



**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, May 6, 2008 at 5:00 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

2008 MAY -2 A 10:31

JOE G. RIVERA
COUNTY CLERK

NOTICE

COMMISSIONERS' COURT REGULAR MEETING
TUESDAY, THE 6TH DAY OF MAY 2008 AT 5:00 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.

EXECUTIVE SESSION ITEMS:

1. EXECUTIVE SESSION:

- A. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 157, PRIMERA ROAD IN THE PCT. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING AUTHORITY TO REPRESENT CAMERON COUNTY IN LITIGATION WITH JOE R. JONES CONSTRUCTION, INC., PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(2).
- C. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING DARIO DIAZ VS. CAMERON COUNTY AND CAMERON COUNTY PRECINCT 4 CONSTABLE ROBERT LOPES, IN HIS INDIVIDUAL AND OFFICIAL CAPACITIES; IN FEDERAL COURT; CIVIL ACTION NO. B-07-185, FOR DISCUSSION AND STATUS OF CASE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A)&(2).
- D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING THE TERMINATION OF RED RIVER SERVICES 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. CONSIDERATION AND APPOINTMENT OF COUNTY PURCHASING AGENT UNDER LOCAL GOVERNMENT CODE SECTION 262.0115, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CRYSTAL VICK, CHARGE NO. 451-2008-01028; FOR DISCUSSION AND AUTHORITY TO REPRESENT CAMERON COUNTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (A) & (2).
2. ACTION RELATIVE TO EXECUTIVE SESSION:
- A. POSSIBLE ACTION.
 - B. POSSIBLE ACTION.
 - C. POSSIBLE ACTION.
 - D. POSSIBLE ACTION.
 - E. POSSIBLE ACTION.
 - F. POSSIBLE ACTION.

PUBLIC COMMENTS

3. PUBLIC COMMENTS.

CONSENT ITEMS:

4. 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.
- A. CONSIDERATION AND APPROVAL OF PROCLAMATION DECLARING THE MONTH OF MAY 2008 AS "MENTAL HEALTH MONTH". (JW-COMM. PCT. 2)
 - B. CONSIDERATION AND APPROVAL OF CHANGE ORDER #5 FINALIZING CONTRACT AMOUNT FOR HARLINGEN ANNEX. (AG-CCD_oT)
 - C. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM APRIL 20, 2008 TO APRIL 20, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT PALOMAR SUBDIVISION, PCT. 4. (EH-CCD_oT)
 - D. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM MARCH 19, 2008 TO MARCH 19, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT TAROS SUBDIVISION, PCT. 4. (EH-CCD_oT)

- E. CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR WATERLINE CONSTRUCTION FOR WHITE RANCH MANOR SUBDIVISION, PCT. 4. (EH-CCD_oT)
- F. CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR DRAINAGE CONSTRUCTION FOR RANGERVILLE GARDENS, SECTION I, PCT. 4 CONTRACT NO. 2008C04114. (EH-CCD_oT)
- G. CONSIDERATION AND APPROVAL TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR ALOE VERA SUBDIVISION, SECTION 1, PCT. 4, FOR UNBUILT WATER WELLS AND SEPTIC SYSTEMS. (EH-CCD_oT)
- H. CONSIDERATION AND AUTHORIZATION TO ACCEPT STONE CREEK DRIVE, OAK HOLLOW LANE, AND WESTFIELD DRIVE LOCATED IN STONE OAK SUBDIVISION, PHASE I, PCT. 4, AS RECORDED IN CABINET 1, PAGE 2827-A AND 2827-B OF THE CAMERON COUNTY MAP RECORDS, CAMERON COUNTY, TEXAS, INTO THE COUNTY ROAD SYSTEM. (EH-CCD_oT)
- I. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY AND FINAL PLAT APPROVAL FOR SARITA-RICO SUBDIVISION, PCT. 4, BEING A 2.47 ACRES OF LAND OUT OF BLOCK 4, OF THE VALLEY GROVES SUBDIVISION, ACCORDING TO THE MAP RECORDED IN VOLUME 6, PAGE 29, OFFICIAL RECORDS OF CAMERON COUNTY, TEXAS. (EH-CCD_oT)
- J. CONSIDERATION AND AUTHORIZATION FOR FINAL PLAT APPROVAL FOR MALDONADO SUBDIVISION, PCT. 3, BEING 10.00 ACRES AND BEING ALL OF LOT THREE (3), BLOCK 201 SAN BENITO LAND AND WATER COMPANY SUBDIVISION, CAMERON COUNTY, TEXAS. (EH-CCD_oT)
- K. CONSIDERATION AND AUTHORIZATION TO ENTER INTO THREE (3) YEAR SERVICE AGREEMENT WITH GLOBAFONE FOR VOICE SERVICE FEES AND AIRTIME MINUTES FOR AN IRIDIUM SATELLITE CELLULAR PHONE FOR THE CAMERON COUNTY JUDGE'S DIVISION OF EMERGENCY MANAGEMENT. (JC-EMERGENCY MANAGEMENT)
- L. CONSIDERATION AND AUTHORIZATION TO ENTER INTO A PROJECT AGREEMENT WITH CAMERON COUNTY 9-1-1 EMERGENCY COMMUNICATIONS DISTRICT (CCECD) WITH REGARD TO ACCEPTING LIMITED FUNDING FROM CCECD TO COVER SERVICE MAINTENANCE COSTS ASSOCIATED WITH THE NICE RECORDER SYSTEMS AT NINE PUBLIC SAFETY ANSWERING POINTS (PSAP'S). (JC-EMERGENCY MANAGEMENT)
- M. CONSIDERATION AND AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH XEROX FOR RENTAL OF COPIER. (TR-JUVENILE PROBATION)
- N. CONSIDERATION AND AUTHORIZATION TO AWARD BID AND APPROVE STANDARD AGREEMENT NUMBER 2008C04136 WITH STAN CROCKETT D/B/A BAYVIEW FARMS FOR HYDRO-MULCHING, SODDING AND SITE PREPARATION AT LA PALOMA, RIO HONDO AND LA ESPERANZA PARK. (JM-PARKS)

- O. CONSIDERATION AND AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 1 TO THE BETTERMENT FUND OF CONTRACT NUMBER 2007C04076 AWARDED TO ZIWA CONSTRUCTION, INC., FOR THE SANTA ROSA BOYS AND GIRLS CLUB. (JM-PARKS)
- P. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY CONSTRUCTION DIVISION TO REQUEST PROPOSALS FOR RESTORATION AND/OR REPLICATION OF TWO JUDGE'S DESK LAMPS FOR THE DANCY BUILDING SECOND FLOOR COURTROOM. (FB-PD&M)
- Q. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY PROGRAM DEVELOPMENT DEPARTMENT AND CIVIL LEGAL DIVISION TO NEGOTIATE A PROFESSIONAL SERVICES AGREEMENT WITH ROBERTO J. RUIZ, ARCHITECT, FOR DESIGN AND DEVELOPMENT OF THE CEMETERY MEMORIAL PARK, ACROSS FROM THE DANCY BUILDING. (FB-PD&M)
- R. CONSIDERATION AND APPROVAL TO AWARD LOW BID, WITH ALTERNATE BID ITEM 6B, IN LIEU OF BID ITEM 6, TO CUBCO CONSTRUCTION AT A TOTAL COST OF \$513,700, FOR SANITARY SEWER CONNECTIONS FOR EL SALADO IN CAMERON COUNTY PRECINCT NO. 1 AND AUTHORIZATION TO NEGOTIATE CONSTRUCTION CONTRACT (TDCP CONTRACT NO. 727035). (FB-PD&M)
- S. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BIDS/RFP'S/RFQ'S: (MF-PURCHASING)
 - a. AUTO INSURANCE: AUTO LIABILITY, AUTO PHYSICAL DAMAGE, UNINSURED/UNDERINSURED MOTORIST COVERAGE, AND PERSONAL INJURY PROTECTION – RFP #1457 AND APPROVAL OF RFQ
- T. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ'S FOR: (MF-PURCHASING)
 - a. ROAD MACHINERY & FARM IMPLEMENT O.E.M. PARTS – ANNUAL BID #2507
 - b. SOFTWARE INTEGRATION & DATA CONSULTING SERVICES – RFQ #080405
- U. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BIDS/RFP'S/RFQ'S: (MF-PURCHASING)
 - a. INSURANCE – CAFETERIA PLAN – ANNUAL RFP #1460
 - b. INSURANCE – VISION & DENTAL – VOLUNTARY (EMPLOYEE PURCHASED) – ANNUAL RFP #1466
- V. CONSIDERATION AND APPROVAL OF TEXAS TRAFFIC SAFETY PROGRAM GRANT AGREEMENT BETWEEN THE STATE OF TEXAS (TEXAS DEPARTMENT OF TRANSPORTATION) AND CAMERON COUNTY. (OL-SHERIFF)

- W. CONSIDERATION AND AUTHORIZATION TO REFUND TAXES ON CORRECTION OF SUPPLEMENTAL CHANGES AS AUTHORIZED BY THE CAMERON APPRAISAL DISTRICT AS PER SECTION 25.25 (C) OF THE TEXAS PROPERTY TAX CODE TO: (TY-TAX OFFICE)
- a. IGNACIO ORTEGA, JR. \$5,245.31 PAYMENT IN ERROR
- X. CONSIDERATION AND APPROVAL TO OPEN AN ACCOUNT AT TEXAS STATE BANK FOR THE DISTRICT ATTORNEY'S DRUG FORFEITURE FUND. (DAB-TREASURER)
- Y. CONSIDERATION AND AUTHORIZATION TO PURCHASE 20 RADIOS THROUGH SPRINT FOR USE BY THE PUBLIC WORKS EMPLOYEES. (LHA-CCD0T)

TRAVEL ITEMS:

5. 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. CIVIL LEGAL DIVISION STAFF (1) TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS, ON 5/15 TO 5/16/08, TO ATTEND THE TEXAS BARCLE-A SOUTH TEXAS LITIGATION SEMINAR.
- B. CONSTABLE PRECINCT 7 STAFF (5) TO TRAVEL TO AUSTIN, TEXAS, ON 5/22 TO 5/23/08, TO ATTEND THE TJTC COURTROOM SECURITY AND OFFICER SAFETY COURSE.
- C. CONSTABLE PRECINCT 7 STAFF (1) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 5/28 TO 5/30/08, TO ATTEND THE PATC TRAINING SEMINAR FOR RETRIEVING EVIDENCE.
- D. COUNTY CLERK'S OFFICE STAFF (5) TO TRAVEL TO AUSTIN, TEXAS, ON 5/12 TO 5/13/08, TO ATTEND THE TEXAS HEALTHY MARRIAGE SUMMIT CONCERNING HB 2683 AND HB 2685.
- E. DISTRICT ATTORNEY'S OFFICE STAFF (3) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 6/16 TO 6/19/08, TO ATTEND THE SOUTH TEXAS HIDTA OPERATIONS AND INTELLIGENCE CONFERENCE.
- F. EXTENSION OFFICE STAFF (6) TO TRAVEL TO LAREDO, TEXAS, ON 5/20 TO 5/22/08, TO ATTEND THE DISTRICT 12 SPRING 4-H FACULTY MEETING.
- G. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO KINGSVILLE, TEXAS, ON 5/9/08, TO ATTEND THE TEXAS ASSOCIATION OF LOCAL WIC DIRECTORS PLANNING AND ORGANIZATION MEETING FOR THE FY2008 TALWD ANNUAL MEETING.

- H. JUSTICE OF THE PEACE PRECINCT 2 PLACE 1 STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 5/23/08, TO ATTEND THE JUSTICE OF THE PEACE 1 DAY COURTROOM SECURITY WORKSHOP.
- I. JUSTICE OF THE PEACE PRECINCT 7 PLACE 1 STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 5/22 TO 5/23/08, TO ATTEND THE ONE DAY COURTHOUSE SECURITY WORKSHOP.
- J. PARKS DIRECTOR AND DEPUTY DIRECTOR TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 5/12 TO 5/14/08, TO ATTEND THE SARGASSUM SYMPOSIUM 2008.
- K. PUBLIC WORKS DIRECTOR, STAFF (6) AND ADMINISTRATIVE SERVICES DIRECTOR TO TRAVEL TO McALLEN, TEXAS, ON 5/13/08, TO ATTEND THE 2008 REGIONAL SAFETY CONFERENCE.
- L. SHERIFFS DEPARTMENT STAFF (5) TO TRAVEL TO AUSTIN, TEXAS, ON 5/11 TO 5/16/08, TO ATTEND THE TEXAS JAIL ASSOCIATION SPRING CONFERENCE.
- M. EXTENSION OFFICE STAFF (1) TO TRAVEL TO WEST COLUMBIA, TEXAS AND TO VENICE, LOUISIANA, ON 4/15 TO 4/18/08, TO ATTEND THE FISHERIES SPECIALIST TRAINING.
- N. EXTENSION OFFICE STAFF (1) TO TRAVEL TO ROSENBERG, TEXAS, ON 6/2 TO 6/3/08, TO ATTEND THE SOUTH REGION TURFGRASS AGENT PROFESSIONAL DEVELOPMENT TRAINING.

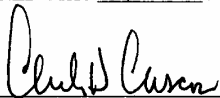
ITEMS FOR DISCUSSION AND ACTION:

- 6. ACTION ITEMS.
 - A. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
 - B. APPROVAL OF CLAIMS.
 - C. CONSIDERATION AND AUTHORIZATION TO JOIN CAMERON COUNTY RESIDENT ELOISA TAMEZ AND THE TEXAS BORDER COALITION IN THEIR LAWSUIT AGAINST SECRETARY MICHAEL CHERTOFF AND THE U.S. DEPARTMENT OF HOMELAND SECURITY. (JW-COMM. PCT. 2)
 - D. CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY, TEXAS, THE CITY OF LA FERIA, TEXAS, AND REINVESTMENT ZONE NUMBER ONE IN LA FERIA, TEXAS FOR PURPOSES OF TAX INCREMENT FINANCING PURSUANT TO CHAPTER 791 OF THE TEXAS GOVERNMENT CODE AND CHAPTER 311 OF TEXAS TAX CODE. (FB-PD&M)

- E. CONSIDERATION AND APPOINTMENT OF ONE VOTING MEMBER TO REPRESENT CAMERON COUNTY, TEXAS ON THE BOARD OF DIRECTORS OF REINVESTMENT ZONE NUMBER ONE IN LA FERIA, TEXAS. (FB-PD&M)
- F. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE REVISION OF A SUBDIVISION PLAT BEING JAIME PEREZ SUBDIVISION AS RECORDED IN CABINET 1, SLOT 2801-B, 2802-A AND 2802-B, CAMERON COUNTY MAP RECORDS. (EH-CCD&T)
- G. CONSIDERATION AND AUTHORIZATION TO ADOPT AN ORDER REGARDING THE REVISION OF A SUBDIVISION PLAT BEING JAIME PEREZ SUBDIVISION AS RECORDED IN CABINET 1, SLOT 2801-B, 2802-A AND 2802-B, CAMERON COUNTY MAP RECORDS. (EH-CCD&T)
- H. DISCUSSION AND POSSIBLE ACTION REGARDING THE SOLID WASTE/BRUSH COLLECTION IN UNINCORPORATED AREAS OF THE COUNTY AND SPECIFICALLY TO REQUEST AUTHORITY FROM COMMISSIONERS' COURT TO EITHER ADVERTISE FOR REQUEST FOR PROPOSALS OR DIRECTLY NEGOTIATE A SOLID WASTE SERVICE CONTRACT. (PSJ-ADMINISTRATOR)
- I. CONSIDERATION AND AUTHORIZATION TO EXEMPT FROM THE COUNTY PURCHASING ACT, SPECIFICALLY THE REQUIREMENTS OF V.T.C.A., LOCAL GOVERNMENT CODE, SECTION 262.023, THE PURCHASE OF AND CONTRACT FOR SOLID WASTE DISPOSAL SERVICES IN THE UNINCORPORATED AREAS OF THE COUNTY, PURSUANT TO AUTHORITY GRANTED IN SECTION 262.024(A)(2). (ROB-LEGAL DIVISION)
- J. DISCUSSION AND POSSIBLE ACTION ON THE NEGOTIATION OR BIDDING OF THE DIRTY AL'S RESTAURANT CONCESSION AGREEMENT. (JM-PARKS)
- K. DISCUSSION AND POSSIBLE ACTION ON THE NEGOTIATION OR BIDDING OF THE DOLPHIN COVE CONCESSION AGREEMENT IN ISLA BLANCA PARK. (JM-PARKS)
- L. CONSIDERATION AND APPROVAL OF PROPOSAL FOR PROFESSIONAL SERVICES FROM ROBERTO J. RUIZ, ARCHITECT, TO PRODUCE "AS-BUILT" DRAWINGS FOR THE DANCY BUILDING INTERIOR RESTORATION FOR A BASE FEE OF \$30,200, PLUS REIMBURSABLE EXPENSES. (FB-PD&M)
- M. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)
 - a. INSURANCE COVERAGE FOR PROPERTY & CONTENTS: WINDSTORM, HURRICANE, HAIL - RFP #080102 AND SUBJECT TO COMMISSIONERS' COURT APPROVAL OF NEGOTIATED CONTRACT.
- N. CONSIDERATION AND DESIGNATION OF CAMERON COUNTY EMPLOYEE TO SERVE AS THE COORDINATOR OF THE TOBACCO SETTLEMENT FUND COMMITTEE. (JW-COMM. PCT. 2)

O. DISCUSSION AND POSSIBLE ACTION REGARDING THE COUNTY'S STATE
AND FEDERAL LEGISLATIVE AGENDA. (PSJ-ADMINISTRATOR)

SIGNED THIS 2nd DAY OF MAY 2008.

Handwritten signature of Carlos H. Cascos in cursive script.

CARLOS H. CASCOS, CPA
COUNTY JUDGE