

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 1st day of July 2008, 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.

THE COURT MET AT:

PRESENT:

5:00 P.M.

CARLOS H. CASCOS, CPA
COUNTY JUDGE

SOFIA C. 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:

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The meeting was called to order by Judge Cascos at 5:04 P.M. He asked Pastor Andreas Lewis for the invocation. Judge Banalles then led the Court and audience in reciting the Pledge of Allegiance and the Pledge of Allegiance to the State Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on June 26, 2008 at 3:53 P.M.:

(5) PUBLIC COMMENTS.

Commissioner Garza reported that at the Texas Transportation Commission Meeting, held the previous Thursday, a planning instrument which will designate US-77 as the I-69 corridor was approved. He thanked the Court for their support of this project.

Mr. David Alex thanked Colonel Bill Card for his continued support of the I-69 corridor project as well as Mr. Pete Sepulveda, County Administrator, Mr. David Garcia, Deputy County Administrator, and the RMA Board.

Commissioner Wood commented on how the I-69 designation will make a great impact on South Texas.

Commissioner Benavides thanked Colonel Bill Card for his vision and leadership regarding the I-69 project and commented on the many individuals who are no longer with us and how the designation of I-69 is a dream come to fruition.

Commissioner Tamayo thanked Commissioner Garza, Commissioner Wood and Commissioner Benavides for attending the Texas Transportation Commission Meeting and representing Cameron County. She thanked Commissioner Garza for his personal involvement with the I-69 corridor project.

Judge Cascos thanked the RMA Board for their diligence and Commissioner Garza for his leadership concerning the I-69 corridor project.

Mayor Bill Card commented on the importance of I-69 for the economic development of the Valley and noted that he has been working on this project for (17) years. He thanked Mr. Pete Sepulveda, County Administrator, Mr. David Garcia, Deputy County Administrator, Mr. David Alex and Commissioner Garza for their devotion and attention to this project.

Mr. Mario Moncivaiz presented the following statement to the Court regarding his position on the border fence.

The Documentation is as follows:

(8) ACTION ITEMS.

(D) DISCUSSION AND POSSIBLE ACTION TO AUTHORIZE CAMERON COUNTY AS HOST COUNTY FOR NEWLY CREATED PROTECTION COURT AND TO ALLOCATE OFFICE SPACE FOR CPC JUDGE AND STAFF. (PSJ-ADMINISTRATOR)

Commissioner Garza motioned to authorize Cameron County as the Host County for the newly created Protection Court and to allocate office space for the CPC Judge and staff.

The motion was seconded by Commissioner Wood and carried unanimously.

The Documentation is as follows:

SUPPLEMENTAL AGENDA

ACTION ITEM

- (1) **CONSIDERATION AND APPROVAL OF A \$10 MONTHLY MONITORING FEE TO BE PAID TO THE CAMERON COUNTY CSCD BY DEFENDANTS WHO ARE ORDERED BY THE COUNTY MAGISTRATES TO INSTALL A MOTOR VEHICLE IGNITION INTERLOCK DEVICE ON THE MOTOR VEHICLE OWNED BY THE DEFENDANT OR ON THE MOTOR VEHICLE MOST REGULARLY DRIVEN BY THE DEFENDANT AS REQUIRED BY ARTICLE 17.441 OF THE CODE OF CRIMINAL PROCEDURE. (RS-ADULT PROBATION)**

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, a \$10 Monthly Monitoring Fee to be paid to the Cameron County CSCD by defendants who are ordered by the County Magistrates to install a motor vehicle ignition interlock device on the motor vehicle owned by the defendant or on the motor vehicle most regularly driven by the defendant as required by Article 17.441 of the Code of Criminal Procedure was approved.

The Documentation is as follows:

BIDS, RFP'S, RFQ'S

(1) BIDS, RFP'S, RFQ'S:

- (A) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)**
- a. FIRE ALARM SYSTEMS INSPECTIONS & MAINTENANCE REPAIRS – ANNUAL BID #1425 (ARGUS)**

Commissioner Garza motioned to Award the Bids/RFP's/RFQ's for the following: Fire Alarm Systems Inspections & Maintenance Repairs – Annual Bid #1425 (ARGUS).

The motion was seconded by Commissioner Tamayo and carried unanimously.

The Tabulation is as follows:

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- (B) **CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING: (MF-PURCHASING)**
- a. **DATA SERVICES: FIXED WIRELESS BROADBAND (PARKS DEPT.) – ANNUAL RFP #1468 (ARROYO NET) SUBJECT TO CONTRACT APPROVAL BY COMMISSIONERS COURT.**

Commissioner Benavides motioned to Award the Bids/RFP's/RFQ's for the following: Data Services: Fixed Wireless Broadband (Parks Dept.) – Annual RFP #1468 (Arroyo Net) subject to contract approval by Commissioners Court.

The motion was seconded by Commissioner Garza and carried unanimously.

The Tabulation is as follows:

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- (C) **CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP'S/RFQ'S FOR: (MF-PURCHASING)**
a. **PEST CONTROL (A) – ANNUAL BID #1600.**

Commissioner Wood motioned to Open the following Bids/RFP's/RFQ's: Pest Control (A) – Annual Bid #1600.

The motion was seconded by Commissioner Tamayo and carried unanimously.

EXECUTIVE SESSION

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza and carried unanimously, the Court met in Executive Session at 5:46 P.M. to discuss the following matters:

- (2) **EXECUTIVE SESSION:**
- (A) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING JOE R. JONES CONTRACT AND THE STATUS OF SETTLEMENT OFFER, PURSUANT TO, V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A)(B) & (2).**
- (B) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING MARIA ELENA GUZMAN, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ABELARDO GUZMAN AND DAVID GUZMAN, INDIVIDUALLY VS. UNITED STATES OF AMERICA, IN FEDERAL COURT; CASE NO. 06-CV-00287, FOR DISCUSSION AND AUTHORITY FOR MEDIATION OF COUNTY SUBROGATION CLAIM BY PLAINTIFF'S ATTORNEY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A).**
- (C) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL TO DISCUSS THE IMPACT OF ROTHGERY VS. GILLESPIE COUNTY ISSUED BY THE SUPREME COURT ON JULY 23, 2008, AND DISCUSS LEGAL ISSUES RAISED BY THIS DECISION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).**

Judge Cascos noted that Executive Session Item No. 2 (C) should read as follows: Confer with Commissioners' Court Legal Counsel to Discuss the Impact of Rothgery vs. Gillespie County Issued by the Supreme Court on *June* 23, 2008, and Discuss Legal Issues Raised by this Decision, Pursuant To V.T.C.A. Government Code, Section 551.071 (2).

Upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the Court reconvened into Regular Session at 6:30 P.M. to discuss the following matters:

- (3) **ACTION RELATIVE TO EXECUTIVE SESSION:**
- (A) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING JOE R. JONES CONTRACT AND THE STATUS OF SETTLEMENT OFFER, PURSUANT TO, V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A)(B) & (2).**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, the Report by Legal Counsel was acknowledged.

- (B) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING MARIA ELENA GUZMAN, INDIVIDUALLY AND AS PERSONAL REPRESENTATIVE OF THE ESTATE OF ABELARDO GUZMAN AND DAVID GUZMAN, INDIVIDUALLY VS. UNITED STATES OF AMERICA, IN FEDERAL COURT; CASE NO. 06-CV-00287, FOR DISCUSSION AND AUTHORITY FOR MEDIATION OF COUNTY SUBROGATION CLAIM BY PLAINTIFF'S ATTORNEY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1)(A).**

Commissioner Wood motioned to accept the subrogation settlement.

The motion was seconded by Commissioner Garza and carried unanimously.

- (C) **CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL TO DISCUSS THE IMPACT OF ROTHGERY VS. GILLESPIE COUNTY ISSUED BY THE SUPREME COURT ON JULY 23, 2008, AND DISCUSS LEGAL ISSUES RAISED BY THIS DECISION, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).**

Upon motion by Commissioner Wood, seconded by Commissioner Tamayo and carried unanimously, the Report by Legal Counsel was acknowledged.

PRESENTATIONS

(4) **PRESENTATIONS.**

- (A) **PRESENTATION OF A REVENUE SHARING CHECK FROM THE U.S. FISH & WILDLIFE SERVICE IN THE AMOUNT OF \$127,123.00. (JW-U.S. FISH & WILDLIFE SERVICE) (TABLED)**

Commissioner Tamayo motioned to TABLE this item.

The motion was seconded by Commissioner Wood and carried unanimously.

CONSENT ITEMS

- (6) **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 AND TRAVEL ITEMS:

Consent Items No. 6 (Q):

Ms. Dylbia Jeffries-Vega, Legal Counsel, asked to discuss these items separately.

Consent Items No. 6 (J), (N), (O):

Commissioner Garza asked to discuss these items separately.

Commissioner Garza motioned to approve the "Consent and Travel Items", excluding Consent Items No. 6

(J), (N), (O) and (Q).

The motion was seconded by Commissioner Benavides and carried unanimously.

- (A) **CONSIDERATION AND AUTHORIZATION TO UTILIZE THE STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR) COOPERATIVE PURCHASING AGREEMENT (DIR CONTRACT NO. DIR-SDD-627) FOR THE PURCHASE OF CASE MANAGEMENT APPLICATIONS SOFTWARE FOR THE ADULT PROBATION DEPARTMENT. (RS-ADULT PROBATION)**
The Documentation is as follows:
- (B) **CONSIDERATION AND APPROVAL OF SERVICES WITH CTO, INC. TO REPLACE GAS LINE AT CARRIZALEZ-RUCKER DETENTION FACILITY IN OLMITO, TEXAS, AS PER COUNTY POLICY AS EMERGENCY PURCHASE. (RL-BUILDING MAINTENANCE)**
The Documentation is as follows:
- (C) **CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM JUNE 23, 2008 TO JUNE 23, 2009 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT TULLOS SUBDIVISION, PCT. 2. (EH-CCDoT)**
The Documentation is as follows:
- (D) **CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY PLAT APPROVAL FOR NORTH RANCH SUBDIVISION, PCT. 2, A 19.954 ACRE TRACT OF LAND, MORE OR LESS, ALL OF LOT SEVENTEEN (17), SAVE AND EXCEPT THE NORTH FORTY-FIVE (45) FEET OF THE EAST FORTY-FIVE (45) FEET, MAP NO. 2 OF THE BARREDA GARDENS SUBDIVISION, CAMERON COUNTY, TEXAS. (EH-CCDoT)**
The Documentation is as follows:
- (E) **CONSIDERATION AND AUTHORIZATION FOR PRELIMINARY PLAT APPROVAL FOR EL SACRIFICIO SUBDIVISION, PCT. 1, BEING A 4.57 ACRE TRACT OF LAND OUT OF 66.05 ACRE TRACT OF LAND KNOWN AS THE SOUTHPOINT TOWNSITE, OUT OF EL JARDIN SUBDIVISION, SHARE 12, ESPIRITU SANTO GRANT, CAMERON COUNTY, TEXAS. (EH-CCDoT)**
The Documentation is as follows:
- (F) **CONSIDERATION AND APPROVAL FOR "CLOTHING EXPENSE" OF \$500 FOR INVESTIGATOR JOSE A. ZAMORANO TO BE PAID OUT OF THE FUND 90 ACCOUNT. (RL-CONSTABLE PCT. 4)**
- (G) **CONSIDERATION AND AUTHORIZATION OF CONTRACTS FOR LEGAL SERVICES FOR EDMUND K. CYGANIEWICZ, BENIGNO (TREY) MARTINEZ, LUIS V. SAENZ, AND OSCAR DE LA FUENTE, LICENSED ATTORNEYS IN THE STATE OF TEXAS, TO ACT AS SPECIAL PROSECUTORS AND/OR ALL COURT-ORDERED ATTORNEY PRO TEMS ON BEHALF OF THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE. (AV-DISTRICT ATTORNEY) (Contract No. 2008C07196-Edmund K. Cyganiewicz) (Contract No. 2008C07197-Benigno (Trey) Martinez) (Contract No. 2008C07198-Luis V. Saenz) (Contract No. 2008C07199-Oscar De La Fuente)**
The Contracts are as follows:
- (H) **CONSIDERATION AND ACKNOWLEDGEMENT OF DISTRICT CLERK'S MAY, 2008 MONTHLY FEE, FINES AND CRIMINAL REPORTS. (AdelaG-DISTRICT CLERK)**
The Report is as follows:
- (I) **CONSIDERATION AND APPROVAL TO PURCHASE INFLUENZA VACCINE FROM SANOFI PASTEUR, INC. (AVENTIS) THROUGH THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS/TEXAS PROCUREMENT AND SUPPORT SERVICE DIVISION (CPA/TPASS) FOR "INFLUENZA CAMPAIGN 2008/2009" IN THE AMOUNT OF \$19,562.00. (YS-HEALTH)**
The Documentation is as follows:
- (J) **CONSIDERATION AND AUTHORIZATION TO PAY FOR INVOICE #20575DEE FROM THE VENDOR "DATATEK GROUP" IN THE AMOUNT OF \$3,270.00 WITHOUT A PURCHASE ORDER. (YS-HEALTH) (ACTION TAKEN SEPARATELY)**
- (K) **CONSIDERATION AND ACTION FOR THE APPOINTMENT OF JORGE A. CORIA DEPUTY CONSTABLE FOR PCT. #2 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT AND THAT THE**

APPOINTMENT IS VALID ONLY THROUGH THE END OF THE FISCAL YEAR IN WHICH THE APPOINTMENT IS MADE OR THE CURRENT TERM OF THE ELECTED CONSTABLE WHICHEVER ENDS SOONER. (MV-HUMAN RESOURCES)

The Documentation is as follows:

- (L) CONSIDERATION AND AUTHORIZATION TO AWARD BID AND APPROVE STANDARD AGREEMENT NUMBER 2008C06195 WITH STAN CROCKETT D/B/A BAYVIEW FARMS FOR LANDSCAPING MATERIAL AND INSTALLATION FOR LA PALOMA, RIO HONDO AND LA ESPERANZA PARK. (JM-PARKS)**

The Contract is as follows:

- (M) CONSIDERATION AND AUTHORIZATION TO APPROVE DUNE PROTECTION PERMIT AND BEACH FRONT CONSTRUCTION CERTIFICATION TO DOMITT CONSTRUCTION. (JM-PARKS)**

The Documentation is as follows:

- (N) CONSIDERATION AND APPROVAL OF AN INTERLOCAL CONTRACT BETWEEN CAMERON COUNTY, TEXAS AND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR THE CAMERON COUNTY MASTER GARDENER COMPOST DEMONSTRATION PROJECT. (FB-PD&M) (ACTION TAKEN SEPARATELY)**

- (O) CONSIDERATION AND AUTHORIZATION OF AN AGREEMENT BETWEEN CAMERON COUNTY, TEXAS, AND THE CAMERON COUNTY MASTER GARDENER ASSOCIATION TO IMPLEMENT THE CAMERON COUNTY MASTER GARDENER COMPOST DEMONSTRATION PROJECT. (FB-PD&M) (ACTION TAKEN SEPARATELY)**

- (P) CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS, THE COUNTY OF CAMERON, TEXAS AND THE CITY OF HARLINGEN, TEXAS FOR THE 2008 JUSTICE ASSISTANCE GRANT (JAG) PROGRAM. (FB-PD&M) (Contract No. 2008C07202)**

The Contract is as follows:

- (Q) CONSIDERATION AND APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH ROBERTO J. RUIZ, ARCHITECT, FOR DESIGN AND DEVELOPMENT OF THE PROPOSED CEMETERY MEMORIAL PARK, ACROSS FROM THE DANCY BUILDING. (FB-PD&M) (ACTION TAKEN SEPARATELY)**

- (R) CONSIDERATION AND APPROVAL OF RESOLUTION IN CONTINUING SUPPORT FOR SMALL, WOMEN-OWNED, AND MINORITY BUSINESS ENTERPRISES. (MF-PURCHASING) (Resolution No. 2008R06060)**

The Resolution is as follows:

- (S) CONSIDERATION AND APPROVAL OF ORDER #2008O5025 FOR EXISTING COPIER CONTRACTS. (MF-PURCHASING) (Order No. 2008O5025)**

The Order is as follows:

- (T) CONSIDERATION AND AUTHORIZATION TO PARTICIPATE IN THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE. (MF-PURCHASING)**

The Documentation is as follows:

- (U) CONSIDERATION AND AUTHORIZATION TO PARTICIPATE IN THE TEXAS ASSOCIATION OF COUNTIES – COUNTY INFORMATION RESOURCES AGENCY. (MF-PURCHASING) (Contract No. 2008C07209)**

The Contract is as follows:

- (V) CONSIDERATION AND ISSUANCE OF ORDER APPROVING THE TREASURER'S REPORT FOR THE MAY 2008 TERM. (DAB-TREASURER) (Order No. 2008O7028)**

The Order is as follows:

TRAVEL ITEMS

- (7) **CONSIDERATION AND AUTHORIZATION TO TRAVEL/OR APPROVAL OF TRAVEL EXPENSE FOR THE FOLLOWING (PLEASE NOTE: TRAVEL REQUESTS ARE SUBJECT TO ALL APPLICABLE COUNTY POLICIES):**
- (A) **COMMISSIONERS COURT, COUNTY ADMINISTRATOR AND DEPUTY COUNTY ADMINISTRATOR TO TRAVEL TO AUSTIN, TEXAS ON 6/25 TO 6/26/08 TO ATTEND THE TEXAS TRANSPORTATION COMMISSION MEETING.**
 - (B) **CONSTABLE PRECINCT 6 STAFF (2) TO TRAVEL TO DALLAS, TEXAS, ON 8/10 TO 8/14/08, TO ATTEND THE CONTINUING EDUCATION CRIMES AGAINST CHILDREN CONFERENCE.**
 - (C) **COUNTY CLERK TO TRAVEL TO AUSTIN, TEXAS, ON 8/27 TO 8/29/08, TO ATTEND THE 2008 TAC ANNUAL CONFERENCE.**
 - (D) **DISTRICT ATTORNEY TO TRAVEL TO SAN ANTONIO, TEXAS, ON 6/22 TO 6/23/08, TO ATTEND SOUTH TEXAS HIGH INTENSITY DRUG TRAFFICKING AREA (STX HIDTA) EXECUTIVE BOARD MEETING.**
 - (E) **DISTRICT ATTORNEY'S OFFICE STAFF (4) TO TRAVEL TO AUSTIN, TEXAS, ON 7/13 TO 7/18/08, TO ATTEND THE DISTRICT & COUNTY ATTORNEY'S ASSOCIATION SEMINAR.**
 - (F) **DISTRICT ATTORNEY'S OFFICE STAFF (11) TO TRAVEL TO EDINGBURG, TEXAS, ON 7/24/08, TO ATTEND TEXAS DISTRICT AND COUNTY ATTORNEY ASSOCIATION'S REGIONAL UPDATE SEMINAR.**
 - (G) **DISTRICT ATTORNEY'S OFFICE STAFF (2) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 7/28 TO 7/31/08, TO ATTEND THE TEXAS BAR'S ADVANCED CRIMINAL LAW COURSE.**
 - (H) **DISTRICT ATTORNEY'S OFFICE STAFF (4) TO TRAVEL TO HOUSTON, TEXAS, ON 7/31 TO 8/1/08, TO ATTEND THE SOUTH TEXAS COLLEGE OF LAW CLE'S WHITE COLLAR PRACTICE SEMINAR.**
 - (I) **HEALTH DEPARTMENT STAFF (4) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 7/14 TO 7/15/08, TO ATTEND THE TRAINING AND DISCUSSION ON THE RIO GRANDE VALLEY MEDICAL OPERATIONS CENTER.**
 - (J) **HUMAN RESOURCES DIRECTOR TO TRAVEL TO SAN ANTONIO, TEXAS, ON 7/31/08, TO ATTEND THE 2008 TECHNICAL ASSISTANCE PROGRAM SEMINAR.**
 - (K) **MAGISTRATE TO TRAVEL TO SAN ANTONIO, TEXAS, ON 7/27 TO 7/31/08, TO ATTEND THE CLE – ADVANCED CRIMINAL LAW COURSE.**

- (A) **CONSIDERATION AND AUTHORIZATION TO UTILIZE THE STATE OF TEXAS DEPARTMENT OF INFORMATION RESOURCES (DIR) COOPERATIVE PURCHASING AGREEMENT (DIR CONTRACT NO. DIR-SDD-627) FOR THE PURCHASE OF CASE MANAGEMENT APPLICATIONS SOFTWARE FOR THE ADULT PROBATION DEPARTMENT. (RS-ADULT PROBATION)**
The Documentation is as follows:

(B) CONSIDERATION AND APPROVAL OF SERVICES WITH CTO, INC. TO REPLACE GAS LINE AT CARRIZALEZ-RUCKER DETENTION FACILITY IN OLMITO, TEXAS, AS PER COUNTY POLICY AS EMERGENCY PURCHASE. (RL-BUILDING MAINTENANCE)

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The Documentation is as follows:

- (G) **CONSIDERATION AND AUTHORIZATION OF CONTRACTS FOR LEGAL SERVICES FOR EDMUND K. CYGANIEWICZ, BENIGNO (TREY) MARTINEZ, LUIS V. SAENZ, AND OSCAR DE LA FUENTE, LICENSED ATTORNEYS IN THE STATE OF TEXAS, TO ACT AS SPECIAL PROSECUTORS AND/OR ALL COURT-ORDERED ATTORNEY PRO TEMS ON BEHALF OF THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE. (AV-DISTRICT ATTORNEY) (Contract No. 2008C07196-Edmund K. Cyganiewicz) (Contract No. 2008C07197-Benigno (Trey) Martinez) (Contract No. 2008C07198-Luis V. Saenz) (Contract No. 2008C07199-Oscar De La Fuente)**
The Contracts are as follows:

(H) CONSIDERATION AND ACKNOWLEDGEMENT OF DISTRICT CLERK'S MAY, 2008 MONTHLY FEE, FINES AND CRIMINAL REPORTS. (AdelaG-DISTRICT CLERK)
The Report is as follows:

- (I) CONSIDERATION AND APPROVAL TO PURCHASE INFLUENZA VACCINE FROM SANOFI PASTEUR, INC. (AVENTIS) THROUGH THE TEXAS COMPTROLLER OF PUBLIC ACCOUNTS/TEXAS PROCUREMENT AND SUPPORT SERVICE DIVISION (CPA/TPASS) FOR “INFLUENZA CAMPAIGN 2008/2009” IN THE AMOUNT OF \$19,562.00. (YS-HEALTH)**

The Documentation is as follows:

- (K) CONSIDERATION AND ACTION FOR THE APPOINTMENT OF JORGE A. CORIA DEPUTY CONSTABLE FOR PCT. #2 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT AND THAT THE APPOINTMENT IS VALID ONLY THROUGH THE END OF THE FISCAL YEAR IN WHICH THE APPOINTMENT IS MADE OR THE CURRENT TERM OF THE ELECTED CONSTABLE WHICHEVER ENDS SOONER. (MV-HUMAN RESOURCES)**
The Documentation is as follows:

- (L) CONSIDERATION AND AUTHORIZATION TO AWARD BID AND APPROVE STANDARD AGREEMENT NUMBER 2008C06195 WITH STAN CROCKETT D/B/A BAYVIEW FARMS FOR LANDSCAPING MATERIAL AND INSTALLATION FOR LA PALOMA, RIO HONDO AND LA ESPERANZA PARK. (JM-PARKS)**
The Contract is as follows:

- (M) CONSIDERATION AND AUTHORIZATION TO APPROVE DUNE PROTECTION PERMIT AND BEACH FRONT CONSTRUCTION CERTIFICATION TO DOMITT CONSTRUCTION. (JM-PARKS)
The Documentation is as follows:**

- (P) CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS, THE COUNTY OF CAMERON, TEXAS AND THE CITY OF HARLINGEN, TEXAS FOR THE 2008 JUSTICE ASSISTANCE GRANT (JAG) PROGRAM. (FB-PD&M) (Contract No. 2008C07202)**
The Contract is as follows:

(R) CONSIDERATION AND APPROVAL OF RESOLUTION IN CONTINUING SUPPORT FOR SMALL, WOMEN-OWNED, AND MINORITY BUSINESS ENTERPRISES. (MF-PURCHASING) (Resolution No. 2008R06060)

The Resolution is as follows:

- (S) CONSIDERATION AND APPROVAL OF ORDER #2008O5025 FOR EXISTING COPIER CONTRACTS.
(MF-PURCHASING) (Order No. 2008O5025)
The Order is as follows:**

**(T) CONSIDERATION AND AUTHORIZATION TO PARTICIPATE IN THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE. (MF-PURCHASING)
The Documentation is as follows:**

- (U) CONSIDERATION AND AUTHORIZATION TO PARTICIPATE IN THE TEXAS ASSOCIATION OF COUNTIES – COUNTY INFORMATION RESOURCES AGENCY. (MF-PURCHASING) (Contract No. 2008C07209)**
The Contract is as follows:

- (V) CONSIDERATION AND ISSUANCE OF ORDER APPROVING THE TREASURER'S REPORT FOR THE MAY 2008 TERM. (DAB-TREASURER) (Order No. 2008O7028)**
The Order is as follows:

(6) CONSENT ITEMS.

- (J) CONSIDERATION AND AUTHORIZATION TO PAY FOR INVOICE #20575DEE FROM THE VENDOR "DATATEK GROUP" IN THE AMOUNT OF \$3,270.00 WITHOUT A PURCHASE ORDER. (YS-HEALTH)**

Commissioner Garza motioned to deny the claim.

The motion was seconded by Commissioner Wood and carried unanimously.

The Documentation is as follows:

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- (N) **CONSIDERATION AND APPROVAL OF AN INTERLOCAL CONTRACT BETWEEN CAMERON COUNTY, TEXAS AND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL FOR THE CAMERON COUNTY MASTER GARDENER COMPOST DEMONSTRATION PROJECT. (FB-PD&M) (Contract No. 2008C07200)**
- (O) **CONSIDERATION AND AUTHORIZATION OF AN AGREEMENT BETWEEN CAMERON COUNTY, TEXAS, AND THE CAMERON COUNTY MASTER GARDENER ASSOCIATION TO IMPLEMENT THE CAMERON COUNTY MASTER GARDENER COMPOST DEMONSTRATION PROJECT. (FB-PD&M) (Contract No. 2008C07201)**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Interlocal Contract between Cameron County, Texas and the Lower Rio Grande Valley Development Council for the Cameron County Master Gardener Compost Demonstration Project and the Agreement between Cameron County, Texas, and the Cameron County Master Gardener Association to implement the Cameron County Master Gardener Compost Demonstration Project were approved.

The Contracts are as follows:

(Q) CONSIDERATION AND APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT WITH ROBERTO J. RUIZ, ARCHITECT, FOR DESIGN AND DEVELOPMENT OF THE PROPOSED CEMETERY MEMORIAL PARK, ACROSS FROM THE DANCY BUILDING. (FB-PD&M) (Contract No. 2008C07203)

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Professional Services Agreement with Roberto J. Ruiz, Architect, for the design and development of the proposed Cemetery Memorial Park, across from the Dancy Building, was approved.

The Contract is as follows:

ACTION ITEMS

(8) ACTION ITEMS.

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

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

The Budget Amendments, Line Item Transfers and/or Salary Schedules are as follows:

(B) APPROVAL OF CLAIMS.

Commissioner Garza moved to approve the Claims.

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

AYE: Commissioner Garza, Commissioner Benavides and Commissioner Wood

NAY: None

ABSTAIN: Judge Cascos as to Warrant No. 00203184, made payable to Harlingen Waterworks System, in the amount of \$191.61 and Warrant No. 00203263, made payable to Public Utilities Board, in the amount of \$1,054.94 and Commissioner Tamayo as to Warrant No. 00203268, made payable to Red River Service Corp., in the amount of \$96.37.

The Claims and Affidavits are as follows:

(E) DISCUSSION AND POSSIBLE ACTION REGARDING THE PROCEDURE FOR AN APPOINTMENT FOR PRECINCT NO. 1 CONSTABLE. (PSJ-ADMINISTRATOR)

Commissioner Garza recommended that the Commissioners' Court ask for letters of interest from individuals that wish to serve out the term for Precinct No. 1 Constable, once the Court has legal authority to appoint an individual, with a pre-requisite being that the individual will not be running in the General Election in November.

Commissioner Garza motioned to authorize Mr. Pete Sepulveda, County Administrator, to develop a press release with the criteria as discussed.

The motion was seconded by Commissioner Tamayo and carried unanimously.

(F) DISCUSSION AND POSSIBLE ACTION REGARDING THE COUNTY'S STATE AND FEDERAL LEGISLATIVE AGENDA. (PSJ-ADMINISTRATOR) (NO ACTION TAKEN)

**(C) APPROVAL OF MINUTES FOR:
JUNE 10, 2008-REGULAR**

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Minutes for the June 10, 2008- Regular Meeting were approved.

There being no further business to come before the Court, upon motion by Commissioner Tamayo, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 6:49 P.M.

APPROVED this 22nd day of **July 2008**

CARLOS H. CASCOS, CPA
COUNTY JUDGE

ATTEST:

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