



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

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## **REGULAR MEETING**

*The Cameron County Commissioners' Court will meet for a Regular Public Meeting on Tuesday, September 2, 2008 at 5:00 p.m. in the Courtroom on the 2<sup>nd</sup> 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

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

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

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

Questions regarding this agenda should be directed to the County 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 AUG 29 11:23

JOE G. RIVERA  
COUNTY CLERK

## NOTICE

### COMMISSIONERS' COURT REGULAR MEETING

TUESDAY, THE 2<sup>ND</sup> DAY OF SEPTEMBER 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. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CAMERON COUNTY VS. SECRETARY OF STATE, ET. AL., CAUSE NO. D-1-GV-07-002464, TO DISCUSS STATUS OF CASE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A).
  - B. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 8, FOR RIGHT OF WAY FOR FM 732, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
  - C. DELIBERATION REGARDING REAL PROPERTY CONCERNING RIGHT OF WAY FOR FLOR DE MAYO BRIDGE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
2. ACTION RELATIVE TO EXECUTIVE SESSION:
  - A. POSSIBLE ACTION.
  - B. POSSIBLE ACTION.
  - C. POSSIBLE ACTION.

**PRESENTATION AND/OR RESOLUTION ITEMS:**

3. PRESENTATIONS/RESOLUTIONS.
  - A. DISCUSSION REGARDING THE INDIGENT DEFENSE PROGRAM FOR THE FY 2009 FISCAL YEAR. (XV-BUDGET)
  - B. PRESENTATION REGARDING THE 2008-2012 CAMERON AND WILLACY COUNTIES COLONIA SELF-HELP CENTER INCLUDING POSSIBLE FUNDING, PROGRAM REQUIREMENTS, AND THE SERVICE PROVIDER SELECTION PROCESS. (PD&M)
  - C. PRESENTATION REGARDING FUNDING SOURCES CREATED BY CAMERON COUNTY JUVENILE PROBATION DEPARTMENT FROM BROWNSVILLE CONSOLIDATED INDEPENDENT SCHOOL DISTRICT, HARLINGEN CONSOLIDATED INDEPENDENT SCHOOL DISTRICT AND SAN BENITO CONSOLIDATED INDEPENDENT SCHOOL DISTRICT. (TR-JUVENILE PROBATION)

**PUBLIC COMMENTS:**

4. PUBLIC COMMENTS.

**CONSENT ITEMS:**

5. 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 POSSIBLE APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH MICHAEL L. YOUNG TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 404<sup>TH</sup> DISTRICT COURT. (ACL-404<sup>TH</sup> DISTRICT COURT)
  - B. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BIDS/RFP'S/RFQ'S: (RL-ADMINISTRATIVE SERVICES)
    - a. AUDIT OF SOLID WASTE COLLECTION, RATES & RELATED BILLING ISSUES AT COUNTY BUILDINGS – ANNUAL RFP #1221-4.
  - C. CONSIDERATION AND AUTHORIZATION TO SUBMIT AN APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE VETERANS BRIDGE EXPANSION PROJECT. (PSJ-ADMINISTRATOR)
  - D. CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF TRANSPORTATION. (PSJ-ADMINISTRATOR)

- E. CONSIDERATION AND RATIFICATION FOR LEASE OF MOVAC TRUCKS FOR EMERGENCY REMOVAL OF STANDING WATER AT FM 506 & COCO ROAD TO ALLEVIATE FLOOD SITUATION FOR RESIDENTS IN THE AREA (HOMES UNDER WATER) INCLUDING HEALTH AND SAFETY HAZARD. (PSJ-ADMINISTRATOR)
- F. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR PARCEL 8 OF THE FM 732 PROJECT. (PSJ-ADMINISTRATOR)
- G. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR PARCEL 13 OF THE DIXIELAND ROAD PROJECT. (PSJ-ADMINISTRATOR)
- H. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR PARCEL 14 OF THE DIXIELAND ROAD PROJECT. (PSJ-ADMINISTRATOR)
- I. CONSIDERATION AND POSSIBLE ACTION TO ACCEPT FLOOD DAMAGE ESTIMATE AND PROOF OF LOSS FORM PREPARED BY JACKSON ADJUSTMENT COMPANY INC. ON BEHALF OF DELTA LLOYDS INSURANCE COMPANY FLOOD INSURANCE CARRIER FOR COUNTY PROPERTIES. (MG-AUDITOR)
- J. CONSIDERATION AND APPROVAL OF AMENDMENT TO CAMERON COUNTY PERSONNEL MANUAL PARAGRAPH 6.06 AND PROVIDING THAT IT IS EFFECTIVE UPON APPROVAL. (CHC-COUNTY JUDGE)
- K. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY PLAT APPROVAL FOR PONDEROSA RANCHES SUBDIVISION REPLAT, PCT. 2, BEING 2.005 ACRES, COMPRISED OF ALL OF LOT 4, BLOCK 1, OF PONDEROSA RANCHES SUBDIVISION, SECTION II (CAMERON COUNTY MAP RECORDS, CABINET 1, SLOT 1189-B) AND 0.170 ACRE OUT OF A CERTAIN 2.623 ACRE TRACT (CAMERON COUNTY OFFICIAL RECORDS, VOLUME 3275, PAGE 36) OUT OF BLOCK 21, EL JARDIN HEIGHTS SUBDIVISION (CAMERON COUNTY MAP RECORDS, VOLUME 5, PAGE 48), IN CAMERON COUNTY, TEXAS. (EH-CCD0T)
- L. CONSIDERATION AND APPROVAL TO PURCHASE VARIOUS OFFICE FURNITURE THROUGH HERMAN MILLER/WORKPLACE RESOURCE, VIA VENDORS "NATIONAL" – TxMAS CONTRACT NUMBER TXMAS-3-711060 AND "SIT ON IT" – TxMAS CONTRACT NUMBER TXMAS-4-7110240 AND THROUGH PROVOST INTERIORS. (AV-DISTRICT ATTORNEY)
- M. CONSIDERATION AND APPROVAL OF HURRICANE WORKSITE AGREEMENT BETWEEN THE UNITED MIGRANT OPPORTUNITY SERVICE/UMOS, INC. AND CAMERON COUNTY. (MV-HUMAN RESOURCES)
- N. CONSIDERATION AND APPROVAL FOR THE OCTOBER 1, 2008 – SEPTEMBER 30, 2009 HOLIDAY SCHEDULE. (MV-HUMAN RESOURCES)

- O. CONSIDERATION AND AUTHORIZATION FOR CAMERON COUNTY TO ACCEPT THE FOLLOWING GRANTS AWARDED TO THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT. (TR-JUVENILE)
- P. CONSIDERATION AND APPROVAL TO ACCEPT VICTIMS OF CRIME ACT (VOCA) GRANT AWARDS FOR THE DISTRICT ATTORNEY'S VICTIM ASSISTANCE PROGRAM. (FB-PD&M)
- Q. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY AND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR THE 2009 ANTI-ILLEGAL DUMPING TRAINING AND EDUCATION PROJECT. (FB-PD&M)
- R. CONSIDERATION AND APPROVAL OF A CONTRACT BETWEEN CAMERON COUNTY AND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR THE 2009 SHERIFF'S SOLID WASTE LOCAL ENFORCEMENT PROJECT. (FB-PD&M)
- S. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY AND THE VALLEY PROUD ENVIRONMENTAL COUNCIL FOR THE ANTI-ILLEGAL DUMPING PERSONNEL AND EQUIPMENT PROJECT. (FB-PD&M)
- T. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY AND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR THE ANTI-ILLEGAL DUMPING PERSONNEL AND EQUIPMENT PROJECT. (FB-PD&M)
- U. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY AND VALLEY PROUD ENVIRONMENTAL COUNCIL FOR THE 2009 ANTI-ILLEGAL DUMPING AND TRAINING AND EDUCATION PROJECT. (FB-PD&M)
- V. CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS, RFP'S FOR ONE (1) ADDITIONAL YEAR: (MF-PURCHASING)
  - a. ELEVATOR MAINTENANCE & REPAIRS – ANNUAL BID #1380 (TYSSEN-KRUPP)
- W. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP'S, RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)
  - a. INSURANCE: VOLUNTARY (EMPLOYEE PURCHASED) VISION – ANNUAL RFP #1466V (AMERITAS – EYEMED)
- X. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP'S, RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)
  - a. INSURANCE: VOLUNTARY (EMPLOYEE PURCHASED) DENTAL – ANNUAL RFP #1466D (AMERITAS)

Y. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING ANNUAL BIDS/RFP'S F.Y. 08-09: (MF-PURCHASING)

- a. RECYCLED STOCK PAPER & ENVELOPES
- b. PAINT-STAIN, VARNISH, ENAMEL
- c. PRODUCE
- d. UNIFORMS RENTAL & CLEANING
- e. ARMORED CAR SERVICES
- f. TRANSPORTATION OF INMATES
- g. FIRE EXTINGUISHER MAINTENANCE
- h. BRIDGE INSPECTION – STRUCTURAL (INTERNATIONAL)
- i. IMAGING – VARIOUS DEPTS.
- j. SAFETY GLASSES (PRESCRIPTION)
- k. ELEVATOR MAINTENANCE & REPAIRS
- l. FUEL SUPPLIES
- m. LAND LEASE (FARM)
- n. TIRE REPAIRS
- o. VOTING SUPPLIES
- p. SAFETY SHOES
- q. JANITORIAL SUPPLIES: CHEMICALS & CLEANING
- r. TIRES

Z. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP'S, RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)

- a. THIRD PARTY ADMINISTRATION FOR SECTION IRC 125 AND FLEXIBLE SPENDING ACCOUNT – ANNUAL RFP #1460 (LIFE-RE)

AA. CONSIDERATION AND APPROVAL OF GRANT ADJUSTMENT NOTICE FOR THE LOCAL BORDER SECURITY GRANT FY 08 (LBSP-08) PROGRAM. (OL-SHERIFF)

BB. CONSIDERATION AND AUTHORIZATION TO UTILIZE THE BUY BOARD VIA HENNA CHEVROLET, CONTRACT NUMBER 281-07, TO PURCHASE (1) 2008 CHEVROLET SILVERADO CREW CAB 4 X 4 USING FUNDING FROM FUND 90. (OL-SHERIFF)

CC. CONSIDERATION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN TEXAS DEPARTMENT OF PUBLIC SAFETY AND CAMERON COUNTY. (OL-SHERIFF)

DD. CONSIDERATION AND APPROVAL OF AGREEMENT FOR PSYCHIATRIC SERVICES BETWEEN CAMERON COUNTY AND TROPICAL TEXAS BEHAVIOR HEALTH CENTER. (OL-SHERIFF)

EE. CONSIDERATION AND AUTHORIZATION TO UTILIZE THE HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENTS CONTRACT FOR INSTALLATION, PROGRAMMING, TEMPLATE AND ACTIVATION OF 8 EA MOTOROLA 800 RADIOS UTILIZING SOUTH TEXAS COMMUNICATIONS. (OL-SHERIFF)

- FF. CONSIDERATION AND POSSIBLE APPROVAL FOR 60 MONTH LEASE WITH THE STATE OF TEXAS CONTRACT DIR-SDD-515 WITH TDIR/XEROX FOR (13) NEW COPIERS FOR THE TAX OFFICE. (TY-TAX)
- GG. CONSIDERATION AND AUTHORIZATION TO ALLOW THE COMMISSIONERS' COURT LEGAL COUNSEL TO REVIEW AND ASSIST WITH COMMENTS TO TEXAS GENERAL LAND OFFICE ON IMPACTS OF H.B. 2819 AND AUTHORIZE CAMERON COUNTY JUDGE TO SEND LETTER TO LAND COMMISSIONER, JERRY PATTERSON REQUESTING EXTENSION ON COMMENT PERIOD DUE TO HURRICANE DOLLY. (JM-PARKS)

**TRAVEL ITEMS:**

- 6. 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. 357<sup>TH</sup> DISTRICT COURT STAFF (2) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 10/21 TO 10/24/08, TO ATTEND THE TEXAS ASSOCIATION FOR COURT ADMINISTRATION EDUCATION CONFERENCE.
  - B. COMMISSIONER PRECINCT 3 TO TRAVEL TO AUSTIN, TEXAS, ON 8/27 TO 8/29/08, TO ATTEND THE TEXAS ASSOCIATION OF COUNTIES, 2008 ANNUAL CONFERENCE.
  - C. DISTRICT ATTORNEY TO TRAVEL TO LAREDO, TEXAS, ON 9/10 TO 9/11/08, TO ATTEND THE SOUTH TEXAS HIDTA EXECUTIVE BOARD MEETING.
  - D. DISTRICT ATTORNEY'S OFFICE STAFF (9) TO TRAVEL TO GALVESTON, TEXAS, ON 9/17 TO 9/19/08, TO ATTEND THE TEXAS DISTRICT AND COUNTY ATTORNEY ASSOCIATION'S ANNUAL CIVIL AND CRIMINAL LAW UPDATE.
  - E. DISTRICT ATTORNEY'S OFFICE STAFF (1) TO TRAVEL TO TUCSON, ARIZONA, ON 9/21 TO 9/25/08, TO ATTEND NATIONAL COLLEGE OF DISTRICT ATTORNEY'S FINANCIAL CRIMES SEMINAR.
  - F. EXTENSION OFFICE STAFF (5) TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS, ON 9/22 TO 9/24/08, TO ATTEND AND ASSIST WITH THE DISTRICT 12 PROGRAM PLANNING RETREAT.
  - G. HEALTH DEPARTMENT STAFF (2) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 10/18 TO 10/22/08, TO ATTEND THE 2008 ANNUAL TEXAS ASSOCIATION OF LOCAL WIC DIRECTORS MEETING.
  - H. JUVENILE PROBATION OFFICE STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 9/7 TO 9/9/08, TO ATTEND THE CHAPTER 241 WORKGROUP MEETING.
  - I. JUVENILE PROBATION OFFICE STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 9/30 TO 10/3/08, TO ATTEND THE TITLE IV-E ELIGIBILITY & CASE MANAGEMENT TRAINING.


- J. PUBLIC WORKS STAFF (4) TO TRAVEL TO WESLACO, TEXAS, ON 8/26/08, TO ATTEND A MOSQUITO CONTROL SHORT COURSE BY TEXAS AGRILIFE EXTENSION SERVICE, AGRICULTURAL AND ENVIRONMENTAL SAFETY.

**ITEMS FOR DISCUSSION AND ACTION:**

7. ACTION ITEMS.

- A. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
- B. APPROVAL OF CLAIMS.
- C. APPROVAL OF MINUTES FOR:  
AUGUST 12, 2008 - REGULAR MEETING
- D. CONSIDERATION AND ACTION TO SELECT A SERVICE PROVIDER FOR THE 2008-2012 CAMERON AND WILLACY COUNTIES COLONIA SELF-HELP CENTER, SUBJECT TO CONTRACT NEGOTIATION AND PROJECT FUNDING FROM THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS. (FB-PD&M)
- E. DISCUSSION REGARDING THE FISCAL YEAR 2008-2009 BUDGET AND TAX RATE. (XV-BUDGET)
- F. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE PROPOSED TAX RATE FOR FY 2008-2009 AT OR BELOW \$0.364221 PER EVERY \$100 VALUATION. (XV-BUDGET)
- G. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE FISCAL YEAR 2008-2009 BUDGET. (XV-BUDGET)
- H. DISCUSSION AND POSSIBLE ACTION REGARDING THE COUNTY'S STATE AND FEDERAL LEGISLATIVE AGENDA. (PSJ-ADMINISTRATOR)

SIGNED THIS 29<sup>th</sup> DAY OF AUGUST 2008.

  
CARLOS H. CASCOS, CPA  
COUNTY JUDGE