



**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, December 9, 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 DEC - 5 11:11:53

JOE G. RIVERA  
COUNTY CLERK

## **NOTICE**

### **COMMISSIONERS' COURT REGULAR MEETING**

**TUESDAY, THE 9<sup>TH</sup> DAY OF DECEMBER 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 ROSA RAMOS, ET. AL. VS. CAMERON COUNTY, ET. AL.; CASE NO. 7-08-CV0011, FOR DISCUSSION AND POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION, 551.071 (1) (A) & (B).
  - B. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 22, FOR RIGHT OF WAY FOR FM 732, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
  - C. CONFER WITH CAMERON COUNTY DISTRICT ATTORNEY CONCERNING CRIMINAL LITIGATION AGAINST CONSTABLE JOSE G. MALDONADO, JR., PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A).
  - D. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 20(E), RIGHT OF WAY FOR FM 511 DRAINAGE OUTFALLS PROJECT, 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.
- D. POSSIBLE ACTION.

**PUBLIC COMMENTS:**

- 3. PUBLIC COMMENTS.

**PRESENTATION AND/OR RESOLUTION ITEMS:**

- 4. PRESENTATIONS/RESOLUTIONS.
  - A. PRESENTATION OF A RESOLUTION HONORING SHEPARD “SONNY” BRAZIL FOR HIS CONTRIBUTIONS TO THE YOUTH OF CAMERON COUNTY. (COMM. COURT)
  - B. PRESENTATION AND UPDATE ON THE EL MORILLO DRAIN BY THE RIO GRANDE REGIONAL WATER AUTHORITY. (PSJ-ADMINISTRATOR)
  - C. PRESENTATION IN REFERENCE TO THE HEALTH CARE NEEDS OF LOW INCOME AND INDIGENT CITIZENS OF CAMERON COUNTY IN RELATION TO USE OF TOBACCO FUNDS THAT WERE RECEIVED BY CAMERON COUNTY IN 2008 AND USE OF FUTURE TOBACCO FUNDS THAT WILL BE ALLOCATED TO CAMERON COUNTY. (COMM. COURT)
  - D. PRESENTATION BY WEST BROWNSVILLE NEIGHBORHOOD GROUP ON THE PROPOSED USE OF THE VACATED RAILROAD RIGHT OF WAY ONCE THE RAILROAD IS RELOCATED TO THE WEST OF BROWNSVILLE. (COMM. COURT)
  - E. PRESENTATION OF THE CAMERON COUNTY RX SENSE DISCOUNT CARD. (YS-HEALTH)
  - F. PRESENTATION BY THE CITY OF SAN BENITO ON THE CREATION OF THE SAN BENITO TAX INCREMENT REINVESTMENT ZONE NUMBER ONE, CITY OF SAN BENITO. (PSJ-ADMINISTRATOR)

**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 AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR PARCEL 22, OF THE FM 732 PROJECT. (PSJ-ADMINISTRATOR)

- B. CONSIDERATION AND APPROVAL OF OPERATING THE VETERANS BRIDGE 24 HOURS A DAY FROM DECEMBER 18-23, 2008 FOR THE PAISANO PROGRAM. (PSJ-ADMINISTRATOR)
- C. CONSIDERATION AND APPROVAL OF CLOSING GATEWAY BRIDGE TO SOUTHBOUND TRAFFIC ON DECEMBER 8, 2008 FROM 6:00 PM – 10:00 PM FOR THE ANNUAL CHRISTMAS PARADE. (PSJ-ADMINISTRATOR)
- D. CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR SEWER SYSTEMS (SEPTIC TANKS) FOR HIDDEN OAKS SUBDIVISION, PCT. 2. (EH-CCDoT)
- E. CONSIDERATION AND AUTHORIZATION FOR FINAL PLAT APPROVAL FOR EL SACRIFICIO SUBDIVISION, PCT. 1, BEING A 4.57 ACRE TRACT OF LAND OUT OF 66.05 ACRE TRACT OF LAND KNOWN AS THE SOUTHPOINT TOWNSITE, OUT OF EL JARDIN SUBDIVISION, SHARE 12, ESPIRITU SANTO GRANT, CAMERON COUNTY, TEXAS, ACCORDING TO THE PLAT RECORDED IN VOLUME 4, PAGE 60, OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS. (EH-CCDoT)
- F. CONSIDERATION AND AUTHORIZATION FOR FINAL PLAT APPROVAL FOR CITRUS ESTATES, NO. 2, PCT. 4, A 5.786 ACRE TRACT OF LAND, MORE OR LESS, OUT OF BLOCK FIVE (5), STUART PLACE SUBDIVISION OF SURVEY 294, CAMERON COUNTY, TEXAS AS RECORDED IN VOLUME 5, PAGE 6, MAP RECORDS OF CAMERON COUNTY, TEXAS. (EH-CCDoT)
- G. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM SEPTEMBER 30, 2008 TO SEPTEMBER 30, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT LA BRECHA SUBDIVISION PHASE 1, LA BRECHA SUBDIVISION PHASE 2, AND LA BRECHA SUBDIVISION PHASE 3, PCT. 3. (EH-CCDoT)
- H. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM OCTOBER 8, 2008 TO OCTOBER 8, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT SAN CARLOS SOUTH SUBDIVISION, PCT. 3. (EH-CCDoT)
- I. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM NOVEMBER 5, 2008 TO NOVEMBER 5, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT GRANDSTONE GARDENS SECTION 1, PCT. 3. (EH-CCDoT)
- J. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM DECEMBER 3, 2008 TO DECEMBER 3, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT RESACA DE CARRICITOS SUBDIVISION, PHASE II AND PHASE III, PCT. 3. (EH-CCDoT)
- K. CONSIDERATION AND APPROVAL OF ELECTRONIC TRANSACTION PROCESSING AGREEMENT BETWEEN OFFICIAL PAYMENTS AND CAMERON COUNTY CLERK TO PROVIDE INTERNET CREDIT CARD PROCESSING AND INTERACTIVE VOICE RESPONSE SERVICES FOR THE PAYMENT OF FEES, FINES AND COURT COSTS. (JR-COUNTY CLERK)

- L. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF JULIO ALBERTO SILVA PARK RANGER FOR PARKS POLICE IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE RANGER IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE PARK RANGERS OFFICE THAT ORIGINATES IN THE PARKS POLICE. (MV-HUMAN RESOURCES)
- M. CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE JUSTICE DEPARTMENT TO SUBMIT THE FOLLOWING STATE GRANT APPLICATION TO THE STATE OF TEXAS OFFICE OF THE GOVERNOR. (TR-JUVENILE JUSTICE)
- N. CONSIDERATION AND APPROVAL OF A RESOLUTION NO. 2008R12090. RESOLUTION OF THE CAMERON COUNTY COMMISSIONERS' COURT REQUESTING THE MEMBERS OF THE 81<sup>ST</sup> TEXAS LEGISLATURE SUPPORT LEGISLATION TO INCREASE FUNDING FOR THE TEXAS RECREATION & PARKS ACCOUNT LOCAL PARK GRANT PROGRAM AND THE TEXAS STATE PARK SYSTEM. (JM-PARKS)
- O. CONSIDERATION AND ADOPTION OF THE 2009-2010 CRIMINAL JUSTICE COMMUNITY PLAN FOR CAMERON COUNTY, TEXAS, PURSUANT TO FUNDING REQUIREMENTS OF THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION. (FB-PD&M)
- P. CONSIDERATION AND AUTHORIZATION TO UTILIZE BUY BOARD INTER-LOCAL COOPERATIVE PURCHASING AGREEMENT FOR JANITORIAL SUPPLIES: CHEMICALS & CLEANING PRODUCTS #2300-1. (MF-PURCHASING)
- Q. CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BID/RFP/RFQ FOR THE FOLLOWING: (MF-PURCHASING)
  - a. TIRES – AUTOMOTIVE, POLICE PATROL, OFF ROAD & HEAVY DUTY ANNUAL BID #1997 (FIRESTONE)
- R. CONSIDERATION AND APPROVAL OF A FIVE (5) YEAR APPLICATION SUPPORT SERVICES CONTRACT BETWEEN HAMER ENTERPRISES AND CAMERON COUNTY TAX ASSESSOR-COLLECTOR'S OFFICE FOR THE EZ-TAX REAL ESTATE AND PERSONAL PROPERTY TAX BILLING, COLLECTION AND DISTRIBUTION SYSTEM. (TY-TAX ASSESSOR)
- S. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR PARCEL 20(E), FOR FM 511 DRAINAGE OUTFALL EASEMENTS BETWEEN FM 1847 AND STATE HIGHWAY 48. (PSJ-ADMINISTRATOR)

**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):

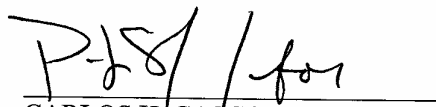
- A. COUNTY ADMINISTRATOR AND DEPUTY COUNTY ADMINISTRATOR TO TRAVEL TO HOUSTON, TEXAS, ON 12/11 TO 12/12/08, TO ATTEND THE ALLIANCE FOR I-69 BOARD OF DIRECTORS MEETING.
- B. COUNTY CLERK STAFF (5) TO TRAVEL TO COLLEGE STATION, TEXAS, ON 1/12 TO 1/15/09, TO ATTEND THE 37<sup>TH</sup> ANNUAL COUNTY & DISTRICT CLERK'S CONTINUING EDUCATION SEMINARS
- C. DISTRICT CLERK STAFF (4) TO TRAVEL TO COLLEGE STATION, TEXAS, ON 1/11 TO 1/15/09, TO ATTEND THE 37<sup>TH</sup> ANNUAL COUNTY & DISTRICT CLERK'S CONTINUING EDUCATION SEMINARS.
- D. HEALTH DEPARTMENT STAFF (3) TO TRAVEL TO LAREDO, TEXAS, ON 12/4/08, TO ATTEND THE CITY OF LAREDO HEALTH DEPARTMENT DRIVE-THRU FLU VACCINE EXERCISE.
- E. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 12/14 TO 12/15/08, TO ATTEND THE EBT SET UP.
- F. JUSTICE OF THE PEACE PRECINCT 2 PLACE 1 STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 12/16 TO 12/18/08, TO ATTEND THE TEXAS JUSTICE COURT TRAINING.
- G. JUVENILE PROBATION STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 1/23 TO 1/24/08, TO ATTEND THE TITLE IV-E FISCAL TRAINING.
- H. SHERIFF'S OFFICE STAFF (2) TO TRAVEL TO DALLAS-FORT WORTH, TEXAS, ON 12/4 TO 12/5/08, TO PICK UP MILITARY SURPLUS.

**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:  
NOVEMBER 17, 2008 – SPECIAL MEETING
  - D. DISCUSSION AND POSSIBLE ACTION REGARDING THE LAYOUT OF THE TWO NEW DISTRICT COURTROOMS. (PSJ-ADMINISTRATOR)
  - E. CONSIDERATION AND AUTHORIZATION TO APPROVE ORDER BY COMMISSIONERS COURT TO DESIGNATE AN EMPLOYEE(S) OF THE COUNTY WHO MAY, AS APPROPRIATE, AND SUBJECT TO CONDITIONS AND DIRECTIONS PROVIDED BY THE COURT, AMEND THE BUDGET BY TRANSFERRING AMOUNTS BUDGETED FOR CERTAIN ITEMS TO OTHER BUDGETED ITEMS. (DG-DEPUTY ADMIN)

- F. CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE REVISION OF A SUBDIVISION PLAT BEING DURAN SUBDIVISION AS RECORDED IN VOLUME 5, PAGE 10 OF THE MAP RECORDS OF CAMERON COUNTY. (EH-CCDoT)
- G. CONSIDERATION AND AUTHORIZATION TO ADOPT AN ORDER REGARDING THE REVISION OF A SUBDIVISION PLAT BEING DURAN SUBDIVISION AS RECORDED IN VOLUME 5, PAGE 10, OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS. (EH-CCDoT)
- H. CONSIDERATION AND AUTHORIZATION TO APPROVE DUNE PROTECTION PERMIT & BEACH FRONT CONSTRUCTION CERTIFICATE FOR BARRY PATEL, AFFILIATED MANAGEMENT SYSTEMS ON 6.5 ACRES OUT OF ANDY BOWIE PARK. (JM-PARKS)
- I. CONSIDERATION AND AUTHORIZATION TO APPROVE ADDITIONAL WORK BY UTILIZING THE TEXAS INTERLOCAL PURCHASING SYSTEM AGREEMENT, TO HIRE CLEAN AIR SOLUTION CONTACTORS (CAS) TO REPLACE THE AIR CONDITION METAL DUCT AT THE SEA RANCH RESTAURANT. (JM-PARKS)
- J. CONSIDERATION AND AUTHORIZATION TO APPROVE DESIGN, CONSTRUCTION BUDGET AND ALLOW PARKS DEPARTMENT TO SOLICIT BIDS FOR THE CONSTRUCTION OF THE LOS FRESNOS BOYS & GIRLS CLUB. (JM-PARKS) tabled on 11/24/08
- K. CONSIDERATION AND POSSIBLE ACTION REGARDING REIMBURSEMENTS FROM FEMA. (PSJ-ADMINISTRATOR)
- L. DISCUSSION AND POSSIBLE ACTION TO INCREASE DEPARTMENT 150-621 SLOT 65 AND DECREASE LINE ITEM 150-621-6082 BY \$3,000.00. (PSJ-ADMINISTRATOR) tabled on 11/24/08
- M. DISCUSSION AND POSSIBLE ACTION REGARDING THE USE OF THE GOOLSBY BUILDING. (PSJ-ADMINISTRATOR)
- N. DISCUSSION AND POSSIBLE ACTION REGARDING THE SUBMITTAL OF A LETTER TO PRESIDENT ELECT BARACK OBAMA'S TRANSITION TEAM REQUESTING THAT THE BORDER WALL PROJECT BE STOPPED. (PSJ-ADMINISTRATOR)
- O. DISCUSSION AND POSSIBLE ACTION REGARDING THE COUNTY'S STATE AND FEDERAL LEGISLATIVE AGENDA. (PSJ-ADMINISTRATOR)

SIGNED THIS 5<sup>th</sup> DAY OF DECEMBER 2008.

  
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CARLOS H. CASCOS, CPA  
COUNTY JUDGE