

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 17<sup>th</sup> day of September 2009, there was conducted a SPECIAL 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:

3:30 P.M.

CARLOS H. CASCOS, CPA  
COUNTY JUDGE

SOFIA C. BENAVIDES  
COMMISSIONER PRECINCT NO. 1

JOHN WOOD  
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:  
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The meeting was called to order by Judge Cascos at 3:30 P.M. He asked Ms. Martha Galarza, County Auditor, for the invocation. Mr. Joe Gavito 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 September 14, 2009 at 1:53 P.M.:

## **EXECUTIVE SESSION**

Upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the Court met in Executive Session at 3:32 P.M. to discuss the following matters:

**(1) EXECUTIVE SESSION:**

- (A) CONSULT WITH COMMISSIONERS COURT CONCERNING THE STATUS OF THE AMENDED AND RESTATED ISLA BLANCA CONCESSION AND LEASE AGREEMENT WITH THE LAGUNA MADRE ENHANCEMENT GROUP, SIGNED ON AUGUST 15, 2006, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2)**
- (B) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING VICTOR H. TAMAYO, SAUL VILLAFRANCO, TRAVIS STUKES, JESSE MONTALVO, DANIEL CRUZ AND ELIZABETH AVITIA VS. CAMERON COUNTY CIVIL SERVICE COMMISSION AND SHERIFF OMAR LUCIO, IN HIS OFFICIAL CAPACITY; CAUSE NO. 2008-08-004419-B, FOR DISCUSSION AND AUTHORITY TO REPRESENT CAMERON COUNTY (SHERIFF OMAR LUCIO, IN HIS OFFICIAL CAPACITY), PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1) (A) & (2).**
- (C) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE CONCESSION AGREEMENT WITH SOUTH PADRE ISLAND WATER PARK, LTD, PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION 551.072.**

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Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court reconvened into Regular Session at 4:32 P.M. to discuss the following matters:

**(2) ACTION RELATIVE TO EXECUTIVE SESSION:**

- (A) CONSULT WITH COMMISSIONERS COURT CONCERNING THE STATUS OF THE AMENDED AND RESTATED ISLA BLANCA CONCESSION AND LEASE AGREEMENT WITH THE LAGUNA MADRE ENHANCEMENT GROUP, SIGNED ON AUGUST 15, 2006, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2)**

Judge Cascos-"First of all, let me hear a motion to acknowledge Report of Counsel and then a second. Then I'll have Counsel explain the status of the lease and the lawsuit. Can I hear a motion to acknowledge his Report?"

Commissioner Garza-So moved."

Commissioner Wood-"Second."

Judge Cascos-"By Commissioner Garza, second by Commissioner Wood. And the reason-all in favor signify by saying 'aye'."

Commissioner Benavides, Commissioner Wood, Commissioner Garza, Commissioner Tamayo and Judge Cascos-"Aye."

Judge Cascos-"Any opposed? Item carries."

Commissioner Garza-"Well, I'd wait until after the presentation for the vote."

Judge Cascos-"No, we're just acknowledging what we talked about in there (Executive Session)."

Commissioner Garza-“Okay.”

Judge Cascos-“Okay, now we can go ahead and listen and the reason we’re going to do this because the commitment that was made by this Court to, you know, do everything above, well in open session so that anybody that has any input can do that at this point. So Richard, go for it.”

Mr. Richard Burst, Legal Counsel-“ Judge and Commissioners, the status of the-first of all, let's just discuss the status of the Laguna Madre Enhancement Lease with Cameron County and the status of that lease is that it is still ongoing and pending. It is a valid lease right now. The lawsuit that was just dismissed by the 13th Court of Appeals concerning that lease did not dismiss the lease or did not terminate the lease. It just terminated the lawsuit, which was for a declaratory judgment on that lease. However, while the lawsuit was pending the periods in the lease, the planning period and the construct periods, were tolled; that means they did not-for every day the lawsuit was pending the lease was continued a day, okay? So by my calculations when the lease was-this amended lease was signed on August 15, 2006. Initially there was a planning period and the planning period would have terminated on December 31, 2007, but by virtue of this ongoing lawsuit and once third parties intervened it had the effect-once the Court dismissed the case and the dismissal became final then it started that planning period running again and the planning period now ends May 7, 2010. Now under the terms of the lease, you can look at the lease, but under the terms of the lease once the planning period ends either the lessee, that is Laguna Madre Enhancement Group, they either have to begin construction of the first hotel or pay the County \$30,000 to extend that period one year, okay? Now, and if you want me to I’ll explain the Order, but the Court-there is also a requirement in the lease. It's the-for those of you that are familiar with the lease, it's the very last numbered section of the lease. It has a precondition before the construction period can begin, the Laguna Madre Enhancement Group must obtain a Court Order declaring that the intended purposes of the lease are legal purposes. In other words, they can be-they are a hotel or motel and, if authorized, a gambling casino can be constructed on that property. Those are the two conditions that Laguna Madre must meet in order to begin construction. One, they have to have that Order and they must do it by 2010, May 7, 2010, and if they don't do that they can extended until May 7, 2011.”

Judge Cascos-“If they don't start construction or something-they can't start anything until they get the Court Order. Is that correct?”

Mr. Burst-“They can't start-they can't begin constructing until they get the Order. That's correct.”

Commissioner Garza-“And that Order is not something that this Court gives?”

Mr. Burst-“That is correct. It's a Court...”

Commissioner Garza-"That Order is an order that a Judicial Court would give."

Mr. Burst-"That is correct."

Commissioner Garza-"Okay."

Judge Cascos-"Okay. So if they do not-if they get the Order and they do not start 2010, they pay the County 'x' amount of dollars to give them a one-year extension?"

Mr. Burst-"Yes, of the planning period."

Judge Cascos-"Pardon me?"

Mr. Burst-"That would be an extension of the planning period."

Judge Cascos-"Correct and if they don't do anything by 2011 then the lease dies?"

Mr. Burst-"No. Then they can-they can pay \$100,000 to extend the construction period or the lease dies."

Judge Cascos-"Okay."

Mr. Burst-"It would be it wouldn't-the language 'the lease dies' really isn't appropriate. It would put them in a condition of default is what the appropriate language would be."

Judge Cascos-"Okay."

Commissioner Tamayo-"And if they don't get the Order then nothing..."

Commissioner Garza-"They are in default."

Mr. Burst-"That's a condition of default."

Commissioner Tamayo-"So those are the two?"

Mr. Burst-"Yes."

Judge Cascos-"Okay. Any questions? Okay, thanks Richard."

- (B) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING VICTOR H. TAMAYO, SAUL VILLAFRANCO, TRAVIS STUKES, JESSE MONTALVO, DANIEL CRUZ AND ELIZABETH AVITIA VS. CAMERON COUNTY CIVIL SERVICE COMMISSION AND SHERIFF OMAR LUCIO, IN HIS OFFICIAL CAPACITY; CAUSE NO. 2008-08-004419-B, FOR DISCUSSION AND AUTHORITY TO REPRESENT CAMERON COUNTY (SHERIFF OMAR LUCIO, IN HIS OFFICIAL CAPACITY), PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1) (A) & (2).**

Commissioner Wood motioned to authorize the Civil Division to represent Cameron County.

The motion was seconded by Commissioner Garza and carried unanimously.

Commissioner Tamayo let it be known that she is in no way related to Victor H. Tamayo.

- (C) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE CONCESSION AGREEMENT WITH SOUTH PADRE ISLAND WATER PARK, LTD, PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION 551.072.**

Commissioner Wood motioned to acknowledge the Report by Legal Counsel.

The motion was seconded by Commissioner Benavides and carried unanimously.

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**(3) PUBLIC COMMENTS.**

Judge Cascos-"Davis, welcome."

Mr. Davis Rankin-"Thank you very much. My name is Davis Rankin. I live at 1308 W. Way in McAllen and I have a statement. I'm here on behalf of Property Owners Who Care-South Padre Island and I have a statement which I've gave to this lady and I have copies I can give to you all if you would like. We continue our opposition to leasing public park land for development by private business for its own purposes and for profit and we would remind the public that the lease with Laguna Madre Enhancement Group eliminates public access to and your ability to park in Isla Blanca Park and the beach-rather the, to park at the beach and that's in contradiction, we feel, to the Texas Open Beaches Act and the lease ignores express deed restrictions providing the land to the County for public park purposes. The lease also-even if it seems to me you could argue that, and we would argue that, even if you think it's a good idea, this proposed development, the lease is not beneficial to the County and appears more like a sale than a lease. It's a 50-year base lease plus another 50 years at the sole discretion of the developer. The County has nothing to say about it. It gives the developer an easement, which is a superior right to land owned and maintained by the County near or adjacent to the leased premises. Subleases by the developer do not require your approval; do not require approval by the County. The County has no right to the developer's annual audit even though you get paid out of revenues. The developer may pledge the lease and the leased premises to secure debt without the County's approval. The developer can authorize gaming; a casino is what you hear mostly for the premises without the County's agreement. Not only does the lease, we feel, threaten public lands in Cameron County, but the scope and the breadth of this lease exceeds reasonable and justifiable practices for County government and because the Appeals Court ruling, which your lawyer just told you about, the lease cannot be implemented and it gives, in our view, it gives you all a second look; a second chance to reconsider what would be, we think, a terrible deal for the County and for South Padre Island, for the public and public beach land and you all should just walk away from the project. Thank you very much."

Judge Cascos-"Thank you Davis and let me address that real quick because that question was asked. Can we walk away or cancel this and Richard, do you want to address that?"

Mr. Richard Burst, Legal Counsel-"Well, the lease as you-we can't just walk away from it because that would be a breach and the lessee would have the ability to sue to enforce the lease if we did that. There has to be a default or a condition of default in order for the County to end the lease and in my opinion those two, either not meeting a construction deadline or making the payment, would be one condition of default. It would give this Court the ability to end the lease. Secondly, if the lessee doesn't comply with that very last provision in the lease which requires them

to get a Court Order before they begin construction, you know, at some point they are either going to have to begin construction and they're going to have to no matter how many delay payments they make and at that point, before they can actually begin construction, they will have to have an Order of the Court; that's what the lease requires. So it can be terminated on those conditions, but we can't just unilaterally terminate it without expecting litigation."

Judge Cascos-"Thank you. Thank you Davis."

Mr. Rankin-"Thank you."

Judge Cascos-"Delton Lee."

Mr. Delton Lee-"Good afternoon ladies and gentlemen, Commissioners. Thank you for your time and Judge, thank you very much. Mr. Burst, that's the best I've ever heard of an explanation of that lease situation. Thank you very much. I appreciate that and I appreciate what Davis said also. Basically, my name's Delton Lee. I'm here to represent the Friends of Isla Blanca Park on the lease issue. We've gone a few rounds on this subject and I know you guys know where I stand or where we stand as a whole and basically we still don't want to see that property, any County properties that are used for public park use only to be turned into further commercial development properties because we can't get that back and I ended up-I lived in Hawaii quite a number of years ago and they ran into the same situation that we're dealing with right now and a group of homeowners had to buy a bunch of land together in order to keep a park in their neighborhood that wasn't being turned over by the local government to developers; and it's the only park for about 5 miles in any direction. Because of their farsightedness, their vision for the future, there's a community park and they maintain that park from A to Z. They have some great fundraisers. You guys would enjoy a giant hula show and it's pretty interesting, but the key to this whole thing right here is that we have a long-term lease that looks like it can be enforced according to what you're saying. Right, Mr. Burst?"

Mr. Burst-"Yes."

Mr. Lee-"That the lease can be enforced?"

Mr. Burst-"Yes, well if the conditions are met that I discussed, yeah."

Mr. Lee-"Yeah, it has the omissions in case they fail to meet their part of the obligation. Our concern is that what's happening to South Padre Island with public properties is that with all the private properties that are on the beach front, as well as the public properties that we have, its getting more and more difficult to have direct access to the Gulf side of the beach in particular; as well as the Laguna Madre side. You can't just go on somebody's piece of property unless you have their gate code at their condominium or their hotel and park your car and walk through their property to go use what the Texas General Land Office calls a 'public beach' and it looks like the same group of-the same type of developers are doing the same thing to the further north part of the beach and they want to do some pretty

interesting stuff that we've been looking into that they're talking about. So what happens is you get further and further and further distance-wise where you have no public restrooms for people on the beach to utilize. You have no public access where you have any parking. It's very difficult for any kind of emergency personnel to get there. I mean we got a whole list of items. It starts like a domino effect when you start packing the beach with nothing but basically private access to a public beach and our concern is the Valley is not going to get smaller. At least that's our hope. So it's only going to get more congested. If you've ever been to an East Coast beach you'll know what I'm talking about; New Jersey or somewhere like that. It's phenomenally difficult to get there and to utilize the public property and that's our concern. So, needless to say we're on a-I understand the attractiveness, the way this is going and everything, but we still want to see reason in this and the further planning of it so that the opportunity for the growth that we expect, the economic diversity that needs to happen all comes together so that people can still utilize what is a heritage. This is not just us trying to meet a budget. The golden goose can get plucked to the point where you can't even pay your bills with the golden goose park anymore. So we're real interested in the resolution of this. We wish it never would have happened to begin with especially on such long terms; 99 years. None of us, you know, are going to be here for that, but our heirs will be and that's the point. Thank you for your time."

Judge Cascos-"Thank you and, you know, there's not a whole lot we can do about what happened in the past, but we can keep it from happening in the future."

Mr. Lee-"Thank you very much."

Judge Cascos-"Thank you. Welcome back."

Mr. Lee-"Thank you."

Judge Cascos-"Ms. Garzoria, would you like to make your comments now or would you like to wait until we start talking about the Budget? However you want to do it."

Ms. Leticia Perez Garzoria-"Will it be very much longer?"

Commissioner Garza-"Yes."

Judge Cascos-"It will be somewhat long I'm afraid. We have a lot of people wanting to talk."

Commissioner Tamayo-"What's her name?"

Judge Cascos-"Leticia Garzoria; wants to talk about the Budget and the tax rate and that will be followed by Mary Helen Flores. Yes ma'am?"

Ms. Leticia Perez Garzoria-"Good afternoon Commissioners and Judge and the audience. My name is Leticia Perez Garzoria and I was given a copy of the Budget after you said I could look at it and it's very thick, very numerous and I went through several pages of which I'm looking at some things that we might be able to take a second

look at, okay. Noticing a great deal of expenditures that go to personnel, \$345,000 of overtime, extra contract help, large car allowances, a large amount of revenue fluctuates within the County mainly accounting for Bridges and Parks in revenue; three things that I look at in overtime because that's a big chunk.”

Judge Cascos-“That was in the Sheriff's Office, correct? I think most of it...”

Ms. Garzoria-“I believe so. How I would look at your overtime, I think you-no, not necessarily the Sheriff's; I think some of it is even other personnel. I would recommend cross training your personnel so that one department who is slow and doesn't have any work at that time, that worker can be sent to another area because they've had the time to go ahead and train. You've got one person that can do two jobs, one person that can do three jobs or two-and-a-half jobs so you are not using up a lot of-\$345,000 is a lot of money, but if you get in there and cross train your people, I think you can eliminate some of that high expenditure. As Mexico's civil unrest and the drug wars are being fought across the river, the amount of citizens crossing into Mexico will be greatly diminished now and in the near future. We do not know what's going to happen to Mexico but we do know that we live right across the border and we have had recent shots being fired on this side which we've gotten and that is nothing that we want to continue or we want to experience anymore. I would suggest increasing the toll of the Bridges from \$.65 for the pedestrians to \$1.00; from \$2.50 to \$3.50 to cars and motorcycles and \$2.00 more for the axle wheel trucks, commercial trucks. In my rationale is that this-when cigarette smokers were paying \$2.00 a pack and now they are paying \$5.00, has anybody stopped smoking? They're still smoking. The answer is no. People will find a way to finance their needs and their desires. Somehow they will come across and they will be able to do what's necessary to keep them going. The County is dependent on the Bridge revenues and needs to scrutinize the situation much more closely. Another thing I looked at is car allowances. There should be a monitoring system whereby this County personnel who goes to a particular site to see a client on County business can sign off on this particular visit, much like nurses sign off when they do client visits. You've got to sign off that you got there, you actually saw the client and you took 30 minutes to see that client and so forth. As leaner times are ahead of us at an indefinite period, we must proceed making conservative changes wherever applicable and possible and in conclusion we would not need a tax hike if this County ran its business more cost-effective and more taxpayer friendly and that's what I have to say. Thank you Commissioners and Judge.”

Judge Cascos-“Thank you.”

Commissioner Tamayo-“Thank you.”

Judge Cascos-“Mary Helen Flores?”

Ms. Mary Helen Flores-“I have copies of my comments for each of you up here if you want them. My name is Mary Helen Flores and I'm a resident of Cameron County. I'm here to again voice my protest of the lease of Isla



Blanca Park to the Laguna Madre Enhancement Group. I am opposed to the use of our public park land for the long-term private development that is in this lease. The difference between other concessionaires and the park and this particular concessionaire is that this one, in its' contract, permanently takes 26 acres of our public park land and has rights to the rest of the park, should gambling ever be legalized. This particular concessionaire, in its' contract, also binds the County to legally defend its right to do so. This lease was originally formulated in 2005 under the direction of former County Judge Gilberto Hinojosa without any public notice or input; at least not any that I or others could find. To be clear, this lease was amended after intense public outcry and media scrutiny to reduce the acreage to be developed; however it still contains a right of reversion clause which puts the entire park at risk of being paved over by this concessionaire should gambling be legalized. The deal that was made by the former Administration is wrong and you have the opportunity now to make it right for the public which you serve. To address the root of the issue, which is that the County needs to generate revenue to overcome chronic budget shortfalls in the Parks System, our system should be run like the very important business that it is with the very important stakeholders that it has. Continued shortfalls, mismanagement, neglect of resources and lack of accountability must not be tolerated any longer. There is absolutely no reason that the beach parks should be in the abysmal condition they are currently in with inadequate plumbing, tattered caution flags that never change from red, ancient signage, decrepit facilities, poorly handled litter control, etcetera. There should not have been any expansion of the Parks System prior to getting the original parks in good working condition. I believe we must demand positive results from the Park Administration hired to do this work. Football coaches only get one season to prove their worth. Cameron County should use the same approach in the oversight of our Parks System. This is too important to leave to political favoritism. We need and deserve to have Park Management with a successful track record. Our County beach parks are irreplaceable natural resources, which have been deeded to the residents and visitors of Cameron County for such use, and it is your duty to protect, preserve and maintain them in good order. The leasing out of our public park land to private developers is an unacceptable and irreversible solution to a problem that is fixable. The entire north end of South Padre Island is for sale to the highest bidder. Please let these types of master plans and projects be paid for by private developers on private land and not by the taxpayers of Cameron County on our public park land. Thank you."

Judge Cascos-"Thank you Mary Helen. Are there any other public comments? People who did not sign in that wish to speak? Okay."

**The Documentation is as follows:**

## **PRESENTATIONS**

**(4) PRESENTATIONS/RESOLUTIONS.**

**(A) PRESENTATION OF THE ANNUAL REPORT BY THE CAMERON COUNTY HISTORICAL COMMISSION. (PSJ-ADMINISTRATOR)**

Mr. Larry Lof, former Chairman of the Cameron County Historical Commission, introduced the current Cameron County Historical Commission: Mr. Joe Gavito, Treasurer, Mr. Norman Rozeff, Secretary, and Ms. Mary Torres, Chairman.

Ms. Mary Torres, Chairman of the Cameron County Historical Commission, briefly presented to the Court the Historical Commission's Annual Report and provided a list of the Historical Commission's (23) members.

Commissioner Tamayo motioned to acknowledge the Presentation of the Annual Report by the Cameron County Historical Commission.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

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**(B) PRESENTATION REGARDING THE LAISECA STORE. (PSJ-ADMINISTRATOR)**

Mr. Peter L. Goodman gave a presentation as to the history of the Laiseca Store and explained its historical significance.

Judge Cascos expressed support for rehabilitating the Laiseca Store.

Commissioner Wood inquired as to the restoration cost.

Mr. Larry Lof replied that the building should be relatively easy to restore and estimated the cost to stabilize the building at \$40,000 to \$50,000 with any additional work to potentially be done in-house. He volunteered his services regarding the restoration of the Laiseca Store.

Commissioner Tamayo motioned to acknowledge the Presentation regarding the Laiseca Store.

The motion was seconded by Commissioner Benavides and carried unanimously.

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**(C) PRESENTATION OF A RESOLUTION SUPPORTING THE ESTABLISHMENT OF TWO NEW PUBLIC TRANSPORTATION ROUTES IN SAN BENITO AND WESTERN CAMERON COUNTY BY THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL – REGIONAL TRANSIT SERVICES. (JS-LRGVDC) (Resolution No. 2009R09103)**

Commissioner Wood motioned to acknowledge the Resolution supporting the establishment of two new Public Transportation Routes in San Benito and Western Cameron County by the Lower Rio Grande Valley Development Council – Regional Transit Services.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The Resolution is as follows:**

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**(D) PRESENTATION BY DR. JAMES W. CASTILLO II, CAMERON COUNTY HEALTH AUTHORITY ON UPCOMING INFLUENZA SEASON. (YS-HEALTH)**

Dr. James W. Castillo, Cameron County Health Authority, presented the following report concerning the upcoming influenza season.

Judge Cascos inquired as to the protocols for distributing the influenza vaccine.

Dr. Castillo replied that the Health Department will follow standard protocols for distributing vaccinations and stated that he has not received word as to the number of vaccines that will be provided to Cameron County.

Judge Cascos recommended that the presentation be made available on the Cameron County website.

Commissioner Garza motioned to acknowledge the Presentation by Dr. James W. Castillo II, Cameron County Health Authority on the upcoming Influenza Season.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The Documentation is as follows:**

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**(E) PRESENTATION OF REVIEW CONDUCTED ON JUSTICE OF PEACE OFFICES. (MG-AUDITOR)**

Commissioner Tamayo motioned to acknowledge the Presentation regarding the review conducted on Justice of the Peace Offices.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

## 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 (B):**

Commissioner Tamayo asked to discuss this item separately.

**Consent Item No. 5 (S):**

Commissioner Wood asked to discuss this item separately.

**Consent Item No. 5 (O):**

Mr. Ernesto Hinojosa, County Engineer, asked to discuss this item separately.

**Consent Item No. 5 (TT):**

Mr. Pete Sepulveda, County Administrator, asked to discuss this item separately.

**Consent Item No. 5 (BB), (DD) and (NN):**

Commissioner Wood asked to discuss these items separately.

**Consent Item No. 5 (XX):**

Commissioner Benavides asked to discuss this item separately.

**Consent Item No. 5 (EE):**

Commissioner Garza asked to discuss this item separately.

Commissioner Garza motioned to approve the "Consent Items", excluding Consent Items No. 5 (B), (O),

(S), (BB), (DD), (EE), (NN), (TT) and (XX).

The motion was seconded by Commissioner Wood and carried unanimously.

- (A) **CONSIDERATION AND POSSIBLE APPROVAL FOR UNUSED FUNDS FROM THE CAMERON COUNTY HISTORICAL COMMISSION 2009 BUDGET (\$5,000.00) TO BE SET ASIDE TO CONTRIBUTE TOWARDS THE RENOVATION OF THE LAISECA STORE, LOT 1, BLOCK 122. (PSJ-ADMINISTRATOR)**
- (B) **CONSIDERATION AND AUTHORIZATION TO REQUEST BIDS FOR THE EMERGENCY STABILIZATION OF THE LAISECA STORE. (PSJ-ADMINISTRATOR) (ACTION TAKEN SEPARATELY)**
- (C) **CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF PRIMERA. (PSJ-ADMINISTRATOR) (Contract No. 2009C09323)**  
The Agreement is as follows:
- (D) **CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF LOS INDIOS. (PSJ-ADMINISTRATOR) (Contract No. 2009C09325)**  
The Agreement is as follows:
- (E) **CONSIDERATION AND AUTHORIZATION TO EXECUTE PROFESSIONAL SERVICE AGREEMENT CONTRACT NO. 2009C09321 WITH GOMEZ MENDEZ, SAENZ, INC., TO PROVIDE ARCHITECTURAL SERVICES FOR THE PROPOSED EL RANCHITO PARK. (PSJ-ADMINISTRATOR) (Contract No. 2009C09321)**  
The Agreement is as follows:
- (F) **CONSIDERATION AND APPROVAL OF TOLL COLLECTION MAINTENANCE AGREEMENT BETWEEN CAMERON COUNTY AND THE REVENUE MARKETS, INC. FOR THE CAMERON COUNTY INTERNATIONAL BRIDGE SYSTEM. (PSJ-ADMINISTRATOR) (Contract No. 2009C09324)**  
The Agreement is as follows:

- (G) **CONSIDERATION AND AUTHORIZATION TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE UNIVERSITY OF TEXAS AT AUSTIN FOR INTERNET SERVICE. (RL-ADMINISTRATIVE SERVICES) (Contract No. 2009C09326)**  
The Agreement is as follows:
- (H) **CONSIDERATION AND AUTHORIZATION TO PURCHASE ELECTRONIC AGENDA HARDWARE FOR THE AGENDA MANAGEMENT VIA DIR(DIR-SDD-890-TX)/DELL. (RL-ADMINISTRATIVE SERVICES)**  
The Documentation is as follows:
- (I) **CONSIDERATION AND APPROVAL OF MONTHLY FINANCIAL INFORMATION IN COMPLIANCE WITH LGC 114.023 AND 114.024. (MG-AUDITOR)**  
The Documentation is as follows:
- (J) **CONSIDERATION AND APPROVAL TO AWARD LOW BID TO G&T PAVING COMPANY FOR THE CAMERON COUNTY BORDER COLONIA ACCESS PROGRAM (BCAP) 3<sup>RD</sup> CALL – EL RANCHITO SUBDIVISION, ROAD & DRAINAGE IMPROVEMENTS PROJECT BID NO. 090802. (EH-CCDoT)**  
The Documentation is as follows:
- (K) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 18, 2009 TO AUGUST 18, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT C & C RANCH ESTATES LOT 4 REPLAT SUBDIVISION, PCT. 2. (EH-CCDoT)**  
The Documentation is as follows:
- (L) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 11, 2009 TO AUGUST 11, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT VALLE DE GARZA SUBDIVISION, PCT. 4. (EH-CCDoT)**  
The Documentation is as follows:
- (M) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LONGORIA ACRES, SECTION I, PCT. 4, FOR ROAD CONSTRUCTION. (EH-CCDoT)**  
The Documentation is as follows:
- (N) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR ALYSSA SUBDIVISION, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)**  
The Documentation is as follows:
- (O) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LA BRECHA SUBDIVISION, PHASE 2 AND PHASE 3, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT) (ACTION TAKEN SEPARATELY)**
- (P) **CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF SEPTIC SYSTEM FOR HIGGINBOTHAM ACRES SUBDIVISION, PCT. 1. (EH-CCDoT)**  
The Documentation is as follows:
- (Q) **CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF SEPTIC SYSTEMS FOR PELICAN’S LANDING ESTATES, PHASE I, PCT. 4. (EH-CCDoT)**  
The Documentation is as follows:
- (R) **CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF WATER AND SEWER LINE FOR RIVERSIDE GARDENS SUBDIVISION SECTION I, PCT 4. (EH-CCDoT)**  
The Documentation is as follows:
- (S) **CONSIDERATION AND APPROVAL TO LEASE CONTRACT WITH XEROX USING STATE OF TEXAS TPASS CONTRACT #985-L2. (PA-CONSTABLE PCT. 2) (ACTION TAKEN SEPARATELY)**
- (T) **CONSIDERATION AND REAPPOINTMENT OF MS. MINERVA MARTINEZ AS BOARD MEMBER AND MR. MIKE VASQUEZ AS ALTERNATE TO THE AMIGOS DEL VALLE, INC. DISTRICT BOARD OF DIRECTORS. (CHC-COUNTY JUDGE)**

- (U) CONSIDERATION AND ADOPTION OF PROCLAMATION DESIGNATING THE MONTH OF OCTOBER 2009 AS DOMESTIC VIOLENCE AWARENESS MONTH. (ARV-DISTRICT ATTORNEY) (Resolution No. 2009R09104)  
The Resolution is as follows:
- (V) CONSIDERATION AND AUTHORIZATION TO PLACE PURPLE RIBBONS ON THE TREES SURROUNDING THE CAMERON COUNTY JUDICIAL COURTHOUSE DURING THE MONTH OF OCTOBER FOR DOMESTIC VIOLENCE AWARENESS MONTH. (ARV-DISTRICT ATTORNEY)
- (W) CONSIDERATION AND AUTHORIZATION TO DISPLAY ARTWORK AND POEMS SUBMITTED BY CAMERON COUNTY HIGH SCHOOL STUDENTS IN THE CAMERON COUNTY JUDICIAL COURTHOUSE THROUGHOUT THE MONTH OF OCTOBER FOR DOMESTIC VIOLENCE AWARENESS MONTH. (ARV-DISTRICT ATTORNEY)
- (X) CONSIDERATION AND AUTHORIZATION TO DISPLAY FOUR SILENT WITNESSES (WOODEN SILHOUETTES) ON THE FIRST FLOOR OF THE CAMERON COUNTY JUDICIAL COURTHOUSE FOR THE MONTH OF OCTOBER TO BRING AWARENESS ON FAMILY VIOLENCE. (ARV-DISTRICT ATTORNEY)
- (Y) CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS AND THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE, REGARDING A MUTUAL AID (BURGLARY AND THEFT OF MOTOR VEHICLE) LAW ENFORCEMENT TASK FORCE TO COOPERATE IN CERTAIN CRIMINAL INVESTIGATIONS. (ARV-DISTRICT ATTORNEY) (Contract No. 2009C09328)  
The Agreement is as follows:
- (Z) CONSIDERATION AND POSSIBLE APPROVAL OF CERTIFICATION OF GOVERNMENTAL ENTITY PARTICIPATION AT THE MEDICAID HOSPITAL SUPPLEMENTAL PAYMENT PROGRAM.(DVJ-LEGAL)  
The Documentation is as follows:
- (AA) CONSIDERATION AND AUTHORIZATION FOR PUBLIC HEALTH RESPONSE PROGRAM TO PURCHASE EIGHTEEN LAPTOPS AND ACCESSORIES IN COMPLIANCE WITH THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS UTILIZING TCPN CONTRACT #R4718 VIA GOV CONNECTION. (YS-HEALTH)  
The Documentation is as follows:
- (BB) CONSIDERATION AND AUTHORIZATION TO CONTRACT A 60 MONTH LEASE WITH XEROX CORPORATION IN ACCORDANCE WITH STATE CONTRACT TPASS 985-L2. (MV-HUMAN RESOURCES) (ACTION TAKEN SEPARATELY)
- (CC) CONSIDERATION AND AUTHORIZATION TO APPROVE DUNE PROTECTION PERMIT AND BEACH FRONT CONSTRUCTION CERTIFICATE TO TOM TEPPER FOR WAUGH SUBDIVISION II, LOT 6. (JM-PARKS)  
The Documentation is as follows:
- (DD) CONSIDERATION AND AUTHORIZATION TO APPROVE DUNE PROTECTION PERMIT AND BEACH FRONT CONSTRUCTION CERTIFICATE TO ED SNEARLY FOR WAUGH SUBDIVISION II, LOT 7. (JM-PARKS) (ACTION TAKEN SEPARATELY)
- (EE) CONSIDERATION AND AUTHORIZATION TO EXECUTE SUBRECIPIENT GRANT AGREEMENT NO. 2009C09322 WITH THE TEXAS GENERAL LAND OFFICE FOR ADOLPH THOMAE, JR. COUNTY PARK EDUCATIONAL KIOSK AND SIGNS PROJECT. (JM-PARKS) (ACTION TAKEN SEPARATELY)
- (FF) CONSIDERATION AND ADOPTION OF A RESOLUTION NO. 2009R09102 SUPPORTING CAMERON COUNTY SUBMITTAL OF AN APPLICATION TO THE LOWER RIO GRANDE DEVELOPMENT COUNCIL-REGIONAL SOLID WASTE PROGRAM. (JM-PARKS) (Resolution No. 2009R09102)  
The Resolution is as follows:
- (GG) CONSIDERATION AND APPROVAL TO ACCEPT GRANT AWARD FOR THE DISTRICT ATTORNEY'S 2009-2010 DOMESTIC VIOLENCE UNIT GRANT. (FB-PD&M)



**The Documentation is as follows:**

- (HH) CONSIDERATION AND APPROVAL OF CONTRACT NO. 70090011 BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS, PURSUANT TO THE COUNTY'S HOUSING RECOVERY PROGRAM. (FB-PD&M) (Contract No. 2009C09330)**  
**The Contract is as follows:**
- (II) CONSIDERATION AND ACTION TO AWARD LOW BID TO JM CONSTRUCTION FOR SANITARY SEWER CONNECTIONS FOR EL SALADO AREA (TCDP CONTRACT NO. 728035). (FB-PD&M)**  
**The Documentation is as follows:**
- (JJ) CONSIDERATION AND APPROVAL OF CAMERON COUNTY AND WILLACY COUNTIES COLONIA SELF-HELP CENTER CONTRACT NUMBER 728013 AMENDMENT NO. 1. (FB-PD&M) (Contract No. 2009C09331)**  
**The Documentation is as follows:**
- (KK) CONSIDERATION AND APPROVAL TO ACCEPT VICTIMS OF CRIME ACT (VOCA) GRANT AWARD FOR THE DISTRICT ATTORNEY'S 2009/2010 VICTIM ASSISTANCE PROGRAM. (FB-PD&M)**  
**The Documentation is as follows:**
- (LL) CONSIDERATION AND AUTHORIZATION TO UTILIZE TEXAS BID SYSTEM - INTERACTIVE BIDDING TECHNOLOGIES (IPT BY BIDNET) FOR ON LINE BID POSTINGS, VENDOR REGISTRATION, BIDDERS NETWORK. (MF-PURCHASING)**  
**The Documentation is as follows:**
- (MM) CONSIDERATION AND APPROVAL OF CONTRACT AGREEMENT FOR BIDDING NETWORK SERVICES WITH INTERACTIVE PROCUREMENT TECHNOLOGIES (BIDNET). (MF-PURCHASING) (Contract No. 2009C09332)**  
**The Contract is as follows:**
- (NN) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP's, RFQ's FOR THE FOLLOWING: (MF-PURCHASING) (ACTION TAKEN SEPARATELY)**  
**a. FARM AND LAND LEASE – ANNUAL BID #1477-12 (MATHERS FAMILY)**
- (OO) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP's, RFQ's FOR THE FOLLOWING: (MF-PURCHASING)**  
**a. VENDING MACHINE SERVICES – ANNUAL RFP #1955**  
**The Tabulation is as follows:**
- (PP) CONSIDERATION AND AUTHORIZATION TO REFUND TAXES ON CORRECTION OF SUPPLEMENTAL CHANGES AS AUTHORIZED BY THE CAMERON APPRAISAL DISTRICT AS PER SECTION 25.25(c) OF THE TEXAS PROPERTY TAX CODE TO: (TY-TAX OFFICE)**  
**a. CAMERON ACQUISITIONS LLC \$16,586.99 CHANGE VALUE FINAL JUDGMENT**  
**The Documentation is as follows:**
- (QQ) COMMISSIONER PCT. 3 TO TRAVEL TO CORPUS CHRISTI, TEXAS ON OCTOBER 5-8, 2009 TO ATTEND MANDATORY CONTINUING EDUCATION TRAINING AT THE 87<sup>TH</sup> ANNUAL COUNTY JUDGES AND COMMISSIONERS ASSOCIATION OF TEXAS CONFERENCE.**  
**The Documentation is as follows:**
- (RR) 107<sup>TH</sup> DISTRICT COURT STAFF (2): COURT ADMINISTRATOR, DALILA S. ESQUIVEL AND COURT COORDINATOR, ELVA E. OLIVO TO TRAVEL TO CORPUS CHRISTI, TEXAS ON NOVEMBER 10-13, 2009 TO ATTEND THE TEXAS ASSOCIATION FOR COURT ADMINISTRATION EDUCATION CONFERENCE.**  
**The Documentation is as follows:**
- (SS) 138<sup>TH</sup> DISTRICT COURT STAFF (2): COURT ADMINISTRATOR, RAUL MARTINEZ, JR. AND COURT COORDINATOR, MIRIAM MUNIZ TO TRAVEL TO CORPUS, CHRISTI, TEXAS ON NOVEMBER 10-13, 2009 TO ATTEND THE 2009 ANNUAL TACA EDUCATION CONFERENCE.**  
**The Documentation is as follows:**

- (TT) COUNTY CLERK AND STAFF (2) DEPUTY CLERKS, TO TRAVEL TO LAREDO, TEXAS ON OCTOBER 7-9, 2009, TO ATTEND THE REGION 8 COUNTY AND DISTRICT CLERK'S FALL CONFERENCE. (ACTION TAKEN SEPARATELY)
- (UU) COUNTY CLERK STAFF (1); FINANCIAL LIAISON, JOSE TOVAR, TO TRAVEL TO AUSTIN, TEXAS ON OCTOBER 4-10, 2009, TO ATTEND THE 2009 COUNTY INVESTMENT OFFICER CERTIFICATION PROGRAM.  
The Documentation is as follows:
- (VV) DISTRICT ATTORNEY'S OFFICE STAFF (2): DOMESTIC VIOLENCE UNIT LEGAL ADVOCATE, LUIS LEAL AND DOMESTIC VIOLENCE UNIT INVESTIGATOR, JAIME LEAL, TO TRAVEL TO EL PASO, TEXAS ON SEPTEMBER 15-18, 2009, TO ATTEND TEXAS VICTIM SERVICES ASSOCIATION 11<sup>TH</sup> ANNUAL CONFERENCE.  
The Documentation is as follows:
- (WW) DISTRICT ATTORNEY'S OFFICE STAFF (1): ASSISTANT DISTRICT ATTORNEY, KORINA BARRAZA, TO TRAVEL TO CORPUS CHRISTI, TEXAS ON SEPTEMBER 23-25, 2009, TO ATTEND TEXAS DISTRICT AND COUNTY ATTORNEY ASSOCIATION'S ANNUAL CIVIL AND CRIMINAL LAW UPDATE.  
The Documentation is as follows:
- (XX) HEALTH DEPARTMENT STAFF (123): WIC EMPLOYEES TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS ON OCTOBER 2, 2009, TO ATTEND THE SOUTHERN REGION WIC AGENCIES POST EBT CONFERENCE 2009. (ACTION TAKEN SEPARATELY)
- (YY) HEALTH DEPARTMENT STAFF (1): WIC DIRECTOR, LETY MONTIEL, TO TRAVEL TO SAN ANTONIO, TEXAS, ON OCTOBER 12-15, 2009, TO ATTEND THE 2009 ANNUAL TEXAS ASSOCIATION OF LOCAL WIC DIRECTORS' MEETING.  
The Documentation is as follows:
- (ZZ) JUVENILE PROBATION STAFF (2): PROGRAM SPECIALIST AMINDA TORRES AND IV ENHANCEMENT COORDINATOR, LINDA TREVINO, TO TRAVEL TO AUSTIN, TEXAS ON SEPTEMBER 14-17, 2009 TO ATTEND THE TITLE IV E FOSTER CARE REIMBURSEMENT PROGRAM.  
The Documentation is as follows:
- (AAA) JUVENILE PROBATION STAFF (2): JUVENILE PROBATION OFFICER, ERICA ALANIZ AND SNP JUVENILE PROBATION OFFICER, GUADALUPE FUENTES, TO TRAVEL TO ALICE, TEXAS ON SEPTEMBER 17-19, 2009 TO ATTEND THE TOGETHER WE STAND-MENTAL HEALTH CONFERENCE.  
The Documentation is as follows:
- (BBB) JUVENILE PROBATION STAFF (1): CHIEF JUVENILE PROBATION OFFICER, TOMMY RAMIREZ, TO TRAVEL TO SAN ANTONIO, TEXAS ON OCTOBER 4-7, 2009 TO ATTEND THE 37<sup>TH</sup> ANNUAL CHIEF'S CONFERENCE.  
The Documentation is as follows:
- (CCC) JUVENILE PROBATION STAFF (1): JUVENILE PROBATION OFFICER, ALMA TRUJILLO, TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS ON OCTOBER 12-16, 2009 TO ATTEND THE 16<sup>TH</sup> ANNUAL TITLE IV E CONFERENCE.  
The Documentation is as follows:
- (DDD) JUVENILE PROBATION STAFF (2): JUVENILE PROBATION OFFICERS, ERIN MONTOYA AND ADRIAN GOMEZ, TO TRAVEL TO SAN ANTONIO, TEXAS ON OCTOBER 24-28, 2009 TO ATTEND THE 21<sup>ST</sup> ANNUAL NATIONAL DROPOUT PREVENTION CONFERENCE.  
The Documentation is as follows:
- (EEE) TAX OFFICE STAFF (2): CHIEF OF INVESTIGATIONS, LT. JOE MIRELES AND INVESTIGATOR, ELI ROLANDO TELLA, TO TRAVEL TO DALLAS, TEXAS ON OCTOBER 4-9, 2009 TO ATTEND TEXAS ASSOCIATION OF VEHICLE THEFT INVESTIGATORS/SOUTH CENTRAL REGIONAL CHAPTER ANNUAL CONFERENCE.  
The Documentation is as follows:
- (FFF) CONSIDERATION AND APPROVAL OF CAMERON COUNTY PLAN 2010 TCDRS. (MG-AUDITOR)  
The Documentation is as follows:

- (C) CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF PRIMERA. (PSJ-ADMINISTRATOR) (Contract No. 2009C09323)**  
**The Agreement is as follows:**

- (D) CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF LOS INDIOS. (PSJ-ADMINISTRATOR) (Contract No. 2009C09325)**  
**The Agreement is as follows:**

- (E) **CONSIDERATION AND AUTHORIZATION TO EXECUTE PROFESSIONAL SERVICE AGREEMENT CONTRACT NO. 2009C09321 WITH GOMEZ MENDEZ, SAENZ, INC., TO PROVIDE ARCHITECTURAL SERVICES FOR THE PROPOSED EL RANCHITO PARK. (PSJ-ADMINISTRATOR) (Contract No. 2009C09321)**  
**The Agreement is as follows:**

- (F) CONSIDERATION AND APPROVAL OF TOLL COLLECTION MAINTENANCE AGREEMENT BETWEEN CAMERON COUNTY AND THE REVENUE MARKETS, INC. FOR THE CAMERON COUNTY INTERNATIONAL BRIDGE SYSTEM. (PSJ-ADMINISTRATOR) (Contract No. 2009C09324)**  
**The Agreement is as follows:**

- (G) CONSIDERATION AND AUTHORIZATION TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE UNIVERSITY OF TEXAS AT AUSTIN FOR INTERNET SERVICE. (RL-ADMINISTRATIVE SERVICES) (Contract No. 2009C09326)**  
**The Agreement is as follows:**

- (H) CONSIDERATION AND AUTHORIZATION TO PURCHASE ELECTRONIC AGENDA HARDWARE FOR THE AGENDA MANAGEMENT VIA DIR(DIR-SDD-890-TX)/DELL. (RL-ADMINISTRATIVE SERVICES)  
The Documentation is as follows:**



- (I) CONSIDERATION AND APPROVAL OF MONTHLY FINANCIAL INFORMATION IN COMPLIANCE WITH LGC 114.023 AND 114.024. (MG-AUDITOR)**  
**The Documentation is as follows:**

- (J) CONSIDERATION AND APPROVAL TO AWARD LOW BID TO G&T PAVING COMPANY FOR THE CAMERON COUNTY BORDER COLONIA ACCESS PROGRAM (BCAP) 3<sup>RD</sup> CALL – EL RANCHITO SUBDIVISION, ROAD & DRAINAGE IMPROVEMENTS PROJECT BID NO. 090802. (EH-CCDoT)**  
**The Documentation is as follows:**

- (K) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 18, 2009 TO AUGUST 18, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT C & C RANCH ESTATES LOT 4 REPLAT SUBDIVISION, PCT. 2. (EH-CCDoT)**  
**The Documentation is as follows:**

- (L) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 11, 2009 TO AUGUST 11, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT VALLE DE GARZA SUBDIVISION, PCT. 4. (EH-CCDoT)**  
**The Documentation is as follows:**

- (M) CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LONGORIA ACRES, SECTION I, PCT. 4, FOR ROAD CONSTRUCTION. (EH-CCDoT)**  
**The Documentation is as follows:**

- (N) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR ALYSSA SUBDIVISION, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCDoT)**  
**The Documentation is as follows:**

**(P) CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF SEPTIC SYSTEM FOR HIGGINBOTHAM ACRES SUBDIVISION, PCT. 1. (EH-CCDoT)**

**The Documentation is as follows:**

**(Q) CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF SEPTIC SYSTEMS FOR PELICAN'S LANDING ESTATES, PHASE I, PCT. 4. (EH-CCDoT)**

**The Documentation is as follows:**



- (R) CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF WATER AND SEWER LINE FOR RIVERSIDE GARDENS SUBDIVISION SECTION I, PCT 4. (EH-CCDoT)**  
**The Documentation is as follows:**

**(U) CONSIDERATION AND ADOPTION OF PROCLAMATION DESIGNATING THE MONTH OF OCTOBER 2009 AS DOMESTIC VIOLENCE AWARENESS MONTH. (ARV-DISTRICT ATTORNEY) (Resolution No. 2009R09104)**

**The Resolution is as follows:**

- (Y) **CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS AND THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE, REGARDING A MUTUAL AID (BURGLARY AND THEFT OF MOTOR VEHICLE) LAW ENFORCEMENT TASK FORCE TO COOPERATE IN CERTAIN CRIMINAL INVESTIGATIONS. (ARV-DISTRICT ATTORNEY) (Contract No. 2009C09328)**  
**The Agreement is as follows:**

**(Z) CONSIDERATION AND POSSIBLE APPROVAL OF CERTIFICATION OF GOVERNMENTAL ENTITY PARTICIPATION AT THE MEDICAID HOSPITAL SUPPLEMENTAL PAYMENT PROGRAM.(DVJ-LEGAL)**

**The Documentation is as follows:**

- (AA) CONSIDERATION AND AUTHORIZATION FOR PUBLIC HEALTH RESPONSE PROGRAM TO PURCHASE EIGHTEEN LAPTOPS AND ACCESSORIES IN COMPLIANCE WITH THE PUBLIC HEALTH EMERGENCY PREPAREDNESS GRANT FUNDS UTILIZING TCPN CONTRACT #R4718 VIA GOV CONNECTION. (YS-HEALTH)**  
**The Documentation is as follows:**

**(CC) CONSIDERATION AND AUTHORIZATION TO APPROVE DUNE PROTECTION PERMIT AND BEACH FRONT CONSTRUCTION CERTIFICATE TO TOM TEPPER FOR WAUGH SUBDIVISION II, LOT 6. (JM-PARKS)**

**The Documentation is as follows:**

- (FF) CONSIDERATION AND ADOPTION OF A RESOLUTION NO. 2009R09102 SUPPORTING CAMERON COUNTY SUBMITTAL OF AN APPLICATION TO THE LOWER RIO GRANDE DEVELOPMENT COUNCIL-REGIONAL SOLID WASTE PROGRAM. (JM-PARKS) (Resolution No. 2009R09102)**  
**The Resolution is as follows:**

**(GG) CONSIDERATION AND APPROVAL TO ACCEPT GRANT AWARD FOR THE DISTRICT ATTORNEY'S  
2009-2010 DOMESTIC VIOLENCE UNIT GRANT. (FB-PD&M)  
The Documentation is as follows:**



**(HH) CONSIDERATION AND APPROVAL OF CONTRACT NO. 70090011 BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS, PURSUANT TO THE COUNTY'S HOUSING RECOVERY PROGRAM. (FB-PD&M) (Contract No. 2009C09330)**  
**The Contract is as follows:**

- (II) CONSIDERATION AND ACTION TO AWARD LOW BID TO JM CONSTRUCTION FOR SANITARY SEWER CONNECTIONS FOR EL SALADO AREA (TCDP CONTRACT NO. 728035). (FB-PD&M)**  
**The Documentation is as follows:**

**(JJ) CONSIDERATION AND APPROVAL OF CAMERON COUNTY AND WILLACY COUNTIES COLONIA SELF-HELP CENTER CONTRACT NUMBER 728013 AMENDMENT NO. 1. (FB-PD&M) (Contract No. 2009C09331)**

**The Documentation is as follows:**

**(KK) CONSIDERATION AND APPROVAL TO ACCEPT VICTIMS OF CRIME ACT (VOCA) GRANT AWARD FOR THE DISTRICT ATTORNEY'S 2009/2010 VICTIM ASSISTANCE PROGRAM. (FB-PD&M)**  
**The Documentation is as follows:**

- (LL) CONSIDERATION AND AUTHORIZATION TO UTILIZE TEXAS BID SYSTEM - INTERACTIVE BIDDING TECHNOLOGIES (IPT BY BIDNET) FOR ON LINE BID POSTINGS, VENDOR REGISTRATION, BIDDERS NETWORK. (MF-PURCHASING)**  
**The Documentation is as follows:**

**(MM) CONSIDERATION AND APPROVAL OF CONTRACT AGREEMENT FOR BIDDING NETWORK SERVICES WITH INTERACTIVE PROCUREMENT TECHNOLOGIES (BIDNET). (MF-PURCHASING) (Contract No. 2009C09332)**  
**The Contract is as follows:**

- (OO) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP's, RFQ's FOR THE FOLLOWING:  
(MF-PURCHASING)**
- a. VENDING MACHINE SERVICES – ANNUAL RFP #1955**  
**The Tabulation is as follows:**

- (PP) CONSIDERATION AND AUTHORIZATION TO REFUND TAXES ON CORRECTION OF SUPPLEMENTAL CHANGES AS AUTHORIZED BY THE CAMERON APPRAISAL DISTRICT AS PER SECTION 25.25(c) OF THE TEXAS PROPERTY TAX CODE TO: (TY-TAX OFFICE)**
- a. CAMERON ACQUISITIONS LLC    \$16,586.99    CHANGE VALUE FINAL JUDGMENT**
- The Documentation is as follows:**



**(QQ) COMMISSIONER PCT. 3 TO TRAVEL TO CORPUS CHRISTI, TEXAS ON OCTOBER 5-8, 2009 TO ATTEND MANDATORY CONTINUING EDUCATION TRAINING AT THE 87<sup>TH</sup> ANNUAL COUNTY JUDGES AND COMMISSIONERS ASSOCIATION OF TEXAS CONFERENCE.**

**The Documentation is as follows:**

- (RR) 107<sup>TH</sup> DISTRICT COURT STAFF (2): COURT ADMINISTRATOR, DALILA S. ESQUIVEL AND COURT COORDINATOR, ELVA E. OLIVO TO TRAVEL TO CORPUS CHRISTI, TEXAS ON NOVEMBER 10-13, 2009 TO ATTEND THE TEXAS ASSOCIATION FOR COURT ADMINISTRATION EDUCATION CONFERENCE.**
- The Documentation is as follows:**

**(SS) 138<sup>TH</sup> DISTRICT COURT STAFF (2): COURT ADMINISTRATOR, RAUL MARTINEZ, JR. AND COURT COORDINATOR, MIRIAM MUNIZ TO TRAVEL TO CORPUS, CHRISTI, TEXAS ON NOVEMBER 10-13, 2009 TO ATTEND THE 2009 ANNUAL TACA EDUCATION CONFERENCE.  
The Documentation is as follows:**

**(UU) COUNTY CLERK STAFF (1); FINANCIAL LIAISON, JOSE TOVAR, TO TRAVEL TO AUSTIN, TEXAS ON OCTOBER 4-10, 2009, TO ATTEND THE 2009 COUNTY INVESTMENT OFFICER CERTIFICATION PROGRAM.**

**The Documentation is as follows:**

**(VV) DISTRICT ATTORNEY'S OFFICE STAFF (2): DOMESTIC VIOLENCE UNIT LEGAL ADVOCATE, LUIS LEAL AND DOMESTIC VIOLENCE UNIT INVESTIGATOR, JAIME LEAL, TO TRAVEL TO EL PASO, TEXAS ON SEPTEMBER 15-18, 2009, TO ATTEND TEXAS VICTIM SERVICES ASSOCIATION 11<sup>TH</sup> ANNUAL CONFERENCE.**

**The Documentation is as follows:**

**(WW) DISTRICT ATTORNEY'S OFFICE STAFF (1): ASSISTANT DISTRICT ATTORNEY, KORINA BARRAZA, TO TRAVEL TO CORPUS CHRISTI, TEXAS ON SEPTEMBER 23-25, 2009, TO ATTEND TEXAS DISTRICT AND COUNTY ATTORNEY ASSOCIATION'S ANNUAL CIVIL AND CRIMINAL LAW UPDATE.  
The Documentation is as follows:**

**(YY) HEALTH DEPARTMENT STAFF (1): WIC DIRECTOR, LETY MONTIEL, TO TRAVEL TO SAN ANTONIO, TEXAS, ON OCTOBER 12-15, 2009, TO ATTEND THE 2009 ANNUAL TEXAS ASSOCIATION OF LOCAL WIC DIRECTORS' MEETING.**

**The Documentation is as follows:**

**(ZZ) JUVENILE PROBATION STAFF (2): PROGRAM SPECIALIST AMINDA TORRES AND IV ENHANCEMENT COORDINATOR, LINDA TREVINO, TO TRAVEL TO AUSTIN, TEXAS ON SEPTEMBER 14-17, 2009 TO ATTEND THE TITLE IV E FOSTER CARE REIMBURSEMENT PROGRAM. The Documentation is as follows:**



**(AAA) JUVENILE PROBATION STAFF (2): JUVENILE PROBATION OFFICER, ERICA ALANIZ AND SNP JUVENILE PROBATION OFFICER, GUADALUPE FUENTES, TO TRAVEL TO ALICE, TEXAS ON SEPTEMBER 17-19, 2009 TO ATTEND THE TOGETHER WE STAND-MENTAL HEALTH CONFERENCE. The Documentation is as follows:**

**(BBB) JUVENILE PROBATION STAFF (1): CHIEF JUVENILE PROBATION OFFICER, TOMMY RAMIREZ, TO TRAVEL TO SAN ANTONIO, TEXAS ON OCTOBER 4-7, 2009 TO ATTEND THE 37<sup>TH</sup> ANNUAL CHIEF'S CONFERENCE.**

**The Documentation is as follows:**

**(CCC) JUVENILE PROBATION STAFF (1): JUVENILE PROBATION OFFICER, ALMA TRUJILLO, TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS ON OCTOBER 12-16, 2009 TO ATTEND THE 16<sup>TH</sup> ANNUAL TITLE IV E CONFERENCE.**

**The Documentation is as follows:**

**(DDD) JUVENILE PROBATION STAFF (2): JUVENILE PROBATION OFFICERS, ERIN MONTOYA AND ADRIAN GOMEZ, TO TRAVEL TO SAN ANTONIO, TEXAS ON OCTOBER 24-28, 2009 TO ATTEND THE 21<sup>ST</sup> ANNUAL NATIONAL DROPOUT PREVENTION CONFERENCE.**

**The Documentation is as follows:**

**(EEE) TAX OFFICE STAFF (2): CHIEF OF INVESTIGATIONS, LT. JOE MIRELES AND INVESTIGATOR, ELI ROLANDO TELLA, TO TRAVEL TO DALLAS, TEXAS ON OCTOBER 4-9, 2009 TO ATTEND TEXAS ASSOCIATION OF VEHICLE THEFT INVESTIGATORS/SOUTH CENTRAL REGIONAL CHAPTER ANNUAL CONFERENCE.**  
**The Documentation is as follows:**

**(FFF) CONSIDERATION AND APPROVAL OF CAMERON COUNTY PLAN 2010 TCDRS. (MG-AUDITOR)**  
**The Documentation is as follows:**

## CONSENT ITEMS

**(5) CONSENT ITEMS.**

**(B) CONSIDERATION AND AUTHORIZATION TO REQUEST BIDS FOR THE EMERGENCY STABILIZATION OF THE LAISECA STORE. (PSJ-ADMINISTRATOR)**

Commissioner Benavides motioned to approve authorization to request bids for the emergency stabilization of the Laiseca Store.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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**(O) CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR LA BRECHA SUBDIVISION, PHASE 2 AND PHASE 3, FOR UNBUILT SEPTIC SYSTEMS. (EH-CCD6T)**

Mr. Ernesto Hinojosa, County Engineer, asked that a correction be made such that “Phase 1” be added to the Agenda Item for approval.

Mr. Richard Burst, Legal Counsel, advised the Court that due to the fact that “Phase 1” is not included in the wording of the Agenda Item, the Public has not been notified of its consideration and “Phase 1” cannot be added for approval.

Commissioner Benavides motioned to approve authorization to initiate the drawing process on letter of credit for La Brecha Subdivision, Phase 2 and Phase 3, for Unbuilt Septic Systems.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The Documentation is as follows:**

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(S) **CONSIDERATION AND APPROVAL TO LEASE CONTRACT WITH XEROX USING STATE OF TEXAS TPASS CONTRACT #985-L2. (PA-CONSTABLE PCT. 2) (Contract No. 2009C09327)**

Commissioner Garza motioned to approve the Lease Contract with Xerox Using State of Texas TPASS Contract #985-L2.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The Contract is as follows:**



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**(BB) CONSIDERATION AND AUTHORIZATION TO CONTRACT A 60 MONTH LEASE WITH XEROX CORPORATION IN ACCORDANCE WITH STATE CONTRACT TPASS 985-L2. (MV-HUMAN RESOURCES) (Contract No. 2009C09329)**

Commissioner Tamayo motioned to approve authorization to Contract a 60 Month Lease with Xerox Corporation in accordance with State Contract TPASS 985-L2.

The motion was seconded by Commissioner Benavides and carried unanimously.

**The Contract is as follows:**

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**(DD) CONSIDERATION AND AUTHORIZATION TO APPROVE DUNE PROTECTION PERMIT AND BEACH FRONT CONSTRUCTION CERTIFICATE TO ED SNEARLY FOR WAUGH SUBDIVISION II, LOT 7. (JM-PARKS)**

Commissioner Tamayo motioned to approve the Dune Protection Permit and Beach Front Construction Certificate to Ed Snearly for Waugh Subdivision II, Lot 7.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

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**(EE) CONSIDERATION AND AUTHORIZATION TO EXECUTE SUBRECIPIENT GRANT AGREEMENT NO. 2009C09322 WITH THE TEXAS GENERAL LAND OFFICE FOR ADOLPH THOMAE, JR. COUNTY PARK EDUCATIONAL KIOSK AND SIGNS PROJECT. (JM-PARKS) (Contract No. 2009C09322)**

Commissioner Garza motioned to approve the Subrecipient Grant Agreement with the Texas General Land Office for Adolph Thomae, Jr. County Park Educational Kiosk and Signs Project.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The Documentation is as follows:**

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**(NN) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS, RFP's, RFQ's FOR THE FOLLOWING: (MF-PURCHASING)**

**a. FARM AND LAND LEASE – ANNUAL BID #1477-12 (MATHERS FAMILY)**

Commissioner Benavides motioned to authorize to award the Bids, RFP's, RFQ's for the following: Farm and Land Lease – Annual Bid #1477-12 (Mathers Family).

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

AYE: Commissioner Benavides, Commissioner Garza, Commissioner Tamayo and Judge Cascos

NAY: None

ABSTAIN: Commissioner Wood

**The Documentation is as follows:**

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**(TT) COUNTY CLERK AND STAFF (2) DEPUTY CLERKS, TO TRAVEL TO LAREDO, TEXAS ON OCTOBER 7-9, 2009, TO ATTEND THE REGION 8 COUNTY AND DISTRICT CLERK'S FALL CONFERENCE.**

Mr. Joe G. Rivera, County Clerk, stated that the Travel will be paid thru Fund 100-404, Records Management and explained the reason for the Travel.

Commissioner Wood motioned to approve the Travel for the County Clerk and Staff (2) Deputy Clerks, to Laredo, Texas on October 7-9, 2009, to attend the Region 8 County and District Clerk's Fall Conference.

The motion was seconded by Commissioner Benavides and carried unanimously.

**The Documentation is as follows:**

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**(XX) HEALTH DEPARTMENT STAFF (123): WIC EMPLOYEES TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS ON OCTOBER 2, 2009, TO ATTEND THE SOUTHERN REGION WIC AGENCIES POST EBT CONFERENCE 2009.**

Ms. Yvette Salinas, Health Administrator, advised the Court that the WIC food package will be updated beginning in October and stated that the WIC Clinics will not be able to provide services until employees are trained on the software transition.

Commissioner Benavides motioned to approve the Travel for the Health Department Staff (123): WIC Employees to South Padre Island, Texas on October 2, 2009, to attend the Southern Region WIC Agencies Post EBT Conference 2009.

The motion was seconded by Commissioner Wood and carried unanimously.

**The Documentation is as follows:**

## **ACTION ITEMS**

**(6) ACTION ITEMS.**

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

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo 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:**

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**(B) APPROVAL OF CLAIMS.**

Commissioner Garza motioned to approve the Claims.

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

AYE: Commissioner Benavides, Commissioner Wood and Commissioner Garza

NAY: None

ABSTAIN: Judge Cascos as to Warrant No. 00225630, made payable to Harlingen Waterworks System, Warrant No. 00225646, made payable to Laguna Madre Water District, Warrant No. 00225706, made payable to Public Utilities Board and Warrant No. 00225978, made payable to Public Utilities Board, and Commissioner Tamayo Warrant No. 00225711, made payable to Red River Service Corp.

**The Claims and Affidavits are as follows:**



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**(C) APPROVAL OF MINUTES FOR:  
AUGUST 27, 2009 – SPECIAL MEETING**

Commissioner Tamayo motioned to approve the Minutes for the August 27, 2009-Special Meeting.

The motion was seconded by Commissioner Garza and carried unanimously.

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**(D) SHERIFF LUCIO, AND STAFF (3): CHIEF LEINART, CAPTAIN J. REYNA, AND NORMA HAWKINS TO TRAVEL TO WINTERHAVEN, CALIFORNIA ON SEPTEMBER 21-24, 2009, TO ATTEND THE SOUTHWESTERN BORDER SHERIFF'S COALITION.**

Judge Cascos stated that at a previous Meeting the Travel to Winterhaven, California on September 21-24, 2009, to attend the Southwestern Border Sheriff's Coalition was approved for one individual.

Chief Deputy Gus Reyna requested that an additional person be approved for the Travel and stated that Ms. Norma Hawkins will be the additional individual.

Commissioner Tamayo motioned to approve the Travel for one additional person to Winterhaven, California on 9/21 to 9/24/09, to attend the Southwestern Border Sheriff's Coalition Annual Meeting.

The motion was seconded by Commissioner Benavides and carried unanimously.

**The Documentation is as follows:**

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**(E) CONSIDERATION AND ACTION REQUESTING APPROVAL OF A CHANGE IN AN EARLY VOTING POLLING LOCATION FOR THE NOVEMBER 3, 2009 GENERAL ELECTION. (RO-ELECTIONS)**

Commissioner Garza motioned to approve the change in an Early Voting Polling Location for the November 3, 2009 General Election.

The motion was seconded by Commissioner Wood and carried unanimously.

**The Documentation is as follows:**

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- (F) CONSIDERATION AND APPOINTMENT OF FIVE REPRESENTATIVES (PROPERTY OWNERS IN THE AREA TO BE ANNEXED) TO NEGOTIATE WITH THE CITY OF HARLINGEN FOR THE PROVISION OF SERVICES IN THE AREA TO BE ANNEXED (SEE ATTACHED LETTER AND MAP FOR AREAS OF PROPOSED ANNEXATION) PURSUANT TO LOCAL GOVERNMENT CODE, SECTION 43.0562. (ROB-LEGAL) (TABLED)**

Commissioner Garza motioned to TABLE this item.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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- (G) CONSIDERATION AND SELECTION OF ONE OR MORE COUNTY PROJECT(S) FOR A 2009 FORMULA JUSTICE ASSISTANCE GRANT (JAG). (FB-PD&M) (TABLED)**

Commissioner Garza motioned to TABLE this item.

The motion was seconded by Commissioner Benavides and carried unanimously.

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

Mr. Robert L. Lopez, Director of Administrative Services, reported that no new monies have been received and stated that he has been working with the Governor's Division of Emergency Management on this issue.

Commissioner Garza motioned to acknowledge the Report regarding reimbursements from FEMA.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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There being no further business to come before the Court, upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 7:09 P.M.

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**APPROVED** this 15<sup>th</sup> day of **October 2009**

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

**ATTEST:**

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