

**THE STATE OF TEXAS**

**COUNTY OF CAMERON**

**BE IT REMEMBERED** on the 3rd day of JUNE, 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:**  
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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 May 30, 1997, at 12:19 P.M.:

**(1) AUTHORIZATION TO OPEN BIDS AND/OR  
REQUEST FOR PROPOSALS**

- a) Quarterly Bids - Dietary Supplies - Miscellaneous No. 2050-3;
- b) Quarterly Bids - Food - Meats No. 2170-3;
- c) Quarterly Bids - Food - Spices No. 2210-3;
- d) Sale and removal of the Old Isla Blanca Park Office - South Padre Island; and (No Bids received)
- e) Sale and removal of the Cameron County Carpentry Warehouse.

**NOTE: JUDGE HINOJOSA JOINED THE MEETING.**

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, the Bids and/or Request for Proposals were opened.

**The Bids and/or Request for Proposals follow:**

**(1) AUTHORIZATION TO OPEN BIDS AND/OR REQUEST  
FOR PROPOSALS**

- a) QUARTERLY BIDS - DIETARY  
SUPPLIES - MISCELLANEOUS NO.  
2050-3**

**The Bids received and opened are as follow:**

**(1) AUTHORIZATION TO OPEN BIDS AND/OR REQUEST  
FOR PROPOSALS**

**b) QUARTERLY BIDS - FOOD - MEATS NO. 2170-3**

**The Bids received and opened are as follow:**

**(1) AUTHORIZATION TO OPEN BIDS AND/OR REQUEST  
FOR PROPOSALS**

**c) QUARTERLY BIDS - FOOD - SPICES NO. 2210-3**

**The Bids received and opened are as follow:**

**(1) AUTHORIZATION TO OPEN BIDS AND/OR REQUEST  
FOR PROPOSALS**

- e) SALE AND REMOVAL OF THE  
CAMERON COUNTY CARPENTRY  
WAREHOUSE**

**The Request for Proposals received and opened are as follow:**

**(2) EXECUTIVE SESSION**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Court met in Executive Session at 4:10 P.M. to discuss the following matters:

- a) Confer with County Counsel regarding the Professional Service Contract for the Rural Law Enforcement Satellite Offices; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071 (2);
- b) Deliberation regarding the Real Property concerning the Right-of-Way acquisition of Parcel No. 6, for 77/83 Extension; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- c) Deliberation regarding the Real Property known as Cameron County Trustee, Lot No. 7A and No. 7B, Block No. 4, Avondale Addition, City of Harlingen; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.

At this time, Judge Hinojosa 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.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Court reconvened in Regular Session at 5:10 P.M.



**(3) ACTION RELATIVE TO EXECUTIVE SESSION**

- a) Confer with County Counsel regarding the Professional Service Contract for the Rural Law Enforcement Satellite Offices.

Judge Hinojosa reported that the Contract should be negotiated with the Architect, along the terms and conditions as outlined in Executive Session regarding said matter.

Commissioner Cascos moved that the Professional Service Contract be negotiated with the Architect regarding the Rural Law Enforcement Satellite Offices, along the terms and conditions as outlined in Executive Session.

The motion was seconded by Commissioner Benavides and carried unanimously.

- b) Deliberation regarding the Real Property concerning the Right-of-Way acquisition of Parcel No. 6, for 77/83 Extension.

Judge Hinojosa reported that the Right-of-Way Department should be directed to make an offer, along the terms and conditions as outlined in Executive Session, regarding said matter.

Commissioner Benavides moved that the Right-of-Way Department be directed to make an offer regarding the Right-of-Way acquisition of Parcel No. 6, for 77/83 Extension, along the terms and conditions as outlined in Executive Session.

The motion was seconded by Commissioner Cascos and carried unanimously.

- c) Deliberation regarding the Real Property known as Cameron county Trustee, Lot No. 7A and No. 7B, Block No 4, Avondale Addition, City of Harlingen.

Judge Hinojosa reported that the foreclosure and sale of said property should be allowed, along the terms and condition as outlined in Executive Session.

Upon motion by Commissioner Peña, seconded by Commissioner Benavides and carried unanimously, the foreclosure and sale of the Real Property known as Cameron County Trustee, Lot No. 7A and No. 7B, Block No. 4, Avondale Addition, City of Harlingen, was authorized along the terms and conditions as outlined in Executive Session.

**(4) APPROVAL OF COUNTY CLAIMS**

At this time, Mr. Mark Yates, County Auditor, presented an additional late claim as to the County and District Clerks= Association, Warrant No. 36472, in the amount of \$880.00.

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 late claim as to Warrant No. 36472, in the amount of \$880.00.

**The Budget Officer=s Comments Report is as follows:**



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

Commissioner Cascos expressed concern regarding the Budget Amendment for the Vehicle Maintenance Position being currently allocated from the General Fund, as opposed to the Consolidated Road and Bridge Fund.

Mr. Mark Yates, County Auditor, stated that supervisory arrangements were being discussed, in order to place the position in the Engineering Department and added that the position was managed under the Fleet Maintenance Director, noting that the Budget and Management were allocated in two (2) different areas, which needed to be resolved.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the following Salary Schedules were approved:

Justice of the Peace Precinct No. 2-1 - Fund No. 10-454;

Vehicle Maintenance - Fund No. 10-420; and

Computer Center - Fund No. 10-408.

**The Salary Schedules are as follow:**

**(3) APPROVAL OF THE MINUTES OF MAY 6, 1997,  
AND MAY 12, 1997**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Minutes of the Regular Meeting held May 6, 1997, at 4:00 P.M., and the Regular Meeting held May 12, 1997, at 11:00 P.M., were approved, subject to the corrections on the Minutes of May 12, 1997, Item No. 33.

**(7) PRESENTATION AND ACKNOWLEDGMENT OF  
THE INTERIM REPORT ON THE INVESTMENTS  
OF THE COUNTY FUNDS THROUGH MARCH  
31, 1997**

At this time, Mr. Eddie A. Gonzalez, County Treasurer, highlighted the Interim Report on the Investments of the County Funds as referenced in the Interest Earned for the Fiscal Year 1996/1997.

Mr. Mark Yates, County Auditor, stated that the remaining part of the Toll Bridge funds transfer had been transferred to the General Fund, in order to increase the interest earned.

Mr. Gonzalez suggested that the slots be filled on the Investment Advisory Committee and stated that the Committee should consist of a Banker, an Investment Banker, a private citizen with business background, a member of the Court and the County Auditor's Office.

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Presentation of the Interim Report on the Investments of the County Funds through March 31, 1997, was acknowledged.

**The Report is as follows:**

**(8) ADOPTION OF A RESOLUTION  
ACKNOWLEDGING THE OPENING,  
ESTABLISHMENT, EXISTENCE AND THE  
SERVICE OF THE PORT ISABEL BRANCH TAX  
OFFICE LOCATED AT 313 QUEEN ISABELLA,  
PORT ISABEL, CAMERON COUNTY, TEXAS**

Commissioner Cascos moved that the Resolution acknowledging the opening, establishment, existence and the Service of the Port Isabel Branch Tax Office, located at 313 Queen Isabella, in Port Isabel, Cameron County, Texas, be adopted.

The motion was seconded by Commissioner Peña and carried unanimously.

**The Resolution is as follows:**

**(9) ADOPTION OF A RESOLUTION SUPPORTING  
THE DENTISTS WHO CARE, INCORPORATED,  
MOBILE DENTAL UNIT PROGRAM**

Upon motion by Commissioner Cascos, seconded by Commissioner Matz and carried unanimously, the Resolution supporting the Dentists Who Care, Incorporated, Mobile Dental Unit Program, was adopted.

**The Resolution is as follows:**

**(10) ADOPTION OF A RESOLUTION DECLARING CAMERON COUNTY'S INTENT TO FUND A THIRD COUNTY COURT AT LAW WITHIN THE FISCAL YEAR 1999 BUDGET, TO BECOME EFFECTIVE NOT BEFORE JANUARY 1, 1999**

Commissioner Cascos moved that the Resolution declaring Cameron County's intent to fund a third County Court at Law within the Fiscal Year 1999 Budget, to become effective not before January 1, 1999, be adopted.

The motion was seconded by Commissioner Matz and carried unanimously.

**The Resolution is as follows:**

(11) **IN THE MATTER OF THE ISSUANCE OF AN ORDER TO THE LAW FIRM OF HEARD, GOGGAN, BLAIR AND WILLIAMS TO CEASE FURTHER FILING OF DELINQUENT TAX LAWSUITS (TABLED)**

Judge Hinojosa moved that this Item be **TABLED**.

The motion was seconded by Commissioner Cascos.

At this time, Mr. Tony Yzaguirre, Tax Assessor-Collector, reported that fifty (51) businesses had been closed, due to the law suites filed by the Firm of Heard, Goggan, Blair and Williams and noted that the required backup documentation had not been submitted to the County, which was part of the Contract. He stated that the Firm of Calame, Linebarger, Graham and Peña confirmed that they submitted reports and documentation regarding each law suit filed as required by the terms of the Contract.

Judge Hinojosa stated that he had received assurances that there would be no additional law suits filed and stated that he had accepted the verbal assurances, noting that the District Clerk would follow up on said issue.

Upon motion duly made by Judge Hinojosa, seconded by Commissioner Cascos and carried unanimously, this Item was **TABLED**.

(12) **AUTHORIZATION TO RENEW THE LEASE AGREEMENT FOR AN ADDITIONAL ONE YEAR CONTRACT WITH OAK CREST MANAGEMENT, DOING AS BUSINESS AS BROWNSVILLE BUSINESS PARK JT. VT. NO. 1, WAREHOUSE BUILDING LOCATED AT 3547 EAST 14TH STREET, SUITE AM@, BROWNSVILLE, TEXAS**

Commissioner Peña moved that the Lease Agreement be renewed for an additional one (1) year Contract with Oak Crest Management, doing business as Brownsville Business Park JT. VT. No. 1, Warehouse Building, located at 3547 East 14th Street, Suite AM@, Brownsville, Texas.

The motion was seconded by Commissioner Benavides and carried unanimously.

At this time, Judge Hinojosa stated that several machines had been moved out of the warehouse and questioned whether the available space would be utilized and Mr. Remi Garza, Executive Assistant to the County Judge, responded that the Elections Department had requested to utilize the space during the Elections.

Ms. Yolanda de Leon, District Attorney, stated that the District Attorney-s Office had been contracting out for additional storage space and added that any available County space would provide the District Attorney-s Office with the needed storage space.

Judge Hinojosa suggested that this Item be Tabled, in order to further examine the available space before making a commitment in leasing additional space.

Mr. Joseph Ardito, Property Management Coordinator, noted that the Lease had terminated May 31, 1997, and added that the rent would increase from the amount of \$761.00 to \$1,200.00 per month, if the Lease Agreement was held any longer.

Mr. Mark Yates, County Auditor, recommended that the Bids should be advertised for the machines which were transferred out of the warehouse.

Upon motion duly made by Commissioner Peña, seconded by Commissioner Benavides and carried unanimously, the Lease Agreement was renewed for an additional one (1) year Contract with Oak Crest Management, doing business as Brownsville Business Park Jt. Vt. No. 1, Warehouse building, located at 3547 East 14 Street, Suite AM@, Brownsville, Texas.

**The Agreement is as follows:**

**(13) AUTHORIZATION TO NEGOTIATE A CONTRACT WITH MARTIN AND BROWN TO PROVIDE ENGINEERING SERVICES FOR FM/509 BETWEEN FM/1595 TO FM/508**

Upon motion by Commissioner Matz, seconded by Commissioner Peña and carried unanimously, the Contract was negotiated with Martin and Brown to provide Engineering Services for FM/509 between FM/1595 to FM/508.

**(14) APPROVAL OF THE SALARY INCREASE FOR THE BUILDING MAINTENANCE SUPERINTENDENT**

Commissioner Cascos moved that the Salary Increase for the Building Maintenance Superintendent be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

**(15) APPROVAL OF THE CHANGE ORDER NO. 2 TO THE ADULT PROBATION OFFICE PROJECT CONTRACT WITH TERRY RAY CONSTRUCTION, REDUCING THE ORIGINAL SCOPE OF WORK AND REDUCING THE CONTRACT SUM BY \$34,813.05**

Upon motion by Commissioner Benavides, seconded by Commissioner Cascos and carried unanimously, Change Order No. 2 to the Adult Probation Office Project Contract with Terry Ray Construction was approved, reducing the original scope of work and reducing the Contact sum by \$34,813.05.

**The Order is as follows:**



**(16) AUTHORIZATION FOR CAMERON COUNTY  
HEALTH DEPARTMENT TO ENTER INTO A  
LETTER OF AGREEMENT WITH THE  
UNIVERSITY OF NORTH TEXAS HEALTH  
SCIENCE CENTER**

Commissioner Cascos moved that the Cameron County Health Department be authorized to enter into a Letter of Agreement with the University of North Texas Health Science Center.

The motion was seconded by Commissioner Matz and carried unanimously.

**The Letter of Agreement is as follows:**

**(17) AUTHORIZATION FOR THE CAMERON COUNTY HEALTH DEPARTMENT TO ENTER INTO AN AGREEMENT WITH THE UNIVERSITY OF TEXAS HEALTH SCIENCE CENTER AT SAN ANTONIO SCHOOL OF NURSING**

Upon motion by Commissioner Cascos, seconded by Commissioner Peña and carried unanimously, the Cameron County Health Department was authorized to execute the Agreement with the University of Texas Health Science Center at San Antonio School of Nursing.

**The Agreement is as follows:**

**(18) APPROVAL OF THE JOB DESCRIPTIONS FOR THE NEWLY CREATED CIVIL ATTORNEYS IN THE DISTRICT ATTORNEY-S OFFICE AND AUTHORIZATION OF THE BUDGET AMENDMENTS AND SALARY SCHEDULES**

Commissioner Cascos moved that the Job Descriptions for the newly created Civil Attorneys in the District Attorney-s Office and the Budget Amendments and Salary Schedules be approved.

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

**AYE:** Commissioners Benavides, Cascos, Matz and Peña

**NAY:** None

**ABSTAINED:** Judge Hinojosa.

**The Job Descriptions are as follow:**

# 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:

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

- a) County Extension Agent to attend the A1997 4-H Roundup Conference® in College Station, Texas, on June 3-6, 1997;
- b) Juvenile Office Placement Officer to attend the ATitle IV-E Conference® in South Padre Island, Texas, on April 29, 1997, through May 2, 1997;
- c) Juvenile Office Placement Officer to attend a AStaffing for a Juvenile in Placement® and to meet with juveniles in placement in Driscoll, Texas, on April 22, 1997;
- d) County Court at Law No. 1 Judge to attend the AReal Estate Documents, Workouts and Closings Seminar® in Houston, Texas, on June 18-20, 1997;
- e) County Court at Law No. 1 Court Reporter to attend the ATexas Court Reporters Association (TCRA) Annual Convention® in San Antonio, Texas, on June 19-21, 1997; and
- f) Sheriff-s Lieutenant and nine (9) Detention Officers to attend the AMandatory Texas Commission of Law Enforcement Office Standard and Education (TCLEOSE) Jailer-s Exam® in Austin, Texas, on May 28, 1997.

**(20) APPROVAL OF THE PURCHASES WITHOUT PURCHASE ORDERS**

- a) **1 & 2 Residential Building Inspection Manual, in the amount of \$65.00; and**
- b) **Valley Morning Star, in the amount of \$166.86.**

**(21) AUTHORIZATION TO AWARD THE BID AND/OR REQUEST FOR PROPOSAL FOR ONE (1) COMPACT PICKUP TRUCK - ENGINEERING DEPARTMENT**

**BOGGUS - Harlingen, Texas**  
**Pickup Truck Compact without trade - \$11,290.00**

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

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**APPROVED** this **17th** day of **June, 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**