

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 24th day of FEBRUARY, 1992 there was conducted a REGULAR 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

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COMMISSIONER, PRECINCT NO. 3

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COMMISSIONER, PRECINCT NO. 4

JOE G. RIVERA  
COUNTY CLERK

ABSENT:

ADOLPH THOMAE, JR.

NATIVIDAD VALENCIA

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The meeting was called to order by Judge Antonio O. Garza, Jr. He then asked Mr. Rayburn MacNelly, County Auditor, 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 County Clerk's Office on February 20, 1992, at 3:58 P. M.

At this time, Judge Garza stated that Commissioner Thomae remained ill and that Commissioner Valencia was absent because of the death of a staff member's immediate family.

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**(1) APPROVAL OF COUNTY CLAIMS**

Commissioner Rosenbaum moved to approve the County Claims as presented and on the recommendation of the County Auditor.

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

AYE:Commissioners Rosenbaum and Cascos

NAY:None

ABSTAIN:Judge Garza as to the claims of E. De La Garza, Warrant No. 54679 in the amount of \$11,733.72, Warrant No. 54680 in the amount of \$3,664.76, Warrant No. 54681 in the amount of \$748.07, Warrant No. 54807 in the amount of \$2,740.16, Warrant No. 54808 in the amount of \$6,551.80, Warrant No. 54809 in the amount of \$144.88; and as to the claims of Brownsville Community Health Clinic, Warrant No. 54690 in the amount of \$29.04 and Warrant No. 54984 in the amount \$71.14; and Commissioner Cascos as to the claims of Landair Travels, Warrant No. 54877 in the amount of \$1,380.00, and Warrant No. 55104 in the amount of \$1,268.50.

**The Affidavits are as follows:**

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

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the 1991/1992 Budget Amendment No. 15 was approved.

**The Budget Amendment is as follows:**

(3) **APPROVAL OF THE MINUTES' OF FEBRUARY 10, 1992,  
TWO (2) SETS**

Commissioner Cascos moved to approve the Minutes' of the Regular Meeting held on February 10, 1992, at 1:30 P. M. and the Reconvened Meeting held on February 11, 1992, at 1:30 P. M.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

(4) **PRESENTATION OF "MONTHLY STATE-MENT OF  
EXPENDITURES AND ENCUM-BRANCES COMPARED  
WITH APPROPRIA-TIONS" OF MAJOR FUNDS AS OF  
JANUARY 31, 1992**

Mr. Rayburn MacNelly, County Auditor, presented a "Monthly Statement of Expenditures and Encumbrances Compared with Appropriations" of major funds as of January 31, 1992, and called attention to the Fund Accounts with over thirty-three percent (33%) of their Budget expended. He stated that the Report did not include Equipment or Salary Items.

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the "Monthly Statement of Expenditures and Encumbrances Compared with Appropriations" of major funds as of January 31, 1992, was acknowledged.

**The Monthly Statement is as follows:**

(5) **APPROVAL OF VOTING MACHINE LEASE AGREEMENTS REGARDING REPUBLICAN AND DEMOCRATIC PRIMARIES OF MARCH 10, 1992**

Commissioner Cascos moved to authorize execution of the Voting Machine Lease Agreements regarding the Republican and Democratic Primaries of March 10, 1992.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**The Lease Agreements are as follows:**

**(6) AUTHORIZATION TO OPEN AND AWARD BIDS FOR  
OVERHEAD LIGHTS AND ACCESSORIES FOR VARIOUS  
DEPARTMENTS**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, approval was given to open bids as received for overhead lights and accessories for various Departments.

**The bids received and opened are as follows:**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the bids were referred to Purchasing Agent and Chief R. C. Williams, Sheriff's Department, for evaluation and recommendation to the Court of the best bid in order to award prior to the close of the Meeting.

(7) **AUTHORIZATION TO OPEN REQUEST FOR PROPOSALS  
NO. 92-02-01 FOR COMPUTER SYSTEM FOR THE DRUG  
TASK FORCE**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, approval was given to open the Request for Proposals No. 92-02-01 for the Computer System for the Drug Task Force.

**The proposals received and opened are as follows:**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the Request for Proposals were referred to the Purchasing Agent and Computer Center Director for tabulation and recommendation of the Court of the best proposal.

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(8) **AUTHORIZATION TO AWARD BIDS FOR TYPEWRITES  
FOR VARIOUS DEPART-MENTS**

Commissioner Rosenbaum moved that the bid for Typewriters for various Departments by Davis Office Supplies, Harlingen, Texas, in the amount of \$15,895.00, with trade, be accepted, that being the low bid meeting specifications.

The motion was seconded by Commissioner Cascos and carried unanimously.

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(9) **AUTHORIZATION TO OPEN BIDS FOR LEASE  
PURCHASE OF PNEUMATIC ROLLER FOR PRECINCTS  
NO. 1 AND NO. 2**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, approval was given to open bids as received for the Lease Purchase of a Pneumatic Roller for Precincts No. 1 and No. 2.

**The bid received and opened is as follows:**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the bid was referred to the Purchasing Agent for tabulation and recommendation to the Court.

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(10) **APPROVAL OF REAPPOINTMENT OF MR. G. LEON BENCE, EVELYN M. SMITH AND BEULAH G. GONZALES TO THE BOARD OF DIRECTORS OF CAMERON COUNTY WATER IMPROVEMENT DISTRICT NO. 17 FOR A FOUR (4) YEAR TERM EXPIRING IN 1996**

Commissioner Cascos moved that to the reappointment of Mr. G. Leon Bence, Ms. Evelyn M. Smith and Ms. Beulah G. Gonzales to the Board of Directors of the Cameron County Water Improvement District No. 17 for a four (4) year term expiring in 1996, be approved.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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(11) **IN THE MATTER TO INCREASE FUNDING BY \$20,000.00 FOR THE REPAIR OF FLORIDA BRIDGE STRUCTURE (TABLED)**

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

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(12) **AUTHORIZATION FOR SOUTH TEXAS HIGH SCHOOL HEALTH PROFESSIONS SENIOR CLASS TO SET UP BOOTH ON COUNTY PARK AT 14TH AND ELIZABETH STREETS DURING CHARRO DAYS**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the South Texas High School Health Professions Senior Class, Mercedes, Texas, was authorized to set up a Booth during Charro Days on the County Park at 14th and Elizabeth Street.

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(13) **APPROVAL OF APPOINTMENT OF RAUL A. BESTEIRO TO AT LARGE POSITION ON BOARD OF DIRECTORS OF SOUTH TEXAS INDEPENDENT SCHOOL DISTRICT**

Commissioner Cascos moved that the appointment of Mr. Raul A. Besteiro, Brownsville, Texas, to the At-Large position on the Board of Directors of South Texas Independent School District be approved.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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(14) **IN THE MATTER TO RETAIN THE FIRM OF HAYNES AND BOONE TO ASSIST THE COUNTY REGARDING COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT (TABLED)**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, this Item was TABLED for one (1) week.

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(15) **APPROVAL OF A RESOLUTION ENDOR-SING A FmHA GRANT APPLICATION BY THE COMMUNITY DEVELOPMENT CORPO-RATION OF BROWNSVILLE, TEXAS, TO PROVIDE HOUSING REHABILITATION ASSISTANCE TO COLONIA RESIDENTS IN CAMERON COUNTY**

Mr. Fernando Flores, Executive Director of the Community Development Corporation of Brownsville, appeared before the Court requesting the County's support regarding the Grant Application to the Farmers Home Administration (FmHA) for funds to rehabilitate homes in the rural areas, and added that there would be no cost to the County.

Commissioner Cascos moved that the Resolution endorsing a Farmers Home Administration (FmHA) Grant Application by the Community Development Corporation of Brownsville, Texas, to provide Housing Rehabilitation assistance to Colonia Residents in Cameron County be adopted.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**The Resolution is as follows:**

**(16) APPROVAL OF TRAFFIC ENGINEERS SUPPLEMENTAL AGREEMENT NO. 2 TO CONTRACT FOR ENGINEERING SERVICES RELATING TO PROJECT COORDINATION AND ENVIRONMENTAL ANALYSIS FOR THE LOS TOMATES BRIDGE PROJECT**

Commissioner Cascos moved that the Traffic Engineers Supplemental Agreement No. 2 to the Contract for Engineering Services relating to Project Coordination and Environmental Analysis for the Los Tomates Bridge Project be approved.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

**The Supplemental Agreement is as follows:**

(17) **APPROVAL OF REQUEST FOR PAYMENT OF 1992 ANNUAL DUES TO THE SOUTH TEXAS COUNTY JUDGES' AND COMMISSIONERS' ASSOCIATION IN THE AMOUNT OF \$100.00**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the payment of the 1992 Annual Dues to the South Texas County Judges' and Commissioners' Association in the amount of \$100.00 was approved.

(18) **ACTION RELATIVE TO PROXY FOR BOARD OF DIRECTORS OF THE ARROYO WATER SUPPLY CORPORATION, ARROYO CITY**

Mr. Kenneth Conway, Parks Director, stated that the County, as a customer of the Arroyo Water Supply Corporation through the Adolph Thoma County Park, was being afforded one (1) vote for the election of two (2) Directors at their Annual Meeting. He added that the candidates were Mr. Bill Zwiger and Mr. Bruce Gottschalk and that the deadline to submit the ballot was February 27, 1992.

Commissioner Rosenbaum moved to take action relative to the Proxy and to endorse the campaigns of Mr. Bill Zwiger and Mr. Bruce Gottschalk for the position of Board of Directors of the Arroyo Water Supply Corporation, Arroyo City.

The motion was seconded by Commissioner Cascos and carried unanimously.

**The Proxy Statement is as follows:**

(19) **AUTHORIZATION TO EXTEND REC-REATION PROGRAM DIRECTOR'S CONTRACT TO THE END OF MARCH, 1992**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the Recreation Program Director's Contract was extended through the end of March, 1992, at the additional cost of \$1000.00, on the recommendation of the Parks Director.

(20) **PRESENTATION OF FINAL PAYMENT BY F.E.M.A. FOR DAMAGES OCCURRING DURING APRIL, 1991, FLOOD AND DISCUSSION AND POSSIBLE ACTION CONCERNING CLOSEOUT OF DAMAGE-RELATED REPAIRS**

Mr. Jack Brown, Project Engineer, stated that he presented a payment in the amount of \$9,404.00 from the Federal Emergency Management Assistance (F.E.M.A.) to the County Auditor for damages that occurred during the April, 1991 Flood. He explained that F.E.M.A. requires that he certify the physical completion of the Disaster Survey Report (DSR) Projects by April 7, 1992 and he requested the cooperation of the Court in order to comply with this requirement.

Commissioner Cascos moved that the Report by the Project Engineer for the F.E.M.A. related Projects and the payment in the amount of \$9,404.00 for damages occurring during the April, 1991 Flood be acknowledged.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

(21) **AUTHORIZATION TO OPEN BIDS FOR THE LOS INDIOS INTERNATIONAL BRIDGE APPROACH ROADWAY AND SITE IMPROVEMENTS**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, approval was given to open bids as received for the Los Indios International Bridge Approach Roadway and Site Improvements.

**The bids received and opened are as follows:**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the bids were referred to Mr. Jack Brown, Project Manager, for tabulation and recommendation to the Court of the best bid in one (1) week.

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(22) **AUTHORIZATION TO ADVERTISE FOR PROPOSED WEIGHT LIMITS, SPEED LIMITS AND TRAFFIC CONTROLS ON VARIOUS SEGMENTS OF COUNTY ROADS AND/OR BRIDGES**

Commissioner Rosenbaum moved that the advertisement for proposed Weight Limits, Speed Limits and Traffic Controls on various segments of County Roads and/or Bridges be approved.

The motion was seconded by Commissioner Cascos and carried unanimously.

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(23) **APPROVAL OF REQUEST BY COUNTY ENGINEER FOR A LIST FROM EACH COMMISSIONER OF ROAD MILEAGE, TYPE OF ROAD AND ROAD NAME, WITHIN THEIR INDIVIDUAL PRECINCTS**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the County Engineer's request for a List of the Road Mileage, type of Road and Road name, within each individual Commissioner's Precinct was approved.

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(24) **AUTHORIZATION TO UTILIZE AND PAY FOR CELLULAR MOBILE PHONE AIR TIME FOR THE COUNTY ENGINEER**

Commissioner Rosenbaum moved that authorization be given to utilize and pay for the Cellular Mobile Phone Air Time for the County Engineer, not to exceed "Government rate".

The motion was seconded by Commissioner Cascos and carried unanimously.

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(25) **REQUEST FOR PRELIMINARY APPROVAL**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, preliminary approval was given to the following subdivision, on the recommendation of the County Engineer:

- a. J. C. Ranch Subdivision, being 1.074 acres out of Block 29, N. T. Masterson Subdivision, Concepcion de Carricitos Grant, Cameron County, Texas, Volume 5, Page 14, Maps and Plat Records, Cameron County.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, preliminary approval was given to the following subdivision, on the recommendation of the County Engineer:

- b. Lynn Mitchell Subdivision No. 3, being a 0.879 acre tract out of a 9.03 acre tract out of Shares 5 and 6, San Pedro de Carricitos Grant, Cameron County, Texas.

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**(26) REQUEST FOR FINAL APPROVAL**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, final approval was given to the following subdivision, on the recommendation of the County Engineer:

- a. Luz del Cielo Subdivision, being a 42.142 acre tract comprised of 21.147 acres of Private Survey No. 422 and 0.372 acre out of 2.59 acres of Parcel "B", San Pedro de Carricitos Grant.

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**(27) APPROVAL OF CHANGE ORDER NO. 1, PRECINCT NO. 2 OVERLAY PROJECT. STREETS TO BE OVERLAID ARE ANA-CUA, SANTOS GUTIERREZ AND PARKER STREETS FOR A TOTAL OF 5,360 SQUARE YARDS OF 1.33 INCHES OF TYPE "D" H.M.A.C. AND 3 INCHES OF COMPACTED CALICHE AT A UNIT PRICE OF \$4.74 A SQUARE YARD FOR A TOTAL OF \$25,410.80**

At this time, Mr. Andy Cueto, County Engineer, requested that another street be added to Change Order No. 1, that being Westlake Side Street, at an additional cost of \$18,960.00 for a total cost of \$44,370.80.

Commissioner Cascos clarified that "Parker Street" should be "Parker South".

Commissioner Cascos moved that Change Order NO. 1 for the Precinct No. 2 Overlay Project as outlined be approved, with the addition of Westlake Side Street at a cost of \$18,960.00 for a total amount of \$44,370.80, to be ratified at the next meeting.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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**(28) AUTHORIZATION FOR ENGINEER'S OFFICE TO INVESTIGATE THE REMODELING OF THE COUNTY CLERK'S OFFICE OF VITAL STATISTICS**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the County Engineer's Office was authorized to investigate the remodeling of the County Clerk's Office of Vital Statistics.

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**(29) APPROVAL OF REQUEST TO INSTALL PORTABLE WINDOWS IN AN APPROVED EXISTING PATIO STRUCTURE AT RIVER BEND RESORT**

Mr. Benny M. Berger, resident of River Bend, appeared before the Court requesting approval to install portable windows on an "approved" existing patio structure. Mr. Berger stated that the "patio structures" were not in violation of any Ordinance and cited from several documents, including the International Boundary and Water Commission's (IBWC), "Section 6,3, Temporary Structure Regulations", which stated that "portable units were permitted", including the screen rooms.

**The Documents are as follows:**

Mr. Berger explained that he met with Mr. Ralph Muse, IBWC, and that Mr. Muse had no problems with the screen room as long as the rooms were vacated when the residents were not there.

Mr. Berger stated that in 1988 a resident had requested approval to enclose a screen patio, but was denied the request because the windows would be permanent.

At this time, Mr. Berger presented a "Model" of a patio and demonstrated the type of "portable window" which he intended to use and which could easily be removed if he was gone from the Park for more than forty-eight (48) hours. He added that he had discussed the matter with the County Engineer but was denied the request.

Mr. Berger explained that the County Engineer had visited the Park since then, and that now it appeared that the "Patio Structures" were "illegal" and that windows would not be allowed. He added that the County Engineer had denied the request because the other residents were not in compliance with the regulations, and Mr. Berger felt that it was unfair to be penalized for the non-compliance of the other residents.

At this time, Mr. Andy Cueto, County Engineer, responded that the County had the responsibility of enforcing the "restrictive covenants" and that any structure would endanger the level of the River and would be a danger to human health and safety when there was a flood. He added that the problems were that the Resort was being turned into a "Winter Haven-type Resort", that there was a question of "portability" and that Management could not evacuate the Park within forty-eight (48) hours.

Commissioner Cascos questioned whether it would be better to place the burden of compliance with the Management at River Bend and added that he had no problem with "portable screens and windows".

Judge Garza asked Mr. Jack Brown, former County Engineer, about the "history on the patios" and he stated that the "annual" discussions addressed different points each time, but that they all concerned the "portability or permanence" of structures within the

Levee area. He stated that the "test of portability" was in the Federal Emergency Management Assistance (F.E.M.A.) Regulations, which dictate that a structure can not be on site more than six (6) months a year, and should be moved to maintain the "portability".

Mr. Brown stated that the windows could be a problem and he recommended that the issue be referred back to the County Engineer for a solution. He clarified that some of the structures had been there a long time and had been "grandfathered" in.

Ms. Michelle Sanchez, Attorney-at-Law representing the developer, stated that she had assured the County Engineer that Management would begin to strictly enforce the development for compliance. She stated that River Bend had experienced management changes, and that the County Engineer had basically "shut-down" the development, as of last week, until everything was in 100 percent compliance, without giving them a 30-60-90 day grace period. She added that they can work with the County Engineer but that unfortunately, every time there is a change in County personnel, they get a change of direction and a change of guidelines. She stated that the County Engineer wanted River Bend to be completely mobile, but she explained that when River Bend was approved, the developers never told anybody that it was going to be a "Mobile Home Park", rather it was always structured as a "Winter Haven-Type Park", where Winter Texans could come six (6) months of the year at a time and leave. Ms. Sanchez stated that the developers have a multi-million dollar Project and that they have the permits and guidelines and want to work with this Court and the County Engineer, but that it was unfair to be told six (6) years after the fact that what was at River Bend was not acceptable.

Commissioner Cascos moved that the Court "make a finding" that Mr. Berger's window is portable and to apply it to this case, and on the representation of developer's Counsel, that they will work more closely with the County Engineer on the matter of compliance; but not to suggest that in any way the matter of "grandfathering" was being considered.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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**(30) APPROVAL OF TRAVEL EXPENSES**

Upon motion by Commissioner Cascos, seconded by Commissioner Rosenbaum and carried unanimously, the following travel expenses were approved subject to availability of funds in their budget:

- a. Emergency Management Coordinator to attend and participate in the following training sessions: "Community Floodplain Management" March 2-6, 1992, and "Natural Hazards Mitigation and Recovery" March 16-20, 1992, in Emmitsburg, Maryland;
- b. Parks Director to Seabrook, Texas, on February 19, 1992, to testify before House Environmental Affairs Committee on funding for Park acquisition; and
- c. Judge Betancourt to attend South Texas Judicial Conference in San Antonio, Texas, on March 11-13, 1992.

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**(31) EXECUTIVE SESSION**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the Court met in Executive Session at 3:00 P. M. to discuss the following matters:

- a) Discuss the acquisition of Parcel No. 1A, 8, 14, 15, and 17, Loop 590, Section III, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes);

- b) Discuss Engineering and Right-of-Way Personnel Matters, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes);
- c) Discuss purchase offer on Old County Jail, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes);
- d) Confer with Counsel concerning Estate of Alfred Crawford and Cora Hester vs. Donnie Ray Boykin and Cameron County, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes); and
- e) Discussion regarding possible litigation relative to Cause No. 86-1616-E, Isla Blanca Mobile Home Association vs. Cameron County, pursuant to Section 2(e) of Article 6252-17 (of the Texas Revised Civil Statutes).

At this time, before the Court actually went into Executive Session, the following individuals appeared before the Court to request an additional two (2) year Lease extension at the Isla Blanca Mobile Home Park and to express their concerns regarding the need to vacate the Park:

- Mr. Jack Carinhas, Resident
- Mr. Robert Reed, Resident
- Mr. Richard Dworak, Resident
- Ms. Glenda Heaverin, Resident
- Ms. Margaret Dworak, Resident
- Ms. Linda Robinson, Resident
- Mr. Ted McCrae, Resident and
- Ms. Christina VanDerAue, Resident.

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Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the Court reconvened in Regular Session at 4:45 P. M.

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

- a) Discuss the acquisition of Parcel No. 1A, 8, 14, 15, and 17, Loop 590, Section III.

Judge Garza reported that after some discussion it was the consensus of the Court as determined by polling, with respect to the acquisition of Parcels No. 1A, 8 and 17, that counter offers would be extended or the current offers would be accepted and in addition, that the County Engineering Department had requested that condemnation proceedings be authorized towards the acquisition of Parcels No. 14 and 15.

Commissioner Cascos moved that the counter offers be extended or that the current offers be accepted with respect to the acquisition of Parcels No. 1A, 8 and 17, Loop 590, Section III, and that condemnation proceedings be authorized with respect to the acquisition of Parcels No. 14 and 15.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- b) Discuss Engineering and Right-of-Way Personnel Matters.

Judge Garza reported that after some discussion with the County Engineer Andy Cueto, it was the consensus of the Court as determined by polling, to direct Mr. Cueto to interview the top three (3) candidates and to authorize him to negotiate, with respect to Salary and Car Allowance up to \$35,000.00, with Benefits.

Commissioner Cascos moved that Mr. Andy Cueto, County Engineer, be directed to interview the top (3) candidates and that

he be authorized to negotiate the Salary and Car Allowance up to \$35,000.00, with Benefits.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

c) Discuss purchase offer on Old County Jail.

Judge Garza reported that after some discussion in Executive Session it was the consensus of the Court as determined by polling, to proceed with the negotiations with the respective purchasers of said property and that Mr. Doug Wright, County Counsel, would be directed to modify the current documents with respect to the Transfers and present them to the Court in one (1) week for execution, assuming that the terms and conditions as outlined in Executive Session are met.

Commissioner Cascos moved to proceed with the negotiations with the respective purchasers of the "Old County Jail", and that Mr. Doug Wright, County Counsel, be directed to modify the current documents with respect to the Transfer along the terms and conditions as outlined, and to present them to the Court for execution within one (1) week.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

d) Confer with Counsel concerning Estate of Alfred Crawford and Cora Hester vs. Donnie Ray Boykin and Cameron County.

Judge Garza reported that the Court received a Status Report by Mr. Rick Bilbie, County Counsel, who acknowledged that a "General Denial" had been filed on behalf of the County and would report to the Court in two (2) weeks.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the County Counsel's

Status Report concerning the Estate of Alfred Crawford and Cora Hester vs. Donnie Ray Boykin and Cameron County was acknowledged.

e) Discussion regarding possible litigation relative to Cause No. 86-1616-E, Isla Blanca Mobile Home Association vs. Cameron County. (NO ACTION TAKEN)

Judge Garza reported that Public Comment was solicited on this Item with respect to the possible extension of the Leases in Isla Blanca Park, and that because of the nature of the cause and because there was prior litigation by the Isla Blanca Mobile Home Association, this Item was discussed in Executive Session. He then called for a Report by Counsel on this matter.

Mr. Rick Bilbie, County Counsel, reported that based on the review of the file, the Court entered into an "Agreed Judgement" extending the Lease term to five (5) years and he recommended that the Court stand by that Agreement.

Commissioner Cascos moved that NO ACTION be taken and that the "Memo" dated February 20, 1992, remain as an accurate reflection of the Court's position on this matter, at this time.

The motion was seconded by Judge Garza and carried the following vote:

AYE: Commissioner Cascos and Judge Garza

NAY: Commissioner Rosenbaum.

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(6) **AUTHORIZATION TO AWARD BIDS FOR OVERHEAD LIGHTS AND ACCESSORIES FOR VARIOUS DEPARTMENTS**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Cascos and carried unanimously, the low bid by South Texas Communication, San Benito, Texas, meeting specifications, was accepted for the following items:

<u>DESCRIPTION</u>	<u>UNIT PRICE</u>
<u>A) OVERHEAD LIGHTS</u>	\$823.00
<u>B) SPEAKERS</u>	\$123.00
<u>C) OVERHEAD LIGHTS</u>	\$361.00
<u>D) SWITCH CONTROL</u>	\$ 60.00
<u>E) SIREN</u>	\$156.00
<u>F) SPEAKERS</u>	\$ 80.00
	<b>TOTAL: \$33,296.00</b>

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

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APPROVED this \_\_\_\_\_ day of March, 1992.

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**ANTONIO O. GARZA, JR.**  
**COUNTY JUDGE**

**ATTEST:**

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