

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 26th day of **JULY, 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:
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

COMMISSIONER, PRECINCT NO. 4

INELDA T. GARCIA, DEPUTY
COUNTY CLERK

ABSENT:

NATIVIDAD VALENCIA

----- 0 -----

The meeting was called to order by Judge Antonio O. Garza Jr. He then asked Alice Gonzalez, Co-Prima, 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 July 22, 1994, at 2:31 P. M.:

(1) APPROVAL OF COUNTY CLAIMS

Commissioner Matz moved that the County Claims be approved as recommended by the County Auditor.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

----- 0 -----

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

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the Fiscal Year 1994 Budget Amendment No. 94-30 and the Salary Schedules for the Road and Bridge Precinct No. 4 Department, Fund No. 15-620; the Financial Disruption Task Force Department, Fund No. 22-474; and the District Attorney's Office, Fund No. 90-475 were approved.

The Budget Amendment and Salary Schedules are as follow:

- (3) **IN THE MATTER OF THE MINUTES' OF JULY 12 AND JULY 19, 1994 (TABLED)**
- (6) **IN THE MATTER OF CONSTRUCTION CHANGE ORDER NO. 3 FOR THE SOUTH DAKOTA STREET AND DRAINAGE IMPROVEMENT PROJECT (TABLED)**
- (7) **IN THE MATTER TO AMEND PARK SYSTEM CONCESSIONAIRE LEASES (A-Q) TO PROVIDE FOR A VOLUNTARY QUARTERLY PAYMENT TO THE TOWN OF SOUTH PADRE ISLAND THROUGH CAMERON COUNTY, FOR ADVERTISING AND PROMOTIONAL SERVICES (TABLED)**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Matz and carried unanimously, these Items were TABLED for one (1) week.

- 0 -----
- (4) **AUTHORIZATION FROM THE CAMERON PARK COMMUNITY CENTER STEERING COMMITTEE REGARDING THE HIRING OF A DIRECTOR FOR THE CENTER**

Judge Garza noted that the Court would probably defer the request on this matter for the Regular Budget Process, or alternatively; that perhaps the position requested could be funded through the Administrative Fees on a pending "Demonstration Project" Grant.

Mr. Rolando Martinez, Health Administrator, explained that the purpose of the Community Center was to provide services by different Providers to the Community. He indicated that the Center had a Director serving at no cost to the County, but because of other demands the person resigned effective June, 1994.

Mr. Martinez stated that a Steering Committee representing different Providers decided to approach the Court with the request for the County to provide a Coordinator for the Community Center. He added that the Health Department provided service to approximately 350 persons per month through the Women Infant and Children (WIC) Program and averaged 150 immunizations per month.

The following individuals appeared before the Court to express their concerns and the need for a Center Coordinator:

- a) Ms. Kattie Kowourski, Texas A & M University; and
- b) Mr. John Kostovich, Brownsville Literacy Center.

Commissioner Cascos questioned what was being done during the interim and Mr. Martinez responded that some of the Agencies had designated days for services and Ms. Gloria Moreno, resident, had been serving on a "volunteer basis".

Ms. Rosemary Martinez, Budget Officer, suggested that the matter be considered during the Budget Process, and added that it had been her understanding that the facility would be staffed by volunteers. She indicated that the County provided a custodial position in the Budget and added that the cost of maintenance had been higher than

anticipated.

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the request from the Cameron Park Community Center Steering Committee, regarding the hiring of a Director for the Center, was acknowledged.

----- 0 -----

(5)

**PRESENTATION BY THE UNITED STATES
DEPARTMENT OF AGRICULTURE (U.S.D.A.)
ANIMAL DAMAGE CONTROL PROGRAM AND
UPDATE OF PREVIOUS WORK AND FUTURE
PROJECTS**

Mr. Rick Shramek, United States Department of Agriculture, (U.S.D.A.) District Advisor for the Animal Control Program, briefly explained the work undertaken in the past year in Cameron County through the existing Cooperative Agreement.

At this time, Mr. David Treviño, United States Department of Agriculture (U.S.D.A.) County Trapper, reviewed the Status Report and Damage Summary for the past year.

Commissioner Matz moved that the Presentation by the United States Department of Agriculture (U.S.D.A.) Animal Damage Control Program be acknowledged.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Report is as follows:

(8) **PRESENTATION AND ACKNOWLEDGEMENT OF
THE RIO GRANDE VALLEY RURAL
EMPOWERMENT ZONE APPLICATION**

Commissioner Matz highlighted the Memorandum dated July 22, 1994, which accompanied the Rural Empowerment Zone Application. He indicated that there were eighty-eight (88) Empowerment Zone Applications submitted and that a decision would probably be made late September or October, 1994.

Commissioner Matz indicated that the County's application consisted of five (5) Volumes and would be kept "permanently" in the Program Development and Management Department.

Commissioner Cascos moved that the Presentation of the Rio Grande Valley Rural Empowerment Zone Application be acknowledged.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Application and Memorandum are as follow:

(9) **AUTHORIZATION TO APPROVE
COMPENSATION FOR THE CAMERON COUNTY
DRAINAGE DISTRICT NO. 1 COMMISSIONERS**

Ms. Rosemary Martinez, Budget Officer, explained that the Court was authorized to establish the compensation for the Drainage District No. 1 Commissioners, in the amount of \$250.00 per month, said compensation allocated from the Drainage District No. 1 Budget.

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the compensation for the Cameron County Drainage District No. 1 Commissioners, was authorized in the amount of \$250.00 per month said allocations to be appropriated from the Drainage District No. 1 Funds.

----- 0 -----

"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 Cascos and carried unanimously, the "Consent" Agenda Items were approved as follow, with the exception of Item No. 11:

(10) ACTION EXTENDING THE EXPIRATION DATE OF THE COUNTY'S FARMER'S HOME ADMINISTRATION (FmHA) SECTION 306C PROFESSIONAL SERVICES AGREEMENT WITH JOSEPHINA GARZA FROM JULY 29, 1994, TO AUGUST 11, 1994

(12) AUTHORIZATION FOR COUNTY JUDGE TO EXECUTE TEXAS COMMUNITY DEVELOPMENT PROGRAM (TCDP) CONTRACT NO. 703119 FOR IMPROVEMENTS TO RABB ROAD

The Contract follows:

(13) AUTHORIZATION TO ADVERTISE FOR BIDS FOR THE CONSTRUCTION OF SANITARY SEWER FACILITIES FOR LAS PALMAS SECTION NO. 1, NO. 2, NO. 3, AND NO. 4

(14) PRELIMINARY AND FINAL APPROVAL

a) Precinct No. 1:

Guerra Subdivision - a replat being 5.00 acres, comprised of the East one-half (1/2) of Block No. 106, El Jardin Subdivision.

(15) PRELIMINARY APPROVAL

a) Precinct No. 4:

North 30 Subdivision - being a subdivision of the South 30 acres of Block No. 25, Briggs and Coleman Subdivision.

(16) AUTHORIZATION TO AWARD ANNUAL BIDS FOR COPIER TONER/DEVELOPER

MONROE, Brownsville, Texas

A) Monroe 922T	\$ 12.50
B) Monroe 922D	\$ 15.10
C) Monroe 945T	\$ 24.75
D) Monroe 945D	\$ 24.75

COPY DATA, Brownsville, Texas

E) Savin 7250T	\$ 20.67
F) Savin 7250D	\$ 28.19
G) Savin 7150T	\$ 18.14
H) Savin 7150D	\$119.14

TEXAS COPY, McAllen, Texas

I) Canon 1215T	\$ 15.73
J) Canon 1020T	\$ 21.95
K) Canon 1520T	\$ 15.74
L) Canon 2014T	\$ 14.99
M) Canon 2020T	\$ 15.74
N) Canon 3050T	\$ 32.30
O) Canon 3526T	\$ 28.50
P) Canon 6650T	\$ 57.00
Q) Canon 7550T	\$ 57.00
R) Canon 4050T	\$ 49.00
S) Selex 1455T	\$ 63.00

(17) AUTHORIZATION TO OPEN ANNUAL BIDS FOR TYPEWRITER MAINTENANCE AND BIDS FOR PICK-UP TRUCKS FOR VARIOUS DEPARTMENTS

The Bids opened and received follow:

(18) AUTHORIZATION TO HOLD CAMERON COUNTY AUCTION ON SEPTEMBER 3, 1994

(19) AUTHORIZATION TO TRAVEL AND/OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO AVAILABLE FUNDS IN THEIR BUDGETS:

a)Commissioner Cascos and County Engineer to attend a "Traffic Planning Meeting" in Corpus Christi, Texas, on July 13, 1994, and "I-69 Steering Committee" in Houston, Texas, on July 22, 1994;

b)One (1) County Engineer employee to attend a "Land Development Course" in Houston, Texas, on August 15-18, 1994;

c)Chief Juvenile Probation Officer to attend the "Legislative Board Meeting" in Austin, Texas, on August 20-24, 1994;

d)County Auditor to attend the "1994 County Investment Officers Training Class" which consists of six (6) Sessions in Austin and Houston, Texas;

e)Commissioners Precinct No. 2, No. 3, County Engineer, County Judge and other members of the Commissioners' Court, to attend the "169 Texas Association Meeting" in Houston, Texas, on August/September, 1994; and

f)Community Development (CD) Project Coordinator to meet with Texas Department of Housing and Community Affairs (TDHCA) Staff in Austin, Texas, on July 25-26, 1994.

----- 0 -----

ITEM NO. 12

**AUTHORIZATION FOR COUNTY JUDGE TO EXECUTE TEXAS COMMUNITY
DEVELOPMENT PROGRAM CONTRACT NO. 703119 FOR IMPROVEMENTS
TO RABB ROAD**

The Contract follows:

ITEM NO. 17

**AUTHORIZATION TO OPEN ANNUAL BIDS FOR TYPEWRITER
MAINTENANCE AND BIDS FOR PICK-UP TRUCKS FOR VARIOUS
DEPARTMENTS**

The Bids opened and received follow:

(11) IN THE MATTER OF AUTHORIZATION FOR PROGRAM DEVELOPMENT AND MANAGEMENT DEPARTMENT TO REQUEST PROPOSALS FOR PROFESSIONAL SERVICES FOR THE PLATTING OF THE LEAL NO. 2 AND SUNNY SKIES COLONIAS, PURSUANT TO A TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS PLANNING CAPACITY GRANT (TABLED)

At this time, Mr. Frank Bejarano, Program Development and Management Director, explained that the funds needed to be obligated by September 21, 1994; that being that a Consultant should be retained. He indicated that some concerns were expressed because the developer that created the illegal subdivision was still the "Owner of Record", and he cautioned the Court that the improvements should benefit the residents and not subsidize the developer.

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, this Item was TABLED for two (2) weeks.

----- 0 -----

(20) EXECUTIVE SESSION

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

- a) To discuss potential litigation concerning Hamer Enterprises' "Easy Tax" Property Tax Collection Software;
- b) To discuss potential lease/development of future park(s) and leasing of property in Isla Blanca Park, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- c) To discuss employment evaluation of the Civil Division of the County Attorney's Office, pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.074.

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum and carried unanimously, the Court reconvened in Regular Session at 3:05 P.M.

----- 0 -----

(21) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Action regarding discussion on potential litigation concerning Hamer Enterprises' "Easy Tax" Property Tax Collection;
- b) Action regarding discussion on potential lease/development of future park(s) and leasing of property in Isla Blanca Park; and
- c) Discussion of employment evaluation of the Civil Division of the County Attorney's Office.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that action should proceed along the terms and conditions as outlined in Executive Session.

Upon motion by Commissioner Matz, seconded by Commissioner Rosenbaum, and carried unanimously, action was authorized to proceed, along the terms and conditions as outlined in Executive Session regarding the matters of the: a) potential litigation concerning Hamer Enterprises' "Easy Tax" Property Tax Collection Software; b) potential lease/development of future park(s) and leasing of property in Isla Blanca Park; and c) employment evaluation of the Civil Division of the County Attorney's Office.

----- 0 -----

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**.

----- 0 -----

APPROVED this **9th** day of **AUGUST**, 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