

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 7th day of December 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 Darrell B. Hester.

THE COURT MET AT:

9:45 A.M.

PRESENT:

GILBERTO HINOJOSA
COUNTY JUDGE

SOFIA C. 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 Hinojosa at 9:45 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 December 4, 2006 at 9:37 A.M.:

EXECUTIVE SESSION

Upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, the Court met in Executive Session at 9:47 A.M. to discuss the following matters:

(40) 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) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING AUTOPSY ISSUES INCLUDING THE POTENTIAL LOSS OF AUTOPSY CAPABILITIES IN COUNTY, CONTRACTING WITH A PATHOLOGIST OR ESTABLISHING A MEDICAL EXAMINER, AND THIS ISSUE'S IMPACT ON CRIMINAL PROSECUTION ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STAT 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 RED RIVER SERVICE CORPORATION'S PROPOSAL FOR CONTRACT EXTENSION, 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) TO DELIBERATE THE APPOINTMENT OF THE DIRECTOR OF ADMINISTRATIVE SERVICES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.074.**

Upon motion by Commissioner Garza, seconded by Commissioner Wood and carried unanimously, the Court reconvened into Regular Session at 1:33 P.M. to discuss the following matters:

(41) 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.**
- (C) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING AUTOPSY ISSUES INCLUDING THE POTENTIAL LOSS OF AUTOPSY CAPABILITIES IN COUNTY, CONTRACTING WITH A PATHOLOGIST OR ESTABLISHING A MEDICAL EXAMINER, AND THIS ISSUE'S IMPACT ON CRIMINAL PROSECUTION ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT OF THE STAT BAR OF TEXAS**

CLEARLY CONFLICTS WITH THIS CHAPTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).

Upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, Executive Session Items No. 41 (A), (B) and (C) were **TABLED**.

- (D) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING RED RIVER SERVICE CORPORATION'S PROPOSAL FOR CONTRACT EXTENSION, 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).**

Commissioner Garza moved to acknowledge the Status Report by Legal Counsel.

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

AYE: Commissioner Garza, Commissioner Wood and Commissioner Benavides

NAY: None

ABSTAIN: Commissioner Tamayo

The Affidavit is as follows:

(E) **TO DELIBERATE THE APPOINTMENT OF THE DIRECTOR OF ADMINISTRATIVE SERVICES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.074.**

Judge Hinojosa-“Do I hear a motion on that?”

Commissioner Benavides-“So moved”

Judge Hinojosa-“Motion to do what?”

Commissioner Benavides-“Oh, I’m sorry”

Commissioner Garza-“I move to table the action on this item Judge”

Judge Hinojosa-“There’s a motion to table”

Commissioner Tamayo-“and I’ll second that motion”

Judge Hinojosa-“Motion to table by Commissioner Garza and a second by Commissioner Tamayo. Any further discussion? All those in favor signify by stating ‘aye’”

Commissioner Garza and Commissioner Tamayo-“Aye”

Judge Hinojosa-“All those opposed?”

Commissioner Wood, Commissioner Benavides and Judge Hinojosa-“Nay”

Judge Hinojosa-“Motion to table fails. Do I hear a motion now?”

Commissioner Wood-“I think I’ll make a motion Judge. I do want to say that we had a lot of excellent applicants. I think a total of about 17 applied and we interviewed everyone that was here today and we had good interviews and some good responses. I think there’s lot of things we could have done. If we had 14 jobs open we would have a place for all of them to work. Having said that, I think in my mind I would like to make a motion to engage the services of Remi Garza for the position of Director of Administrative Services. That’s my motion.”

Judge Hinojosa-“Let me just clarify Commissioner Wood; at the terms of the motion, in terms of pay.”

Commissioner Wood-“At the pay he currently has right now at this point”

Judge Hinojosa-“There’s a motion. Is there a second?”

Commissioner Benavides-“So moved, second”

Judge Hinojosa-“Any further discussion? All those in favor signify by stating ‘aye’”

Commissioner Wood, Commissioner Benavides and Judge Hinojosa-“Aye”

Judge Hinojosa-“Opposed?”

Commissioner Garza-“Nay”

Commissioner Tamayo-“And I’ll abstain and Judge I would like to make a comment. With all due respect to all the applicants, we had outstanding applicants, but after studying this issue what I prefer doing, what I had preferred doing is putting this cluster. Because restructuring is important and I commend you Judge for starting that

process. We've had phase one and phase two that have been successful, but after a lot of research and trying to see what would be the best process to continue I had preferred that we put this cluster under our Director of Transportation (Pete Sepulveda) and then continue developing our restructuring process. Overall, looking at it globally and so with all due respect to all of the people that can before us and applied I was impressed with the number of applicants that we had and the quality and the expertise that they showed and I thank them for having participated, but I wanted to make that statement so that things will be clarified why I seconded that motion to table and why I abstained."

Commissioner Garza-"And I would also like to make a statement. It in no way shape of form any disrespect for the applicant that was chosen by this Commissioners' Court. My only issue was, has been and is the timing of when it's occurring. Had I been voting probably the first week of January I think Remi Garza would expect to receive my full support because I think out of all the candidates that we had present, he clearly has and has shown probably the best qualified for the job to be done and I whole heartedly will support the majority of this Court once a decision is taken. I know how it works, but publicly the timing I don't agree with."

Commissioner Tamayo-"I didn't have a problem with the timing. Restructuring needed to be continued and the timing had nothing to do. It's just the fact that I felt like we needed to look at this process from a different direction."

Judge Hinojosa-"Thank you Commissioner. Motion carries."

(1) **PUBLIC COMMENTS.**

None were presented.

PRESENTATIONS

(2) **PRESENTATION OF A PROCLAMATION DECLARING THE DAY OF NOVEMBER 17, 2006 AS "SALVATION ARMY NATIONAL CHRISTMAS PROGRAM DAY."(COMM. COURT)
(NO ACTION TAKEN)**

ACTION ITEMS

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

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

The Budget Amendments, Line Item Transfers and/or Salary Schedules are as follows:

(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 Tamayo and carried as follows:

AYE: Commissioner Garza, Commissioner Tamayo, Commissioner Wood and Commissioner Benavides

NAY: None

ABSTAIN: Judge Hinojosa as to Warrant No. 00171718, made payable to Laguna Madre Water District, in the amount of \$65.33 and Warrant No. 00171808, made payable to the Southwest Key Program La Esperanza, in the amount of \$164,644.46.

The Claims and Affidavits are as follows:

(6) CONSIDERATION AND POSSIBLE ACTION TO AMEND PROFESSIONAL SERVICE AGREEMENT BETWEEN CAMERON COUNTY AND GUZMAN AND MUNOZ ENGINEERING & SURVEYING, INC. TO PROVIDE DESIGN SERVICES FOR THE EXPANSION OF THE CARLOS TAPIA BUILDING (ADULT PROBATION DEPARTMENT). (GH-COUNTY JUDGE)

Commissioner Garza inquired as to what the anticipated cost would be for the design of the expansion of the Carlos Tapia Building.

Judge Hinojosa recommended negotiating to secure the services of Guzman and Munoz Engineering & Surveying, Inc. for the design of the expansion of the Carlos Tapia Building and to have this item come back for approval by Commissioners' Court when an amount has been negotiated.

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, authorization to negotiate the securing of services with Guzman and Munoz Engineering & Surveying, Inc. to provide design services for the expansion of the Carlos Tapia Building (Adult Probation Department) was approved, with the recommendation as stated by Judge Hinojosa.

(8) CONSIDERATION AND POSSIBLE ACTION TO INITIATE THE RENOVATION OF THE 2ND FLOOR OF THE CAMERON COUNTY JUDICIAL BUILDING AND 3RD FLOOR OF THE ADMINISTRATIVE ANNEX, 964 E. HARRISON STREET, BROWNSVILLE, TEXAS.(AV-DISTRICT ATTORNEY)

NOTE: Commissioner Garza left the meeting at this time.

Mr. Marcelino Ibarra, Maintenance Director, informed the Court that cost estimates for this project are at \$734,404. He added that if the project is done in-house, after the Levi's Building is complete, the cost is projected to be at \$560,000.

Judge Hinojosa asked if there is any bond money available to fund this project.

Mr. Xavier Villarreal, Budget Officer, informed the Court that total bonds proceeds remaining is estimated at \$4.5 million and settlement proceeds are at estimated at \$10.5 million.

Judge Hinojosa asked if the remaining bond proceeds are unallocated.

Mr. Villarreal responded that at the current time there are no contracts or purchase orders tied to the bond proceeds. He advised the Court that in the original listing of the projects for the bond proceeds, \$4.4 million was listed for the Carrizalez-Rucker Detention Center for renovations.

Commissioner Wood added that clarification needs to be made on whether or not the bond proceeds can be used for this project.

Judge Hinojosa asked if the settlement proceeds can be utilized.

Mr. Villarreal replied in the affirmative.

Commissioner Tamayo moved to approve the Renovation of the 2nd Floor of the Cameron County Judicial Building and 3rd Floor of the Administrative Annex, 964 E. Harrison Street, Brownsville, Texas, to be done in-house by the Cameron County Maintenance Department subsequent to the completion of the Levi's Building and to utilize settlement proceeds for the funding of this project, which will be replenished by the bond proceeds that were obtained in the 2005 bond proceeds.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Documentation is as follows:

(15) CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION NO. 3 WITH S&B INFRASTRUCTURE FOR THE VETERANS BRIDGE EXPANSION PROJECT. (PS-DEPT. OF TRANSPORTATION)

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, Work Authorization No. 3 with S&B Infrastructure for the Veterans Bridge Expansion Project was approved.

The Documentation is as follows:

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- (5) **CONSIDERATION AND AUTHORIZATION TO ISSUE A PURCHASE ORDER IN THE AMOUNT OF \$197,599.95 TO THE HOUSTON-GALVESTON AREA COUNCIL (HGAC) FOR THE PURCHASE OF 155 MOTOROLA XTS BASIC MODEL PORTABLE RADIOS, 15 MOTOROLA IMPRESS MULTI-UNIT CHARGERS, INSTALLATION AND PROGRAMMING OF 155 RADIOS AND THE 1.5% HGAC FEE, FROM THE FUNDS AWARDED TO THE COUNTY UNDER THE 2006 COPS TECHNOLOGY GRANT. (TH-EMERGENCY MANAGEMENT)**

Upon motion by Commissioner Wood, seconded by Commissioner Benavides and carried unanimously, Authorization To Issue A Purchase Order In The Amount Of \$197,599.95 To The Houston-Galveston Area Council (HGAC) For The Purchase Of 155 Motorola XTS Basic Model Portable Radios, 15 Motorola Impress Multi-Unit Chargers, Installation And Programming Of 155 Radios And The 1.5% HGAC Fee, From The Funds Awarded To The County Under The 2006 Cops Technology Grant was approved.

The Documentation is as follows:

(7) **CONSIDERATION AND AUTHORIZATION TO COMPLETE FULL IMPLEMENTATION OF PHASE I OF THE “JUDICIAL DIALOG CASE MANAGEMENT AND DOCUMENT IMAGING RETRIEVAL SYSTEM.(AV-DISTRICT ATTORNEY)**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, authorization to complete full implementation of Phase I of the “Judicial Dialog Case Management and Document Imaging Retrieval System” was approved.

The Documentation is as follows:

NOTE: Commissioner Benavides left the meeting at this time.

(9) CONSIDERATION AND POSSIBLE APPROVAL OF CONSENT AGREEMENT TO ALLOW THE NATIONAL GUARD ENTRY UPON CAMERON COUNTY PROPERTY.(RB-CIVIL DIVISION) (Contract No. 2006C12104)

Upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, the Consent Agreement to Allow the National Guard Entry upon Cameron County Property was approved.

The Agreement is as follows:

(10) CONSIDERATION AND POSSIBLE ACTION REGARDING SALARY CHANGES WITHIN THE COUNTY CLERK'S OFFICE FUND 100-4030 – SLOT 10, SLOT 13, SLOT 4 AND SLOT 7. (JGR-COUNTY CLERK)

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, Salary Changes within the County Clerk's Office Fund 100-4030 – Slot 10, Slot 13, Slot 4 And Slot 7 was approved.

(11) CONSIDERATION AND POSSIBLE ACTION REGARDING THE CREATION AND IMPLEMENTATION OF A WARRANT OFFICER PROGRAM FOR THE JUSTICE OF THE PEACE. (RM-JUSTICE OF THE PEACE PCT. 4)

Judge Hinojosa asked if the Auditor's Office has certified the revenue the will be generated in order to created the positions. He added that the funding for the program is to be generated from the additional revenue that is to be collected from the outstanding warrants.

NOTE: Commissioner Benavides returned to the meeting.

Mr. Mark Yates, County Auditor, stated that the matter has been reviewed with several JP's and added that there are a number of citations outstanding that total anywhere from \$2 to \$5 million. He noted that a portion of those funds will go to the State of Texas.

Mr. Yates stated that there are sufficient funds, if collected, to operate the Warrant Officer Program for the Justice Of The Peace. He advised the Court that he will only certify the amount needs to fund the program and not the additional revenue collected.

Judge Hinojosa asked the amount needed to be certified to fund the program.

Mr. Yates replied that funding for one deputy would cost \$50,000 a year.

Judge Hinojosa asked what exactly is being requested.

Commissioner Wood mentioned that he was under the impression that the program was to begin with only one warrant officer and more staff would be added as needed.

Mr. Yates added that he has heard discussions involving one officer and three officers.

Commissioner Wood mentioned that, by statute, constables should be serving the warrants and collecting the funds themselves.

Mr. Yates concurred with Commissioner Wood.

Judge Hinojosa stated that the Commissioners' Court is in support of the program and asked what the amount needed is to fund the program and if that amount is adequate for Mr. Yates to certify the funding.

Mr. Yates asked to come back to the Court with an exact amount to be certified.

Commissioner Tamayo moved to approve the Creation and Implementation of a Warrant Officer Program for the Justice Of The Peace, subject to a report and recommendation from the Auditor's Office as to the amount to be funded for the program.

The motion seconded by Commissioner Benavides and carried as follows:

AYE: Commissioner Tamayo and Commissioner Benavides

NAY: Commissioner Wood

The Documentation is as follows:

NOTE: Judge Hinojosa left the meeting at this time.

**(12) CONSIDERATION AND APPROVAL OF LAYOUT FOR THE
PARKING LOT ADJACENT TO THE MAIN COURTHOUSE
PARKING LOT. (PS-DEPT. OF TRANSPORTATION)**

Mr. Pete Sepulveda, Department of Transportation Director, informed the Court that the cost for materials is approximately \$40,000 and the cost for labor and equipment is about \$30,000.

Commissioner Wood asked when the repaving of the parking lot will commence.

Mr. Sepulveda replied that the project will begin in a few weeks, pending a permit and review of the layout from the City of Brownsville.

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Layout for the Parking Lot Adjacent to the Main Courthouse Parking Lot was approved.

The Layout is as follows:

(1) PUBLIC COMMENTS.

Mr. Delton Lee, Harlingen resident, commented on Agenda Item No. 16 and asked that the R.V. rates not increase exponentially. He noted that the rate of inflation is less than 3.2%. He added that raising the rates will adversely affect all of South Padre Island as those persons whom reside at the R.V. Park will be spending less.

(13) CONSIDERATION AND APPROVAL OF HIRING ONE FOREMAN AND ONE SECRETARY FOR THE COLONIA CREW. (PS-DEPT. OF TRANSPORTATION)

Mr. Pete Sepulveda, Department of Transportation Director, informed the Court that in preparation for construction for the Cameron Park area, a foreman and a secretary are a necessity so that other in-house projects are kept on schedule. He added that any funds utilized will be reimbursed 100% by TxDOT.

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Hiring One Foreman and One Secretary for the Colonia Crew was approved.

(14) CONSIDERATION AND APPROVAL OF EXPENDITURES FOR THE REVENUE MARKETS, INC. TO DO A CONCEPTUAL LAYOUT OR DIAGRAM OF THE CONNECTIVITY OF ISLA BLANCA PARK WITH THE INTERNATIONAL BRIDGE SYSTEM TOLL COLLECTION SYSTEM FOR AN AMOUNT NOT TO EXCEED \$15,000.00 (PS-DEPT. OF TRANSPORTATION)

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, Expenditures For The Revenue Markets, Inc. To Do a Conceptual Layout or Diagram of the Connectivity of Isla Blanca Park with the International Bridge System Toll Collection System for an amount not to exceed \$15,000.00 was approved.

(16) CONSIDERATION AND POSSIBLE ACTION CONCERNING THE PROPOSED PARKS R.V. RATES INCREASES. (JM-PARKS)

Mr. Javier Mendez, Parks Director, informed the Court that the Parks Board recommended increasing the rates of the cabanas in addition to increasing the R.V. rates. He stated that an increase in the R.V. rates by 10% will generate \$321,569 and an increase by 15% will generate \$431,481.

Mr. Mendez advised the Court that Mark Yates, County Auditor, informed him that payments on the bond certificates of obligation will be approximately \$600,000 a year.

Mr. Xavier Villarreal, Budget Officer, informed the Court that one of the bond series for the Parks is due to be paid off for this fiscal year. He added that the annual payment for that bond series is \$175,000. He noted that the revenue generated the rate increase and the annual payment for the old bond series should be a sufficient amount to cover the annual payment for the new bond series.

Commissioner Wood asked for clarification as to the Parks Board recommendation for the rate increase.

Mr. Mendez responded that the Parks Board motioned to present to the Commissioners' Court a recommendation of a 10% increase to the R.V. rates with a schedule of timelines, increase the cabana rates and add the restrooms to the list of capital improvements.

Commissioner Tamayo asked for elaboration on the timelines.

Mr. Mendez responded that he advised the Parks Board that the timeline should be within one year, depending on when the funds are distributed, when the funds can be spent and the time of year.

Commissioner Wood suggested receiving additional information from the Budget Officer, County Auditor and the County's financial advisor.

Commissioner Tamayo moved to table this item.

The motion was seconded by Commissioner Benavides and carried unanimously.

(17) **CONSIDERATION AND AUTHORIZATION TO UTILIZE THE INFORMAL BID PROCESS AND AWARD TO THE LOWEST BIDDER (NEW LOOK PAINTING) THE PAINTING OF ALL EXTERIOR WINDOW FRAMES AT THE DANCY BUILDING, 1100 E. MONROE STREET, BROWNSVILLE, TEXAS, ESTIMATED TO BE MORE THAN \$15,000.00 BUT LESS THAN \$25,000.00. (MI-MAINTENANCE)**

Mr. Marcelino Ibarra, Maintenance Director, informed the Court that the lowest bid received was \$22,000.

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, Authorization to Utilize the Informal Bid Process and Award to the Lowest Bidder (New Look Painting) The Painting of All Exterior Window Frames at the Dancy Building, 1100 E. Monroe Street, Brownsville, Texas, Estimated to Be More Than \$15,000.00 But Less Than \$25,000.00 was approved, subject to review by Legal Counsel.

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 ITEMS:

Item No. 18:

Mr. Richard Burst, Legal Counsel, recommended the following bond amounts for the term beginning January 1, 2007 be established for:

County Judge-Elect Carlos Cascos at \$10,000
County Court at Law Judge-Elect Laura L. Betancourt at \$10,000
County Court at Law Judge-Elect Arturo A. (Art) McDonald at \$10,000
County Court at Law Judge Daniel T. Robles at \$10,000
Justice of the Peace Rolando Muniz at \$5,000
Justice of the Peace Bennie Ochoa at \$5,000
Justice Of The Peace-Elect Antonio "Tony" Torres at \$5,000
Justice Of The Peace David Garza at \$5,000
Justice Of The Peace David A. Wise at \$5,000
Justice Of The Peace-Elect Gustavo (Gus) Garza at \$5,000
Justice Of The Peace Dan Sanchez at \$5,000

Commissioner Wood clarified the addition of Justice of the Peace Rolando Muniz to Consent Item No. 18.

Mr. Richard Burst, Legal Counsel, responded that the list of elected officials was obtained from the Elections Department and Judge Muniz was omitted from the list.

Commissioner Tamayo moved to amend the item to include Justice of the Peace Rolando Muniz and to approve the bond amount for the aforementioned new or re-elected County officials, as recommended by Legal Counsel.

The motion was seconded by Commissioner Benavides and carried unanimously.

Item No. 19:

Mr. Richard Burst, Legal Counsel, recommended the bond for District Clerk Aurora De La Garza for the term beginning January 1, 2007 be established at \$100,000.

Commissioner Tamayo moved to approve the bond for the District Clerk as recommended by Legal Counsel.

The motion was seconded by Commissioner Benavides and carried unanimously.

Item No. 20:

Mr. Richard Burst, Legal Counsel, recommended the bond for County Clerk Joe G. Rivera for the term beginning January 1, 2007 be established at \$500,000.

Commissioner Tamayo moved to approve the bond for the County Clerk as recommended by Legal Counsel.

The motion was seconded by Commissioner Benavides and carried unanimously.

Item No. 21:

Mr. Richard Burst, Legal Counsel, recommended the bond for County Treasurer for the term beginning January 1, 2007 be established at \$250,000.

Commissioner Tamayo moved to approve the bond for the County Treasurer as recommended by Legal Counsel.

The motion was seconded by Commissioner Benavides and carried unanimously.

Commissioner Tamayo moved to approve Consent Items No. 22 through 38 and Travel Item No. 39 (A) & (B).

The motion was seconded by Commissioner Benavides and carried unanimously.

(18) CONSIDERATION AND APPROVAL OF BOND AMOUNT FOR THE FOLLOWING NEW OR RE-ELECT COUNTY OFFICIALS:

CARLOS CASCOS, COUNTY JUDGE - \$1000 TO \$10,000
ARTURO A. (ART) MCDONALD, COUNTY COURT AT LAW JUDGE NO. 1 - \$1,000-\$10,000
LAURA BETANCOURT, COUNTY COURT AT LAW JUDGE NO. 2 - \$1,000-\$10,000
DANIEL T. ROBLES, COUNTY COURT AT LAW JUDGE NO. 3 - \$1,000-\$10,000
BENNIE OCHOA, III, JUSTICE OF THE PEACE, PCT 1 – NOT MORE THAN \$5,000
ANTONIO “TONY” TORRES, JUSTICE OF THE PEACE, PCT. 2, PLC. 2 - NOT MORE THAN \$5,000
DAVID GARZA, JUSTICE OF THE PEACE, PCT. 3, PLC. 2 - NOT MORE THAN \$5,000
DAVID A. WISE, JUSTICE OF THE PEACE, PCT. 5, PLC 2 - NOT MORE THAN \$5,000
GUSTAVO (GUS) GARZA, JUSTICE OF THE PACT PCT. 6, NOT MORE THAN \$5,000
DAN SANCHEZ, JUSTICE OF THE PEACE, PCT. 7, PLC. 2 - NOT MORE THAN \$5,000

The Documentation is as follows:

(19) CONSIDERATION AND APPROVAL OF BOND FOR THE DISTRICT CLERK IN THE AMOUNT OF \$100,000.00 MADE PAYABLE TO THE GOVERNOR, PURSUANT TO LOCAL GOVERNMENT CODE, SECTION 51.302 (A)(4).(RB-CIVIL LEGAL DIVISION)

The Documentation is as follows:

(20) CONSIDERATION AND APPROVAL OF BOND FOR THE COUNTY CLERK IN THE AMOUNT OF \$500,000.00 MADE PAYABLE TO CAMERON COUNTY, PURSUANT TO LOCAL GOVERNMENT CODE, SECTION 82.001.(RB-CIVIL LEGAL DIVISION)

The Documentation is as follows:

(21) CONSIDERATION AND APPROVAL OF BOND FOR THE COUNTY TREASURER IN THE AMOUNT OF \$500,000.00 MADE PAYABLE TO THE COUNTY JUDGE, PURSUANT TO LOCAL GOVERNMENT CODE, SECTION 83.002(A).(RB-CIVIL LEGAL DIVISION)

The Documentation is as follows:

(22) CONSIDERATION AND POSSIBLE ACTION REGARDING THE RENEWAL OF PROFESSIONAL SERVICES AGREEMENT BETWEEN CAMERON COUNTY AND DR. JAMES A. FREEBERG. (COMM. CT.)

(23) CONSIDERATION AND AUTHORIZATION FOR JUSTICE OF THE PEACE-ELECT, TONY TORRES, TO ATTEND JUSTICE OF THE PEACE STAGE I, TWENTY HOUR FOUNDATIONAL SEMINAR FOR NEWLY ELECTED JUSTICES OF THE PEACE. (COMM. CT.)

The Documentation is as follows:

(24) CONSIDERATION AND AUTHORIZATION TO RELEASE TWO (2) SECURITIES HELD BY THE FEDERAL RESERVE BANK ON THE COUNTY’S BEHALF THAT SECURE THE COUNTY DEPOSITS WITH FIRST NATIONAL BANK. (EG-TREASURER)

The Documentation is as follows:

(25) CONSIDERATION AND APPOINTMENT OF MR. RUBEN GALLEGOS, JR. TO THE CAMERON COUNTY REGIONAL MOBILITY AUTHORITY BOARD OF DIRECTORS TO REPLACE LAURA BETANCOURT, COUNTY COURT AT LAW 2 JUDGE-ELECT.(GH-COUNTY JUDGE)

(26) CONSIDERATION AND APPOINTMENT OF MR. EFRAM FLORES, JR., TO THE CAMERON COUNTY HOUSING FINANCE BOARD OF DIRECTORS.(GH-COUNTY JUDGE)

- (27) **CONSIDERATION AND APPOINTMENT OF MR. THOMAS NOBLE AS RESIDENT BOARD COMMISSIONER TO THE CAMERON COUNTY HOUSING AUTHORITY BOARD OF DIRECTORS.(GH-COUNTY JUDGE)**
The Documentation is as follows:
- (28) **CONSIDERATION AND ACKNOWLEDGMENT OF THE QUARTERLY INVESTMENT REPORT, FOR THE QUARTER ENDING SEPTEMBER 30, 2006 ON INVESTMENTS OF COUNT FUNDS.(EG-TREASURER)**
The Report is as follows:
- (29) **CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING DR. ROMEO MONTALVO ON THE OCCASION OF HIS 60TH BIRTHDAY. (COMM. CT.)**
- (30) **CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING BRIAN SALAZAR FOR HIS MANY YEARS OF SERVICE TO CAMERON COUNTY. (COMM. CT.)**
- (31) **CONSIDERATION AND APPROVAL OF MEMBERSHIP DUES IN THE AMOUNT OF \$15,000.00 FOR THE ALLIANCE FOR I-69.(PS- DEPT. OF TRANSPORTATION)**
- (32) **CONSIDERATION AND ACCEPTANCE OF A RIGHT OF ENTRY AND POSSESSION FOR PRIMERA ROAD, PARCEL 41, IN THE PRIMERA, PCT. 4 AREA.(PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (33) **CONSIDERATION AND ACCEPTANCE OF A RIGHT OF WAY ENTRY AND POSSESSION FOR PRIMERA ROAD, PARCEL 123, IN THE PRIMERA, PCT. 4 AREA.(PS-DEPT OF TRANSPORTATION)**
The Documentation is as follows:
- (34) **CONSIDERATION AND ACCEPTANCE OF A RIGHT OF WAY ENTRY AND POSSESSION FOR PRIMERA ROAD, PARCEL 22, IN THE PRIMERA, PCT. 4 AREA.(PS-DEPT OF TRANSPORTATION)**
The Documentation is as follows:
- (35) **CONSIDERATION AND AUTHORIZATION TO ACCEPT HIDDEN OAKS DRIVE AND HIDDEN OAKS CIRCLE LOCATED IN HIDDEN OAKS SUBDIVISION, PCT. 2, AS RECORDED IN CABINET 1 PG. 2553-B & 2554-A OF THE CAMERON COUNTY MAP RECORDS, CAMERON COUNTY, TEXAS INTO THE COUNTY ROAD SYSTEM.(PS-DEPT OF TRANSPORTATION)**
The Documentation is as follows:
- (36) **CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S FOR:**
(A) **SANITARY SEWER LINES IN PEDERSON SUBDIVISION AND HIGHWAY 100 AREA – BID #061103 (TCDP CONTRACT #725165)**
- (37) **CONSIDERATION AND POSSIBLE AUTHORIZATION TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND TOWN OF SOUTH PADRE ISLAND POLICE DEPARTMENT TO UTILIZE THE DIGITAL SERVER FOR RECORDING VIDEO AS REQUIRED BY LAW.(JM-PARKS)**
The Agreement is as follows:
- (38) **CONSIDERATION AND POSSIBLE APPROVAL OF A CONTRACTUAL AGREEMENT BETWEEN CAMERON COUNTY (PARKS) AND RHONDA OLDS FOR THE RECREATION & PROGRAM DIRECTOR FOR THE WINTER PARK GUESTS.(JM-PARKS) (Contract No. 200612105)**
The Agreement is as follows:

TRAVEL ITEMS

- (39) **AND AUTHORIZATION TO TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):**

- (A) **DIRECTOR OF DEPARTMENT OF TRANSPORTATION, TO TRAVEL TO EL PASO, TEXAS, ON 12/13-15/06, TO ATTEND BORDER TRADE ALLIANCE MEETING.**
- (B) **LAW ENFORCEMENT SAFETY OFFICER, TO TRAVEL TO AUSTIN, TEXAS, ON 12/1-2/06, TO ATTEND THE NTSI, CONTINUING EDUCATION COURSE.**

(18) CONSIDERATION AND APPROVAL OF BOND AMOUNT FOR THE FOLLOWING NEW OR RE-ELECT COUNTY OFFICIALS:

CARLOS CASCOS, COUNTY JUDGE - \$1000 TO \$10,000

ARTURO A. (ART) MCDONALD, COUNTY COURT AT LAW JUDGE NO. 1 - \$1,000-\$10,000

LAURA BETANCOURT, COUNTY COURT AT LAW JUDGE NO. 2 - \$1,000-\$10,000

DANIEL T. ROBLES, COUNTY COURT AT LAW JUDGE NO. 3 - \$1,000-\$10,000

BENNIE OCHOA, III, JUSTICE OF THE PEACE, PCT 1 – NOT MORE THAN \$5,000

ANTONIO “TONY” TORRES, JUSTICE OF THE PEACE, PCT. 2, PLC. 2 - NOT MORE THAN \$5,000

DAVID GARZA, JUSTICE OF THE PEACE, PCT. 3, PLC. 2 - NOT MORE THAN \$5,000

DAVID A. WISE, JUSTICE OF THE PEACE, PCT. 5, PLC 2 - NOT MORE THAN \$5,000

GUSTAVO (GUS) GARZA, JUSTICE OF THE PACT PCT. 6, NOT MORE THAN \$5,000

DAN SANCHEZ, JUSTICE OF THE PEACE, PCT. 7, PLC. 2 - NOT MORE THAN \$5,000

The Documentation is as follows:

- (19) **CONSIDERATION AND APPROVAL OF BOND FOR THE DISTRICT CLERK IN THE AMOUNT OF \$100,000.00 MADE PAYABLE TO THE GOVERNOR, PURSUANT TO LOCAL GOVERNMENT CODE, SECTION 51.302 (A)(4).(RB-CIVIL LEGAL DIVISION)**
The Documentation is as follows:

- (20) **CONSIDERATION AND APPROVAL OF BOND FOR THE COUNTY CLERK IN THE AMOUNT OF \$500,000.00 MADE PAYABLE TO CAMERON COUNTY, PURSUANT TO LOCAL GOVERNMENT CODE, SECTION 82.001.(RB-CIVIL LEGAL DIVISION)**
The Documentation is as follows:

- (21) **CONSIDERATION AND APPROVAL OF BOND FOR THE COUNTY TREASURER IN THE AMOUNT OF \$500,000.00 MADE PAYABLE TO THE COUNTY JUDGE, PURSUANT TO LOCAL GOVERNMENT CODE, SECTION 83.002(A).(RB-CIVIL LEGAL DIVISION)**
The Documentation is as follows:

- (23) CONSIDERATION AND AUTHORIZATION FOR JUSTICE OF THE PEACE-ELECT, TONY TORRES, TO ATTEND JUSTICE OF THE PEACE STAGE I, TWENTY HOUR FOUNDATIONAL SEMINAR FOR NEWLY ELECTED JUSTICES OF THE PEACE. (COMM. CT.)**
The Documentation is as follows:

- (24) CONSIDERATION AND AUTHORIZATION TO RELEASE TWO (2) SECURITIES HELD BY THE FEDERAL RESERVE BANK ON THE COUNTY'S BEHALF THAT SECURE THE COUNTY DEPOSITS WITH FIRST NATIONAL BANK. (EG-TREASURER)**
The Documentation is as follows:

- (27) CONSIDERATION AND APPOINTMENT OF MR. THOMAS NOBLE AS RESIDENT BOARD COMMISSIONER TO THE CAMERON COUNTY HOUSING AUTHORITY BOARD OF DIRECTORS.(GH-COUNTY JUDGE)**
The Documentation is as follows:

- (28) CONSIDERATION AND ACKNOWLEDGMENT OF THE QUARTERLY INVESTMENT REPORT, FOR THE QUARTER ENDING SEPTEMBER 30, 2006 ON INVESTMENTS OF COUNT FUNDS.(EG-TREASURER)**
The Report is as follows:

- (32) CONSIDERATION AND ACCEPTANCE OF A RIGHT OF ENTRY AND POSSESSION FOR PRIMERA ROAD, PARCEL 41, IN THE PRIMERA, PCT. 4 AREA.(PS-DEPT. OF TRANSPORTATION)
The Documentation is as follows:**

- (33) CONSIDERATION AND ACCEPTANCE OF A RIGHT OF WAY ENTRY AND POSSESSION FOR PRIMERA ROAD, PARCEL 123, IN THE PRIMERA, PCT. 4 AREA.(PS-DEPT OF TRANSPORTATION)
The Documentation is as follows:**

- (34) CONSIDERATION AND ACCEPTANCE OF A RIGHT OF WAY ENTRY AND POSSESSION FOR PRIMERA ROAD, PARCEL 22, IN THE PRIMERA, PCT. 4 AREA.(PS-DEPT OF TRANSPORTATION)
The Documentation is as follows:**

- (35) **CONSIDERATION AND AUTHORIZATION TO ACCEPT HIDDEN OAKS DRIVE AND HIDDEN OAKS CIRCLE LOCATED IN HIDDEN OAKS SUBDIVISION, PCT. 2, AS RECORDED IN CABINET 1 PG. 2553-B & 2554-A OF THE CAMERON COUNTY MAP RECORDS, CAMERON COUNTY, TEXAS INTO THE COUNTY ROAD SYSTEM.(PS-DEPT OF TRANSPORTATION)**
The Documentation is as follows:

- (37) **CONSIDERATION AND POSSIBLE AUTHORIZATION TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND TOWN OF SOUTH PADRE ISLAND POLICE DEPARTMENT TO UTILIZE THE DIGITAL SERVER FOR RECORDING VIDEO AS REQUIRED BY LAW.(JM-PARKS)**

The Agreement is as follows:

(38) CONSIDERATION AND POSSIBLE APPROVAL OF A CONTRACTUAL AGREEMENT BETWEEN CAMERON COUNTY (PARKS) AND RHONDA OLDS FOR THE RECREATION & PROGRAM DIRECTOR FOR THE WINTER PARK GUESTS.(JM-PARKS) (Contract No. 200612105)

The Agreement is as follows:

There being no further business to come before the Court, upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 2:31 P.M.

APPROVED this 19th day of **December 2006**.

**GILBERTO HINOJOSA
COUNTY JUDGE**

ATTEST:

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