

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 23rd day of September 2008, 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.**

THE COURT MET AT:

PRESENT:

5:00 P.M.

CARLOS H. CASCOS, CPA
COUNTY JUDGE

SOFIA C. BENAVIDES
COMMISSIONER PRECINCT NO. 1

COMMISSIONER PRECINCT NO. 2

DAVID A. GARZA
COMMISSIONER PRECINCT NO. 3

EDNA TAMAYO
COMMISSIONER PRECINCT NO. 4

JOE G. RIVERA
COUNTY CLERK

Mayra Medrano **Deputy Clerk**

ABSENT:
JOHN WOOD

The meeting was called to order by Judge Cascos at 5:01 P.M. He asked Commissioner Tamayo for the invocation. Ms. Mina Jandos, a Los Fresnos High School Senior, then led the Court and audience in reciting the Pledge of Allegiance and the Pledge of Allegiance to the State Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on September 19, 2008 at 10:22 A.M.:

EXECUTIVE SESSION

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 5:05 P.M. to discuss the following matters:

(1) EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING RAUL VIDAL VS. K. SHUNT, M. WYATT, AND H. TREVINO; CIVIL ACTION NO. B-08-CV-395, AUTHORITY TO REPRESENT INDIVIDUAL DEFENDANTS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A).**

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Court reconvened into Regular Session at 5:09 P.M. to discuss the following matters:

(2) ACTION RELATIVE TO EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING RAUL VIDAL VS. K. SHUNT, M. WYATT, AND H. TREVINO; CIVIL ACTION NO. B-08-CV-395, AUTHORITY TO REPRESENT INDIVIDUAL DEFENDANTS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A).**

Commissioner Benavides motioned to authorize the representation of each individual defendant.

The motion was seconded by Commissioner Tamayo and carried unanimously.

(3) PUBLIC COMMENTS.

Mr. Randy Cubriel requested that the Court consider a resolution relating to recycling as done by domestic manufacturers.

Mr. Charles Brommer commented on a recent trash clean-up event at Isla Blanca Park and presented to the Court pictures that showed Isla Blanca Park before and during the event. He thanked all the volunteers for their efforts.

Commissioner Garza requested that an item be placed on the agenda so that the Court can be updated by the Regional Mobility Authority in regards to where they are, what funds they've spent and what has been accomplished.

Mr. Pete Sepulveda, County Administrator, informed the Court that Hurricane Dolly generated debris on County roads is almost completely cleaned up. He stated that he spoke with the TxDOT District Engineer and was told that they have hired (2) contractors to pick up debris but that (1) of the contractors is not working out and they are in the process of replacing that contractor.

Commissioner Garza requested that an item be placed on next week's agenda to further discuss the issue of Hurricane Dolly generated debris on Farm to Market and State roads.

The Documentation is as follows:

PRESENTATIONS

(4) PRESENTATIONS/RESOLUTIONS.

(A) PRESENTATION OF PROCLAMATION HONORING THE LOCAL UNITED STATES TENNIS ASSOCIATION (USTA) FOR PLACING FIRST PLACE IN THE 2008 USTA JR. TEAM TENNIS TEXAS SECTION SPRING CHAMPIONSHIPS. (PSJ-ADMINISTRATOR)

Judge Cascos read and presented the Proclamation honoring the Local United States Tennis Association (USTA) for Placing First Place in the 2008 USTA Jr. Team Tennis Texas Section Spring Championships.

(B) PRESENTATION AND DISCUSSION OF PRELIMINARY CONCEPT FOR DESIGN AND DEVELOPMENT OF THE CEMETERY MEMORIAL PARK ACROSS FROM THE DANCY BUILDING. (FB-PD&M)

Mr. Robert Ruiz presented the following preliminary concept for the design and development of the Cemetery Memorial Park across from the Dancy Building.

Mr. Frank Bejarano, PD&M Director, informed the Court that the Texas Historical Commission is holding the final payment to the County, approximately \$350,000, concerning the Courthouse Restoration until (3) final projects are complete including the Cemetery Memorial Park.

Commissioner Tamayo motioned to acknowledge the Presentation by Mr. Ruiz.

The motion was seconded by Commissioner Garza and carried unanimously.

The Documentation is as follows:

RESOLUTIONS

- (C) **CONSIDERATION AND APPROVAL OF A RESOLUTION HONORING MARCO PONCE FOR HIS CONTRIBUTIONS TO CAMERON COUNTY 4-H COUNCIL. (COMM. COURT) (TABLED)**

Commissioner Tamayo motioned to TABLE this item.

The motion was seconded by Commissioner Garza and carried unanimously.

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.**

DISCUSSION CONCERNING CONSENT AND TRAVEL ITEMS:

Consent Item No. 5 (Q):

Commissioner Tamayo asked to discuss this item separately.

Consent Items No. 5 (C), (E), (N), (O), and (U):

Commissioner Garza asked to discuss these items separately.

Consent Item No. 5 (A):

Judge Cascos asked to discuss this item separately.

Commissioner Tamayo moved to approve the "Consent and Travel Items" excluding Consent Items No. 5

(A), (C), (E), (N), (O), (Q) and (U).

The motion was seconded by Commissioner Garza and carried unanimously.

- (A) **CONSIDERATION AND APPROVAL OF CONTRACT FOR PROFESSIONAL SERVICES WITH ALEJANDRO SOLIS TO SERVE AS AN INTERPRETER FOR THE SIX DISTRICT COURTS. (BE-107TH DISTRICT COURT) (ACTION TAKEN SEPARATELY)**
- (B) **CONSIDERATION AND APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH NATHANIEL C. PEREZ, JR. TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 107TH DISTRICT COURT. (BE-107TH DISTRICT COURT) (Contract No. 2008C09332)**
The Contract is as follows:
- (C) **CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CAMERON COUNTY REGIONAL MOBILITY AUTHORITY. (PSJ-ADMINISTRATOR) (ACTION TAKEN SEPARATELY)**
- (D) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 9, 2008 TO AUGUST 9, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT TIO PANCHO GARZA SUBDIVISION, PCT. 4. (EH-CCDoT)**
The Documentation is as follows:
- (E) **CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS AND THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE, REGARDING A MUTUAL AID (BURGLARY AND THEFT OF MOTOR VEHICLE) LAW ENFORCEMENT TASK FORCE TO COOPERATE IN CERTAIN CRIMINAL INVESTIGATIONS. (AV-DISTRICT ATTORNEY) (ACTION TAKEN SEPARATELY)**

- (F) CONSIDERATION AND AUTHORIZATION TO DISPLAY FOUR SILENT WITNESSES (WOODEN SILHOUETTES) ON THE FIRST FLOOR OF THE COURTHOUSE FOR THE MONTH OF OCTOBER TO BRING AWARENESS ON FAMILY VIOLENCE. (AV-DISTRICT ATTORNEY)
- (G) CONSIDERATION AND AUTHORIZATION TO DISPLAY ARTWORK AND POEMS SUBMITTED BY CAMERON COUNTY HIGH SCHOOL STUDENTS IN THE COURTHOUSE THROUGHOUT THE MONTH OF OCTOBER FOR DOMESTIC VIOLENCE AWARENESS MONTH. (AV-DISTRICT ATTORNEY)
- (H) CONSIDERATION AND AUTHORIZATION TO PLACE AND DISPLAY PURPLE RIBBONS ON THE TREES SURROUNDING THE COURTHOUSE AND TO HAND OUT PURPLE RIBBONS TO CITIZENS ENTERING THE COURTHOUSE ON THE MONDAYS DURING THE MONTH OF OCTOBER FOR DOMESTIC VIOLENCE AWARENESS MONTH. (AV-DISTRICT ATTORNEY)
- (I) CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES CHS-PRENATAL SERVICES TO PROVIDE PRENATAL SERVICES IN CAMERON COUNTY. (YS-HEALTH DEPARTMENT) (Contract No. 2008C09334)
The Contract is as follows:
- (J) CONSIDERATION AND AUTHORIZATION TO APPROVE ASO BENEFIT ELECTION FORM FOR TOBACCO CESSATION BY PROVIDING MORE AFFORDABLE ACCESS TO PRESCRIPTION TOBACCO CESSATION DRUGS. CAMERON COUNTY HEALTH BENEFIT PLAN, MEDICAL LIMITATIONS AND EXCLUSIONS ITEM #30 OF PAGE 32. (MV-HUMAN RESOURCES)
The Documentation is as follows:
- (K) CONTRACT APPROVAL AND SIGNATURE OF THIRD PARTY ADMINISTRATION FOR SECTION IRC 125 AND FLEXIBLE SPENDING ACCOUNT AND VOLUNTARY EMPLOYEE PURCHASED DENTAL VISION PLANS BY LIFE-RE/AMERITAS GROUP AS RECOMMENDED BY CONSULTANT AND LEGAL DEPARTMENT. (MV-HUMAN RESOURCES) (Contract No. 2008C09335)
The Contract is as follows:
- (L) CONSIDERATION AND APPROVAL OF LEASE AGREEMENT WITH XEROX. (TT-JUSTICE OF THE PEACE 2-2) (Contract No. 2008C09336)
The Contract is as follows:
- (M) CONSIDERATION AND AUTHORIZATION TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE BROWNSVILLE INDEPENDENT SCHOOL DISTRICT FOR THE SERVICE DELIVERY OF AVANCE GRANT. (TR-JUVENILE PROBATION) (Contract No. 2008C09337)
The Memorandum of Understanding is as follows:
- (N) CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT WITH MARY ANN PERALEZ TO SERVE AS THE TECHNICAL SUPERVISOR FOR THE CAMERON COUNTY ALCOHOL BREATH TEST PROGRAM. (DJV-LEGAL) (ACTION TAKEN SEPARATELY)
- (O) DISCUSSION AND POSSIBLE APPROVAL TO SELL BY SEALED BID THE FOLLOWING COUNTY PROPERTIES LOCATED IN THE CITY OF HARLINGEN: AN OFFICE BUILDING 608 E. HARRISON AVE., A VACANT COMMERCIAL SITE ON THE NORTH SIDE OF E. TYLER AVE. BETWEEN 6TH AND 7TH STREETS AND A SINGLE TENANT COMMERCIAL BUILDING 602 E. HARRISON AVE., AND TO PUBLISH NOTICE IN THE NEWSPAPER OF THE COUNTY'S INTENT TO SELL THE ABOVE DESCRIBED PROPERTIES BY SEALED BID. (DJV-LEGAL) (ACTION TAKEN SEPARATELY)
- (P) CONSIDERATION AND EXECUTION OF APPLICATION FOR CONSISTENCY WITH THE TEXAS COASTAL MANAGEMENT PROGRAM FOR THE HIGHWAY 48 BOAT RAMP RENOVATION PROGRAM. (JM-PARKS)
The Documentation is as follows:
- (Q) CONSIDERATION AND ACTION TO APPOINT A VOTING MEMBER AND ALTERNATE TO REPRESENT CAMERON COUNTY ON THE COLONIA RESIDENT ADVISORY COMMITTEE,

PURSUANT TO THE CAMERON AND WILLACY COUNTIES COLONIA SELF-HELP CENTER.. (FB-PD&M) (ACTION TAKEN SEPARATELY)

- (R) CONSIDERATION AND APPROVAL OF RENEWAL AGREEMENT WITH THE CAMERON COUNTY EMERGENCY SERVICES DISTRICT NO. 1 TO PROVIDE ADMINISTRATIVE SERVICES THROUGH THE CAMERON COUNTY PROGRAM DEVELOPMENT AND MANAGEMENT DEPARTMENT. (FB-PD&M) (Contract No. 2008C09338)
The Contract is as follows:**
- (S) CONSIDERATION AND APPROVAL OF CONTRACT AGREEMENT WITH TDIR/XEROX STATE OF TEXAS CONTRACT DIR-SDD-515 FOR FIVE COPIERS. (OL-SHERIFF) (Contract No. 2008C09339)
The Contract is as follows:**
- (T) CONSIDERATION AND ISSUANCE OF ORDER APPROVING THE TREASURER'S REPORT FOR THE AUGUST 2008 TERM. (DAB-TREASURER) (Order No. 2008O9043)
The Documentation is as follows:**
- (U) CONSIDERATION AND AUTHORIZATION TO ALLOW DEMONSTRATION OF TRACTOR MOWER FOR SEVERAL WEEKS FROM H & V EQUIPMENT IN PROGRESO, TEXAS. (LL-VEHICLE MAINTENANCE) (ACTION TAKEN SEPARATELY)**
- (V) CONSIDERATION AND POSSIBLE APPROVAL OF A LEASE AGREEMENT WITH XEROX FOR A COPY MACHINE. (ROB-LEGAL) (Contract No. 2008C09340)
The Contract is as follows:**

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) 197TH 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) AUDITOR'S OFFICE STAFF (2) TO TRAVEL TO DRIPPING SPRINGS, TEXAS, FOR 2 DAYS BETWEEN 9/23 AND 10/31/08, TO REVIEW RED RIVER GARBAGE SOLID WASTE COLLECTION SYSTEM INFORMATION IN CONJUNCTION WITH EXECUTED AGREEMENT WITH CAMERON COUNTY.**
 - (C) HEALTH DEPARTMENT STAFF (2) TO TRAVEL TO FALFURRIAS, TEXAS, ON 9/24/08, TO ATTEND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES – LOCAL HEALTH DEPARTMENT AND REGIONAL HEALTH DEPARTMENT STRATEGIC NATIONAL STOCKPILE QUARTERLY MEETING.**
 - (D) JUVENILE PROBATION DEPARTMENT STAFF (1) TO TRAVEL TO PFLUGERVILLE, TEXAS, ON 9/19 TO 9/21/08, TO VISIT THE ANGELHEART CHILDREN'S SHELTER.**
 - (E) PARKS DEPARTMENT STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 10/8/08, TO ATTEND THE CIAP WORKSHOP.**
 - (F) TAX OFFICE STAFF (4) TO TRAVEL TO EDINBURG, TEXAS, ON 9/29 TO 10/3/08, TO ATTEND COURSE 1: INTRODUCTION TO THE TEXAS PROPERTY TAX SYSTEM.**
 - (G) COMMISSIONER PRECINCT 3 STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 10/8/08, TO ATTEND THE TEXAS COASTAL IMPACT ASSISTANCE PROGRAM GRANTS WORKSHOP.**

- (B) CONSIDERATION AND APPROVAL OF CONTRACT FOR LEGAL SERVICES WITH NATHANIEL C. PEREZ, JR. TO PROVIDE LEGAL REPRESENTATION TO THE INDIGENT DEFENDANTS OF THE 107TH DISTRICT COURT. (BE-107TH DISTRICT COURT) (Contract No. 2008C09332)**
The Contract is as follows:

- (D) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 9, 2008 TO AUGUST 9, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT TIO PANCHO GARZA SUBDIVISION, PCT. 4. (EH-CCDoT)**
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The Contract is as follows:

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The Contract is as follows:**

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The Memorandum of Understanding is as follows:**

- (P) CONSIDERATION AND EXECUTION OF APPLICATION FOR CONSISTENCY WITH THE TEXAS COASTAL MANAGEMENT PROGRAM FOR THE HIGHWAY 48 BOAT RAMP RENOVATION PROGRAM. (JM-PARKS)**
The Documentation is as follows:

- (R) CONSIDERATION AND APPROVAL OF RENEWAL AGREEMENT WITH THE CAMERON COUNTY EMERGENCY SERVICES DISTRICT NO. 1 TO PROVIDE ADMINISTRATIVE SERVICES THROUGH THE CAMERON COUNTY PROGRAM DEVELOPMENT AND MANAGEMENT DEPARTMENT. (FB-PD&M) (Contract No. 2008C09338)**
The Contract is as follows:

- (S) **CONSIDERATION AND APPROVAL OF CONTRACT AGREEMENT WITH TDIR/XEROX STATE OF TEXAS CONTRACT DIR-SDD-515 FOR FIVE COPIERS. (OL-SHERIFF) (Contract No. 2008C09339)**
The Contract is as follows:

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The Documentation is as follows:

- (V) CONSIDERATION AND POSSIBLE APPROVAL OF A LEASE AGREEMENT WITH XEROX FOR A COPY MACHINE. (ROB-LEGAL) (Contract No. 2008C09340)**
The Contract is as follows:

(5) CONSENT ITEMS.

(A) CONSIDERATION AND APPROVAL OF CONTRACT FOR PROFESSIONAL SERVICES WITH ALEJANDRO SOLIS TO SERVE AS AN INTERPRETER FOR THE SIX DISTRICT COURTS. (BE-107TH DISTRICT COURT) (Contract No. 2008C09331)

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Contract for Professional Services with Alejandro Solis to serve as an Interpreter for the Six District Courts was approved.

The Contract is as follows:

(C) CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CAMERON COUNTY REGIONAL MOBILITY AUTHORITY. (PSJ-ADMINISTRATOR) (Contract No. 2008C09333)

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Interlocal Agreement between Cameron County and the Cameron County Regional Mobility Authority was approved.

The Contract is as follows:

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- (E) **CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS AND THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE, REGARDING A MUTUAL AID (BURGLARY AND THEFT OF MOTOR VEHICLE) LAW ENFORCEMENT TASK FORCE TO COOPERATE IN CERTAIN CRIMINAL INVESTIGATIONS. (AV-DISTRICT ATTORNEY) (TABLED)**

Commissioner Tamayo motioned to TABLE this item.

The motion was seconded by Commissioner Benavides and carried unanimously.

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- (N) **CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT WITH MARY ANN PERALEZ TO SERVE AS THE TECHNICAL SUPERVISOR FOR THE CAMERON COUNTY ALCOHOL BREATH TEST PROGRAM. (DJV-LEGAL) (TABLED)**

Commissioner Garza motioned to TABLE this item.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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- (O) **DISCUSSION AND POSSIBLE APPROVAL TO SELL BY SEALED BID THE FOLLOWING COUNTY PROPERTIES LOCATED IN THE CITY OF HARLINGEN: AN OFFICE BUILDING 608 E. HARRISON AVE., A VACANT COMMERCIAL SITE ON THE NORTH SIDE OF E. TYLER AVE. BETWEEN 6TH AND 7TH STREETS AND A SINGLE TENANT COMMERCIAL BUILDING 602 E. HARRISON AVE., AND TO PUBLISH NOTICE IN THE NEWSPAPER OF THE COUNTY'S INTENT TO SELL THE ABOVE DESCRIBED PROPERTIES BY SEALED BID. (DJV-LEGAL)**

Commissioner Garza inquired as to whether the properties will be sold as a whole or individually.

Ms. Dylbia Jeffries-Vega, Legal Counsel, replied that each property will be sold individually.

Commissioner Tamayo motioned to sell by sealed bid the following County Properties located in the City of Harlingen: an Office Building 608 E. Harrison Ave., a Vacant Commercial Site on the North Side of E. Tyler Ave. between 6th and 7th Streets and a Single Tenant Commercial Building 602 E. Harrison Ave., and to publish Notice in the newspaper of the County's intent to sell the above described properties by sealed bid, subject to receiving an appraisal from the Appraisal District for each property.

The motion was seconded by Commissioner Benavides and carried unanimously.

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- (Q) **CONSIDERATION AND ACTION TO APPOINT A VOTING MEMBER AND ALTERNATE TO REPRESENT CAMERON COUNTY ON THE COLONIA RESIDENT ADVISORY COMMITTEE, PURSUANT TO THE CAMERON AND WILLACY COUNTIES COLONIA SELF-HELP CENTER. (FB-PD&M)**

Commissioner Tamayo motioned to appoint Mr. Jose Luis Almazan, voting member, and Ms. Rosita Boddan, alternate, to represent Cameron County on the Colonia Resident Advisory Committee, pursuant to the Cameron and Willacy Counties Colonia Self-Help Center.

The motion was seconded by Commissioner Benavides and carried unanimously.

(U) CONSIDERATION AND AUTHORIZATION TO ALLOW DEMONSTRATION OF TRACTOR MOWER FOR SEVERAL WEEKS FROM H & V EQUIPMENT IN PROGRESO, TEXAS. (LL-VEHICLE MAINTENANCE)

Commissioner Tamayo motioned to approve authorization to allow demonstration of tractor mower for several weeks from H & V Equipment (Progreso, Texas).

The motion was seconded by Commissioner Garza and carried unanimously.

ACTION ITEMS

(7) ACTION ITEMS.

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

Mr. Xavier Villarreal, Budget Officer, stated that the Budget Amendment for the Computer Center on page 1 is incomplete and needs to be taken out.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo 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:

(B) APPROVAL OF CLAIMS.

Commissioner Benavides moved to approve the Claims.

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

AYE: Commissioner Benavides, Commissioner Garza and Commissioner Tamayo

NAY: None

ABSTAIN: Judge Cascos as to Warrant No. 00207092, made payable to Harlingen Waterworks System, in the amount of \$238.95 and Warrant No. 00207162, made payable to Public Utilities Board, in the amount of \$9,663.37.

The Claims and Affidavits are as follows:

**(C) APPROVAL OF MINUTES FOR:
AUGUST 25, 2008 – SPECIAL MEETING (8 A.M.)
AUGUST 25, 2008 – SPECIAL MEETING (10 A.M.)
SEPTEMBER 2, 2008 – REGULAR MEETING**

Commissioner Garza motioned to approve the Minutes for the August 25, 2008-Special Meeting (8 A.M.), the August 25, 2008-Special Meeting (10 A.M.) and the September 2, 2008-Regular Meeting.

The motion was seconded by Commissioner Tamayo and carried unanimously.

(D) CONSIDERATION AND APPROVAL OF THE BUDGETS FOR THE DISTRICT ATTORNEY DRUG FORFEITURE FUND, SHERIFF DRUG FORFEITURE FUND, SHERIFF-CHILD SUPPORT FUND, DISTRICT CLERK CHILD SUPPORT FUND, DISTRICT ATTORNEY PRE-TRAIL DIVERSION FUND AND COUNTY BAIL BOND FUND. (XV-BUDGET)

Mr. Xavier Villarreal, Budget Officer, informed the Court that Fund Balance is being used to cover expenditures for Fund 900-560, Sheriff Drug Forfeiture Fund.

Judge Cascos inquired as to the Fund Balance remaining in the Sheriff Drug Forfeiture Fund.

Ms. Martha Galarza, County Auditor, replied that the last time she reviewed the Fund Balance for the Sheriff Drug Forfeiture Fund the remaining balance was at \$400,000.

Judge Cascos inquired as to whether there is sufficient Fund Balance to cover the expenditures for the District Attorney Drug Forfeiture Fund.

Ms. Galarza and Mr. Villarreal replied in the affirmative.

Mr. Villarreal stated that during the budgetary process the Bail Bond Board approved supplementing the salaries of (2) employees in the Treasurer's Office. He presented the Court with (2) Budgets for the County Bail Bond Fund and explained that Scenario "A" excludes the salary supplement for the Treasurer's Office and Scenario "B" includes the salary supplement. He asked for a recommendation from the Court concerning the County Bail Bond Fund.

Judge Cascos inquired as to the Fund Balance for the Bail Bond Fund.

Mr. Villarreal replied that the current Fund Balance is \$160,000 and noted that Fund Balance will be used to cover expenditures regardless of whether or not supplementing the salaries of the (2) employees is approved.

Mr. Joe G. Rivera, County Clerk, clarified that the Bail Bond Board approved a \$3,000 stipend for the County Treasurer's Office pending an Attorney General's Opinion. He added that the AG's opinion was requested by Mr. David Gonzales.

Mr. Rivera further explained that the Bail Bond Board also approved \$3,000 for “Extra Help” and a \$2,400 “Auto Allowance” for the Bail Bond Administrator.

Judge Cascos recommended that the \$2,400 for “Auto Allowance” be budgeted under “Travel” so that the Bail Bond Administrator can make use of mileage reimbursement.

Commissioner Garza motioned to approve the Budgets for the District Attorney Drug Forfeiture Fund, Sheriff Drug Forfeiture Fund, Sheriff-Child Support Fund, District Clerk Child Support Fund, District Attorney Pre-Trail Diversion Fund and Scenario “A” for the County Bail Bond Fund with adjustments to the County Bail Bond Fund to include eliminating “Extra Help” in the amount of \$3,000 pending an Attorney General’s Opinion and transferring the funds from “Auto Allowance” in the amount of \$2,400 to “Travel”.

Mr. Villarreal clarified that the Attorney General’s Opinion is in relation to the \$3,000 salary supplement for the (2) employees in the Treasurer’s Office.

Commissioner Garza amended his motion to approve the Budgets for the District Attorney Drug Forfeiture Fund, Sheriff Drug Forfeiture Fund, Sheriff-Child Support Fund, District Clerk Child Support Fund, District Attorney Pre-Trail Diversion Fund and Scenario “A” for the County Bail Bond Fund with an adjustment to the County Bail Bond Fund to include transferring the funds from “Auto Allowance” in the amount of \$2,400 to “Travel”.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Documentation is as follows:

**(E) DISCUSSION AND POSSIBLE ACTION REGARDING THE COUNTY'S
STATE AND FEDERAL LEGISLATIVE AGENDA. (PSJ-
ADMINISTRATOR) (NO ACTION TAKEN)**

There being no further business to come before the Court, upon motion by Commissioner Benavides, seconded by Commissioner Tamayo and carried unanimously, the meeting was **ADJOURNED** at 6:30 P.M.

APPROVED this 14th day of **October 2008**

**CARLOS H. CASCOS, CPA
COUNTY JUDGE**

ATTEST:

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