



**Cameron County, Texas
Commissioners' Court
Cameron County Courthouse, 2nd Floor
1100 E. Monroe Street
Brownsville, Texas 78520
Office (956)982-5414 Fax (956)983-5099**

REGULAR MEETING

The Cameron County Commissioners' Court will meet for a Regular Public Meeting on
Tuesday, October 9, 2007 at 5:30 p.m. in the Courtroom on the 2nd Floor
at the Courthouse, 1100 E. Monroe Street, Brownsville, Texas.

**Carlos H. Cascos, CPA
County Judge
(956) 544-0830**

Sofia C. Benavides
Commissioner, Pct. 1
(956) 574-8167

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

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

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

Questions regarding this agenda should be directed to the County Administrator's Staff at (956) 982-5414.

Cameron County Courthouse Accessibility Statement

This meeting is accessible to disabled persons. There are six (6) parking spaces reserved for the disabled on Monroe Street at the front entrance of the 1912 Cameron County Courthouse, Oscar C. Dancy Building. The building is accessible through the front entrance handicapped ramps and elevators.



ACCEPTED FOR FILING IN:
CAMERON COUNTY

2007 OCT -5 A. H: 51

JOE J. RIVERA
COUNTY CLERK

NOTICE

COMMISSIONERS' COURT REGULAR MEETING
TUESDAY, THE 9TH DAY OF OCTOBER 2007 AT 5:30 P.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, 1100 E. MONROE, SECOND FLOOR, BROWNSVILLE, TEXAS.

1. PUBLIC COMMENTS

PRESENTATION AND/OR RESOLUTION ITEMS:

2. PRESENTATION OF CHECK TO CAMERON COUNTY BY THE RIO GRANDE VALLEY HEALTH SERVICES DISTRICT. (PSJ-ADMINISTRATOR)

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.

3. CONSIDERATION AND APPROVAL OF A RESOLUTION AND A CONSTRUCTION MAINTENANCE AGREEMENT BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF TRANSPORTATION. (PSJ-ADMINISTRATOR)
4. CONSIDERATION AND APPROVAL OF REQUEST FROM THE COMMUNICATION PROGRAM AT UTB/TSC FOR THE USE OF DANCY PARK BY THE GATEWAY BRIDGE ON OCTOBER 24, 2007. (PSJ-ADMINISTRATOR)
5. CONSIDERATION AND ADOPTION OF A PROCLAMATION DECLARING OCTOBER 2007 AS "BREAST CANCER AWARENESS MONTH" IN CAMERON COUNTY, TEXAS. (CHC- COUNTY JUDGE)

6. CONSIDERATION AND ACTION FOR THE CAMERON COUNTY COMMISSIONERS' COURT TO APPROVE A RESOLUTION OF SUPPORT FOR THE STATE OF TEXAS RADIO COALITION. (JC-EMERGENCY MANAGEMENT)
7. CONSIDERATION AND ACTION FOR THE CAMERON COUNTY COMMISSIONERS' COURT TO APPROVE A RESOLUTION ADOPTING THE LOWER RIO GRANDE VALLEY REGIONAL INTEROPERABILITY COMMUNICATIONS SYSTEM/STANDARD OPERATING PROCEDURES (SOP). (JC-EMERGENCY MANAGEMENT)
8. CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND MERI G. HEGGIE, UNLIMITED SPORTS ADVENTURES, LLC TO HOLD SPI KIDS PEDAL-N-DASH DUATHLON EVENT. (JM-PARKS)
9. CONSIDERATION AND AUTHORIZATION TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN THE UNIVERSITY OF TEXAS AT BROWNSVILLE AND TEXAS SOUTHMOST COLLEGE HIGH SCHOOL EQUIVALENCY PROGRAM AND CAMERON COUNTY TO PROVIDE SERVICES AT CAMERON PARK CENTRO CULTURAL. (JM-PARKS)
10. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO ENTER IN THE WORKING AGREEMENT WITH THE BROWNSVILLE POLICE DEPARTMENT TO OPERATE THE WEED AND SEED PROGRAM. (TR-JUVENILE PROBATION)
11. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP/RFQ FOR: (MF-PURCHASING)
 - A. REAL ESTATE BROKER / AGENT – RFQ #070903
12. CONSIDERATION AND POSSIBLE APPROVAL OF AGREEMENT WITH BJ'S SEPTIC TANKS FOR INSTALLATION OF SEPTIC TANKS ON 5 PROPERTIES ON SOUTH LOUISIANA ROAD. (DJV-LEGAL)
13. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH ANTHONY TROLANI TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 357TH DISTRICT COURT. (DJV-LEGAL)
14. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH DANIEL SANCHEZ TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 357TH DISTRICT COURT. (DJV-LEGAL)
15. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH LEROY RINCONES TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 357TH DISTRICT COURT. (DJV-LEGAL)
16. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH PAUL L. FOURT, JR. TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF COUNTY COURT AT LAW NO. 3. (DJV-LEGAL)
17. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH ALEJANDRO DOMINGUEZ TO PROVIDE LEGAL REPRESENTATION FOR MENTAL COMMITMENTS OF THE COUNTY COURTS AT LAW NO'S. 1, 2 AND 3. (DJV-LEGAL)

18. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH MICHAEL L. YOUNG TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 404TH DISTRICT COURT. (DJV-LEGAL)
19. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH ROBERT LERMA, JR. TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF COUNTY COURT AT LAW NO. 3. (DJV-LEGAL)
20. CONSIDERATION AND POSSIBLE AUTHORIZATION OF DEBIT TRANSFERS OF MONIES TO THE STATE OF TEXAS FOR THE UPPER PAYMENT LIMIT PROGRAM. (DJV-LEGAL)

TRAVEL ITEMS:

21. CONSIDERATION AND AUTHORIZATION TO TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):
 - A. 138TH DISTRICT COURT STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 10/17 TO 10/19/07, TO ATTEND THE INDIGENT DEFENSE WORKSHOP.
 - B. CONSTABLE PRECINCT 2 STAFF (4) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 10/16 TO 10/19/07, TO ATTEND A 16 HOUR PROPERTY-EVIDENCE TECH AND CERTIFICATION COURSE.
 - C. CONSTABLE PRECINCT 3 STAFF (4) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 10/14 TO 10/17/07, TO ATTEND MANDATORY TRAINING CIVIL PROCESS FOR CONSTABLES.
 - D. COUNTY CLERKS OFFICE STAFF (3) TO TRAVEL TO BEEVILLE, TEXAS, ON 11/14 TO 11/16/07, TO ATTEND THE "REGION VIII MEETING".
 - E. COUNTY TREASURER TO TRAVEL TO LUBBOCK, TEXAS, ON 10/16 TO 10/19/07, TO ATTEND THE COUNTY TREASURERS ASSOCIATION OF TEXAS - 59TH ANNUAL CONFERENCE.
 - F. DISTRICT ATTORNEY STAFF (2) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 10/3 TO 10/4/07, TO ATTEND COMPTROLLER'S TOBACCO COMPLIANCE GRANTS WORKSHOP FOR LOCAL LAW ENFORCEMENT.
 - G. EXTENSION OFFICE STAFF (1) TO TRAVEL TO PORT ARANSAS, TEXAS, ON 10/9 TO 10/12/07, TO PARTICIPATE IN THE SEA GRANT RESEARCHER CONFERENCE.
 - H. HEALTH DEPARTMENT STAFF (2) TO TRAVEL TO FALFURRIAS, TEXAS, ON 10/11/07, TO ATTEND THE TEXAS VACCINES FOR CHILDREN PROGRAM QUALITY ASSURANCE TRAINING.
 - I. JUVENILE PROBATION DEPARTMENT STAFF (5) TO TRAVEL TO HOUSTON, TEXAS, ON 10/22 TO 10/26/07, TO ATTEND THE TJDA 2007 MANAGEMENT CONFERENCE.

- J. JUSTICE OF THE PEACE PRECINCT 2 PLACE 1 STAFF (3) TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS, ON 10/30/07, TO ATTEND THE PROCESSING TRAFFIC AND CRIMINAL CASES IN JUSTICE COURT.
- K. SHERIFFS OFFICE STAFF (3) TO TRAVEL TO HUNTSVILLE, TEXAS, ON 10/7 TO 10/10/07, TO ATTEND THE ANNUAL JAIL MANAGEMENT CONFERENCE.
- L. SHERIFFS OFFICE STAFF (3) TO TRAVEL TO PITTSFIELD, MASSACHUSETTS, ON 10/8 TO 10/11/07, TO PICK UP SHERIFFS DEPARTMENT ARMOR VEHICLE.

EXECUTIVE SESSION ITEMS:

22. EXECUTIVE SESSION:

- A. DISCUSSION AND CONSULTATION WITH DELINQUENT TAX ATTORNEY ON BIDS RECEIVED AT THE MARCH 6, 2007 TAX RESALE FOR PROPERTIES STRUCK OFF TO CAMERON COUNTY FOR ITSELF AND OTHER TAXING JURISDICTIONS.
- B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING A CLAIM OF TIMOTHY R. FLOYD FOR DISCUSSION AND POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A) & (B).
- C. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING WAIVER OR PROTECTION OF CONFIDENTIAL INFORMATION IN ACCORDANCE WITH TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT, RULE 1.05 AND RULE 1.12, 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 POSSIBLE DECLARATORY JUDGMENT ACTION AND AUTHORIZATION TO FILE A BRIEF WITH THE ATTORNEY GENERAL'S OFFICE IN RQ-0629-GA CONCERNING THE CREATION AND FUNDING OF THE 444TH AND 445TH JUDICIAL COURTS, 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 (1) (A).
- E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. BFI WASTE COLLECTION, ET. AL., CAUSE NO. 2005-07-3905-A; BFI WASTE SERVICES OF TEXAS, L.P. AND WASTE MANAGEMENT OF TEXAS, INC. VS. COUNTY OF CAMERON, IN THE THIRTEENTH COURT OF APPEALS, CORPUS CHRISTI, TEXAS CAUSE NO. 13-06-623-CV; AND BFI WASTE SERVICES OF TEXAS, L.P. VS. COUNTY OF CAMERON AND RED RIVER SERVICE CORPORATION OF TEXAS, INC., CASE NO. B-05-279, FOR DISCUSSION OF SETTLEMENT TERMS CONCERNING RED RIVER SERVICE CORPORATION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(B).

23. ACTION RELATIVE TO EXECUTIVE SESSION:

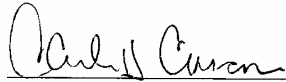
- A. POSSIBLE ACTION.
- B. POSSIBLE ACTION.
- C. POSSIBLE ACTION.
- D. POSSIBLE ACTION.
- E. POSSIBLE ACTION.

ITEMS FOR DISCUSSION AND ACTION:

- 24. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
- 25. APPROVAL OF CLAIMS.
- 26. APPROVAL OF MINUTES FOR:
 - A. SEPTEMBER 4, 2007 – REGULAR MEETING
 - B. SEPTEMBER 11, 2007 – REGULAR MEETING
- 27. DISCUSSION AND POSSIBLE ACTION ON BIDS RECEIVED AT THE MARCH 6, 2007 TAX RESALE FOR THE FOLLOWING PROPERTIES STRUCK OFF TO CAMERON COUNTY FOR ITSELF AND OTHER TAXING JURISDICTIONS. (TY-TAC)
- 28. DISCUSSION AND POSSIBLE ACTION ON RESOLUTIONS APPROVING THE BIDS RECEIVED ON TAX RESALE PROPERTIES ON MARCH 6, 2007. (TY-TAC)
- 29. CONSIDERATION AND APPROVAL OF A RESOLUTION APPROVING A BOND RESOLUTION BY TARRANT COUNTY CULTURAL EDUCATION FACILITIES FINANCE CORPORATION PROVIDING FOR THE ISSUANCE OF BONDS FOR VALLEY BAPTIST MEDICAL CENTER – BROWNSVILLE. (PSJ-ADMINISTRATOR)
- 30. CONSIDERATION AND AUTHORIZATION TO PURCHASE IRON PORT APPLIANCE AND 3 YEAR SUPPORT UTILIZING DEPARTMENT OF INFORMATION RESOURCES VENDOR (TDIR) (SOLID BORDER). (JR-COMPUTER CENTER)
- 31. DISCUSSION AND POSSIBLE ACTION REGARDING THE STATUS REPORTS OF THE RIGHT OF WAY ACQUISITION FOR THE FOLLOWING PROJECTS: PRIMERA ROAD, DIXIELAND ROAD, FM 106, FM 511 AND FM 732. (PSJ-ADMINISTRATOR)
- 32. DISCUSSION AND POSSIBLE ACTION REGARDING AN AMENDMENT OF THE AGREEMENT BETWEEN CAMERON COUNTY AND AGUIRRE CORPORATION. (PSJ-ADMINISTRATOR)
- 33. DISCUSSION AND POSSIBLE ACTION REGARDING THE STATUS OF THE BORDER COLONIA ACCESS PROGRAM FIRST AND SECOND CALL PROJECTS. (PSJ-ADMINISTRATOR)

34. CONSIDERATION AND APPROVAL OF CREATING THREE TEMPORARY EQUIPMENT OPERATOR POSITIONS AND THREE TEMPORARY ROAD CREWMAN POSITIONS FOR THE BORDER COLONIA ACCESS PROGRAM. (PSJ-ADMINISTRATOR)
35. DISCUSSION AND POSSIBLE ACTION REGARDING THE COUNTY'S STATE AND FEDERAL LEGISLATIVE AGENDA. (PSJ-ADMINISTRATOR)
36. CONSIDERATION AND AUTHORIZATION TO EXEMPT FROM THE COUNTY PURCHASING ACT AMENDING THE CONTRACT FOR SOLID WASTE COLLECTION AS A HEALTH AND SAFETY ITEM, SPECIFICALLY THE REQUIREMENTS OF V.T.C.A., LOCAL GOVERNMENT CODE, SECTION 262.023, PURSUANT TO AUTHORITY GRANTED IN SECTION 262.024 (A) (2). (ROB-LEGAL)
37. CONSIDERATION AND APPROVAL OF SOLID WASTE COLLECTION CONTRACT AMENDMENT WITH RED RIVER SERVICE CORPORATION. (ROB-LEGAL)

SIGNED THIS 5th DAY OF OCTOBER 2007.



CARLOS H. CASCOS, CPA
COUNTY JUDGE