

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 5th day of September 2006, there was conducted a REGULAR 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.

BE IT FURTHER RESOLVED, that the Cameron County Commissioners' Court wishes to dedicate its proceedings in memory of Judge Adolfo G. Betancourt.

THE COURT MET AT:

PRESENT:

9:30 A.M.

GILBERTO HINOJOSA
COUNTY JUDGE

PEDRO "PETE" BENAVIDES
COMMISSIONER PRECINCT NO. 1

JOHN WOOD
COMMISSIONER PRECINCT NO. 2

DAVID A. GARZA
COMMISSIONER, PRECINCT NO. 3

EDNA TAMAYO
COMMISSIONER, PRECINCT NO. 4

JOE G. RIVERA
COUNTY CLERK

Aide A. Trejo Deputy Clerk

ABSENT:



The meeting was called to order by Judge Pro-Tem Pedro "Pete" Benavides at 9:48 A.M. He asked Reverend Bob Clark, Brownsville resident, for the invocation, and he then led the Court and 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 September 1, 2006 at 4:49 P.M.:

PRESENTATIONS

NOTE: Judge Hinojosa joined the meeting at this time.

(2) PRESENTATION OF A RESOLUTION HONORING MR. GEORGE M. VILLARREAL, MR. ALBERTO VILLARREAL, MR. FRANK VILLARREAL, MR. JUAN VILLARREAL, MR. CRISANTO VILLARREAL AND MR. ROBERT MENDOZA FOR THEIR OUTSTANDING PATRIOTISM. (COMM. COURT)

Judge Hinojosa presented the resolution to the Villarreal Family and spoke of their tradition of patriotism and willingness to serve their county. He added that all (6) Villarreal brothers served in World War II and were known as the "San Benito 6".

Mr. Manuel Villarreal, Human Resources Director, thanked the Court for the recognition of his late father and uncles and presented a photo to the Court of all (6) brothers after they had all safely returned home from war.

(3) PRESENTATION OF A RESOLUTION RECOGNIZING MR. ANTONIO BRISENO FOR HIS LIFETIME OF ACHIEVEMENT. (COMM. COURT)

Judge Hinojosa praised Mr. Antonio Briseno for his lifelong commitment and history of working with youths in their pursuit of music.

Commissioner Tamayo emphasized the fact that, through music, Mr. Briseno has saved countless youths.

(12) CONSIDERATION AND AUTHORIZATION OF TRANSFER OF PARKS VEHICLE FOR THE USE OF THE SENIOR/TEEN CENTER AND DISCUSSION OF BUDGET. (COMM. COURT)

Judge Hinojosa noted that the Commissioners' Court supports programs for children.

Commissioner Benavides thanked the Court for their support throughout the Senior/Teen Center project.

Mr. Javier Mendez, Parks Director, informed the Court that he was not aware of a request for transferring a Parks Vehicle for the use of the Senior/Teen Center.

Upon motion by Commissioner Tamayo, second by Commissioner Garza and carried unanimously, this Item was **TABLED**.

Mr. Xavier Villarreal, Budget Officer, added that there is an issue with the vehicle being used by an entity that is not within the Cameron County system.

(4) PRESENTATION OF 2005 AUDITED FINANCIAL STATEMENTS. (COMM. COURT)

Mr. Remi Garza, Assistant County Administrator, informed the Court that the audit committee was unaware that this item was on the agenda for today's meeting.

Commissioner Garza asked who is on the audit committee.

Mr. Remi Garza replied that the County Sheriff, a representative from the District Attorney's Office, the Budget Officer, the Health Administrator and himself are on the audit committee.

Commissioner Garza asked about the function of the audit committee.

Mr. Remi Garza replied that the audit committee is the liaison between the independent auditor and Cameron County.

Upon motion by Commissioner Benavides, second by Commissioner Wood and carried unanimously, the Presentation of the 2005 Audited Financial Statements was acknowledged.

(1) PUBLIC COMMENTS.

Mr. Roger Ortiz, Elections Administrator, informed that Court that there will be a Voter Registration Drive this Friday, September 8, 2006 in front of JC Penney. He added that the Elections Office will remain open until 7 p.m. on October 10, 2006; the last day to register to vote for the November Election.

The Form is as follows:

CONSENT ITEMS

- (28) CONSIDERATION AND APPROVAL FOR THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE TO PURCHASE TACTICAL SWAT (SPECIAL WEAPONS AND TACTICS) SUPPLIES AND WEAPONS FROM GT DISTRIBUTORS AND SIGARMS. (AV-DA)**

Upon motion by Commissioner Tamayo, second by Commissioner Benavides and carried unanimously, authorization for the Cameron County District Attorney's Office to Purchase Tactical SWAT (Special Weapons and Tactics) Supplies and Weapons from GT Distributors and SIGARMS was approved.

The Documentation is as follows:

(19) CONSIDERATION AND APPROVAL OF RESOLUTION AUTHORIZING THE CAMERON COUNTY SHERIFFS DEPARTMENT TO APPLY FOR AN OPERATION LINEBACKER GRANT. (OL-SHERIFF)

Upon motion by Commissioner Wood, second by Commissioner Garza and carried unanimously, the Resolution Authorizing the Cameron County Sheriff's Department to apply for an Operation Linebacker Grant was approved.

The Resolution is as follows:

ALL ITEMS UNDER THE CONSENT AGENDA ARE HEARD COLLECTIVELY UNLESS OPPOSITION IS PRESENTED, IN WHICH CASE THE CONTESTED ITEM WILL BE CONSIDERED, DISCUSSED, AND APPROPRIATE ACTION TAKEN SEPARATELY.

DISCUSSION CONCERNING CONSENT ITEMS:

Item No. 24:

Judge Hinojosa expressed his belief that a County Judge employee should be on the County Employee Benefits Committee.

Remi Garza, Assistant County Administrator, added that he will not receive a stipend if appointed.

Commissioner Tamayo asked when the County Employee Benefits Committee will be reconstituted.

Mr. Manuel Villarreal, Human Resources Director, replied that the committee can be reappointed at the discretion of the Court and added that there is no specific timeline for reappointment.

Commissioner Tamayo moved that the "Consent and Travel Items" be approved, excluding Item No. 19 and Item No. 28

The motion was seconded by Commissioner Benavides and carried unanimously.

- (19) **CONSIDERATION AND APPROVAL OF RESOLUTION AUTHORIZING THE CAMERON COUNTY SHERIFFS DEPARTMENT TO APPLY FOR AN OPERATION LINEBACKER GRANT. (OL-SHERIFF) (ACTION TAKEN SEPARATELY)**
- (20) **CONSIDERATION AND AUTHORIZATION TO UTILIZE THE TARRANT COUNTY COOPERATIVE PURCHASING AGREEMENT, BID #2005-003 TO PURCHASE ONE (1) PICK UP TRUCK FOR CAMERON COUNTY SHERIFF'S OFFICE. (OL-SHERIFF)**
- (21) **CONSIDERATION AND ADOPTION OF A RESOLUTION ACKNOWLEDGING THE ESTABLISHMENT, EXISTENCE, AND SERVICE OF THE BRANCH OFFICE OF THE TAX ASSESSOR-COLLECTOR AT 501 HIGHWAY 100, PORT ISABEL, TEXAS PURSUANT TO TEXAS TRANSPORTATION CODE § 502.111. (TY-TAX ASSESSOR-COLLECTOR)**
The Resolution is as follows:
- (22) **CONSIDERATION AND AUTHORIZATION FOR SPRINGMAN MEDICAL PLAZA IMAGING CENTER TO PLACE A COMMEMORATIVE WREATH AND PROVIDE BREAST HEALTH EDUCATIONAL MATERIALS DURING THE MONTH OF OCTOBER AT THE CAMERON COUNTY COURTHOUSE FOR NATIONAL BREAST CANCER AWARENESS MONTH. (COMM. COURT)**
The Documentation is as follows:
- (23) **CONSIDERATION AND ADOPTION OF A RESOLUTION RECOGNIZING MR. SAMUEL WILLIAM JONES FOR HIS CONTRIBUTIONS TO THE COMMUNITY. (COMM. COURT)**
- (24) **CONSIDERATION AND APPOINTMENT OF ASSISTANT COUNTY ADMINISTRATOR TO THE COUNTY EMPLOYEE BENEFITS COMMITTEE. (COMM. COURT)**
- (25) **CONSIDERATION AND AUTHORIZATION TO BID ELEVATORS MAINTENANCE SERVICES. (MI-BUILDING MAINTENANCE)**
- (26) **CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS: CARPETING AND VINYL FLOOR TILE FOR SAN BENITO ANNEX – LEVI'S BUILDING APPROVAL FOR BIDS. (MI-BUILDING MAINTENANCE)**
The Documentation is as follows:

- (27) **CONSIDERATION AND ADOPTION OF A PROCLAMATION DESIGNATING OCTOBER, 2006 AS "HEAD START AWARENESS MONTH." (COMM. COURT)**
The Proclamation is as follows:
- (28) **CONSIDERATION AND APPROVAL FOR THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE TO PURCHASE TACTICAL SWAT (SPECIAL WEAPONS AND TACTICS) SUPPLIES AND WEAPONS FROM GT DISTRIBUTORS AND SIGARMS. (AV-DA) (ACTION TAKEN SEPARATELY)**
- (29) **CONSIDERATION AND ADOPTION OF A RESOLUTION SUPPORTING CAMERON COUNTY'S SUBMITTAL OF AN APPLICATION TO THE TEXAS PARKS AND WILDLIFE DEPARTMENT – TEXAS PARKS AND RECREATION GRANT PROGRAM. (JM-PARK SYSTEM)**
The Resolution is as follows:
- (30) **CONSIDERATION AND AUTHORIZATION TO UTILIZE TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR) – TEXAN 2000 INTERLOCAL COOPERATIVE PURCHASING AGREEMENT FOR TELEPHONE LONG DISTANCE SERVICES. (MF-PURCHASING)**
The Documentation is as follows:
- (31) **CONSIDERATION AND AUTHORIZATION TO REQUEST BIDS FOR PIPE MATERIALS, INLET BOXES, LIMESTONE, CONCRETE, HOT MIX AND MANHOLES FOR THE BORDER COLONIA ACCESS PROGRAM CAMERON PARK PHASE III IMPROVEMENTS. (PS-DEPT. OF TRANSPORTATION)**
- (32) **CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION WITH S & B FOR SURVEYING FOR THE EXPANSION OF THE VETERANS INTERNATIONAL BRIDGE. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (33) **CONSIDERATION AND AUTHORIZATION TO ALLOW THE DIRECTOR OF THE CAMERON COUNTY DEPARTMENT OF TRANSPORTATION TO PROCEED WITH THE PERMITTING PROCEDURES IN THE US AND MEXICO TO CONSTRUCT THE ULTIMATE BRIDGE SECTION AT VETERANS INTERNATIONAL BRIDGE. (PS-DEPT. OF TRANSPORTATION)**
- (34) **CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY DEPARTMENT OF TRANSPORTATION TO PROCEED WITH RIGHT OF WAY ACQUISITION ON THE DIXIELAND ROAD PROJECT. (PS-DEPT. OF TRANSPORTATION)**
- (35) **CONSIDERATION AND AUTHORIZATION TO ACCEPT DOMINGO DRIVE LOCATED IN SANTA MARIA NORTH SUBDIVISION – PHASE II, PRECINCT NO. 4, AS RECORDED IN CABINET 1 PG. 2576-A, 2576-B, & 2577-A OF THE CAMERON COUNTY MAP RECORDS, CAMERON COUNTY, TEXAS INTO THE COUNTY ROAD SYSTEM. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (36) **CONSIDERATION AND AUTHORIZATION TO INITIATE THE DRAWING PROCESS ON LETTER OF CREDIT FOR GRANDSTONE GARDENS SUBDIVISION SECTION I, PRECINCT NO. 4, FOR UNBUILT SEPTIC SYSTEMS. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (37) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM AUGUST 19, 2006 TO AUGUST 19, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT RENE ESTRADA, PHASE I, PRECINCT NO. 4. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:
- (38) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM SEPTEMBER 13, 2006 TO SEPTEMBER 13, 2007 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT GARZA-CANO SUBDIVISION, PRECINCT NO. 1. (PS-DEPT. OF TRANSPORTATION)**
The Documentation is as follows:

- (39) **CONSIDERATION AND APPROVAL OF MAINTENANCE AGREEMENT BETWEEN CAMERON COUNTY AND THE REVENUE MARKETS, INC. FOR THE COMPUTERIZED TOLL COLLECTION SYSTEM. (PS-DEPT. OF TRANSPORTATION)**

The Agreement is as follows:

- (40) **CONSIDERATION AND APPROVAL OF WORK AUTHORIZATION WITH L & G ENGINEERS TO PREPARE CATEGORICAL EXCLUSION DOCUMENT FOR A THREE (3) ACRE SITE AT THE FREE TRADE BRIDGE AT LOS INDIOS. (PS-DEPT. OF TRANSPORTATION)**

The Documentation is as follows:

TRAVEL ITEMS

- (41) **CONSIDERATIONS AND AUTHORIZATION TO TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):**

- (A) **107TH DISTRICT COURT ADMINISTRATOR AND COORDINATOR, TO TRAVEL TO CORPUS CHRISTI, TX, ON 10/24-27/06, TO ATTEND THE TEXAS ASSOCIATION FOR COURT ADMINISTRATION EDUCATION CONFERENCE.**
- (B) **COUNTY COURT AT LAW NO. 1 & 3 COURT CLERK, TO TRAVEL TO CORPUS CHRISTI, TX, ON 10/24-27/06, TO ATTEND THE 30TH ANNUAL EDUCATION CONFERENCE.**
- (C) **404TH DISTRICT COURT ADMINISTRATOR AND COORDINATOR, TO TRAVEL TO CORPUS CHRISTI, TX, ON 10/24-27/06, TO ATTEND YEARLY TACA CONFERENCE FOR CONTINUING EDUCATION HOURS.**
- (D) **197TH DISTRICT COURT JUDGE, TO TRAVEL TO HOUSTON, TX, ON 9/10-13/06, TO ATTEND JUDGE'S JUDICIAL CONFERENCE.**
- (E) **JUVENILE PROBATION FACILITY ADMINISTRATOR AND OPERATIONS MANAGER, TO TRAVEL TO TRAVIS COUNTY, WILLIAMS COUNTY AND AUSTIN, TX, ON 9/11-14/06, TO TOUR AND VISIT TRAVIS COUNTY JUVENILE DETENTION CENTER AND WILLIAMS COUNTY JUVENILE DETENTION CENTER AND TO ATTEND CHAPTER 343 AND DETENTION OVERPOPULATION WORKGROUP MEETING.**
- (F) **DIRECTOR OF NURSES AND IMMUNIZATION SPECIALIST, TO TRAVEL TO AUSTIN, TX, ON 9/12-14/06, TO ATTEND A "CALL TO ACTION" IMMUNIZATION CONFERENCE HOSED BY THE IMMUNIZATION BRANCH OF THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES.**
- (G) **ASSISTANT HEALTH ADMINISTRATOR, TO TRAVEL TO AUSTIN, TX, ON 9/11-13/06, TO ATTEND A TOWARD 2010-ELIMINATING CHILD LEAD POISONING MEETING.**
- (H) **COMMISSIONER PRECINCT NO. 2 AND DEPARTMENT OF TRANSPORTATION DIRECTOR AND/OR ASSISTANT DIRECTOR, TO TRAVEL TO WASHINGTON, D.C., ON 9/12-14/06, TO MEET WITH CONGRESSIONAL DELEGATION AND FEDERAL AGENCIES REGARDING CAMERON COUNTY'S FY 2007 FUNDING PRIORITIES AND ONGOING PROJECTS.**
- (I) **HEALTH ADMINISTRATOR, TO TRAVEL TO FALFURRIAS, TX, ON 9/6/06, TO ATTEND THE LOCAL HEALTH DEPARTMENT DIRECTOR'S MEETING.**
- (J) **DEPARTMENT OF TRANSPORTATION DIRECTOR, TO TRAVEL TO AUSTIN, TX, ON 9/7-8/06, TO ATTEND THE BORDER TRADE ADVISORY COMMITTEE MEETING.**
- (K) **DISTRICT CLERK, DEPUTY CLERKS (3), TO TRAVEL TO KERRVILLE, TX, ON 9/11-1, TO ATTEND THE TEXAS DISTRICT COURT ALLIANCE.**

- (L) TREASURER, TO TRAVEL TO HOUSTON, TX, ON 11/16-17/06, TO ATTEND COUNTY TREASURER'S CONTINUING EDUCATION.**

- (21) **CONSIDERATION AND ADOPTION OF A RESOLUTION ACKNOWLEDGING THE ESTABLISHMENT, EXISTENCE, AND SERVICE OF THE BRANCH OFFICE OF THE TAX ASSESSOR-COLLECTOR AT 501 HIGHWAY 100, PORT ISABEL, TEXAS PURSUANT TO TEXAS TRANSPORTATION CODE § 502.111. (TY-TAX ASSESSOR-COLLECTOR)**
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The Documentation is as follows:

ACTION ITEMS

(5) BUDGET AMENDMENTS, LINE ITEM TRANSFERS AND/OR SALARY SCHEDULES.

Upon motion by Commissioner Benavides, second by Commissioner Tamayo and carried unanimously, the Budget Amendments, Line Item Transfers and/or Salary Schedules were approved.

The Documentation is as follows:

**(6) APPROVAL OF MINUTES FOR:
(A) AUGUST 15, 2006-REGULAR MEETING**

Upon motion by Commissioner Tamayo, second by Commissioner Garza and carried unanimously, the minutes for the August 15, 2006-Regular Meeting were approved.

(7) APPROVAL OF CLAIMS.

Mr. Mark Yates, County Auditor, presented the following late claims:

Warrant No. 00166388, made payable to Elections System & Software, in the amount of \$258,625.00.

Warrant No. 00166389, made payable to HAVA, in the amount of \$258,625.00.

Warrant No. 00166390, made payable to the Texas Department of Transportation, in the amount of \$65.00

Commissioner Garza moved that the all of the Claims be approved, inclusive of the late claims.

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

AYE: Commissioner Garza, Commissioner Tamayo, Commissioner Benavides and Commissioner Wood

NAY: None

ABSTAIN: Judge Hinojosa as to Warrant No. 00166129, made payable to Laguna Madre Water District, in the amount of \$65.33 and Warrant No. 00166220, made payable to Southwest Key Program La Esperanza, in the amount of \$5,661.90.

The Claims and Affidavits are as follows:

(17) **CONSIDERATION, SELECTION AND APPROVAL OF FURNITURE FOR PORT ISABEL ANNEX BUILDING AS PER THE TEXAS BUILDING & PROCUREMENT COMMISSION TXMAS STATE PURCHASING CONTRACT. (MF-PURCHASING)**

Commissioner Garza moved to select "Lobby Option B" as the Furniture for the Port Isabel Annex Building as per the Texas Building & Procurement Commission TXMAS State Purchasing Contract.

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Documentation is as follows:

**(18) CONSIDERATION AND APPROVAL OF THE SUBSTANTIAL
COMPLETION OF THE PORT ISABEL ANNEX BUILDING.
(PS-DEPT. OF TRANSPORTATION)**

Upon motion by Commissioner Benavides, second by Commissioner Wood and carried unanimously, the Substantial Completion of the Port Isabel Annex Building was approved, subject to the County Judge being the final signature on the Certificate of Substantial Completion.

The Documentation is as follows:

(8) CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE PROPOSED TAX RATE FOR 2006-2007 FISCAL YEAR. (XV-BUDGET OFFICER)

Upon motion by Commissioner Benavides, second by Commissioner Garza and carried unanimously, the Public Hearing regarding the Proposed Tax Rate for the 2006-2007 Fiscal Year was opened.

Mr. Xavier Villarreal, Budget Officer, informed the Court that the Notice on the Vote of the Tax Rate to be held on September 19, 2006 has been published.

Upon motion by Commissioner Benavides, second by Commissioner Garza and carried unanimously, the Public Hearing regarding the Proposed Tax Rate for the 2006-2007 Fiscal Year was closed.

The Documentation is as follows:

(9) DISCUSSION REGARDING THE FISCAL YEAR 2006-2007 BUDGET AND TAX RATE. (XV-BUDGET OFFICER)

Mr. Xavier Villarreal, Budget Officer, informed the Court that he has spoken with Mr. Mark Yates, County Auditor, regarding the 3% increase for County employees and added that all of the funds for the increase are almost secure.

Commissioner Wood asked if there was a meeting this coming Friday, September 8, 2006, regarding the Budget.

Commissioner Garza pointed out that the County Website has the meeting date incorrectly listed as Friday.

Upon motion by Commissioner Garza, second by Commissioner Tamayo and carried unanimously, the Discussion regarding the Fiscal Year 2006-2007 Budget and Tax Rate was acknowledged.

(10) CONSIDERATION AND POSSIBLE ACTION REGARDING HIRING TEMPORARY HELP TO SURVEY LAGUNA HEIGHTS FOR THE LIGHTING PROJECT. (TH-EMERGENCY MANAGEMENT)

Mr. Jared Hockema, County Judge's Office, explained that a survey must be conducted as part of the CDBG grant application and asked that someone be hired to survey the Laguna Heights Community.

Mr. Xavier Villarreal, Budget Officer, added that the expense is less than \$1,000.

Upon motion by Commissioner Tamayo, second by Commissioner Garza and carried unanimously, the Hiring of Temporary Help to Survey Laguna Heights for the Lighting Project was approved.

(11) CONSIDERATION AND AUTHORIZATION OF RECLASSIFICATION OF THE COURT ADMINISTRATOR FOR FAMILY COURT. (JJM-ASSOCIATE JUDGE)

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Reclassification of Court Administrator for Family Court was approved, subject to commence on October 1, 2006.

The Documentation is as follows:

(13) **CONSIDERATION AND POSSIBLE ADOPTION OF NUISANCE ABATEMENT PROCEDURES UNDER SECTION 343.021 IN CONFORMITY WITH CHAPTER 343 OF THE TEXAS HEALTH & SAFETY CODE. (BH-LEGAL)**

Upon motion by Commissioner Garza, second by Commissioner Tamayo and carried unanimously, this Item was **TABLED**.

(14) **CONSIDERATION AND POSSIBLE ACTION REGARDING REQUEST FOR PROPOSALS FOR ADMINISTRATION OF CAMERON COUNTY HEALTH PLAN INCLUDING PREFERRED PROVIDER, AGGREGATE STOP LOSS, STOP LOSS, ADMINISTRATION AND EAP. (COMM. COURT)**

Upon motion by Commissioner Benavides, seconded by Commissioner Garza and carried unanimously, the Request for Proposals for Administration of Cameron County Health Plan including Preferred Provider, Aggregate Stop Loss, Stop Loss, Administration and EAP was approved.

The Documentation is as follows:

(15) **CONSIDERATION AND POSSIBLE ACTION REGARDING THE ISSUANCE OF REQUEST FOR QUALIFICATIONS FOR ACQUIRING SERVICES FOR THE CAMERON COUNTY HEALTH PLAN REQUEST FOR PROPOSALS. (COMM. COURT)**

Commissioner Wood questioned the language of the agenda item. He stated that the agenda item reads as if we are going out for Request For Qualifications for someone to advise the County on how to acquire services through Request For Proposals.

Mr. Remi Garza, Assistant County Administrator, apologized for any confusion.

Commissioner Wood asked if once the RFPs have all been received, the agency that is hired will review all the RFQs and then make a recommendation to the Court.

Mr. Remi Garza explained that the agency that is hired will work with the insurance committee to make a recommendation.

Mr. Richard Burst, Legal Counsel, added that the RFQ is for less than \$25,000.

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Issuance of Request For Qualifications for Acquiring Services for the Cameron County Health Plan Request For Proposals was approved.

(16) **CONSIDERATION AND APPROVAL OF A RESOLUTION OF THE COMMISSIONERS' COURT OF THE COUNTY OF CAMERON, TEXAS AUTHORIZING A GRANT APPLICATION TO THE OFFICE OF RURAL COMMUNITY AFFAIRS 2007-2008 TEXAS COMMUNITY DEVELOPMENT PROGRAM COMMUNITY DEVELOPMENT FUND AND AUTHORIZING THE COUNTY JUDGE TO ACT AS THE COUNTY'S REPRESENTATIVE IN ALL MATTERS DEALING WITH THE COUNTY'S PARTICIPATION IN THE 2007-2008 TEXAS COMMUNITY DEVELOPMENT PROGRAM. (FB-PD & M)**

Upon motion by Commissioner Garza, second by Commissioner Wood and carried unanimously, the Resolution Authorizing a Grant Application to the Office of Rural Community Affairs 2007-2008 Texas Community Development Program Community Development Fund and Authorizing the County Judge to Act as the County's Representative in all Matters Dealing with the County's Participation in the 2007-2008 Texas Community Development Fund was approved.

The Resolution is as follows:

EXECUTIVE SESSION

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 11:27 A.M. to discuss the following matters:

(42) EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (B) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF RIGHT OF WAY FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (C) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF RIGHT OF WAY FOR THE PRIMERA ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 147, PRIMERA ROAD IN THE PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 137, PRIMERA ROAD IN THE PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (F) DELIBERATION REGARDING LEASE OF LAND FOR A RIGHT OF WAY EASEMENT ON PROPERTY OWNED BY CAMERON COUNTY AT THE FREE TRADE BRIDGE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (G) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONSENT TO NATIONAL GUARD ENTRY UPON PROPERTY, ON A MATTER 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 THIS CHAPTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A) & (2).**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court reconvened into Regular Session at 11:40 A.M. to discuss the following matters:

(43) ACTION RELATIVE TO EXECUTIVE SESSION:

- (A) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING ISSUES RELATING TO POSSIBLE ACQUISITION OF REAL PROPERTY FOR THE DANCY BUILDING RENOVATION PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (B) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF RIGHT OF WAY FOR THE WEST RAIL PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (C) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF RIGHT OF WAY FOR THE PRIMERA ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, Items No. 43 (A), (B) and (C) were **TABLED**.

- (D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 147, PRIMERA ROAD IN THE PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Garza, seconded by Commissioner Wood and carried unanimously, authorization to purchase the property for \$3,000 was approved.

- (E) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 137, PRIMERA ROAD IN THE PRECINCT NO. 4 AREA, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the rejection of the counteroffer was approved.

- (F) DELIBERATION REGARDING LEASE OF LAND FOR A RIGHT OF WAY EASEMENT ON PROPERTY OWNED BY CAMERON COUNTY AT THE FREE TRADE BRIDGE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**

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

- (G) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONSENT TO NATIONAL GUARD ENTRY UPON PROPERTY, ON A MATTER 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 THIS CHAPTER, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(A) & (2).**

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

There being no further business to come before the Court, upon motion by Commissioner Benavides, seconded by Commissioner Tamayo and carried unanimously, the meeting was **ADJOURNED** at 11:43 A.M.

APPROVED this 3rd day of **October 2006**.

GILBERTO HINOJOSA
COUNTY JUDGE

ATTEST:

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