

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 30th day of SEPTEMBER, 1993, there was conducted a SPECIAL 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:

PRESENT:

1:30 P. M.

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

JOE G. RIVERA  
COUNTY CLERK

ABSENT:

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The meeting was called to order by Judge Antonio O. Garza, Jr. He then asked Mr. Allen Essex, Reporter from the Valley Morning Newspaper, 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 September 27, 1993, at 11:47 A. M.

At this time, Judge Garza explained that most of the larger Communities have what could be described as a "Consent Agenda" on Items that are "housekeeping" matters, whereby a group of Items are considered at the same time, and he suggested that a portion of the Agenda be defined as a "Consent Agenda", and should a member of the Court need to discuss any one of those Items, then those Items would be considered individually. He added that the "Consent Agenda" would allow the Meetings to move more swiftly and more time would be available for the Items requiring public comments.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, Item No. 1 through Item No. 20 "a" were approved as follows:

(1) APPROVAL OF COUNTY CLAIMS

**The Affidavits follow:**

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

**The Budget Amendment follows:**

(3) APPROVAL OF MINUTES OF SEPTEMBER 7, and 14, 1993, AND SEPTEMBER 21, 1993 (TABLED)

(4) APPROVAL OF INTERLOCAL AGREEMENT FOR GRADING WORK BETWEEN COUNTY AND CITY OF PRIMERA

**The Interlocal Agreement follows:**

(5) APPROVAL OF LICENSE AGREEMENT BETWEEN UETA OF TEXAS INC. AND COUNTY CONCERNING EXPORT CONTROL BUILDING AT GATEWAY BRIDGE

**The License Agreement follows:**

(6) APPROVAL OF LICENSE AGREEMENT BETWEEN SHANE'S CUSTOM BROKERS AND FREIGHT FORWARDERS AND COUNTY AT LOS INDIOS IRRIGATED LAND COMPANY SUBDIVISION

(7) APPROVAL TO ADVERTISE FOR SEALED BIDS FOR LEASE OF COUNTY PROPERTY, PURSUANT TO SECTION 263.007 OF THE LOCAL GOVERNMENT CODE

(8) APPROVAL OF VOTING MACHINE LEASE BETWEEN POINT ISABEL I.S.D. AND CAMERON COUNTY

**The Lease Agreement follows:**

(9) AUTHORIZATION FOR MARK YATES, CAMERON COUNTY AUDITOR, TO BECOME DESIGNEE FOR THE STATE LEGALIZATION IMPACT ASSISTANCE GRANT (S.L.I.A.G.)

(10) AUTHORIZATION FOR COUNTY ENGINEERS' OFFICE TO PREPARE A LEGAL DESCRIPTION OF TWO (2) TRACTS OF LAND ON SOUTH PADRE ISLAND FOR CAMERON COUNTY PARK SYSTEM

- (11) CONSIDERATION AND ACTION ON INTERLOCAL AGREEMENT AND/OR RESOLUTION WITH THE CITY OF SAN BENITO FOR THE COLLECTION OF AD-VALOREM TAXES

**The Agreement follows:**

- (12) CONSIDERATION AND ACTION TO CONTINUE TO ADMINISTER THE HEALTH - **WIC** PROGRAM AFTER OCTOBER 1, 1993, PENDING STATE FUNDING
- (13) APPROVAL OF AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF BROWNSVILLE TO HOLD JOINT ELECTIONS ON NOVEMBER 2, 1993

**The Agreement follows:**

- (14) APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY HEALTH DEPARTMENT- **WIC** PROGRAM, AND PANNA SCOTT, JUNIOR SERVICE LEAGUE, LOS FRESNOS, TEXAS, FOR A SATELLITE CLINIC

**The Contract follows:**

- (15) APPROVAL OF THE FEE SCHEDULE FOR THE OFFICE OF THE COUNTY CLERK, SAID FEES EFFECTIVE SEPTEMBER 1, 1993

**The Order and Fee Schedule follow:**

- (16) CONSIDERATION TO ADOPT RESOLUTION ON CHANGE OF AUTHORIZATION SIGNATURE FOR TEXAS MOTOR VEHICLES - EXEMPT DOCUMENTS - TO COUNTY AUDITOR - MARK YATES

**The Resolution follows:**

- (17) AUTHORIZATION TO ADVERTISE FOR BULLET PROOF VESTS FOR SHERIFF'S DEPARTMENT
- (18) AUTHORIZATION TO ADVERTISE FOR CASH OR LEASE PURCHASE OF ONE (1) WATER TRUCK FOR PRECINCT NO. 4
- (19) AUTHORIZATION TO AWARD BIDS FOR ONE (1) VAN FOR TASK FORCE

**1993 Cargo Van - Drug Task Force**

Tipotex Chevrolet, Brownsville, Texas

\$16,404.59, low bid.

- (20 ) AUTHORIZATION TO AWARD ANNUAL BIDS

**a) Toner Laser - Recycling**

Copier Supplies and Cartridges by Peter, Brownsville, Texas

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|----|----------------------|---------------|
| 1) | Laser I              | \$ 35.00 each |
| 2) | Laser Jet II & III   | 35.00 each    |
| 3) | Laser Jet IIP & IIIP | 35.00 each    |
| 4) | Laser Jet IIISi      | 60.00 each.   |

**ITEM NO. 1 - APPROVAL OF COUNTY CLAIMS**

**The Affidavits follow:**

**ITEM NO. 2 - APPROVAL OF BUDGET AMENDMENTS AND/OR  
SALARY SCHEDULES**

**The Budget Amendment follows:**

**ITEM NO. 4 - APPROVAL OF INTERLOCAL AGREEMENT FOR  
GRADING WORK BETWEEN CAMERON  
COUNTY AND CITY OF PRIMERA**

**The Interlocal Agreement**

**follows:**

**ITEM NO. 5 - APPROVAL OF LICENSE AGREEMENT BETWEEN  
UETA OF TEXAS INC. AND CAMERON  
COUNTY CONCERNING EXPORT CONTROL  
BUILDING AT GATEWAY INTERNATIONAL  
BRIDGE**

**The License Agreement follows:**

**ITEM NO. 8 - APPROVAL OF VOTING MACHINE LEASE BETWEEN  
POINT ISABEL I.S.D. AND CAMERON COUNTY**

**The Lease Agreement follows:**



**ITEM NO. 11- CONSIDERATION AND ACTION ON INTERLOCAL  
AGREEMENT AND/OR RESOLUTION WITH  
THE CITY OF SAN BENITO FOR THE  
COLLECTION OF AD-VALOREM TAXES**

**The Agreement follows:**

**ITEM NO. 13 - APPROVAL OF AGREEMENT BETWEEN CAMERON  
COUNTY AND THE CITY OF BROWNSVILLE  
TO HOLD JOINT ELECTIONS ON NOVEMBER  
2, 1993**

**The Agreement follows:**

**ITEM NO. 14 - APPROVAL OF CONTRACT BETWEEN CAMERON  
COUNTY HEALTH DEPARTMENT - WIC  
PROGRAM, AND PANNA SCOTT, JUNIOR  
SERVICE LEAGUE, LOS FRESNOS, TEXAS,  
FOR SATELLITE CLINIC**

**The Contract follows:**

**ITEM NO. 15 - APPROVAL OF THE FEE SCHEDULE FOR THE  
OFFICE OF THE COUNTY CLERK, SAID FEES  
EFFECTIVE SEPTEMBER 1, 1993**

**The Order and Fee Schedule**

**follow:**

**ITEM NO. 16 - CONSIDERATION TO ADOPT RESOLUTION ON  
CHANGE OF AUTHORIZATION SIGNATURE  
FOR TEXAS MOTOR VEHICLES - EXEMPT  
DOCUMENTS - TO COUNTY AUDITOR - MARK  
YATES**

**The Resolution follows:**

**(20) AUTHORIZATION TO AWARD ANNUAL BIDS**

**b) Road Materials - Flexible Base**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the following low bids for Road Materials - Flexible Base were awarded to the following bidders, as outlined and on the recommendation of the County Engineer:

**ITEM A. CRUSHED CALICHE**  
Triple R, Edinburg, Texas:

Zones	1	\$ 6.09/Ton	
	2		7.38/Ton
	3		7.94/Ton
	4		9.04/Ton
	5		9.74/Ton

**ITEM B. SCREENED CALICHE GRAVEL**  
Expressway Materials, Harlingen, Texas:

Zones	1	\$ 7.33/Ton	
	2		8.27/Ton
	3		9.53/Ton
	4		9.69/Ton
	5		10.77/Ton

**ITEM C. CALICHE, PIT RUN**  
Superior Materials, Weslaco, Texas:

Zones	1	\$ 7.88/Ton	
	2		8.82/Ton
	3		9.54/Ton
	4		10.24/Ton
	5		10.35/Ton

**ITEM D. CRUSHED CALICHE GRAVEL**  
Triple R, Edinburg, Texas:

Zones	1	\$ 8.00/Ton	
	2		8.75/Ton
	3		9.70/Ton
	4		10.10/Ton
	5		10.50/Ton

**ITEM E. CALICHE GRAVEL, PIT RUN**

\*\*\*\*\* NO BIDS RECEIVED \*\*\*\*\*

**ITEM F. SELECT FILL**  
Superior Materials, Weslaco, Texas:

Zones	1	\$ 9.38/Ton	
	2		10.32/Ton
	3		11.04/Ton
	4		11.74/Ton
	5		11.85/Ton.

**21) AUTHORIZATION TO OPEN BIDS**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, approval was given to open bids as received for the following items and to refer the bids to the Purchasing Agent for tabulation and recommendation to the Court of the best bid in one (1) week:

- a) Copier Toner/Developer
- b) Office Supplies and Ribbons
- c) Computer Supplies and Printer Ribbons, and
- d) Road - Drainage Materials.

The bids received and opened are as follows:

- a) **Copier Toner/Developer**
- b) **Office Supplies and Ribbons**
- c) **Computer Supplies and Printer Ribbons**
- d) **Road - Drainage Materials**

**(22) AUTHORIZATION TO OPEN BIDS FOR CAMERON COUNTY JUVENILE DETENTION FACILITY**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, authorization was given to open bids for the Cameron County Juvenile Detention Facility.

**The bids received and opened are as follows:**

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the bids were referred for tabulation and recommendation to the Court of the best bid in two (2) weeks.

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**(23) IN THE MATTER OF RESOLUTION URGING  
THAT PRAYER BE RETURNED TO PUBLIC  
SCHOOLS (Passed Over)**

Commissioner Valencia explained that a Denton County Commissioner had requested a Resolution in support of their efforts to encourage the reinstatement of prayer to the public schools

At this time, Judge Garza stated that County Counsel had just notified him that, although a worthy Resolution, it appeared to run counter to the stated position of United States Supreme Court, the Federal Constitution and probably the State and suggested that Counsel review the matter.

At this time, Mr. Doug Wright, Cameron County Counsel, stated that he would need direction from the Court as to the position it would support in order to offer an opinion on the Resolution.

Commissioner Valencia suggested that County Counsel research the matter and report to the Court at a later date.

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**(24) APPROVAL FOR CHANGE ORDER NUMBER  
THREE (3) FOR SIGNAGE FOR THE NEW  
HEALTH CLINIC**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Change Order No. 3 regarding the Signage for "new" Health Clinic was approved.

**The Change Order is as follows:**



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

Upon motion by Commissioner Valencia, seconded by Commissioner Rosenbaum and carried unanimously, the following subject to availability of funds in their budget:

- a) Mr. Ken Conway, Parks System Director, and two (2) management level Parks employees to travel to Corpus Christ Labor Employment Law" Symposium;
- b) Mr. Gerardo Ramirez, Court Coordinator, and Mr. Raul Medrano, Records Clerk, Sheriff's Department, to attend Fir 1993;
- c) Mr. Alfonso R. Garcia, Community Development Project Coordinator, to travel to Austin on September 28-29, 1993 Housing and Community Affairs;
- d) County Judge to travel to Washington, D. C., to attend the Border Trade Alliance on October 3-5, 1993; and
- e) Commissioner Rosenbaum and Mr. Juan Montoya to attend the 1993 South Texas/Mexico Economic Development Padre Island.

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**(26) EXECUTIVE SESSION**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Court met in E following matters:

- a) Evaluate the Computer Center Director, pursuant to Section 2(g) of Article 6252-17 (of the Texas Revised Civil Statutes);
- b) Discuss personnel matters related to the Cameron County Health Department, pursuant to Section 2(g) of Article 6252-17 DISCUSSED)

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the Court recon

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**(27) ACTION RELATIVE TO EXECUTIVE SESSION**

- a) Action regarding evaluation of the Computer Center Director.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the Com favorable evaluation" with respect to his technical competence. He stated that the Court made certain specific recommendations with re evaluate and to prioritize Projects, particularly in the area of funding, and suggested that an evaluation instrument be prepared by the Pu Officer and the Computer Center Director and that the Computer Center Director's salary should be adjusted upward by three percen

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the "very favorabl was acknowledged and the salary adjustment of three percent (3%) for the current Fiscal Year was approved.

- b) In the matter regarding discussion of personnel matters related to the Cameron County Health Department.(NOT I

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There being no further business to come before the Court, upon motion by Commissioner Matz, seconded by Commissioner Ro was adjourned.

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APPROVED this 12th day of October, 1993.

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**ANTONIO O. GARZA, JR.**  
**COUNTY JUDGE**

**ATTEST:**

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