

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 9th day of JANUARY, 2001, 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

DAVID A. GARZA
COMMISSIONER, PRECINCT NO. 3

NATIVIDAD "TIVIE" VALENCIA
COMMISSIONER, PRECINCT NO. 4

Adrian Daza **Deputy**
COUNTY CLERK

ABSENT:

=====

The meeting was called to order by Judge Gilberto Hinojosa at 9:55 A.M. He then asked Mr. Dagoberto Barrera, Brownsville resident, for the invocation and Judge Hinojosa led the Court and the audience in reciting the Pledge of Allegiance.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on January 5, 2001, at 12:03 P.M.:

(1) APPROVAL OF COUNTY CLAIMS

At this time, Mr. Mark Yates, County Auditor, presented the following late claims for approval:

Warrant No. 48329 in the amount of \$7,281.72 - Laguna Madre Water District; and

Warrant No. 48551 in the amount of \$1,485.50 - The Medicine Shop.

Commissioner Valencia moved that the County Claims be approved as presented, inclusive of the late claims as to Warrant No. 48329 in the amount of \$7,281.72 and Warrant No. 48551 in the amount of \$1,485.50.

Note: Commissioner Cascos joined the Meeting at this time.

The motion was seconded by Commissioner Garza, with the exception of the conflict of interest, and carried as follows:

AYE: Commissioners Benavides, Cascos, and Valencia

NAY: None

ABSTAIN: Commissioner Garza and Judge Hinojosa.

At this time, Judge Hinojosa welcomed Commissioner Garza to the Meeting, and looked forward to working together for the benefit of the citizens of Cameron County and his precinct.

At this time, Mr. Robert Mendoza, Elections Administrator, presented the claim regarding the overtime work performed on the recount of the November 2000 election returns. He stated that the candidates who requested the recount should pay for the recount costs, including the overtime work, since he provided services beyond his normal job description.

Judge Hinojosa stated that the Election Administrator was a management position and was not entitled to be paid for any overtime work incurred on the November 2000 election recount.

Commissioner Garza commented that the Election Code designated recounts as part of the election process; therefore, part of the job.

The Affidavit follows:

**(3) APPROVAL OF MINUTES OF DECEMBER 5, 2000,
DECEMBER 12, 2000, AND DECEMBER 19, 2000
(TABLED)**

Commissioner Valencia moved that the Minutes of the Regular Meetings held December 5, 2000, and December 12, 2000, at 9:30 A.M., be approved.

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

AYE: Commissioners Benavides, Cascos and Valencia

NAY: None

ABSTAINED: Commissioner Garza.

Upon motion by Commissioner Valencia, seconded by Commissioner Cascos and carried unanimously, the Minutes of the Regular Meeting held December 19, 2000, were **TABLED**.

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

Commissioner Valencia moved that the 2001 Fiscal Year Budget Amendment No. 2001-05 and the following Salary Schedules be approved:

Planning and Inspection Department, Fund No. 150-6230;

M and O Orange Building Department, Fund No. 100-5210;

District Clerk Department, Fund No. 100-4500;

A. G. Child Support-District Clerk Department, Fund No. 580-4510;

A. G. Child Support-District Clerk Department, Fund No. 580-4519;

Parks System Administration Department, Fund No. 830-6690; and

County Auditor Department, Fund No. 100-4950.

The motion was seconded by Commissioner Garza and carried unanimously.

The Budget Amendments and Salary Schedules are as follows:

(6) IN THE MATTER OF MS. ROSE GOMEZ, CHIEF COUNSELOR, AT THE AMADOR R. RODRIGUEZ JUVENILE BOOT CAMP AND EDUCATION CENTER, AS A RECIPIENT OF THE UNITED STATES DEPARTMENT OF JUSTICE'S AGENT AWARD, WHICH RECOGNIZES HER OUTSTANDING ACHIEVEMENTS DURING THE PAST YEAR (TABLED)

Upon motion by Commissioner Garza, seconded by Commissioner Valencia and carried unanimously, this Item was **TABLED**.



(7) ACTION REGARDING THE COMPOSITION OF THE SALARY GRIEVANCE COMMITTEE, PURSUANT TO VERNON TEXAS CODE ANNOTATED (V.T.C.A.) LOCAL GOVERNMENT CODE, SECTION 152.014

Mr. Remi Garza, Administrator, noted that each January the Commissioners Court could elect to compose the Salary Grievance Committee, which would hear the grievances of the Elected Officials during the budget time. He explained that the Committee would be composed of nine (9) public members that were drawn from the grand jury list or the alternative would be the Committee comprised of six (6) County Wide Elected Officials and three (3) members from the public. He added that if the Court chose the composition from the Grand Jury List, the names would be provided at the next meeting.

Upon motion by Commissioner Valencia, seconded by Commissioner Garza and carried unanimously, the Salary Grievance Committee would be composed of nine public members from the Grand Jury List, pursuant to Vernon Texas Code Annotated (V.T.C.A.) Local Government Code, Section 152.014.



(8) ACKNOWLEDGMENT OF ANNUAL REPORT BY THE CAMERON COUNTY HISTORICAL COMMISSION

Commissioner Cascos moved that the Annual Report by the Cameron County Historical Commission be acknowledged.

The motion was seconded by Commissioner Garza and carried unanimously.

The Report is as follows:

**(9) ACTION REGARDING RESIGNATIONS OF
CONSTABLES FOR PRECINCTS NO. 4 AND
PRECINCT NO. 6**

Commissioner Cascos moved that the resignations of the Constables for Precincts No. 4 and Precinct No. 6 be acknowledged.

The motion was seconded by Commissioner Garza.

At this time, Judge Hinojosa stated that applications for the two (2) slots were being accepted and that the appointments would be made in two (2) weeks. He noted that there had been discussions as to the consolidation of those two (2) precincts into the existing precincts, and suggested that the matter be placed as an Agenda Item for the next meeting.

Commissioner Cascos referred to a memo he had sent regarding the possible consolidation of Constables, noting that Brownsville had one (1) Constable for half ($\frac{1}{2}$) of the County and six (6) Constables served the other half of the County. He stated that the proposal would be for equitable distribution of boundary lines but would not save any money. He requested that the Personal Director ensure that the applicants met the requirements and were residents of the Precincts.

Mr. Mark Yates, County Auditor, explained the issues of having Constables turn in their vehicles to the Vehicle Maintenance Department.

Mr. Doug Wright, Commissioners' Court Legal Counsel, noted a problem of operations in the Constables Office due to the resignations from the Constables, and recommended that the Court authorize the Sheriff's Office to commission the Constable's staff until the designation of the new Constables. He added that the Deputy Constables and Reserve Deputies must be evaluated yearly and their terms approved by the Court.

Upon motion duly made by Commissioner Cascos, seconded by Commissioner Garza and carried unanimously, the resignations of Constables for Precinct No. 4 and Precinct No. 6 were acknowledged.

**(10) ACTION REGARDING REQUEST FOR
INDEPENDENT ORGANIZATIONAL AND
FINANCIAL MANAGEMENT REVIEW OF THE
CAMERON COUNTY SHERIFF'S DEPARTMENT,
TO INCLUDE ADMINISTRATION, PATROL AND
JAIL OPERATIONS**

At this time, Mr. Conrado Cantu, County Sheriff commended the County Auditor for the Inventory Audit performed by the Auditor's Office, and requested Court approval for a Management and Financial Audit, in order to improve the overall efficiency and security of the Sheriffs's Office. He noted that a management audit was performed

five (5) years ago, but that many things had changed, especially concerning the fixed assets. He stated that in the nine (9) days in Office, he determined that gas economical vehicles for the civil processors and investigators would be more efficient and save the tax payers' money. He noted that an audit would provide him with "a greater picture on how to handle the budget and be efficient with the taxpayers' dime".

Judge Hinojosa noted that the Management Audit conducted by State Comptroller John Sharpe five(5) years ago was based on his recommendation, and that as a result many changes were implemented that created a more efficient and effective government for Cameron County. He added that one of the recommendations implemented was the consolidation of the Road and Bridge Program, which had saved money and increased the number of roads that had been paved.

Judge Hinojosa stated that the Sheriff's Department was the largest County funded department, with the Health Department having the largest number of employees, and that with the addition of the 650 bed facility at the jail, it would be wise to spend on an Audit to streamline the operations of the Sheriff's Department and to save a significant amount of money. He noted that the cost to do the Management Audit would be paid back in operational savings in a short time, adding that he had recommended a similar audit for the Road and Bridge Department. He noted that it was important to recognize that when persons ran for a particular office, they were not necessarily in a position to know exactly how to manage and administer that Office, and it was easier to adopt the same ideas because people did not like change. He stated that he supported an audit, and added that a professional person could evaluate what worked well and make recommendations that would save the taxpayers money and have better operations.

Mr. Mark Yates, County Auditor, noted that significant changes in operations would have to be implemented, and suggested that a "municipal approach" in the assignment of a police vehicle or road vehicles which would decrease the costs of gasoline, adding that there were a lot of ideas that could be implemented, but things would have to be done differently than had been done in the last sixteen (16) years.

Sheriff Cantu noted that no Sheriff had ever planned for long-term commitments and that a long term plan would improve efficiency and provide quality services.

Commissioner Cascos questioned whether the John Sharp Report contained recommendations specifically for the Sheriff's Office and the Sheriff responded that one (1) recommendation was for savings on gasoline.

Commissioner Cascos suggested that the John Sharp Report be reviewed and a determination be made as which recommendations had been implemented and which had not. He noted that he was trying to understand what Sheriff Cantu wanted to accomplish because the Fixed Asset Audit was performed by the County Auditor.

(12) **IN THE MATTER OF A PROFESSIONAL SERVICE AGREEMENT BETWEEN CAMERON COUNTY AND THE JWH & ASSOCIATES FOR THE WEST RAIL RELOCATION PROJECT (TABLED)**

Mr. Pete Sepulveda, Bridge Systems Director, explained that the time limit was changed on the Agreement and included a detail budget of reimbursement expenses.

Commissioner Cascos noted that at recent meeting, it appeared that the Port of Brownsville had some reservations and suggested that an Agreement should be finalized soon. He questioned whether the County could proceed with the plans if the Port of Brownsville did not participate.

Judge Hinojosa noted that the Port of Brownsville's participation increased the chances of success of the Project.

At this time, Mr. Francisco Sifuentes, Brownsville resident, expressed his concerns with the tax payers money being spent for studies and suggested that all the entities should meet and reach an agreement to save tax payers money.

Commissioner Garza suggested that if the County was considering cost sharing the Project, the County should be up-front before making commitment with those entities, and the suggestions were made to have another meeting with the entities, and that the item be tabled until matters were resolved.

Commissioner Garza questioned whether JWH & Associates was the only company that conducted these studies, and the procedures followed in requesting proposals for the County.

Judge Hinojosa responded that Mr. Hudson had worked for the County as traffic engineer on several projects, including the Master Plan and he was very familiar with the Master Plan and the Road and Bridge system.

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



(13) **IN THE MATTER OF CONSTABLE PRECINCT NO. 1 POLICIES AND PROCEDURES (TABLED)**

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



**(14) APPROVAL OF CONSTRUCTION CONTRACT
FOR THE ADULT PROBATION OFFICE BUILDING
IN SAN BENITO, TEXAS, BETWEEN CAMERON
COUNTY AND MORECO, INC.**

Commissioner Valencia moved that Contract for the Adult Probation Office Building in San Benito, Texas, between Cameron County and Moreco, Inc. be approved, subject to legal review.

The motion was seconded by Commissioner Benavides and carried unanimously.

The Contract is as Follows:

**(15) APPROVAL OF CONSTRUCTION CONTRACT
FOR THE COUNTY ANNEX IN LA FERIA, TEXAS,
BETWEEN CAMERON COUNTY AND H.W.
MARSHALL CONSTRUCTION**

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the Contract for the County Annex in La Feria, Texas, between Cameron County and H. W. Marshall Construction, was approved.

The Contract is as Follows:

**(16) AUTHORIZATION TO OPEN THE FOLLOWING
INTEREST BEARING NOW ACCOUNT - SPECIAL
INVENTORY TAX VIT 2001 WITH FIRST
NATIONAL BANK**

Commissioner Cascos moved that the Interest Bearing Now Account - Special Inventory Tax VIT 2001, with First National Bank be approved.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Resolution is as Follows:

(17) IN THE MATTER OF AN INTER-LOCAL AGREEMENT BETWEEN CAMERON COUNTY AND THE CITY OF BROWNSVILLE REGARDING REAL ESTATE SERVICES (TABLED)

At this time, Mr. Joseph Ardito, Property Management Coordinator, explained that the City of Brownsville had requested assistance in acquiring some property and recommended approval.

Mr. Frank Martinez, Assistant District Attorney, noted that he had not reviewed the Agreement and expressed concerns regarding the hourly rate of compensation and the County's potential liability.

Mr. Doug Wright, County Legal Counsel, suggested approval, subject to legal review, noting that all issues had been reviewed and addressed.

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



(18) APPROVAL OF A RESOLUTION AUTHORIZING A CONTINUATION GRANT APPLICATION TO THE GOVERNOR'S OFFICE, CRIMINAL JUSTICE DIVISION FOR THE PRECINCT NO. 5, JUSTICE OF THE PEACE AND CONSTABLE'S STUDENT PARENT'S EXTENDED EDUCATION DIVISION (SPEED) PROGRAM AND DESIGNATING SOURCE FOR REQUIRED MATCH

Commissioner Valencia moved that the Resolution authorizing a continuation Grant Application to the Governor's Office, Criminal Justice Division for the Precinct No. 5, Justice of the Peace and Constable's Student Parents Extended Education Division (SPEED) Program and designating source for required match be adopted.

The motion was seconded by Commissioner Garza and carried unanimously.

At this time, Judge David Wise, Justice of the Peace Precinct No.5, Place No. 2, noted that the success of the Program was recognized in the Texas Association of Counties monthly publication, and expressed gratitude to the Court for their support.

The Resolution is as Follows:

(19) APPROVAL OF A RESOLUTION OF THE COMMISSIONERS' COURT, SUPPORTING THE RESTORATION OF THE 1912 CAMERON COUNTY COURTHOUSE, AND STATING ITS WILLINGNESS TO ACCEPT A GRANT AWARD OF \$237,786.00 FROM THE TEXAS HISTORICAL COMMISSION'S TEXAS HISTORIC COURTHOUSE PRESERVATION PROGRAM

Upon motion by Commissioner Valencia, seconded by Commissioner Benavides and carried unanimously, the Resolution of the Commissioners' Court, supporting the restoration of the 1912 Cameron County Courthouse, and stating its willingness to accept a Grant Award of \$237, 786.00 from the Texas Historical Commission's Texas Historic Courthouse Preservation Program, was adopted.

The Resolution is as Follows:

(20) APPROVAL OF A FUNDING AGREEMENT BETWEEN CAMERON COUNTY AND THE TEXAS HISTORICAL COMMISSION, PURSUANT TO A CERTAIN GRANT AWARD FROM THE TEXAS HISTORIC COURTHOUSE PRESERVATION PROGRAM, FOR THE RESTORATION OF THE 1912 CAMERON COUNTY COURTHOUSE

Commissioner Valencia moved that the Funding Agreement between Cameron County and the Texas Historical Commission, pursuant to a certain Grant Award from the Texas Historic Courthouse Preservation Program, for the Restoration of the 1912 Cameron County Courthouse, be approved.

The motion was seconded by Commissioner Garza and carried unanimously.

The Agreement is as follows:

(22) APPROVAL OF A CONCESSIONAIRE AGREEMENT BETWEEN CAMERON COUNTY AND MR. JAMES AND MS. MARY JO CAMP d/b/a DOLPHIN COVE OYSTER BAR

Commissioner Benavides moved that Concessionaire Agreement between Cameron County and Mr. James and Ms. Mary Jo Camp d/b/a Dolphin Cove Oyster Bar be approved, subject to a one (1) year term.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Agreement is as Follows:

**(23) APPROVAL OF MOBILE VENDOR'S PERMIT #V2
(RENEWAL) TO MR. FRANCISCO TORRES d/b/a
EL REY DEL ELOTE NO. 3**

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the Renewal Mobile Vendor's Permit No.V2 to Mr. Francisco Torres d/b/a El Rey Del Elote No. 3, was approved.

**(24) ADOPTION OF A RESOLUTION AUTHORIZING
THE SUBMISSION OF A GRANT APPLICATION
FOR THE TRUANCY REDUCTION IMPACT
PROGRAM OF UNIDOS PODEMOS-
BROWNSVILLE COMPREHENSIVE STRATEGY
FOR YOUTH AND FAMILIES TO THE
GOVERNOR'S OFFICE, CRIMINAL JUSTICE
DIVISION, FOR \$43,910.00 FOR THE YEAR 2001-
2002**

Commissioner Garza moved that the Resolution authorizing the submission of a Grant Application for the Truancy Reduction Impact Program of Unidos Podemos-Brownsville Comprehensive Strategy for Youth and Families to the Governor's Office, Criminal Justice Division, for \$43,910.00 for the year 2001-2002, be adopted.

The motion was seconded by Commissioner Valencia and carried unanimously.

The Resolution is as Follows:

(25) ADOPTION OF A RESOLUTION AUTHORIZING THE SUBMISSION OF A CONTINUATION APPLICATION TO THE GOVERNOR'S OFFICE, CRIMINAL JUSTICE DIVISION FOR THE JUVENILE PROBATION DEPARTMENT'S PURCHASE OF JUVENILE JUSTICE ALTERNATIVE SERVICES GRANT

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

The Resolution is as Follows:

**(26) APPROVAL OF LEASE AGREEMENT (RENEWAL)
BETWEEN CAMERON COUNTY AND B.P.
NEWMAN TO PROVIDE OFFICES FOR THE
UNIFIED NARCOTIC INTELLIGENCE TASK
FORCE**

Commissioner Valencia moved that the Renewal Lease Agreement between Cameron County and B.P. Newman to provide offices for the Unified Narcotic Intelligence Task Force be approved.

The motion was seconded by Commissioner Garza and carried unanimously.

The Lease is as Follows:

(27) APPROVAL OF A RESOLUTION AUTHORIZING THE SUBMISSION OF A CONTINUATION APPLICATION TO THE GOVERNOR'S OFFICE OF CRIMINAL JUSTICE DIVISION FOR THE 2001-2002 CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE GRANT

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the Resolution authorizing the submission of a continuation Application to the Governor's Office of Criminal Justice Division for the 2001-2002 Cameron County Drug Enforcement Task Force Grant, was adopted.

The Resolution is as follows:

(28) APPROVAL OF COOPERATIVE WORKING AGREEMENTS BETWEEN THE CAMERON COUNTY DRUG ENFORCEMENT TASK FORCE AND ALL LAW ENFORCEMENT DEPARTMENTS IN CAMERON AND WILLACY COUNTIES

Commissioner Valencia moved that the Working Agreements, between the Cameron County Drug Enforcement Task Force and all Law Enforcement Departments in Cameron and Willacy Counties, be approved.

The motion was seconded by Commissioner Garza and carried unanimously.

The Agreement is as Follows:

**(29) APPROVAL OF INTER-LOCAL AGREEMENTS
BETWEEN CAMERON COUNTY AND THE
FOLLOWING ENTITIES: CITY OF SAN BENITO,
CITY OF LOS FRESNOS, CITY OF PORT ISABEL,
CITY OF RAYMONDVILLE AND WILLACY
COUNTY**

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the Inter-Local Agreements between Cameron County and the following entities were approved: City of San Benito, City of Los Fresnos, City of Port Isabel, City of Raymondville and Willacy County.

The Agreement is as Follows:

(4) IN THE MATTER OF DESIGNATION OF TIME OF DAY AND DAY OF THE WEEK OF COMMISSIONER'S COURT REGULAR MEETING (TABLED)

(5) IN THE MATTER OF APPOINTMENT OF COUNTY JUDGE PRO-TEM (TABLED)

Upon motion by Commissioner Valencia, seconded by Commissioner Garza and carried unanimously, these Items were **TABLED**.

CONSENT AGENDA ITEM

THE FOLLOWING ITEMS WERE RECOMMENDED FOR "CONSENT" AND WERE EITHER RECOMMENDED BY THE DEPARTMENT HEAD, WITHIN BUDGET OR AWARDED TO THE LOW BIDDER:

Upon motion by Commissioner Benavides, seconded by Commissioner Valencia and carried unanimously, the "Consent" Agenda Items were approved as follow:

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

- a) Tax Assessor/Collector and Auto Theft Division Project Coordinator to attend the "Texas Automobile Theft Prevention Authority Grantee Advisory Committee Meeting and Board Meeting" in Austin, Texas, on January 10-11, 2001;
- b) District County Clerk to attend the "29th Annual County and District Clerk's Continuing Education Seminar" in College Station, Texas, on January 7-11, 2001;
- c) Regional Commander to attend the "Texas Narcotics Control Program Operational Command Group (OCG) Meeting" in Austin, Texas, on January 10-11-2001;
- d) Unit Assistant Director to attend the "Financial Committee Meeting" in San Antonio, Texas, on January 17-19-2001;
- e) Unit Director to attend an "Emergency Southwest Border High Intensity Drug Task Act (HIDTA) Executive Committee Meeting" in San Diego, California, on January 24-28-01;
- f) Personnel/Safety Coordinator to attend the "Texas Notary Law and Procedures Seminar" in McAllen, Texas, on January 24, 2001;
- g) Personnel/Safety Benefits Specialists two (2) to attend the "Microsoft Office Seminar" in McAllen, Texas, on January 30, 2001;
- h) Criminal Investigators two (2) to attend "United States Department of Justice Agents Awards Ceremony" in Houston, Texas, on December 14-15, 2000;
- I) Cameron County Drug Enforcement Task Force Agents four (4) to attend the "Texas Counterdrug Training Institute Highway Interdiction Training Conference" in Corpus Christi, Texas, on January 29, 2001 to February 2, 2001;
- j) Assistant District Attorney's two (2) to attend the "TDCAA Prosecutor Trial Skills Course" in Austin, Texas, on January 21-26, 2001; and

- k) United Director to attend the "Emergency Southwest Border High Intensity Drug Task Act (HIDTA) Executive Meeting" in El Paso, Texas, on December 18-20, 2000.

(31) **AUTHORIZATION FOR PRELIMINARY AND FINAL APPROVAL:**

- a) **Precinct No. 3 - E&G Subdivision, being 3.78 acres out of Block No. 12, San Benito Land and Water Company; and**
- b) **Precinct No. 4 - La Rosita Subdivision, being 3.17 acre tract of land, 2.69 acre tract out of Lot No. 4, Block No. 2, a 0.48 acre tract of land, more or less out of Lot No.1, Block No. 3, Cameron County Deed Records, Volume 566, Page 10.**

(32) **AUTHORIZATION FOR PRELIMINARY APPROVAL:**

- a) **Precinct No 1 - Garza - Medrano Subdivision, being a replat of 6.88 acres of Block No. 18-B, El Jardin Subdivision.**

- b) **AUTHORIZATION TO AWARD BID FOR PATROL CARS THIRTEEN (13), PICK-UP TRUCKS THREE (3), AND CARGO VAN ONE (1).**

Rodriguez Ford - Raymondville, Texas

13 Patrol Cars	\$268,671.00
1 Cargo Van	16,427.60
1 Pick-up Truck	22,314.00

Boggus Ford, Harlingen, Texas

1 Pick-up Truck	\$ 17,619.00
1 Pick-up Truck	17,900.00

- c) **AUTHORIZATION TO AWARD BID FOR FOOD: MEAT QUARTERLY BID NO. 2170**

Beno's Meat, McAllen, Texas

Category A \$14,399.25

Texas Meats, Harlingen, Texas

Category B \$ 1,258.00

NOTE: COMMISSIONER BENAVIDES LEFT THE MEETING.

SUPPLEMENTAL AGENDA

- 1) **Possible Action regarding the Construction of a County Records Building at the new County Annex Site on the corner of FM 511 and Old Alice Road, Brownsville, Texas.**

At this time, Mr. Mark Yates, County Auditor, suggested that instead of building a large warehouse at the annex, that smaller units be created and to grow into them as Records Warehouses.

Judge Hinojosa stated that he opposed searching for warehouse space somewhere else, noting that warehouse space should be consolidated at the annex space, and suggested that the inmates could assist with the management of records.

Mr. Juan Bernal, County Engineer/Public Works Director, explained that when the plans were being developed, all Department Heads were contacted regarding their space requirements for records and suggested that the Master Plan layout be followed as designed.

Commissioner Garza moved that the County Engineer be directed to precede with the design specifications for the Construction of a County Records Building at the new County Annex Site on the corner of FM 511 and old Alice Road, Brownsville, Texas.

The motion was seconded by Commissioner Valencia and carried unanimously.

2. Authorization to issue Letters of Termination of Contract between Cameron County and Interface, EAP.

At this time, Mr. Manuel Villarreal, Personnel Director, explained that the Agreement with Mutual of Omaha included the provision to implement the Employee Assistance Program, and that the doctors utilized with Interface, EAP were transferred to Mutual of Omaha, for continuation of services.

Upon motion by Commissioner Valencia, seconded by Commissioner Garza, and carried unanimously, the Letters of Termination of Contract between Cameron County and Interface, EAP were authorized.

**(9) ACTION REGARDING RESIGNATION OF
CONSTABLES FOR PRECINCTS NO. 4 AND
PRECINCT NO. 6**

At this time, Mr. Doug Wright, County Legal Counsel, noted that according to statutes researched by his Office, the First Assistant to the Constables could run the Offices, pending the selection of the replacement of the successor.

Commissioner Garza suggested that Mr. Wright inform the current First Assistants of the statutes.

**NOT ON
AGENDA**

At this time Mr. Francisco Sifuentes, Brownsville resident, stated that it was important that the new Elected Officer be accountable to the citizens and the tax payers of the Cameron County. He suggested that the Personnel Department conduct criminal background checks on all new law enforcement employees, and that they be trained and responsible for their positions, and to follow County Policies.

(35) EXECUTIVE SESSION

Upon motion by Commissioner Garza, seconded by Commissioner Valencia and carried unanimously, the Court met in Executive Session at 11:44 A.M. to discuss the following matters:

- a) Deliberation regarding the Real Property concerning the possible assignment of Concession Agreement from NB Development Company, Inc. to South Padre Island Waterpark, LTD.; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072; and
- b) Deliberation regarding the Real Property concerning the Right-of-Way Acquisition for Old Alice Road, Parcel No. 19; pursuant to Vernon Texas Code Annotated (V.T.C.A.), Government Code, Section 551.072.

Upon motion by Commissioner Valencia, seconded by Commissioner Garza and carried unanimously, the Court reconvened in Regular Session at 11:51 A.M.

(36) ACTION RELATIVE TO EXECUTIVE SESSION

- a) **Deliberation regarding the Real Property concerning the possible assignment of Concession Agreement from NB Development Company, Inc. to South Padre Island Waterpark, LTD.**

NOTE: Judge Hinojosa did not return to the Meeting.

Upon motion by Commissioner Valencia, seconded by Commissioner Garza and carried unanimously, the assignment of Concession Agreement from NB Development Company to South Padre Island Waterpark, Limited, was accepted and approved, with the specific exception that NB Development Company, Inc., the original concessions would be required to comply and were not released, in any way, from their obligations in the original concession.

- b) **Deliberation regarding the Real Property concerning the Right-of-Way Acquisition for Old Alice Road, Parcel No. 19.**

Commissioner Garza moved that the right-of-way acquisition for Old Alice Road, Parcel No. 19, and payment for the relocation of the fence be approved.

The motion was seconded by Commissioner Valencia and carried unanimously.

There being no further business to come before the Court, upon motion by Commissioner Valencia, seconded by Commissioner Garza and carried unanimously, the meeting was **ADJOURNED** at 11:53 A.M.

APPROVED this 30th day of **January, 2001**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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