



**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, August 6, 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

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 AUG -3 P 2:28

JOE B. RIVERA
COUNTY CLERK

NOTICE

COMMISSIONERS' COURT REGULAR MEETING

THURSDAY, THE 6TH DAY OF AUGUST 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 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 0.0181 ACRE TRACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - B. DELIBERATION CONCERNING POSSIBLE SALE OF COUNTY OWNED PROPERTY ON EAST HARRISON AND EAST TYLER STREETS IN HARLINGEN, TEXAS AND BEING LOTS 3,4,5, & 6 BLOCK 76, ORIGINAL TOWNSITE OF HARLINGEN, CAMERON COUNTY, TEXAS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.
 - C. 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 OFFICE OF BORDER HEALTH CONTRACT, AS ALLOWED BY TEXAS GOVERNMENT CODE §418.183 (F).
 - D. 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 PREPAREDNESS CONTRACT, 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

PUBLIC COMMENTS:

3. PUBLIC COMMENTS.

PRESENTATION AND/OR RESOLUTION ITEMS:

4. PRESENTATIONS/RESOLUTIONS.

- A. PRESENTATION ON THE CAMERON COUNTY STORM WATER MANAGEMENT PLAN – PUBLIC EDUCATION AND OUTREACH ON STORM WATER IMPACTS. (EH-CCDoT)
- B. PRESENTATION OF THE PARKS SYSTEM 2009 THIRD QUARTER REVENUE AND EXPENSE REPORTS. (JM-PARKS)
- C. PRESENTATION BY U.S. CUSTOMS AND BORDER PROTECTION ON WAITING TIMES AT INTERNATIONAL BRIDGES. (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 SUPPLEMENTAL WORK AUTHORIZATION NO. 2 TO WORK AUTHORIZATION NO. 2 BETWEEN CAMERON COUNTY AND S&B INFRASTRUCTURE FOR THE WEST RAIL PROJECT. (PSJ-ADMINISTRATOR)
 - B. CONSIDERATION AND APPROVAL OF MONTHLY FINANCIAL INFORMATION IN COMPLIANCE WITH LGC 114.023 AND 114.024. (MG-AUDITOR)
 - C. CONSIDERATION AND APPROVAL OF MASTER LEASE AGREEMENT WITH CAPITAL ONE PUBLIC FUNDING L.L.C.; AS PER RFP 1420 AWARDED BY COMMISSIONERS' COURT ON 6/24/2009. (MG-AUDITOR)
 - D. CONSIDERATION AND APPROVAL OF ADDENDUM TO SERVICE AGREEMENT CONTRACT NO. 2006C11090 BY CAMERON COUNTY TEXAS AND ACS STATE & LOCAL SOLUTIONS, INC. (JGR-COUNTY CLERK)

- E. CONSIDERATION AND APPROVAL OF PROFESSIONAL ENGINEERING SERVICES FROM PROFESSIONAL SERVICE INDUSTRIES, INC. FOR CONSTRUCTION MATERIALS TESTING REQUIREMENTS FOR THE BORDER COLONIA ACCESS PROGRAM – 3RD CALL, ROAD & DRAINAGE IMPROVEMENT PROJECTS. (EH-CCD_oT)
- F. CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF SEPTIC SYSTEM FOR COLONY ESTATES SUBDIVISION, IN PCT. 4. (EH-CCD_oT)
- G. CONSIDERATION AND ACCEPTANCE OF FINAL COMPLETION OF ABD ROAD, BRIDGE RECONSTRUCTION PROJECT. (EH-CCD_oT)
- H. CONSIDERATION AND APPROVAL OF CONTRACT AGREEMENT BETWEEN CAMERON COUNTY AND J.M. CONSTRUCTION FOR THE CAMERON COUNTY BORDER COLONIA ACCESS PROGRAM – 3RD CALL, LAS PALMAS SUBDIVISION ROAD & DRAINAGE IMPROVEMENTS, BID NO. 090505. (EH-CCD_oT)
- I. CONSIDERATION AND AUTHORIZATION TO INSTALL SECURITY CAMERAS IN THE OFFICES' FOR JP DAVID GARZA AND JP JULIAN SANCHEZ (COURTROOM AND LOBBY). (DG-JP 3-2)
- J. CONSIDERATION OF APPROVAL AND AUTHORIZATION TO PURCHASE AND INSTALL A BULLET RESISTANT CASHIER WINDOW IN THE OFFICES' FOR JP DAVID GARZA AND JP JULIAN SANCHEZ. (UTILIZING THE JP TECHNOLOGY FUNDS). (DG-JP 3-2)
- K. CONSIDERATION AND POSSIBLE APPROVAL OF AFFILIATION AGREEMENT WITH VALLEY BAPTIST FOR PARTICIPATION IN THE UPPER PAYMENT LIMIT PROGRAM. (DJV-LEGAL)
- L. CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND JULIAN YBARRA, JR. WIGGLES CHILDREN REHAB, ADMINISTRATOR FOR "1ST ANNUAL WIGGLES OLYMPIC EVENT". (JM-PARKS)
- M. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR SANITARY SEWER CONNECTIONS FOR EL SALADO AREA (TCDP CONTRACT NO. 728035). (FB-PD&M)
- N. CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS COURT OF THE COUNTY OF CAMERON, TEXAS, AUTHORIZING THE SUBMISSION OF A CONTRACT AMENDMENT REQUEST FOR CAMERON AND WILLACY COUNTIES COLONIA SELF-HELP CENTER CONTRACT NUMBER 728013 BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS. (FB-PD&M)
- O. CONSIDERATION AND ACTION TO AWARD LOW BID, WITH A REDUCED SCOPE OF WORK, TO THE ZIWA CORPORATION, IN THE AMOUNT OF \$163,000, FOR CONSTRUCTION OF CEMETERY MEMORIAL PARK IMPROVEMENTS, ACROSS FROM THE COUNTY COURTHOUSE. (FB-PD&M)
- P. CONSIDERATION AND APPROVAL OF THE FY 2010-2011 OTHER VICTIM ASSISTANCE GRANT (OVAG) CONTRACT FOR THE DISTRICT ATTORNEY'S VICTIM ASSISTANCE PROGRAM. (PD&M)

- Q. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)
 - a. LASER PRINTING OF 2009 TAX STATEMENTS AND ENVELOPES – ANNUAL BID #1640
- R. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ'S FOR: (MF-PURCHASING)
 - a. VENDING MACHINE SERVICES - ANNUAL RFP #1955
- S. CONSIDERATION AND ACKNOWLEDGMENT NO PROPOSALS RECEIVED FOR THE FOLLOWING BIDS/RFP'S/RFQ'S FOR : (MF-PURCHASING)
 - a. PHARMACIST CONSULTANT SERVICES – ANNUAL RFQ #1605
- T. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)
 - a. ELEVATOR MAINTENANCE – ANNUAL BID #1380
- U. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)
 - a. AGENDA MANAGEMENT SOFTWARE – RFP #081002
- V. CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ' FOR: (MF-PURCHASING)
 - a. INSURANCE: FLOOD – ANNUAL RFP #1461.
- W. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BIDS/RFP'S/RFQ'S: (MF-PURCHASING)
 - a. CONSULTING SERVICES FOR THE DESIGN AND EVALUATION OF REQUESTS FOR PROPOSALS FOR THE CAMERON COUNTY VEHICLES, PROPERTY, GENERAL LIABILITY, WINDSTORM, FLOOD, INTERNATIONAL BRIDGES INSURANCES, AND DISTRICT & COUNTY CLERK'S BONDS AND APPROVAL OF RFQ DRAFT – RFQ #090801
- X. CONSIDERATION AND AUTHORIZATION TO PURCHASE (1) CRIME LAB UNIT UTILIZING STONE GARDEN FUNDING (AS PER BUY BOARD PRICING) #300-08. (OL-SHERIFF)
- Y. 404TH DISTRICT COURT JUDGE TO TRAVEL TO AUSTIN, TEXAS, ON 8/5 TO 8/7/09, TO ATTEND THE TEXAS CENTER FOR THE JUDICIARY CONFERENCE.
- Z. DEPARTMENT OF TRANSPORTATION STAFF (1) TO TRAVEL TO WESLACO, TEXAS, ON 8/11/09, TO ATTEND THE “DEVELOPING AND IMPLEMENTING A SOIL EROSION MANAGEMENT PLAN AT CONSTRUCTION SITES” SEMINAR.
- AA. EXTENSION OFFICE STAFF (1) TRAVELED TO CORPUS CHRISTI, TEXAS, ON 7/20/09, TO ATTEND THE ORGAN WISE CURRICULUM TRAINING.

- BB. EXTENSION OFFICE STAFF (1) TO TRAVEL TO VICTORIA, TEXAS, ON 8/12/09, TO JUDGE AND PARTICIPATE AT THE TEXAS 4-H RECORDBOOK COMPETITION.
- CC. HEALTH DEPARTMENT STAFF (4) TO TRAVEL TO AUSTIN, TEXAS, ON 8/9 TO 8/10/09, TO ATTEND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES PANDEMIC INFLUENZA SUMMIT.
- DD. HEALTH ADMINISTRATOR TO TRAVEL TO AUSTIN, TEXAS, ON 8/10 TO 8/11/09, TO ATTEND MEET WITH THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES COMMISSIONER DAVID LAKEY, OTHER DESIGNATED DSHS OFFICIALS AND LOCAL HEALTH DIRECTORS ALONG THE TEXAS MEXICO BORDER.
- EE. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 8/18 TO 8/21/09, TO ATTEND THE CLINICAL LACTATION PRACTICUM.
- FF. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 8/19 TO 8/20/09, TO ATTEND THE TEXAS IMMUNIZATION STAKEHOLDER WORKING GROUP MEETING.
- GG. HEALTH DEPARTMENT STAFF (3) TO TRAVEL TO AUSTIN, TEXAS, ON 8/20 TO 8/22/09, TO ATTEND THE NATIONAL ELECTRONIC DISEASE SURVEILLANCE SYSTEM (NEDSS).
- HH. HEALTH DEPARTMENT STAFF (3) TO TRAVEL TO LOS ANGELES, CALIFORNIA, ON 9/20 TO 9/23/09, TO ATTEND THE NATIONAL AFTER ACTION WORKSHOP ON A FEDERAL PUBLIC HEALTH EMERGENCY: THE NOVEL INFLUENZA "A" H1N1 EPIDEMIC SPRING 2009.
- II. HEALTH DEPARTMENT STAFF (1) TO TRAVEL TO GIDDINGS, TEXAS, ON 9/28 TO 9/30/09, TO ATTEND THE CHEMICAL CAPTURE AND RESTRAINT (CCR) COURSE.
- JJ. JUSTICE OF THE PEACE PRECINCT 4 JUDGE TO TRAVEL TO SAN ANTONIO, TEXAS, ON 8/10 TO 8/11/09, TO ATTEND THE 2009 LEGISLATURE UPDATE WORKSHOP.
- KK. JUSTICE OF THE PEACE PRECINCT 7 PLACE 1 JUDGE TO TRAVEL TO SAN ANTONIO, TEXAS, ON 8/10 TO 8/11/09, TO ATTEND THE 2009 LEGISLATURE UPDATE WORKSHOP.
- LL. TAX ASSESSOR-COLLECTOR TO TRAVEL TO THE WOODLANDS, TEXAS, ON 8/9 TO 8/11/09, TO ATTEND THE TEXAS ASSOCIATION OF APPRAISAL DISTRICTS LEGISLATIVE SESSION UPDATES.
- MM. TAX ASSESSOR-COLLECTOR AND STAFF (1) TO TRAVEL TO AUSTIN, TEXAS, ON 8/23 TO 8/26/09, TO ATTEND THE 2009 TEXAS ASSOCIATION OF COUNTIES ANNUAL CONFERENCE & TRADE SHOW.
- NN. TAX OFFICE STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 8/25 TO 8/26/09, TO ATTEND THE TEXAS ASSOCIATION OF VEHICLE THEFT INVESTIGATORS/SOUTH CENTRAL REGIONAL CHAPTER - IAATI BOARD MEETING (TAVTI/SCRC).

- OO. TAX ASSESSOR COLLECTOR AND STAFF (1) TO TRAVEL TO HOUSTON, TEXAS, ON 8/29 TO 9/2/09, TO ATTEND THE 70TH ANNUAL TAAO & ICTA CONFERENCE.
- PP. ACCEPTANCE OF SUBROGATION REIMBURSEMENT TO THE COUNTY OF \$4,229.39 FOR INDIGENT HEALTH CARE PAYMENTS MADE ON BEHALF OF AN INDIGENT, FROM PROCEEDS OF LAWSUIT SETTLEMENT. (MG-AUDITOR)

ITEMS FOR DISCUSSION AND ACTION:

6. ACTION ITEMS.

- A. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
- B. APPROVAL OF CLAIMS.
- C. APPROVAL OF MINUTES FOR:
 - JULY 9, 2009 – REGULAR MEETING
 - JULY 20, 2009 – SPECIAL MEETING
- D. CONSIDERATION AND POSSIBLE ACTION REGARDING THE PUBLISHING OF ELECTED OFFICIALS MAXIMUM COMPENSATION FOR THE 2009-2010 FISCAL YEAR. (MG-AUDITOR)
- E. SHERIFF'S DEPARTMENT STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 8/23 TO 8/26/09, TO ATTEND THE TEXAS ASSOCIATION OF COUNTIES ANNUAL CONFERENCE.
- F. TREASURER TO TRAVEL TO GRAPEVINE, TEXAS, ON 9/14 TO 9/18/09, TO ATTEND THE 2009 CTAT ANNUAL CONFERENCE.
- G. 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; 0.0181 ACRE TRACT. (PSJ-ADMINISTRATOR)
- H. CONSIDERATION FOR APPROVAL AND AUTHORIZATION TO HIRE A WARRANT OFFICER. (DG-JP 3-2)
- I. DISCUSSION AND POSSIBLE ACTION REGARDING THE APPROVAL OF AN ORDER APPOINTING THE MEMBERS OF THE PADRE ISLAND ZONING COMMISSION. (ROB-LEGAL)
- J. CONSIDERATION AND POSSIBLE APPROVAL OF ORDER ESTABLISHING CONTRACT APPROVAL PROCEDURE. (ROB-LEGAL)
- K. CONSIDERATION AND AUTHORIZATION TO APPROVE REQUEST FROM THE TOWN OF SOUTH PADRE ISLAND FOR THE PLACEMENT AND LOCATION OF SHELTER ALONG PARK ROAD 100 IN FRONT OF SCHLITTERBAHN WATER PARK. (JM-PARKS)

- L. CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 1 WITH YATES CONSTRUCTION IN THE AMOUNT OF \$103,468.67 FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR)
- M. CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 2 WITH YATES CONSTRUCTION IN THE AMOUNT OF (\$27,582.00) FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR)
- N. CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 3 WITH YATES CONSTRUCTION IN THE AMOUNT OF \$57,060.98 FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR)
- O. CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 4 WITH YATES CONSTRUCTION IN THE AMOUNT OF (\$6,300.00) FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR)
- P. CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 5 WITH YATES CONSTRUCTION IN THE AMOUNT OF (\$881.85) FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR)
- Q. CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 6 WITH YATES CONSTRUCTION IN THE AMOUNT OF \$8,358.00 FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR)
- R. CONSIDERATION AND POSSIBLE ACTION REGARDING REIMBURSEMENTS FROM FEMA. (PSJ-ADMINISTRATOR)

SIGNED THIS 3RD DAY OF AUGUST 2009.



CARLOS H. CASCOS, CPA
COUNTY JUDGE