

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 1st day of August 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 Adolfo G. Betancourt.

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

Aide A. Trejo Deputy Clerk

ABSENT:
PEDRO "PETE" BENAVIDES



The meeting was called to order by Judge Hinojosa at 9:35 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 24, 2006 at 2:37 P.M.:

(1) PUBLIC COMMENTS.

None were presented.

**(13) CONSIDERATION AND ACTION REGARDING THE
CREATION OF A WARRANT OFFICER PILOT PROGRAM.
(COMM. COURT)**

Judge David Wise, Justice of the Peace Precinct No. 5-2, informed the Commission that (3) years ago the Texas Department of Public Safety eliminated the warrant database and that has since created a backlog of unpaid traffic citations. He added that (2) weeks prior, he asked Constable Pct. 5 Guadalupe Gonzales to assign (1) deputy to initiate the collection of the outstanding warrants. He noted that this deputy has done a modest amount of work and has been very successful in collecting \$25,000 in (10) days time. He noted that this has been discussed with all of the Justice of the Peaces and they all agree that the need is there as well as the potential for the position to fund itself.

Commissioner Tamayo asked what the consequences are when individuals do not pay their citations.

Judge Wise responded that a warrant fee and court costs are added to the original citation. He added that he would like to see the success of this program be tied into an increase in salary for his clerks.

Judge Julian Sanchez, Justice of the Peace Precinct No. 3-1, stated that the \$50 warrant fee is mandated. He added that there are (2) scenarios that occur when paying traffic tickets; partial payment or no payment, which incurs an additional charge. He noted that since the DPS warrant database was eliminated, revenue has decreased and there are more officers on the roads today than ever. He highlighted the fact that his court has generated \$39,000 for the current month vs. \$41,000 for all of last year since the deputy has been assigned to this task.

Judge Hinojosa asked if there is a database available

Judge Sanchez informed the Court that Omnibase has taken over the task of collecting on warrants and is based out of Austin.

Commissioner Wood asked what type of log is kept currently on warrants and where the rest of the JP's stand regarding the issue of warrants.

Judge Sanchez responded that he has several filing cabinets full of warrants. He stated that he has spoken with Mark Yates, County Auditor, and they have agreed to have (2) of Mr. Yates' employees input all of the warrants for all of the (11) JP Courts.

Judge Adam Gonzales, Justice of the Peace Precinct No. 7-1, informed the Court that the (2) employees with the Auditor's Office only entered "A" through "N" and expressed concern about warrants remaining stagnant. He added that the employees entered 365 warrants for a total of \$225,000 with 600 to 800 warrants pending totaling \$425,000 and stressed that the warrants for one court should be inputted before moving onto another court.

Judge Hinojosa asked Mr. Remi Garza, Assistant County Administrator, if Evergreen would be able to do image scanning of the warrants.

Mr. Remi Garza replied that the Evergreen system is different because the software would need to recognize information on the ticket and a scanned image of a document will not be recognized.

Judge Sanchez confirmed that the information has to be inputted into the system not only scanned.

Judge Gonzales added that all the information has to be put into a central system so that the drivers license number can be matched.

Judge Rolando Muniz, Justice of the Peace Precinct No. 4, informed the Court that he has collected fines himself from location as far away as Florida and Houston and added that he has boxes full of warrants as well.

Judge Ray Ortiz, Justice of the Peace Precinct No. 6, stated that he has over \$2 million worth of uncollected warrants and added that he sends out notices to those individuals with warrants and has had a good response.

Commissioner Wood asked if there is a system in place for transferring warrants to another county.

Judge Sanchez replied that the perspective warrant officer could coordinate with other counties on such an effort.

Judge Hinojosa agreed that this issue needs to be addressed and requested that the Auditor's Office review the warrants to see how much can be certified.

Commissioner Garza asked if there is a statute of limitations on warrants.

Judge Wise responded that the warrant remains open until all fines are paid.

Commissioner Garza suggested that retired law enforcement personnel be utilized on a contractual basis and to see if this option is a viable one.

Judge Wise stated that retired persons has not been seen as an option at this time and suggested that a review of all methods be done to determine the best approach.

Commissioner Wood stated that more communication needs to be done with Mark Yates and suggested that the constables be included in any further discussions.

Commissioner Tamayo expressed her support for implementation of the program and asked if the current constables will continue to assist in servicing the JP Courts.

Judge Wise replied that he hopes the constables will continue to assist the JP's in collecting warrants and stressed the fact that they are extremely limited in man power and often do not have the persons to concentrate on warrants.

Judge Hinojosa commended the constables on their efforts in assisting the JP Courts with the limited resources available. He recommended that the perspective individual(s) to be hired be commissioned under the Sheriff and work directly for the JP Courts in collecting warrants. He expressed concern about those persons who do not have the funds to pay their warrant(s) and opt to go to jail. He added that this will put a strain on overcrowding the jail as well as the fact that the County is now paying for everyday that person is in jail.

Judge Sanchez advised the Court that the warrant officer could place those persons who opt not to pay in a holding cell.

Commissioner Tamayo added that no action motivates people to disregard warrants.

Judge Hinojosa stated that he would like a resolution drafted approving the creation of a warrant officer pilot program. He added that he would like the JP's to do more research to identify the best method to fund the program and asked to see a concept of design and financial information from the Auditor's Office.

Commissioner Garza recommended that the JP's be open to the utilization of contractually based employees.

Commissioner Tamayo added that she would like to see justification of the program in addition to the research.

Commissioner Tamayo moved to create a Warrant Officer Pilot Program as designed by the Cameron County Justice of the Peaces which is to be funded by an amount certified by the Auditor's office and to provide the Commissioner's Court with a structure of the program.

The motion was seconded by Commissioner Garza and carried unanimously.

PRESENTATIONS

(2) PRESENTATION BY DR. ENRIQUE PEREZ, DISTRICT EXTENSION ADMINISTRATOR, TO INTRODUCE NEW EXPANDED NUTRITION PROGRAM AGENT. (EP-EXTENSION OFFICE)

Dr. Enrique Perez, District Extension Administrator, introduced Ms. Beatrice Rodriguez as the new Expanded Nutrition Program Agent. He stated that Ms. Rodriguez has a degree in food science

Commissioner Tamayo asked Ms. Rodriguez where her office will be located.

Ms. Rodriguez replied that her office will be located in Harlingen.

(3) PRESENTATION OF THIRD QUARTER REPORT FOR THE INTERNATIONAL BRIDGE SYSTEM. (PS-DEPT. OF TRANSPORTATION)

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

(4) PRESENTATION AND UPDATE ON THE BORDER COLONIA ACCESS PROGRAM. (PS-DEPT. OF TRANSPORTATION)

Mr. Ernesto Hinojosa, County Engineer, stated that the pre-construction for the Encantada Colonia is near 80% completion and the Juarez Colonia is near 60% completion. He informed the Court that the pre-construction meeting for the Tierra Bonita Colonia is going to be held August 10, 2006.

Judge Hinojosa asked when the bid for the Third Call will be awarded.

Mr. Ernesto Hinojosa responded that he was unsure of the funding for the Third Call.

Commissioner Garza added that funds for the Third Call have already been allocated.

Judge Hinojosa asked if it is possible to request funds for the Laguna Heights Colonia.

Mr. Ernesto Hinojosa added that the Laguna Heights Colonia is 90% complete regarding plan design .

Judge Hinojosa asked when the paving will commence and if it will be done in-house.

Commissioner Garza responded that paving will begin in 2008.

Mr. Ernesto Hinojosa stated that the Olmito Colonia will take a year to complete and will cost \$3.5 million.

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Presentation on the Border Colonia Access Program was acknowledged.

The Documentation is as follows:

ACTION ITEMS

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

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

The Documentation is as follows:

**(6) APPROVAL OF MINUTES FOR:
(A) JULY 13, 2006-SPECIAL MEETING**

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the minutes for the July 13, 2006-Special Meeting were approved.

(7) APPROVAL OF CLAIMS.

Commissioner Wood moved to approve the Claims, inclusive of the late claims.

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

AYE: Commissioner Wood

NAY: None

ABSTAIN: Commissioner Garza as to Warrant No. 00164155, made payable to The Medicine Shoppe, in the amount of \$1,187.60 and Commissioner Tamayo as to Warrant No. 00164182, made payable to Red River Service Corporation, in the amount of \$161.45 and Judge Hinojosa as to Warrant No. 00164216, made payable to Southwest Key Program La Esperanza, in the amount of \$17,502.48.

The Claims and Affidavits are as follows:

(8) CONSIDERATION AND APPROVAL OF RECLASSIFICATION OF CLERK TO LEGAL SECRETARY FOR THE CIVIL/LEGAL DEPARTMENT. (RB-LEGAL)

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, the Reclassification of Clerk to Legal Secretary for the Civil/Legal Department was approved.

(9) CONSIDERATION AND POSSIBLE APPROVAL OF AN AGREEMENT WITH TRANSCOR AMERICA, LLC. FOR EXTRADITION SERVICES FOR THE CAMERON COUNTY SHERIFF'S DEPARTMENT. (RB-LEGAL)

Sheriff Lucio informed the Court that this item has been approved for some time and noted that using Transcor America, LLC. saves Cameron County money. He added that TransCor requires (10) days notice and are experienced in retrieving individuals from out-of-state.

Commissioner Garza noted that the agreement includes extradition of prisoners interstate and intrastate.

Commissioner Wood asked if funds were available.

Mr. Xavier Villarreal, Budget Officer, replied in the affirmative.

Upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, the Agreement with Transcor America, LLC for extradition services for the Cameron County Sheriff's Department was approved.

The Agreement is as follows:

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- (10) **CONSIDERATION AND AUTHORIZATION TO ALLOW THE CAMERON COUNTY DISTRICT CLERK'S OFFICE TO COLLECT A \$2.00 ADMINISTRATIVE FEE ON ALL TRANSACTIONS RECEIVED THROUGH THE DISTRICT CLERK COLLECTIONS DEPARTMENT PURSUANT TO THE TEXAS CODE OF CRIMINAL PROCEDURE 102.072 AND TO USE THOSE FUNDS FOR THE IMPROVEMENT OF THE COLLECTION DEPARTMENT. (ADLG-DISTRICT CLERK)**

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

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- (11) **CONSIDERATION AND APPROVAL OF TOBACCO COMPLIANCE GRANT AWARD FROM THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS FOR CAMERON COUNTY CONSTABLE PRECINCT NO. 2. (AG-CONSTABLE PCT. 2)**

Upon motion by Commissioner Garza, seconded by Commissioner Wood and carried unanimously, the Tobacco Compliance Grant Award from the Texas Comptroller of Public Accounts for Cameron County Constable Precinct No. 2 was approved.

The Documentation is as follows:

(12) CONSIDERATION AND POSSIBLE ACTION REGARDING ORDER(S) ADOPTING CHANGES TO THE DUNE PROTECTION PLAN. (COMM. COURT)

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

(14) CONSIDERATION AND POSSIBLE ACTION REGARDING CONSULTATION SERVICES FOR INTERIOR DESIGN PLANS FOR THE CAMERON COUNTY ANNEXES IN HARLINGEN, SAN BENITO AND PORT ISABEL. (COMM. COURT)

Mr. Remi Garza, Assistant County Administrator, stated that the Cameron County Annex Buildings in Harlingen, San Benito and Port Isabel are near completion and there are offices are in need of desks and furniture. He added that acquiring the services of an interior design consultant may be an advantage and requested to go out for RFP's.

Judge Hinojosa questioned the need for an interior designer.

Commissioner Tamayo asked if an inventory has been taken of the furniture that will be transported to the annex buildings.

Mr. Remi Garza stated determining what furniture is suitable to move to the annex buildings will be determined by the interior designer.

Judge Hinojosa recommended that Mr. Remi Garza, Assistant County Administrator, Mr. Mike Forbes, Purchasing Agent, and Justice of the Peace Precinct No. 1 Bennie Ochoa purchase furniture for the Port Isabel Annex Building.

Commissioner Tamayo recommended that those persons who will be working in the Port Isabel Annex Building be consulted as to what type of furniture they will need and that the committee of Mr. Remi Garza, Mr. Mike Forbes and Judge Bennie Ochoa determine the furniture that is suitable to transfer to the Port Isabel Annex Building.

Commissioner Tamayo recommended tabling this item until a detailed inventory of the furniture is conducted.

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

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. 26:

Commissioner Garza questioned why Cobblestone Engineering is not being considered as a recommendation to negotiate a contract with; when Cobblestone was ranked higher by the evaluation committee than L&G Engineering, which is being considered. He added that in the past, there have been (3) companies used in a rotation and noted that he spoke with Pete Sepulveda, Department of Transportation Director, and Mr. Sepulveda does not have any reservations about adding Cobblestone Engineering to the rotation. He requested that Cobblestone Engineering be added to the rotation cycle with L&G Engineering and P.S.I. Engineering.

Judge Hinojosa stated that Mr. Sepulveda works with L&G Engineering and P.S.I. Engineering quite a bit and is pleased with the work they do. He added that Mr. Sepulveda has never worked with Cobblestone Engineering and that is why they were not recommended to be included in the rotation.

Commissioner Tamayo expressed concern about experimenting with an engineering firm that the County is unfamiliar with.

Commissioner Wood stated that if Cameron County does not allow other companies an opportunity, then the County will never be familiar with the quality of work they do.

Commissioner Garza stated that Cobblestone Engineering has done a great deal of work with the City of Harlingen and the City has not had any problems with their level of work.

Commissioner Garza moved to approve authorization for the Director of the Department of Transportation to negotiate a contract with L & G Engineering, P.S.I. Engineers and Cobblestone Engineering for geo-technical services.

The motion was seconded by Commissioner Wood and the vote was as follows:

AYE: Commissioner Garza and Commissioner Wood

NAY: Commissioner Tamayo and Judge Hinojosa

The motion fails by a vote of (2) to (2).

Item No. 17:

Commissioner Wood questioned why the change order does not include any increase or decrease in price, but doubles the contract time from (180) days to (361) days.

Mr. Frank Bejarano, PD&M Director, stated that the project engineer, Mr. John W. Clint of Ambiotec Civil Engineering Group, has had issues with the delivery of materials, specifically for a lift station, and Mr. Clint indicated that this problem has been occurring throughout this project.

Commissioner Garza moved that the "Travel and Consent Items" be approved, excluding Item No. 26.

The motion was seconded by Commissioner Wood and carried unanimously.

- (15) **CONSIDERATION AND APPROVAL OF NOTICE OF SUB-RECIPIENT AWARD FOR THE 2003 STATE BORDER INTEROPERABILITY PROGRAM GRANT (BIP). (TH-EMERGENCY MANAGEMENT)**
The Documentation is as follows:
- (16) **CONSIDERATION AND AUTHORIZATION TO NEGOTIATE CONTRACTS WITH THE ATTACHED 12 DAMAGE ASSESSMENT FIRMS FOR RFQ 060701 – POST HURRICANE/ DISASTER RECOVERY/DAMAGE ASSESSMENT ENGINEERING SERVICES. (TH-EMERGENCY MANAGEMENT)**
The Documentation is as follows:
- (17) **CONSIDERATION AND APPROVAL OF CHANGER ORDER NO. 1 TO CONSTRUCTION CONTRACT WITH RICO CONSTRUCTION, LTD., FOR THE EL SALADO MAINE ROAD AREA SANITARY SEWER PROJECT (TCDP CONTRACT NO. 725131). (FB-PD & M)**
The Change Order is as follows:
- (18) **CONSIDERATION AND AUTHORIZATION TO OPEN CAMERON PARK SECTION 3 – ROAD & DRAINAGE IMPROVEMENTS BID #060601. (MF-PURCHASING)**
- (19) **CONSIDERATION AND APPOINTMENT OF MIGUEL RODRIGUEZ RESERVE DEPUTY CONSTABLE FOR PRECINCT NO. 7 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE’S OFFICE THAT ORIGINATES IN THE CONSTABLE’S PRECINCT AND THAT THE APPOINTMENT IS VALID ONLY THROUGH THE END OF THE FISCAL YEAR IN WHICH THE APPOINTMENT IS MADE OR THE CURRENT TERM OF THE ELECTED CONSTABLE WHICH EVER ENDS SOONER. (MV-HUMAN RESOURCES)**
The Documentation is as follows:
- (20) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 6, 2006 TO AUGUST 6, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT LA CANADA/THE DELL SUBDIVISION PHASE II, PRECINCT NO. 4. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (21) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 15, 2006 TO JULY 20, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT T & S GUTIERREZ SUBDIVISION, PRECINCT NO. 2. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (22) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 6, 2006 TO AUGUST 6, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT LA CANADA/THE DELL SUBDIVISION PHASE I, PRECINCT NO. 4. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (23) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 15, 2006 TO AUGUST 15, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT STONE NO. 3 SUBDIVISION, PRECINCT NO. 4. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (24) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR RENE ESTRADA SUBDIVISION PHASE I, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS AND WATER WELLS. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (25) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR RENE ESTRADA SUBDIVISION PHASE II, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS AND WATER WELLS. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:

- (26) **CONSIDERATION AND APPROVAL TO AUTHORIZE THE DIRECTOR OF THE DEPARTMENT OF TRANSPORTATION TO NEGOTIATE A CONTRACT WITH L & G ENGINEERS AND PSI FOR GEO-TECHNICAL SERVICES. (PS-DEPT. OF TRANSPORTATION) (ACTION TAKEN SEPARATELY)**
- (27) **CONSIDERATION AND APPROVAL OF MEMORANDUM OF AGREEMENT BETWEEN CAMERON COUNTY AND THE U.S. DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION TO CONSTRUCT, OPERATE, AND MAINTAIN FAA OWNED NAVIGATION, COMMUNICATION, AND WEATHER AID FACILITIES. (PS-DEPT. OF TRANSPORTATION)**
The Memorandum of Agreement is as follows:
- (28) **CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)**
(A) PRECINCT NO. 4-RESACA VIEW ESTATES SUBDIVISION, BEING A 68.633 ACRE TRACT OF LAND, MORE OR LESS, OUT OF BLOCK FIFTY-TWO (52), FIFTY-THREE (53), FIFTY-FOUR (54), AND FIFTY-FIVE (55), RICE TRACT SUBDIVISION, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 9, PAGE 3 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.
The Documentation is as follows:

TRAVEL ITEMS

- (29) **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) **WEED AND SEED PROBATION OFFICER, TO TRAVEL TO PHOENIX, AR, ON 8/14-17/06, TO ATTEND THE 2006 WEED CONFERENCE.**
- (B) **SENIOR LEGAL COUNSEL, TO TRAVEL TO AUSTIN, TX, ON 9/28-29/06, TO ATTEND THE 18TH ANNUAL ADVANCE ADMINISTRATIVE LAW COURSE.**
- (C) **DISTRICT ATTORNEY'S OFFICE INVESTIGATORS (2), TO TRAVEL TO SAN ANTONIO, TX, ON 8/21-23/06, TO ATTEND PUBLIC AGENCY TRAINING COUNCIL'S HOMICIDE, EQUIVOCAL DEATH & COLD CASE SEMINAR.**
- (D) **ASSISTANT DISTRICT ATTORNEY, TO TRAVEL TO AUSTIN, TX, ON 8/16-18/06, TO ATTEND 2006 TX ASSOCIATION OF COUNTIES ANNUAL CONFERENCE.**
- (E) **ASSISTANT DISTRICT ATTORNEY, TO TRAVEL TO PLANO, TX, ON 8/17-18/06, TO ATTEND THE CENTER FOR AMERICAN & INTERNATIONAL LAW'S ACTUAL INNOCENCE SEMINAR.**
- (F) **VICTIMS ASSISTANCE COORDINATOR AND ASSISTANT DISTRICT ATTORNEY, TO TRAVEL TO DALLAS, TX, ON 8/21-24/06, TO ATTEND DALLAS CHILDREN'S ADVOCACY CENTER'S 18TH ANNUAL CRIMES AGAINST CHILDREN CONFERENCE.**
- (G) **ADMINISTRATIVE ASSISTANT ON INTERGOVERNMENTAL AFFAIRS, TO TRAVEL TO AUSTIN, TX, ON 8/2-3/06, TO ATTEND THE TEXAS BORDER INFRASTRUCTURE COALITION MEETING.**
- (H) **ASSISTANT HEALTH ADMINISTRATOR, TO TRAVEL TO AUSTIN, TX, ON 7/31-8/2/06, TO ATTEND A TOWARD 2010-ELIMINATING CHILD LEAD POISONING MEETING.**
- (I) **ELECTIONS ADMINISTRATOR AND EMPLOYEES (5), TO TRAVEL TO AUSTIN, TX, ON 8/16-18/06, TO ATTEND THE "24TH ANNUAL ELECTION LAW SEMINAR FOR VOTER REGISTRARS/ELECTIONS ADMINISTRATORS."**

- (15) **CONSIDERATION AND APPROVAL OF NOTICE OF SUB-RECIPIENT AWARD FOR THE 2003 STATE BORDER INTEROPERABILITY PROGRAM GRANT (BIP). (TH-EMERGENCY MANAGEMENT)**

The Documentation is as follows:

- (16) **CONSIDERATION AND AUTHORIZATION TO NEGOTIATE CONTRACTS WITH THE ATTACHED 12 DAMAGE ASSESSMENT FIRMS FOR RFQ 060701 – POST HURRICANE/ DISASTER RECOVERY/DAMAGE ASSESSMENT ENGINEERING SERVICES. (TH-EMERGENCY MANAGEMENT)**

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The Change Order is as follows:

- (19) **CONSIDERATION AND APPOINTMENT OF MIGUEL RODRIGUEZ RESERVE DEPUTY CONSTABLE FOR PRECINCT NO. 7 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT AND THAT THE APPOINTMENT IS VALID ONLY THROUGH THE END OF THE FISCAL YEAR IN WHICH THE APPOINTMENT IS MADE OR THE CURRENT TERM OF THE ELECTED CONSTABLE WHICH EVER ENDS SOONER. (MV-HUMAN RESOURCES)**
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The Documentation is as follows:

- (27) **CONSIDERATION AND APPROVAL OF MEMORANDUM OF AGREEMENT BETWEEN CAMERON COUNTY AND THE U.S. DEPARTMENT OF TRANSPORTATION FEDERAL AVIATION ADMINISTRATION TO CONSTRUCT, OPERATE, AND MAINTAIN FAA OWNED NAVIGATION, COMMUNICATION, AND WEATHER AID FACILITIES. (PS-DEPT. OF TRANSPORTATION)**
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The Documentation is as follows:

EXECUTIVE SESSION

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 11:13 A.M. to discuss the following matters:

(30) 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 ACQUISITION OF LAND FOR A PROPOSED PARK IN LA PALOMA, PRECINCT NO. 4, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (C) 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.**
- (D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 158, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 125, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (F) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE ACQUISITION OF PROPERTY IN PORT ISABEL, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (G) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL TO DISCUSS SECURITY AND LIABILITY ISSUES AT THE JUDICIAL, ADMINISTRATIVE, OLD SHERIFF'S OFFICE AND ADULT PROBATION COMPLEX ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2) AND 551.076.**
- (H) 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).**
- (I) DELIBERATION REGARDING REAL PROPERTY CONCERNING OFFICE SPACE FOR JUSTICE OF THE PEACE PRECINCT 3, PLACE 1, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court reconvened into Regular Session at 11:55 A.M. to discuss the following matters:

(31) 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 Richard Walker was acknowledged.

- (B) 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 Wood, seconded by Commissioner Tamayo and carried unanimously, the Status Report by Javier Mendez was acknowledged.

- (C) 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.**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Status Report by Commissioner John Wood was acknowledged.

- (D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 158, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, authorization to purchase the property for \$1,326.00 was approved.

- (E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 125, FOR PRIMERA ROAD PROJECT IN THE PRIMERA, PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, authorization to purchase the property for \$883.00 was approved.

- (F) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE ACQUISITION OF PROPERTY IN PORT ISABEL, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, authorization for the Property Management Department to draw up a contract for the acquisition of the property was approved.

- (G) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL TO DISCUSS SECURITY AND LIABILITY ISSUES AT THE JUDICIAL, ADMINISTRATIVE, OLD SHERIFF'S OFFICE AND ADULT PROBATION COMPLEX ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2) AND 551.076.**

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

- (H) 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).**

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

- (I) DELIBERATION REGARDING REAL PROPERTY CONCERNING OFFICE SPACE FOR JUSTICE OF THE PEACE PRECINCT 3, PLACE 1, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Commissioner Garza moved to approve the contract, subject to review by Legal Counsel.

The motion was seconded by Commissioner Tamayo and carried unanimously.

There being no further business to come before the Court, upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, the meeting was **ADJOURNED** at 12:05 P.M.

APPROVED this 22nd 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