



**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
Thursday, February 5, 2009 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

2009 FEB -2 2:50

JOE G. RIVERA
COUNTY CLERK

NOTICE

COMMISSIONERS' COURT REGULAR MEETING

THURSDAY, THE 5TH DAY OF FEBRUARY 2009 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 JOE R. JONES INTERIOR RENOVATION CONTRACT 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 6, FOR RIGHT OF WAY FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- C. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 21, FOR RIGHT OF WAY FOR FM 732, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- D. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 26, PARTS 1 AND 2, FOR RIGHT OF WAY FOR FM 732, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- E. DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 7, FOR RIGHT OF WAY FOR THE DIXIELAND ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- F. EVALUATION OF THE CAMERON COUNTY CHIEF PARK RANGER FOR REASSIGNMENT, DETERMINE DUTIES, DISCIPLINE OR DISMISSAL, PURSUANT TO V.T.C.A. LOCAL GOVERNMENT CODE SECTION 351.082 & GOVERNMENT CODE, SECTION 551.074(a)(1).

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.

PRESENTATION AND/OR RESOLUTION ITEMS:

4. PRESENTATIONS/RESOLUTIONS.

- A. CAMERON COUNTY COMMISSIONERS' COURT PRESENTATION TO DISCUSS THE 2009-2010 TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA CONSTRUCTION FUND, INCLUDING AVAILABLE FUNDING, PROGRAM REQUIREMENTS, POTENTIAL PROJECTS, AND RELATED MATTERS. (FB-PD&M)

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 CLOSE SOUTHBOUND LANES OF GATEWAY BRIDGE ON FEBRUARY 26, 2009 FROM 10 AM – 11 AM AND FROM 2 PM - 4 PM, FEBRUARY 27, 2009 FROM 6 PM – 8 PM AND ON FEBRUARY 28, 2009 FROM 12 NOON – 4 PM FOR CHARRO DAYS FESTIVITIES. (PSJ-ADMINISTRATOR)
 - B. CONSIDERATION AND AUTHORIZATION TO ACCEPT RIGHT OF ENTRY AND POSSESSION FOR PARCEL 7, OF THE DIXIELAND ROAD PROJECT. (PSJ-ADMINISTRATOR)
 - C. CONSIDERATION AND ACCEPTANCE OF THE ONDCP GRANT AGREEMENT AWARD NUMBER G09SS003A AS WELL AS GRANT AWARD NUMBER 15PSSP600Z, SUPPLEMENT NUMBER 4 AND GRANT AWARD NUMBER 16PSSP600Z, SUPPLEMENT NUMBER 8. (MG-AUDITOR)
 - D. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY PLAT APPROVAL FOR JESSE R. GOMEZ SUBDIVISION, PCT. 2, BEING A 6.37 ACRE TRACT OUT OF LOT TWENTY-NINE (29), BLOCK ELEVEN (11), BARRERA GARDENS SUBDIVISION, MAP NO. 2 CAMERON COUNTY, TEXAS ACCORDING TO THE MAP THEREOF RECORDED IN VOLUME 8, PAGE 20, OF THE MAP RECORDS OF CAMERON COUNTY, TEXAS. (EH-CCDoT)

- E. CONSIDERATION AND AUTHORIZATION FOR FINAL PLAT APPROVAL FOR LONGORIA ACRES SECTION 1, PCT. 4, BEING A 23.81 ACRES OUT OF 41.84 ACRE TRACT OUT OF THE NORTH ONE-HALF (1/2) NUMBER TWENTY-ONE (21) OF CAMERON COUNTY DEVELOPMENT COMPANY'S SUBDIVISION OF THE CANTU TRACT, LA FERIA GRANT, CAMERON COUNTY, TEXAS ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 4, PAGE 45, MAP RECORDS OF CAMERON COUNTY, TEXAS. (EH-CCDoT)
- F. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR HERON COVE SUBDIVISION, PCT. 4, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)
- G. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR SYCAMORE SUBDIVISION, PCT. 4, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)
- H. CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF SEPTIC SYSTEM FOR TIO PANCHO GARZA SUBDIVISION, PCT. 4. (EH-CCDoT)
- I. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM JANUARY 25, 2009 TO JANUARY 25, 2010, FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT WHISPERING OAKS SUBDIVISION. (EH-CCDoT)
- J. REQUEST FOR AUTHORIZATION AND APPROVAL OF RENEWAL FOR CONSULTANT SERVICES BY KEN WETHE, INDEPENDENT INSURANCE CONSULTANT TO EVALUATE OUR EXISTING HEALTH PLAN TO INCLUDE BLUE CROSS BLUE SHIELD RUN-OUT CLAIMS AND OR REQUEST TEXAS ASSOCIATION OF COUNTIES TO PROVIDE US WITH A STATUS REPORT ON OUR EXISTING HEALTH PLAN ADMINISTRATION. (MV-HUMAN RESOURCES)
- K. CONSIDERATION AND AUTHORIZATION FOR JP, PCT. 3, PLACE 2 TO USE THE TECHNOLOGY FUND TO PURCHASE A COMPUTER. (DA-JP 3-2)
- L. CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING JESUS "CHUY" AGUILERA FOR HIS EFFORTS AND DEDICATION TO THE YOUTH OF CAMERON COUNTY. (CHC-JUDGE)
- M. CONSIDERATION AND ADOPTION OF A PROCLAMATION DECLARING THE MONTH OF MARCH 2009 AS "YOUTH ART MONTH" IN CAMERON COUNTY, TEXAS. (CHC-JUDGE)
- N. CONSIDERATION AND POSSIBLE APPROVAL OF THE EQUAL DISTRIBUTION OF THE FAMILY PROTECTION FEES TO FAMILY CRISIS CENTER, FRIENDSHIP OF WOMEN AND CASA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 51.961 (D) & (E). (DJV-LEGAL)
- O. CONSIDERATION AND AUTHORIZATION TO ALLOW CAMERON COUNTY PARKS AND RECREATION DEPARTMENT TO AWARD BID TO TOM DAUGHERTY D/B/A ABILITY DEVELOPMENT CONSTRUCTION CO., IN AN AMOUNT GREATER THAN \$15,000.00 BUT LESS THAN \$25,000.00 FOR THE SANTA MARIA COMMUNITY CENTER REPAIRS. (JM-PARKS)

- P. CONSIDERATION AND AUTHORIZATION TO ALLOW THE CAMERON COUNTY JUDGE TO SEND A LETTER TO THE UNITED STATES DEPARTMENT OF INTERIOR REQUESTING A RENEWAL OF THE EXISTING LEASE WITH CAMERON COUNTY FOR THE CONTINUAL USE OF APPROXIMATELY 58.65 ACRES OF LAND OUT OF THE LAGUNA ATASCOSA REFUGE TO OPERATE ADOLPH THOMAE JR. COUNTY PARK. (JM-PARKS)
- Q. CONSIDERATION AND AUTHORIZATION TO RENEW FOUR (4) MOBILE VENDING PERMITS TO FRANCISCO H. TORRES, D/B/A EL REY DEL ELOTE FOR UNITS #1, #2, #3 AND #4. (JM-PARKS)
- R. CONSIDERATION AND AUTHORIZATION TO RENEW TWO (2) MOBILE VENDING PERMITS TO MARIA SALAZAR, D/B/A RUDY'S ELOTES MOBILE FOOD VAN FOR UNITS #1 AND #2. (JM-PARKS)
- S. DISCUSSION AND POSSIBLE AUTHORIZATION TO SOLICIT PROPOSALS FOR CONCESSION AT DOLPHIN COVE (LOCATION #11) AND APPROVAL OF R.F.P. #090202. (JM-PARKS)
- T. CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT WITH SEA TURTLE INC., ALLOWING TEMPORARY USE OF PARK PROPERTY AT ANDY BOWIE PARK TO SET UP A SEA TURTLE EGG CORAL. (JM-PARKS)
- U. CONSIDERATION AND AUTHORIZATION TO RENEW BEACH VENDING PERMIT TO FELICIANO DURAN, D/B/A EL PARAISO. (JM-PARKS)
- V. CONSIDERATION AND AUTHORIZATION TO UTILIZE TARRANT COUNTY COOPERATIVE PURCHASING AGREEMENT FOR LAW ENFORCEMENT OVERHEAD LIGHT BARS – TARRANT COUNTY BID #2008-124/CC #500. (MF-PURCHASING)
- W. CONSIDERATION AND AUTHORIZATION TO UTILIZE TARRANT COUNTY COOPERATIVE PURCHASING AGREEMENT FOR TRANSPORTATION OF INMATE SERVICES – TARRANT COUNTY BID #07-184/CC #1890 (P.T.S. OF AMERICA). (MF-PURCHASING)
- X. CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S/RFQ'S: (MF-PURCHASING)
 - a. ROAD MACHINERY RENTAL – ANNUAL BID #1710 (NUECES POWER EQUIPMENT)
- Y. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ'S FOR: (MF-PURCHASING)
 - a. ARMORED CAR SERVICES – ANNUAL BID #1180
 - b. UNIFORMS RENTAL / CLEANING – ANNUAL BID #1940
- Z. CONSIDERATION AND APPROVAL OF A CERTIFICATION STATEMENT THAT CERTIFIES THAT CAMERON COUNTY HAS ACQUIRED THE RIGHT OF WAY NEEDED FOR THE IMPROVEMENTS TO PRIMERA ROAD IN THE PCT. 4 AREA. (PSJ-ADMINISTRATOR)

- AA. CONSIDERATION AND POSSIBLE APPROVAL OF ORDER GRANTING AN EXEMPTION UNDER V.T.C.A, LOCAL GOVERNMENT CODE SECTION 262.024 (EMULSION OILS). (MF-PURCHASING)
- BB. CONSIDERATION AND APPROVAL OF LICENSE AGREEMENT BETWEEN CAMERON COUNTY AND TEMPLO SHEKINA FOR THE USE OF COUNTY PROPERTY. (PSJ-ADMINISTRATOR)
- CC. CONSIDERATION AND APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY AND GIANT AERIAL BILLBOARD FOR THE USE OF THE COUNTY AIRPORT. (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 TO TRAVEL TO MEXICO CITY, MEXICO, ON 2/23 TO 2/24/09, TO ATTEND THE BTA INTERNATIONAL CONFERENCE.
 - B. COMMISSIONER PRECINCT 2 AND STAFF TO TRAVEL TO OMAHA, NEBRASKA, ON 2/8 TO 2/10/09, TO MEET WITH UNION PACIFIC OFFICIALS REGARDING THE WEST RAIL PROJECT.
 - C. CONSTABLE PRECINCT 4 STAFF (1) TO TRAVEL TO HIDALGO, TEXAS, ON 2/19/09, TO ATTEND THE SPECIAL INVESTIGATIVE TRAINING.
 - D. CONSTABLE PRECINCT 4 STAFF (4) TO TRAVEL TO DEER PARK, TEXAS, ON 2/23 TO 2/24/09, TO ATTEND THE HOME OF THE STREET SURVIVAL SEMINAR.
 - E. CONSTABLE PRECINCT 4 STAFF (5) TO TRAVEL TO HIDALGO, TEXAS, ON 3/12/09, TO ATTEND THE SPECIAL INVESTIGATIVE TRAINING AND CULTURAL DIVERSITY TRAINING.
 - F. COUNTY COURT AT LAW NO. 2 STAFF (1) TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS, ON 3/5 TO 3/6/09, TO ATTEND THE TEXAS COLLEGE OF PROBATE JUDGES.
 - G. DISTRICT ATTORNEY'S OFFICE STAFF (4) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 2/2 TO 2/6/09, TO ATTEND TEXAS DISTRICT AND COUNTY ATTORNEY ASSOCIATION'S ANNUAL INVESTIGATOR SCHOOL.
 - H. DISTRICT ATTORNEY'S OFFICE STAFF (1) TO TRAVEL TO LAREDO, TEXAS, ON 2/17 TO 2/19/09, TO ATTEND THE LAREDO INITIATIVES.
 - I. DISTRICT ATTORNEY'S OFFICE STAFF (1) TO TRAVEL TO HOUSTON, TEXAS, ON 2/18 TO 2/21/09, TO ATTEND THE 22ND ANNUAL JUVENILE LAW CONFERENCE.
 - J. DISTRICT ATTORNEY'S OFFICE STAFF (1) TO TRAVEL TO McALLEN, TEXAS, ON 2/23 TO 2/27/09, TO ATTEND THE McALLEN INITIATIVES.

- K. EXTENSION OFFICE STAFF (1) TO TRAVEL TO COLLEGE STATION, TEXAS, ON 1/27/09, TO ATTEND THE DIVERSITY CATALYST TEAM MEETING.
- L. HEALTH DEPARTMENT STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 2/10 TO 2/11/09, TO ATTEND THE MEDICAL SPECIAL NEEDS PREPAREDNESS SYMPOSIUM.
- M. HEALTH DEPARTMENT STAFF (2) TO TRAVEL TO ROUND ROCK, TEXAS, ON 2/11 TO 2/13/09, TO ATTEND THE TEXAS ASSOCIATION OF LOCAL HEALTH OFFICIALS.
- N. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 2/16 TO 2/20/09, TO ATTEND THE NEW WIC DIRECTOR TRAINING SESSION.
- O. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 3/30 TO 4/3/09, TO ATTEND THE TEXAS – WIN EBT OVERVIEW TRAINING.
- P. JUSTICE OF THE PEACE PRECINCT 3 PLACE 2 STAFF (1) TO TRAVEL TO SAN MARCOS, TEXAS, ON 3/16 TO 3/18/2009, TO ATTEND THE NEW COURT PERSONNEL SEMINAR.
- Q. JUSTICE OF THE PEACE PRECINCT 3 PLACE 2 STAFF (1) TO TRAVEL TO SAN MARCOS, TEXAS, ON 3/16 TO 3/18/2009, TO ATTEND EXPERIENCE COURT PERSONNEL SEMINAR.
- R. JUSTICE OF THE PEACE PRECINCT 6 STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 2/11 TO 2/12/09, TO ATTEND THE MEETING WITH TEXAS JUDICIAL COMMISSION.
- S. LEGAL DIVISION STAFF (1) TO TRAVEL TO IRVING, TEXAS, ON 3/4 TO 3/6/09, TO ATTEND THE 17TH ANNUAL ADVANCED EMPLOYMENT LAW COURSE.


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:
 - JANUARY 8, 2009 – SPECIAL MEETING
 - JANUARY 8, 2009 – REGULAR MEETING
- D. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY AND W.G. YATES & SONS CONSTRUCTION COMPANY FOR THE ADDITION TO THE CARRIZALEZ RUCKER FACILITY. (PSJ-ADMINISTRATOR)
- E. CONSIDERATION AND ACTION ON BUDGETING/ACCOUNTING ISSUES REGARDING DISTRICT ATTORNEY’S OFFICE FUND 900-475, FUND 600-475, AND THE DISTRICT ATTORNEY’S FORFEITURE ACCOUNT. (AV-DISTRICT ATTORNEY)

- F. DISCUSSION AND POSSIBLE ACTION ON THE APPROVAL OF THE VETERAN'S POLICY WHICH WILL ALLOW VETERAN'S DISCOUNT INTO COUNTY PARKS. (JM-PARKS)
- G. CONSIDERATION AND AUTHORIZATION TO AWARD BID #081201 TO LOWEST BIDDER, GARCO CONSTRUCTION, LLC IN THE AMOUNT OF \$720,880.00. (JM-PARKS)
- H. CONSIDERATION AND AUTHORIZATION TO EXECUTE CONTRACT WITH GARCO CONSTRUCTION, LLC FOR THE CONSTRUCTION OF THE LOS FRESNOS BOYS & GIRLS CLUB. (JM-PARKS)
- I. CONSIDERATION AND SELECTION OF ONE OR MORE PROJECTS FOR APPLICATION TO THE 2009-2010 TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA CONSTRUCTION FUND. (FB-PD&M)
- J. CONSIDER APPOINTMENT OF "OTHER QUALIFIED PERSON" (SHERIFF OR CONSTABLE) AS CHIEF OF THE PARK RANGERS PURSUANT TO LOCAL GOVERNMENT CODE, CHAPTER 351, SUB-CHAPTER E. (CHC-JUDGE)
- K. CONSIDERATION AND POSSIBLE ACTION REGARDING REIMBURSEMENTS FROM FEMA. (PSJ-ADMINISTRATOR)

SIGNED THIS 2ND DAY OF FEBRUARY 2009.



CARLOS H. CASCOS, CPA
COUNTY JUDGE



**Cameron County, Texas
Commissioner's Court
Cameron County Courthouse, 2nd Floor
1100 E Monroe St.
Brownsville, Texas 78520
(956) 982-5414 – (956) 983-5099 Fax**

REGULAR MEETING

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Tuesday, February 5, 2009, at 5:00 p.m. in the Courtroom on the 2nd Floor
at the Courthouse, 1100 E. Monroe, Brownsville, Texas.

Carlos H. Cascos, CPA
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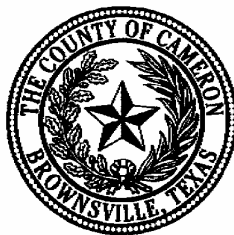
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ACCEPTED FOR FILING IN:
CAMERON COUNTY

2009 FEB -2 P 4:33

JOE G. RIVERA
COUNTY CLERK

SUPPLEMENTAL NOTICE

COMMISSIONERS COURT REGULAR MEETING

TUESDAY, THE 5TH DAY OF FEBRUARY 2009 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.

CONSENT ITEMS:

1. CONSIDERATION AND APPROVAL FOR THE SHERIFF'S DEPARTMENT TO SUBMIT A CONTINUATION GRANT APPLICATION TO THE TEXAS DEPARTMENT OF PUBLIC SAFETY FOR THE 2009 OPERATION STONEGARDEN GRANT. (OL-SHERIFF)

SIGNED THIS 2ND DAY OF FEBRUARY 2009.

CARLOS H. CASCOS, CPA
COUNTY JUDGE