



**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  
Thursday, July 9, 2009 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**

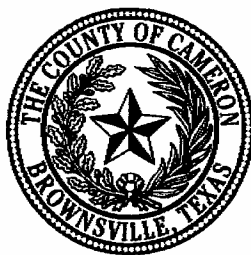
Sofia C. Benavides  
Commissioner, Pct. 1  
(956) 574-8167

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

2009 JUL -6 P 1:59

JOB S. RIVERA  
COUNTY CLERK

## NOTICE

### COMMISSIONERS' COURT REGULAR MEETING

THURSDAY, THE 9<sup>TH</sup> DAY OF JULY 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. 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.
- B. DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE SALE OF CAMERON COUNTY OWNED PROPERTIES TO THE U.S. DEPARTMENT OF ARMY KNOWN AS: TRACK NO. RGV-HRL-4000, LOCATED IN THE CONCEPCION DE CARRICITOS GRANT, CAMERON COUNTY, TEXAS SAID 1.104 ACRE TRACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
- C. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING MARTHA LOZANO VS. CAMERON COUNTY, TEXAS, BOARD OF JUDGES OF CAMERON COUNTY, TEXAS, CAMERON COUNTY AUDITOR, MARTHA GALARZA, AND ROBERT A. ALMON, II; IN THE 444<sup>TH</sup> DISTRICT COURT; CAUSE NO. 2009-06-3750-H, FOR AUTHORITY TO REPRESENT MARTHA GALARZA, INDIVIDUALLY AND AS COUNTY AUDITOR, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A).
- D. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING STATUS OF THE PROJECT AGREEMENT DATED 7<sup>TH</sup> DAY OF AUGUST, 2001 WITH AMENDMENTS AND SERVICE AGREEMENT DATED 16<sup>TH</sup> DAY OF JANUARY, 2002 WITH AMENDMENTS, CONCERNING THE COUNTY WIDE ADDRESSING PROJECT (G.I.S.), PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).

- E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONTRACT ISSUES WITH NB DEVELOPMENT, INC., PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).
  - F. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR THE COMMUNITY PREPAREDNESS SECTION/BIOTERRORISM DISCRETIONARY FUND PROJECTS PHASE II, AS ALLOWED BY TEXAS GOVERNMENT CODE §418.183(F).
  - G. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR THE COMMUNITY PREPAREDNESS SECTION/BIOTERRORISM DISCRETIONARY FUND PROJECTS PHASE II, AS ALLOWED BY TEXAS GOVERNMENT CODE §418.183(F).
2. ACTION RELATIVE TO EXECUTIVE SESSION:
- A. POSSIBLE ACTION
  - B. POSSIBLE ACTION
  - C. POSSIBLE ACTION
  - D. POSSIBLE ACTION
  - E. POSSIBLE ACTION
  - F. POSSIBLE ACTION
  - G. POSSIBLE ACTION

**PUBLIC COMMENTS:**

3. PUBLIC COMMENTS.

**PRESENTATION AND/OR RESOLUTION ITEMS:**

4. PRESENTATIONS/RESOLUTIONS.
- A. PRESENTATION BY THE TEXAS BORDER COALITION. (PSJ-ADMINISTRATOR)
  - B. PRESENTATION OF THE 3<sup>RD</sup> QUARTER REPORT FOR THE INTERNATIONAL BRIDGE SYSTEM. (PSJ-ADMINISTRATOR)
  - C. CONSIDERATION AND APPROVAL OF RESOLUTION APPOINTING MEMBERS TO THE CENSUS COMMITTEE. (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 APPROVAL OF WORK EXPERIENCE TRAINING AGREEMENT BETWEEN CAMERON COUNTY AND WORKFORCE SOLUTIONS, CAMERON (SER-JOBS PROGRESS NATIONAL, INC.). (RL-ADMINISTRATIVE SERVICES)
  - B. CONSIDERATION AND APPROVAL OF PURCHASE AGREEMENT BETWEEN CAMERON COUNTY, TEXAS AND THE RIO HONDO INDEPENDENT SCHOOL DISTRICT FOR PURCHASE BY CAMERON COUNTY OF CERTAIN REAL PROPERTY OWNED BY THE RIO HONDO INDEPENDENT SCHOOL DISTRICT. (PSJ-ADMINISTRATOR)
  - C. CONSIDERATION AND APPROVAL OF MONTHLY FINANCIAL INFORMATION IN COMPLIANCE WITH LGC 114.023 AND 114.024. (MG-AUDITOR)
  - D. CONSIDERATION AND AUTHORIZATION TO RENEW INDEPENDENT AUDIT SERVICES FOR CAMERON COUNTY ANNUAL RFP #1220 WITH LONG CHILTON LLP FOR ANNUAL AUDIT FOR CAMERON COUNTY FISCAL YEAR ENDING 9/30/09. (MG-AUDITOR)
  - E. CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY PLAT APPROVAL FOR EL REFUGIO ESTATES SUBDIVISION, PCT. 4, BEING AN 11.214 ACRE TRACT OF LAND, OUT OF BLOCK ONE HUNDRED AND SIXTEEN (116), H & H SUBDIVISION CAMERON COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN VOLUME 5, PAGE 12, MAP RECORDS OF CAMERON COUNTY, TEXAS. (EH-CCDoT)
  - F. CONSIDERATION AND AUTHORIZATION FOR FINAL 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-CCDoT)
  - G. CONSIDERATION AND APPROVAL OF CHANGE ORDER NO. 1 FOR THE REHABILITATION OF FREE TRADE INTERNATIONAL BRIDGE, BID NO. 090204. (EH-CCDoT)
  - H. CONSIDERATION AND ACCEPTANCE OF FINAL COMPLETION OF THE REHABILITATION OF FREE TRADE INTERNATIONAL BRIDGE, BID NO. 090204. (EH-CCDoT)

- I. CONSIDERATION AND APPROVAL TO AWARD LOW BID TO J.M. CONSTRUCTION FOR THE CAMERON COUNTY BORDER COLONIA ACCESS PROGRAM (BCAP) 3<sup>RD</sup> CALL – LAS PALMAS SUBDIVISION ROAD & DRAINAGE IMPROVEMENTS PROJECT, BID NO. 090505. (EH-CCDoT)
- J. CONSIDERATION AND APPROVAL TO RELEASE THE LETTER OF CREDIT FOR NORTH RANCH SUBDIVISION, PCT. 2. THE SUBDIVISION HAS BEEN COMPLETED ACCORDING TO CAMERON COUNTY RULES AND REGULATIONS AND RECORDED WITH COUNTY CLERK'S OFFICE UNDER CABINET 1, PGS. 2967-B & 2968-A. (EH-CCDoT)
- K. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR PUERTA DEL CIELO, SECTION I SUBDIVISION, PCT. 2, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)
- L. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR ZILLOCK RANCH SUBDIVISION, UNIT 3, SECTION I, PCT. 3, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)
- M. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR TIO PANCHO GARZA SUBDIVISION, PCT. 4, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)
- N. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LA CAÑADA/THE DELL SUBDIVISION, PHASE I AND PHASE II PCT. 4, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)
- O. CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR RED BIRD SUBDIVISION, FOR UNBUILT WATER WELLS AND SEPTIC SYSTEMS. (EH-CCDoT)
- P. CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM JULY 17, 2009 TO JULY 17, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT CACTUS ESTATES SUBDIVISION, PCT. 3. (EH-CCDoT)
- Q. CONSIDERATION, APPROVAL AND SIGNATURE BY CAMERON COUNTY JUDGE ON THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN CAMERON COUNTY, TEXAS FOREST SERVICE AND STATE OF TEXAS TO PARTICIPATE IN THE ALL HAZARDS REGIONAL INCIDENT MANAGEMENT TEAM (RIMT). (JC-EMERGENCY MANAGEMENT)
- R. CONSIDERATION AND APPROVAL OF MEDICAL SERVICE AGREEMENT BETWEEN THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND DR. JAMES WALTER CASTILLO II. (YS-HEALTH DEPARTMENT)
- S. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF ANTONIO PEREZ AND EDUARDO BENAVIDEZ RESERVE DEPUTY CONSTABLES FOR PRECINCT NO. 2 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE RESERVE DEPUTIES IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT. (MV-HUMAN RESOURCES)

- T. CONSIDERATION AND AUTHORIZATION TO EXECUTE STANDARD SERVICE AGREEMENT WITH MILITARY HIGHWAY WATER SUPPLY CORPORATION FOR WATER SERVICE AT LOS INDIOS COMMUNITY PARK. (JM-PARKS)
- U. CONSIDERATION AND AUTHORIZATION TO APPROVE BEACH VENDING PERMIT FOR RNV ENTERPRISE, LLC. D/B/A QUIZNOS (VICTOR RIVET). (JM-PARKS)
- V. CONSIDERATION AND APPROVAL OF ADDENDUM TO CONCESSION AGREEMENT WITH SEA RANCH ENTERPRISES, LLP., ON SOUTH PADRE ISLAND. (JM-PARKS)
- W. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BIDS/RFP'S/RFQ'S: (MF-PURCHASING)
  - a. INSURANCE: FLOOD – ANNUAL RFP #1461 AND APPROVAL OF RFP
- X. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ'S FOR: (MF-PURCHASING)
  - a. CONSULTANT FOR REDISTRICTING PLAN (CAMERON COUNTY) – RFQ #090601
  - b. VITALS & COURT RECORDS – RFP #090504
  - c. FUEL (GASOLINE & DIESEL) – ANNUAL BID #2280-1
- Y. CONSIDERATION AND AUTHORIZATION TO ALLOW COMPASS BANK TO RELEASE SECURITIES PLEDGED AS COLLATERAL BY THE FEDERAL RESERVE BANK ON THE COUNTY'S BEHALF. (DAB-TREASURER)

**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. 444<sup>TH</sup> DISTRICT COURT JUDGE TO TRAVEL TO DALLAS, TEXAS, ON 7/19 TO 7/23/09, TO ATTEND ADVANCED CRIMINAL LAW COURSE.
  - B. COMMISSIONER PRECINCT 2 TO TRAVEL TO AUSTIN, TEXAS, ON 8/24 TO 8/26/09, TO ATTEND THE 2009 TEXAS ASSOCIATION OF COUNTIES ANNUAL CONFERENCE.
  - C. CONSTABLE PRECINCT 4 STAFF (6) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/28/09, TO ATTEND THE 8-HOUR 2009 LEGISLATIVE UPDATE WORKSHOP.
  - D. CONSTABLE PRECINCT 4 STAFF (2) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 8/11/09, TO ATTEND THE 8-HOUR 2009 LEGISLATIVE UPDATE WORKSHOP.
  - E. ELECTIONS DEPARTMENT STAFF (4) TO TRAVEL TO AUSTIN, TEXAS, ON 8/17 TO 8/19/09, TO ATTEND THE 27<sup>TH</sup> ANNUAL ELECTION LAW SYMPOSIUM.

- F. EMERGENCY MANAGEMENT STAFF (1) TO TRAVEL TO LEANDER, TEXAS, ON 7/8 TO 7/10/09, TO ATTEND ALL HAZARDS INCIDENT MANAGEMENT TYPE III TEAM MEETING FOR INCIDENT COMMANDERS.
- G. EXTENSION OFFICE STAFF (2) TO TRAVEL TO KINGSVILLE, TEXAS, ON 4/25/09, TO ASSIST IN DISTRICT 12 4-H FASHION SHOW.
- H. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 7/13 TO 7/15/09, TO ATTEND THE TEXAS ASSOCIATION OF LOCAL WIC DIRECTORS JULY BOARD MEETING.
- I. HEALTH DEPARTMENT STAFF (16) TO TRAVEL TO WESLACO, TEXAS, ON 8/6/09, TO ATTEND THE 4<sup>TH</sup> ANNUAL RIO GRANDE VALLEY BREASTFEEDING COALITION EDUCATION CONFERENCE.
- J. HUMAN RESOURCES STAFF (3) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 6/13 TO 6/14/09 TO ATTEND THE 2009 LOSS CONTROL REGIONAL WORKSHOP.
- K. HUMAN RESOURCES STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 8/3 TO 8/5/09, TO ATTEND PERSPECTIVES 2009 (TEXAS COUNTY AND DISTRICT RETIREMENT SYSTEM) WORKSHOP.
- L. JUSTICE OF THE PEACE 2-1 JUDGE AND STAFF (1) TO TRAVEL TO HOUSTON, TEXAS, ON 8/6 TO 8/7/09, TO ATTEND THE 2009 LEGISLATIVE UPDATE WORKSHOP.
- M. JUSTICE OF THE PEACE 5-1 JUDGE AND STAFF (4) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/27 TO 7/28/09, TO ATTEND THE 2009 LEGISLATIVE UPDATE WORKSHOP.
- N. JUSTICE OF THE PEACE 7-1 STAFF (2) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/27 TO 7/28/09, TO ATTEND THE 2009 LEGISLATIVE UPDATE WORKSHOP.
- O. JUVENILE PROBATION STAFF (1) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 7/15 TO 7/17/09, TO ATTEND THE TEXAS LCP SUPERVISOR COURSE.
- P. JUVENILE PROBATION STAFF (11) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 7/19 TO 7/24/09, TO ATTEND THE 1<sup>ST</sup> JUVENILE SUPERVISION OFFICER (JSO) INSTITUTE 2009.
- Q. JUVENILE PROBATION STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 7/20 TO 7/22/09, TO ATTEND THE CHAPTER 344 EMPLOYMENT CERTIFICATION AND TRAINING FOR JUVENILE OFFICERS.
- R. SHERIFF'S DEPARTMENT STAFF (2) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 6/24 TO 6/25/09, 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:  
  
JUNE 5, 2009 – SPECIAL MEETING  
JUNE 11, 2009 – REGULAR MEETING  
JUNE 15, 2009 – SPECIAL MEETING
- D. CONSIDERATION AND POSSIBLE APPROVAL TO GRANT THE U.S. DEPARTMENT OF ARMY A RIGHT OF ENTRY FOR CONSTRUCTION ON TRACK NO. RGV-HRL-4000, LOCATED IN THE CONCEPCION DE CARRICITOS GRANT, CAMERON COUNTY, TEXAS; 1.104 ACRE TRACT. (PSJ-ADMINISTRATOR)
- E. DISCUSSION OF REQUEST FROM TOWN OF SOUTH PADRE ISLAND TO CREATE AN INTER-LOCAL AGREEMENT WITH CAMERON COUNTY TO DEVELOP AND IMPLEMENT LAND DEVELOPMENT REGULATIONS FOR THE TOWN'S EXTRA-TERRITORIAL JURISDICTION, AND AMENDING EXISTING PADRE ISLAND ZONING ORDINANCE. (ROB-LEGAL)
- F. CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF SAN BENITO, TEXAS, CAMERON COUNTY, TEXAS, AND SAN BENITO REINVESTMENT ZONE NO. 1, PURSUANT TO CHAPTER 311 OF THE TEXAS TAX CODE AND APPOINTMENT OF A MEMBER OF THE COUNTY COMMISSIONERS COURT TO THE ZONE BOARD OF DIRECTORS. (FB-PD&M)
- G. DISCUSSION AND POSSIBLE ACTION REGARDING THE FISCAL YEAR 2009-2010 BUDGET. (MG-AUDITOR)
- H. CONSIDERATION AND POSSIBLE ACTION REGARDING REIMBURSEMENTS FROM FEMA. (PSJ-ADMINISTRATOR)
- I. CONSIDERATION AND POSSIBLE ACTION TO CONTINUE THE SOLID WASTE PROGRAM UNTIL THE END OF THIS FISCAL YEAR. (OL-SHERIFF)

SIGNED THIS 6 DAY OF JULY 2009.



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CARLOS H. CASCOS, CPA  
COUNTY JUDGE