

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 11th day of June 2009, 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

Aide A. Trejo **Deputy Clerk**

ABSENT:
JOHN WOOD

The meeting was called to order by Judge Cascos at 5:01 P.M. He asked Pastor Thomas Carruba for the invocation. Ms. Melissa Page 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 June 8, 2009 at 1:51 P.M.:

EXECUTIVE SESSION

Judge Cascos asked that Executive Session Item No. 1 (C) be tabled as per the Tax Assessor-Collector and noted that Executive Session Item No. 1 (D) should read "...Section 551.071...".

Mr. Pete Sepulveda, County Administrator, asked that Executive Session Items No. 1 (A) and (B) be tabled.

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

(1) EXECUTIVE SESSION:

- (A) 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. (TABLED)**
- (B) DELIBERATION CONCERNING ISSUES RELATING TO POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE USE OF COUNTY OFFICES REGARDING ALL OF LOTS 1 AND 12, THE EAST ½ OF LOT 11, BLOCK 144, ORIGINAL TOWNSITE OF THE CITY OF BROWNSVILLE, CAMERON COUNTY, TEXAS PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072. (TABLED)**
- (C) DISCUSSION AND POSSIBLE ACTION ON A PRIVATE OFFER TO PURCHASE REAL PROPERTY OFFER FROM SPIROS KATZAKIS AND MARCOS I. RICOY TO PURCHASE THE FOLLOWING PROPERTY STRUCK OFF TO CAMERON COUNTY FOR ITSELF AND OTHER TAXING JURISDICTIONS: TRACT ONE – LOT 4, HARLINGEN SERVICE CENTER SUBDIVISION IN THE CITY OF HARLINGEN, CAMERON COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF, RECORDED IN CABINET "I", PAGE 63-B, MAP RECORDS OF CAMERON COUNTY, TEXAS (ACCOUNT NO. 18-4200-0000-0040-00), PURSUANT TO V.T.C.A GOVERNMENT CODE SECTION 551.072. (TABLED)**
- (D) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING VICTOR H. TAMAYO VS. CAMERON COUNTY SHERIFF'S DEPARTMENT; EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC) CHARGE NO. 451-2009-01553, FOR DISCUSSION AND AUTHORITY TO REPRESENT CAMERON COUNTY AND CAMERON COUNTY DEPARTMENTS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 51.071 (1) (A) & (2).**

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Court reconvened into Regular Session at 5:14 P.M. to discuss the following matters:

(2) ACTION RELATIVE TO EXECUTIVE SESSION:

- (D) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING VICTOR H. TAMAYO VS. CAMERON COUNTY SHERIFF'S DEPARTMENT; EQUAL EMPLOYMENT OPPORTUNITY COMMISSION (EEOC) CHARGE NO. 451-2009-01553, FOR DISCUSSION AND AUTHORITY TO REPRESENT CAMERON COUNTY AND CAMERON COUNTY DEPARTMENTS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 51.071 (1) (A) & (2).**

Commissioner Tamayo let it be known that she is not related to Victor H. Tamayo.

Commissioner Garza motioned to acknowledge the Report by Legal Counsel and to authorize Legal Counsel to represent Cameron County and the Cameron County Departments as discussed.

The motion was seconded by Commissioner Tamayo and carried unanimously.

(3) **PUBLIC COMMENTS.**

None were presented.

PRESENTATIONS

(4) **PRESENTATIONS/RESOLUTIONS.**

(B) PRESENTATION BY MR. TODD MURPHY, DENNIS HUGHES AND GARY MCWILLIAMS WITH CORRECTIONAL HEALTH CARE MANAGEMENT (CHM) FIRM REGARDING INFIRMARY OPERATIONS/MANAGEMENT PLAN. (OL-SHERIFF)

Mr. Dean Garza, Infirmiry Administrator for the Sheriff's Office, stated that he was approached by Correctional Health Care Management (CHM) regarding the privatization of healthcare at the Infirmiry.

Judge Cascos noted that this issue would need to go out for proposals and that any information provided to CHM would need to be given to any potential proposers.

Mr. Gary McWilliams, Vice President of Sales & Marketing for Correctional Health Care Management, gave a brief presentation as to the advantages of privatizing inmate healthcare.

Commissioner Garza inquired as to how the current County employees would be affected if the Court were to privatize inmate healthcare.

Mr. McWilliams replied that CHM would take over staffing.

Mr. Dean Garza added that most counties are currently headed toward privatization.

Judge Cascos recommended that a committee be appointed to review any proposals related to privatizing inmate healthcare to include Mr. Dean Garza, a representative from the Health Department and a representative from the County Administrator's Office. He also recommended that the current employees be allowed to apply with whichever company is awarded the RFP. He directed Mr. Mike Forbes, Purchasing Agent, to meet with Mr. Dean Garza, Human Resources and the Auditor's Office to ensure that all criteria are reviewed.

Commissioner Garza asked Mr. McWilliams if CHM currently performs telemedicine.

Mr. McWilliams replied in the affirmative and added that the most common form of telemedicine currently being applied is for psychiatric purposes.

Commissioner Tamayo asked that the RFP be specific as to what role the County will play and what role each department involved will play in terms of providing inmate healthcare.

Commissioner Tamayo motioned to acknowledge the Presentation with the Correctional Health Care Management (CHM) Firm regarding an Infirmiry Operations/Management Plan.

The motion was seconded by Commissioner Garza and carried unanimously.

(A) **PRESENTATION BY KEN WETHE, INDEPENDENT INSURANCE CONSULTANT FOR CAMERON COUNTY HEALTH BENEFITS, ON EXPENSES VS. BUDGET FOR SEPTEMBER 1, 2008 – MARCH 31, 2009. (MV-HUMAN RESOURCES)**

Mr. Ken Wethe, Independent Insurance Consultant, presented the report concerning the Cameron County Health Benefits, Expenses vs. Budget, for September 1, 2008 – March 31, 2009. He commented on the decrease in the per-member per-month cost and the increase in the fund balance by approximately \$869,000.

Judge Cascos inquired as to target amount for the fund balance.

Mr. Wethe replied that the ideal amount would be at least 3 months worth of claims.

Commissioner Garza asked if any providers were lost since changing to Blue Cross/Blue Shield.

Mr. Wethe replied that he is not aware of any issues. He noted that the County has received approximately \$27,000 in prescription drug rebates, which is not reflected in the current report.

Commissioner Tamayo motioned to acknowledge the Presentation by Ken Wethe, Independent Insurance Consultant for Cameron County Health Benefits, on Expenses vs. Budget for September 1, 2008 – March 31, 2009.

The motion was seconded by Commissioner Garza and carried unanimously.

The Documentation is as follows:

(3) PUBLIC COMMENTS.

Mr. Ernesto Carballo, Scout Executive/CEO of the Rio Grande Council Boy Scouts of America, stated that the Annual Boy Scout Summer Camp begins this coming Saturday and informed the Court that he was expecting to have access to the Bingo Hall located at Isla Blanca Park, which has been done in the past, and was told that his organization cannot use the Bingo Hall. He asked for assistance in order to resolve this issue as over 200 scouts are expected to attend the camp.

Judge Cascos directed Mr. Carballo to work with Legal Counsel and Mr. Javier Mendez, Parks Director, to work out an arrangement and for an agreement to be placed on the agenda at the next available Meeting.

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 ITEMS:

Consent Item No. 5 (FF):

Mr. Tony Yzaguirre, Tax Assessor-Collector, asked that the item be approved subject to the correction of the date to July 2, 2009.

Consent Item No. 5 (GG):

Mr. Tony Yzaguirre, Tax Assessor-Collector, asked to table this item.

Consent Items No. 5 (C), (D) and (L):

Judge Cascos asked to table these items.

Commissioner Garza motioned to approve the "Consent and Travel Items", with the correction to Consent Item No. 5 (FF) and tabling Consent Items No. 5 (C), (D), (L) and (GG).

The motion was seconded by Commissioner Tamayo and carried unanimously.

(A) CONSIDERATION AND APPROVAL OF ANNUAL DUES FOR THE TEXAS CONFERENCE OF URBAN COUNTIES. (PSJ-ADMINISTRATOR)

The Documentation is as follows:

(B) CONSIDERATION AND APPROVAL OF ADVANCED FUNDING AGREEMENT AMENDMENT 3 BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE WEST RAIL PROJECT. (PSJ-ADMINISTRATOR) (Contract No. 2009C05205)

The Agreement is as follows:

(C) CONSIDERATION AND POSSIBLE APPROVAL OF WORK ORDERS AND RELATED DOCUMENTS WITH IKON FOR COPIERS FOR HIDTA. (MG-AUDITOR) (TABLED)

(D) CONSIDERATION AND POSSIBLE APPROVAL OF FINANCING AGREEMENT AND RELATED DOCUMENTS WITH LEAF FINANCIAL CORPORATION FOR THE LEASING OF IKON COPIERS FOR HIDTA. (MG-AUDITOR) (TABLED)

- (E) CONSIDERATION AND APPROVAL FOR CLOTHING EXPENSE OF \$500.00 FOR INVESTIGATOR JOSE A. ZAMORANO TO BE PAID OUT OF THE FUND 90 ACCOUNT. (RL-CONSTABLE PRECINCT 4)
- (F) CONSIDERATION AND AUTHORIZATION FOR FINAL PLAT APPROVAL FOR VALLE DEL CIPRES SUBDIVISION NO. 3-B, PCT. 4, BEING A 55.107 ACRE TRACT OF LAND, MORE OR LESS, BEING 34.377 ACRES OUT OF BLOCK EIGHTEEN (18) AND 20.730 ACRES OUT OF BLOCK NINETEEN (19) OF SUBDIVISION NO. 1 OF THE HICKS RESERVE, CAMERON COUNTY, TEXAS. (EH-CCDOT) (Contract No. 2009C06219)
The Documentation is as follows:
- (G) CONSIDERATION AND AUTHORIZATION TO REDUCE THE AMOUNT OF THE LETTER OF CREDIT FOR WATER WELLS AND SEPTIC SYSTEMS AT PASEO DE LOS REYES SUBDIVISION, PCT. 4. (EH-CCDOT)
The Documentation is as follows:
- (H) CONSIDERATION AND APPROVAL TO AWARD LOW BID TO L&R PRECAST CONCRETE WORKS, INC. FOR THE CAMERON PARK – SECTION 3, PHASE 2, CONCRETE INLET BOXES AND MANHOLES. MANHOLES BID NO. 090402. (EH-CCDOT)
The Documentation is as follows:
- (I) CONSIDERATION AND APPROVAL OF CONTRACT & WORK AUTHORIZATION NO. 3 BETWEEN CAMERON COUNTY AND T.E.D.S.I. INFRASTRUCTURE FOR THE CAMERON COUNTY STORM WATER MANAGEMENT PLAN – YEAR 2, PROJECT. (EH-CCDOT) (Contract No. 2009C06220)
The Documentation is as follows:
- (J) CONSIDERATION AND AUTHORIZATION TO RENEW THE SERVICE AGREEMENT AND MAINTENANCE GRANT CONTRACT FOR VINE (VICTIM INFORMATION & NOTIFICATION EVERYDAY) PROGRAM FROM APPRISS VENDOR AND PROVIDER OF VINE FOR THE 2010 DISTRICT ATTORNEY’S VICTIM ASSISTANCE PROGRAM. (AV-DISTRICT ATTORNEY) (Contract No. 2009C06221)
The Documentation is as follows:
- (K) CONSIDERATION AND ACTION TO APPROVE THE RENEWAL OF A ONE YEAR SERVICE MAINTENANCE AGREEMENT WITH INFOPRINT SOLUTIONS COMPANY FOR THE INFOPRINT MODEL 1145 PRINTER S/N 151380 COVERING THE PERIOD OF JULY 3, 2009 THROUGH JULY 2, 2010. (RO-ELECTIONS) (Contract No. 2009C06222)
The Agreement is as follows:
- (L) CONSIDERATION TO APPROVE FOR A ONE YEAR RENEWAL OF THE HARDWARE AND SOFTWARE MAINTENANCE AND SUPPORT SERVICES AGREEMENT AND THE FIREWARE USAGE AGREEMENT (POST WARRANTY PERIOD) COVERING THE PERIOD OF 04/01/09 THROUGH 03/31/10 FOR TWO MODEL 650 TABULATORS (CENTRAL COUNT SCANNERS) FROM ELECTION SYSTEMS AND SOFTWARE. (RO-ELECTIONS) (TABLED)
- (M) CONSIDERATION TO APPROVE THE HARDWARE PREVENTIVE MAINTENANCE AGREEMENT FOR 25 MODEL 100 PRECINCT TABULATORS AND 25 ES&S AUTO MARK VOTER ASSIST TERMINALS FOR A ONE YEAR RENEWAL RUNNING FROM JULY 1, 2009 THROUGH JUNE 30, 2010 FROM ELECTION SYSTEMS AND SOFTWARE. THESE ARE COMPONENTS OF THE OPTICAL SCAN VOTING SYSTEM USED FOR ALL ELECTIONS BY THE COUNTY. (RO-ELECTIONS)
The Documentation is as follows:
- (N) CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TUBERCULOSIS PREVENTION AND CONTROL. (YS-HEALTH) (Contract No. 2009C06223)
The Contract is as follows:

- (O) **CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TUBERCULOSIS PREVENTION AND CONTROL. (YS-HEALTH) (Contract No. 2009C06224)**
The Contract is as follows:
- (P) **CONSIDERATION AND ACTION FOR THE APPOINTMENT OF ROEL CAVAZOS RESERVE DEPUTY CONSTABLE FOR PCT. 7 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE RESERVE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT. (MV-HUMAN RESOURCES)**
The Documentation is as follows:
- (Q) **CONSIDERATION, APPROVAL AND AUTHORIZATION TO PURCHASE A LAPTOP AND LICENSE UTILIZING THE JP TECHNOLOGY FUNDS. (JS-JP 3-1)**
The Documentation is as follows:
- (R) **CONSIDERATION AND AUTHORIZATION TO EXECUTE STANDARD SERVICE AGREEMENT WITH AEP OF TEXAS IN THE AMOUNT OF \$10,736.37 AND APPROVAL OF ELECTRICAL EASEMENT FOR LAURELES COMMUNITY PARK. (JM-PARKS) (Contract No. 2009C06213)**
The Agreement is as follows:
- (S) **CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND DOUG MILLER, FIREHOUSE CHIEF FINANCIAL OFFICER FOR "STRIPES FOURTH OF JULY PROMOTION. (JM-PARKS) (Contract No. 2009C05211)**
The Agreement is as follows:
- (T) **DISCUSSION AND APPROVAL OF CONTRACT 2009C06215 BETWEEN CAMERON COUNTY AND COAST HARBOR ENGINEERING, INC. FOR ENGINEERING SERVICES ON PHASE II OF THE ADOLPH THOMAE PARK SHORELINE RESTORATION PROJECT, UTILIZING THE PROFESSIONAL SERVICES EXEMPTION ORDER NO. 2006O08001. (JM-PARKS) (Contract No. 2009C06215)**
The Contract is as follows:
- (U) **CONSIDERATION AND APPROVAL OF ADDENDUM TO CONCESSION AGREEMENT WITH SPI SEASCAPE, INC., AT SEA RANCH MARINA ON SOUTH PADRE ISLAND. (JM-PARKS) (Contract No. 2009C06212)**
The Agreement is as follows:
- (V) **CONSIDERATION AND AUTHORIZATION TO EXECUTE CONTRACT NUMBER 2009C06216 TO TERRY RAY CONSTRUCTION, INC., FOR THE CONSTRUCTION OF THE HIGHWAY 48 BOAT RAMP. (JM-PARKS) (Contract No. 2009C06216)**
The Contract is as follows:
- (W) **CONSIDERATION AND AUTHORIZATION TO ACCEPT GRANT AWARD FROM THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE DISTRICT ATTORNEY'S 2009 VICTIM ASSISTANCE SUPPLEMENTAL GRANT. (FB-PD&M)**
The Documentation is as follows:
- (X) **CONSIDERATION AND APPROVAL OF AN IMPLEMENTATION AGREEMENT BETWEEN THE COUNTY OF CAMERON, TEXAS AND THE COMMUNITY DEVELOPMENT CORPORATION OF BROWNSVILLE, PURSUANT TO THE 2008-2012 CAMERON AND WILLACY COUNTIES COLONIA SELF-HELP CENTER PROJECT. (FB-PD&M) (Contract No. 2009C06225)**
The Agreement is as follows:
- (Y) **CONSIDERATION AND AUTHORIZATION FOR CAMERON COUNTY TO SUBMIT A JOINT GRANT APPLICATION WITH THE CITIES OF BROWNSVILLE AND HARLINGEN FOR THE 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) LOCAL PROGRAM. (FB-PD&M)**
The Documentation is as follows:

- (Z) **CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS COURT OF CAMERON COUNTY, TEXAS REQUESTING FLEXIBILITY FROM THE OFFICE OF RURAL COMMUNITY AFFAIRS TO ALLOW ADEQUATE OPPORTUNITIES TO UTILIZE SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM THE AMERICAN RECOVERY AND REINVESTMENT ACT. (FB-PD&M) (Resolution No. 2009R06090)**
The Resolution is as follows:
- (AA) **CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING RFP'S: (MF-PURCHASING)**
a. **LASER PRINTING OF TAX STATEMENTS – ANNUAL BID #1640**
- (BB) **CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ'S FOR: (MF-PURCHASING)**
a. **FINANCING FOR EQUIPMENT – ANNUAL BID #1420**
b. **INSURANCE: PROPERTY & CASUALTY – ANNUAL RFP #1464**
c. **CEMETARY MEMORIAL PARK – CAMERON COUNTY – BID #090503**
- (CC) **CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP'S, RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)**
a. **TRACTORS (QTY. 2) BOOM SIDE & REAR MOWERS (QTY. 3 EACH) – BID #090501 (H & V EQUIPMENT)**
The Tabulation is as follows:
- (DD) **CONSIDERATION AND AUTHORIZATION TO NEGOTIATE WITH TOP TWO (2) SCORED FIRMS FOR THE FOLLOWING: (MF-PURCHASING)**
a. **AGENDA MANAGEMENT SOFTWARE – RFP #081002 (NOVUS SOLUTIONS, MANATRON)**
The Tabulation is as follows:
- (EE) **CONSIDERATION AND AUTHORIZATION TO APPROVE PURCHASE 1C502 PHONES AND SERVICE FOR 2 INVESTIGATORS. (OL-SHERIFF)**
- (FF) **CONSIDERATION AND ACTION IN CLOSING THE CAMERON COUNTY TAX ASSESSOR-COLLECTOR'S OFFICE ON THURSDAY JULY 3, 2009 FROM 8:00 AM TO 5:00 PM FOR THE ANNUAL TAX ASSESSOR-COLLECTOR'S TRAINING SEMINAR TOGETHER WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AND THE CAMERON COUNTY AUTOMOBILE CRIMES ENFORCEMENT TASK FORCE. (TY-TAX ASSESSOR)**
The Documentation is as follows:
- (GG) **DISCUSSION AND POSSIBLE ACTION ON RESOLUTION APPROVING THE PRIVATE OFFERS FOR THE REFERENCED PROPERTY. (TY-TAX ASSESSOR) (TABLED)**
- (HH) **CONSIDERATION AND APPROVAL TO UPDATE COPIER LEASE WITH THE STATE CONTRACT DIR-SDD-515. (LS-JP 2-1) (Contract No. 2009C06227)**
The Contract is as follows:
- (II) **CONSIDERATION AND AUTHORIZATION TO AMEND AGREEMENT BETWEEN CAMERON COUNTY AND UNION PACIFIC RAILROAD REGARDING THE WEST RAIL PROJECT. (PSJ-ADMINISTRATOR) (Contract No. 2009C06232)**
The Agreement is as follows:

TRAVEL ITEMS

- (6) **CONSIDERATIONS AND AUTHORIZATION TO TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):**
- (A) **CONSTABLE PRECINCT 4 TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 6/29 TO 7/3/9, TO ATTEND THE TGIA SEMINAR.**

- (B) COUNTY CLERK TO TRAVEL TO SPOKANE, WASHINGTON ON 7/5 TO 7/11/09, TO ATTEND THE IACREOT 38TH ANNUAL CONFERENCE & TRADE SHOW.**
- (C) DISTRICT ATTORNEY TO TRAVEL TO SAN ANTONIO, TEXAS, ON 5/27/09, TO ATTEND HIDTA EXECUTIVE BOARD MEETING.**
- (D) DISTRICT ATTORNEY'S OFFICE STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 6/24 TO 6/25/09, 7/22 TO 7/23/09 AND 8/12 TO 8/13/09, TO ATTEND THE VICTIM IMPACT STATEMENT REVISION COMMITTEE MEETINGS.**
- (E) DISTRICT ATTORNEY'S OFFICE STAFF (13) TO TRAVEL TO AUSTIN, TEXAS, ON 7/12 TO 7/17/09, TO ATTEND TEXAS DISTRICT AND COUNTY ATTORNEY ASSOCIATION'S PROSECUTOR TRAIL SKILLS COURSE.**
- (F) HEALTH DEPARTMENT STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 6/24 TO 6/25/09, TO ATTEND THE RVCT TRAINING COURSE.**
- (G) HEALTH DEPARTMENT STAFF (7) TO TRAVEL TO AUSTIN, TEXAS, ON 6/25 TO 6/28/09, TO ATTEND THE 5TH ANNUAL TXP2P PARENT CONFERENCE.**
- (H) JUVENILE PROBATION STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 6/28 TO 6/30/09, TO ATTEND THE POST-LEGISLATIVE CONFERENCE.**
- (I) JUVENILE PROBATION STAFF (3) TO TRAVEL TO AUSTIN, TEXAS, ON 6/30 TO 7/1/09, TO ATTEND THE 2009 TJPC BUDGET WORKSHOP.**
- (J) MEDICOLEGAL DEATH INVESTIGATOR TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 6/14 TO 6/18/09, TO VISIT WITH AND SHADOW THE NUECES COUNTY MEDICAL EXAMINER DEANER.**
- (K) SHERIFF'S OFFICE STAFF (2) TO TRAVEL TO SAN ANTONIO AND AUSTIN, TEXAS, ON 6/1 TO 6/2/09, TO VIEW AND PURCHASE EQUIPMENT FROM DRMO (DEFENSE REUTILIZATION & MARKETING OFFICE).**
- (L) SHERIFF'S OFFICE STAFF (1) TO TRAVEL TO FREDERICKSBURG, VIRGINIA, ON 6/11 TO 6/29/09, TO ATTEND THE LEEDS PROGRAM MANAGEMENT TEAM.**
- (M) SHERIFF'S OFFICE STAFF (5) TO TRAVEL TO NEW BRAUNFELS, TEXAS, ON 6/22 TO 6/25/09, TO ATTEND THE COURT SECURITY CRITICAL INCIDENT & EMERGENCY PLANNING FOR COURTS TRAINING SEMINAR.**
- (N) BUILDING MAINTENANCE DEPARTMENT STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 6/25 TO 6/26/09, TO ATTEND THE TEXAS COURTHOUSE STEWARDSHIP WORKSHOP.**

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- (S) CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND DOUG MILLER, FIREHOUSE CHIEF FINANCIAL OFFICER FOR “STRIPES FOURTH OF JULY PROMOTION. (JM-PARKS) (Contract No. 2009C05211)**
The Agreement is as follows:

- (T) DISCUSSION AND APPROVAL OF CONTRACT 2009C06215 BETWEEN CAMERON COUNTY AND COAST HARBOR ENGINEERING, INC. FOR ENGINEERING SERVICES ON PHASE II OF THE ADOLPH THOMAE PARK SHORELINE RESTORATION PROJECT, UTILIZING THE PROFESSIONAL SERVICES EXEMPTION ORDER NO. 2006O08001. (JM-PARKS) (Contract No. 2009C06215)**

The Contract is as follows:

- (U) **CONSIDERATION AND APPROVAL OF ADDENDUM TO CONCESSION AGREEMENT WITH SPI SEASCAPE, INC., AT SEA RANCH MARINA ON SOUTH PADRE ISLAND. (JM-PARKS) (Contract No. 2009C06212)**
The Agreement is as follows:

- (V) **CONSIDERATION AND AUTHORIZATION TO EXECUTE CONTRACT NUMBER 2009C06216 TO TERRY RAY CONSTRUCTION, INC., FOR THE CONSTRUCTION OF THE HIGHWAY 48 BOAT RAMP. (JM-PARKS) (Contract No. 2009C06216)**
The Contract is as follows:

- (W) CONSIDERATION AND AUTHORIZATION TO ACCEPT GRANT AWARD FROM THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE DISTRICT ATTORNEY'S 2009 VICTIM ASSISTANCE SUPPLEMENTAL GRANT. (FB-PD&M)**
The Documentation is as follows:

- (X) CONSIDERATION AND APPROVAL OF AN IMPLEMENTATION AGREEMENT BETWEEN THE COUNTY OF CAMERON, TEXAS AND THE COMMUNITY DEVELOPMENT CORPORATION OF BROWNSVILLE, PURSUANT TO THE 2008-2012 CAMERON AND WILLACY COUNTIES COLONIA SELF-HELP CENTER PROJECT. (FB-PD&M) (Contract No. 2009C06225)**
The Agreement is as follows:

- (Y) CONSIDERATION AND AUTHORIZATION FOR CAMERON COUNTY TO SUBMIT A JOINT GRANT APPLICATION WITH THE CITIES OF BROWNSVILLE AND HARLINGEN FOR THE 2009 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) LOCAL PROGRAM. (FB-PD&M)**
The Documentation is as follows:

- (Z) CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS COURT OF CAMERON COUNTY, TEXAS REQUESTING FLEXIBILITY FROM THE OFFICE OF RURAL COMMUNITY AFFAIRS TO ALLOW ADEQUATE OPPORTUNITIES TO UTILIZE SUPPLEMENTAL COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FROM THE AMERICAN RECOVERY AND REINVESTMENT ACT. (FB-PD&M) (Resolution No. 2009R06090)**
The Resolution is as follows:

- (CC) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP'S, RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)**
- a. TRACTORS (QTY. 2) BOOM SIDE & REAR MOWERS (QTY. 3 EACH) – BID #090501 (H & V EQUIPMENT)**
- The Tabulation is as follows:**

- (DD) CONSIDERATION AND AUTHORIZATION TO NEGOTIATE WITH TOP TWO (2) SCORED FIRMS FOR THE FOLLOWING: (MF-PURCHASING)**
- a. AGENDA MANAGEMENT SOFTWARE – RFP #081002 (NOVUS SOLUTIONS, MANATRON)**
- The Tabulation is as follows:**

- (FF) CONSIDERATION AND ACTION IN CLOSING THE CAMERON COUNTY TAX ASSESSOR-COLLECTOR'S OFFICE ON THURSDAY JULY 3, 2009 FROM 8:00 AM TO 5:00 PM FOR THE ANNUAL TAX ASSESSOR-COLLECTOR'S TRAINING SEMINAR TOGETHER WITH THE TEXAS DEPARTMENT OF TRANSPORTATION AND THE CAMERON COUNTY AUTOMOBILE CRIMES ENFORCEMENT TASK FORCE. (TY-TAX ASSESSOR)**
The Documentation is as follows:

**(HH) CONSIDERATION AND APPROVAL TO UPDATE COPIER LEASE WITH THE STATE CONTRACT
DIR-SDD-515. (LS-JP 2-1) (Contract No. 2009C06227)
The Contract is as follows:**

- (II) CONSIDERATION AND AUTHORIZATION TO AMEND AGREEMENT BETWEEN CAMERON COUNTY AND UNION PACIFIC RAILROAD REGARDING THE WEST RAIL PROJECT. (PSJ-ADMINISTRATOR) (Contract No. 2009C06232)**
The Agreement is as follows:

ACTION ITEMS

(7) ACTION ITEMS.

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

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides 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 Garza motioned to approve the Claims.

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

AYE: Commissioner Benavides and Commissioner Garza

NAY: None

ABSTAIN: Judge Cascos as to Warrant No. 00220542, made payable to Harlingen Waterworks System, in the amount of \$141.16, Warrant No. 00220565, made payable to Laguna Madre Water District, in the amount of \$164.33 and Warrant No. 00220617, made payable to Public Utilities Board, in the amount of \$43,186.17 and Commissioner Tamayo as to Warrant No. 00220621, made payable to Red River Service Corp., in the amount of \$140.10.

The Claims and Affidavits are as follows:

**(C) APPROVAL OF MINUTES FOR:
MAY 14, 2009-REGULAR MEETING**

Commissioner Garza motioned to approve the Minutes for the May 14, 2009-Regular Meeting.

The motion was seconded by Commissioner Benavides and carried unanimously.

(D) DISCUSSION AND POSSIBLE ACTION TO INSTALL CABLE SERVICES TO THE JUDICIAL AND ADMINISTRATION BUILDINGS. (PSJ-ADMINISTRATOR) (TABLED)

Commissioner Tamayo motioned to TABLE this item.

The motion was seconded by Commissioner Garza and carried unanimously.

(E) CONSIDERATION AND AUTHORIZATION TO ALLOW MAXIMUS, INC. TO INCLUDE A 2009 DEPARTMENTAL USER FEE STUDY FOR THE TAX DEPARTMENT APART FROM THE ORIGINAL OMB-87 COST PLAN UTILIZING THE PROFESSIONAL SERVICE EXEMPTION ORDER #2006O08001. (TY-TAX ASSESSOR)

Commissioner Benavides motioned to allow Maximus, Inc. to include a 2009 Departmental User Fee Study for the Tax Department apart from the Original OMB-87 Cost Plan utilizing the Professional Service Exemption Order #2006O08001.

The motion was seconded by Commissioner Garza and carried unanimously.

The Documentation is as follows:

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- (F) **CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)**
a. **PORT ISABEL – CAMERON COUNTY AIRPORT AIRCRAFT HANGAR – RFQ #09HGPTISB**

Commissioner Garza motioned to award the RFQ regarding the Port Isabel–Cameron County Airport Aircraft Hangar – RFQ #09HGPTISB to Lansford Co.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Tabulation is as follows:

(G) CONSIDERATION AND AUTHORIZATION TO ENTER INTO AGREEMENT WITH CEBALLOS FUNERAL HOME AND MANUEL CAVAZOS FOR BACKUP AUTOPSY SERVICES FOR CAMERON COUNTY. (DAG-DEPUTY COUNTY ADMINISTRATOR) (Contract No. 2009C06230)

Commissioner Tamayo motioned to approve authorization to enter into an Agreement with Ceballos Funeral Home and Manuel Cavazos for Backup Autopsy Services for Cameron County.

The motion was seconded by Commissioner Garza and carried unanimously.

The Contract is as follows:

**(H) CONSIDERATION AND APPROVAL OF JAMES W. CASTILLO, M.D.,
AS THE CAMERON COUNTY HEALTH AUTHORITY. (YS-HEALTH)**

Ms. Yvette Salinas, Health Administrator, recommended that the Court appoint Dr. James W. Castillo as the Cameron County Health Authority.

Commissioner Tamayo motioned to accept the recommendation by Ms. Yvette Salinas, Health Administrator, to appoint Dr. James W. Castillo as the Cameron County Health Authority.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Documentation is as follows:

**(I) DISCUSSION REGARDING THE FISCAL YEAR 2009-2010 BUDGET.
(XV-BUDGET)**

Ms. Martha Galarza, County Auditor, stated that the preliminary appraisal roll has been received and indicates that the property appraisals are projected to increase by 2.72% or approximately \$800,000. She added that the projected budget amounts to a deficit of \$3.8 million.

Commissioner Garza inquired as to the projected revenue amount for Fund 100-4500.

Ms. Galarza replied that she will be reviewing the revenues and has requested the case loads by Court to determine if the number of cases are decreasing. She advised the Court that it will be a difficult task to balance the budget and added that expenses would decrease by \$2.114 million if each department reduced expenses by 2%.

Commissioner Garza asked that an item be placed on the next agenda concerning implementing a hiring freeze.

Mr. Pete Sepulveda, County Administrator, recommended that the Court implement a travel freeze as well.

Commissioner Tamayo motioned to acknowledge the Presentation regarding the Fiscal Year 2009-2010 Budget and to proceed as discussed.

The motion was seconded by Commissioner Garza and carried unanimously.

(B) APPROVAL OF CLAIMS.

Ms. Martha Galarza, County Auditor, asked the Court to approve an additional claim made payable to Ikon in the amount of \$1,736.00.

Commissioner Garza motioned to approve the additional Claim.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Documentation is as follows:

(J) CONSIDERATION AND POSSIBLE ACTION REGARDING REIMBURSEMENTS FROM FEMA. (PSJ-ADMINISTRATOR)

Mr. Robert L. Lopez, Director of Administrative Services, reported that there has been no activity.

Commissioner Tamayo motioned to acknowledge the Report regarding the Reimbursements from FEMA.

The motion was seconded by Commissioner Garza and carried unanimously.

There being no further business to come before the Court, upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 6:44 P.M.

APPROVED this 9th day of **July 2009**

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

ATTEST:

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