



**Cameron County, Texas  
Commissioner's Court  
Cameron County Courthouse, 4<sup>th</sup> Floor  
964 E. Harrison St.  
Brownsville, Texas 78520  
(956) 544-0830 – (956) 544-0801 Fax**

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## **REGULAR MEETING**

The Cameron County Commissioners' Court will meet for a *Regular Public Meeting* on  
*Tuesday, August 29, 2006 at 9:30 a.m. in the Courtroom on the 4<sup>th</sup> Floor.*

**Gilberto Hinojosa**  
County Judge  
(956) 544-0830

Pedro "Pete" Benavides  
Commissioner, Pct. 1  
(956) 574-8167

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

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

Edna Tamayo  
Commissioner, Pct. 4  
(956) 427-8069

Questions regarding this agenda should be directed to the County Agenda Coordinator at (956) 544-0830.

### **Cameron County Courthouse Accessibility Statement**

This meeting is accessible to disabled persons. There are two (2) parking spaces reserved for the disabled on Harrison Street at the front entrance of the Cameron County Courthouse Administrative Building and an additional two (2) parking spaces in front of the Judicial Building. The buildings are accessible through the front entrance handicapped ramps and elevators located in the first floor of each building.



## NOTICE

### COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 29<sup>TH</sup> DAY OF AUGUST 2006 AT 9:30 A.M.

## AGENDA

PURSUANT TO GOVERNMENT CODE SECTION 551.041, V.T.C.A., AS AMENDED, NOTICE IS HEREBY GIVEN THAT A **REGULAR PUBLIC MEETING** OF THE COMMISSIONERS' COURT OF CAMERON COUNTY, TEXAS, WILL BE HELD IN THE COMMISSIONERS' COURTROOM AT THE COURTHOUSE, 964 E. HARRISON STREET, FOURTH FLOOR, BROWNSVILLE, TEXAS.

1. PUBLIC COMMENTS.

### PRESENTATIONS:

2. PRESENTATION OF THE COURT ORDER SIGNED BY THE DISTRICT JUDGES OF CAMERON COUNTY SETTING THE SALARIES OF THE COURT REPORTERS IN ACCORDANCE WITH ART. 152.905 OF THE VERNON'S CIVIL STATUTES LOCAL GOVERNMENT CODE AT A MEETING SET ON NOVEMBER 9, 2005, RECESSED AND RECONVENED NOVEMBER 29, 2005 IN THE 107<sup>TH</sup> DISTRICT COURT. (MY-AUDITOR)
3. PRESENTATION OF A RESOLUTION RECOGNIZING MR. ANTONIO BRISENO FOR HIS LIFETIME OF ACHIEVEMENT. (COMM. COURT)
4. PRESENTATION OF A RESOLUTION RECOGNIZING DR. GRAYSON L. SELLERS FOR HIS OUTSTANDING PUBLIC SERVICE THROUGH DENTISTS WHO CARE. (COMM. COURT)

### ITEMS FOR DISCUSSION AND ACTION:

5. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
6. APPROVAL OF MINUTES FOR:
  - A. AUGUST 8, 2006-REGULAR MEETING

APPROVED FOR FILING  
JULY 25 PM 4:16  
COURT CLERK

7. APPROVAL OF CLAIMS.
8. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE PROPOSED TAX RATE FOR 2006-2007 FISCAL YEAR. (XV-BUDGET OFFICER)
9. DISCUSSION REGARDING THE FISCAL YEAR 2006-2007 BUDGET AND TAX RATE. (XV-BUDGET OFFICER)
10. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE SETTING OF ELECTED OFFICIALS SALARIES FOR 2006-2007 FISCAL YEAR. (XV-BUDGET OFFICER)
11. CONSIDERATION AND ACTION REGARDING THE SETTING OF ELECTED OFFICIALS' COMPENSATION. (XV-BUDGET OFFICER)
12. CONSIDERATION AND ACTION TO APPROVE CONSTRUCTION MANAGEMENT AT RISK AS THE METHOD FOR CONSTRUCTING THE JAIL ANNEX AND TO ISSUE A REQUEST FOR QUALIFICATIONS FOR CONSTRUCTION MANAGEMENT AT RISK SERVICES FOR THE JAIL ANNEX CONSTRUCTION PROJECT. (OL-SHERIFF)
13. CONSIDERATION AND POSSIBLE AUTHORIZATION TO EXECUTE AN ARCHITECTURAL AGREEMENT BETWEEN GOMEZ, MENDEZ, SAENZ AND CAMERON COUNTY (PARKS) FOR THE DESIGN AND PROJECT COORDINATION OF LA ESPERANZA PARK RENOVATION, RIO HONDO, LA PALOMA, AND LAURELES PARK AND THE AQUATIC FACILITY RENOVATIONS FOR SANTA ROSA, SANTA MARIA, AND DON ESPERANZA PARKS. (JM-PARK SYSTEM)
14. CONSIDERATION AND POSSIBLE ACTION REGARDING ORDER ADOPTING CHANGES TO THE DUNE PROTECTION PLAN. (COMM. COURT)
15. CONSIDERATION AND APPROVAL OF K-9 PROGRAM TO BE INITIATED BY THE CAMERON COUNTY CONSTABLE DEPARTMENT PRECINCT NO. 2. (AG-CONSTABLE PCT. 2)
16. CONSIDERATION AND APPROVAL OF FUNDS FROM FUND 900 FOR K-9 DEPUTY SALARY INCREASE (INCENTIVE). (AG-CONSTABLE PCT. 2)
17. CONSIDERATION AND SELECTION OF OPTION FOR THE VETERANS BRIDGE EXPANSION PROJECT. (PS-DEPT. OF TRANSPORTATION)
18. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING SETTING SPEED LIMIT ON TED HUNT ROAD BETWEEN FM 510 AND FM 106 AT 45 MPH. (PS-DEPT. OF TRANSPORTATION)
19. CONSIDERATION AND APPROVAL OF RESOLUTION SETTING SPEED LIMIT ON TED HUNT ROAD BETWEEN FM 510 AND FM 106 AT 45 MPH. (PS-DEPT. OF TRANSPORTATION)

**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.

20. CONSIDERATION AND AUTHORIZATION FOR THE DISTRICT CLERK'S OFFICE TO ENTER INTO CONTRACT (07-C0018) BETWEEN THE OFFICE OF THE ATTORNEY GENERAL AND THE DISTRICT CLERK'S OFFICE – CHILD SUPPORT DIVISION. (ADLG-DISTRICT CLERK)
21. CONSIDERATION AND POSSIBLE APPROVAL OF AN AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER FOR A MEDICAL MOBILE CLINIC. (YS-HEALTH)
22. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES REGIONAL AND LOCAL SERVICES SECTION TO PROVIDE ESSENTIAL PUBLIC HEALTH SERVICES IN CAMERON COUNTY. (YS-HEALTH)
23. CONSIDERATION AND ACTION AUTHORIZING THE COUNTY JUDGE TO ORDER THE NOVEMBER 7, 2006 GENERAL ELECTION FOR THE PURPOSE OF ELECTING COUNTY OFFICERS AS REQUIRED BY ARTICLE XVI, SECTION 65 OF THE TEXAS CONSTITUTION AND CHAPTER 3, SUBSECTION 3.004 (1) OF THE TEXAS ELECTION CODE. (RO-ELECTIONS)
24. CONSIDERATION AND ACKNOWLEDGEMENT OF THE PARTICIPATION OF THE CITY OF SAN BENITO IN THE CAMERON COUNTY COMPREHENSIVE EMERGENCY PLAN. (TH-EMERGENCY MANAGEMENT)
25. CONSIDERATION AND APPROVAL FOR THE OCTOBER 1, 2006 – SEPTEMBER 30, 2007 HOLIDAYS SCHEDULE. (MV-HUMAN RESOURCES)
26. CONSIDERATION AND ADOPTION OF A RESOLUTION HONORING MR. GEORGE M. VILLARREAL, MR. ALBERTO VILLARREAL, MR. FRANK VILLARREAL, MR. JUAN VILLARREAL, MR. CRISANTO VILLARREAL AND MR. ROBERT VILLARREAL FOR THEIR OUTSTANDING PATRIOTISM. (COMM. COURT)
27. CONSIDERATION AND APPROVAL OF AN UPDATE TO THE RACIAL PROFILING REPORT SUBMITTED BY THE CAMERON COUNTY PARK RANGER DIVISION. (JM-PARK SYSTEM)
28. CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND KENNETH L. CADENA, GUNNERY SERGEANT FOR THE U.S. MARINE CORPS. TO USE ANDY BOWIE PARK TO CONDUCT AMPHIBIOUS TRAINING AND SET UP A COMMAND ELEMENT. (JM-PARK SYSTEM)

29. CONSIDERATION AND AUTHORIZATION TO AWARD BID FOR FUEL – ANNUAL BID #2280 TO OIL PATCH/SS PARTNERS. (MF-PURCHASING)
30. CONSIDERATION AND AUTHORIZATION TO RENEW STOCK & COPIER PAPER & ENVELOPES – ANNUAL BID #2460 FOR ONE (1) ADDITIONAL YEAR WITH XPEDX AND GULF COAST PAPER. (MF-PURCHASING)
31. CONSIDERATION AND AUTHORIZATION TO AWARD BUILDING SUPPLIES: PAINT, VARNISH, STAIN – ANNUAL BID #2008 TO MCCOYS AND STELLAR KWAL. (MF-PURCHASING)
32. CONSIDERATION AND AUTHORIZATION TO ACCEPT HERON COVE CIRCLE AND HERON COVE DRIVE LOCATED IN THE HERON COVE SUBDIVISION, PRECINCT NO. 4, AS RECORDED IN CABINET 1, PAGE 2518-B, 2519-A & 2520-B OF THE CAMERON COUNTY MAP RECORDS, CAMERON COUNTY, TEXAS INTO THE COUNTY ROAD SYSTEM. (PS-DEPT. OF TRANSPORTATION)
33. CONSIDERATION AND AUTHORIZATION TO REJECT RFQ #1230, STRUCTURAL INSPECTIONS, FOR COUNTY INTERNATIONAL BRIDGES. (PS-DEPT. OF TRANSPORTATION)
34. CONSIDERATION AND AUTHORIZATION FOR THE DIRECTOR OF TRANSPORTATION TO NEGOTIATE A WORK AUTHORIZATION WITH L & G ENGINEERS FOR AN ENVIRONMENTAL ASSESSMENT OF A CATEGORICAL EXCLUSION FOR THE CONSTRUCTION OF A PARKING AREA AT THE FREE TRADE BRIDGE AT LOS INDIOS. (PS-DEPT. OF TRANSPORTATION)
35. CONSIDERATION AND AUTHORIZATION TO REQUEST QUALIFICATIONS FOR STRUCTURAL INSPECTIONS FOR CAMERON COUNTY INTERNATIONAL BRIDGES. (PS-DEPT. OF TRANSPORTATION)
36. CONSIDERATION AND AUTHORIZATION FOR FINAL APPROVAL FOR: (PS-DEPT. OF TRANSPORTATION)
  - A. PRECINCT NO. 2- CASA DE CAMPO SUBDIVISION, BEING A 17.14 ACRE TRACT OF LAND RECORDED AS LOT 1, BLOCK 15, BARREDA GARDENS, MAP NUMBER 4, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 8, PAGE 67 OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS.

**TRAVEL ITEMS:**

37. 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 COURT AT LAW NO. 3 COURT ADMINISTRATOR AND COORDINATOR, TO TRAVEL TO CORPUS CHRISTI, TX, ON 10/24-27/06, TO ATTEND THE 30<sup>TH</sup> ANNUAL EDUCATION CONFERENCE.

- B. ASSISTANT DISTRICT ATTORNEYS (13) AND CRIME VICTIMS' ADVOCATE, TO TRAVEL TO SOUTH PADRE ISLAND, TX, ON 9/13-15/06, TO ATTEND TDCAA'S ANNUAL CRIMINAL & CIVIL LAW UPDATE.
- C. PUBLIC HEALTH PREPAREDNESS SUPERVISOR AND CLERK, TO TRAVEL TO KINGSVILLE, TX, ON 9/7/06, TO ATTEND THE PANDEMIC INFLUENZA WORKSHOP.
- D. EPIDEMIOLOGIST, TO TRAVEL TO CORPUS CHRISTI, TX, ON 8/24/06, TO ATTEND THE "FUTURE OF THE REGION CONFERENCE."
- E. CHIEF PARK RANGER, TO TRAVEL TO CORPUS CHRISTI OR HUNTSVILLE, TX, ON 10/9-13/06 OR 11/6-10/06, TO ATTEND THE TEXAS POLICE CHIEF LEADERSHIP SERIES.
- F. COUNTY COURT AT LAW NO. 1 COURT ADMINISTRATOR AND COORDINATOR, TO TRAVEL TO CORPUS CHRISTI, TX, ON 10/24-27/06, TO ATTEND THE 30<sup>TH</sup> ANNUAL EDUCATION CONFERENCE.
- G. VETERANS SERVICE OFFICER, TO TRAVEL TO SAN ANTONIO, TX, ON 8/21-22/06, TO ATTEND A TRANSITIONAL BRIEFING HOSTED BY SOUTH TEXAS VETERANS HOSPITAL DIVISION.
- H. ADMINISTRATIVE ASSISTANT ON INTERGOVERNMENTAL AFFAIRS, TO TRAVEL TO EL PASO, TX, ON 9/7/06, TO ATTEND THE TEXAS BORDER COALITION MEETING.

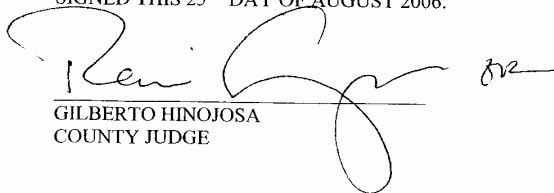
**EXECUTIVE SESSION:**

- 38. 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 RIGHT OF WAY FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
  - C. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING RED RIVER SOLID WASTE COLLECTION CONTRACT ABOUT ISSUE OF NONCOMPLIANCE OR OF DEFAULT 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).
  - D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING LIQUIDATED DAMAGES UNDER THE JOE R. JONES, INC. CONTRACT 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).

- E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING STATUS OF CONTRACT WITH LYNN PHAM & ROSS, LLP, 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).
  - F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE JAIL INFIRMARY PHYSICIAN CONTRACT, 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).
  - G. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING JOSE LUIS LOREDO, JR VS. COUNTY OF CAMERON; CIVIL ACTION NO. B-05-272, TO DISCUSS HIRING OF EXPERTS AND STATUS OF CASE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A).
  - H. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF RIGHT OF WAY FOR THE PRIMERA ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
39. ACTION RELATIVE TO EXECUTIVE SESSION:
- A. POSSIBLE ACTION.
  - B. POSSIBLE ACTION.
  - C. POSSIBLE ACTION.
  - D. POSSIBLE ACTION.
  - E. POSSIBLE ACTION.
  - F. POSSIBLE ACTION.
  - G. POSSIBLE ACTION.
  - H. POSSIBLE ACTION.

SIGNED THIS 25<sup>TH</sup> DAY OF AUGUST 2006.

 *Gilberto Hinojosa*

GILBERTO HINOJOSA  
COUNTY JUDGE