

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 25th day of JANUARY, 1994, there was conducted a REGULAR PUBLIC 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:

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

KIM M. CHAMPION, DEPUTY
COUNTY CLERK

ABSENT:

JUDGE ANTONIO O. GARZA, JR.

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The meeting was called to order by Judge Pro-tem Carlos H. Cascos. He then asked Mr. Michael T. Puckett, County Treasurer, to lead the Court and 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 January 21, 1994, at 11:07 A. M.:

(1) APPROVAL OF COUNTY CLAIMS

Commissioner Valencia moved that the County Claims be approved as presented and as recommended by the County Auditor.

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

AYE: Commissioners Rosenbaum, Matz and Valencia

NAY: None

ABSTAIN: Judge Pro-tem Cascos as to the claim of:
WATERS IMPLEMENT;
Warrant No. 91769 - \$ 382.17.

The Affidavit is as follows:

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

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Fiscal Year 1994 Budget Amendment No. 94-11 and the Salary Schedules for the Gateway International Bridge, Fund No. 80-610 and the Health Department, Fund No. 27-637 were approved.

The Budget Amendment and Salary Schedules are as follows:

**(3) IN THE MATTER OF MINUTES' OF JANUARY 18, 1994
(TABLED)**

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

**(4) ----- 0 -----
AUTHORIZATION TO RETAIN RICHARD A. MYCUE,
ARCHITECT, FOR PROFESSIONAL SERVICES
REGARDING THE DEVELOPMENT OF COSTS OF
RESTORING THE OLD COURTHOUSE AND THE
ADOPTING FOR FUTURE OFFICE USE**

Commissioner Rosenbaum moved that Mr. Richard A. MyCue, Architect, be retained for the Professional Services, in order to develop the costs of restoring the "Old" Courthouse for future Office use.

The motion was seconded by Commissioner Matz and carried unanimously.

**(5) ----- 0 -----
AUTHORIZATION TO DISCUSS THE USE OF CALICHE
AS A ROAD SURFACE**

Mr. Andy Cueto, County Engineer, explained that the caliche currently being obtained made a flexible base underneath the pavement, but when used as a road surface, the caliche washed off readily because there were not enough clay particles in it.

At this time, Mr. Cueto reviewed the three (3) methods used to evaluate Road Surfaces as follows:

Mr. Cueto stated that gravel made a better road surface than caliche and he recommended that gravel be obtained, adding that a gravel road would pay for itself in a year and a half.

There was a lengthy discussion concerning the use of caliche as a road surface, and Judge Pro-tem Cascos suggested that a Comprehensive Plan that addressed the County-wide Road Projects should be developed, adding that he favored a "consolidated" Road System.

Commissioner Valencia expressed his concerns regarding the caliche and he recommended to re-bid.

Mr. Cueto suggested that the Commissioners should specify whether the caliche was being used for pavement or as a traveling surface when ordering.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the discussion concerning the use of caliche, as a road surface, was acknowledged.

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(25) EXECUTIVE SESSION

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 2:00 P. M. to discuss the following matters:

- a) Discuss litigation on Case No. 92-06-02450-A, Hokanson et al vs. Cameron County, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.074 (A) and (B); and
- b) In the matter to evaluate the Election Administrator, pursuant to Vernon Texas Code Annotated (V.T.C.A.) Government Code, Section 551.074. (NOT DISCUSSED)

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the Court reconvened in Regular Session at 2:10 P.M.

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(27) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Action regarding litigation on Case No. 92-06-02450-A, Hokanson et al vs. Cameron County.

Judge Pro-tem Cascos reported that the Court received a Status Report from Counsel and after some discussion, it was the consensus of the Court as determined by polling, that said Status Report be acknowledged.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Status Report presented by Counsel concerning the litigation of Case No. 92-06-02450-A, Hokanson et al vs. Cameron County, was acknowledged.

- b) In the matter concerning the evaluation of the Election Administrator. (NOT DISCUSSED)

Judge Pro-tem Cascos reported that the matter concerning the evaluation of the Election Administrator was not discussed.

(6) **AUTHORIZATION TO SUBMIT A FIRST YEAR GRANT APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR A CRIME WATCH PROGRAM FOR THE CAMERON COUNTY PRECINCT NO. 8 CONSTABLE**

Mr. Frank Bejarano, Program Development and Management Director, requested authorization to submit a first year Criminal Justice Division (CJD) Grant Application for funds to retain one (1) Crime Prevention Officer for Constable Precinct No. 8. He stated that Grant was a five (5) year Program, and that the first year Grant in the amount of \$36,000.00 would be funded one hundred percent (100%), and added that the future funding years would require a County match up to eighty percent (80%) on the fifth year.

Commissioner Matz expressed his concern regarding the total Budget required and questioned whether the County would have the option of terminating the Program at the end of the five (5) year period or at the end of any year within the five (5) year funding period.

Mr. Bejarano responded that early termination was an option, and added that the Grant Application History of the Agencies submitting applications was reviewed during the Grant Application process.

Judge Pro-tem Cascos remarked that there would be no guarantee that the Crime Prevention Officer would continue employment with Cameron County after the five (5) year term.

Commissioner Matz moved that the first year Grant Application to the Governor's Office of the Criminal Justice Division for a Crime Watch Program for the Cameron County Precinct No. 8 Constable be approved.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Resolution is as follows:

(7) **ACTION APPROVING CHANGE ORDER NO. 6 AND NO. 7
FOR THE RENOVATION OF THE CAMERON COUNTY
HEALTH CLINIC BUILDING**

Mr. Rolando Martinez, Health Administrator, explained that the Change Orders were being requested to extend a pipe 150 feet and to place a chain linked fence around the Air Conditioning Unit, and added that said changes would exhaust the Betterment Fund.

At this time, Mr. Martinez extended an invitation to the Court to the "Formal Dedication" of the Health Clinic, scheduled for Tuesday, February 8, 1994, at 10:00 A.M.

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, Change Order No. 6 and Change Order No. 7, for the renovation of the Cameron County Health Clinic Building, were approved.

The Change Orders are as follow:

(8) **PRESENTATION OF PARK ADVISORY BOARD'S
RECOMMENDATIONS FOR NAMES FOR NEW
PAVILIONS AT ANDY BOWIE PARK**

Mr. Kenneth Conway, Parks Director, explained that the Park Advisory Board reviewed twenty (20) nominations received as a result of the Public Broadcast, authorized by the Court, requesting names for the two (2) Pavilions. He reported that the Board's first choice for the Large Pavilion was "Surf View" and the first choice for the Smaller Pavilion was "Pelican".

Commissioner Matz moved that the Park Advisory Board's recommendation for naming the Pavilions be accepted, that being "Surf View" for the Large Pavilion and "Pelican" for the Smaller Pavilion.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

(9) **IN THE MATTER OF THE PRESENTATION BY THE
UNITED WAY OF SOUTHERN CAMERON COUNTY
(TABLED)**

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

"CONSENT" AGENDA ITEMS

THE FOLLOWING ITEMS WERE RECOMMENDED FOR "CONSENT" AND WERE EITHER RECOMMENDED BY THE DEPARTMENT HEAD, WITHIN BUDGET OR AWARDED TO THE LOW BIDDER:

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the "Consent"

Agenda Items were approved as follows:

- (10) AUTHORIZATION OF THE GOOD NEIGHBOR SETTLEMENT HOUSE TO PLACE A BOOTH ON HOPE PARK DURING THE CHARRO DAYS FESTIVITIES
- (11) AUTHORIZATION TO APPROVE ANNUAL FEES FOR THE SOUTH TEXAS COUNTY JUDGES' AND COMMISSIONERS' ASSOCIATION IN THE AMOUNT OF \$100.00
- (12) APPROVAL OF INDIVIDUALS TO THE LAS PALMAS SANITARY SEWER ENGINEERING PROPOSALS REVIEW COMMITTEE

The Review Committee Members follows:

- (13) AUTHORIZATION TO REAPPOINT MR. ALEJANDRO G. CORONADO AND MR. LEO F. "SPECK" SANDERS TO THE BOARD OF DIRECTORS OF THE CAMERON COUNTY HOUSING FINANCE CORPORATION
- (14) AUTHORIZATION TO SUBMIT A CONTINUATION GRANT APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR A PURCHASE OF JUVENILE JUSTICE ALTERNATIVE PROJECT FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT

The Resolution is as follows:

- (15) AUTHORIZATION TO ADVERTISE FOR CASH OR LEASE PURCHASE OF ONE (1) DUMP TRUCK AND ONE (1) MOTORGRADER FOR PRECINCT NO. 2 AND ONE (1) DUMP TRUCK AND ONE (1) MOTORGRADER FOR PRECINCT NO. 4
- (16) AUTHORIZATION TO ADVERTISE FOR SALE OF LAW BOOKS FOR LAW LIBRARY

- (17) AUTHORIZATION TO CONTRACT FOR PROFESSIONAL TELEPHONE SERVICES FOR THE REDUCTION OF TELEPHONE EXPENSES AND IMPROVEMENT OF SERVICES, WITH TERMS AND CONDITIONS TO BE NEGOTIATED BY THE COUNTY AUDITOR
- (18) AUTHORIZATION TO OPEN BIDS FOR PATROL CARS FOR SHERIFF'S DEPARTMENT

The bids received and opened follow:

- (19) AUTHORIZATION TO OPEN REQUEST FOR PROPOSAL (RFP) NO. 931102 FOR BALLOT COUNTING AND ELECTIONS SYSTEM

The RFP received and opened follow:

- (20) AUTHORIZATION TO REPLACE THREE (3) PICKUP TRUCKS AND ONE (1) SEDAN FOR THE CAMERON COUNTY PARK SYSTEM AND TO PURCHASE ONE (1) COMPACT TRUCK FROM EXISTING STOCK
- (21) APPROVAL FOR REQUEST FOR CHANGE TO MOBILE VENDOR'S PERMIT NO. 2468 ISSUED TO FRANCISCO TORRES HERNANDEZ

The Change Order follows:

- (22) APPROVAL OF A RESOLUTION AUTHORIZING THE INTERNATIONAL TOLL BRIDGE SYSTEM TO APPLY FOR **SBA** TREE PLANTING FUNDS, FROM THE TEXAS FOREST SERVICE, FOR LANDSCAPE IMPROVEMENTS TO THE GROUNDS AT THE FREE TRADE BRIDGE AT LOS INDIOS

The Resolution follows:

- (23) PRELIMINARY AND FINAL APPROVAL
 - a) **Precinct No. 3** - Country Boy's Country Section 1 - being a subdivision of 8.815 acres of land comprised of part of Lots No. 1 and No. 2, Block 207, San Benito Land and Water Company Subdivision; and
 - b) **Precinct No. 3** - Country Boy's Country Section 2 - being a subdivision of 8.815 acres of land comprised of part of Lots No. 1 and No. 2, Block 207, San Benito Land and Water Company Subdivision.
- (24) PRELIMINARY AND FINAL APPROVAL
 - a) **Precinct No. 3** - For Hi-Land Subdivision - being a resubdivision of a 47.60 acre Tract out of Share No. 12, Espiritu Santo Grant.
- (25) AUTHORIZATION TO TRAVEL AND/OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO AVAILABLE FUNDS IN THE BUDGETS:
 - a) **Tax Assessor Collector to attend the "TAAD Conference" on February 13 - 16, 1994, in Austin, Texas, and to attend the "Tax Assessor Collector Association Meeting" on January 15 - 16, 1994, in San Antonio, Texas;**
 - b) **Two (2) employees from Justice of the Peace Precinct No. 1 to attend the "Texas Justice Court Training" on February 1 - 4, 1994, in Corpus Christi, Texas;**
 - c) **Commissioner Precinct No. 1, Bridge System Director and County Engineer to attend the "Annual Meeting on the Mexico-Texas Bridge Owners Association" on February 18, 1994, in Mexico City;**
 - d) **One (1) Drug Enforcement Task Force Officer to attend a Meeting on January 21, 1994, in San Antonio, Texas;**
 - e) **Task Force Director to attend "TNCP Commanders Meeting" on January 18, 1994, in Laredo, Texas;**

- f) **One (1) Task Force Officer to attend the "TLETS Basic Telephone Communications and TICI Crime Investigation" on February 7 - 11, 1994, in Corpus Christi, Texas;**
- g) **WIC Director to attend the "Texas Association of Local WIC Directors Committee Chair Training" on January 19, 1994, in Austin, Texas;**
- h) **Three (3) Health Department employees to attend the "Tobacco Free South Texas Conference" on January 14, 1994, in Brownsville, Texas; and**
- i) **Four (4) Health Department employees to attend Seminar on January 31, 1994, in Corpus Christi.**

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ITEM NO. 12

**APPROVAL OF INDIVIDUALS TO THE LAS PALMAS
SANITARY SEWER ENGINEERING PROPOSALS REVIEW
COMMITTEE**

The Review Committee Members follows:

ITEM NO. 14

**AUTHORIZATION TO SUBMIT A CONTINUATION
GRANT APPLICATION TO THE GOVERNOR'S OFFICE
CRIMINAL JUSTICE DIVISION FOR A PURCHASE OF
JUVENILE JUSTICE ALTERNATIVE PROJECT FOR THE
CAMERON COUNTY JUVENILE PROBATION
DEPARTMENT**

The Resolution is as follows:

ITEM NO. 18

**AUTHORIZATION TO OPEN BIDS FOR PATROL CARS
FOR SHERIFF'S DEPARTMENT**

The bids received and opened follow:

ITEM NO. 19

**AUTHORIZATION TO OPEN REQUEST FOR PROPOSAL
(RFP) NO. 931102 FOR BALLOT COUNTING AND
ELECTIONS SYSTEM**

The RFP received and opened follow:

ITEM NO. 21

**APPROVAL FOR REQUEST FOR CHANGE TO MOBILE
VENDOR'S PERMIT NO. 2468 ISSUED TO FRANCISCO
TORRES HERNANDEZ**

The Change Order follows:

ITEM NO. 22

APPROVAL OF A RESOLUTION AUTHORIZING THE INTERNATIONAL TOLL BRIDGE SYSTEM TO APPLY FOR SBA TREE PLANTING FUNDS, FROM THE TEXAS FOREST SERVICE, FOR LANDSCAPE IMPROVEMENTS TO THE GROUNDS AT THE FREE TRADE BRIDGE AT LOS INDIOS

The Resolution follows:

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 **2nd** day of **February**, 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