

THE STATE OF TEXAS §

COUNTY OF CAMERON §

**BE IT REMEMBERED** on the 23<sup>rd</sup> day of July 2009, 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 5:48 P.M. He asked Pastor Thomas Carubba for the invocation. Brownsville Navigation District Commissioner Ralph Cowen 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 July 20, 2009 at 3:29 P.M.:

# **EXECUTIVE SESSION**

Judge Cascos informed the Court that Executive Session Item No. 1 (A) will not be discussed.

Upon motion by Commissioner Garza, seconded by Commissioner Tamayo and carried unanimously, the Court met in Executive Session at 5:50 P.M. to discuss the following matters:

**(1) EXECUTIVE SESSION:**

- (A) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE SALE OF CAMERON COUNTY OWNED PROPERTIES TO THE U.S. DEPARTMENT OF ARMY KNOWN AS: TRACK NO. RGV-HRL-4000, LOCATED IN THE CONCEPCION DE CARRICITOS GRANT, CAMERON COUNTY, TEXAS SAID 1.104 ACRE TRACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (B) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR THE COMMUNITY PREPAREDNESS SECTION/BIOTERRORISM DISCRETIONARY FUND PROJECTS PHASE II, AS ALLOWED BY TEXAS GOVERNMENT CODE §418.183(F).**
- (C) DELIBERATION CONCERNING POSSIBLE SALE OF COUNTY OWNED PROPERTY ON EAST HARRISON AND EAST TYLER STREETS IN HARLINGEN, TEXAS AND BEING LOTS 3,4,5, & 6 BLOCK 76, ORIGINAL TOWNSITE OF HARLINGEN, CAMERON COUNTY, TEXAS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.**
- (D) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING FRANCISCO MUNIZ, INDIVIDUALLY AND AS REPRESENTATIVE OF THE ESTATE OF MARGARITA MARISELA MUNIZ, FRANCISCO MUNIZ, JR., ALONDRA MUNIZ, AND DIEGO MUNIZ VS. CAMERON COUNTY, TEXAS; IN THE 197<sup>TH</sup> DISTRICT COURT; CAUSE NO. 2009-07-4001-C, FOR AUTHORITY TO REPRESENT THE COUNTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A).**

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Upon motion by Commissioner Tamayo, seconded by Commissioner Wood and carried unanimously, the Court reconvened into Regular Session at 5:55 P.M. to discuss the following matters:

**(2) ACTION RELATIVE TO EXECUTIVE SESSION:**

- (A) DELIBERATION REGARDING REAL PROPERTY CONCERNING THE POSSIBLE SALE OF CAMERON COUNTY OWNED PROPERTIES TO THE U.S. DEPARTMENT OF ARMY KNOWN AS: TRACK NO. RGV-HRL-4000, LOCATED IN THE CONCEPCION DE CARRICITOS GRANT, CAMERON COUNTY, TEXAS SAID 1.104 ACRE TRACT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072. (NO ACTION TAKEN)**
- (C) DELIBERATION CONCERNING POSSIBLE SALE OF COUNTY OWNED PROPERTY ON EAST HARRISON AND EAST TYLER STREETS IN HARLINGEN, TEXAS AND BEING LOTS 3,4,5, & 6 BLOCK 76, ORIGINAL TOWNSITE OF HARLINGEN, CAMERON COUNTY, TEXAS, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072. (NO ACTION TAKEN)**

Judge Cascos acknowledged that Executive Session Item No. 2 (A) was not discussed and Executive Session Item No. 2 (C) was tabled.

Judge Cascos asked that Action Item No. 6 (G) be heard prior to Executive Session Item No. 2 (B).

## **ACTION ITEMS**

**(6) ACTION ITEMS.**

- (G) CONSIDERATION AND APPROVAL OF ORDER EXEMPTING PURCHASE OF A COMMUNICATIONS TRAILER CONTRACT WITH THE TEXAS ASSOCIATION OF LOCAL HEALTH OFFICIALS (TALHO) IN ACCORDANCE WITH §262.024 (A)(7), TEXAS LOCAL GOVERNMENT CODE AS A SOLE SOURCE VENDOR. (DJV-LEGAL) (Order No. 2009O7027)**

Commissioner Garza motioned to approve the Order exempting the purchase of a Communications Trailer Contract with the Texas Association of Local Health Officials (TALHO) in accordance with §262.024 (A)(7), Texas Local Government Code as a sole source vendor.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The Order is as follows:**

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**(2) ACTION RELATIVE TO EXECUTIVE SESSION:**

- (B) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES FOR THE COMMUNITY PREPAREDNESS SECTION/BIOTERRORISM DISCRETIONARY FUND PROJECTS PHASE II, AS ALLOWED BY TEXAS GOVERNMENT CODE §418.183(F).**

Commissioner Tamayo motioned to approve the Contract.

The motion was seconded by Commissioner Garza and carried unanimously.

- (D) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL CONCERNING FRANCISCO MUNIZ, INDIVIDUALLY AND AS REPRESENTATIVE OF THE ESTATE OF MARGARITA MARISELA MUNIZ, FRANCISCO MUNIZ, JR., ALONDRA MUNIZ, AND DIEGO MUNIZ VS. CAMERON COUNTY, TEXAS; IN THE 197<sup>TH</sup> DISTRICT COURT; CAUSE NO. 2009-07-4001-C, FOR AUTHORITY TO REPRESENT THE COUNTY, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (1) (A).**

Commissioner Wood motioned to authorize the Civil Division to represent Cameron County.

The motion was seconded by Commissioner Garza and carried unanimously.

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**(3) PUBLIC COMMENTS.**

Judge Cascos stated that at a previous Meeting there was discussion regarding protocols that were not followed that led to the construction and subsequent removal of a shower in one of the District Courtrooms. He explained that it was implied that Mr. Marcelino Ibarra, Maintenance Department, was the one who initiated the construction when in fact he was not responsible for the construction of the shower as he was following directives from his supervisor, Mr. Robert L. Lopez, Director of Administrative Services. He apologized to Mr. Marcelino Ibarra for any hurt feelings or for any fallout associated with the implication.

Mr. Robert L. Lopez, Director of Administrative Services, accepted responsibility for the construction of the shower and apologized.

Judge Cascos asked that Mr. Ibarra be informed of the Court's deepest apologies for any harm caused.

Commissioner Tamayo thanked Mr. Lopez for accepting responsibility and admitting that Mr. Ibarra was following orders from his supervisor regarding the construction of the shower. She noted that Mr. Ibarra is a very respectful and hardworking individual.

Commissioner Garza asked that the Court keep in their thoughts the foreman for Precinct 3 who was hospitalized earlier this morning.

## **ACTION ITEMS**

### **(6) ACTION ITEMS.**

#### **(F) DISCUSSION AND POSSIBLE ACTION FOR CAMERON COUNTY TO PARTICIPATE AND CONTRIBUTE FINANCIALLY TO CRUISESHIP FEASIBILITY STUDY. (DAG-DEPUTY ADMINISTRATOR)**

Brownsville Navigation District Commissioner Ralph Cowen stated that a coalition comprised of the City of Port Isabel, the Town of South Padre Island, the City of Harlingen, the Port of Brownsville, the City of Brownsville and possibly Cameron County is being created to do a cruiseship feasibility study and explained that each entity will have one representative on the Committee and each entity will be responsible for contributing \$10,000 for the feasibility study.

Judge Cascos directed the County Auditor to identify funding for the feasibility study if the Court wishes to participate in the coalition.

Ms. Martha Galarza, County Auditor, advised the Court that funding for the feasibility study would have to come from lapsed salaries.

Commissioner Tamayo inquired as to which entities have already committed to funding the feasibility study.

Mr. Cowen replied that the Harlingen Airport, the Town of South Padre Island, the City of Port Isabel and the Port of Brownsville have each committed funding with the City of Brownsville placing an item on their agenda in the near future.

Commissioner Benavides motioned to direct the County Auditor to identify funding within lapsed salaries.

The motion was seconded by Commissioner Tamayo.

Mr. Richard Burst, Legal Counsel, advised the Court that the motion must include "subject to the review by Legal Counsel" as the feasibility study must be for a public purpose and may require an interlocal agreement.

Commissioner Benavides amended her motion to direct the County Auditor to identify funding for the feasibility study within lapsed salaries subject to the review by Legal Counsel.

Commissioner Tamayo amended her second and the motion carried unanimously.

## **PRESENTATIONS**

### **(4) PRESENTATIONS/RESOLUTIONS.**

#### **(E) PRESENTATION ON ACTION PLAN TO ADDRESS MAINTENANCE ISSUES ON PUBLIC BEACHES. (JM-PARKS)**

Commissioner Tamayo motioned to acknowledge the Presentation on an Action Plan to address Maintenance Issues on the Public Beaches.

The motion was seconded by Commissioner Garza and carried unanimously.

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(C) **PRESENTATION AND ACKNOWLEDGEMENT OF THE INDIGENT HEALTH CARE PROGRAM YEAR TO DATE REPORTS AS OF JUNE 30, 2009 BY THE RIO GRANDE VALLEY-INDIGENT HEALTH CARE CORPORATION. (YS-HEALTH DEPARTMENT)**

Ms. Pam Magouirk, Director of the Rio Grande Valley Indigent Health Care Corporation, presented the following information regarding the Indigent Health Care Program Year to Date Reports.

Commissioner Tamayo motioned to acknowledge the Presentation of the Indigent Health Care Program Year to Date Reports as of June 30, 2009 by the Rio Grande Valley-Indigent Health Care Corporation.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

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**(D) PRESENTATION OF THE PARKS SYSTEM 2009 THIRD QUARTER REVENUE AND EXPENSE REPORTS. (JM-PARKS) (TABLED)**

Commissioner Tamayo motioned to TABLE Presentation Item No. 4 (D).

The motion was seconded by Commissioner Benavides and carried unanimously.

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**(A) PRESENTATION BY PURCHASING POWER. (CHC-JUDGE)**

Commissioner Tamayo motioned to acknowledge the Presentation by Mr. Andy Hilliard, Purchasing Power.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

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**(B) PRESENTATION BY THE OFFICE OF THE COMPTROLLER REGARDING THE TEXAS TUITION PROMISE FUND. (PSJ-ADMINISTRATOR)**

Ms. Anna Mallett, State of Texas Comptroller's Office, explained the Texas Tuition Promise Fund.

Commissioner Tamayo motioned to acknowledge the Presentation by the Office of the Comptroller regarding the Texas Tuition Promise Fund.

The motion was seconded by Commissioner Garza and carried unanimously.

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**CONSENT ITEMS**

**(5) 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:

**Consent Item No. 5 (Q):**

Commissioner Garza asked to discuss this item separately.

**Consent Item No. 5 (B):**

Commissioner Benavides asked to discuss this item separately.

**Consent Items No. 5 (T) and (U):**

Commissioner Garza asked to discuss these items separately.

**Consent Item No. 5 (UU):**

Judge Cascos asked that this item be approved subject to the Texas Association of Counties approving the conference as continuing education hours.

**Consent Item No. 5 (PP):**

Mr. David Garcia, Deputy County Administrator, asked to TABLE this item.

Commissioner Tamayo motioned to approve the "Consent Items", excluding Consent Items No. 5 (B), (Q), (T) and (U), tabling Consent Item No. 5 (PP) and with Consent Item No. 5 (UU) being approved subject to the Texas Association of Counties approving the conference as continuing education hours.

The motion was seconded by Commissioner Benavides and carried unanimously.

**(A) CONSIDERATION AND AUTHORIZATION TO PURCHASE MOUNTING HARDWARE EQUIPMENT FOR THE TYLER TECHNOLOGY ODYSSEY JUSTICE SYSTEM (CAD) USING TDIR-TEXAS DEPARTMENT OF INFORMATION RESOURCES/DELL (DIR-SDD-890-TX). (RL-ADMINISTRATIVE SERVICES)**  
**The Documentation is as follows:**

**(B) CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY, THE CITY OF BROWNSVILLE AND THE BROWNSVILLE INDEPENDENT SCHOOL DISTRICT FOR SIDEWALK IMPROVEMENTS ON VERMILLION ROAD. (PSJ-ADMINISTRATOR) (ACTION TAKEN SEPARATELY)**

**(C) CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROADWAY AND DRAINAGE IMPROVEMENTS, BORDER COLONIA ACCESS PROGRAM – 3<sup>RD</sup> CALL (COMPETITIVE) EL RANCHITO SUBDIVISION – PCT. 4. (EH-CCDoT)**

**The Documentation is as follows:**

- (D) CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROADWAY AND DRAINAGE IMPROVEMENTS, BORDER COLONIA ACCESS PROGRAM – 3<sup>RD</sup> CALL (ALLOCATION) LA PALOMA SUBDIVISION – PCT. 4. (EH-CCDoT)**  
**The Documentation is as follows:**
- (E) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM JULY 10, 2009 TO JULY 10, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT PUERTA DEL CIELO SUBDIVISION SECTION I, PCT. 2. (EH-CCDoT)**  
**The Documentation is as follows:**
- (F) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM JULY 6, 2009 TO AUGUST 6, 2012 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT LA CANADA/THE DELL SUBDIVISION PHASE I AND PHASE II, PCT. 4. (EH-CCDoT)**  
**The Documentation is as follows:**
- (G) CONSIDERATION AND APPROVAL OF FINAL PAPER WORK FOR THE RETURN OF EQUIPMENT (2 GESTETNER COPIERS, SERIAL NO. K61033090831 AND K61033090832) LOCATED IN THE CAMERON COUNTY ENGINEERING DEPARTMENT. (EH-CCDoT)**  
**The Documentation is as follows:**
- (H) CONSIDERATION AND APPROVAL OF ASSESSMENT SERVICES AGREEMENT BETWEEN THE CAMERON COUNTY DIVERT COURT AND LIFE CENTER (VENDOR), AS AUTHORIZED BY COMMISSIONERS COURT ORDER NO. 2006O08001 EXEMPTING PROFESSIONAL SERVICES FROM THE COUNTY PURCHASING ACT. (ACN-DIVERT COURT) (Contract No. 2009C07260)**  
**The Documentation is as follows:**
- (I) CONSIDERATION AND APPROVAL OF COUNSELING SERVICES AGREEMENT BETWEEN THE CAMERON COUNTY DIVERT COURT AND THE RECOVERY CENTER OF CAMERON COUNTY, AS AUTHORIZED BY COMMISSIONERS' COURT ORDER NO. 2006O08001 EXEMPTING PROFESSIONAL SERVICES FROM THE COUNTY PURCHASING ACT. (ACN-DIVERT COURT) (Contract No. 2009C07261)**  
**The Documentation is as follows:**
- (J) CONSIDERATION TO APPROVE FOR A ONE YEAR RENEWAL OF THE HARDWARE AND SOFTWARE MAINTENANCE AND SUPPORT SERVICES AGREEMENT AND THE FIRMWARE USAGE AGREEMENT (POST WARRANTY PERIOD) COVERING THE PERIOD OF 04/01/09 THROUGH 03/31/10 FOR TWO MODEL 650 TABULATORS (CENTRAL COUNT SCANNERS) FROM ELECTION SYSTEMS AND SOFTWARE. (RO-ELECTIONS) (Contract No. 2009C07262)**  
**The Documentation is as follows:**
- (K) CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO PROVIDE PREVENTIVE AND PRIMARY CHILD HEALTH SERVICES IN CAMERON COUNTY. (YS-HEALTH) (Contract No. 2009C07263)**  
**The Contract is as follows:**
- (L) CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO PROVIDE PRENATAL SERVICES IN CAMERON COUNTY. (YS-HEALTH) (Contract No. 2009C07264)**  
**The Contract is as follows:**
- (M) CONSIDERATION AND APPROVAL OF IN-KIND COST SHARE (MATCHING FUNDS) TO BE PROVIDED IN PERFORMANCE OF TASKS REQUIRED FOR BETTER LIVING FOR TEXANS PROJECT INCLUDING SALARY, FRINGE BENEFITS AND OTHER COSTS COMMITTED FOR THE PROJECT. (EP-EXTENSION OFFICE) (Contract No. 2009C07271)**  
**The Documentation is as follows:**

- (N) **CONSIDERATION AND APPROVAL OF RENEWAL FOR CONTINUATION OF DENTAL AND EYE CARE POLICY #400263 WITH AMERITAS GROUP (LIFE-RE) WITH CONTINUATION OF RATES FOR THE PERIOD OF 10/01/2009 – 10/01/2010. (MV-HUMAN RESOURCES)**  
The Documentation is as follows:
- (O) **CONSIDERATION AND APPROVAL FOR RENEWAL CONFIRMATION OF TEXAS ASSOCIATION OF COUNTIES HEALTH AND EMPLOYEE BENEFITS POOL (TAC HEBP) ANNIVERSARY DATE OCTOBER 1, 2009. (MV-HUMAN RESOURCES) (Contract No. 2009C07265)**  
The Documentation is as follows:
- (P) **CONSIDERATION AND APPROVAL OF CONTINUATION OF INTERFACE EAP CONTRACT THROUGH SEPTEMBER 30, 2010 WITH NO CHANGES IN SERVICE OR COST. (MV-HUMAN RESOURCES) (Contract No. 2009C07266)**  
The Documentation is as follows:
- (Q) **CONSIDERATION AND AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 1 (2009O7024) TO CONTRACT NUMBER 2009CO4142 AWARDED TO ODEN CONTRACTING, INC. FOR THE SEA RANCH MARINA SEAWALL RECONSTRUCTION. (JM-PARKS) (ACTION TAKEN SEPARATELY)**
- (R) **CONSIDERATION AND AUTHORIZATION TO CONTRACT THE JOHN WYATT CO. THROUGH THE TEXAS INTER LOCAL PURCHASING SYSTEM (TIPS) FOR THE RECONSTRUCTION OF FIVE SHADED STRUCTURES AT ISLA BLANCA PARK. (JM-PARKS)**  
The Documentation is as follows:
- (S) **CONSIDERATION AND APPROVAL OF CHANGE ORDER NO. 3 TO CONSTRUCTION CONTRACT WITH RICO CONSTRUCTION, LTD., FOR THE EL SALADO MAINE ROAD AREA SANITARY SEWER PROJECT (TCDP CONTRACT NO. 725131). (FB-PD&M) (Order No. 2009O7026)**  
The Order is as follows:
- (T) **CONSIDERATION AND APPROVAL TO ESTABLISH PURCHASE ORDER CUT-OFF DATE ON AUGUST 31, 2009 OR ALTERNATE DATE AS DETERMINED BY COMMISSIONERS' COURT FOR THE CURRENT FISCAL YEAR WITH EXCEPTION OF EMERGENCIES AS APPROVED BY THE COUNTY AUDITOR. (MF-PURCHASING) (ACTION TAKEN SEPARATELY)**
- (U) **CONSIDERATION AND APPROVAL OF NEW INDEPENDENT PROCEDURES FOR THE PURCHASING DEPARTMENT. (MF-PURCHASING) (ACTION TAKEN SEPARATELY)**
- (V) **CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE BUY BOARD INTERLOCAL COOPERATIVE PURCHASING AGREEMENT. (MF-PURCHASING)**
- (W) **CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE REGION I – EDUCATION SERVICE INTERLOCAL COOPERATIVE PURCHASING AGREEMENT. (MF-PURCHASING)**
- (X) **CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE REGION II – TEXAS ASSOCIATION OF SCHOOL BOARDS INTERLOCAL COOPERATIVE PURCHASING AGREEMENT. (MF-PURCHASING)**
- (Y) **CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE REGION IV – TEXAS COOPERATIVE PURCHASING NETWORK EDUCATION CENTER INTERLOCAL PURCHASING AGREEMENT. (MF-PURCHASING)**
- (Z) **CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE REGION VIII – EDUCATION SERVICE CENTER TEXAS INTERLOCAL PURCHASING SYSTEM AGREEMENT. (MF-PURCHASING)**
- (AA) **CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE TARRANT COUNTY COOPERATIVE PURCHASING PROGRAM AGREEMENT. (MF-PURCHASING)**

- (BB) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE TEXAS ASSOCIATION OF COUNTIES – COUNTY INFORMATION RESOURCES AGENCY. (MF-PURCHASING)
- (CC) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE TEXAS CORRECTIONAL INDUSTRIES PURCHASING AGREEMENT. (MF-PURCHASING)
- (DD) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE TEXAS PROCUREMENT CENTER COOPERATIVE PURCHASING AGREEMENT NETWORK. (MF-PURCHASING)
- (EE) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED PURCHASING AGREEMENT. (MF-PURCHASING)
- (FF) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE U.S. COMMUNITIES/NATIONAL ASSOCIATION OF COUNTIES COOPERATIVE GOVERNMENT PURCHASING ALLIANCE. (MF-PURCHASING)  
The Tabulation is as follows:
- (GG) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE TEXAS DEPARTMENT OF INFORMATION RESOURCES COOPERATIVE PURCHASING AGREEMENT INCLUDING D.I.R.-TEX-AN STATE OF TEXAS TECHNOLOGY & TX MAS TEXAS MASTER AGREEMENT SCHEDULE (GENERAL SERVICES ADMINISTRATION COOPERATIVE CONTRACT) PROCUREMENT PROGRAMS. (MF-PURCHASING)
- (HH) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE HARRIS COUNTY DEPARTMENT OF EDUCATION INTERLOCAL COOPERATIVE PURCHASING AGREEMENT. (MF-PURCHASING)
- (II) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE HOUSTON GALVESTON AREA COUNCIL OF GOVERNMENTS INTERLOCAL COOPERATIVE PURCHASING AGREEMENT. (MF-PURCHASING)
- (JJ) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE. (MF-PURCHASING)
- (KK) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE PURCHASING SOLUTIONS ALLIANCE. (MF-PURCHASING)
- (LL) CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING ANNUAL BIDS/RFP'S FISCAL YEAR 09-10: (MF-PURCHASING)
- a. ROAD MATERIALS: DRAINAGE
  - b. LUBRICANTS (AUTOMOTIVE): OIL, GREASE, ANTI-FREEZE
  - c. PRODUCE
  - d. GLASS: SECURITY (DETENTION/JAIL)
  - e. SOLID WASTE DISPOSAL (PARKS)
  - f. ROAD MATERIALS: STABILIZER LIQUID
  - g. TELEVISION BROADCASTING (COMM. COURT MEETINGS)
  - h. HURRICANE PREPAREDNESS CONSULTING SERVICES
  - i. BATTERIES (AUTOMOTIVE)
  - j. COMPUTER SUPPLIES
  - k. OFFICE SUPPLIES
  - l. TONER SUPPLIES
  - m. LINEN: MATTRESSES, BLANKETS, TOWELS, MATTRESSES, & PADS
  - n. MEDICAL SUPPLIES
  - o. ROAD MATERIALS – CONCRETE
  - p. ROAD MATERIALS – LIME
  - q. POLICE SUPPLIES & BODY ARMOR (VESTS)
  - r. ROAD MATERIALS – SURFACING

- s. ROAD MATERIALS – FLEXI BASE
- t. BRIDGE INSPECTION STRUCTURAL (INTERNATIONAL)
- u. LIGHT BULBS – BUILDINGS
- v. ROAD MACHINERY – RENTAL
- w. LAUNDRY SUPPLIES
- x. SAFETY SUPPLIES
- y. UNIFORMS (NEW) – SHERIFF’S JAIL

**(MM) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE STATE OF TEXAS PROCUREMENT AND SUPPORT SERVICES: (MF-PURCHASING)**

- a. TEXAS PROCUREMENT AND SUPPORT SERVICES TPASS–PURCHASING COOPERATIVE AGREEMENT.
- b. STATE TRAVEL MANAGEMENT PROGRAM STMP-CAR RENTAL/VEHICLE LEASING

**(NN) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE TEXAS FACILITIES COMMISSION AND SUPPORT SERVICES: (MF-PURCHASING)**

- a. STATE SURPLUS PROPERTY
- b. FEDERAL SURPLUS PROPERTY

**(OO) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP’S/RFQ’S FOR THE FOLLOWING: (MF-PURCHASING)**

- a. GASOLINE (UNLEADED/DIESEL FUEL) – ANNUAL BID #2280-1 (STRIPES, OIL PATCH)  
The Tabulation is as follows:

**(PP) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP’S/RFQ’S FOR THE FOLLOWING: (MF-PURCHASING) (TABLED)**

- a. AGENDA MANAGEMENT SOFTWARE – RFP #081002.

**(QQ) CONSIDERATION AND AUTHORIZATION TO OPEN THE FOLLOWING BIDS/RFP’s/RFQ’s FOR: (MF-PURCHASING)**

- a. ELEVATOR MAINTENANCE – ANNUAL BID #1380
- b. AIR CONDITIONER PARTS SUPPLIES & REFRIGERANTS – ANNUAL BID #1998

**(RR) CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY TAX ASSESSOR COLLECTOR TO OFFER TAX COLLECTION SERVICES TO THE LA FERIA INDEPENDENT SCHOOL DISTRICT IN ACCORDANCE WITH THE STATE PROPERTY TAX CODE SECTION 6.23, 6.24 AND 6.27 AND THAT THE SAID FEE BE ASSIGNED TO THE TAX ASSESSOR-COLLECTOR’S BUDGET FOR SAID PURPOSE. (TY-TAX ASSESSOR) (Contract No. 2009C07267)**

The Contract is as follows:

**(SS) CONSIDERATION AND APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CAMERON COUNTY TAX ASSESSOR-COLLECTOR’S OFFICE AND THE IMMIGRATION AND CUSTOMS ENFORCEMENT FOR THE REIMBURSEMENT OF EXPENSES IN JOINT OPERATIONS/TASK FORCES. (TY-TAX ASSESSOR) (Contract No. 2009C07268)**

The Memorandum of Understanding is as follows:

**(TT) CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS, THE CAMERON COUNTY TAX ASSESSORS-COLLECTOR’S OFFICE, CAMERON COUNTY DISTRICT ATTORNEY’S OFFICE, THE CITY OF McALLEN, TEXAS, THE CITY OF PHARR, TEXAS, AND THE CITY OF EDINBURG, TEXAS REGARDING A MUTUAL AID (BURGLARY AND THEFT MOTOR VEHICLE) LAW ENFORCEMENT TASK FORCE TO COOPERATE IN CERTAIN CRIMINAL INVESTIGATIONS. (TY-TAX ASSESSOR) (Contract No. 2009C07269)**

The Agreement is as follows:

**(UU) COMMISSIONER PRECINCT 1 TO TRAVEL TO AUSTIN, TEXAS, ON 8/24 TO 8/26/09, TO ATTEND THE 2009 TEXAS ASSOCIATION OF COUNTIES ANNUAL CONFERENCE.**

The Documentation is as follows:

- (VV) EXTENSION SERVICE OFFICE STAFF (1) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/16/09, TO REPRESENT SEA GRANT AND CAMERON COUNTY AT THE RED TIDE PLANNING MEETING WITH TEXAS PARKS AND WILDLIFE.  
The Documentation is as follows:
- (WW) JUSTICE OF THE PEACE 2-2 JUDGE AND STAFF (1) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/28/09, TO ATTEND THE 2009 LEGISLATIVE UPDATE WORKSHOP.  
The Documentation is as follows:
- (XX) JUVENILE PROBATION OFFICE STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 8/17 TO 8/19/09, TO ATTEND THE HANDLE WITH CARE INSTRUCTOR'S RECERTIFICATION TRAINING.  
The Documentation is as follows:
- (YY) JUVENILE PROBATION STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 9/28 TO 9/30/09, TO ATTEND THE TJPC DATA COORDINATORS CONFERENCE.  
The Documentation is as follows:
- (ZZ) PROGRAM DEVELOPMENT AND MANAGEMENT STAFF (2) TO TRAVEL TO WESLACO, TEXAS, ON 7/31/09, TO ATTEND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL'S SOLID WASTE GRANT APPLICATION TRAINING.
- (AAA) PROGRAM DEVELOPMENT AND MANAGEMENT STAFF (2) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 8/3 TO 8/7/09, TO ATTEND THE TDHCA COLONIA SELF-HELP PROGRAM TRAINING.  
The Documentation is as follows:
- (BBB) SHERIFF'S OFFICE STAFF (2) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/20 TO 7/22/09, TO ATTEND THE TEXAS BORDER SHERIFF'S COALITION BOARD MEETING AND SHERIFF'S ASSOCIATION OF TEXAS ANNUAL TRAINING CONFERENCE.  
The Documentation is as follows:
- (CCC) TAX OFFICE STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 8/2 TO 8/7/09, TO ATTEND THE RTA/RTC REVIEW, AND TAKE LEVEL III ASSESSOR COLLECTOR EXAM FROM THE BOARD OF TAX PROFESSIONAL EXAMINERS.  
The Documentation is as follows:
- (DDD) TAX OFFICE STAFF (4) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 8/7/09, TO ATTEND THE CORPUS CHRISTI AUTO THEFT TASK FORCE FREE AUTO THEFT INTELLIGENCE TRAINING.  
The Documentation is as follows:
- (EEE) CONSIDERATION AND APPROVAL OF UTILITY EASEMENT BEING REQUESTED BY THE CITY OF SAN BENITO FOR THE US BUSINESS 77 WIDENING PROJECT. (PSJ-ADMINISTRATOR) (Contract No. 2009C07270)  
The Documentation is as follows:
- (FFF) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP's/RFQ's FOR THE FOLLOWING:  
(MF-PURCHASING)  
a. CONSULTANT FOR REDISTRICTING PLAN (CAMERON COUNTY) RFQ #090601.
- (GGG) CONSIDERATION AND AUTHORIZATION TO ACCEPT TARGET SPONSOR TO (ANNUAL NATIONAL NIGHT OUT) AWARD IN THE AMOUNT OF \$1,250.00. (OL-SHERIFF)  
The Documentation is as follows:
- (HHH) CONSIDERATION AND APPROVAL OF RESOLUTION RECOGNIZING MARIA LUISA O'CONNELL'S CONTRIBUTIONS TO BORDER TRADE AS PRESIDENT OF THE BORDER TRADE ALLIANCE. (PSJ-ADMINISTRATOR) (Resolution No. 2009R07093)  
The Resolution is as follows:
- (III) CONSIDERATION AND APPROVAL OF RE-CARPETING COUNTY COURT AT LAW NO. 1, COUNTY COURT AT LAW NO. 2 AND COUNTY COURT AT LAW NO. 3. (PSJ-ADMINISTRATOR)  
The Documentation is as follows:

- (A) **CONSIDERATION AND AUTHORIZATION TO PURCHASE MOUNTING HARDWARE EQUIPMENT FOR THE TYLER TECHNOLOGY ODYSSEY JUSTICE SYSTEM (CAD) USING TDIR-TEXAS DEPARTMENT OF INFORMATION RESOURCES/DELL (DIR-SDD-890-TX). (RL-ADMINISTRATIVE SERVICES)**

**The Documentation is as follows:**

- (C) **CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROADWAY AND DRAINAGE IMPROVEMENTS, BORDER COLONIA ACCESS PROGRAM – 3<sup>RD</sup> CALL (COMPETITIVE) EL RANCHITO SUBDIVISION – PCT. 4. (EH-CCDøT)**  
**The Documentation is as follows:**

- (D) CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR BIDS FOR ROADWAY AND DRAINAGE IMPROVEMENTS, BORDER COLONIA ACCESS PROGRAM – 3<sup>RD</sup> CALL (ALLOCATION) LA PALOMA SUBDIVISION – PCT. 4. (EH-CCDoT)**  
**The Documentation is as follows:**

- (E) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM JULY 10, 2009 TO JULY 10, 2010 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT PUERTA DEL CIELO SUBDIVISION SECTION I, PCT. 2. (EH-CCD0T)**  
**The Documentation is as follows:**

- (F) CONSIDERATION AND APPROVAL OF TIME EXTENSION FROM JULY 6, 2009 TO AUGUST 6, 2012 FOR PROVIDING SEWER FACILITIES (SEPTIC SYSTEMS) AT LA CANADA/THE DELL SUBDIVISION PHASE I AND PHASE II, PCT. 4. (EH-CCDoT)**  
**The Documentation is as follows:**

- (G) CONSIDERATION AND APPROVAL OF FINAL PAPER WORK FOR THE RETURN OF EQUIPMENT (2 GESTETNER COPIERS, SERIAL NO. K61033090831 AND K61033090832) LOCATED IN THE CAMERON COUNTY ENGINEERING DEPARTMENT. (EH-CCDoT)**  
**The Documentation is as follows:**

- (H) CONSIDERATION AND APPROVAL OF ASSESSMENT SERVICES AGREEMENT BETWEEN THE CAMERON COUNTY DIVERT COURT AND LIFE CENTER (VENDOR), AS AUTHORIZED BY COMMISSIONERS COURT ORDER NO. 2006O08001 EXEMPTING PROFESSIONAL SERVICES FROM THE COUNTY PURCHASING ACT. (ACN-DIVERT COURT) (Contract No. 2009C07260)**  
**The Documentation is as follows:**

- (I) CONSIDERATION AND APPROVAL OF COUNSELING SERVICES AGREEMENT BETWEEN THE CAMERON COUNTY DIVERT COURT AND THE RECOVERY CENTER OF CAMERON COUNTY, AS AUTHORIZED BY COMMISSIONERS' COURT ORDER NO. 2006O08001 EXEMPTING PROFESSIONAL SERVICES FROM THE COUNTY PURCHASING ACT. (ACN-DIVERT COURT) (Contract No. 2009C07261)**  
**The Documentation is as follows:**

- (J) CONSIDERATION TO APPROVE FOR A ONE YEAR RENEWAL OF THE HARDWARE AND SOFTWARE MAINTENANCE AND SUPPORT SERVICES AGREEMENT AND THE FIRMWARE USAGE AGREEMENT (POST WARRANTY PERIOD) COVERING THE PERIOD OF 04/01/09 THROUGH 03/31/10 FOR TWO MODEL 650 TABULATORS (CENTRAL COUNT SCANNERS) FROM ELECTION SYSTEMS AND SOFTWARE. (RO-ELECTIONS) (Contract No. 2009C07262)**  
**The Documentation is as follows:**

- (K) CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO PROVIDE PREVENTIVE AND PRIMARY CHILD HEALTH SERVICES IN CAMERON COUNTY. (YS-HEALTH) (Contract No. 2009C07263)**  
**The Contract is as follows:**

- (L) CONSIDERATION AND APPROVAL OF CONTRACT BETWEEN CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO PROVIDE PRENATAL SERVICES IN CAMERON COUNTY. (YS-HEALTH) (Contract No. 2009C07264)**  
**The Contract is as follows:**

- (M) CONSIDERATION AND APPROVAL OF IN-KIND COST SHARE (MATCHING FUNDS) TO BE PROVIDED IN PERFORMANCE OF TASKS REQUIRED FOR BETTER LIVING FOR TEXANS PROJECT INCLUDING SALARY, FRINGE BENEFITS AND OTHER COSTS COMMITTED FOR THE PROJECT. (EP-EXTENSION OFFICE) (Contract No. 2009C07271)**  
**The Documentation is as follows:**

- (N) **CONSIDERATION AND APPROVAL OF RENEWAL FOR CONTINUATION OF DENTAL AND EYE CARE POLICY #400263 WITH AMERITAS GROUP (LIFE-RE) WITH CONTINUATION OF RATES FOR THE PERIOD OF 10/01/2009 – 10/01/2010. (MV-HUMAN RESOURCES)**  
**The Documentation is as follows:**

- (O) CONSIDERATION AND APPROVAL FOR RENEWAL CONFIRMATION OF TEXAS ASSOCIATION OF COUNTIES HEALTH AND EMPLOYEE BENEFITS POOL (TAC HEBP) ANNIVERSARY DATE OCTOBER 1, 2009. (MV-HUMAN RESOURCES) (Contract No. 2009C07265)**  
**The Documentation is as follows:**

- (P) CONSIDERATION AND APPROVAL OF CONTINUATION OF INTERFACE EAP CONTRACT THROUGH SEPTEMBER 30, 2010 WITH NO CHANGES IN SERVICE OR COST. (MV-HUMAN RESOURCES) (Contract No. 2009C07266)**  
**The Documentation is as follows:**

- (R) CONSIDERATION AND AUTHORIZATION TO CONTRACT THE JOHN WYATT CO. THROUGH THE TEXAS INTER LOCAL PURCHASING SYSTEM (TIPS) FOR THE RECONSTRUCTION OF FIVE SHADED STRUCTURES AT ISLA BLANCA PARK. (JM-PARKS)**  
**The Documentation is as follows:**

- (S) **CONSIDERATION AND APPROVAL OF CHANGE ORDER NO. 3 TO CONSTRUCTION CONTRACT WITH RICO CONSTRUCTION, LTD., FOR THE EL SALADO MAINE ROAD AREA SANITARY SEWER PROJECT (TCDP CONTRACT NO. 725131). (FB-PD&M) (Order No. 2009O7026)**  
**The Order is as follows:**

**(FF) CONSIDERATION AND AUTHORIZATION TO CONTINUE PARTICIPATION IN THE U.S. COMMUNITIES/NATIONAL ASSOCIATION OF COUNTIES COOPERATIVE GOVERNMENT PURCHASING ALLIANCE. (MF-PURCHASING)**  
**The Tabulation is as follows:**

- (OO) CONSIDERATION AND AUTHORIZATION TO AWARD BIDS/RFP'S/RFQ'S FOR THE FOLLOWING:  
(MF-PURCHASING)**
- a. GASOLINE (UNLEADED/DIESEL FUEL) – ANNUAL BID #2280-1 (STRIPES, OIL PATCH)**  
**The Tabulation is as follows:**

**(RR) CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY TAX ASSESSOR COLLECTOR TO OFFER TAX COLLECTION SERVICES TO THE LA FERIA INDEPENDENT SCHOOL DISTRICT IN ACCORDANCE WITH THE STATE PROPERTY TAX CODE SECTION 6.23, 6.24 AND 6.27 AND THAT THE SAID FEE BE ASSIGNED TO THE TAX ASSESSOR-COLLECTOR'S BUDGET FOR SAID PURPOSE. (TY-TAX ASSESSOR) (Contract No. 2009C07267)**  
**The Contract is as follows:**

**(SS) CONSIDERATION AND APPROVAL OF A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CAMERON COUNTY TAX ASSESSOR-COLLECTOR'S OFFICE AND THE IMMIGRATION AND CUSTOMS ENFORCEMENT FOR THE REIMBURSEMENT OF EXPENSES IN JOINT OPERATIONS/TASK FORCES. (TY-TAX ASSESSOR) (Contract No. 2009C07268)**  
**The Memorandum of Understanding is as follows:**

**(TT) CONSIDERATION AND APPROVAL OF AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF BROWNSVILLE, TEXAS, THE CAMERON COUNTY TAX ASSESSORS-COLLECTOR'S OFFICE, CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE, THE CITY OF McALLEN, TEXAS, THE CITY OF PHARR, TEXAS, AND THE CITY OF EDINBURG, TEXAS REGARDING A MUTUAL AID (BURGLARY AND THEFT MOTOR VEHICLE) LAW ENFORCEMENT TASK FORCE TO COOPERATE IN CERTAIN CRIMINAL INVESTIGATIONS. (TY-TAX ASSESSOR) (Contract No. 2009C07269)**

**The Agreement is as follows:**

**(UU) COMMISSIONER PRECINCT 1 TO TRAVEL TO AUSTIN, TEXAS, ON 8/24 TO 8/26/09, TO ATTEND THE 2009 TEXAS ASSOCIATION OF COUNTIES ANNUAL CONFERENCE.  
The Documentation is as follows:**

- (VV) EXTENSION SERVICE OFFICE STAFF (1) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/16/09, TO REPRESENT SEA GRANT AND CAMERON COUNTY AT THE RED TIDE PLANNING MEETING WITH TEXAS PARKS AND WILDLIFE.  
The Documentation is as follows:**

**(WW) JUSTICE OF THE PEACE 2-2 JUDGE AND STAFF (1) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/28/09, TO ATTEND THE 2009 LEGISLATIVE UPDATE WORKSHOP.  
The Documentation is as follows:**

- (XX) JUVENILE PROBATION OFFICE STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 8/17 TO 8/19/09, TO ATTEND THE HANDLE WITH CARE INSTRUCTOR'S RECERTIFICATION TRAINING.  
The Documentation is as follows:**

**(YY) JUVENILE PROBATION STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 9/28 TO 9/30/09, TO ATTEND THE TJPC DATA COORDINATORS CONFERENCE.**

**The Documentation is as follows:**

**(AAA) PROGRAM DEVELOPMENT AND MANAGEMENT STAFF (2) TO TRAVEL TO SAN ANTONIO, TEXAS, ON 8/3 TO 8/7/09, TO ATTEND THE TDHCA COLONIA SELF-HELP PROGRAM TRAINING.  
The Documentation is as follows:**

**(BBB) SHERIFF'S OFFICE STAFF (2) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 7/20 TO 7/22/09, TO ATTEND THE TEXAS BORDER SHERIFF'S COALITION BOARD MEETING AND SHERIFF'S ASSOCIATION OF TEXAS ANNUAL TRAINING CONFERENCE.  
The Documentation is as follows:**

**(CCC) TAX OFFICE STAFF (2) TO TRAVEL TO AUSTIN, TEXAS, ON 8/2 TO 8/7/09, TO ATTEND THE RTA/RTC REVIEW, AND TAKE LEVEL III ASSESSOR COLLECTOR EXAM FROM THE BOARD OF TAX PROFESSIONAL EXAMINERS.**

**The Documentation is as follows:**

**(DDD) TAX OFFICE STAFF (4) TO TRAVEL TO CORPUS CHRISTI, TEXAS, ON 8/7/09, TO ATTEND THE CORPUS CHRISTI AUTO THEFT TASK FORCE FREE AUTO THEFT INTELLIGENCE TRAINING.  
The Documentation is as follows:**

**(EEE) CONSIDERATION AND APPROVAL OF UTILITY EASEMENT BEING REQUESTED BY THE CITY OF SAN BENITO FOR THE US BUSINESS 77 WIDENING PROJECT. (PSJ-ADMINISTRATOR)  
(Contract No. 2009C07270)  
The Documentation is as follows:**

**(GGG) CONSIDERATION AND AUTHORIZATION TO ACCEPT TARGET SPONSOR TO (ANNUAL NATIONAL NIGHT OUT) AWARD IN THE AMOUNT OF \$1,250.00. (OL-SHERIFF)**  
**The Documentation is as follows:**

**(HHH) CONSIDERATION AND APPROVAL OF RESOLUTION RECOGNIZING MARIA LUISA O'CONNELL'S CONTRIBUTIONS TO BORDER TRADE AS PRESIDENT OF THE BORDER TRADE ALLIANCE. (PSJ-ADMINISTRATOR) (Resolution No. 2009R07093)**  
**The Resolution is as follows:**

- (III) CONSIDERATION AND APPROVAL OF RE-CARPETING COUNTY COURT AT LAW NO. 1, COUNTY COURT AT LAW NO. 2 AND COUNTY COURT AT LAW NO. 3. (PSJ-ADMINISTRATOR)**  
**The Documentation is as follows:**

## **CONSENT ITEMS**

**(5) CONSENT ITEMS.**

**(B) CONSIDERATION AND APPROVAL OF INTERLOCAL AGREEMENT BETWEEN CAMERON COUNTY, THE CITY OF BROWNSVILLE AND THE BROWNSVILLE INDEPENDENT SCHOOL DISTRICT FOR SIDEWALK IMPROVEMENTS ON VERMILLION ROAD. (PSJ-ADMINISTRATOR) (Contract No. 2009C07259)**

Commissioner Garza inquired as to whom will be certifying the sidewalk as ADA-compliant.

Mr. David Garcia, Deputy County Administrator, responded that the certification should be overseen by the County Public Works Department and BISD.

Judge Cascos recommended that the Interlocal Agreement be approved subject to review by Commissioners' Court Legal Counsel, BISD Legal Counsel and the City of Brownsville Legal Counsel in order to clarify who will be certifying the project as ADA-compliant.

Commissioner Benavides motioned to approve the Interlocal Agreement between Cameron County, the City of Brownsville and the Brownsville Independent School District for Sidewalk Improvements on Vermillion Road subject to review by the Commissioners' Court Legal Counsel, BISD Legal Counsel and the City of Brownsville Legal Counsel.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Agreement is as follows:**

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**(Q) CONSIDERATION AND AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 1 (2009O7024) TO CONTRACT NUMBER 2009CO4142 AWARDED TO ODEN CONTRACTING, INC. FOR THE SEA RANCH MARINA SEAWALL RECONSTRUCTION. (JM-PARKS)**

Commissioner Garza motioned to approve authorization to execute Change Order No. 1 (2009O7024) to Contract Number 2009C04142 awarded to Oden Contracting, Inc. for the Sea Ranch Marina Seawall Reconstruction.

The motion was seconded by Commissioner Wood and carried unanimously.

**The Order is as follows:**

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**(T) CONSIDERATION AND APPROVAL TO ESTABLISH PURCHASE ORDER CUT-OFF DATE ON AUGUST 31, 2009 OR ALTERNATE DATE AS DETERMINED BY COMMISSIONERS' COURT FOR THE CURRENT FISCAL YEAR WITH EXCEPTION OF EMERGENCIES AS APPROVED BY THE COUNTY AUDITOR. (MF-PURCHASING)**

Commissioner Garza motioned to establish the purchase order cut-off date of August 15, 2008 for the current Fiscal Year with the exception of emergencies as approved by the County Auditor.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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**(U) CONSIDERATION AND APPROVAL OF NEW INDEPENDENT PROCEDURES FOR THE PURCHASING DEPARTMENT. (MF-PURCHASING)**

Commissioner Garza motioned to approve the new Independent Procedures for the Purchasing Department.

The motion was seconded by Commissioner Wood and carried unanimously.

**The Documentation is as follows:**

## **ACTION ITEMS**

**(6) ACTION ITEMS.**

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

Upon motion by Commissioner Tamayo, seconded by Commissioner Garza 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:**

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(V) **CONSIDERATION AND ACTION AUTHORIZING COUNTY AUDITOR TO REFUND CITATION OF SERVICE FEE AS PER ATTACHED SCHEDULE. (MG-AUDITOR)**

Judge Cascos-"If you all recall, this is the one that we talked about the last couple of weeks ago?"

Ms. Martha Galarza, County Auditor-"That's the one that we talked about and that we addressed..."

Commissioner Wood-"Monday."

Judge Cascos-"Yeah, Monday."

Ms. Galarza-"...at Monday's Meeting, yes."

Judge Cascos-"You might want to bring Commissioner Garza up to speed on it since he wasn't here at the Meeting as to what has occurred and what's going on."

Ms. Galarza-"At the Meeting on Monday, I had brought it up to the Court's attention that we should void those Claims that had been tabled from the prior week where we were processing the..."

Commissioner Garza-"Right."

**NOTE: Commissioner Tamayo stepped out of the Meeting at 7:58 p.m.**

Ms. Galarza-"Ok, so my recommendation was to void those. There was some discussion on that and then the Court voted at that point to go ahead and void those checks that the Treasurer was still holding and to put an Agenda Item on for this Meeting to refund the citation fee to the plaintiff that had paid the citation fee; so this is a refund of the citation fee going back to the plaintiff because what we would be doing or what..."

Commissioner Garza-"Well, how many plaintiffs are there in this?"

Ms. Galarza-"It's check numbers should be 71 and there is a check register attached for approval at tonight's Meeting as well; that's why we're discussing this one first before we approve the Claims. So this is reimbursing back the citation fee that has been collected by these offices to the people that requested the citation of service."

Judge Cascos-"Even though..."

Mr. Richard Burst, Legal Counsel-"Is this Item 'V'?"

Ms. Galarza-"Yes."

Judge Cascos-"...service was provided?"

Commissioner Wood-"It wasn't provided by the County though."

Judge Cascos-"Right, it wasn't provided by the County, but a service was provided."

Ms. Galarza-"By the civil process server."

Judge Cascos-"By the civil process server; you know they were collecting money..."

Commissioner Garza-"Yeah, no I understand."

Judge Cascos-"Ok, so then since we've voided the checks that were going to the individual process servers. There was discussion about refunding the money to the people that paid. So it's going to be up to them if they want to pay on their own after a service has been provided; if they want to pay the civil processors, the private civil processors, the monies that they left in the registry of Cameron County."

Commissioner Garza-"Is this legal, Mr. Counsel?"

Mr. Burst-"Yes sir. The money is being refunded to the party that paid it because they didn't get the service they paid for. They paid for service by the Sheriff..."

Commissioner Garza-"But service was paid for a lot of other ones that have already been dispersed. Are we going to be held liable for refunding that too?"

Mr. Burst-"That's an issue that would have to be taken to Court. It's a potential that's out there."

Judge Cascos-"I think the potential's out there and I think you're right is that anybody-and who knows how far back they can go that this happened. We may be forced to refund the money if we set the precedent now."

Commissioner Garza-"Well, we are setting the precedent."

Commissioner Wood-"What we're also doing is we're not paying for services that someone provided; which we had been doing for several years until we discovered recently that we couldn't legally do that. So ignorance I don't think is, you know, going to keep us from being held liable for doing something for all these years that we've been doing. As we talked before, I think all of us or most of us agreed that what we probably should have done was said, 'Ok we can't do it anymore, this is the last day it's going to be done,' but pay for the service to the people who provided the service as we had been doing for all these years but we chose not to do that. We chose to stop it basically retroactive."

Commissioner Garza-"Stop it, yeah."

Commissioner Wood-"Yeah and people had already provided services. Now if we keep this money that we didn't provide the service for-we paid that other money out previously to people who did provide service so they got paid for it and the service was provided. Service was provided, but we haven't paid this money out and apparently we're not going to. How can we legally keep the money where we didn't do anything to provide- you know, it's a mess. It's a mess."

Judge Cascos-“Depending on how far you want to go because then the argument could be made is that, ‘You know what we’ve made a whole bunch of illegal payments over the years, go back and see who we illegally paid, get that money back from them because we illegally paid them and then give it back to the plaintiffs’.”

**NOTE: Commissioner Tamayo returned to the Meeting at 8:02 p.m.**

Commissioner Garza-“But we’re not holding that money.”

Judge Cascos-“I know but we did make-I mean, I’m just telling you what potentially is out there because we’ve made illegal payments and that’s already been digested. We’ve made illegal payments.”

Commissioner Garza-“Legal says I can do it, so...”

Judge Cascos-“We can do this, but there’s nothing to prevent something from happening.”

Commissioner Wood-“I move to approve.”

Judge Cascos-“Moved by Commissioner Wood.”

Commissioner Garza-“Second.”

Judge Cascos-“Second by Commissioner Garza. All in favor signify by saying ‘aye’.”

Commissioner Benavides, Commissioner Wood, Commissioner Garza and Commissioner Tamayo and Judge Cascos-“Aye.”

Judge Cascos-“Any opposed? Item carries.”

**The Documentation is as follows:**

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**(B) APPROVAL OF CLAIMS.**

Commissioner Garza asked that a letter be included with the checks explaining the reason for the reimbursement of the citation fee.

Mr. Richard Burst, Legal Counsel, replied that he will meet with the County Auditor to draft a letter explaining that the service that was paid for was to be serviced by a Constable or a Sheriff and the service was provided by a process server and so the fee is being returned.

Commissioner Wood motioned to approve the Claims.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Claims are as follows:**

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(C) **APPROVAL OF MINUTES FOR:  
JUNE 24, 2009 – SPECIAL MEETING**

Commissioner Garza motioned to approve the Minutes for the June 24, 2009-Special Meeting.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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(D) **CONSIDERATION AND POSSIBLE APPROVAL TO GRANT THE U.S. DEPARTMENT OF ARMY A RIGHT OF ENTRY FOR CONSTRUCTION ON TRACK NO. RGV-HRL-4000, LOCATED IN THE CONCEPCION DE CARRICITOS GRANT, CAMERON COUNTY, TEXAS; 1.104 ACRE TRACT. (PSJ-ADMINISTRATOR) (TABLED)**

Commissioner Wood motioned to TABLE this item.

The motion was seconded by Commissioner Garza and carried unanimously.

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(E) **DISCUSSION AND POSSIBLE ACTION REGARDING THE APPROVAL OF AN ORDER APPOINTING THE MEMBERS OF THE PADRE ISLAND ZONING COMMISSION. (PSJ-ADMINISTRATOR) (TABLED)**

Commissioner Tamayo appointed Mr. Luis R Hernandez to the Padre Island Zoning Commission.

Commissioner Garza informed the Court that his prospective appointee is unable to serve on the Padre Island Zoning Commission.

Judge Cascos appointed Mr. Horacio Barrera to the Padre Island Zoning Commission.

Commissioner Wood stated that his appointee is pending a response from his employer in order to serve on the Padre Island Zoning Commission.

Commissioner Benavides appointed Mr. Doyle Wells to the Padre Island Zoning Commission.

Mr. Richard Burst, Legal Counsel, advised the Court that statute dictates that the Order cannot be passed until all (7) members are named and appointed.

Commissioner Tamayo motioned to TABLE this item.

The motion was seconded by Commissioner Garza and carried unanimously.

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(H) **CONSIDERATION AND DIRECTION BY COMMISSIONERS' COURT CONCERNING AMENDMENT OF THE COUNTY'S PURCHASING POLICY IN RELATION TO THE INCREASE IN THE STATUTORY THRESHOLD UNDER LOCAL GOVERNMENT CODE, SECTION 262.023. (MF-PURCHASING) (TABLED)**

Commissioner Garza motioned to TABLE this item.

The motion was seconded by Commissioner Tamayo and carried unanimously.

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**(I) CONSIDERATION AND POSSIBLE ACTION REGARDING REIMBURSEMENTS FROM FEMA. (PSJ-ADMINISTRATOR)**

Mr. Robert L. Lopez, Director of Administrative Services, informed the Court that no recent reimbursements have been received and noted that the County is still owed \$2 million from FEMA.

Commissioner Garza motioned to acknowledge the Report regarding the reimbursements from FEMA.

The motion was seconded by Commissioner Benavides and carried unanimously.

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**(J) EXTENSION OFFICE STAFF (2) TRAVELED TO KINGSVILLE, TEXAS, ON 4/25/09, TO ASSIST IN DISTRICT 12 4-H FASHION SHOW.**

Commissioner Garza motioned to approve the Travel for the Extension Office Staff (2) that traveled to Kingsville, Texas, on 4/25/09, to assist in District 12 4-H Fashion Show.

The motion was seconded by Commissioner Wood and carried unanimously.

**The Documentation is as follows:**

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**(K) EXTENSION OFFICE STAFF (1) TRAVELED TO WESLACO, TEXAS, ON 6/22 TO 6/25/09, TO PARTICIPATE AND ACCOMPANY CAMERON COUNTY 4-H MEMBERS ATTENDING THE DISTRICT 12 4-H LEADERSHIP LAB.**

Commissioner Garza motioned to approve the Travel for the Extension Office Staff (1) that traveled to Weslaco, Texas, on 6/22 to 6/25/09, to participate and accompany Cameron County 4-H Members attending the District 12 4-H Leadership Lab.

The motion was seconded by Commissioner Tamayo and carried unanimously.

**The Documentation is as follows:**

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**(L) COUNTY CLERK TO TRAVEL TO AUSTIN, TEXAS, ON 8/23 TO 8/26/09, TO ATTEND THE TEXAS ASSOCIATION OF COUNTIES ANNUAL CONFERENCE.**

Commissioner Wood motioned to approve the Travel for the County Clerk to Austin, Texas, on 8/23 to 8/26/09, to attend the Texas Association of Counties Annual Conference.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

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**(M) DISCUSSION AND POSSIBLE ACTION REGARDING THE FISCAL YEAR 2009-2010 BUDGET. (XV-BUDGET)**

Mr. Xavier Villarreal, Auditor's Office, presented the FY 2009-2010 Budget Summary for the General Fund and informed the Court that the budget deficit is projected to be \$5.6 million. He then presented the FY 2009-2010 Budget Status for each revenue and expenditure account.

Commissioner Tamayo motioned to acknowledge the Report regarding the Fiscal Year 2009-2010 Budget.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

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- (N) CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 1 WITH YATES CONSTRUCTION IN THE AMOUNT OF \$103,468.67 FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR) (TABLED)
  - (O) CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 2 WITH YATES CONSTRUCTION IN THE AMOUNT OF (\$27,582.00) FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR) (TABLED)
  - (P) CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 3 WITH YATES CONSTRUCTION IN THE AMOUNT OF \$57,060.98 FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR) (TABLED)
  - (Q) CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 4 WITH YATES CONSTRUCTION IN THE AMOUNT OF (\$6,300.00) FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR) (TABLED)
  - (R) CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 5 WITH YATES CONSTRUCTION IN THE AMOUNT OF (\$881.85) FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR) (TABLED)
  - (S) CONSIDERATION AND APPROVAL OF CHANGE ORDER NUMBER 6 WITH YATES CONSTRUCTION IN THE AMOUNT OF \$8,358.00 FOR THE CARRIZALEZ-RUCKER ADDITION PROJECT. (PSJ-ADMINISTRATOR) (TABLED)

Commissioner Tamayo motioned to TABLE Action Items No. 6 (N), (O), (P), (Q), (R) and (S).

The motion was seconded by Commissioner Benavides and carried unanimously.

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- (T) CONSIDERATION AND POSSIBLE ACTION TO APPROVE THE PROPOSAL FOR A COMPREHENSIVE ENERGY AND M&O ASSESSMENT WITH ENERACTIVE SOLUTIONS SUBJECT TO APPROVAL AS PROFESSIONAL SERVICES UNDER ORDER #2006O08001 AND TO DESIGNATE A FUNDING SOURCE. (RL-ADMINISTRATIVE SERVICES)

Commissioner Garza inquired as to the cost of the proposal.

Mr. Robert L. Lopez, Director of Administrative Services, replied that the cost amounts to \$24,950.00.

Judge Cascos inquired as to the funding source.

Ms. Martha Galarza, County Auditor, stated that there is no funding source presently.

Commissioner Wood recommended the use of lapsed salaries.

Ms. Galarza advised the Court that lapsed salaries and the savings on fuel costs are supposed to be used to increase the fund balance for the upcoming fiscal year.

Commissioner Wood motioned to approve the Proposal for a Comprehensive Energy and M&O Assessment with Eneractive Solutions subject to approval as Professional Services under Order #2006O08001 and to authorize the use of lapsed salaries as the funding source.

The motion was seconded by Commissioner Garza and carried unanimously.

**The Documentation is as follows:**

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**(U) SHERIFF'S OFFICE STAFF (3) TRAVELED TO SAN ANTONIO, TEXAS, ON 7/8 TO 7/9/09, TO PICK UP SURPLUS EQUIPMENT.**

Commissioner Wood motioned to approve the Travel for the Sheriff's Office Staff (3) who traveled to San Antonio, Texas, on 7/8 to 7/9/09, to pick up Surplus Equipment.

The motion was seconded by Commissioner Garza and carried unanimously.

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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 8:47 P.M.

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**APPROVED** this 20<sup>th</sup> day of **August 2009**

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**CARLOS H. CASCOS, CPA**  
**COUNTY JUDGE**

**ATTEST:**

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