

THE STATE OF TEXAS

COUNTY OF CAMERON

BE IT REMEMBERED on the 1st day of AUGUST, 2000, 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:

9:30 A.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

NATIVIDAD ATIVIE@ VALENCIA
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, C.P.A., at 9:40 A.M. He then asked Mr. Bob Clark, Brownsville resident, for the invocation and led the Court and the audience in reciting the Pledge of Allegiance.

NOTE: JUDGE HINOJOSA JOINED THE MEETING.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on July 26, 2000, at 3:01 P.M., and the Supplemental Agendas posted and filed on July 26, 2000, at 3:02 P.M., and July 27, 2000, at 2:03 P.M.:

(4) ADOPTION OF A RESOLUTION HONORING THE MEMORY OF MS. LILLIAN LAMON

At this time, Judge Hinojosa highlighted the accomplishments and leadership role of Ms. Lillian Lamon and expressed the Court's gratitude for her commitments and contributions to the community.

Mr. Daniel Buttery, Texas State Bank, expressed his gratitude for Ms. Lamon's civic and professional abilities and for her time and efforts in assisting the community in training to obtain jobs and employment.

Mr. Sergio Loya, Cameron Works Board Chair, expressed his gratitude for Ms. Lamon's professionalism and her impact on the community.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the Resolution honoring the memory of Ms. Lillian Lamon, Harlingen, Texas, was adopted.

The Resolution is as follows:

(1) APPROVAL OF COUNTY CLAIMS

At this time, Commissioner Matz expressed concern as to Warrant No. 39545, payable to Breeden McCumber and Gonzalez, Incorporated, and Mr. Mark Yates, County Auditor, responded that the payment was for the continuous Advertising Campaign Project with the Bridge Systems and the Advertising Firm, which was approved in the previous year.

Commissioner Cascos expressed concern as to Warrant No. 39647, payable to Loomis Austin, Incorporated, for the Arroyo Colorado Sewer Project and Mr. Yates explained that the payment was for an ongoing Contract for building improvements consisting of the building sewer and plumbing system.

Commissioner Benavides moved that the County Claims be approved, as presented by the County Auditor.

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

AYE: Commissioners Benavides, Cascos, Matz and Valencia

NAY: None

ABSTAINED: Judge Hinojosa, as to Warrant No. 39642, payable to Laguna Madre Water District, in the amount of \$27,149.48.

The Affidavit is as follows:

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

Commissioner Cascos moved that the 2000 Fiscal Year Budget Amendment No. 200-37, and the Salary Schedules for Arroyo Colorado, Fund No. 510-4180, and the Cameron County Juvenile Probation Department, Fund No. 330-5719, be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Budget Amendment and Salary Schedules are as follow:

**(3) APPROVAL OF MINUTES OF JULY 6, 2000
(TABLED JULY 18, 2000)**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Minutes of the Special Meeting held July 6, 2000, at 1:30 P.M., were approved, subject to the corrections noted on Items No. 6 and No. 8.

[REDACTED]
SUPPLEMENTAL AGENDA

**(4) APPROVAL OF MINUTES OF JULY 25, 2000,
REGULAR MEETING**

Commissioner Matz moved that the Minutes of the Regular Meeting held July 25, 2000, at 9:30 A.M., be approved.

The motion was seconded by Commissioner Valencia and carried unanimously.

[REDACTED]
SUPPLEMENTAL AGENDA

**(1) ACTION ON UTILITY SERVICE AND PROVIDER
FOR THE NEW CAMERON COUNTY JAIL
PROJECT OLMITO WATER SUPPLY
CORPORATION**

At this time, Mr. Doug Wright, Commissioners= Court Legal Counsel, informed the Court that Bond Counsel, the Landmark Engineer and Olmito Water Supply Corporation were to meet and discuss the date when the services would be provided.

Judge Hinojosa suggested that the individuals should discuss the matter and report back to the Court on the status of the project after Executive Session.

Mr. Jesus AChuy@Ramirez, Bond Counsel, stated that Bond Counsel had concerns as to the availability of Water and Sewer Services at the opening of the new County Jail Facility and noted that there were objections by the Water District to the Agreement prepared by the Commissioners= Court Legal Counsel.

Mr. Wright reported that there were concerns as to the completion date of the infrastructure and improvements for the service of water and sewer and noted that the Landmark Organization Engineer required that the Water and Sewer Services be completed by July 31, 2001.

Judge Hinojosa noted that the time lines had been extended, due to the delay in the financing and added that the May 31, 2001, deadline had been changed to July 31, 2001.

(14) APPROVAL OF PURCHASING A FORTY-EIGHT (48) CHANNEL RECORDING SYSTEM FROM THE DICTAPHONE CORPORATION, THROUGH THE GENERAL SERVICE COMMISSION

Upon motion by Commissioner Valencia, seconded by Commissioner Matz and carried unanimously, the purchase of a Forty-eight (48) Channel Recording System from the Dictaphone Corporation, through the General Service Commission was approved.

(12) ACTION REGARDING MILEAGE REIMBURSEMENT, AUTO ALLOWANCE AND/OR ASSIGNMENT OF COUNTY VEHICLE FOR CONSTABLE PRECINCT NO. 7

At this time, Constable Alfredo Jimenez, Constable Precinct No. 7, requested back pay in auto allowance for mileage.

Judge Hinojosa noted that it might not be possible to compensate the back pay, but suggested that Constable Jimenez be paid on a pro-rata amount equivalent to two (2) months of the \$10,000.00 auto allowance providing that certification be submitted at the end of each month of the mileage, based on the per mileage amount paid by the County.

Constable Jimenez stated that the auto allowance of \$10,000.00 was not sufficient to cover the wear and tear of the vehicles and mileage and noted that he had submitted mileage from November 1999, through February, 2000, to the County Judge's Office.

Commissioner Cascos noted that Auto Allowances had been given to the Constables in lieu of the vehicles and added that the Constables were given options to receive the auto allowance or a County vehicle. He stated that Constable Jimenez had received the vehicle, but noted that there were disputes as to the markings on the vehicles. Commissioner Cascos stated that Constable Jimenez then returned the vehicle and chose to utilize his personal vehicle. He expressed concern as to whether there was a mechanism to resolve the matter, since the auto allowances were required to be published as compensation on an annual basis. Commissioner Cascos stated that it would be difficult to certify odometer readings, unless the readings were kept on a regular basis.

Mr. Mark Yates, County Auditor, stated that two (2) different standards would be set for Elected Officials and employees and noted that auto allowance was part of compensation which was required to be published. He noted that there was a standard procedure for mileage reimbursement, consisting of mileage submitted by the employee to the Auditor's Office and noted that the Constable had been given the option.

Judge Hinojosa stated that if the Commissioners' Court determined that Constable Jimenez could not receive an auto allowance, due to the time lines on the budget, then two (2) standards would be created. He stated that the Court approved a \$5,000.00 car allowance for District Judges every year and was considered a car allowance, noting that under

State Law, they were not allowed to receive anymore than a cap amount. He stated that their car allowance was not considered as part of the salary and were reimbursed for the use of the vehicle. Judge Hinojosa stated that if the auto allowance was not considered salary for Constable Jimenez, then the same policy would be enacted at any point.

Mr. Yates clarified that the auto allowance for Constable Jimenez was considered a salary for purposes of publication for public hearings and added that it was also considered a salary for Internal Revenue Service (IRS) purposes.

Mr. Doug Wright, Commissioners= Court Legal Counsel, stated that the Court had the discretion to make an exception to reimburse the mileage, based on an affidavit by the Constable reflecting the mileage.

Commissioner Matz questioned whether Constable Jimenez had a mileage log and Constable Jimenez replied that mileage from November, 1999, through February 2000, had been submitted.

Mr. Yates stated that the County vehicle could be returned if the Constable requested and noted that the Juvenile Justice Alternative Education Program (JJAEP) was currently utilizing the vehicle. He noted that the vehicle had been returned, due to the guidelines set by the Court and added that there had been some dispute as to the cage in the vehicle.

Judge Hinojosa stated that it was at the discretion of the Elected Official to elect to have the cage in the vehicle and suggested that the vehicle should be returned to the Constable. He stated that before the County vehicles were assigned to the Constables, the Constables utilized personal vehicles and did not have the cages in them. Judge Hinojosa noted that there had also been discussion as to the overhead lights and added that the majority of the Court had decided that the overhead lights were not necessary and that the vehicle would have grill lights.

Commissioner Cascos expressed concern as to changing the Policy approved by the Court and as to whether each Constable would be given the option to equip the vehicles at their own discretion.

Constable Jimenez emphasized that undercover vehicles were necessary for the Constables and added that there were many unmarked vehicles in the Sheriff=s Department.

Commissioner Matz stated that the Court=s intent was to upgrade the Constables= vehicles and equipment, in order to implement uniformity among the Constables.

Commissioner Valencia stated that he had discussed the matter with Constable Jimenez as to deferring the matter until budget time and added that uniformity had been established for the Constables=vehicles for recognition of the law enforcement vehicles. He expressed his support as to the discretion of the vehicle=s equipment by the Constable, but added that support should be unanimous among the Court.

Mr. Lee Lozano, Fleet Maintenance Director, noted that the decals on the vehicle would need to be changed and added that it would take at least two (2) days to return the vehicle to Constable Jimenez, in order to make the necessary changes.

Judge Hinojosa clarified that as per Legal Counsel, the auto allowance could not be given to Constable Jimenez at this time, but that a mileage reimbursement was acceptable. He stated that Constable Jimenez would need to certify the mileage and submit it to the Auditor-s Office for payment.

Commissioner Valencia moved that the mileage reimbursement for Constable Precinct No. 7 be approved, subject to the certified mileage submitted to the Auditor-s Office and that the County vehicle be returned to Constable Jimenez in two (2) days.

The motion was seconded by Commissioner Cascos and carried unanimously.

(10) IN THE MATTER OF THE FINAL PLANS AND SPECIFICATIONS OF THE COUNTY DETENTION CENTER AND SHERIFF-S ADMINISTRATION BUILDING, INCLUDING ADDENDUMS 1 THROUGH 8 (NO ACTION TAKEN)

(11) IN THE MATTER OF AN AMENDMENT TO THE AGREEMENT BETWEEN LANDMARK ORGANIZATION, INCORPORATED, AND CAMERON COUNTY EXTENDING THE CONTRACTED CONSTRUCTION COMPLETION DATE TO FOURTEEN MONTHS FROM THE ISSUANCE OF THE FINAL NOTICE TO PROCEED WITH CONSTRUCTION BY CAMERON COUNTY (NO ACTION TAKEN)

At this time, Mr. Ernest Hinojosa, County Engineering, presented the final plans and specifications, including eight (8) addendums and reported that the plans and specifications had been reviewed by the County Engineer and the Landmark Organization Engineer.

Judge Hinojosa questioned whether the County Sheriff had been provided with the addendums, plans and specifications and Sheriff Omar Lucio, County Sheriff, responded that he had not reviewed the addendums.

Judge Hinojosa suggested that the matter be Tabled until 5:30 P.M., in order for the Sheriff to review the documents and discuss the issues with the Engineers.

Commissioner Cascos questioned whether the retainage to be held back on Landmark would be five percent (5%) on the construction and design and whether the retainage to be held back on the subcontractors would be ten percent (10%) percent.

Mr. Kamal Ariss, Landmark Organization Engineer, explained that five percent (5%) was required to be held and an additional five percent (5%) was held back on certain items, such as jail equipment from vendors.

Commissioner Cascos questioned whether data would be provided regarding the hiring of local and/or minorities and Mr. Ariss replied that a list of all subcontractors would be provided once the information was received, along with approximate associated costs.

Commissioner Cascos expressed concern as to whether there were any deductions from the original scope of services on the Addendums.

Mr. Ariss clarified that Addendums 1 through 8 were combinations of the permitting requirements by the City of Brownsville and noted that revisions were made to satisfy the requirements. He added that items such as mechanical issues concerning subcontractors were modified, but noted that the items did not have a change in dollar value.

(15) **ACCEPTANCE OF THE TEXAS AUTOMOBILE THEFT PREVENTION AUTHORITY GRANT FOR THE TAX OFFICE AUTOMOBILE TITLES AND REGISTRATION THEFT DIVISION AND AUTHORIZATION FOR COUNTY JUDGE, TAX ASSESSOR-COLLECTOR AND COUNTY AUDITOR TO SIGN ACCEPTANCE FORM**

Commissioner Valencia moved that the Texas Automobile Theft Prevention Authority Grant be accepted for the Tax Office Automobile Titles and Registration Theft Division and that the County Judge, Tax Assessor-Collector and County Auditor be authorized to sign the Acceptance Form.

The motion was seconded by Commissioner Cascos and carried unanimously.

(33) **EXECUTIVE SESSION**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 10:43 A.M. to discuss the following matters:

- a) In the matter of the Real Property concerning Sea Ranch Marina Concession involving matters, in which the duty of the attorney to the governmental body, under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, clearly conflicts with the Open Meetings Act; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.071(2); **(TABLED)**
- b) Deliberation regarding Economic Development negotiations with the Brownsville Economic Development Corporation; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.086(1)(2).

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, the Court reconvened in Regular Session at 11:27 A.M.

(33) ACTION RELATIVE TO EXECUTIVE SESSION

- a) **In the matter of the Real Property concerning Sea Ranch Marina Concession, involving matters in which the duty of the attorney to the governmental body, under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas, clearly conflicts with the Open Meetings Act. (TABLED)**

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, this Item was **TABLED**, noting that there was no discussion regarding this matter.

- b) **Deliberation regarding Economic Development negotiations with the Brownsville Economic Development Corporation.**

Commissioner Valencia moved that the Status Report by the Representatives of the Economic Development Corporation, the Public Utilities Board and the Port of Brownsville, be acknowledged regarding Economic Development negotiations with the Brownsville Economic Development Corporation.

The motion was seconded by Commissioner Benavides and carried unanimously.

SUPPLEMENTAL AGENDA

- (1) **IN THE MATTER OF THE UTILITY SERVICE AND PROVIDER FOR THE NEW CAMERON COUNTY JAIL PROJECT OLMITO WATER SUPPLY CORPORATION (TABLED)**
- (2) **IN THE MATTER OF THE RECOMMENDATION OF S&B ENGINEERING FOR THE UTILITY PROVIDERS FOR THIS COUNTY JAIL (TABLED)**
- (3) **IN THE MATTER OF THE UTILITY SERVICE AND PROVIDERS FOR THE NEW CAMERON COUNTY JAIL PROJECT (TABLED)**

At this time, Mr. Bryan Hunsaker, City of Olmito, stated that there had been some concern as to the financial ability of Olmito to do the project and added that the amount of gallons of water to be provided had been reduced to 76,000 gallons per day.

Mr. Ernest Hinojosa, County Engineering, confirmed that the amount of 76,000 gallons of water was the projected water usage and added that completion of the system prior to the opening date of the facility was necessary to comply for testing purposes, noting that the completion date of the system was July 31, 2001, as per the Landmark Organization Engineer.

Mr. Jesus AChuy@Ramirez, Bond Counsel, stated that Bond Counsel's concern was the availability of Water and Sewer Services provided by the time the new County Jail facility was opened and added that it was his understanding that the demand of capacity of water was 75,000 gallons per day. He reported that the Olmito Water Supply Corporation had represented that the 75,000 gallons of water could be provided per day with the existing capacity and the construction of

a ten inch water line. Mr. Ramirez stated that the Olmito Water Supply Corporation had applied for a Federal Grant from the United States Department of Agriculture (USDA) Rural Development Administration and were anticipating financing for the project. He stated that the Olmito Water Supply Corporation would be able to deliver a one million dollar Letter of Credit which the County could draw on, if the services could not be delivered to the facility on time. Mr. Ramirez explained that a lift station which would cost \$150,000.00 would need to be constructed at the site as the demand requirements for the sewer services, noting that the Letter of Credit would also cover the sewer system. He reported that the Commissioners= Court Legal Counsel had prepared a Contract, but noted that the dates would need to be confirmed from Landmark. Mr. Ramirez recommended that the twelve or fourteen month construction period, based on the date that the proceeds were received, should be determined and included in the Contract.

Mr. Remi Garza, Assistant County Administrator, reported that the County would receive the final proceeds on September 15, 2000, and that the fourteen months would begin once the final proceeds were received.

Judge Hinojosa stated that the completion date of July 31, 2001, had been requested by Mr. Kamal Ariss, Landmark Organization Engineer, and added that completion of the system was necessary to conduct the proper testing.

Mr. Ramirez stated that the completion date should be set by the County and Landmark and confirmed that Olmito Water Supply Corporation was willing to discuss and resolve the issues, noting that the Letter of Credit was obtained in case the services could not be provided by the date set by the County.

Judge Hinojosa stated that the County had to ensure the completion of the utilities at the facility, along the lines of the original expected date and based on future expansion of the jail in a few years. He stated that the County needed the lead time to fix any problems that might arise before the facility was opened, which was part of the testing, and added that the utility services were necessary for the construction period.

Mr. Hunsaker questioned whether the County was requiring the construction of the 300,000 gallon elevated tank to be completed by July 31, 2000, and Judge Hinojosa responded in the affirmative.

Judge Hinojosa noted that the completion date had originally been set for May 31, 2001, but noted that the date had been delayed, due to the problems with the financing.

Commissioner Cascos expressed concern as to Agenda Item No. 11 which consisted of the extension of the Agreement with Landmark to fourteen months and as to the draft Contract which reflected the date of May 31, 2001.

Mr. Doug Wright, Commissioners= Court Legal Counsel, clarified that the extension was for fourteen months from the final notice in September, 2000, and added that the completion date of May 31, 2001, had been provided by the County Engineer.

Commissioner Cascos clarified that the Water and Sewer Services would need to be completed by July 31, 2001, and questioned whether the Olmito Water Supply Corporation was able to provide the services by the deadline.

Mr. James Elium, Olmito Water Supply Corporation General Manager, stated that 75,000 gallons of water per day could be delivered up to July 31, 2001, and that once the project was completed, the 76,000 gallons of water per day would be provided. He stated that the 75,000 gallons of water could be delivered without the elevated water tank and added that the Fire Protection and Fire Marshal's requirements would be met.

Judge Hinojosa stated that the system would need to have the capacity originally requested with the intention of doubling of the facility, which would be a 1,300 bed facility and expressed concern as to whether the testing would be based on the 650 bed or the 1,300 bed facility.

Mr. Wright stated that the scope in the draft Contract was consistent to the scope originally provided to the Olmito Water Supply Corporation, noting that OWSC had agreed with the original scope of services.

Judge Hinojosa clarified that Olmito Water Supply Corporation was informed that the County would expand to a 1,300 bed facility and added that the services be set up for a 1,300 bed facility. He questioned when the Letter of Credit would be received and Mr. Ramirez responded that the million dollar Letter of Credit would be provided once the Contract was signed.

Mr. Hunsaker stated that the portion of the Letter of Credit would be limited to the amount of losses incurred by the County.

Mr. Ramirez stated that representations had been made that booster pumps would be constructed by the County at the site and would cover the additional water pressure that the water tower would have provided.

Mr. Wright stated that the Olmito Water Supply Corporation had agreed to provide the necessary infrastructure and utility lines to provide the Water and Sewer Services for a 1,300 bed facility, but noted that the Engineers needed to provide the proper information, in order to test the lines and to provide the disclosures for the Certificates of Obligation.

Mr. Elium stated that the original proposal remained valid and that the itemized listings would be built. He stated that there were time line concerns and added that it would be difficult to construct the water tank within the time frame set by the County. He clarified that the Olmito Water Supply Corporation was not requesting that any of the items be deleted, but suggested that the Attorneys and Engineers should review and discuss the issues, in order to determine the completion date and the necessary requirements.

Judge Hinojosa stated that issues should be resolved including the exact services to be provided and the time lines of the project. He added that the time lines should incorporate the County's opening day and long terms needs and Landmark's short term testing needs. Judge Hinojosa stated that the Contract should also include the consequences

involved, if the services could not be provided by the deadlines. He suggested that a meeting be scheduled to discuss the matters and that all the interest parties be involved, in order to finalize the agreement in one (1) week.

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

[REDACTED]

(5) **ADOPTION OF A RESOLUTION RECOGNIZING
MR. STEPHEN L. ALVAREZ, ON THE OCCASION
OF HIS RETIREMENT FOR HIS MANY YEARS OF
SERVICE TO THE CITIZENS OF SOUTH TEXAS**

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the Resolution recognizing Mr. Stephen L. Alvarez, on the occasion of his retirement for his many years of service to the citizens of South Texas was adopted.

**(6) AUTHORIZATION TO HOLD PUBLIC HEARING
TO ESTABLISH ROAD NAME CHANGES WITHIN
PRECINCT NO. 4**

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the Public Hearing to establish road name changes within Precinct No. 4 was opened for public comment.

At this time, Mr. Ernest Hinojosa, County Engineering, stated that the road name changes consisted of North Kansas City Road from FM/107 to the end of the roadway passed San Felippo Road, which would be changed to Hooks and Hodges Road and San Felippo Road from FM/506 East, curved North to Orphanage Road, would be changed to San Felippo Road. He added that East Road from San Felippo Road to Pomelo Road would be named East San Felippo Road and that La Paloma Cut Off Road from FM/2520 to FM/732 would be changed to Espinosa Road.

Hearing and sensing no further comments, upon motion by Commissioner Benavides, seconded by Commissioner Matz and carried unanimously, the Public Hearing was closed.

**(7) ADOPTION OF AN ORDER ESTABLISHING ROAD
NAME CHANGES WITHIN PRECINCT NO. 4**

Commissioner Valencia moved that the Order establishing road name changes within Precinct No. 4 be adopted.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Order is as follows:

**(8) PRESENTATION AND ACKNOWLEDGMENT OF
THE THIRD QUARTERLY REPORT FOR THE
CAMERON COUNTY INTERNATIONAL BRIDGE
SYSTEMS**

At this time, Mr. Pete Sepulveda, Jr., Bridge Systems Director, highlighted the County International Bridge Crossings at Gateway International Bridge, Los Indios Bridge and Veterans Bridge at Los Tomates and reported that there was an overall twenty percent (20%) increase in crossings, noting that the revenues were very close to the budgeted amount. He reported that as a result from a visit to Washington, D.C., by the Bridge Systems Director and Valley Delegates, the Brownsville Port of Entry had received additional funding for overtime and positions which had been held vacant for some time.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the Presentation of the Third Quarterly Report for the Cameron County International Bridge Systems was acknowledged.

The Reports are as follow:

(13) REAPPOINTMENT OF DR. RUBEN GALLEGOS TO THE CAMERON COUNTY HOUSING AUTHORITY

Commissioner Benavides moved that the Reappointment of Dr. Ruben Gallegos by the County Judge to the Cameron County Housing Authority be acknowledged.

The motion was seconded by Commissioner Matz and carried unanimously.

(16) ADOPTION OF A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS 2001 TEXAS COMMUNITY DEVELOPMENT PROGRAM COMMUNITY DEVELOPMENT FUND AND AUTHORIZING THE COUNTY JUDGE TO ACT IN ALL MATTERS PERTAINING TO THE COUNTY-S PARTICIPATION IN THE 2001 TEXAS COMMUNITY DEVELOPMENT PROGRAM

(17) ADOPTION OF A RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS 2001 TEXAS COMMUNITY DEVELOPMENT PROGRAM COLONIA CONSTRUCTION FUND AND AUTHORIZING THE COUNTY JUDGE TO ACT IN ALL MATTERS PERTAINING TO THE COUNTY-S PARTICIPATION IN THE 2001 TEXAS COMMUNITY DEVELOPMENT PROGRAM

Upon motion by Commissioner Matz, seconded by Commissioner Valencia and carried unanimously, the Resolutions were adopted authorizing Grant Applications to the Texas Department of Housing and Community Affairs 2001 Texas Community Development Program Community Development Fund and the Colonia Construction Fund, and authorizing the County Judge to act in all matters pertaining to the County-s participation in the 2001 Texas Community Development Program.

The Resolutions are as follow:

(18) APPROVAL OF AUGUST 31, 2000, AS THE CUT OFF DATE FOR ALL PURCHASE ORDER REQUESTS, WITH THE EXCEPTION OF EMERGENCY SITUATIONS

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, August 31, 2000, was approved as the cut off date for all purchase order requests, with the exception of emergency situations.

At this time, Commissioner Cascos questioned the Department in charge of informing the County Departments of the cut off date and Mr. Mike Forbes, Purchasing Agent, responded that a Memorandum from the Auditor's Office would be forwarded to all the Departments.

(19) AUTHORIZATION TO RENEW PARTICIPATION IN TEXAS COOPERATIVE PURCHASING NETWORK (TCPN) REGION IV EDUCATION SERVICE CENTER INTERLOCAL PURCHASING AGREEMENT FOR FISCAL YEAR 2000-2001

(20) AUTHORIZATION TO CONTINUE PARTICIPATION IN THE STATE OF TEXAS-GENERAL SERVICES COMMISSION

(21) AUTHORIZATION TO END PARTICIPATION IN THE INTERLOCAL PURCHASING AGREEMENT WITH THE TEXAS LOCAL GOVERNMENT STATEWIDE PURCHASING COOPERATIVE-REGION II BUY BOARD

(22) AUTHORIZATION TO CONTINUE PARTICIPATION IN THE HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENTS INTERLOCAL AGREEMENT FOR COOPERATIVE PURCHASING FISCAL YEAR 2000-2001

(23) AUTHORIZATION TO CONTINUE PARTICIPATION WITH TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED AND TEXAS CORRECTIONAL INDUSTRIES-PURCHASING AGREEMENTS FISCAL YEAR 2000-2001

(24) AUTHORIZATION TO CONTINUE PARTICIPATION IN STATE OF TEXAS-DEPARTMENT OF INFORMATION RESOURCES INTERLOCAL AGREEMENT FOR COOPERATIVE PURCHASING

(25) AUTHORIZATION TO PARTICIPATE IN THE CHILD NUTRITION PROGRAM - SOUTH TEXAS COOPERATIVE - REGION ONE EDUCATION SERVICES CENTER - INTERLOCAL PURCHASING AGREEMENT (FOOD RELATED PURCHASES) FISCAL YEAR 2000-2001

Commissioner Matz moved that the participation and/or termination for Fiscal Year 2000-20001 be approved for the following:

Texas Cooperative Purchasing Network (TCPN) Region IV Education Service Center Interlocal Purchasing Agreement (renewal);

State of Texas-General Services Commission following programs (renewals):

- a) Cooperative State Purchasing Program;
- b) Qualified Information Systems Vendor (QISV) Catalog Purchasing Program; and
- c) Texas AN 2000 - Telecommunications Program.

Termination of Interlocal Purchasing Agreement with the Texas Local Government Statewide Purchasing Cooperative-Region II Buy Board;

Houston Galveston Area Council of Governments Interlocal Agreement for Cooperative Purchasing (renewal);

Texas Industries for the Blind and Handicapped and Texas Correctional Industries-Purchasing Agreements (renewal);

State of Texas-Department of Information Resources Interlocal Agreement for Cooperative Purchasing (renewal); and

Child Nutrition Program - South Texas Cooperative - Region One Education Services Center - Interlocal Purchasing Agreement - food related purchases (renewal).

(26) **APPROVAL OF FIVE (5) CONTRACTS BETWEEN CAMERON COUNTY AND TEXAS DEPARTMENT OF HEALTH TO PROVIDE FUNDING FOR PUBLIC HEALTH PROGRAM SERVICES**

At this time, Judge Hinojosa stated that he had been informed by the Health Department regarding a Los Fresnos Independent School District Student who had active tuberculosis and added that the children were currently being tested.

Ms. Yvette Salinas, Health Administrator, reported that a mass screening was being conducted on the individuals who might have been in contact with the student and added that the Health Department would continue to provide updated information to the Court.

Upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the following five (5) Contracts between Cameron County and the Texas Department of Health to provide funding for Public Health Program Services were approved:

- a) Tuberculosis - Prevention and Control (renewal);
- b) Immunization Division (renewal);
- c) AC CHRD - Title V Population Based (renewal);
- d) Regional/Local Health Operations - Survey (renewal); and
- e) BCH-CASE Management (new).

The Contracts are as follow:

(27) APPROVAL OF AMISTAD RESIDENTIAL AND OUTPATIENT SERVICES (AAMA, INCORPORATED), OUTREACH 12, LLP-COUNSELING CENTERS OF TEXAS AND SOLIDE, INCORPORATED, TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES FOR THE ADULT PROBATION DEPARTMENT

Commissioner Cascos moved that the Amistad Residential and Outpatient Services (AAMA, Incorporated), Outreach 12, LLP-Counseling Centers of Texas and Solide, Incorporated, to provide Substance Abuse Treatment Services for the Adult Probation Department, be approved.

The motion was seconded by Commissioner Benavides and carried unanimously.

(28) ACTION REGARDING THE ACQUISITION OF PARCEL NO. 14, BEING 0.840 ACRES OUT OF 4.56 ACRES OUT OF BLOCK NO. 44, MCLEOD-HOOD, PROPERTY NO. 1, FOR FM/509 RIGHT-OF-WAY

(29) ACCEPTANCE OF BOUGAINVILLEA DRIVE, PRECINCT NO. 4, LOCATED IN THE LAS BOUGAINVILLEAS SUBDIVISION, INTO THE COUNTY ROAD SYSTEM

(30) ACCEPTANCE OF RESACA BOULEVARD, PRECINCT NO. 3, LOCATED IN TED HUNT ESTATES, INTO THE COUNTY ROAD SYSTEM

Commissioner Matz moved that the acquisition of Parcel No. 14, being 0.840 acres out of 4.56 acres out of Block No. 44, McLeod-Hood, Property No. 1, for FM/509 Right-of-Way, be approved, and that the following roads be accepted into the County Road System:

Bougainvillea Drive, Precinct No. 4, located in the Las Bougainvilleas Subdivision, and

Resaca Boulevard, Precinct No. 3, located in Ted Hunt Estates.

The motion was seconded by Commissioner Cascos and carried unanimously.

(9) ACKNOWLEDGMENT OF NOTICE OF INTENTION TO ISSUE CAMERON COUNTY, TEXAS, COMBINATION TAX AND LIMITED PLEDGE CERTIFICATES OF OBLIGATION

At this time, Mr. Jesus AChuy@Ramirez, Bond Counsel, stated that a provision had been added to the Notice to provide a general tax pledge, as well as a maximum total of \$1,000.00, for the duration of the life of the obligations, from the Parks System revenue, as required by the Attorney General's Office.

Commissioner Cascos moved that the Notice of Intention to issue Cameron County, Texas, combination tax and limited pledge certificates of obligation be acknowledged.

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

AYE: Commissioners Benavides, Cascos and Valencia

NAY: Commissioner Matz.

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 Matz, seconded by Commissioner Benavides and carried unanimously, the

AConsent® Agenda Items were approved as follow:

(31) TRAVEL AND/OR TRAVEL EXPENSES FOR THE FOLLOWING, SUBJECT TO FUNDS IN THEIR BUDGET AND ALL APPLICABLE COUNTY POLICIES:

- a) County Extension Agent-AG, County Program Assistant and County Extension Agent-FCS, to attend the A4-H Jr. Leadership Lap® in Kingsville, Texas, on July 26-27, 2000;
- b) Unified Narcotics Intelligence Task-Force Tactical Intelligence Agents and Assistant UNIT Director to exchange County leased vehicles in San Antonio, Texas, on July 13-14, 2000;
- c) Health Department LVN to supervise inmate during transfer to Huntsville, Texas, on July 19-23, 2000; and
- d) Tax Assessor-Collector, Chief Deputy and Lieutenant to attend the ATexas Association of Vehicle Theft Investigators Annual Training Conference® in Austin, Texas, on September 4-9, 2000.

(32) PURCHASE WITHOUT PURCHASE ORDER TO THE CONFERENCE OF URBAN COUNTIES, IN THE AMOUNT OF \$300.00

SUPPLEMENTAL AGENDA

(1) ADOPTION OF A RESOLUTION REQUESTING CAMERON COUNTY CITIZENS, MUNICIPALITIES AND IRRIGATION AND DRAINAGE DISTRICTS TO PREPARE FOR DROUGHT CONDITIONS AND ENACTMENT OF WATER CONSERVATION MEASURES

Commissioner Matz moved that the Resolution be adopted requesting Cameron County Citizens, Municipalities and Irrigation and Drainage Districts to prepare for drought conditions and enactment of water conservation measures.

The motion was seconded by Commissioner Cascos and carried unanimously.

The Resolution is as follows:

Upon motion by Commissioner Cascos, seconded by Commissioner Benavides and carried unanimously, the Court recessed until 5:15 P.M.

Upon motion by Commissioner Matz, seconded by Commissioner Benavides and carried unanimously, the Court reconvened in Regular Session at 5:28 P.M.

(10) **IN THE MATTER OF THE FINAL PLANS AND SPECIFICATIONS OF THE COUNTY DETENTION CENTER AND SHERIFF-S ADMINISTRATION BUILDING, INCLUDING ADDENDUMS 1 THROUGH 8 (TABLED)**

At this time, Commissioner Cascos expressed concern as to the delays in the documents being submitted to the appropriate officials and the Court and stated that the documents should be submitted in a timely manner, in order to appropriately review the issues.

Mr. Remi Garza, Assistant County Administrator, reported that meetings would be scheduled every other week with the Construction Managers, the Engineers and representatives of the Sheriff-s Department.

Commissioner Valencia suggested that Bond Counsel should also be informed and included at the meetings, in order for Bond Counsel to be aware of the matters.

Judge Hinojosa stated that Bond Counsel was very involved with the Jail Project and commended Mr. Jesus AChuy@Ramirez for his involvement and cooperation with the project.

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

At this time, Commissioner Cascos questioned whether there would be additional addendums and Mr. Kamal Ariss, Landmark Organization Engineer, responded that no additional addendums were anticipated and that the addendums were necessary to obtain the permit from the City of Brownsville.

(11) **ADOPTION OF AN AMENDMENT TO THE AGREEMENT BETWEEN LANDMARK ORGANIZATION, INCORPORATED, AND CAMERON COUNTY EXTENDING THE CONTRACTED CONSTRUCTION COMPLETION DATE TO FOURTEEN MONTHS FROM THE ISSUANCE OF THE FINAL NOTICE TO PROCEED WITH CONSTRUCTION BY CAMERON COUNTY**

Commissioner Valencia moved that the Amendment to the Agreement between Landmark Organization, Incorporated, and Cameron County, be approved extending the contracted construction completion date to fourteen months from the issuance of the Final Notice to Proceed with Construction by Cameron County.

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

AYE: Commissioners Benavides, Cascos and Valencia

NAY: Commissioner Matz.

The Amendment is as follows:

**(13) REAPPOINTMENT OF DR. RUBEN TO THE
CAMERON COUNTY HOUSING AUTHORITY**

At this time, Judge Hinojosa informed the Court that the appointment of the Cameron County Housing Authority should be made by the Commissioners, as opposed to the County Judge and added that the reappointment of Dr. Ruben Gallegos had been inadvertently appointed by the County Judge.

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the reappointment of Dr. Ruben Gallegos to the Cameron County Housing Authority was approved.

The Resolution is as follows:

There being no further business to come before the Court, upon motion by Commissioner Matz, seconded by Commissioner Cascos and carried unanimously, the meeting was **ADJOURNED** at **5:37 P.M.**

APPROVED this **8th** day of **August, 2000**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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