



**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 *Regular Public Meeting* on
Thursday, March 18, 2010 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

David A. Garza
Commissioner, Pct. 3
(956) 361-8209

John Wood
Commissioner, Pct. 2
(956) 983-5091

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

2010 MAR 15 P 1:46

JOE G. RIVERA
COUNTY CLERK

NOTICE

COMMISSIONERS' COURT REGULAR MEETING

THURSDAY, THE 18TH DAY OF MARCH 2010 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. CONSULTATION WITH ATTORNEY CONCERNING PENDING LITIGATION IN CAMERON COUNTY ATTORNEY V. RICHARD BURST, ET AL; CAUSE NO. 2009-12-6895-H IN THE 444TH DISTRICT COURT OF CAMERON COUNTY, TEXAS, PURSUANT TO V.T.C.A. GOVERNMENT CODE SECTION 551.071 AND SECTION 551.129 (CONSULTATION WITH ATTORNEY).
- B. CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL CONCERNING POSSIBLE LITIGATION REGARDING TOMAC OF FLORIDA, INC. D/B/A GLOBAL RESTORATION GROUP AGAINST CAMERON COUNTY AND CAS COMPANIES, LP IN THE U.S. DISTRICT COURT FOR THE SOUTHERN DISTRICT-BROWNSVILLE DIVISION, CIVIL ACTION NO. B-06-169, 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.
- D. DELIBERATION REGARDING REAL PROPERTY CONCERNING SETTLEMENT OFFER, CIVIL ACTION NO. 08-CV-466; U.S. DISTRICT COURT, FOR THE SALE OF CAMERON COUNTY OWNED PROPERTIES TO THE U.S. DEPARTMENT OF ARMY KNOWN AS: TRACK NO. RGV-HRL-1002-1, LOCATED IN LA FERIA GRANT, CAMERON COUNTY, TEXAS AND BEING A PORTION OF BLOCK 21, RIVER DRIVE SUBDIVISION BEING 0.76 ACRE TRACT AND TRACK NO. RGV-HRL-1002-2, LOCATED IN LA FERIA GRANT, CAMERON COUNTY, TEXAS AND BEING A PORTION OF BLOCK 21, RIVER DRIVE SUBDIVISION BEING 0.78 ACRE TRACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 550.071(1)(b).

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 BY SENATOR EDDIE LUCIO JR., TO THE COMMISSIONERS' COURT. (JW-COMM. PCT. 2)
 - B. PRESENTATION OF A PROCLAMATION DECLARING FEBRUARY 19, 2010, AS "NARCONON DAY" IN CAMERON COUNTY, TEXAS. (CHC-JUDGE)
 - C. PRESENTATION BY KEN WETHE, INDEPENDENT INSURANCE CONSULTANT FOR CAMERON COUNTY SELF FUNDED HEALTH BENEFITS PLAN, ON EXPENSES VS. BUDGET FOR OCTOBER 1, 2009 – DECEMBER 31, 2009. (MV-HUMAN RESOURCES)

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 RIGHT OF ENTRY FOR THE U.S. CUSTOMS AND BORDER PROTECTION FOR OPERATION AND MAINTENANCE PURPOSES FOR TRACT LEGALLY DESCRIBED AS ABSTRACT 16 – LOS INDIOS RESUBDIVISION TRACT 3, 44.6400 ACRES AND ABSTRACT 16 – LOS INDIOS RESUBDIVISION TRACT 2, 42.8100 ACRES. (PSJ-ADMINISTRATOR)
 - B. CONSIDERATION AND APPROVAL OF CHANGE ORDER NO. 2 WITH THE TEXAS DEPARTMENT OF TRANSPORTATION FOR THE DIXIELAND ROAD PROJECT AS IT RELATES TO THE ADVANCE FUNDING AGREEMENT BETWEEN CAMERON COUNTY AND THE TEXAS DEPARTMENT OF TRANSPORTATION. (PSJ-ADMINISTRATOR)
 - C. CONSIDERATION AND APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN CAMERON COUNTY, CAMERON COUNTY DRAINAGE DISTRICT NO. 1 AND RECL LIMITED PARTNERSHIP FOR PARCEL 21 OF THE WEST RAIL PROJECT. (PSJ-ADMINISTRATOR)

- D. CONSIDERATION AND APPROVAL OF MONTHLY FINANCIAL INFORMATION IN COMPLIANCE WITH LGC 114.023 AND 114.024. (MG-AUDITOR)
- E. CONSIDERATION AND APPROVAL OF A RESOLUTION AUTHORIZING THE CAMERON COUNTY DIVERT COURT TO SUBMIT AN APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION (CJD) FOR A DRUG COURT GRANT. (ACN-138TH DISTRICT COURT JUDGE)
- F. CONSIDERATION AND APPROVAL OF CHANGE ORDER NO. 1 FOR CAMERON COUNTY, B.C.A.P. – 3RD CALL, LAS PALMAS SUBDIVISION, PCT. 3. (EH-CCDoT ENG.)
- G. CONSIDERATION AND APPOINTMENT OF DAVID LEE GARCIA DEPUTY CONSTABLE FOR PCT. 4 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT. (MV-HUMAN RESOURCES)
- H. CONSIDERATION AND APPOINTMENT OF CHRISTOPHER SAUCEDA RESERVE DEPUTY CONSTABLE FOR PCT. #7 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE RESERVE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT. (MV-HUMAN RESOURCES)
- I. CONSIDERATION AND APPROVAL FOR CONSULTING SERVICES BY KEN WETHE, INDEPENDENT INSURANCE CONSULTANT FOR REQUEST FOR PROPOSAL AND QUARTERLY EVALUATION OF THE HEALTH PLAN. (MV-HUMAN RESOURCES)
- J. CONSIDERATION AND ADOPTION OF PROCLAMATION DECLARING THE MONTH OF APRIL 2010, AS "CHILD ABUSE PREVENTION MONTH" IN CAMERON COUNTY, TEXAS. (CHC-JUDGE)
- K. CONSIDERATION AND AUTHORIZATION TO PURCHASE ONE (1) BRUSH CHIPPER UTILIZING THE BUY BOARD INTERLOCAL COOPERATIVE PURCHASING AGREEMENT. (JM-PARKS)
- L. CONSIDERATION AND AUTHORIZATION TO EXECUTE GENERAL RETAIL PURCHASE ORDER AND SECURITY AGREEMENT (CONTRACT NO. 2010C03087) WITH VERMEER EQUIPMENT OF TEXAS, INC., IN THE AMOUNT OF \$11,573.23, FOR THE PURCHASE OF A BRUSH CHIPPER. (JM-PARKS)
- M. CONSIDERATION AND AUTHORIZATION TO EXECUTE GRANT AGREEMENT M10AF20006 (CONTRACT NO. 2010C03086) WITH THE U.S. DEPARTMENT OF INTERIOR-MINERAL MANAGEMENT SERVICE FOR DERRY WATERFRONT PARK. (JM-PARKS)
- N. CONSIDERATION AND AUTHORIZATION TO EXECUTE A LICENSE AGREEMENT (CONTRACT NO. 2010CO3088) WITH THE TOWN OF SOUTH PADRE ISLAND TO CONSTRUCT AND MAINTAIN A BUS SHELTER ALONG COUNTY PARK ROAD NO. 100. (JM-PARKS)
- O. CONSIDERATION AND APPROVAL OF AGREEMENT FOR PROPERTY APPRAISAL SERVICES WITH ROBINSON, DUFFY AND BARNARD, L.L.P., PURSUANT TO THE SANTA ROSA TECHNOLOGY CENTER. (FB-PD&M)

- P. CONSIDERATION AND APPROVAL OF GRANT ADJUSTMENT NOTICE FOR THE SHERIFF'S 2009 OPERATION STONEGARDEN GRANT FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY'S DIVISION OF EMERGENCY MANAGEMENT. (FB-PD&M)
- Q. CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP's/RFQ's FOR THE FOLLOWING: (MF-PURCHASING)
- a. SAFETY SUPPLIES – ANNUAL BIDS #2600 (VARIOUS)
- R. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR RFP's FOR THE FOLLOWING LINES OF COUNTY INSURANCE: REQUESTS FOR QUALIFICATIONS FOR THE FOLLOWING CAMERON COUNTY INSURANCES: (MF-PURCHASING)
- a. AUTO INSURANCE
 - b. PROPERTY & CASUALTY
 - c. GENERAL LIABILITY
 - d. WINDSTORM & HAIL
 - e. FLOOD
 - f. INTERNATIONAL BRIDGES
 - g. DISHONEST EMPLOYEE
 - h. DISTRICT & COUNTY CLERK ERRORS & OMISSIONS
 - i. PUBLIC OFFICIALS AND LAW ENFORCEMENT LIABILITY
- S. CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING RFI's: (MF-PURCHASING)
- a. ENERGY CONSERVATION – PERFORMANCE CONTRACTING – PRELIMINARY AUDIT TO INCLUDE FEASIBILITY ASSESSMENT – RFI #100308
- T. 404th DISTRICT COURT JUDGE ELIA CORNEJO LOPEZ TO TRAVEL TO GALVESTON, TEXAS, ON 3/22 TO 3/24/10, TO ATTEND THE TEXAS CENTER FOR JUDICIARY CONFERENCE "FAMILY VIOLENCE CONFERENCE".
- U. AUDITOR MARTHA GALARZA AND STAFF (2): 1ST ASSISTANT XAVIER VILLARREAL AND ASSISTANT AUDITOR MARIA ROBLES TO TRAVEL TO AUSTIN, TEXAS, ON 5/4 TO 5/7/10, TO ATTEND THE COUNTY AUDITORS INSTITUTE AND NEW COUNTY AUDITOR'S TRAINING.
- V. COUNTY CLERK JOE G. RIVERA TO TRAVEL TO MISSION, TEXAS, ON 4/21 TO 4/23/10, TO ATTEND THE REGION 8 COUNTY & DISTRICT CLERK'S SPRING CONFERENCE.
- W. HEALTH DEPARTMENT STAFF (2): SNS COORDINATOR VICTOR RIVERA AND PHIN ADMINISTRATOR SERGIO AREVALO TO TRAVEL TO COLLEGE STATION, TEXAS, ON 3/29 TO 3/31/10, TO TRANSPORT THE CAMERON COUNTY PUBLIC HEALTH RESPONSE PROGRAM COMMUNICATIONS TRAILER.
- X. HEALTH DEPARTMENT STAFF (2): COMPUTER SUPPORT SPECIALISTS BALDEMAR GONZALEZ AND MIGUEL MARTINEZ TO TRAVEL TO AUSTIN, TEXAS, ON 4/26 TO 4/28/10, TO ATTEND THE TEXAS ASSOCIATION OF LOCAL WIC DIRECTORS QUARTERLY BOARD MEETING APPLICATIONS/INTERNET WORKSHOP.

- Y. HEALTH DEPARTMENT STAFF (1): WIC DIRECTOR LETY MONTIEL TO TRAVEL TO AUSTIN, TEXAS, ON 4/26 TO 4/29/10, TO ATTEND THE TEXAS ASSOCIATION OF LOCAL WIC DIRECTORS (TALWD) QUARTERLY BOARD MEETING.
- Z. JUSTICE OF THE PEACE PRECINCT 4, PLACE 1 JUDGE ROLANDO MUNIZ TO TRAVEL TO KERRVILLE, TEXAS, ON 3/28 TO 3/29/10, TO ATTEND THE "LETS TALK JUVENILES" WORKSHOP.
- AA. JUSTICE OF THE PEACE PRECINCT 7, PLACE 1 JUDGE ADAM GONZALES TO TRAVEL TO KERRVILLE, TEXAS, ON 3/28 TO 3/29/10, TO ATTEND THE "LET'S TALK JUVENILES" WORKSHOP.
- BB. JUVENILE PROBATION STAFF (2): TRAINING OFFICER LAURA TORRES AND FACILITY ADMINISTRATOR DAVID TUMLINSON TO TRAVEL TO AUSTIN, TEXAS, ON 3/28 TO 4/1/10, TO ATTEND THE 2010 TJDA MANAGEMENT CONFERENCE.
- CC. JUVENILE PROBATION STAFF (4): FACILITY ADMINISTRATOR DAVID SANCHEZ, LIEUTENANT JOSE ROSALES, SHIFT SUPERVISOR LINDA MARTINEZ, AND ASSISTANT SHIFT SUPERVISOR ERIC MANZANO TO TRAVEL TO AUSTIN, TEXAS, ON 3/29 TO 4/1/10, TO ATTEND THE 2010 TJDA MANAGEMENT CONFERENCE.
- DD. JUVENILE PROBATION STAFF (2): JUVENILE PROBATION OFFICER MELISSA MEDRANO AND STAFF PSYCHOLOGIST SABRINA CHAVEZ, TO TRAVEL TO GEORGETOWN, TEXAS, ON 4/18 TO 4/23/10, TO ATTEND THE JPO BASIC TRAINING.
- EE. TREASURER DAVID A. BETANCOURT TO TRAVEL TO COLLEGE STATION, TEXAS, ON 4/12 TO 4/15/10, TO ATTEND THE 38TH ANNUAL SEMINAR FOR COUNTY TREASURER'S CONTINUING EDUCATION.
- FF. CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF BROWNSVILLE. (PSJ-ADMINISTRATOR)

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:
 - FEBRUARY 18, 2010 – SPECIAL MEETING
 - FEBRUARY 23, 2010 – SPECIAL MEETING
 - MARCH 4, 2010 – REGULAR MEETING
 - D. CONSIDERATION AND APPROVAL TO ALLOW SANTA MARIA INDEPENDENT SCHOOL DISTRICT TO PAINT YELLOW COUGAR PAWS ON MILITARY ROAD. (ET-COMM. PCT. 4)

E. CONSIDERATION AND APPROVAL OF THE AMENDED EARLY VOTING POLLING LOCATIONS FOR THE DEMOCRATIC PRIMARY RUNOFF AND THE REPUBLICAN PRIMARY RUNOFF ELECTIONS OF APRIL 13, 2010. (RE-ELECTIONS)

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

SIGNED THIS 15 DAY OF MARCH 2010.



CARLOS H. CASCOS, CPA
COUNTY JUDGE