



**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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## **SPECIAL MEETING**

The Cameron County Commissioners' Court will meet for a *Special Public Meeting* on Tuesday, November 24, 2009 at 10:00 a.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 NOV 20 A 10:48

JOE E. RIVERA  
COUNTY CLERK

# NOTICE

## COMMISSIONERS' COURT SPECIAL MEETING

TUESDAY, THE 24<sup>TH</sup> DAY OF NOVEMBER 2009 AT 10:00 A.M.

# AGENDA

PURSUANT TO GOVERNMENT CODE SECTION 551.041, V.T.C.A., AS AMENDED, NOTICE IS HEREBY GIVEN THAT A **SPECIAL PUBLIC MEETING** OF THE COMMISSIONERS' COURT OF CAMERON COUNTY, TEXAS, WILL BE HELD IN THE COMMISSIONERS' COURTROOM AT THE COURTHOUSE, 1100 E. MONROE, SECOND FLOOR, BROWNSVILLE, TEXAS.

### EXECUTIVE SESSION ITEMS:

1. EXECUTIVE SESSION:

- A. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING LINDA MARTINEZ VS. CAMERON COUNTY, CAMERON COUNTY JUVENILE PROBATION DEPARTMENT AND TEXAS JUVENILE PROBATION COMMISSION; IN THE UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS; CIVIL ACTION NO. 09-CV-205, FOR DISCUSSION AND POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 511.071 (1)(A) & (B).
- B. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING CONTRACT ISSUES WITH AFFILIATED HOSPITALITY, LLC. IN ANDY BOWIE PARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).
- C. CONFER WITH DELINQUENT TAX ATTORNEY FOR LEGAL ADVICE OVER PENDING LITIGATION INVOLVING OCEAN TOWER, LP, CAUSE NO. 2009-11-6173-G, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A).
- D. CONFER WITH DELINQUENT TAX ATTORNEY FOR LEGAL ADVICE OVER PENDING LITIGATION INVOLVING JOAQUIN BLENGIO, TRUSTEE, IGLESIA DE CRISTO, CAUSE NO. 2009-03-1989-G, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A).

E. CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL FOR LEGAL ADVICE ON NEGOTIATIONS AND CONTRACT ISSUES WITH SPI WATERPARK, LTD FOR A 6.730 ACRE IN ISLA BLANCA PARK, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).

2. ACTION RELATIVE TO EXECUTIVE SESSION:

A. POSSIBLE ACTION.

B. POSSIBLE ACTION.

C. POSSIBLE ACTION.

D. POSSIBLE ACTION.

E. POSSIBLE ACTION.

**PUBLIC COMMENTS:**

3. PUBLIC COMMENTS.

**PRESENTATION AND/OR RESOLUTION ITEMS:**

4. PRESENTATIONS/RESOLUTIONS.

A. PRESENTATION BY NRS ENGINEERING WATER SOLUTIONS TO ALLOW CONTINUED USE OF THE SEAWATER DESALINATION PILOT PROJECT (PILOT) SITE FOR A WAVE ENERGY ASSESSMENT AND PILOT AT ANDY BOWIE PARK. (JM-PARKS)

**CONSENT ITEMS:**

5. ALL ITEMS UNDER THE CONSENT AGENDA ARE HEARD COLLECTIVELY UNLESS OPPOSITION IS PRESENTED, IN WHICH CASE THE CONTESTED ITEM WILL BE CONSIDERED, DISCUSSED, AND APPROPRIATE ACTION TAKEN SEPARATELY.

A. CONSIDERATION AND AUTHORIZATION TO APPROVE THE LETTER OF AUTHORIZATION FOR THE REQUEST OF HISTORICAL USAGE INFORMATION FOR BID TEXAS ON-LINE, INC. (RL-ADMINISTRATIVE SERVICES)

B. CONSIDERATION AND ACKNOWLEDGEMENT OF SECRETARY OF STATE (SOS) HELP AMERICAN VOTE ACT (HAVA) GRANT MONITORING REVIEW. (MG-AUDITOR)

C. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROADWAY AND DRAINAGE IMPROVEMENTS, BORDER COLONIA ACCESS PROGRAM 3<sup>RD</sup> CALL, TIERRA BONITA #3 SUBDIVISION – PCT. 4. (EH-CCDoT)

D. CONSIDERATION AND ADOPTION OF A RESOLUTION HONORING MRS. LISSETTE TORRES DE LA CERDA ON THE OCCASION OF HER RETIREMENT. (SB-COMM. PCT. 1)

- E. CONSIDERATION AND APPROVAL FOR THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES – PUBLIC HEALTH RESPONSE PROGRAM TO PURCHASE MOTOROLA PTP 54600 LITER CONNECTORISED – LINK COMPLETE, REQUIRED KITS AND BRIDGES THROUGH THE HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENT (H-GAC-CONTRACT #RAS01-08) PRICING UTILIZING THE COMMUNITY PREPAREDNESS SECTION/BIOTERRORISM DISCRETIONARY GRANT FUNDS FOR THE AMOUNT OF \$28,349.00. (YS-HEALTH)
- F. CONSIDERATION AND APPROVAL FOR THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES – PUBLIC HEALTH RESPONSE PROGRAM TO PURCHASE RADIO EQUIPMENT FROM MOTOROLA, INC. THROUGH THE HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENT (H-GAC-CONTACT #RA01-08) PRICING UTILIZING THE COMMUNITY PREPAREDNESS SECTION/BIOTERRORISM DISCRETIONARY GRANT FUNDS FOR THE AMOUNT OF \$38,033.00. (YS-HEALTH)
- G. CONSIDERATION AND AUTHORIZATION TO ADVERTISE TO SOLICIT FOR OFFICE SPACE FOR CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES (CCDHHS) WIC PROGRAM. (YS-HEALTH)
- H. CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES CHS-FEE FOR SERVICE-FAMILY PLANNING PROGRAM TO PROVIDE FAMILY PLANNING SERVICES IN CAMERON COUNTY. (YS-HEALTH)
- I. CONSIDERATION AND ACTION FOR THE APPOINTMENT OF HUGO VILLARREAL JR., ARMANDO GOMEZ AND BENJAMIN MURANDA RESERVE DEPUTY CONSTABLES FOR PRECINCT #2 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTIES IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE’S OFFICE THAT ORIGINATES IN THE CONSTABLE’S PRECINCT. (MV-HUMAN RESOURCES)
- J. CONSIDERATION AND POSSIBLE RENEWAL OF TOWER RENTAL AGREEMENT WITH O.E. INVESTMENTS, INC. (DJV-LEGAL)
- K. CONSIDERATION AND POSSIBLE APPROVAL OF SECOND AMENDMENT TO OPERATING AGREEMENT WITH ARAMARK CORRECTIONAL SERVICES, LLC. (DJV-LEGAL)
- L. CONSIDERATION AND AUTHORIZATION TO APPROVE LICENSE AGREEMENT WITH UNITED WAY. (JM-PARKS)
- M. CONSIDERATION AND AUTHORIZATION TO ACCEPT RAIN DAYS AND EXECUTE CHANGE ORDER #2 TO THE CONTRACT’S (CONTRACT NO. 2009C06216) ORIGINAL NUMBER OF CALENDAR DAYS ALLOTTED FOR PROJECT COMPLETION FOR THE STATE HIGHWAY 48 BOAT RAMP RENOVATION PROJECT WITH TERRY RAY CONSTRUCTION. (JM-PARKS)
- N. CONSIDERATION AND AUTHORIZATION TO EXECUTE AGREEMENT FOR CONTROL OF ANIMAL DAMAGE ON PRIVATE PROPERTY. (JM-PARKS)

- O. CONSIDERATION AND AUTHORIZATION TO INCREASE SLOT #2 FROM BUDGET 830-6540 BY \$2,000.00. (JM-PARKS)
- P. CONSIDERATION AND AUTHORIZATION TO AWARD BID TO LOWEST BIDDER, SHIRLEY & SONS FOR THE CONSTRUCTION OF THE SHORELINE RESTORATION PROJECT II AT ADOLPH THOMAE, JR. COUNTY PARK. (JM-PARKS)
- Q. CONSIDERATION AND AUTHORIZATION TO EXECUTE CONTRACT NUMBER 2009C11404 WITH SHIRLEY & SONS FOR THE CONSTRUCTION OF THE SHORELINE RESTORATION PROJECT PHASE II AT ADOLPH THOMAE, JR. COUNTY PARK. (JM-PARKS)
- R. CONSIDERATION AND ADOPTION OF RESOLUTION 2009R11118 AUTHORIZING CAMERON COUNTY TO PARTICIPATE IN THE LOCAL PARK GRANT PROGRAM AND TO DESIGNATE CERTAIN OFFICIALS TO BE RESPONSIBLE IN DEALING WITH TEXAS PARKS & WILDLIFE DEPARTMENT. (JM-PARKS)
- S. CONSIDERATION AND AUTHORIZATION TO EXECUTE CONTRACT NO. 2009C01002 BETWEEN CAMERON COUNTY (PARKS AND RECREATION) AND JOE FORTUGNO FOR ISLA BLANCA PARK BINGO CLUB DIRECTOR. (JM-PARKS)
- T. CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS COURT OF CAMERON COUNTY, TEXAS AUTHORIZING THE SUBMISSION OF A NOMINATION APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION ENHANCEMENT PROGRAM ON BEHALF OF THE TOWN OF SOUTH PADRE ISLAND, TEXAS. (FB-PD&M)
- U. CONSIDERATION AND ADOPTION OF REVISED 2010-2011 CRIMINAL JUSTICE COMMUNITY PLAN FOR CAMERON COUNTY, PURSUANT TO FUNDING REQUIREMENTS OF THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION. (FB-PD&M)
- V. CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS COURT OF CAMERON COUNTY, TEXAS AUTHORIZING THE SUBMISSION OF A NOMINATION APPLICATION TO THE TEXAS DEPARTMENT OF TRANSPORTATION ENHANCEMENT PROGRAM ON BEHALF OF THE CITY OF PORT ISABEL, TEXAS. (FB-PD&M)
- W. CONSIDERATION AND APPROVAL TO ADD TO EVALUATION COMMITTEE FOR: (MF-PURCHASING)
  - a. INFIRMARY MEDICAL SERVICES – RFP #090902.
- X. CONSIDERATION AND AUTHORIZATION TO APPROVE A 60 MONTH LEASE FOR A COPIER WITH TPASS/XEROX STATE CONTRACT TPASS 985-L2. (LP-REPRODUCTION)
- Y. CONSIDERATION AND POSSIBLE APPROVAL OF CONTRACT TO HIRE DR. ALBERTO ALMEIDA NEW JAIL PHYSICIAN FOR A PERIOD OF 3 MONTHS, PENDING RFQ. (OL-SHERIFF)

- Z. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR RFQ'S FOR JAIL PHYSICIAN. (OL-SHERIFF)
- AA. CONSIDERATION AND AUTHORIZATION TO APPROVE A 60 MONTH LEASE FOR A COPIER WITH TPASS/XEROX STATE CONTRACT TPASS 985-L2. (OL-SHERIFF)
- BB. CONSTABLE PRECINCT 1 STAFF (3): CONSTABLE HORACIO ZAMORA, LIEUTENANT SILVERIO CISNEROS AND CORPORAL OVIDIO CISNEROS, TO TRAVEL TO HUMBLE, TEXAS, ON 12/15 TO 12/19/09, TO ATTEND THE COURSE ON CORRECT PROCEDURES IN RECOGNIZING CHILD ABUSE AND THE LAW REGARDING THE RESPONSIBILITY IN THE CHILD ABUSE CASES CONFERENCE.
- CC. HEALTH DEPARTMENT STAFF (3): HEALTH INSPECTOR RUBEN PARDO, ASSISTANT DIRECTOR OF ENVIRONMENTAL HEALTH GUSTAVO OLIVARES AND ANIMAL CONTROL OFFICER JACOB CURTIS, TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS, ON 12/9 TO 12/10/09, TO ATTEND THE TEXAS ENVIRONMENTAL HEALTH ASSOCIATION (TEHA) SOUTH TEXAS CHAPTER EDUCATIONAL CONFERENCE.
- DD. HEALTH DEPARTMENT STAFF (3): BREAST FEEDING COORDINATOR VERONICA RAMIREZ AND BREAST FEEDING PEER COUNSELORS JESSICA WILSON AND CHRISTINA DEL RIO, TO TRAVEL TO LAREDO, TEXAS, ON 12/9 TO 12/12/09, TO ATTEND THE LACTATION COUNSELING AND PROBLEM SOLVING COURSE.
- EE. HEALTH DEPARTMENT STAFF (9): HEALTH ADMINISTRATOR YVETTE SALINAS, ASSISTANT HEALTH ADMINISTRATOR ESMERALDA GUAJARDO, DIRECTOR OF ENVIRONMENTAL HEALTH RAQUEL CASTILLO, ASSISTANT DIRECTOR OF ENVIRONMENTAL HEALTH GUSTAVO OLIVARES, ANIMAL CONTROL SUPERVISOR CARLOS AGADO, ANIMAL CONTROL CLERK PATRICIA OYERVIDES, ANIMAL CONTROL OFFICERS ELOY MALDONADO, HECTOR GOMEZ AND JACOB CURTIS, TO TRAVEL TO HARLINGEN, TEXAS, ON 12/16/09, TO ATTEND THE DEPARTMENT OF STATE HEALTH SERVICES (DSHS) LOCAL RABIES CONTROL AUTHORITY (LRCA) TRAINING.

**ITEMS FOR DISCUSSION AND ACTION:**

- 6. ACTION ITEMS.
  - A. BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.
  - B. APPROVAL OF CLAIMS.
  - C. CONSIDERATION AND APPROVAL OF THE EARLY VOTING POLLING LOCATIONS FOR THE REPUBLICAN PRIMARY AND THE DEMOCRATIC PRIMARY ELECTIONS OF MARCH 2, 2010 AND SETTING POLL WORKERS COMPENSATION RATES. (RO-ELECTIONS)
  - D. DISCUSSION AND POSSIBLE ACTION TO ALLOW THE CAMERON COUNTY PARKS & RECREATION DEPARTMENT TO SOLICIT INVITATION TO BIDS FOR ADVERTISING ON R.V. PARK PICNIC TABLES. (JM-PARKS)

- E. CONSIDERATION AND POSSIBLE REVOCATION OF THE BEACH FRONT CONSTRUCTION CERTIFICATE AND DUNE PROTECTION PERMIT APPROVED ON NOVEMBER 12, 2009 TO LARRY MARK POLSKY, FOR THE DEVELOPMENT OF SEA BREEZE ESTATES. (JM-PARKS)
- F. CONSIDERATION AND APPROVAL OF BEACH FRONT CONSTRUCTION CERTIFICATE AND DUNE PROTECTION PERMIT TO ALLOW THE DEMOLITION OF OCEAN TOWERS. (JM-PARKS)
- G. CONSIDERATION AND POSSIBLE ACTION REGARDING REIMBURSEMENTS FROM FEMA. (PSJ-ADMINISTRATOR)
- H. DISCUSSION AND POSSIBLE ACTION REGARDING THE OUTSTANDING REIMBURSEMENTS DUE TO CAMERON COUNTY BY THE CAMERON COUNTY DEMOCRATIC PARTY. (RO-ELECTIONS)

SIGNED THIS 20 DAY OF NOVEMBER 2009.

  
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CARLOS H. CASCOS, CPA  
COUNTY JUDGE