICH CASE THE CONTESTED ITEM WILL BE CONSIDERED, DISCUSSED, AND APPROPRIATE ACTION TAKEN SEPARATELY.

DISCUSSION CONCERNING CONSENT AND TRAVEL ITEMS:

Item No. 20:

Ms. Dylbia Jeffries Vega, Legal Counsel, stated that Mr. Pete Sepulveda, Department of Transportation Director, requested that no action be taken on this item.

Commissioner Benavides moved that the "Travel and Consent Items" be approved, excluding Item No. 20.

The motion was seconded by Commissioner Wood and carried unanimously.

- (10) **CONSIDERATION AND AUTHORIZATION TO CONTRACT FOR PROFESSIONAL SECRETARIAL SERVICES FOR THE SOUTH TEXAS PARTNERSHIP, SOUTHWEST BORDER HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA). (AV-DA)**
The Contract is as follows:
- (11) **CONSIDERATION AND APPROVAL OF ORDER EXEMPTING AMENDMENT TO RADIO TOWER RENTAL CONTRACT WITH O.E. INVESTMENT, INC. IN ACCORDANCE WITH §262.024(A)(7), TEXAS LOCAL GOVERNMENT CODE AS A SOLE SOURCE VENDOR. (TH-EMERGENCY MANAGEMENT)**
- (12) **CONSIDERATION AND APPROVAL OF AN AMENDMENT TO THE CONTRACT BETWEEN CAMERON COUNTY AND O.E. INVESTMENTS INC. FOR RADIO TOWER RENTAL. (TH-EMERGENCY MANAGEMENT)**
- (13) **CONSIDERATION AND AUTHORIZATION TO PURCHASE A MINDRAY DP-9900 DIGITAL ULTRASONIC DIAGNOSTIC IMAGING SYSTEM FROM IMAGING ASSOCIATES, INC. FOR PRENATAL SERVICES. (YS-HEALTH)**
The Documentation is as follows:
- (14) **CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF STATE HEALTH SERVICES FOR THE FY06 PUBLIC HEALTH EMERGENCY PREPAREDNESS WORKPLAN FOR LOCAL HEALTH DEPARTMENTS. (YS-HEALTH)**
The Contract is as follows:
- (15) **CONSIDERATION AND APPROVAL OF JUSTICE ASSISTANCE GRANT (JAG) AWARD FROM THE DEPARTMENT OF JUSTICE BUREAU OF JUSTICE ASSISTANCE FOR CAMERON COUNTY AND CITY OF BROWNSVILLE. (FB-PD & M)**
The Documentation is as follows:
- (16) **CONSIDERATION AND POSSIBLE APPROVAL TO EXECUTE A COMMERCIAL EASEMENT LC900018 BETWEEN THE TEXAS GENERAL LAND OFFICE AND CAMERON COUNTY. (JM-PARK SYSTEM)**
The Easement is as follows:
- (17) **CONSIDERATION AND AUTHORIZATION TO OPEN CAMERON PARK SECTION 3 – ROAD & DRAINAGE IMPROVEMENTS BID #060601. (MF-PURCHASING)**

- (18) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 18, 2006 TO AUGUST 18, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT COLONY ESTATES SUBDIVISION, PRECINCT NO. 4. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (19) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR GONZALES ESTATES SUBDIVISION, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS AND WATER WELLS. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (20) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LA BUENA VISTA SUBDIVISION, PRECINCT NO. 3, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION) (NO ACTION TAKEN)**

TRAVEL ITEMS

- (21) **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) **COUNTY EXTENSION AGENT, TO TRAVEL TO COLLEGE STATION, TX, ON 6/26-27/06, TO RETURN OLD EQUIPMENT TO TEXAS A & M-COLLEGE STATION.**
- (B) **BREASTFEEDING COORDINATOR, CERTIFYING AUTHORITY, BREASTFEEDING PEER DADS (3), CLINIC SUPERVISOR/CERTIFYING AUTHORITY, CLINIC SUPERVISOR/WIC CERTIFYING SPECIALIST, BREASTFEEDING PEER COUNSELORS (4), TO TRAVEL TO WESLACO, TX, ON 8/10/06, TO ATTEND THE RIO GRANDE VALLEY BREASTFEEDING COALITION'S FIRST ANNUAL BREASTFEEDING CONFERENCE.**
- (C) **SHERIFF'S DEPARTMENT LIEUTENANT, TO TRAVEL TO GALVESTON, TX, ON 7/9-11/06, TO ATTEND BASIC CRIME STOPPERS COURSE.**
- (D) **PD & M CD COORDINATOR, TO TRAVEL TO MERCEDES, TX, ON 7/12/06, TO ATTEND LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL PROFESSIONAL ADVISORY REVIEW PANEL MEETING.**
- (E) **HEALTH DEPARTMENT EPIDEMIOLOGIST AND LICENSED VOCATIONAL NURSE, TO TRAVEL TO SAN ANTONIO, TX, ON 8/1-4/06, TO ATTEND THE INTERNATIONAL AND SOUTHWEST CONFERENCES ON DISEASES IN NATURE TRANSMISSIBLE TO MAN.**
- (F) **ASSISTANT COUNTY ADMINISTRATOR, ADMINISTRATIVE ASSISTANT ON INTERGOVERNMENTAL AFFAIRS AND COUNTY JUDGE'S OFFICE EMPLOYEE, TO TRAVEL TO AUSTIN, TX, ON 8/15-18/06, TO ATTEND THE TEXAS ASSOCIATION OF COUNTIES 2006 ANNUAL CONFERENCE.**

- (10) CONSIDERATION AND AUTHORIZATION TO CONTRACT FOR PROFESSIONAL SECRETARIAL SERVICES FOR THE SOUTH TEXAS PARTNERSHIP, SOUTHWEST BORDER HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA). (AV-DA)**

The Contract is as follows:

- (13) **CONSIDERATION AND AUTHORIZATION TO PURCHASE A MINDRAY DP-9900 DIGITAL ULTRASONIC DIAGNOSTIC IMAGING SYSTEM FROM IMAGING ASSOCIATES, INC. FOR PRENATAL SERVICES. (YS-HEALTH)**

The Documentation is as follows:

- (14) **CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE DEPARTMENT OF STATE HEALTH SERVICES FOR THE FY06 PUBLIC HEALTH EMERGENCY PREPAREDNESS WORKPLAN FOR LOCAL HEALTH DEPARTMENTS. (YS-HEALTH)**

The Contract is as follows:

- (15) **CONSIDERATION AND APPROVAL OF JUSTICE ASSISTANCE GRANT (JAG) AWARD FROM THE DEPARTMENT OF JUSTICE BUREAU OF JUSTICE ASSISTANCE FOR CAMERON COUNTY AND CITY OF BROWNSVILLE. (FB-PD & M)**
The Documentation is as follows:

- (16) CONSIDERATION AND POSSIBLE APPROVAL TO EXECUTE A COMMERCIAL EASEMENT LC9000018 BETWEEN THE TEXAS GENERAL LAND OFFICE AND CAMERON COUNTY. (JM-PARK SYSTEM)**
The Easement is as follows:

- (18) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 18, 2006 TO AUGUST 18, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT COLONY ESTATES SUBDIVISION, PRECINCT NO. 4. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:

- (19) CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR GONZALES ESTATES SUBDIVISION, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS AND WATER WELLS. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:

EXECUTIVE SESSION

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 11:38 A.M. to discuss the following matters:

(22) EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (B) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE ACQUISITION OF PROPERTY IN RIO HONDO, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF LAND FOR A PROPOSED PARK IN LA PALOMA, PRECINCT NO. 4, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF RIGHT OF WAY FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (F) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING STATUS OF AND THE POSSIBILITY OF AN APPEAL FROM ADMINISTRATIVE ORDER OF THE TEXAS GENERAL LAND OFFICE PERTAINING TO BEACH USER FEES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A) & (2).**
- (G) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 3, FOR THE REPLACEMENT OF THE BRIDGE AT FM 803 (RESACA DE LOS FRESNOS), PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

NOTE: COMMISSIONER BENAVIDES DID NOT RETURN TO THE MEETING AND COMMISSIONER TAMAYO REJOINED THE MEETING AT THIS TIME.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court reconvened into Regular Session at 12:05 P.M. to discuss the following matters:

(23) ACTION RELATIVE TO EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO 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 Tamayo, seconded by Commissioner Garza and carried unanimously, the Status Report by Mr. Remi Garza, Assistant County Administrator, was acknowledged.

(B) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE ACQUISITION OF PROPERTY IN RIO HONDO, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, authorization for Mr. Remi Garza, Assistant County Administrator, to begin negotiations with the Rio Hondo Independent School District for the purchase of the property was approved.

(D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF LAND FOR A PROPOSED PARK IN LA PALOMA, PRECINCT NO. 4, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, authorization for the County Judge to sign the contract for sale was approved.

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

Upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, this Item was TABLED.

(F) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING STATUS OF AND THE POSSIBILITY OF AN APPEAL FROM ADMINISTRATIVE ORDER OF THE TEXAS GENERAL LAND OFFICE PERTAINING TO BEACH USER FEES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A) & (2).

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, authorization for Legal Counsel to submit an appeal to the General Land Office was approved.

(G) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 3, FOR THE REPLACEMENT OF THE BRIDGE AT FM 803 (RESACA DE LOS FRESNOS), PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Commissioner Wood moved to authorize purchase of the property for \$2,882.00.

The motion was seconded by Commissioner Tamayo and carried unanimously.

There being no further business to come before the Court, upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the meeting was **ADJOURNED** at 12:07 P.M.

APPROVED this 1st day of **August 2006**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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