

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 8TH day of MARCH, 1993 there was conducted a REGULAR Session 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:
1:30 P. M.

PRESENT:
ANTONIO O. GARZA, JR.
COUNTY JUDGE

LUCINO ROSENBAUM, JR.
COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS
COMMISSIONER, PRECINCT NO. 2

JAMES R. MATZ
COMMISSIONER, PRECINCT NO. 3

NATIVIDAD VALENCIA
COMMISSIONER, PRECINCT NO. 4

INELDA T. GARCIA, Deputy
COUNTY CLERK

ABSENT:

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The meeting was called to order by Judge Antonio O. Garza, Jr. He then asked the members of the Veterans of Foreign Wars in attendance, to lead the Court and the Audience in reciting the Pledge of Allegiance to the Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on March 5, 1993, at 1:18 P. M.

(22)

**AUTHORIZATION FOR FINANCIAL ADVISORS
ESTRADA-HINOJOSA TO PROCEED WITH POSSIBLE
ADVANCE REFUNDING OF \$4,005,000.00 IN BONDS**

Mr. Bob Estrada, Financial Advisor with the Firm of Estrada-Hinojosa, Dallas, Texas, explained that he had received numerous recommendations from Investment Firms as to the possible refinancing or refunding of existing Bonds previously issued by Cameron County and favorable opportunity because of the low interest rates being experienced, which would lower the interest payments made by the County.

Mr. Estrada stated that they have made the numerical analysis of the different proposals received and verified the savings projected by the refinancing and he recommended to proceed with the refunding.

Commissioner Cascos questioned what the range of savings would be and Mr. Estrada responded that the net savings would be approximately \$170,000.00 at an interest rate of 4.2 percent on Bonds maturing up to 1999.

Ms. Rosemary Martinez, Administrative Assistant to the County Judge, stated that Mr. Estrada had prepared a new proposal and one (1) of the things to note was that they were not talking about refunding the entire Bond Issues, rather portions of the outstanding Issues, taking into consideration the balance and the interest rates and she proceeded to review the following proposal noting the savings:

Commissioner Valencia moved that the Financial Advisors, Estrada-Hinojosa, Dallas, Texas, be authorized to proceed with the possible advance refunding of \$4,005,000.00 in Bonds, based on the presentation by Mr. Bob Estrada and Ms. Rosemary Martinez.

The motion was seconded by Commissioner Matz and carried unanimously.

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(28) EXECUTIVE SESSION

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the Court met in Executive Session at 1:50 P. M. to discuss the following matter:

f)Interview applicants for the Veteran Services Officer position, pursuant to Section 2(g) of Article 6252-17 (of the Texas Revised Civil Statutes).

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the Court reconvened in Regular Session at 3:15 P. M.

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(29) ACTION RELATIVE TO EXECUTIVE SESSION

f)Interview applicants for the Veteran Services Officer position.

Judge Garza reported that on Thursday, March 4, 1993, the Court selected the three (3) top Applicants for the position of Veteran Services Officer, those being Mr. Ernesto Avalos, Mr. Ruben Melvin and Mr. Salvador Salinas. He stated that the Court had the opportunity to conduct a second interview and after some discussion, the Court had arrived at a consensus, and added that the Applicants provided three (3) good choices which made a difficult one (1) choice.

Commissioner Cascos moved that Mr. Ruben Melvin be retained for the position of the Veteran Services Officer.

The motion was seconded by Commissioner Rosenbaum and the vote was as follows:

AYE: Commissioners Rosenbaum and Cascos

NAY: Commissioners Matz, Valencia and Judge Garza.

Commissioner Matz moved that Mr. Salvador Salinas be retained for the position of Veteran Services Officer, subject to the final offer being accepted with respect to the salary.

The motion was seconded by Commissioner Valencia and carried the following vote:

AYE: Commissioners Matz, Valencia and Judge Garza

NAY: None

ABSTAIN: Commissioners Rosenbaum and Cascos.

At this time, Judge Garza thanked the three (3) applicants and remarked that goals had been established for the Veteran Services Office in order to provide active and aggressive efforts to reach the Veterans and to service their needs. Judge Garza recognized a suggestion made by Mr. Melvin, that being to form a Veterans Advisory Committee to address the needs of the Veterans, and added that the suggestion would be integrated into the goals and objectives of the Office.

At this time, Mr. Salinas thanked the Court for the opportunity to be of service and to fulfill the responsibilities of the Veteran Services Officer and he welcomed the assistance of Mr. Melvin.

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(1) APPROVAL OF COUNTY CLAIMS

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the County Claims were approved as presented by the County Auditor's Office.

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(2) APPROVAL OF BUDGET AMENDMENTS AND/OR SALARY SCHEDULES

Ms. Rosemary Martinez, Administrative Assistant to the County Judge, reviewed the Budget Amendment and noted that the Salary Schedule for the Program Development and Management Department, was requesting approval to appropriate Lapsed Salaries for future pay periods. She explained that the Department had a couple of positions which were filled just recently and not earning the maximum and the Director would like to reappropriate the Lapsed Salaries and increase the salary for the other staff positions.

Judge Garza stated that several Commissioners had voiced the need to evaluate salaries and that during the Budget Period they were not able to provide a five (5) percent increase, but had discussed the willingness to reconsider the two (2) percent increase upon a mid-year review process. Judge Garza suggested that staff prepare a mid-year Budget Review and study the two (2) percent increase.

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the Fiscal Year 1993 Budget Amendment No. 16 was approved, exclusive of the Salary Schedules for the Program Development and Management Department, Department No. 10-419 and the District Attorney, Department No. 90-475.

The Budget Amendment is as follows:

(3) APPROVAL OF MINUTES' OF MARCH 1, AND MARCH 4, 1993

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Minutes of the Regular Meeting held March 1, 1993 at 1:30 P. M., and the Minutes of the Special Meeting held March 4, 1993 at 8:45 A. M. were approved.

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(4) AUTHORIZATION TO APPROVE FUNDING FOR THE REPAIR OR REPLACEMENT OF FLOOR TILE ON THE THIRD (3RD) FLOOR OF THE JUDICIAL BUILDING. APPROXIMATELY \$13,900 TO BE FUNDED FROM LAPSED SALARIES

Mr. Pete Blanco, Maintenance Superintendent, explained that the tile on the third floor on the Judicial Building was loose and needed to be repaired or replaced, and he recommended that the tile be replaced with new tile. He explained that the old tile was obsolete and could not be replaced but that the tile removed from the third floor could be utilized to repair the first and second floors.

Commissioner Valencia moved that the amount of approximately \$13,900.00 be allocated from Lapsed Salaries for the repair or replacement of the tile on the third (3rd) floor of the Judicial Building.

The motion was seconded by Commissioner Matz and carried unanimously.

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(5) IN THE MATTER OF CHANGING REGULARLY SCHEDULED MEETINGS OF THE CAMERON COUNTY COMMISSIONERS COURT FROM MONDAYS TO WEDNESDAYS (TABLED)

Commissioner Matz explained that it appeared that the Regular Meetings on Wednesdays would provide more time to comply with ADA requirements regarding the Notices and the special accommodations should they be needed and a more orderly review of the Agenda.

Commissioner Rosenbaum suggested to hold the Regular Meetings on Tuesdays and Commissioner Valencia concurred.

Ms. Rosemary Martinez, Administrative Assistant to the County Judge, explained that one (1) of the things mentioned during the ADA Compliance Planning was the use of telecommunications for the hearing impaired and the use of a tape recorder so people could call requesting special accommodations and suggested that Wednesdays would be a better day in order to accommodate the special needs.

Commissioner Rosenbaum moved that the Regularly scheduled Meetings of the Commissioners Court be moved from Mondays to Tuesdays.

The motion died for lack of a second.

At this time, Mr. Doug Wright, Cameron County Counsel, called attention to the wording of the Item and suggested that the Item be Tabled for one (1) week and re-worded.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, this Item was TABLED for one (1) week.

(6) **APPROVAL OF SELECTION OF COUNTY DEPOSITORIES
FOR 1993-1995 AND DESIGNATE TEXAS COMMERCE
BANK-BROWNSVILLE AS THE CLEARING HOUSE FOR
SAID DEPOSITORIES**

Mr. Michael T. Puckett, County Treasurer, stated that four (4) Applications were received from the same four (4) current County Depositories, those being: Texas Commerce Bank, Brownsville; First Bank - Brownsville; First National Bank of South Padre Island; and First National Bank of La Feria.

Commissioner Cascos moved that First Bank - Brownsville, First National Bank of South Padre Island and First National Bank of La Feria be selected as the County Depositories for 1993-1995, and that Texas Commerce Bank - Brownsville be designated as the Clearing House for said Depositories.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

(7) **AUTHORIZATION TO RE-ADVERTISE FOR BIDS FOR
GENERAL CONTRACTOR FOR THE FINISHING OF THE
COMMUNITY CENTER AT CAMERON PARK**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the re-advertisement for bids for the General Contractor for the finishing of the Community Center at Cameron Park was approved.

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(8) **APPROVAL OF REQUEST BY SOUTH TEXAS COUNTY
JUDGES AND COMMISSIONERS' ASSOCIATION FOR
PAYMENT OF 1993 DUES IN THE AMOUNT OF \$100.00**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the payment request in the amount of \$100.00 for the 1993 dues to the South Texas County Judges and Commissioners' Association was approved.

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(9) **APPROVAL TO SUBMIT APPLICATION TO TNCP FOR
THE NEXT GRANT PERIOD OF JUNE 1, 1993 THROUGH
MAY 31, 1994 FOR CAMERON COUNTY DRUG
ENFORCEMENT TASK FORCE**

Commissioner Rosenbaum moved that the Application to Texas Narcotic Control Program (TNCP) for the next Grant period of June 1, 1993 through May 31, 1994 for the Cameron County Drug Enforcement Task Force be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Application is as follows:

(10) **APPROVAL OF REQUEST BY ELECTIONS ADMINISTRATOR FOR THE ESTABLISHMENT OF EARLY VOTING POLLING PLACES FOR THE SPECIAL U.S. SENATE ELECTION OF MAY 1, 1993**

Commissioner Cascos moved that the Early Voting Polling Places for the Special U. S. Senate Election of May 1, 1993 be established, as requested by the Elections Administrator as follows:

Precinct No. 1 Christ the King Catholic Church
2255 Southmost Road
Brownsville, Texas

Precinct No. 2 St. Luke Catholic Church
2800 Rockwell Drive
Brownsville, Texas

Precinct No. 3 Goolsby Building (Tax Office)
650 E. Highway 77
San Benito, Texas

Precinct No. 4 Cameron County Building
608 E. Harrison Street
Harlingen, Texas.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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(11) **IN THE MATTER OF TRANSFERRING THREE (3) SALARY SLOTS (NUMBERS 13, 14, AND 16) FROM LINE ITEM 002 TO LINE ITEM 003 FOR THE FISCAL YEAR BEGINNING WITH PAY PERIOD OF MARCH 5, 1993 (FUND 10 - DEPARTMENT 475) (TABLED)**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, this Item was TABLED for one (1) week.

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(12) **AUTHORIZATION TO SUBMIT CONTINUATION APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE DISTRICT ATTORNEY'S ADJUDICATION OF DRUG OFFENDERS GRANT**

Upon motion by Commissioner Valencia, seconded by Commissioner Rosenbaum and carried unanimously, authorization was given to submit the Continuation Application to the Governor's Office Criminal Justice Division for the District Attorney's Adjudication of Drug Offenders Grant.

The Application is as follows:

(13) **APPROVAL OF RESOLUTION OPPOSING THE HOUSING
OF FOURTH DEGREE FELONS IN COUNTY JAILS
ACROSS THE STATE OF TEXAS**

Commissioner Cascos moved that the Resolution opposing the housing of fourth (4th) degree felons in County Jails across the State of Texas be adopted.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Resolution is as follows:

(14) **AUTHORIZATION OF BEACH CLEANING SERVICE AGREEMENT BETWEEN CAMERON COUNTY AND THE LAGUNA MADRE AREA BOYS AND GIRLS CLUB FOR LITTER COLLECTION IN ANDY BOWIE PARK AND ON PUBLIC BEACHES NORTH OF ANDY BOWIE PARK**

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Beach Cleaning Service Agreement between Cameron County and the Laguna Madre Area Boys and Girls Club for litter collection in Andy Bowie Park and on public beaches north of Andy Bowie Park was authorized.

At this time, Commissioner Matz requested that Mr. Conway relay the message to Ms. Tammy Atkinson, Director of the Boys and Girls Club of Port Isabel - South Padre Island, the Court's appreciation for the work that she was doing in that area. He added that she had "mobilized and involved everyone in all kinds of very desirable activities that will benefit everyone in the Rio Grande Valley, for that matter, and that she was doing a great job."

The Agreement is as follows:

(15) **CONSIDERATION AND ACKNOWLEDGEMENT OF
CAMERON COUNTY PARKS SYSTEM REVENUE
REPORT FOR FIRST QUARTER FISCAL YEAR 1992-1993**

Mr. Kenneth Conway, Parks Director, reviewed the Revenue Report for the First Quarter for the Parks System and noted that it was the "second best" First Quarter in the history of the Parks System.

Commissioner Valencia moved that the Cameron County Parks System Revenue Report for the First Quarter of Fiscal Year 1992-1993 be acknowledged, noting that the First Quarter was the second best in the history of the Parks System.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Report is as follows:

(16) **ACTION RELATIVE TO RESOLUTION IN SUPPORT OF H. B. 706 (OLIVEIRA) TO ESTABLISH A NEW FUNDING SOURCE FOR LOCAL GOVERNMENT GRANTS FOR PARKS**

Mr. Kenneth Conway, Parks Director, explained that House Representative Rene Oliveira had drafted a House Bill establishing a new funding source for the Parks Systems without a tax increase and added that both the House and Senate had expressed their support. He stated that for the first time the Parks Systems were moving ahead with the Legislature and getting off the cigarette tax and into an equal amount of sporting goods sales tax.

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Resolution in support of House Bill (H. B.) 706 (Oliveira) to establish a new funding source for Local Government Grants for Parks was adopted.

At this time, Judge Garza called attention to the outstanding work being done by Mr. Conway, representing not only the interest of the County but the Parks throughout the State and the respect he had gained from many people, and Mr. Conway acknowledged the compliment and thanked the Court for their support.

The Resolution is as follows:

(17) **APPROVAL OF RESOLUTION IN SUPPORT OF "PEOPLE AGAINST VIOLENT CRIME"**

Commissioner Valencia moved that the Resolution in support of "People Against Violent Crime" be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

At this time, Mr. Woody Peables stated that April 22-26, 1993 was designated as "Violent Crimes Victims' Week" in Cameron County, and that a Fund Raiser was scheduled for April 24, 1993 to raise funds for needy families in order for them to provide a proper burial for the murdered victims. He added a tree would be planted in front of the Cameron County Sheriff's Office on April 26, 1993 in honor of the National Crime Victims' Week.

The Resolution is as follows:

(18) APPROVAL OF LEASE AGREEMENT WITH MARINE SPILL RESPONSE CORPORATION, TEXAS GENERAL LAND OFFICE AND GEOCHEMICAL AND ENVIRONMENTAL RESEARCH GROUP OF TEXAS A&M UNIVERSITY FOR USE OF THE CAMERON COUNTY AIRPORT AS A TEST SITE

Mr. Doug Wright, Cameron County Counsel, explained that what was being requested was the County's willingness to allow the use of the County Airport as a test site in order for the parties involved to be able to proceed to the regulatory clearances, and provide the County with a written Contractual Agreement.

Commissioner Matz stated that it was his understanding that the Court had already agreed to do this at a previous Meeting and Mr. Wright responded that he had not received the Items that were pending.

There was a lengthy discussion regarding the releases needed and other concerns, and Mr. Wright stated that the only action needed at this time was the Court's support or "intent" to allow the use of the County Airport.

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the "expression of the intent" to the Lease Agreement with the Marine Spill Response Corporation, Texas General Land Office and Geochemical and Environmental Research Group of Texas A&M University, for use of the Cameron County Airport as a test site was approved.

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(19) AUTHORIZATION TO ALLOW/ACQUIRE HEAVY DUTY TRASH CONTAINERS FOR THE SURROUNDING COURTHOUSE AREA

Commissioner Matz explained that the heavy duty steel trash containers, built by the convicts in Huntsville, Texas, would ordinarily cost between six (6) to eight (8) hundred dollars, and were available from the City of Harlingen at the cost of \$200.00 each for eight (8) containers. He said that the containers were virtually indestructible and would be placed around the Courthouse area.

Commissioner Matz moved that the acquisition of eight (8) heavy duty trash containers, at a cost of \$200.00 each, for the surrounding Courthouse area be approved, said funds to be allocated from Lapsed Salaries.

The motion was seconded by Commissioner Cascos and carried unanimously.

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(20) RATIFICATION OF DESIGNATION OF COMMISSIONER MATZ AS THE CAMERON COUNTY REPRESENTATIVE TO THE BORDER TRADE ALLIANCE

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the designation of Commissioner Matz as the Cameron County Representative to the Border Trade Alliance was ratified.

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(21) **APPROVAL OF BFI CONTRACT FOR GARBAGE
COLLECTION FOR PRECINCT NO. 3 WAREHOUSE**

Commissioner Cascos moved that the BFI Contract for garbage collection for Precinct No. 3 Warehouse be approved.

The motion was seconded by Commissioner Matz and carried unanimously.

The Contract is as follows:

**(23) AUTHORIZATION TO DIRECT TREASURER AND STAFF
TO DEVELOP AN INVESTMENT POLICY AND PROVIDE
A HISTORY OF PAST PERFORMANCES (I.E. PAST RATES
OF RETURNS)**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Treasurer and staff were directed to develop an investment policy and to provide a history of past performances, such as past rates of returns.

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**(24) APPROVAL TO AWARD PROFESSIONAL SERVICES
CONTRACT FOR CLEARING AT THE COUNTY AIRPORT**

Commissioner Valencia moved that the low bid of Leal Maintenance, Brownsville, Texas, in the amount of \$48,459.00, be accepted for the Professional Services Contract for the clearing of the County Airport, on the recommendation of the County Engineer.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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(25)

**APPROVAL OF MAINTENANCE AGREEMENT WITH
THE REVENUE MARKETS, INC., FOR FREE TRADE
BRIDGE AT LOS INDIOS AND GATEWAY
INTERNATIONAL BRIDGE**

Mr. Jack Brown, Project Manager, explained that the basic Agreement, including the cost, had not changed from the one (1) presented to the Court previously. He stated that he did not negotiate the Agreement and suggested that the Court appoint a member of the Court or staff to negotiate the terms of the Agreement and he offered his assistance on the matter.

Mr. Brown reminded the Court that the County has a one (1) year guarantee on the materials and workmanship on the new equipment at the Bridges, but items broken through abuse, neglect, or accidents, such as at the Gateway International Bridge, were not covered.

Commissioner Cascos questioned whether the Contract should be executed now or could it wait one (1) year, and Mr. Brown recommended that it be executed at this time because the County needed outside maintenance of the equipment.

There was a lengthy discussion concerning the cost of the Contract and other particulars that had not been addressed, as well as whether that company was the only one (1) that could provide the needed maintenance. The suggestion was made to approve the Maintenance Agreement contingent upon the reduction of the Agreement to a Contract that would be satisfactory to the County Attorney and that the County Judge be authorized to execute said Agreement.

Commissioner Matz moved that the Maintenance Agreement with The Revenue Markets, Inc., Accord, New York, for the Free Trade Bridge at Los Indios and Gateway International Bridge be approved, subject to it being formatted "County" friendly.

The motion was seconded by Commissioner Valencia and carried the following vote:

AYE: Commissioners Matz, Valencia and Judge Garza

NAY: Commissioners Rosenbaum and Cascos.

The Agreement is as follows:

(26) REQUEST FOR PRELIMINARY AND FINAL APPROVAL

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, preliminary and final approval was given to the following subdivision, on the recommendation of the County Engineer's Office:

- a) **Precinct No. 2** - Luis S. Rodriguez Estates Subdivision - being a 2.50 acre tract being the South 1/2 of the East 1/2 of Block 19, Olmito Gardens Tract No. 1, Share 15, Espiritu Santo Grant.

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(27) AUTHORIZATION TO TRAVEL OR APPROVAL OF TRAVEL EXPENSES

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the following travel and/or travel expenses were approved, subject to availability of funds in their budget:

- a) Three (3) Health Department Employees and one (1) County Engineer's Employee to attend Site Sewage Facilities Training Course in Weslaco, Texas, on March 29-30, 1993;
- b) Two (2) Health Department Employees to attend Workshop on "Continuing Medical Education STD in Primary Care." Request is for Registration Fees;
- c) PD&M Director to San Antonio, Texas, on March 11, 1993, to attend Housing Conference;
- d) Two (2) Health Department Employees to Dallas, Texas, on March 13-17, 1993, to attend Seminar in Women's Health Care;
- e) District Clerk and three (3) Deputies to attend Seminar in Austin, Texas, on March 14-17, 1993, and also to attend a Review Conference of a \$3.5 million investment in San Antonio, Texas, on March 18, 1993;
- f) Four (4) Staff Members of the Juvenile Probation Department to Austin, Texas, to attend Texas Probate Association Annual Conference on March 13-17, 1993; and
- g) County Engineer to Tempe, Arizona, for Southwest Center for Environmental Research and Policy Technical Conference on March 24-26, 1993.

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(28) EXECUTIVE SESSION

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Court met in Executive Session at 4:20 P. M. to discuss the following matters:

- a) Discuss possible renewal and extension of Lease by and between Cameron County and UETA, a wholly owned subsidiary of D.F.I., pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes);
- b) Discuss FM 801, Parcels No. 32 and No. 33, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes);
- c) Discuss Dakota Avenue South, Parcels No. 10, No. 12, No. 13, and No. 15, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes);
- d) Discuss property located at 102 Kilgore Drive, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes);
- e) Discuss status of pending litigation on U.S. District Court Case No. B-92-047 styled Paul & Cristella Moly vs. Russell Morris; and
- g) Discuss acquisition of Parcel of Real Estate for the Juvenile Detention Center, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes).

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Valencia and carried unanimously, the Court reconvened in Regular Session at 5:35 P. M.

(29) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Discuss possible renewal and extension of Lease by and between Cameron County and UETA, a wholly owned subsidiary of D.F.I.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the Court should authorize the County Judge to execute said Lease subject to the terms and conditions as outlined in Executive Session.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the County Judge was authorized to execute the renewal and extension of Lease by and between Cameron County and UETA, a wholly owned subsidiary of D.F.I., subject to terms and conditions as outlined in Executive Session.

- b) Discuss FM 801, Parcels No. 32 and No. 33.
- c) Discuss Dakota Avenue South, Parcels No. 10, No. 12, No. 13, and No. 15.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that said Parcels be acquired subject to the terms and conditions as outlined in Executive Session, in conjunction with discussion with the Budget Officer as to the appropriate funding.

Commissioner Cascos moved that the FM 801, Parcels No. 32 and No. 33, and that Dakota Avenue South, Parcels No. 10, No. 12, No. 13, and No. 15 be acquired, subject to the terms and conditions as outlined in Executive Session, and discussions with the Budget Officer concerning the appropriate funding.

The motion was seconded by Commissioner Matz and carried unanimously.

- d) Discuss property located at 102 Kilgore Drive.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the matter should be referred to Mr. Doug Wright, Cameron County Counsel, for additional negotiation.

Commissioner Valencia moved that the matter concerning the property located at 102 Kilgore Drive be referred to Mr. Doug Wright, Cameron County Counsel, for additional negotiation.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- e) Discuss status of pending litigation on U.S. District Court Case No. B-92-047 styled Paul & Cristella Moly vs. Russell Morris.

Judge Garza reported that the Court received a Status Report from Mr. Richard Burst, County Counsel, and after some discussion, it was the consensus of the Court as determined by polling, that Mr. Burst be directed to retain outside Counsel for Mr. Russell Morris, said counsel to be paid by the County.

Upon motion by Commissioner Valencia, seconded by Commissioner Rosenbaum and carried unanimously, Mr. Richard Burst, County Counsel, was directed to retain outside Counsel, at the County's expense, to represent Mr. Russell Morris concerning the pending litigation on U.S. District Court Case No. B-92-047 styled Paul & Cristella Moly vs. Russell Morris.

The Service Agreement is as follows:

g) Discuss acquisition of Parcel of Real Estate for the Juvenile Detention Center.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that Mr. Doug Wright, Cameron County Counsel, be directed to continue to evaluate the legal status of the Title with respect to the property, commonly know as the National Guard Armory, and to defer final decision on the matter until such time as the County has a clear reading on the Title.

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, Mr. Doug Wright, Cameron County Counsel, was directed to continue to evaluate the legal status of the Title with respect to the property, commonly know as the National Guard Armory, and to defer final decision concerning the acquisition of Parcel of Real Estate for the Juvenile Detention Center until a clear Title is obtained.

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There being no further business to come before the Court, upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the meeting was adjourned.

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APPROVED this **15th** day of **MARCH**, 1993.

ANTONIO O. GARZA, JR.
COUNTY JUDGE

ATTEST:

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

