

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 8th day of FEBRUARY, 1994, there was conducted a REGULAR PUBLIC Session of the Honorable Commissioners' Court of Cameron County, Texas, at he 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

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. Mark Yates, County Auditor, 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 February 4, 1994, at 9:32 A. M.:

(1) APPROVAL OF COUNTY CLAIMS

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

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

AYE: Commissioners Rosenbaum and Matz

NAY: None

ABSTAIN: Commissioner Cascos as to the claims of:
WATERS IMPLEMENT COMPANY, INC.:
Warrant No. 92253 - \$ 75.46,
Warrant No. 92537 - \$ 47.50, and
Warrant No. 92538 - \$ 98.48.

The Affidavit is as follows:

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

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the Fiscal Year 1994 Budget Amendment No. 94-13 and the Salary Schedule for the Cameron/Willacy CSCD, Fund No. 92-576, were approved.

The Budget Amendment and Salary Schedule are as follows:

(3) **IN THE MATTER OF MINUTES OF FEBRUARY 2,
1994 (PASSED)**

The Deputy County Clerk noted that there were no Minutes to be approved at this time.

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(4) **AUTHORIZATION TO APPROVE HONEYWELL
BUILDING SERVICES AGREEMENT**

Ms. Rosemary Martinez, Budget Officer, explained that the Honeywell Contract provided Maintenance Service to the Fire and Air Conditioning System at the Courthouse. She stated that the Maintenance Supervisor negotiated the terms of the renewal Agreement and the Honeywell representative agreed to renew the Agreement at the same cost as the previous years and to improve the Current System at no increase to the Budget.

Commissioner Matz moved that the Honeywell Building Service Agreement be approved.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Agreement is as follows:

(5) **CONSIDERATION AND APPOINTMENT OF
MARVIN BOLAND OR MERRIWOOD FERGUSON
FOR FIFTH REGULAR PARKS ADVISORY
BOARD SEAT**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, Ms. Merriwood Ferguson, Brownsville Resident, was appointed to the Fifth Regular Parks Advisory Board Seat.

(6) **AUTHORIZATION TO CONTRACT FOR
PURCHASE AND USE OF CELLULAR PHONE
FOR COUNTY CLERK**

Ms. Rosemary Martinez, Budget Officer, explained that monies for said expense were not Budgeted and suggested that funding be allocated from the Records Management Fund.

Commissioner Matz moved that the Contract for the purchase of a Cellular Phone for the County Clerk be approved, subject to the funding from the Records Management Fund.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

(7) **IN THE MATTER TO APPROVE A RESOLUTION
AND PLAQUE HONORING MRS. BLANCA
BETANCOURT FOR 17 YEARS OF SERVICE TO
CAMERON COUNTY ENGINEERING AND
RIGHT-OF-WAY DEPARTMENT (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 Matz, seconded by Commissioner Rosenbaum and carried unanimously, the "Consent" Agenda Items were approved as follows, noting that Item No. 12 should be corrected to read "Precinct No. 4":

- (8) ACTION FOR THE CAMERON COUNTY HEALTH DEPARTMENT TO LEASE A NEW POSTAGE METER

The Agreement follows:

- (9) AUTHORIZATION TO NEGOTIATE CONTRACT WITH GUZMAN AND ASSOCIATES FOR THE LAS PALMAS SANITARY SEWER PROJECT
- (10) APPROVAL FOR TDH DOCUMENT NO. C4000019, CHANGE NO. 09, ATTACHMENT NO. 06B - AMENDMENT FOR COMMUNITY AND RURAL HEALTH TO PROVIDE PUBLIC HEALTH SERVICES INCLUDING PERSONAL AND ENVIRONMENTAL HEALTH SERVICES; AND ATTACHMENT NO. 09 - AMENDMENT TO ADD A NEW ATTACHMENT FOR INVESTIGATION, CONTROL MEASURES AND IMMUNIZATION SERVICES

The Document No. C4000019 follows:

- (11) AUTHORIZATION TO APPOINT DR. RUBEN GALLEGOS TO THE CAMERON COUNTY HOUSING AUTHORITY
- (12) PRELIMINARY APPROVAL
 - a) **PRECINCT NO. 4:**
R. CASTILLO SUBDIVISION, BEING A 0.72 ACRE TRACT OF LAND SITUATED IN BLOCK 37, ADAMS GARDENS SUBDIVISION "B".
- (13) APPROVAL OF PROJECT AMENDMENT NO.20-00380-1, CAMERON COUNTY BOWIE PARK TO EXTEND THE PROJECT EXPIRATION DATE FROM FEBRUARY 4, 1994, TO MAY 1, 1994

The Amendment follows:

- (14) FINAL APPROVAL
 - a) **PRECINCT NO. 4:**
STUART PLACE COUNTRY ESTATES UNIT 6, BEING A SUBDIVISION OF 20.00 ACRES, SAME BEING A RESUBDIVISION OF LOT 19 - 22 OF STUART PLACE COUNTRY ESTATES, SUBDIVISION UNIT 2.
- (15) AUTHORIZATION TO TRAVEL AND/OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO AVAILABLE FUNDS IN THE BUDGET:
 - a) **Two (2) Officers with the Drug Enforcement Task Force to attend "The Undercover Operations for Narcotics Enforcement Schools" on March 21 - 24, 1994, at Texas A & M University in Bryan, Texas;**
 - b) **Two (2) Officers from the Drug Enforcement Task Force to attend "The Training on Fugitive Detail" on February 24 - 25, 1994, in Austin, Texas;**
 - c) **Three (3) Officers with the Drug Enforcement Task Force to attend "The Financial Investigation Seminar" on February 15 - 18, 1994, in Austin, Texas;**
 - d) **Commissioner Precinct No. 2, Program Development and Management Director, and Community Development Coordinator, to attend "Colonia Demonstration Fund Presentation" on February 15, 1994, in Austin, Texas;**
 - e) **Two (2) County Engineer employees to attend "The Notary Law and Procedure Seminar" on February 10, 1994, in Harlingen, Texas;**
 - f) **District Clerk and three (3) Deputies to attend "The County and District Clerk's Association Seminar" on March 21 - 23, 1994, in College Station, Texas; and**
 - g) **Tax Assessor Collector and two (2) Deputies to attend "T.E.A.M. Workshop" on March 6 - 8, 1994, in San Antonio, Texas.**

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ITEM NO. 8

ACTION FOR THE CAMERON COUNTY HEALTH DEPARTMENT TO LEASE A
NEW POSTAGE METER

The Agreement follows:

ITEM NO. 10

APPROVAL FOR TDH DOCUMENT NO. C400019, CHANGE NO. 09, ATTACHMENT NO. 06B - AMENDMENT FOR COMMUNITY AND RURAL HEALTH TO PROVIDE PUBLIC HEALTH SERVICES INCLUDING PERSONAL AND ENVIRONMENTAL HEALTH SERVICES; AND ATTACHMENT NO. 09 - AMENDMENT TO ADD A NEW ATTACHMENT FOR INVESTIGATION, CONTROL MEASURES AND IMMUNIZATION SERVICES

The Document No. C400019 follows:

ITEM NO. 13

APPROVAL OF PROJECT AMENDMENT NO.20-00380-1, CAMERON COUNTY BOWIE PARK TO EXTEND THE PROJECT EXPIRATION DATE FROM FEBRUARY 4, 1994, TO MAY 1, 1994

The Amendment follows:

(16) EXECUTIVE SESSION

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

Court met in Executive Session at 1:45 P.M. to discuss the following matters:

- a) Discuss Status Report and advise from Attorney in Case No. B-88-145, Flores vs. Cameron County, United States District Court, Southern District, Brownsville Division, pursuant to the Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(A);
- b) Discuss Dakota Avenue South, Parcels 42, 46, 55, and 56, pursuant to the Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- c) Discuss settlement offer, Briones vs. Cameron County, Case No. B-93-154, United States District Court, pursuant to the Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (1)(B).

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

Court reconvened in Regular Session at 2:12 P.M.

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(17) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Action regarding discussion of Status Report and advise from Attorney in Case No. B-88-145, Flores vs. Cameron County, United States District Court, Southern District, Brownsville Division.
- b) Action regarding discussion on Dakota Avenue South, Parcels 42, 46, 55, and 56.

Judge Pro-tem Cascos reported that the Court received a Status Report regarding Case No. B-88-145, Flores vs. Cameron County, and regarding the Dakota Avenue South, and it was consensus of the Court as determined by polling, to direct County Engineer to negotiate along the terms and conditions as agreed to in Executive Session and that said Status Reports be acknowledged.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, the Status Report on Dakota Avenue South, Parcels 42, 46, 55, and 56 and the Status Report on Case No. B-88-145, Flores vs. Cameron County, United States District Court, Southern District, Brownsville Division were acknowledged.

- c) In the matter regarding discussion of settlement offer Briones vs. Cameron County, Case No. B-93-154, United States District Court. (NO ACTION TAKEN)

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**, 1994.

ANTONIO O. GARZA, JR.
COUNTY JUDGE

ATTEST:

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