

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 14th day of November 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 Darrell B. Hester.

THE COURT MET AT:

PRESENT:

9:30 A.M.

GILBERTO HINOJOSA
COUNTY JUDGE

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:

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The meeting was called to order by Judge Hinojosa at 9:30 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 November 9, 2006 at 4:28 P.M.:

SUPPLEMENTAL AGENDA

ACTION ITEMS

(2) CONSIDERATION AND POSSIBLE ACTION REGARDING THE DEDICATION OF BROWNE ROAD PARK IN HONOR OF THE LATE PEDRO “PETE” BENAVIDES, COUNTY COMMISSIONER PRECINCT ONE, AND NAMING BROWNE ROAD PARK AS “THE PEDRO ‘PETE’ BENAVIDES COUNTY PARK”. (GH-COUNTY JUDGE)

Commissioner Garza recommended that the Browne Road Park be named “Pedro ‘Pete’ Benavides County Park” instead of “The Pedro ‘Pete’ Benavides County Park”.

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, the Dedication of Browne Road Park in Honor of the Late Pedro “Pete” Benavides, County Commissioner Precinct One, and Naming Browne Road Park as “Pedro ‘Pete’ Benavides County Park” was approved.

(1) PUBLIC COMMENTS.

Mr. Russell Judah -“My name is Russell Judah and I live on South Padre Island. Sadly and unfortunately, I live in Precinct 1 and I haven’t had a County Commissioner in recent weeks. So I come to you today as a full Court to make a few brief comments on the subject of a proposed TIRZ (Tax Increment Reinvestment Zone) that is underway in Port Isabel. I’m sure you have heard about it. It’s my understanding that the request for a waiver of certain procedures has been forwarded to the Court; I don’t know whether you’ve acted on it or not. The purpose of that is to shorten the hearing period that is required...The purpose of that request, as I understand, it would be to shorten the hearing period. At the present time that whole proposal is a little bit confusing and my interest in it is not from the proposal in Port Isabel, I don’t pay taxes in Port Isabel, I do pay taxes in Cameron County and quite a lot of them. It entails, in some respects, the way I understand it, some tax abatement of some taxes. I’m asking you to be very attentive and very thorough in your consideration of anything that comes to you about a TIRZ; it involves building a large condo in Port Isabel. Please let’s go through the full procedure as provided by State law. If I know one thing, when some people get a tax abatement, somebody else pays the tax. Please, I ask the County Commissioners’ (Court) to go very slow because if you pass certain waivers and so forth, real estate developers obtain a vested interest in the procedure. It’s all very complicated and I’m not here to explain. Thank you very much for your time.”

ACTION ITEMS

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

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

(3) APPROVAL OF MINUTES FOR:
(A) OCTOBER 17, 2006-REGULAR MEETING
(B) OCTOBER 17, 2006-SPECIAL MEETING

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the minutes for the October 17, 2006-Regular Meeting and October 17, 2006-Special Meeting were approved.

(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 and Commissioner Wood

NAY: None

ABSTAIN: Commissioner Tamayo as to Fund 390, Local Solid Waste Enforcement, in the amount of \$139.78 and Warrant No. 00170316, made payable to Red River Service Corporation, in the amount of \$107.33.

The Claims and Affidavits are as follows:

(5) **CONSIDERATION AND APPOINTMENT OF MR. MANNY SAENZ TO THE ANNUAL UNITED WAY CAMPAIGN TO SERVE AS CAMERON COUNTY'S CAMPAIGN COORDINATOR. (COMM. COURT)**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, the appointment of Mr. Manny Saenz to the annual United Way Campaign to serve as Cameron County's Campaign Coordinator was approved.

The Documentation is as follows:

(6) **CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE CANCELLATION OF A PORTION OF A SUBDIVISION PLAT BEING 51.09 ACRES OF LAND CONSISTING OF 34.27 ACRES OUT OF BLOCK TWENTY-SIX (26) AND 16.82 ACRES OUT OF BLOCK TWENTY-SEVEN (27) OF THE SAN BENITO IRRIGATION COMPANY SUBDIVISION. (PS-DEPT. OF TRANSPORTATION)**

Commissioner Tamayo moved to open the public hearing regarding the cancellation of a portion of a subdivision plat being 51.09 acres of land consisting of 34.27 acres out of block twenty-six (26) and 16.82 acres out of block twenty-seven (27) of the San Benito irrigation company subdivision.

The motion was seconded by Commissioner Wood and carried unanimously.

Mr. Ernesto Hinojosa, County Engineer, informed the Court that Mr. Frank Robles has requested to cancel the lot line for the two tracts (16.82 acres and 34.27 acres) in order to refer back to the original 51.09 acres.

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the public hearing was closed.

The Documentation is as follows:

(7) **CONSIDERATION AND AUTHORIZATION TO ADOPT AN ORDER REGARDING THE CANCELLATION OF A PORTION OF A SUBDIVISION PLAT BEING 51.09 ACRES OF LAND CONSISTING OF 34.27 ACRES OUT OF BLOCK TWENTY-SIX (26) AND 16.82 ACRES OUT OF BLOCK TWENTY-SEVEN (27) OF THE SAN BENITO IRRIGATION COMPANY SUBDIVISION. (PS-DEPT. OF TRANSPORTATION) (Order No. 2006O11014)**

Upon motion by Commissioner Wood, seconded by Commissioner Garza and carried unanimously, authorization to adopt an order regarding the cancellation of a portion of a subdivision plat being 51.09 acres of land consisting of 34.27 acres out of block twenty-six (26) and 16.82 acres out of block twenty-seven (27) of the San Benito irrigation company subdivision was approved.

The Documentation is as follows:

(8) **CONSIDERATION AND POSSIBLE APPROVAL OF AMENDMENT TO T-NETIX AGREEMENT FOR INSTALLATION AND SERVICES OF INMATE TELEPHONES. (RB-LEGAL) (Contract No. 2006C11076)**

Judge Hinojosa-“Have you all seen that? Any questions, I think the Sheriff is here.”

Commissioner Garza-“I have one question in regards to this. We’re agreeing actually to sell two years worth of time for \$200,000, right? That’s the bottom line.”

Commissioner Wood-“and four kiosks”

Commissioner Garza-“and what?”

Commissioner Wood-“Four kiosks”

Sheriff Omar Lucio-“Good morning Judge, good morning Commissioners. That’s correct, it’s just an extension of the inmate service that we have had in the past and we have worked very well with this particular company. We think this is a benefit to the County; it’s a benefit to the Sheriff’s Office. They’re willing to give us a certain amount of money so that we can go ahead and try to see if we can get what is known as GPS, a Global Positioning System; that’s for the units, for the safety of the people and for the safety of the officers and to better response. The other is additional bonus that would come to the County Budget.”

Commissioner Garza-“My concern here, Sheriff Lucio, is that we’re agreeing to extend the contract through July 2nd of 2010 for \$200,000, right?”

Sheriff Lucio-“That’s right”

Commissioner Garza-“And we have not gone out for bids. We have not seen what service or what an RFP (Request for Proposal) might bring to us if we went out for RFP’s. I just don’t want to sell ourselves short. That’s my bottom line. The last time when they came on they gave us \$400,000?”

Sheriff Lucio-“Probably so Commissioner. At the time when we first made a deal with these people we got about \$200,000 and we got all the Sheriff’s Office equipment that we needed as far as bringing up the new technology such as computers, that we didn’t have at the time and that the County, at that particular time did not have enough funds to go ahead and get the kind of equipment that we needed. And later on we did get additional money and right now it’s for an extension of two years for \$200,000. I believe it is a good deal. I don’t see any problems with it and we’ve discussed this with Legal and under the State contract we can extend it for two years and that’s what we’re looking at without going through all of these types of proposals.”

Commissioner Garza-“I understand it’s a license agreement and we can do it. I just want to not short change us in this contract being worth more than \$200,000 in 2008.”

Judge Hinojosa-“Well I think it’s incorrect to say that it’s worth \$200,000. I mean we make a whole bunch of money off this contract from the inmates on a yearly basis. I don’t remember what the total revenue that we get but it’s somewhere in the \$300,000-\$400,000 range, in addition to the \$200,000; this is just a bonus.”

Sheriff Lucio-“It’s a bonus”

Judge Hinojosa-“So we’re not letting them use our phones for \$200,000. I just wanted to clarify that; we generate an enormous amount of money. When we negotiated this contract, last time around, it was a negotiated contract and we let people propose and we negotiated with this particular company and got the best, this deal; which was far beyond than what we had got from any other company. I think that what the Sheriff is suggesting is that we’ve been working well with them. They’re still generating a significant amount of income for the County and an extension of \$200,000, at this time, an extension of two years with an additional bonus of \$200,000 is something that he recommends given the track record of this company; both in terms of providing service and in terms of generating income for the County. I don’t think there’s anything wrong with that. I have not heard a single person complain about this except families of inmates that are not liking to get these bills when they’re calling in, but that’s an issue that we don’t have any control over.”

Sheriff Lucio-“We’ve had experience with these companies Commissioner Garza and really this is one of the best ones that we have dealt with and we have dealt with several companies throughout the years. I try to look out for the best interest of the County and we continue to do that, as far as that goes. We feel that this time this is something that is worthwhile.”

Judge Hinojosa-“Ok, any other questions?”

Commissioner Tamayo-“And again the \$200,000 is the bonus for extending it two years.”

Sheriff Lucio-“That’s a bonus, it’s not the money that comes from the phone; this is just the bonus. And if at any time for whatever reason things don’t work out the way we want to we can always go ahead and in other words, if they don’t give the service that we have demanded and that we require from this company, then we will take action as we see fit.”

Commissioner Garza-“Well please don’t misunderstand my question. I know we’re making money. On the contrary, I think we’re making too much money off a population that’s incarcerated because I’ve seen some of those folks that come with their phone bills and see the kind of charges they get when they accept a collect call from an inmate. My concern is simply, you know, if we need to extend the contract now without going out for RFPs there

could be other people out there that would be willing to provide the service; we don't know. My only concern is the unknown, not the known. I like the contract we have now where it is providing revenues, but it is just a matter of two years extending on a license with the unknown of what it's really worth to this County. That's my only concern."

Judge Hinojosa-"Ok, any other comments? Do I hear a motion to approve?"

Commissioner Tamayo-"So moved"

Commissioner Wood-"Second"

Judge Hinojosa-"Any further discussion? All those in favor signify by stating 'aye'"

Commissioner Tamayo, Commissioner Wood and Commissioner Benavides-"Aye"

Judge Hinojosa-"Opposed?"

Commissioner Garza-"Nay"

Judge Hinojosa-"Motion carries"

The Agreement is as follows:

(9) **CONSIDERATION AND POSSIBLE ACTION REGARDING THE BOOTCAMP VOCATIONAL PROGRAM. (TR-JUVENILE)**

Mr. Tommy Ramirez, Chief Juvenile Probation Officer, stated that he approached the Court in mid-2005 regarding the possible implementation of a vocational trade program and the creation of a budget for the program. He stated that the Court requested that a funding source be identified before the budget was to be created. He informed the Court that he has been generating revenue for the prospective budget by leasing of (5) beds in the boot camp to other counties in Texas. He noted that in 2005 \$56,000 was generated from leasing the beds, in 2006 \$104,770 was generated and the revenue for the current fiscal year is at \$13,000.

Mr. Ramirez asked the Court to create a budget in the amount of \$75,000. He pointed out that the program has not required any additional monies from the General Fund.

Judge Hinojosa expressed support for the vocational program.

Commissioner Tamayo noted that many of the juveniles in the program come from low-income families and the vocational program is tool that can assist in making a better life for the youths and their families.

Commissioner Garza clarified that the current funding source will be used as revenue for the budget.

Commissioner Garza moved to approve the establishing of a budget for the Boot camp Vocational Program.

The motion was seconded by Commissioner Wood and carried unanimously.

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 ITEMS:

Item No. 19:

Commissioner Garza clarified that Ms. Galvan's first name is Mari.

Commissioner Tamayo moved to approve the "Consent and Travel Items".

The motion was seconded by Commissioner Garza and carried unanimously.

(10) **CONSIDERATION AND APPROVAL OF AMENDMENT TO CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND TEXAS DEPARTMENT OF STATE HEALTH SERVICES INFECTIOUS DISEASE INTERVENTION AND CONTROL BRANCH. (YS-HEALTH) (Contract No. 2006C11078)**

The Contract is as follows:

(11) **CONSIDERATION AND ADOPTION OF A PROCLAMATION DECLARING THE DAY OF NOVEMBER 17, 2006 AS "SALVATION ARMY NATIONAL CHRISTMAS PROGRAM DAY." (COMM. COURT)**

The Documentation is as follows:

- (12) **CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING THE SOUTHWEST KEY JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM INC. FOR THEIR MANY SERVICES TO AT RISK YOUTH IN CAMERON COUNTY. (COMM. COURT)**
The Documentation is as follows:
- (13) **CONSIDERATION AND POSSIBLE APPROVAL OF AGREEMENT WITH REVELES CARPET SERVICE FOR CARPET AND TILE INSTALLATION AT THE CAMERON COUNTY ANNEX BUILDING IN SAN BENITO. (RB-LEGAL) (Contract No. 2006C11075)**
The Contract is as follows:
- (14) **CONSIDERATION AND AUTHORIZATION TO PURCHASE PLAYGROUND EQUIPMENT FROM MIRACLE PLAYGROUND FOR THE LOS INDIOS PARK VIA THE STATE OF TEXAS – TASB – BUY BOARD – COOPERATIVE PURCHASING AGREEMENT FOR CAMERON COUNTY PARKS AND RECREATION DEPARTMENT. (JM-PARK SYSTEM)**
- (15) **CONSIDERATION AND AUTHORIZATION FOR CAMERON COUNTY PARKS AND RECREATION TO PURCHASE A CELLULAR PHONE AND SERVICE FROM SPRINT PCS, INC., FOR THE ANDY BOWIE PARK MANAGER. (JM-PARK SYSTEM)**
- (16) **CONSIDERATION AND APPROVAL OF A DRAFT AND AUTHORIZATION TO ADVERTISE FOR CONSULTING SERVICES FOR DESIGN AND EVALUATION OF REQUEST FOR PROPOSALS FOR CAMERON COUNTY SELF FUNDED HEALTH PLAN ADMINISTRATION, STOP LOSS, AGGREGATE STOP LOSS, PREFERRED PROVIDER ADMINISTRATIVE SERVICES, AND EMPLOYEE ASSISTANCE PROGRAM – RFQ #0611032. (MF-PURCHASING)**
The Documentation is as follows:
- (17) **CONSIDERATION AND AUTHORIZATION UTILIZE BUT BOARD INTER-LOCAL COOPERATIVE PURCHASING AGREEMENT FOR JANITORIAL SUPPLIES: LINERS & PAPER PRODUCTS #2300-2. (MF-PURCHASING)**
The Documentation is as follows:
- (18) **CONSIDERATION AND AUTHORIZATION TO OPEN ENGINEERING & DESIGN SERVICES FOR LAURELES PARK – RFQ #060902. (MF-PURCHASING)**
- (19) **CONSIDERATION AND POSSIBLE SELECTION OF EVALUATION COMMITTEE FOR ENGINEERING & DESIGN SERVICE FOR LAURELES PARK – RFQ #060902: JAVIER MENDEZ, MARIA GALVAN, REMI GARZA, ERNEST HINOJOSA AND HONDO GARCIA. (MF-PURCHASING)**
- (20) **CONSIDERATION AND ACCEPTANCE OF A RIGHT OF ENTRY AND POSSESSION FOR PRIMERA ROAD, PARCEL 52, IN THE PRIMERA, PRECINCT NO. 4 AREA. (PS-DEPT. OF TRANSPORTATION)**
- (21) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR PELICAN POINTE SUBDIVISION PHASE II, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (22) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM OCTOBER 20, 2006 TO OCTOBER 20, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT EAGLE ESTATES SUBDIVISION, SECTION 1, PRECINCT NO. 4 (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:

TRAVEL ITEMS

- (23) **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) ASSISTANT AUDITOR/PURCHASING, TO TRAVEL TO AUSTIN, TX, ON 11/14-15/06, TO ATTEND PURCHASING CONFERENCE & TRAINING.
- (B) JUVENILE PROBATION EMPLOYEES (4), TO TRAVEL TO WESLACO, TX, ON 11/15/06, TO ATTEND "TURNING BOXES INTO CIRCLES OF CARING CONFERENCE."
- (C) JUVENILE PROBATION EMPLOYEE, TO TRAVEL TO MCALLEN, TX, ON 11/18/06, TO ATTEND "INTERACTIVE WORKSHOPS."
- (D) W.C.S./CLINIC SUPERVISOR, TO TRAVEL TO SAN MARCOS, TX, ON 12/5-8/06, TO ATTEND A LACTATION COUNSELING AND PROBLEM SOLVING.
- (E) DEPARTMENT OF HEALTH AND HUMAN SERVICES DIRECTOR OF OPERATIONS, TO TRAVEL TO SAN ANTONIO, TX, ON 11/15-17/06, TO ATTEND THE TEXAS INDIGENT HEALTH CARE ASSOCIATION (TIHCA) 2006 CONFERENCE.
- (F) SHERIFF'S DEPARTMENT SERGEANT AND DEPUTY, TO TRAVEL TO SAN ANTONIO, TX, ON 11/13-17/06, TO ATTEND 13TH ANNUAL SOUTHWESTERN CRISES NEGOTIATION TRAINING CONFERENCE.
- (G) JUSTICE OF THE PEACE PRECINCT 7, PLACE 2 EMPLOYEE TO TRAVEL TO SAN ANTONIO, TX, ON 12/6-8/06, TO ATTEND ADVANCE CLERK TRAINING SEMINAR.
- (H) JUSTICE OF THE PEACE PRECINCT 7, PLACE 2 EMPLOYEE TO TRAVEL TO SAN ANTONIO, TX, ON 12/6-8/06, TO ATTEND SEMINAR FOR NEW CLERKS.
- (I) UNIFIED NARCOTICS INTELLIGENCE TASK FORCE DIRECTOR AND ANALYST, TO TRAVEL TO CORPUS CHRISTI, TX, ON 11/5-7/06, TO ATTEND QUARTERLY INTELLIGENCE MEETING.

- (10) CONSIDERATION AND APPROVAL OF AMENDMENT TO CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND TEXAS DEPARTMENT OF STATE HEALTH SERVICES INFECTIOUS DISEASE INTERVENTION AND CONTROL BRANCH. (YS-HEALTH) (Contract No. 2006C11078)**
The Contract is as follows:

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The Contract is as follows:

- (16) **CONSIDERATION AND APPROVAL OF A DRAFT AND AUTHORIZATION TO ADVERTISE FOR CONSULTING SERVICES FOR DESIGN AND EVALUATION OF REQUEST FOR PROPOSALS FOR CAMERON COUNTY SELF FUNDED HEALTH PLAN ADMINISTRATION, STOP LOSS, AGGREGATE STOP LOSS, PREFERRED PROVIDER ADMINISTRATIVE SERVICES, AND EMPLOYEE ASSISTANCE PROGRAM – RFQ #0611032. (MF-PURCHASING)**
The Documentation is as follows:

- (17) **CONSIDERATION AND AUTHORIZATION UTILIZE BUT BOARD INTER-LOCAL COOPERATIVE PURCHASING AGREEMENT FOR JANITORIAL SUPPLIES: LINERS & PAPER PRODUCTS #2300-2. (MF-PURCHASING)**
The Documentation is as follows:

- (21) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR PELICAN POINTE SUBDIVISION PHASE II, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:

- (22) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM OCTOBER 20, 2006 TO OCTOBER 20, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT EAGLE ESTATES SUBDIVISION, SECTION 1, PRECINCT NO. 4 (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:

SUPPLEMENTAL AGENDA

ACTION ITEMS

- (1) **CONSIDERATION AND POSSIBLE ACTION REGARDING THE ISSUANCE OF BONDS, CAMERON COUNTY, TEXAS CERTIFICATES OF OBLIGATION SERIES 2006, FOR THE CONSTRUCTION, RENOVATION AND EXPANSION OF THE CAMERON COUNTY PARK SYSTEMS, TO INCLUDE BUT NOT LIMITED TO ADDITIONAL COUNTY PARKS AND FACILITIES IN THE COMMUNITIES OF LA PALOMA, EL RANCHITO, CAMERON PARK, LAURELES, SAN PEDRO, RIO HONDO, ISLA BLANCA PARK AND THE CONSTRUCTION OF A BOYS AND GIRLS CLUB IN SANTA ROSA, TX IN AN AMOUNT NOT TO EXCEED \$8 MILLION. (GH-COUNTY JUDGE) (Order No. 2006O11015)**

Judge Hinojosa stated that the Boys and Girls Club of Santa Rosa was added as that project is only short approximately \$50,000. He added that \$540,000 has been allocated for this project from the federal government and an application has been submitted to the Meadows Foundation.

Mr. Dave Gordon, of Estrada Hinojosa & Co., presented the Certificates of Obligation Series 2007 Plan of Finance. He referred to page (2) of the plan and informed the Court that the actual project funds that would be available are \$7.6 million. He noted that an initial contribution would be due in August 2007. He stated that the current plan would not require a tax rate increase, granting a 5% growth rate of the net assessed value and the property tax collection rate holds at 94%.

Judge Hinojosa asked for clarification as to the total amount is to be borrowed.

Mr. Gordon responded that \$8 million is the amount that can be borrowed and the net amount would be \$7.677 million. He added that the County could borrow more if they elect to.

Judge Hinojosa asked for Mr. Gordon's recommendation on what the County should borrow, based on the projections presented in the plan of finance.

Mr. Gordon replied that \$8 million is the par amount and the \$7.677 million is the net of issuance cost.

Commissioner Garza asked about the cost of maintenance and operation.

Mr. Gordon responded that he did not have an opportunity to address this issue and will have to speak with staff regarding the cost of maintenance and operation.

Mr. Mark Yates, County Auditor, informed the Court that the Park System earned a net income of \$11,000 last year and includes \$600,000 of depreciation. He added that there are reserves in case of a serious disaster for the Parks System. He stated that borrowing \$8 million would equate to a debt service annually of \$600,000.

Mr. Yates advised the Court that there is a specific time in which you can spend borrowed money.

Mr. Gordon added that there are specific arbitrage requirements in terms of spending tax exempt obligations.

Mr. Yates requested a timeline so that the expenditures can take place in a 24-month period.

Commissioner Tamayo added Mr. Javier Mendez, Parks Director, is currently working on a timeline.

Mr. Remi Garza, Assistant County Administrator, clarified that the list of parks should include E.K. Atwood Park, Los Indios Park, Rio Hondo Park, La Paloma Park, Cameron Park, Laureles Park, a Skate park at Isla Blanca Park, Browne Road Social Services, Highway 48 Road Ramp, Santa Rosa Boys and Girls Club, and the El Ranchito Park.

Commissioner Garza moved to approve the issuance of the bonds for the Construction, Renovation and Expansion of the Cameron County Park Systems.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Documentation is as follows:

(3) CONSIDERATION AND AUTHORIZATION TO ISSUE AND ADVERTISE REQUEST FOR QUALIFICATION FOR DESIGN SERVICES FOR THE DEVELOPMENT OF THE FOURTH FLOOR FAMILY COURT AREA TO INCLUDE A CHILD FRIENDLY ENVIRONMENT, PRIVATE INTERVIEW ROOMS FOR FAMILY MEMBERS, COURTROOMS AND OFFICE SPACE FOR COURT RELATED SOCIAL SERVICES. (GH-COUNTY JUDGE)

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, Authorization To Issue And Advertise Request For Qualification For Design Services For The Development Of The Fourth Floor Family Court Area To Include A Child Friendly Environment, Private Interview Rooms For Family Members, Courtrooms And Office Space For Court Related Social Services was approved.

(4) CONSIDERATION AND POSSIBLE ACTION REGARDING THE COUNTY'S SUPPORT OF EFFORTS AND OPERATION OF THE CAMERON COUNTY CHILD WELFARE BOARD. (GH-COUNTY JUDGE)

Judge Hinojosa recommended adding the Child Welfare Board as a component of Cameron County.

Commissioner Garza suggested that a budget be presented to the Court for consideration regarding the addition of the Cameron County Child Welfare Board.

Mr. Remi Garza, Assistant County Administrator, asked the Court to authorize the Budget Officer to work with representatives from the Child Welfare Board to create a budget and to determine any possible funding sources.

Commissioner Garza asked if the Child Welfare Board is a 501 (c) (3) organization.

Mr. Remi Garza replied that the Board is created by the legislature and the members are appointed by the County Judge.

Judge Hinojosa clarified that the members are appointed by the entire Commissioners' Court and added that the Child Welfare Board is a State-created board.

Commissioner Tamayo moved to approve the concept that the Child Welfare Board be made a part of the Cameron County government system and that a proposal be submitted as to how to implement the process.

The motion was seconded by Commissioner Garza and carried unanimously.

SUPPLEMENTAL AGENDA

TRAVEL ITEMS

- (1) **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) **COMMISSIONER PRECINCT NO. 2, DEPARTMENT OF TRANSPORTATION DIRECTOR, ASSISTANT DIRECTOR, COUNTY AUDITOR AND ASSISTANT COUNTY ADMINISTRATOR, TO TRAVEL TO OMAHA, NE, ON 1/14-16/06, TO MEET WITH UNION PACIFIC OFFICIALS REGARDING COUNTY RAIL PROJECTS.**

Mr. Remi Garza, Assistant County Administrator, asked that the Travel Item be amended to replace the Assistant County Administrator with Mr. Richard Burst, Legal Counsel.

Commissioner Tamayo moved to approve the Supplemental Travel Item No. 1 (A) with the amendment that Legal Counsel replace the Assistant County Administrator.

The motion was seconded by Commissioner Garza and carried unanimously.

EXECUTIVE SESSION

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 11:41 A.M. to discuss the following matters:

- (24) **EXECUTIVE SESSION:**

- (A) **DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF REAL PROPERTY RELATING TO PARKING 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) **DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 137, PRIMERA ROAD IN THE PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

SUPPLEMENTAL AGENDA

EXECUTIVE SESSION

- (2) **EXECUTIVE SESSION:**

- (A) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE CLAIM OF ISABEL CASTILLO, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A) & (2).**
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Upon motion by Commissioner Wood, seconded by Commissioner Garza and carried unanimously, the Court reconvened into Regular Session at 11:55 A.M. to discuss the following matters:

(25) ACTION RELATIVE TO EXECUTIVE SESSION:

- (A) **DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF REAL PROPERTY RELATING TO PARKING 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.**

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

- (C) **DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 137, PRIMERA ROAD IN THE 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 \$2,600 was approved.

(3) ACTION RELATIVE TO EXECUTIVE SESSION:

- (A) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE CLAIM OF ISABEL CASTILLO, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A) & (2).**

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Status Report by Legal Counsel was acknowledged and authorization to proceed as discussed in Executive Session was approved.

There being no further business to come before the Court, upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the meeting was **ADJOURNED** at 11:56 A.M.

APPROVED this 28th day of **November 2006**

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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