

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 20TH day of JULY, 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

ADOLPH THOMAE, JR.
COMMISSIONER, PRECINCT NO. 3

NATIVIDAD VALENCIA
COMMISSIONER, PRECINCT NO. 4

JOE G. RIVERA
COUNTY CLERK

ABSENT:

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The meeting was called to order by Judge Antonio O. Garza, Jr. He then asked Mr. Ray Rodriguez, Health Department Chief Sanitarian, to lead the Court and the Audience in reciting the Pledge of Allegiance to the Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on July 17, 1992, at 8:26 A. M.

(1) APPROVAL OF COUNTY CLAIMS

At this time, Mr. Rayburn MacNelly, County Auditor, presented the following late claims for approval: Scoggins Construction Company, Warrant No. 62555 in the amount of \$27,198.50, The Revenue Market, Inc., Warrant No. 62553 in the amount of \$20,746.57 and The Revenue Market, Inc., Warrant No. 62554 in the amount of \$14,532.15.

Commissioner Thomae moved that all the County Claims as presented and on the recommendation of the County Auditor, inclusive of the late claims as to Scoggins Construction Company, Warrant No. 62555 in the amount of \$27,198.50, The Revenue Market, Inc., Warrant No. 62553 in the amount of \$20,746.57 and The Revenue Market, Inc., Warrant No. 62554 in the amount of \$14,532.15, be approved.

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

AYE: Commissioners Rosenbaum, Thomae and Valencia

NAY: None

ABSTAIN: Commissioner Cascos as to the claims of Landair Travel, Inc., Warrant No. 62434 in the amount of \$94.00 and Warrant No. 62435 in the amount of \$2,460.00, and Waters Implement Company, Inc., Warrant No. 62259 in the amount of \$5.60.

The Affidavit is as follows:

(2) APPROVAL OF BUDGET AMENDMENT AND/OR SALARY SCHEDULE

Upon motion by Commissioner Thomaе, seconded by Commissioner Cascos and carried unanimously, the 1991/1992 Budget Amendment No. 34 was approved as outlined and on the recommendation of the County Auditor.

The Budget Amendment is as follows:

(3) **APPROVAL OF MINUTES' OF JULY 9, 1992 AND JULY 13, 1992**

JULY 9, 1992

At this time, Commissioner Cascos questioned whether Commissioner Valencia understood that Agenda Item No. 11 in the July 9, 1992 Minutes had been approved "subject to County Health Standards". There was a discussion concerning Commissioner Valencia's intentions, and it was the consensus of the Court as determined by polling, that the intent was to approve the variance as "grandfathered" but subject to County Health Standard.

Upon motion by Commissioner Valencia, seconded by Commissioner Thomae and carried unanimously, the Minutes of the Special Meeting held on July 9, 1992 at 1:30 P. M. were approved.

JULY 13, 1992

Upon motion by Commissioner Cascos, seconded by Commissioner Thomae and carried unanimously, the Minutes of the Regular Meeting held on July 13, 1992 at 1:30 P. M. were approved.

(4) **ACKNOWLEDGEMENT AND SUPPORT OF PROJECT
DEL RIO TO BE SPONSORED BY THE MAQUILADORA
ASOCIACION DE MATAMOROS IN BROWNSVILLE/
MATAMOROS AND MCALLEN/REYNOSA IN 1992/1993**

At this time, Ms. Jackie Lockett, Past Chairperson of the Local Emergency Planning Committee (LEPC), explained the benefits of "Project Del Rio" and requested that the Court adopt the following Resolution in support of the Project:

Upon motion by Commissioner Thomae, seconded by Commissioner Rosenbaum and carried unanimously, the Resolution in support of Project del Rio to be sponsored by the Maquiladora Asociacion de Matamoros in Brownsville/Matamoros and McAllen/Reynosa in 1992/1993 was adopted.

(5) **ACKNOWLEDGEMENT OF CERTIFICATE OF COMPLETION FOR COMMISSIONER'S EDUCATION 1991**

Commissioner Thomae moved that the Continuing Education Certificate of Completion for 1991 for Commissioner Cascos be acknowledged.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

The Certificate is as follows:

(6) APPROVAL TO HAVE MR. MIKE PUCKETT, COUNTY TREASURER, SIGN THE PARTIAL LIEN RELEASE REGARDING LOTS 22 AND 23, BLOCK 1, EL NORTE SUBDIVISION

Mr. Andy Cueto, County Engineer, explained that the developer had sold two (2) lots in the El Norte Subdivision and that a "Partial Lien Release" was needed because the County held a lien on said property.

Upon motion by Commissioner Thomae, seconded by Commissioner Valencia and carried unanimously, Mr. Mike Puckett, County Treasurer, was authorized to sign the Partial Lien Release regarding Lots 22 and 23, Block 1, El Norte Subdivision.

(7) AUTHORIZATION TO OPEN BIDS AS RECEIVED FOR NANCY SUBDIVISION (CALLE DE LIMITE AND MARY ROSE STREET)

Upon motion by Commissioner Thomae, seconded by Commissioner Rosenbaum and carried unanimously, approval was given to open bids as received for the Nancy Subdivision Road Improvement Project.

The bids received and opened are as follows:

Upon motion by Commissioner Thomae, seconded by Commissioner Valencia and carried unanimously, the bids were referred to the County Engineer and Commissioner Precinct No. 1 for tabulation and recommendation to the Court of the best bid.

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(8) **AUTHORIZATION TO ACCEPT ANAQUA DRIVE AND ANAQUITOS DRIVE AS COUNTY ROADS PROVIDED THAT A MAJORITY OF LAND OWNERS AGREE TO A PAVEMENT ASSESSMENT WHICH WILL UPGRADE THE ROADS TO PRESENT COUNTY STANDARDS**

Mr. Andy Cueto, County Engineer, explained that he was investigating the transfer of the private road way in order to determine if it could be accepted as a County road. Mr. Cueto requested clarification regarding the process of assessment, and Judge Garza stated that the documents were prepared by the District Attorney's Office and that the Treasurer's Office handled the assessments.

At this time, Ms. Barbara Moore, resident, requested clarification of the assessment procedures and asked whether there was anything that the residents could do to expedite the process, and Judge Garza suggested that she follow-up and have the residents reply promptly to the "assessment letter".

Commissioner Thomae moved that Anaqua Drive and Anaquitos Drive be accepted as County Roads provided that a majority of the land owners agree to a pavement assessment which would upgrade the roads to present County standards.

The motion was seconded by Commissioner Valencia and carried unanimously.

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(9) **ACKNOWLEDGEMENT OF QUARTERLY ACTIVITY REPORTS FOR APRIL, MAY AND JUNE, 1992, FOR THE PARK RANGER DIVISION OF THE CAMERON COUNTY PARK SYSTEM**

Upon motion by Commissioner Valencia, seconded by Commissioner Thomae and carried unanimously, the Quarterly Activity Reports for April, May and June, 1992, for the Park Ranger Division of the Cameron County Parks System was acknowledged.

The Report is as follows:

**(10) AUTHORIZATION TO OPEN REQUEST FOR PROPOSAL
NO. 92-06-01 FOR TELEPHONE SYSTEM FOR DISTRICT
ATTORNEY'S DEPARTMENT**

Upon motion by Commissioner Thomae, seconded by Commissioner Valencia and carried unanimously, approval was given to open Request for Proposal No. 92-06-01 as received for the telephone system for the District Attorney's Department.

The Proposals received and opened are as follows:

Upon motion by Commissioner Valencia, seconded by Commissioner Thomae and carried unanimously, the Proposals were referred to the District Attorney and the Purchasing Agent for tabulation and recommendation to the Court of the best proposal in one (1) week.

**(11) AUTHORIZATION TO OPEN BIDS FOR THE LEASE
PURCHASE OF ONE (1) USED OIL DISTRIBUTION
TRUCK FOR PRECINCT NO. 4**

Upon motion by Commissioner Valencia, seconded by Commissioner Thomae and carried unanimously, approval was given to open bids as received for the Lease Purchase of one (1) used oil distribution truck for Precinct No. 4.

The bids received and opened are as follows:

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the bids were referred to the Commissioner Precinct No. 4 and the Purchasing Agent for tabulation and recommendation to the Court of the best bid in one (1) week.

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(12) **AUTHORIZATION TO OPEN BIDS FOR LEASE OF FIVE (5) VEHICLES TO BE USED BY THE CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE IN THEIR OPERATION**

Upon motion by Commissioner Cascos, seconded by Commissioner Valencia and carried unanimously, approval was given to open bids as received for the lease of five (5) vehicles to be used by the Cameron County Drug Enforcement Task Force in their operation.

The bids received and opened are as follows:

Upon motion by Commissioner Valencia, seconded by Commissioner Thomae and carried unanimously, the bids were referred to the Purchasing Agent and the Cameron County Drug Enforcement Task Force Director for tabulation and recommendation to the Court of the best bid in one (1) week.

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(13) **AUTHORIZATION TO OPEN BIDS FOR LASER PRINTING OF 1992 TAX STATEMENTS AND ENVELOPES FOR TAX ASSESSOR-COLLECTORS DEPARTMENT**

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Thomae and carried unanimously, approval was given to open bids as received for laser printing of the 1992 Tax Statements and envelopes for the Tax Assessor-Collector's Department.

The bids received and opened are as follows:

Upon motion by Commissioner Thomae, seconded by Commissioner Rosenbaum and carried unanimously, the bids were referred to Purchasing Agent and the Tax Assessor - Collector for tabulation and recommendation to the Court of the best bid in one (1) week.

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(14) **APPROVAL OF TRAVEL EXPENSES**

Upon motion by Commissioner Thomae, seconded by Commissioner Rosenbaum and carried unanimously, the following travel expenses were approved, subject to reimbursement on Item "g" and subject to availability of funds in their budget on all other

Items:

- a) Two (2) Officers to attend the TNOA Annual Training Conference in Dallas on July 20 - 24, 1992;
- b) Mr. Rolando Martinez and Ms. Maria Santos San Pedro, Health Department, to travel to Austin on August 6-7, 1992, for training to conduct Immunization Assessments for Immunization Program Managers;
- c) Ms. Yvette Salinas and Ms. Sonya Etheridge, Health Department, to travel to Austin on July 27-29, 1992, to attend the Patient Flow Analysis Training;
- d) Mr. Rolando Martinez, Ms. Yvette SaLinias and Ms. Guadalupe Rangel, Health Department to travel to El Paso, Texas on September 14-17, 1992, to attend the Partners in Growth Conference;
- e) Mr. Rey Rodriguez, Health Department, to travel to Austin on August 9 - 11, 1992, to attend on Site Wastewater Treatment and Research Conference;

- f) Mr. Ken Conway, Parks Director, to travel to San Antonio via Houston to conduct meetings on Legislative matters relative to Parks funding levels on July 22-23, 1992;
- g) Tax Assessor-Collector to attend planning meeting for the 10th Annual County Tax Assessor-Collectors Seminar in College Station, **subject to reimbursement**;
- h) Mr. Mr. Frank Bejarano, Program Development and Management Director, to Pharr, Texas, on July 20, 1992, for HOME/CHDO Workshop; and
- i) Mr. Ricardo David Perez, Sheriff's Department, to travel to Garland, Texas, to attend TNOA 1992 Annual Conference on July 20-24, 1992.

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(15) EXECUTIVE SESSION

Upon motion by Commissioner Thomae, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 2:15 P. M. to discuss the following matters:

- a) Discuss the acquisition of Parcel 2-E, Loop 590, Section III Project, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes);
- b) Discuss the acquisition of land located at Lot 2, Block 173, Original Townsite Brownsville, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes); and
- c) Discuss the acquisition of Parcels No. 9, 19, 20, 21, 22 and 23, Dakota Avenue, pursuant to Section 2(f) of Article 6252-17 (of the Texas Revised Civil Statutes).

Upon motion by Commissioner Cascos, seconded by Commissioner Thomae and carried unanimously, the Court reconvened in Regular Session at 2:25 P. M.

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(16) ACTION RELATIVE TO EXECUTIVE SESSION

- a) Discuss the acquisition of Parcel 2-E, Loop 590, Section III Project.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, that the acquisition by donation of certain easement along Parcel 2-E, Loop 590 should be accepted and acknowledged.

Upon motion by Commissioner Rosenbaum, seconded by Commissioner Thomae and carried unanimously, the acquisition by donation of certain easement along Parcel 2-E, Loop 590, Section III Project was accepted and acknowledged.

- b) Discuss the acquisition of land located at Lot 2, Block 173, Original Townsite Brownsville.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, to direct the appraisal of the property located at Lot 2, Block 173, by Ms. Blanca Betancourt, Right-of-Way Agent.

Commissioner Thomae moved that Ms. Blanca Betancourt, Right-of-Way Agent, be directed to appraise the property located on Lot 2, Block 173, Original Townsite Brownsville.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

- c) Discuss the acquisition of Parcels No. 9, 19, 20, 21, 22 and 23, Dakota Avenue.

Judge Garza reported that after some discussion, it was the consensus of the Court as determined by polling, to direct the appraisal of Parcel 9, and to acknowledge the donation of Parcel 19, and the donation, from separate owner, of Parcels 20, 21, 22 and 23, for use by the County.

Commissioner Cascos moved that the appraisal of Parcel 9, Dakota Avenue be authorized, and that the donation of Parcel 19, and the donation, by a different owner, of Parcels 20, 21, 22, and 23, Dakota Avenue, be acknowledged.

The motion was seconded by Commissioner Rosenbaum and carried unanimously.

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

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APPROVED this 27th day of July, 1992.

ANTONIO O. GARZA, JR.
COUNTY JUDGE

ATTEST:

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