

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 31st day of AUGUST, 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 Mr. Javier Mendez, Building Inspector, 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 August 27, 1993 at 3:435 P. M.

At this time, Judge Garza recognized Mr. Javier Mendez, County Building Inspector, for having completed the training required to become a "Certified Building Inspector" and requested that the following Certificate be acknowledged:

(1) APPROVAL OF COUNTY CLAIMS

Commissioner Rosenbaum moved to approve the County Claims as presented by the County Auditor's Office.

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

AYE: Commissioners Rosenbaum, Cascos, Matz and Valencia

NAY: None

ABSTAIN: Judge Garza as to the claim of Brownsville Community Health Center, Warrant No. 83639 in the amount of \$11.56, and E. de la Garza, Inc., Warrant No. 83803 in the amount of \$225.20.

The Affidavit is as follows:

**NOT ON REPORT OF ACCIDENT WITH TOLL BOOTH
AGENDA GATEWAY INTERNATIONAL BRIDGE**

Mr. Joe Galvan, Bridge Systems Director, reported that the past Friday afternoon, a truck carrying heavy steel, attempting to go through Lane No. 2, accidentally caught the Toll Booth on Lane No. 1 and damaged it extensively, with the exception of the computer equipment. He stated that the Toll Collector was not seriously injured and had returned to work. He recommended temporary repairs to the existing booth and the installation of the computer equipment in order to open Lane No. 1 by the end of the week.

At this time, Mr. Galvan requested the Court's verbal consent to proceed with bid advertisement to either purchase or to construct a replacement toll booth for Gateway International Bridge. He suggested the possibility of having less expensive back-up booths available for emergencies.

Commissioner Rosenbaum stated that there were several booths available at Precinct No. 1 that could be used temporarily and Mr. Galvan responded that he would have the booths inspected to determine if they could be utilized.

Commissioner Cascos inquired as to the liability and reimbursement of damages and Mr. Galvan responded that the information was presented to the Safety Risk Department to pursue this matter. He stated that the costs for replacements would have to be determined in order to receive the compensation from the Mexican carrier, and added that if they failed to recuperate the costs, that there are some restrictions on crossing the bridge that can be implemented until some settlement is reached.

Judge Garza stated that the County experienced a similar situation a previous time and found out that the insurance underwriters for the Mexican trucks were "very thinly capitalized companies" and had to rely on the County's Insurance carrier to obtain the reimbursement for the damages.

Commissioner Valencia questioned the reasons for the several accidents that have occurred and Mr. Galvan responded that it was probably a combination of the design on the toll booth, the overloading of the trucks going through the lanes, and sometimes the less than desirable training and expertise of the truck drivers. He suggested the installation of speed bumps upon entering and leaving the area of the toll booths in order to slow down the traffic.

At this time, it appeared to be the consensus of the Court, as determined by polling, that the Bridge Systems Director be directed to temporarily repair or install a booth and to proceed with the advertisement for bids for the repair or replacement of the Toll Booth at Gateway International Bridge.

(20)

**APPROVAL OF PRELIMINARY ENGINEERING
DESIGN SERVICES FOR RABB ROAD**

Commissioner Valencia explained that efforts to improve Rabb Road had been unsuccessful for many years and added that the Project was now included for Grant Funding. He stated that there was a question as to the width of the right-of-way and whether the Project would qualify for designation for Grant Funding and he requested that the County Engineer be directed to develop the Strip Map and to obtain the property deeds in order for the Project to proceed.

At this time, Mr. Baldermar Treviño, resident, presented a brief history of the efforts to improve Rabb Road and the concerns of the residents in the area.

Judge Garza explained that the Court approved the Project for the Community Development Funding, subject to the Planning Department conducting the "low to moderate income survey" in the area in order to determine if the Project would qualify for Grant Funding. He stated that if Street Paving qualified, the funding would be designated; however, the street alignments and the right-of-ways would have to be secured for the paving Project.

Mr. Frank Bejarano, Program Development and Management Director, suggested that the Court not mix the right-of-way acquisition with the Street Paving Grant. He clarified that the street paving of Rabb Road would qualify for Grant Funding without the right-of-way acquisition.

Commissioner Valencia stated that the right-of-way would be acquired by donations.

Mr. Andy Cueto, County Engineer, clarified that the County currently had the 40 foot easements but he recommended the 60 foot right-of-ways because of the anticipated traffic increase in the area and to ensure safety. He added that a "partial" strip map was prepared several years ago but that not all the parcels had committed to donate the right-of-way.

Commission Valencia stated that the residents were committed to donate the additional right-of-way necessary for the Project, and suggested that an engineer be contracted to prepare the strip map in order to avoid any delays on the Project, said cost to be funded from his Precinct Budget.

Commissioner Cascos questioned whether the Grant Funding would be jeopardized, and Mr. Bejarano responded that if the Court was considering right-of-way acquisition, before paving, then it would jeopardize the Grant Application, but it would not be jeopardized if the Court was willing to pave within the existing right-of-way.

Commissioner Valencia moved that an Engineer be retained to prepare a Preliminary Engineering Design for Rabb Road, said funding to be allocated from Precinct No. 4 Budget.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

Judge Garza still wanted some clarification, stating that the Court was in effect approving to pave on a 40' easement, and the Grant Application would state 40' easements, even though it would deviate from County Standards. He stated that the County Engineer was recommending to design for safety and to add the additional right-of-way.

Commissioner Cascos suggested that in order not to jeopardize the Grant Funding, that the Court proceed with the Application for funding for the street paving on a 40 foot right-of-way, and that by the time the funding was available, the difference needed would come from the Commissioners' Budget.

There was some discussion concerning the acquisition of the right-of-way by donations and the suggestion was made to have the Committee of residents and Commissioner Valencia continue to work on obtaining the additional right-of-way.

(21) **AUTHORIZATION TO ADOPT THE NAME PASO
REAL FOR LOOP 590 AND FM 509 FROM US 77
NORTH OF HARLINGEN TO THE FREE TRADE
BRIDGE AT LOS INDIOS**

Mr. Andy Cueto, County Engineer, explained that the Transportation Committee for the City of Harlingen had requested a Resolution supporting the name change of Loop 590 and FM 509 from U S Highway 77 North of Harlingen to the Free Trade Bridge at Los Indios to "Paso Real."

Commissioner Matz moved that the Resolution to name Loop 590 and FM 509 from U S Highway 77 North of Harlingen to the Free Trade Bridge at Los Indios as "Paso Real" be adopted.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Resolution is as follows:

(26)

**AUTHORIZATION TO SET THE TAX RATE FOR
THE PORT OF HARLINGEN AUTHORITY FOR
FISCAL YEAR 1994**

Mr. Alan Johnson, Port Authority Board Chairman, explained that the Port Authority was requesting ratification of the tax rate established by the Port Authority and as required by Law. He stated that the Port Authority was proposing a four (4) cent tax rate per \$100.00 valuation, that being the same rate as the previous year.

Commissioner Matz moved that the Order setting the Tax Rate for the Port of Harlingen Authority for Fiscal Year 1994 be adopted.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Order is as follows:

(27) **CONSIDERATION AND ACTION APPROVING A COOPERATIVE AGREEMENT BETWEEN CAMERON COUNTY AND THE CAMERON COUNTY HOUSING AUTHORITY DEALING WITH LOW RENT HOUSING PROJECTS AND PAYMENTS IN LIEU OF TAXES**

Mr. Alex Coronado, Director of the Cameron County Housing Authority, stated that they were requesting a five (5) year extension to the existing Agreement relating to the Low Rent Housing Projects and payments in lieu of taxes.

Upon motion by Commissioner Valencia, seconded by Commissioner Rosenbaum and carried unanimously, the Cooperative Agreement between Cameron County and the Cameron County Housing Authority was approved, said Agreement dealing with the Low Rent Housing Projects and the payments in lieu of taxes.

The Cooperative Agreement is as follows:

(2) **IN THE MATTER OF BUDGET AMENDMENTS
AND/OR SALARY SCHEDULES**

There were no Budget Amendments or Salary Schedules for approval at this time.

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(3) **APPROVAL OF MINUTES**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Minutes of the Regular Meeting held on August 16, 1993, at 9:15 A.M. were approved.

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(4) **AUTHORIZATION TO SELECT NINE (9) PUBLIC
MEMBERS FOR THE SALARY GRIEVANCE
COMMITTEE**

Commissioner Matz moved that the selection of nine (9) Public Members and the Alternates for the Salary Grievance Committee be authorized.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Salary Grievance Committee selected is as follows:

**(5) APPROVAL TO REFUND TAXES TO L & G INC.
IN THE AMOUNT OF \$1,079.00 FOR THE
ERRONEOUS PAYMENT OF TAXES**

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, approval was given to refund taxes to L & G Inc., Enid, OK, in the amount of \$1,079.00, as recommended by the County Auditor's Office.

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- (6) **AUTHORIZATION FOR APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH NUEVA VISTA DEVELOPMENT SERVICES, INC. FOR PLACEMENT OF JUVENILES**
- (7) **AUTHORIZATION FOR APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITH HIDALGO COUNTY RAMIRO M. GUERRA YOUTH VILLAGE FOR PLACEMENT OF JUVENILES**
- (8) **AUTHORIZATION FOR APPROVAL OF CONTRACT FOR RESIDENTIAL SERVICES WITHIN COASTAL BEND YOUTH CITY OF PLACEMENT OF JUVENILES**
- (9) **APPROVAL TO EXTEND CONTRACT WITH GULF COAST TRADE CENTER RESIDENTIAL PROGRAM FOR ONE (1) MONTH (AUGUST 21, 1993 TO SEPTEMBER 30, 1993)**

Commissioner Cascos moved that the following Contracts for Residential Services for placement of Juveniles be approved:

Nueva Vista Development Services, Inc.,

Hidalgo County Ramiro M. Guerra Youth Village,

Coastal Bend Youth City, and

Gulf Coast Trade Center Residential Program.

The motion was seconded by Commissioner Matz and carried unanimously.

The Service Contracts are as follows:

**(10) AUTHORIZATION TO EXECUTE 1993-1994
MENTAL HEALTH DEPUTY CONTRACT
BETWEEN CAMERON COUNTY AND TROPICAL
CENTER FOR MENTAL HEALTH AND MENTAL
RETARDATION**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the execution of the 1993-1994 Mental Health Deputy Contract between Cameron County and Tropical Center for Mental Health and Mental Retardation was approved.

The Contract is as follows:

(11) **AUTHORIZATION TO ADOPT PROPOSAL SUPPORTING CAMERON COUNTY APPRAISAL DISTRICT EXPANSION OF BOARD TO NINE (9) MEMBERS**

Commissioner Cascos moved that the proposal supporting the Cameron County Appraisal District expansion of the Board of Director to nine (9) members be approved

The motion was seconded by Commissioner Valencia and carried unanimously.

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(12) **AUTHORIZATION TO DIRECT THE PREPARATION OF PROPOSALS ON POSSIBLE UPGRADE OF ELECTION EQUIPMENT WITH PROPOSAL TO BE SUBMITTED TO ELECTION BOARD AND THEN TO COUNTY COMMISSIONERS COURT FOR REVIEW PRIOR TO ADVERTISEMENT**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, the Preparations of Proposals on the possible upgrade of the election equipment was directed, said Proposals to be submitted to the Election Board and then to the County Commissioners' Court for review prior to the advertisement.

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(13) **APPROVAL OF CONSOLIDATING VARIOUS PRECINCTS FOR THE STATE CONSTITUTIONAL AMENDMENT ELECTION OF NOVEMBER 2, 1993**

Ms. Tencha de la Peña, Elections Administrator, explained that the Secretary of State was providing the opportunity to consolidate various Precincts in order to save money. She stated that the polling places could be consolidated from sixty-seven (67) polling places into forty-nine (49) polling places, as done during the previous Special Senate Election.

Commissioner Rosenbaum moved that various Precincts for the State Constitutional Amendment Election of November 2, 1993 be consolidated along the lines as the consolidation of the last Special Senate Election.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Polling Places and Consolidation of Precincts is as follows:

(14) AUTHORIZATION TO INCREASE ELECTION OFFICIALS COMPENSATION TO \$6. PER HOUR

Ms. Tencha de la Peña, Elections Administrator, explained that new Legislation provided for the maximum compensation increase from \$5.00 to \$6.00 an hour for the Election Officials.

Commissioner Valencia moved that the Election Officials Compensation be increased from \$5.00 to \$6.00 per hour.

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

AYE: Commissioners Rosenbaum, Matz and Valencia

NAY: Commissioner Cascos.

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(15) APPROVAL OF ESTABLISHMENT OF EARLY VOTING POLLING PLACES FOR THE STATE CONSTITUTIONAL AMENDMENT ELECTION OF NOVEMBER 2, 1993

Ms. Tencha de la Peña, Elections Administrator, recommended that the locations of Brownsville, Harlingen and San Benito be designated as the Early Voting Places.

Judge Garza suggested that in order to maintain consistency the four (4) locations typically used, including the Port Isabel location, be established for Early Voting.

Commissioner Cascos moved that the four (4) locations, that being Brownsville, Harlingen, San Benito and Port Isabel, be established as Early Voting Polling Places for the State Constitutional Amendment Election of November 2, 1993.

The motion was seconded by Commissioner Matz and carried unanimously.

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(16) AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH THE CITY OF BROWNSVILLE TO HOLD JOINT ELECTIONS ON NOVEMBER 2, 1993

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Agreement with the City of Brownsville to hold joint Elections on November 2, 1993 was approved.

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(17) **AUTHORIZATION TO PROHIBIT ELECTIONEERING DURING THE EARLY VOTING PERIOD IN THE ENTIRE COURTHOUSE AND WITHIN THIRTY (30) FEET FROM EACH ENTRANCE OF THE COURTHOUSE, FOR THE STATE CONSTITUTIONAL AMENDMENT AND CITY OF BROWNSVILLE ELECTIONS OF NOVEMBER 2, 1993**

Commissioner Cascos moved that the electioneering during the Early Voting period in the entire Courthouse and within thirty (30) feet from each entrance of the Courthouse be prohibited, for the State Constitutional Amendment and the City of Brownsville Elections of November 2, 1993.

The motion was seconded by Commissioner Matz and carried unanimously.

(18) **IN THE MATTER FOR COUNTY ENGINEER TO BEGIN PROCESS OF REDISTRICTING FOR 1994 ELECTIONS (TABLED)**

Ms. Tencha de la Peña, Elections Administrator, explained that several Precincts were being split due to redistricting, including State Representative Districts; therefore, a new redistricting map needed to be prepared.

Mr. Andy Cueto, County Engineer, stated that due to the increased workload in the Engineering Department, he recommended that the redistricting Project be contracted and the suggestion was made to obtain proposals.

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

(19) **IN THE MATTER TO APPOINT THREE (3) DIRECTORS TO THE CAMERON COUNTY DRAINAGE DISTRICT NO. 5 (TABLED)**

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

(22) **REQUEST FOR PRELIMINARY AND FINAL APPROVAL**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, preliminary and final approval was given to the following subdivision:

- a) **Precinct No. 3** -Los Cuates Cemetery Subdivision - being a subdivision of the lost called Reserve Out of Cuates Amigos Subdivision.

(23) **REQUEST FOR PRELIMINARY APPROVAL**

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, preliminary approval was given to the following subdivision, on the recommendation of the Court Engineer:

- a) **Precinct No. 3** -803 Farms Subdivision - being 158.4 acres of land, more or less, out of Lot No. 40, Share No. 15, Espiritu Santo Grant.

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**(24) IN THE MATTER TO ACCEPT LUNDRY DRIVE IN
1577 SUBDIVISION AS A COUNTY DEDICATED
ROAD (TABLED)**

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

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**(25) IN THE MATTER OF THE ENGINEER'S OFFICE
TO BEGIN PRELIMINARY NEGOTIATIONS FOR
OFFICE RELOCATION (TABLED)**

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

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**(28) CONSIDERATION AND ACTION ESTABLISHING A
MONDAY AND FRIDAY SCHEDULE FOR NEW
EMPLOYEE ENROLLMENT**

Commissioner Cascos moved that the "New Employee Enrollment" be scheduled for Mondays and Fridays as outlined in the "Memorandum" dated August 6, 1993 by the Personnel Insurance Clerk. The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Memorandum is as follows:

(29) CONSIDERATION AND ACTION APPROVING SUPERVISORY TRAINING ON THE FAMILY AND MEDICAL LEAVE ACT OF 1993 AT A COST OF \$1,000 PLUS EXPENSES

At this time, Judge Garza clarified that when an employee is out on leave pursuant to the Family Leave Act, that the Department Heads must understand that the slot can not be filled. He suggested that the policy be adopted that the lapsed salaries from that position be used for "extra-help", after consulting with the Budget Officer.

Commissioner Cascos moved that the Supervisory Training on the Family and Medical Leave Act of 1993 be approved, at a cost in the amount of \$1,000.00, plus expenses, said costs to be funded by Lapsed Salaries; and that the slot for the employee, on leave pursuant to the Family Leave Act, not be filled, but to allow the lapsed salaries to be utilized for "extra-help", subject to review by the Budget Officer.

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(30) APPROVAL OF APPLICATION FOR MOBILE BEACH VENDING PERMIT FOR MARTINA H. TORRES, DBA: LA REYNA DE LOS ELOTES NO. 2

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the application for the Mobile Beach Vending Permit for Ms. Martina H. Torres, doing business as (DBA) La Reyna de los Elotes No. 2, was approved.

The Application is as follows:

**(31) APPROVAL OF APPLICATION FOR MOBILE
VENDOR'S PERMIT FOR MARIA CATELINA
SALAZAR, DBA: RUBY**

Commissioner Valencia moved that the application for the Mobile Vendor's Permit for Ms. Maria Catelina Salazar, doing business as (DBA) Ruby, be approved.

The motion was seconded by Commissioner Matz and carried unanimously.

The Application is as follows:

(32) **CONSIDERATION AND ACTION RELATIVE TO EXTENDING CABLE TELEVISION SERVICE TO SPECIFIED RV LOT IN ISLA BLANCA PARK**

(33) **CONSIDERATION AND ACTION RELATIVE TO \$1.00/DAY, \$5.00/WEEK, OR \$15.00/MONTH RATE INCREASE FOR ALL RV LOTS RECEIVING CABLE TV SERVICE, EFFECTIVE ON CONSTRUCTION COMPLETION**

Mr. Kenneth Conway, Parks Director, explained that the Court had authorized to negotiate for telephone and Cable Television services for Isla Blanca Park. He stated that the telephone services would be extended, at no cost to the County, however, the services from TCI Cable Television would involve a capital contribution in the amount of \$9,183.00 and the monthly rate of \$50.00 for one hundred (100) slips, and added that he was recommending a rate change in order to recover the costs.

Mr. Ed Campirano, TCI Cable Television, stated that the services would be provided year round at a "bulk-rate" basis, but would not include premium channels. He added that the individual tenants would contract for that service separately.

Commissioner Cascos moved that Cable Television Services be extended to the specific Recreation Vehicle Lots in Isla Blanca Park and that the rate of \$1.00 per day, \$5.00 per week, or \$15.00 per month be increased for all Recreational Vehicle Lots receiving Cable Television Services, effective on construction completion, and subject to legal review.

The motion was seconded by Commissioner Matz and carried unanimously.

The Service Agreement is as follows:

**(34) AUTHORIZATION TO AWARD BIDS FOR ONE (1)
CHIPPER FOR PRECINCT NO. 3**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the low bid of Poston Equipment, Pearland, Texas, in the amount of \$16,250.00, that being Option No. 2, was accepted for one (1) Chipper for Precinct No. 3.

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**(35) AUTHORIZATION TO AWARD BIDS FOR
VEHICLES FOR TASK FORCE DEPARTMENT**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the bids for vehicles for the Task Force Department were awarded to the following bidders, on the recommendation of the Purchasing Agent:

L. T. BOSWELL, SAN BENITO, TEXAS

Item A - Sedan - 4 door - \$14,460.45

TIPOTEX CHEVROLET, BROWNSVILLE, TEXAS

Item B - Pick-up truck - \$16,459.81

L. T. BOSWELL, SAN BENITO, TEXAS

Item C - X-Blazer/Bronco - \$20,666.15

Item D - Cargo Van - To Re-bid.

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**(36) AUTHORIZATION TO TRAVEL AND/OR
APPROVAL OF TRAVEL EXPENSES**

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

- a) Mr. Michael Puckett to attend 45th Annual Treasures Conference on September 20-23, 1993 in New Braunfels, Texas;
- b) Constable Jimenez to travel to Austin, Texas, on September 21-23, 1993 to attend the Texas Justice Court Training Center;
- c) Ms. Maria Rodriguez, RN, Health Department to attend Nursing Risk Management in McAllen, Texas, on August 27, 1993;
- d) Ms. Yvette Salinas to travel to San Antonio, Texas, to attend TALWD Annual Meeting on October 4-7, 1993;
- e) Ms. Maria Santos San Pedro, RN, Health Department to travel to Houston, Texas, on September 23-24, 1993 to attend the 5th Annual Conference-Advances in Obstetrics and Gynecology Workshop;
- f) Ms. Maria E. Guzman and Ms. Alicia Rodriguez, LVN to travel to Dallas, Texas, on August 23-25, 1993 to attend the Direct Observation Training Conference; and
- g) Mr. Mike Forbes, Assistant Auditor/Purchasing to travel to Austin, Texas, to attend the Advanced Public Purchasing Seminar LBJ to be held on September 16-17, 1993.

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(37) EXECUTIVE SESSION

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the Court met in Executive Session at 2:50 P. M. to discuss the following matters:

- a) Discuss and authorize representation of individual defendants. Briones vs. Cameron County, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes);
- b) Discuss and authorize representation of individual defendants. Chambers vs. Hilbig and Innovating Database Systems vs. Dan Morales, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes);
- c) Discuss with Counsel of Cause No. 93-06-2336-C, Alicia Y. Rodriguez vs. Cameron County, et al, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes);
- d) Discuss with Counsel of Cause No. 93-07-2935-C, S. R. Garcia vs. Alex Perez, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes);
- e) Discuss Right-of-Way acquisition on Rabb Road, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes); and
- f) Discuss status of Coney Island Sports Bar & Grill Lease, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes)

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the Court reconvened in Regular Session at 3:00 P. M.

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(38) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Discuss and authorize representation of individual defendants Briones vs. Cameron County.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel should proceed with the defense of said matter, along the terms and conditions as agreed to in Executive Session.

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, County Counsel was directed to proceed with the defense on the case styled Briones vs. Cameron County, along the terms and conditions as agreed to in Executive Session.

- B)Discuss and authorize representation of individual defendants Chambers vs. Hilbig and Innovating Database Systems vs. Dan Morales.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel should proceed with the defense of said matter, along the terms and conditions as agreed to in Executive Session.

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, County Counsel was directed to proceed with the defence of the case styled Chambers vs. Hilbig and Innovating Database Systems vs. Dan Morales, along the terms and conditions as agreed to in Executive Session.

- c) Discuss with Counsel of Cause No. 93-06-2336-C, Alicia Y. Rodriguez vs. Cameron County.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel should be directed to proceed in the defense of said matter, along the terms and conditions as agreed to in Executive Session.

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, County Counsel was directed to proceed with the defense of Cause No. 96-06-2336-C, Alicia Y. Rodriguez vs. Cameron County, along the terms and conditions as agreed to in Executive Session.

d) Discuss with counsel of Cause No. 93-07-2935-C, S. R. Garcia vs. Alex Perez.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that County Counsel should be directed to proceed in the defense of said matter, along the terms and conditions as agreed to in Executive Session.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, County Counsel was directed to proceed with the defense on the case styled Cause No. 93-07-2935-C, S. R. Garcia vs. Alex Perez, along the terms and conditions as agreed to in Executive Session.

e) Discuss Right-of-Way acquisition on Rabb Road.(DID NOT DISCUSS)

Judge Garza reported that after the previous discussion concerning Rabb Road, it was the consensus of the Court as determined by polling, that there was no need to discuss the right-of-way acquisition of Rabb Road in Executive Session.

Commissioner Matz moved to acknowledge that the matter of the right-of-way acquisition of Rabb Road was not discussed in Executive Session.

The motion was seconded by Commissioner Valencia and carried unanimously.

f) Discuss status of Coney Island Sports Bar & Grill Lease.

Judge Garza reported that after some discussion, it was the Consensus of the Court as determined by polling, that County Counsel should be directed, in conjunction with the Parks Director, to declare said Lease as "terminated" and to advise the tenants of said action.

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, County Counsel and the Parks Director were directed to declare that the Lease with Coney Island Sports Bar and Grill be declared "terminated" and to advise the tenants of said action.

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

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APPROVED this 21st day of SEPTEMBER, 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