

THE STATE OF TEXAS

COUNTY OF CAMERON

BE IT REMEMBERED on the 11th day of FEBRUARY, 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:

4:00 P. M.

PRESENT:

GILBERTO HINOJOSA
COUNTY JUDGE

PEDRO "PETE" BENAVIDES
COMMISSIONER, PRECINCT NO. 1

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

JAMES R. MATZ
COMMISSIONER, PRECINCT NO. 3

HECTOR PEÑA
COMMISSIONER, PRECINCT NO. 4

Hilda V. Treviño Deputy
COUNTY CLERK

ABSENT:

The meeting was called to order by Judge Pro-tem Carlos H. Cascos.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk
on February 7, 1997, at 2:33 P.M.:

(1) **EXECUTIVE SESSION**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Court met in Executive Session at 4:15 P.M. to discuss the following matters:

- a) Discussion with County Counsel on the potential litigation with the County Attorney; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(A);
- b) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 3, Block No. 5, Garden Parks Subdivision, Brownsville, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- c) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 23, Block No. 15, Garden Parks Subdivision, Brownsville, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- d) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 10, Block No. 1, Garden Parks Subdivision, Brownsville, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- e) Deliberation regarding the Real Property pertaining to the possible sale of the Cameron County Trustee Property, known as Abstract No. 260 - Tides Corporation, Lots Nos. 5 and 6, Block No. 4; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- f) In the matter of the deliberation regarding the Real Property pertaining to Cameron County Trustee Property, known as Lot No. 8, Block No. 20, Garden Parks Subdivision, Brownsville, Cameron County, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; **(TABLED)**
- g) Deliberation regarding the Real Property pertaining to the possible land acquisition in La Feria, Texas, for County Offices; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- h) Deliberation regarding the Real Property pertaining to the possible lease of the 31 acre tract of County property located adjacent to the Free Trade Bridge in Los Indios, Texas, also known as 31.652 acres out of Tracts Nos. 1, 2, and 3 of the Landrum-Wood Partition; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- I) Deliberation regarding the Real Property pertaining to the possible land acquisition in Combes, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- j) In the matter of conferring with County Counsel regarding the possible termination of the Lease Contract for approximately eleven (11) acres located at the Free Trade Bridge at Los Indios, Texas, with the Rio Grande Valley Limestone Company; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; **(TABLED)**
- k) In the matter of the deliberation regarding the Real Property pertaining to approximately eleven (11) acres located at the Free Trade Bridge at Los Indios,

Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; **(TABLED)**

- l) In the matter of conferring with County Counsel pertaining to the Tax Account No. 06-8190-0810-0120-00, Stillman Extension Lot No. 12, Block No. 81A; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2); **(TABLED)**
- m) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Properties; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2);
- n) In the matter of conferring with County Counsel on the possible Lease Consolidation of the County Tax Office, the Justice of the Peace, the Constable and the Women-s, Infants, and Children (WIC), for a Long Term Lease in one central location in Port Isabel; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2); **(TABLED)**
- o) Deliberation regarding the Real Property pertaining to the Legal Title Interest of 35 Orange Street, Brownsville, Texas; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072;
- p) In the matter of conferring with County Counsel concerning the negotiations involving the Lease Agreement with Schlitterbahn Development; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2); and **(TABLED)**
- q) Confer with County Counsel concerning the possible litigation involving the Business Records Corporation (BRC); pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Court reconvened in Regular Session at 5:20 P.M.

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At this time, Judge Hinojosa asked Jail Chaplin Francisco Rosales, Brownsville, Texas, for the invocation and Commissioner Cascos to lead the Court and the audience in reciting the Pledge of Allegiance.

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(2) ACTION RELATIVE TO EXECUTIVE SESSION

- a) In the matter of the discussion with County Counsel on the potential litigation with the County Attorney. **(NOT DISCUSSED)**

Mr. Doug Wright, Cameron County Counsel, recommended that County Counsel should be directed to provide a letter of response to the County Attorney-s letter, noting that the Court decided not to discuss the issue.

Upon motion by Commissioner Peña, seconded by Commissioner Matz and carried unanimously, County Counsel was directed to provide a letter of response to the County Attorney-s letter, noting that the Court did not discuss the issue.

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**(6) ADOPTION OF A RESOLUTION HONORING
RETIRED CONSTABLE CARLOS Z. GRACIA**

At this time, Judge Hinojosa presented the Resolution honoring Constable Carlos Z. Gracia, Precinct No. 6, on the occasion of his retirement and expressed the Court's gratitude to Constable Gracia for his years of service to Cameron County.

Upon motion by Commissioner Peña, seconded by Commissioner Matz and carried unanimously, the Resolution honoring Constable Carlos Z. Gracia, on the occasion of his retirement, was adopted.

At this time, Constable Carlos Z. Gracia, Precinct No. 6, expressed his gratitude to the Court and citizens of Harlingen, Texas, and Cameron County.

(2) ACTION RELATIVE TO EXECUTIVE SESSION

- b) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 3, Block No. 5, Garden Parks Subdivision, Brownsville, Cameron County, Texas.

Commissioner Cascos recommended that the sale, in the amount of \$4,000.00, should be authorized regarding said matter.

Commissioner Cascos moved that the sale, in the amount of \$4,000.00, be approved regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 3, Block No. 5, Garden Parks Subdivision, Brownsville, Cameron County, Texas.

The motion was seconded by Commissioner Benavides and carried unanimously.

- c) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 23, Block No. 15, Garden Parks Subdivision, Brownsville, Cameron County, Texas.

Commissioner Cascos recommended that Mr. Joseph Ardito, Property Management Coordinator, should counter the offer that the County had been provided regarding said matter.

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, Mr. Joseph Ardito, Property Management Coordinator, was directed to counter the offer that had been provided to the County regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 23, Block No. 15, Garden Parks Subdivision, Brownsville, Cameron County, Texas.

- d) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 10, Block No. 1, Garden Parks Subdivision, Brownsville, Cameron County, Texas.

Commissioner Cascos recommended that the sale regarding said matter, in the amount of \$4,000.00, should be authorized.

Commissioner Cascos moved that the sale, in the amount of \$4,000.00, be approved regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 10, Block No. 1, Garden Parks Subdivision, Brownsville, Cameron County, Texas.

The motion was seconded by Commissioner Benavides and carried unanimously.

- e) Deliberation regarding the Real Property pertaining to the possible sale of the Cameron County Trustee Property, known as Abstract No. 260 - Tides Corporation, Lots Nos. 5 and 6, Block No. 4.

Mr. Doug Wright, Cameron County Counsel, recommended that the sale, in the amount of \$3,000.00, should be authorized regarding said matter.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the sale, in the amount of \$3,000.00, was approved regarding the Real Property pertaining to the Cameron County Trustee Property, known as Abstract No. 260 - Tides Corporation, Lots Nos. 5 and 6, Block No. 4.

- f) In the matter of the deliberation regarding the Real Property pertaining to the Cameron County Trustee Property, known as Lot No. 8, Block No. 20, Garden Parks Subdivision, Brownsville, Cameron County, Texas. **(TABLED)**

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

- g) Deliberation regarding the Real Property pertaining to the possible land acquisition in La Feria, Texas, for County Offices.

Mr. Doug Wright, Cameron County Counsel, recommended that the Property Management Coordinator should be authorized to continue the negotiations regarding said matter.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Property Management Coordinator was authorized to continue the negotiations concerning the Real Property pertaining to the possible land acquisition in La Feria, Texas, for County Offices.

- h) Deliberation regarding the Real Property pertaining to the possible lease of a thirty-one (31) acre tract of County Property located adjacent to the Free Trade Bridge in Los Indios, Texas, also known as 31.652 acres out of Tracts Nos. 1, 2 and 3, of the Landrum-Wood Partition.

Commissioner Cascos recommended that the Lease Agreement should be entered into with the property owner, subject to the Termination Provision.

Commissioner Cascos moved that the Lease Agreement be executed with the property owner, regarding the Real Property pertaining to the thirty-one (31) acre tract of County Property located adjacent to the Free Trade Bridge in Los Indios, Texas, also known as 31.652 acres out of Tracts Nos. 1, 2 and 3, of the Landrum-Wood Partition, subject to the Termination Provision.

The motion was seconded by Commissioner Benavides and carried unanimously.

- I) Deliberation regarding the Real Property pertaining to the possible land acquisition in Combes, Texas.

The County Attorney recommended that the continued negotiations should be authorized with the Small Business Administration (SBA) and the City of Combes.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the continued negotiations with SBA and the City of Combes were approved regarding the Real Property pertaining to the possible land acquisition in Combes, Texas.

- j) In the matter of conferring with County Counsel regarding the possible termination of the Lease Contract for approximately eleven (11) acres located at the Free Trade Bridge at Los Indios, Texas, with the Rio Grande Valley Limestone Company; and **(TABLED)**
- k) In the matter of the deliberation regarding the Real Property pertaining to approximately eleven (11) acres located at the Free Trade Bridge at Los Indios, Texas. **(TABLED)**

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

- l) In the matter of conferring with County Counsel pertaining to the Tax Account No. 06-8190-0810-0120-00, Stillman Extension Lot No. 12, Block No. 81A. **(TABLED)**

Commissioner Cascos recommended that the Status Report by County Counsel should be acknowledged, noting that the Property Owner and the Firm of Heard, Goggan and Blair should be notified that the Court was not prepared regarding said matter and the suggestion was made to Table the Item.

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

- m) Deliberation regarding the Real Property pertaining to the Cameron County Trustee Properties.

Judge Hinojosa recommended that the following individuals be appointed to the Committee regarding said matter:

Representative from the Appraisal District,

Mr. Joseph Ardito, Property Management Coordinator,
Representative from the Tax Assessor-Collector-s Office, and
Representative from the Firm of Heard, Goggan and Blair.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the following individuals were appointed to the Committee regarding the Real Property pertaining to the Cameron County Trustee Properties:

Representative from the Appraisal District,
Mr. Joseph Ardito, Property Management Coordinator,
Representative from the Tax Assessor-Collector-s Office, and
Representative from the Firm of Heard, Goggan and Blair.

- n) In the matter of conferring with County Counsel on the possible Lease Consolidation of the County Tax Office, the Justice of the Peace, the Constable and the Women-s, Infants, and Children (WIC), for a long terms lease in one central location in Port Isabel. **(TABLED)**

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

- o) Deliberation regarding the Real Property pertaining to the Legal Title Interest of 35 Orange Street, Brownsville, Texas.

Judge Hinojosa recommended that the possible sale of the building should be explored.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the exploration of the possible sale regarding the Real Property pertaining to the Legal Title Interest of 35 Orange Street, Brownsville, Texas, was approved.

- p) In the matter of conferring with County Counsel concerning the negotiations involving the Lease Agreement with Schlitterbahn Development. **(TABLED)**

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

- q) Confer with County Counsel concerning the possible litigation involving the Business Records Corporation (BRC).

Commissioner Cascos recommended that the Status Report by County Counsel should be acknowledged regarding said matter.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Status Report by County Counsel was acknowledged regarding the possible litigation involving the Business Records Corporation (BRC).

[REDACTED]

(3) APPROVAL OF COUNTY CLAIMS

At this time, Mr. Mark Yates, County Auditor, presented an additional late claim as to Anthem Health, Warrant No. 29210, in the amount of \$78,359.76, for approval.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the County Claims were approved as presented by the County Auditor, inclusive of the additional late claim as to Warrant No. 29210, in the amount of \$78,359.76.

The Budget Officer's Comments Report is as follows:

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

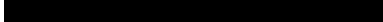
Commissioner Cascos moved that the Fiscal Year 1996 Budget Amendment No. 96-19 be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Budget Amendment is as follows:

(5) **APPROVAL OF THE MINUTES OF FEBRUARY 4, 1997**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Minutes of the Regular Meeting held February 4, 1997, at 5:05 P.M., were approved.



(7) **APPOINTMENT OF MS. NELDA LEYBA, AS THE COUNTY EXTENSION AGENT, FAMILY CONSUMER SCIENCE, EFFECTIVE FEBRUARY 10, 1997**

Commissioner Cascos moved that Ms. Nelda Leyba, Kingsville, Texas, be appointed as the County Extension Agent, Family Consumer Science, effective February 10, 1997.

The motion was seconded by Commissioner Peña and carried unanimously.

At this time, Mr. Terry Lockamy, County Extension Agent, introduced Ms. Nelda Leyba, Kingsville, Texas, to the Court, as the County Extension Agent, Family Consumer Science.



(8) **ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMISSION OF A CONTINUATION GRANT APPLICATION TO THE GOVERNOR'S OFFICE CRIMINAL JUSTICE DIVISION FOR THE JUVENILE PROBATION DEPARTMENT'S PURCHASE OF THE JUVENILE JUSTICE ALTERNATIVES PROGRAM**

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Resolution was adopted authorizing the submission of a Continuation Grant Application to the Governor's Office Criminal Justice Division, for the Juvenile Probation Department's purchase of the Juvenile Justice Alternatives Program.

At this time, Mr. Mark Yates, County Auditor, expressed concern regarding the period of the Grant, and Mr. Frank Bejarano, Program Development and Management Director, responded that a local match was not required, and added that the amount of the Grant would decrease by twenty percent (20%) each year, but would provide the same level of services.

The Resolution is as follows:

(9) AUTHORIZATION TO PAY CAMERON COUNTY'S SHARE OF MAINTENANCE COSTS FOR EL MORILLO DRAIN FOR THE PERIOD OF JANUARY 1, 1995, TO DECEMBER 31, 1995, IN THE AMOUNT OF \$4,136.35, AND PROVIDE THE FUNDING SOURCE FOR THE PAYMENT

At this time, Commissioner Cascos questioned why the bill was being paid a year after the said period of time, and the County Auditor responded that the Mexican billing process was lengthy, and noted that the funds were budgeted in Fund No. 10-409.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Cameron County's Share of Maintenance Costs for El Morillo Drain was approved for payment for the period of January 1, 1995, to December 31, 1995, in the amount of \$4,136.36, said funding to be allocated from Fund No. 10-409.

(10) APPROVAL TO ACCEPT THE FEDERAL ALLOCATION OF FUNDS, IN THE AMOUNT OF \$21,792.00, FOR THE COUNTY'S PARTICIPATION IN THE STATE AND LOCAL ASSISTANCE-EMERGENCY MANAGEMENT PROGRAM (SLA-50) FOR FISCAL YEAR 1997, EFFECTIVE OCTOBER 1, 1996, THROUGH SEPTEMBER 30, 1997

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Federal allocation of funds, in the amount of \$21,792.00, were accepted for the County's participation in the State and Local Assistance-Emergency Management Program (SLA-50) for Fiscal Year 1997, effective October 1, 1996, through September 30, 1997.

(11) AUTHORIZATION FOR THE GOOD NEIGHBOR SETTLEMENT HOUSE MOTHER'S CLUB, TO PLACE BOOTH ON THE OSCAR DANCY PARK ALONG WITH ACCESS TO ELECTRICITY DURING THE CHARRO DAYS FESTIVITIES

At this time, Mr. Joe Galvan, Bridge System Director, recommended the approval of the license to utilize the facility and expressed his opposition regarding the access to the electricity due to the overload of electricity being utilized in the area, and the suggestion was made that the Organization should utilize generators.

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously the Good Neighbor Settlement House Mother's Club was authorized to place a booth on the Oscar Dancy Park, without access to the electricity during the Charro Days Festivities.

[REDACTED]

(12) **APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH ROBERT J. RUIZ, ARCHITECT, INCORPORATED, CONCERNING THE DANCY BUILDING RESTORATION**

At this time, there was some discussion regarding the AAs-built@ in the Optional Additional Services in the Agreement being a Requirement@ as opposed to an AOptional Item@, in order to determine the work performed when completed.

Mr. Doug Wright, County Attorney, stated that part of the negotiations were to provide County Personnel to perform the construction work on the interior walls of the building, noting that a penalty would have to be paid by the County if the work was not expedited.

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Professional Services Agreement with Robert J. Ruiz, Architect, Incorporated, concerning the Dancy Building Restoration was approved, subject to Legal review.

The Agreement is as follows:

**(13) APPROVAL OF CAMERON COUNTY-S \$60,000.00
SPONSOR PAYMENT TO THE TEXAS
DEPARTMENT OF TRANSPORTATION FOR
CERTAIN IMPROVEMENTS AT THE PORT
ISABEL CAMERON COUNTY AIRPORT**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, Cameron County-s sponsor payment, in the amount of \$60,000.00, to the Texas Department of Transportation was approved for certain improvements at the Port Isabel Cameron County Airport.

**(14) AUTHORIZATION TO EXECUTE THE
AGREEMENT BETWEEN CAMERON COUNTY
AND U.E.T.A. FOR THE COST SHARING OF THE
PAVING FOR THE GATEWAY BRIDGE
PARKING LOT**

Commissioner Cascos moved that the Agreement be executed between Cameron County and the U.E.T.A. for cost sharing of the paving for the Gateway Bridge Parking Lot.

The motion was seconded by Commissioner Peña and carried unanimously.

The Agreement is as follows:

(15) AUTHORIZATION TO AWARD THE CONTRACT, IN THE AMOUNT OF \$4,390.00, TO AMIGO PAVING AND CONSTRUCTION COMPANY FOR THE PAVING AND RESURFACING OF THE GATEWAY BRIDGE PARKING LOT

At this time, Mr. Joe Galvan, Bridge System Director, noted that the Liability Insurance and other required insurances were requested and were pending prior to awarding of the Contract.

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, the Contract, in the amount of \$4,390.00, was awarded to Amigo Paving and Construction Company, Brownsville, Texas, for the paving and resurfacing of the Gateway Bridge Parking Lot, subject to Legal review.



(16) AUTHORIZATION FOR THE COUNTY TAX ASSESSOR-COLLECTOR TO SUBMIT THE LETTER OF NO OBJECTION TO THE PROPOSED MODIFICATION OF THE PORT OF BROWNSVILLE'S FOREIGN TRADE ZONE

Commissioner Benavides moved that the County Tax Assessor-Collector be authorized to submit the Letter of No Objection to the proposed modification of the Port of Brownsville's Foreign Trade Zone, subject to Legal review.

The motion was seconded by Commissioner Cascos and carried unanimously.



(17) APPROVAL OF THE RECLASSIFICATION OF THE BUILDING OFFICIAL AND THE SALARY INCREASE

At this time, Judge Hinojosa recommended that the Salary Range should include the current salary to the salary increase, in order to have an option in Salary, for the replacement of the position.

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, the reclassification and the salary increase of the Building Official was approved, subject to the Salary Range including the current salary to the salary increase.



(18) AUTHORIZATION TO SOLICIT REQUEST FOR PROPOSALS FOR TWO (2) CONCESSIONAIRE-S, ONE (1) AT THE ISLA BLANCA PARK AND ONE (1) AT ANDY BOWIE PARK

Commissioner Matz moved that the Request for Proposals be solicited for two (2) Concessionaire-s, one at the Isla Blanca Park, and one (1) at Andy Bowie Park.

The motion was seconded by Commissioner Peña and carried unanimously.

[REDACTED]

(19) **APPROVAL ON THE PROPOSED PARKING USE OF ANDY BOWIE PARK ASAND FLATS® FOR SOUTH PADRE ISLAND CONVENTION CENTER-S MARCH 2, 1997 CONCERT**

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the proposed parking use of the Andy Bowie Park Asand flats® was approved for the South Padre Island Convention Center-s March 2, 1997 Concert, subject to Legal review.

[REDACTED]

(20) **IN THE MATTER OF THE CONTRACT FOR JANITORIAL/CUSTODIAL SERVICES AT THE LA FERIA BRANCH-TAX OFFICE BETWEEN IRMA C. FLORES AND CAMERON COUNTY (TABLED)**

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

[REDACTED]

(21) **IN THE MATTER APPROVAL OF THE RESERVE DEPUTY CONSTABLE FOR PRECINCT NO. 1 (TABLED)**

At this time, Mr. Mariano Ayala, Personnel/Safety Risk Director, presented the steps taken to evaluate and hire the Reserve Deputies by Constable Barberena and added that two (2) Proposed Reserve Deputies=documents were submitted and were in compliance.

Commissioner Peña moved that the Reserve Deputy Constables be approved for Precinct No. 1.

The motion was seconded by Commissioner Matz.

Mr. Doug Wright, Cameron County Counsel, stated that the Court should consider approving the Deputies based on the names given to the Court, and suggested that the names of the Reserve Deputies should be included on the Agenda Request.

Commissioner Cascos suggested the Item be Tabled until the complete information was submitted to the Personnel Office and the Commissioners= Court.

At this time, Constable Mike Barberena, Precinct No. 1, questioned the issue of obtaining the Bond before a Deputy was approved, and the County Attorney responded that the Bond Companies issued the Bonds contingent upon governmental approval.

There was some discussion regarding the ratio of three (3) Reserve Deputies per paid Deputy and whether the Policy would be changed from three (3) Reserve Deputies to eleven (11), that being the number of Reserve Deputies that Precinct No. 1 had for one (1) paid Deputy.

Judge Hinojosa stated that management, exposure and Workers=Compensation were the specific reasons for maintaining the ratio of three (3) Reserve Deputies to one (1) paid Deputy in the Policy, and added that there were currently numerous Law Enforcement entities in the area.

Commissioner Matz stated that each law enforcement entity in the area experienced different responsibilities and noted that the large community of Outdoor Resorts and Laguna Heights were in desperate need of Law Enforcement assistance.

Judge Hinojosa stated that the Policy should remain uniform, in order to avoid liabilities and the exposure of too many individuals armed with weapons.

Constable Barberena stated that Precinct No. 1 was not equipped with the appropriate materials needed, and that the support and funding was not given by the Court, in order to correctly perform the duties of the Constables, noting that Precinct No. 1 was not uniform compared to the other Precincts.

Commissioner Cascos moved that this Item be Tabled for one (1) week until the information needed was submitted.

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

AYE: Commissioners Benavides, Cascos and Judge Hinojosa

NAY: Commissioners Matz and Peña.

(22) AUTHORIZATION FOR THE CAMERON COUNTY JUVENILE PROBATION DEPARTMENT TO CONTRACT WITH PEGASUS, INCORPORATED, FOR RESIDENTIAL CHILD CARE SERVICES FOR JUVENILES

Commissioner Cascos moved that the Cameron County Juvenile Probation Department be authorized to Contract with Pegasus, Incorporated, for Residential Child Care Services for Juveniles.

The motion was seconded by Commissioner Peña and carried unanimously.

The Contract is as follows:

(23) AUTHORIZATION FOR THE CHIEF JUVENILE PROBATION OFFICER TO TRAVEL TO AUSTIN, TEXAS, FOR 1-2 DAYS PER WEEK AS NEEDED, DURING THE LEGISLATIVE SESSION TO COORDINATE WITH STATE OFFICIALS (TJPC), THE TEXAS PROBATION ASSOCIATION LEGISLATIVE COMMITTEE, AND LEGISLATIVE OFFICIALS ON THE MATTER AFFECTING THE FUNDING FOR THE UNFUNDED MANDATES ENACTED BY THE 74TH LEGISLATURE

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Chief Juvenile Probation Officer was authorized to travel to Austin, Texas, for one - two (1-2) days per week as needed, during the Legislative Session to coordinate with State Officials (TJPC), the Texas Probation Association Legislative Committee and Legislative Officials on the matter affecting the funding for the unfunded mandates enacted by the 74th Legislature.

At this time, Judge Hinojosa emphasized the importance of the Chief Juvenile Probation Officer attending the Legislative Session, in order to target the issues of the Juvenile Justice Alternative Education Program, the Boot Camp Operations funding and the possible creation of a Juvenile Court.

(24) APPROVAL OF THE AGREEMENT FOR THE CONSTRUCTION AND OPERATION OF THE SECURE POST-ADJUDICATION JUVENILE FACILITY BY AND BETWEEN THE CAMERON COUNTY JUVENILE BOARD, CAMERON COUNTY AND THE TEXAS JUVENILE PROBATION COMMISSION

Commissioner Benavides moved that the Agreement be approved for the construction and operation of the Secure Post-Adjudication Juvenile Facility by and between the Cameron County Juvenile Board, Cameron County, and the Texas Juvenile Probation Commission.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Agreement is as follows:

(25) AUTHORIZATION TO NEGOTIATE THE CONTRACT FOR REQUEST FOR PROPOSAL NO. 97-01-01 FOR THE COMMUNITY PARKS REPAIRS AND RENOVATIONS AND APPOINT THE NEGOTIATING COMMITTEE

At this time, Mr. Kenneth Conway, Parks System Director, stated that the Committee recommended that the Contract be negotiated with Gomez-Garza Design, Brownsville, Texas, and that a Committee be appointed comprised of County Staff to negotiate the Contract.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Contract for the Request for Proposal No. 97-0-01 for the Community Parks Repairs and Renovations was negotiated with Gomez-Garza Design, Brownsville, Texas, and the following Negotiating Committee was appointed:

Mr. Kenneth Conway, Parks System Director,
Representative from the Civil Legal Division,
Representative from the Engineering Department, and
Mr. Michael Forbes, County Purchasing Agent.



(26) AUTHORIZATION TO NEGOTIATE THE CONTRACT FOR REQUEST FOR PROPOSAL NO. 97-01-02 FOR ISLA BLANCA PARK REPAIRS AND RENOVATIONS AND APPOINT THE NEGOTIATING COMMITTEE

Commissioner Cascos moved that the Contract for Request for Proposal No. 97-01-02 for the Isla Blanca Park Repairs and Renovations be negotiated, and that the following individuals be appointed to the Negotiating Committee:

Mr. Kenneth Conway, Parks System Director,
Representative from the Civil Legal Division,
Representative from the Engineering Department, and
Mr. Michael Forbes, County Purchasing Agent.

The motion was seconded by Commissioner Benavides and carried unanimously.



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:

At this time, there was some discussion regarding the complete information being provided on the Agenda Request for the Travel Items and the suggestion was made that the Travel Agenda Requests should include the funding source and dollar amount as reference in the Agenda Request Policies and Procedures Manual.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the AConsent® Agenda Items were approved as follow:

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

- a) Health Administrator to serve as a Member of the Steering Committee for the Childrens= Health Transition Project in Austin, Texas, on February 24, 1997;
- b) Health Administrator to attend the ALocal Health Director Meeting® in San Antonio, Texas, on February 15, 1997;
- c) Health Department employee to attend a ATask Force Meeting® in San Antonio, Texas, on February 11, 1997;
- d) Health Department employee to attend the Aices Training® in Corpus Christi, Texas, on February 6-7, 1997;
- e) Parks System Director and six (6) Staff to attend the ATexas Recreation and Park Society Annual Conference® in Austin, Texas, on February 26-31, 1997;
- f) Two (2) Park Rangers to attend the ATexas Commission of Law Enforcement Office Standard and Education (TCLEOSE) Training at the Lower Rio Grande Valley Development Center® in Raymondville, Texas, on February 18-20, 1997;
- g) Property Tax Committee to attend the AState Bar of Texas Ad Valorem Tax Committee Meeting® in Austin, Texas, on February 26, 1997;
- h) Tactical Intelligence Agents to exchange two (2) leased vehicles from CAPPS in San Antonio, Texas, on January 28, 1997;
- I) Unified Narcotics Intelligence Task-Force Director to attend a AThreat Assessment Seminar® in San Diego, California, on February 24-26, 1997;
- j) District Clerk and three (3) Deputies to attend the A25th Annual County and District Clerks= Continuing Education Seminar® in College Station, Texas, on March 19-22, 1997;

- k) Program Development and Management Director and Community Development Coordinator to attend the A1997 Texas Community Development Program Application Workshop@ in Falfurrias, Texas, on February 12, 1997;
- l) County Marine Agent to attend the ATexas Agriculture Association Annual Meeting@ in Austin, Texas, on February 11-14, 1997;
- m) Juvenile Probation Training Officer to attend the ATraining for Trainers Workshop@ in Austin, Texas, on February 9-14, 1997;
- n) Chief Juvenile Probation Officer to testify before the House Appropriations Committee on Juvenile Issues in Austin, Texas, on February 2-3, 1997;
- o) Justice of the Peace Precinct No. 1 to attend the ATwenty Hour Justice of the Peace Seminar@ in San Antonio, Texas, on February 23-26, 1997;
- p) Two (2) Drug Enforcement Task Force Officers to pick up equipment for use in an operation in San Antonio, Texas, on February 14-18, 1997; and
- q) Acting Emergency Management Coordinator to attend the AState Emergency Management Conference@ in Austin, Texas, on February 19-21, 1997.



(28) AUTHORIZATION TO ADVERTISE FOR BIDS FOR SALE OF:

- a) **COLLECTORS - COINS - SHERIFF-S DEPARTMENT**
- b) **TELEPHONE SWITCH - DIMENSION 400 (USED)**

(29) AUTHORIZATION TO PURCHASE ONE (1) 2 TON PICK-UP TRUCK, SHORT BED FROM G.G.A.C. (HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENTS) FOR PRECINCT NO. 1

(30) FINAL APPROVAL

- a) **Precinct No. 4**

Tara Subdivision - being a 34.439 acre tract of land situated in and a part of Block No. 35, Stuart Place Subdivision.

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

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

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GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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