

THE STATE OF TEXAS

COUNTY OF CAMERON

BE IT REMEMBERED on the 28th day of JANUARY, 1997, there was conducted a REGULAR Public Meeting 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:

5:05 P. M.

PRESENT:

GILBERTO HINOJOSA
COUNTY JUDGE

COMMISSIONER, PRECINCT NO. 1

CARLOS H. CASCOS, C.P.A.
COMMISSIONER, PRECINCT NO. 2

COMMISSIONER, PRECINCT NO. 3

HECTOR PEÑA
COMMISSIONER, PRECINCT NO. 4

Hilda V. Treviño Deputy
COUNTY CLERK

ABSENT:

PEDRO "PETE" BENAVIDES
JAMES R. MATZ

The meeting was called to order by Judge Gilberto Hinojosa. He then asked Mr. Bob Clark, Brownsville resident, for the invocation and Commissioner Cascos to lead the Court and the audience in reciting the Pledge of Allegiance.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on January 24, 1997, at 9:33 A.M.:

At this time, Judge Hinojosa reported that a Deputy Constable would patrol the Courthouse Parking Lot during the Commissioners= Court Meetings, due to the vandalism of vehicles and added that lighting would be installed in the parking areas of the Courthouse by the Public Utilities Board.



(1) APPROVAL OF COUNTY CLAIMS

At this time, Mr. Mark Yates, County Auditor, presented the Budget Time Table for the Fiscal Year 1998 and requested input from the Court regarding the Five (5) Year Capital Improvement Projects.

There was some discussion regarding the Law Enforcement Satellite Stations throughout the County, the Consolidation of the County Clerk, the Tax Assessor-Collector and the Justice of the Peace Offices and Judge Hinojosa suggested that Request for Proposals be advertised for Architectural Services to design the same set of plans for each Satellite Station in the County.

Mr. Omar Lucio, Cameron County Sheriff, stated that several entities within the County had offered office space, buildings and telephone service for temporary Satellite Stations, at no cost to the County, and added that the Brownsville Independent School District offered the Vela Middle School Gymnasium for the Deputy Sheriffs.

Mr. Yates reported that the Construction Manager position had been advertised and recommended that said individual should examine locations and a prototype building for the Satellite Station Project; noting that the Project could be performed in-house.

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the County Claims were approved as presented by the County Auditor.

The Budget Officer-s Comments Report, the List and the Table are as follow:

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

Commissioner Peña moved that the Fiscal Year 1997 Budget Amendment No. 97-10 and the Salary Schedule for the County Jail/Detention Centers, Fund No. 10-512, be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Budget Amendment and Salary Schedule are as follow:

(3) APPROVAL OF THE MINUTES OF JANUARY 21, 1997

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Minutes of the Regular Meeting held January 21, 1997, at 5:05 P.M., were approved.

(4) AUTHORIZATION TO SEEK BIDS CONCERNING THE DEPOSITORY CONTRACT FOR THE MANAGING BANK AND ANY PARTICIPATING BANK

Commissioner Peña moved that the Bids concerning the Depository Contract for the Managing Bank and any participating Bank be obtained and that the following individuals be appointed to the Committee to evaluate the Proposals:

- Mr. Eddie A. Gonzalez, County Treasurer, Chairman,
- Mr. Mark Yates, County Auditor,
- Mr. Doug Wright, Cameron County Counsel, and
- Commissioner Cascos, Precinct No. 2.

The motion was seconded by Commissioner Cascos and carried as follows:

AYE: Commissioners Cascos and Peña

NAY: None

ABSTAINED: Judge Hinojosa.

(5) APPROVAL TO REVISE AND UPDATE ANY AND ALL SIGNATURE CARDS, WHERE APPLICABLE, UNDER THE SUPERVISION OF MR. OMAR LUCIO, CAMERON COUNTY SHERIFF, WITH THE INTERNATIONAL BANK OF COMMERCE

Commissioner Peña moved that the Signature Cards be revised and updated, where applicable, under the supervision of Mr. Omar Lucio, Cameron County Sheriff, with the International Bank of Commerce.

The motion was seconded by Commissioner Cascos and carried as follows:

AYE: Commissioners Cascos and Peña

NAY: None

ABSTAINED: Judge Hinojosa.

The Resolution is as follows:

(6) AUTHORIZATION TO ENTER INTO CONTRACT NEGOTIATIONS WITH DANNEBAUM ENGINEERING AND TRAFFIC ENGINEERING, INCORPORATED, AS THE CONSULTING FIRMS FOR PROJECT ROADMAP

Commissioner Cascos moved that the Contract Negotiations be entered into with Dannebaum Engineering and Traffic Engineering, Incorporated, as the Consulting Firms for Project Roadmap.

The motion was seconded by Commissioner Peña and carried unanimously.

(7) ACCEPTANCE OF THE QUOTATION FROM LEAL CONSTRUCTION, INCORPORATED, IN THE AMOUNT OF \$6,532.00, FOR SITE PAVING AND ACCESS TO THE PROPOSED CAMERON PARK RECYCLING CENTER

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Quotation from Leal Construction, Incorporated, in the amount of \$6,532.00, was accepted for site paving and access to the proposed Cameron Park Recycling Center.

(8) ACCEPTANCE OF THE QUOTATION FROM HURRICANE FENCE COMPANY, IN THE AMOUNT OF \$2,800.00, FOR THE INSTALLATION OF A FENCE AROUND THE SITE OF THE PROPOSED CAMERON PARK RECYCLING CENTER

Commissioner Cascos moved that the Quotation from Hurricane Fence Company, in the amount of \$2,800.00, be accepted for the installation of a fence around the site of the proposed Cameron Park Recycling Center.

The motion was seconded by Commissioner Peña and carried unanimously.

(9) AUTHORIZATION FOR THE PROGRAM DEVELOPMENT AND MANAGEMENT DEPARTMENT TO SUBMIT A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS, UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM AND AUTHORIZATION FOR THE COUNTY JUDGE TO EXECUTE THE RELATED APPLICATION DOCUMENTS

Upon motion by Commissioner Peña, seconded by Commissioner Cascos and carried unanimously, the Program Development and Management Department was authorized to submit a Grant Application to the Texas Department of Housing and Community Affairs, under the Home Investment Partnerships Program, and the County Judge was authorized to execute the related Application Documents.

[REDACTED]

(10) APPROVAL OF THE CONTRACT WITH HARLINGEN PAPER RECYCLING TO PROVIDE MANAGEMENT SERVICES AT THE CAMERON PARK RECYCLING CENTER AND AUTHORIZATION FOR THE COUNTY JUDGE TO EXECUTE SAID CONTRACT

Commissioner Cascos moved that the Contract with Harlingen Paper Recycling be approved, to provide Management Services at the Cameron Park Recycling Center and that the County Judge be authorized to execute said Contract, subject to Legal review.

The motion was seconded by Commissioner Peña and carried unanimously.

The Contract is as follows:

**(11) APPROVAL TO MODIFY THE RESOLUTION
AUTHORIZING THE SUBMISSION OF A
CONTINUATION APPLICATION TO THE
GOVERNOR-S OFFICE CRIMINAL JUSTICE
DIVISION FOR THE CAMERON COUNTY DRUG
ENFORCEMENT TASK FORCE**

Upon motion by Commissioner Peña, seconded by Commissioner Cascos and carried unanimously, the Modification of the Resolution authorizing the submission of a Continuation Application to the Governor-s Office Criminal Justice Division for the Cameron County Drug Enforcement Task Force was approved.

The Resolution is as follows:

(12) AUTHORIZATION TO PURCHASE TWO (2) OVERHEAD LIGHTS AND ONE (1) CONSOLE FOR RADIO UNITS FOR CONSTABLE PRECINCT NO. 2

Commissioner Cascos moved that two (2) overhead lights and one (1) console be purchased for the radio units for Constable Precinct No. 2.

The motion was seconded by Commissioner Peña and carried unanimously.

(13) ACKNOWLEDGMENT OF THE 1996 PARK RANGER ACTIVITY SUMMARY

Upon motion by Commissioner Peña, seconded by Commissioner Cascos and carried unanimously, the 1996 Park Ranger Activity Summary was acknowledged.

The Report is as follows:

CONSENT AGENDA ITEM

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

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the

AConsent® Agenda Items were approved as follow:

(14) APPROVAL OF TRAVEL AND/OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO FUNDS IN THEIR BUDGET:

- a) County Court at No. 1 Judge to attend the ATexas College of Probate Judges Regional Workshop® in San Antonio, Texas, on March 5-7, 1997;
- b) Community Development Project Coordinator to attend the AColonia Self-Help Center Workshop® in Austin, Texas, on February 2-4, 1997;
- c) Environmental Health Division Chief Sanitarian to attend the AOn-site Sewage Facilities (OSSF) Certification Program® in Austin, Texas, on January 21-22, 1997;
- d) Four (4) Health Department/Environmental Health Division employees to attend the A1997 Texas Mosquito Control Association Workshop® in Weslaco, Texas, on February 26-27, 1997;
- e) Assistant Veterans= Service Officer to attend the AInitial Training Session® in Waco, Texas, on February 24-28, 1997;
- f) Two (2) Park Rangers to attend a AMandated Training at the Lower Rio Grande Valley Development Center® in Raymondville, Texas, on February 4-5, 1997, and February 18-20, 1997;
- g) Two (2) Park Rangers to attend a AMandated Training at the Lower Rio Grande Valley Development Center® on January 16-17, 1997, and January 21-22, 1997;
- h) Sheriff=s Department Floor Sergeant to attend the ATexas Commission of Law Enforcement Office Standard and Education (TCLEOSE) Jail=s Instructor Course® in Raymondville, Texas, on February 10-14, 1997; and
- I) Parks System Director to attend the ATexas Recreation and Parks System (T.R.A.P.S.) Legislative Matters® in Woodland, Texas, on January 31, 1997.



(15) PRELIMINARY AND FINAL APPROVAL

a) Precinct No. 2

Lisa Vasquez Subdivision - being a 5.734 acre tract of land, more or less, in Block No. 20, of the El Jardin Heights Subdivision, in Share No. 19, of the Espiritu Santo Grant.

[REDACTED]

(16) AUTHORIZATION TO OPEN BIDS/REQUEST FOR PROPOSALS

a) REQUEST FOR PROPOSAL NO. 970101 - ENGINEERING SERVICES FOR THE DEVELOPMENT AND CONTRACTING RENOVATION PLANS FOR THE SANTA MARIA, SANTA ROSA AND EL RANCHITO PARKS

b) REQUEST FOR PROPOSAL NO. 970102 - ENGINEERING SERVICES FOR THE DEVELOPMENT OF THE PLANS FOR THE RENOVATION, CONSTRUCTION AND DEMOLITION OF VARIOUS FACILITIES IN ISLA BLANCA PARK

The Request for Proposals follow:

(16) AUTHORIZATION TO OPEN BIDS/REQUEST OF PROPOSALS

a) REQUEST FOR PROPOSAL NO. 970101 - ENGINEERING SERVICES FOR THE DEVELOPMENT AND CONTRACTING RENOVATION PLANS FOR THE SANTA MARIA, SANTA ROSA AND EL RANCHITO PARKS

The Request for Proposal is as follows:

(16) AUTHORIZATION TO OPEN BIDS/REQUEST FOR PROPOSALS

b) REQUEST FOR PROPOSAL NO. 970102 - ENGINEERING SERVICES FOR THE DEVELOPMENT OF PLANS FOR THE RENOVATION, CONSTRUCTION AND DEMOLITION OF VARIOUS FACILITIES IN ISLA BLANCA PARK

The Request for Proposal is as follows:

(17) EXECUTIVE SESSION

Upon motion by Commissioner Peña, seconded by Commissioner Cascos and carried unanimously, the Court met in Executive Session at 5:30 P.M. to discuss the following matters:

- a) Confer with County Counsel concerning the potential litigation regarding the Dancy Building; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(1)(A&B);
- b) In the matter of conferring with County Counsel concerning the Personnel of the County Clerk-s Office, involving the matter in which the duty of the Attorney to the Governmental Body, under the Texas Disciplinary Rules of the professional conduct of the State Board of Texas, clearly conflicts with the Open Meetings Act, and possible litigation; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (A) & (2); **(TABLED)**
- c) Confer with County Counsel pertaining to the Cameron County Trustee Property, known as Abstract No. 260 - Tides Corporation, Lot Nos. 5 & 6, Block No. 4, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- d) Confer with County Counsel pertaining to Cameron County Trustee Property, known as Abstract No. 260 - Waugh - 2, submerged land, Lot No. 1, Block No. 1, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- e) Confer with County Counsel pertaining to Cameron County Property, known as the Old Precinct No. 3 Maintenance Barn, located in Los Fresnos, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- f) Confer with County Counsel pertaining to Cameron County Trustee Property, known as Port Isabel-Unsubdivided Point, Part No. 1, Tract D, 4.41 acres, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- g) Confer with County Counsel pertaining to various prospective properties to be donated to Cameron County; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2); and
- h) Confer with County Counsel pertaining to Cameron County Trustee Property, known as Abstract No. 2, Unsubdivided Share No. 1, Tract D, 14.5 acres, Olmito, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2).

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Court reconvened in Regular Session at 6:15 P.M.



(18) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Confer with County Counsel concerning the potential litigation regarding the Dancy Building.

Judge Hinojosa recommended that the Status Report by County Counsel be acknowledged regarding said matter.

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Status Report by County Counsel was acknowledged regarding the potential litigation regarding the Dancy Building.

- b) In the matter of conferring with County Counsel concerning the Personnel of the County Clerk-s Office, involving the matter in which the duty of the Attorney to the Governmental Body under the Texas Disciplinary Rules of Professional Conduct of the State Board of Texas, clearly conflicts with the Open Meetings Act, and possible litigation. **(TABLED)**

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, this Item was **TABLED**.

- c) Confer with County Counsel pertaining to the Cameron County Trustee Property, known as Abstract No. 260 - Tides Corporation, Lot Nos. 5 and 6, Block No. 4, Cameron County, Texas;
- d) Confer with County Counsel pertaining to Cameron County Trustee Property, known as Abstract No. 260 - Waugh - 2, submerged land, Lot No. 1, Block No. 1, Cameron County, Texas;
- e) Confer with County Counsel pertaining to Cameron County Property, known as the Old Precinct No. 3 Maintenance Barn, located in Los Fresnos, Cameron County, Texas;
- f) Confer with County Counsel pertaining to the Cameron County Trustee Property, known as the Port Isabel-unsubdivided Point, Part No.1, Tract D, 4.41 acres, Cameron County, Texas;
- g) Confer with County Counsel pertaining to various prospective properties to be donated to Cameron County; and
- h) Confer with County Counsel pertaining to the Cameron County Trustee Property, known as Abstract No. 2, Unsubdivided Share No. 1, Tract D, 14.5 acres, Olmito, Cameron County, Texas.

Judge Hinojosa recommended that the Status Report by the Property Management Coordinator be acknowledged regarding said matters.

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Status Report by the Property Management Coordinator was acknowledged regarding the following Properties:

Cameron County Trustee Property, known as Abstract No. 260 - Tides Corporation, Lot Nos. 5 and 6, Block No. 4, Cameron County, Texas;

Cameron County Trustee Property, known as Abstract No. 260 - Waugh - 2, submerged land, Lot No.

1, Block No. 1, Cameron County, Texas;

Cameron County Property, known as the Old Precinct No. 3 Maintenance Barn, located in Los Fresnos, Cameron County, Texas;

Cameron County Trustee Property, known as the Port Isabel-Unsubdivided Point, Part No.1, Tract D, 4.41 acres, Cameron County, Texas;

Various prospective properties to be donated to Cameron County; and

Cameron County Trustee Property, known as Abstract No. 2, Unsubdivided Share No. 1, Tract D, 14.5 acres, Olmito, Cameron County, Texas.

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

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APPROVED this 4th day of **February, 1997**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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