Official Notice of the
Texas Southmost College District
Regular Meeting
for
February 11, 2010

February 5, 2010

The Board of Trustees of the Texas Southmost College District will convene Thursday, February 11, 2010, at 5:30 p.m. in the Gorgas Board Room at The University of Texas at Brownsville and Texas Southmost College, 80 Fort Brown, Brownsville, Texas 78520.

Call to Order

1 Announcements

2 Board Briefing

3 Speakers to Agenda Items and Public Discussion
4 Approval of Minutes of Previous Meetings
Consideration and possible action on:

- Special Meeting, January 12, 2010
- Regular Meeting, January 21, 2010
- Special Meeting, February 2, 2010

5 Executive Session
as provided by Government Code, Chapter 551.071 and 551.072

Real Estate

Discussion regarding the Real Property Lease with the University of Texas System

Legal Matters

Discussion of The University of Texas System and Texas Southmost College Educational Partnership Agreement

6 Consideration and possible action on matters discussed in Executive Session

Real Estate

Discussion regarding the Real Property Lease with the University of Texas System

Legal Matters

Discussion of The University of Texas System and Texas Southmost College Educational Partnership Agreement

7 Community Advisory Committee on The University of Texas System and Texas Southmost College Educational Partnership Agreement

Report

8 Business Affairs Partnership Committee
Consideration and possible action on:

Adoption of Resolution Granting Certain Tax Exemptions to Certain Historic Sites Under the 2010 Heritage Plan

Authorization to Approve Contract for Election Services
Approval of a Contract with CAS Companies (TIPS #08032609) for Construction of a New Retaining Wall Along the Resaca Bank at the Housing Zone

9 Audit Committee
Consideration and possible action on:

Report
Approval of Audit Committee Bylaws

10 District Elections
Consideration and possible action on:

Notice and Order of Election

11 Construction Report
Science & Technology Learning Center, Cavalry Building, Oliveira Library, and Athletic Zone

12 President’s Report
A Night of Strings, Epilepsy Community Outreach Seminar, Athletics Update, Enrollment Technology Update, Report to the Board of Regents

13 Proposed Meeting Dates
Board Meetings:

Community Advisory Committee
Tuesday, February 16, 2010
5:30 p.m.

Community Advisory Committee
Tuesday, February 23, 2010
5:30 p.m.

Thursday, March 25, 2010
Thursday, April 22, 2010
Thursday, May 13, 2010
Thursday, June 24, 2010
Thursday, August 26, 2010
Thursday, September 16, 2010
Thursday, October 21, 2010
Thursday, November 18, 2010
Thursday, December 16, 2010

Adjournment

Individuals with disabilities are entitled to have access to and participate in public meetings. An individual requiring an accommodation for access to the meeting must notify the Texas Southmost College District in writing 24 hours prior to the scheduled meeting of the necessity of an accommodation. Upon receipt of this request, the Texas Southmost College District will furnish appropriate auxiliary aids and services when necessary to afford an individual with a disability an equal opportunity to participate in and enjoy the benefits of the Board meeting as non-handicapped individuals enjoy.
Department/Division: Office of the Provost

Board Meeting Date: February 11, 2010

**Agenda Item:**
Presentation by Cameron County Regional Mobility Authority regarding the West Parkway Project.

**Rationale/Background:**
The Cameron County Regional Mobility Authority (CCRMA) will provide a brief presentation on the West Parkway Project. The West Parkway Project will use the abandoned rail corridor behind the ITECC. The project is designed to improve the mobility within Brownsville, encourage economic development and improve the abandoned rail corridor by adding walking paths and park-like features. CCRMA will provide an overview of the status of the project to the Board. A similar presentation has also been given to other local entities including the Brownsville Chamber of Commerce and the Brownsville Navigation District.

**Recommended Action:**
No action is required.

**Fiscal Implications:**
Budgeted Item: ☐ Yes ☐ No ☐ N/A If no, explain:

**Attachments (List):**

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FOR OFFICE USE ONLY:

**Board Action:** Approved: ☐ Yes ☐ No ☐ Tabled for action on: __________

Certified by: __________________________ Title: __________________________ Date: __________
Texas Southmost College District

Minutes of the Special Meeting of the Board of Trustees

January 12, 2010

The Board of Trustees of the Texas Southmost College District convened in open session on January 12, 2010, at 5:30 p.m., in the Board Room of Gorgas Hall at The University of Texas at Brownsville and Texas Southmost College. Board members present were David Oliveira, Chair; Eduardo A. Campirano, Vice Chair; Dr. Roberto Robles, Secretary; Rosemary Breedlove; Chester Gonzalez; Adela G. Garza; and René Torres. Also present was Dr. Juliet V. García, President of The University of Texas at Brownsville and Texas Southmost College.

Call to Order

The meeting was called to order by Chairman Oliveira at 5:30 p.m.

1. Executive Session

   as provided by Government Code, Chapter 551.071, .072

The Board convened in Executive Session at 5:31 p.m.

The Board reconvened in Regular Session at 9:29 p.m.

2. Consideration and Possible Action on Matters Discussed in Executive Session

   There was no action taken.
3. Discussion regarding the Chancellor's Vision Statement for the Lower Rio Grande Valley

There was no report given.

Adjournment

The meeting was adjourned by Chairman Oliveira at 9:31 p.m.

Mr. David G. Oliveira
Chairman, Board of Trustees

Roberto Robles, M.D.
Secretary, Board of Trustees

NOTE: The tape of the Regular Board of Trustees meeting held on January 12, 2010, is on file at the District Office of the Texas Southmost College District. The master tape is on file at UTB/TSC Media Services. These minutes were taken and transcribed by Andrew Keese, Technical Writer. Videotaping of the Board of Trustees' meetings began on April 11, 1996. They are aired on Channel KBSD in cooperation with the Brownsville Independent School District.
Texas Southmost College District

Minutes of the Regular Meeting of the Board of Trustees

January 21, 2010

The Board of Trustees of the Texas Southmost College District convened in open session on January 21, 2010, at 5:30 p.m., in the Board Room of Gorgas Hall at The University of Texas at Brownsville and Texas Southmost College. Board members present were David Oliveira, Chair; Eduardo A. Campirano, Vice Chair; Dr. Roberto Robles, Secretary; Rosemary Breedlove; Chester Gonzalez; Adela G. Garza; and René Torres. Also present was Dr. Juliet V. García, President of The University of Texas at Brownsville and Texas Southmost College.

Call to Order

The meeting was called to order by Chairman Oliveira at 5:35 p.m.

1. Announcement

- Dr. Garcia announced that UTB/TSC received $3.993 million dollar grant from the National Center for Research Resources for construction of a biomedical research facility. She thanked Dr. Luis Colom, Vice President for Research, for his successful effort in applying for and receiving these funds.

2. Board Briefing

Dr. Charles Dameron, Vice President for Academic Affairs, introduced Dr. Eduardo del Rio, Interim Director for the Dual Enrollment Program. Dr. del Rio was recruited and graciously accepted this responsibility.

Dr. del Rio reported that in the fall of 2000, Dual Enrollment had 202 students, increasing to 5,264 students in the Fall of 2009. He noted that there were several reasons for the growth, including more information being
available to the school districts. As a result of the tremendous growth and concerned about providing high quality education, the Academic Senate put together a task force on the Dual Enrollment Program. In early 2009, the task force reported that problems with the program included a lack of a centralized office, limited student access to academic advisors, inconsistent faculty oversight, and limited or unclear information on the program’s website. Since the findings of the task force were reported, the program has moved to the Division of Academic Affairs. The Office of Dual Enrollment was established on July 1, 2009. In addition to the director’s position, there are five staff members working within the program. The website was revamped and clear lines of communication were established between the office and all of the schools the university serves. Several processes were changed, including the implementation of deadlines, the requirement of electronic admission application and registration, a maximum course load, a minimum of a grade of a “C” in any course, creation of a policy and procedure manual, and consistent course monitoring. Currently, the goal is to expand the program with new relationships developing with the Marine Military Academy and the Harlingen and Raymondville school districts.

3. Speaker to Agenda Items and Public Discussion

There were no speakers.

4. Approval of Minutes of Previous Meeting

Consideration and Possible Action on Minutes of Regular Meeting on December 17, 2009

A motion was made by Mr. Campirano to approve the minutes of the regular meeting on December 17, 2009. The motion was seconded by Ms. Breedlove and carried unanimously.

5. Executive Session

as provided by Government Code, Chapter 551.071, .072

The Board convened in Executive Session at 6:30 p.m.

The Board reconvened in Regular Session at 7:30 p.m.
6. Consideration and Possible Action on Matters Discussed in Executive Session

**Litigation Regarding 6.09 Acres of Land Cause No. 1:08-CV-428 United States of America vs. 6.09 Acres of Land More or Less, et al.**

Mr. Oliveira called on Mr. Daniel Rentfro, Jr., Attorney for TSC. Mr. Rentfro reported that the lawsuit involves construction of the federal government's border wall on property not owned by the university. This lawsuit does not affect the District in any way, therefore, a disclaimer should be filed with the court in order to dismiss the District from this pending litigation.

A motion was made by Ms. Breedlove to approve the disclaimer in the above mentioned property dismissing Texas Southmost College District as discussed in executive session and to authorize the Provost to execute the disclaimer. The motion was seconded by Mr. Torres and carried unanimously. “Exhibit A”

**Contract and Resolution for Purchase of Lot 11, Block 12 Colonia Alta Vista Addition, Brownsville, Texas**

A motion was made by Mr. Campirano to approve the earnest money contract and resolution for the acquisition of Lot 11 in the amount of $35,000. The motion was seconded by Dr. Robles and carried unanimously. “Exhibit B”

7. Community Advisory Committee on The University of Texas System and Texas Southmost College Educational Partnership Agreement

**Consideration and possible action on the Appointment of Task Force**

Chairman Oliveira noted that the University of Texas at Brownsville and Texas Southmost College has been in discussions to update and strengthen the partnership with the UT System. The Board of Trustees has decided once again to turn to the community as in preparations for a new model of the Educational Partnership Agreement between the UT System and Texas Southmost College. These committee members will have the privilege and responsibility of serving in an advisory capacity to the Board of Trustees. This Committee, as all other Partnership Committees, will have representation from the community, faculty, staff and students.
People named to the Community Advisory Committee include: Joel Alaffa, Rosalinda Amaro-Galarza, Mary Rose Cardenas, Lourdes Carrasco, Johnny Cavazos, Jerry Frank, Dr. Ruben Gallegos, Bertha Garza, Eddie Garza, Reynaldo Garza, Paula Gomez, Gigi Habet, David Handley, Lawrence Klein, Josh Law, Mary Helen Lucio, Pat Marchan, Carlos Marin, Arturo McDonald, Manuel Medrano, David Merrill, Pete Moore, Bobbette Morgan, Joe Paredes, Terri Alarcon, Fred Rusteberg, Gonzalo Salazar, Cynthia Sellers, Nick Serafy, Jim Tipton, Dr. Edward Ude, Olga Villarreal, Marlys Zapata, Dolly Zimmerman.

A motion was made by Mr. Gonzalez to approve the task force as named. The motion was seconded by Ms. Breedlove and carried unanimously. Exhibit “C”

8. Business Affairs Partnership Committee

Mr. Campirano reported that the Business Affairs Partnership Committee met on January 19, 2010. Mr. Campirano stated that the committee recommended approval of the following items:

Consideration and Possible Action on Budget Amendments for FY 2009 and FY 2010

A motion was made by Mr. Campirano to approve FY 2009 budget amendments No. 09-018, No. 09-019, No. 09-020, No. 09-021, No. 09-022, and No. 09-024 as presented. The motion was seconded by Mr. Torres and carried unanimously. Exhibit “D”

A motion was made by Mr. Campirano to approve FY 2010 budget amendment No. 10-001 as presented. The motion was seconded by Mr. Torres and carried unanimously. Exhibit “E”

Consideration and Possible Action on Approval of Memorandum of Understanding with the City of Brownsville for May Street Improvements

Mr. Campirano reported that the City of Brownsville is in the construction phase of a transportation intermodal facility located along International Boulevard. As part of the construction of the facility, infrastructure work was going to be performed on May Street. This presented an opportunity for UTB/TSC to join with the City of Brownsville and add to the scope of the project enhancements to this prominent entrance to the campus. It has long been part of the campus master plan to make the May Street entrance a boulevard. In addition to infrastructure upgrades, the proposed improvements will widen May Street and add a median, sidewalks, and
landscaping. By joining with the City of Brownsville, the District is able to make the improvements to May Street and cost share with the City of Brownsville on this project.

A motion was made by Mr. Campirano to accept the Interlocal Agreement with the City of Brownsville in the amount of $246,035 and to authorize the Assistant Vice President for Planning and Construction to execute the contract. The motion was seconded by Dr. Robles and carried unanimously. Exhibit “F”

Consideration and Possible Action on Authorization to Enter into Contract Negotiations with the Cameron County Elections Administrator to Conduct Election Services

Mr. Campirano reminded the Board that the District will have elections on May 8, 2010 for positions 3, 4, and 5. This is a request for approval to negotiate a contract with the Elections Administrator to conduct the district’s election.

A motion was made by Mr. Campirano to authorize staff to enter into negotiations with the Cameron County Elections Administrator to conduct election services for the May 8, 2010, election as presented. The motion was seconded by Ms. Breedlove and carried unanimously. Exhibit “G”

Consideration and Possible Action on Acceptance of Comprehensive Annual Financial Report and Audit for Texas Southmost College District for the Fiscal Year Ending August 31, 2009

Melba Sanchez, Assistant Vice President for Finance, reported that the Texas Southmost College District has completed the process of compiling the Comprehensive Annual Financial Report (CAFR) for approval of the Board and submission to the Government Finance Officers Association (GFOA).

Ms. Sanchez reported that the TSC District has successfully submitted the CAFR for the last two years and received a Certificate of Achievement from the GFOA. The District will now again submit the CAFR to the GFOA in anticipation that the Certificate of Achievement will be awarded for a third year in a row.

Ms. Sanchez stated that the District’s financial report and accounting procedures are audited annually by an independent auditing firm. This year’s
audit and financial review was conducted by the firm of Long, Chilton. Mr. Juan Mendoza, Partner, was the lead for our audit.

Ms. Sanchez reported that the District has again earned an Unqualified Opinion. Ms. Sanchez thanked the Finance office staff and Rosemary Martinez, Vice President for Business Affairs, and their assistance for completing the report. She also thanked Long Chilton for a thorough and professional review of the TSC District finances and for the guidance in completion of the CAFR.

A motion was made by Mr. Campirano to accept the Comprehensive Annual Financial Report and Audit for Texas Southmost College District for the fiscal year ending August 31, 2009, as presented. The motion was seconded by Mr. Torres and carried unanimously. Exhibit “H”

Mr. Campirano reported that the last item discussed was the transfer of library shelves to BISD. As part of the renovation of the Oliveira Library, an auction was planned to dispose of the library shelves. Staff realized that there was probably a better use for them at the local school district. BISD was contacted and the shelves were transferred and now housed at the local elementary schools. The District is allowed by law to transfer non-capital items to the school district to be used for educational purposes.

9. Audit Committee

Mr. Campirano reported that the Audit Committee met on January 19, 2010. Committee members present were myself and Mr. Torres. Others present included Dr. Juliet Garcia, Dr. Alan Artibise, Melba Sanchez, Rosemary Martinez, Veronica Mendez, Norma Ramos, Juan Mendoza and Tricia Ayers. The first item discussed was the Audit Committee Bylaws. A draft of the bylaws was presented. Mr. Juan Mendoza and Tricia Ayers with the firm of Long Chilton, LLP provided a review of the TSC CAFR and Audit for FY 2009 to the committee.

10. District Elections

Consideration and Possible Action on Resolution to Hold Joint Elections

Dr. Alan Artibise, Provost, reported that positions 3, 4, and 5 will be up for election on May 8, 2010. Early voting will be from April 26, 2010, to May 4, 2010. Since TSC has a continuing concern for cost containment, staff is recommending joining with other entities holding elections to share the cost of the contract with the Cameron County Elections Administrator to conduct early voting and regular voting. Some of the other entities also conducting
elections include: Los Fresnos ISD, City of Los Fresnos, and the Brownsville Navigation District.

A motion was made by Mr. Torres to adopt a resolution to hold joint elections, as presented. The motion was seconded by Ms. Breedlove and carried unanimously. Exhibit “T”

Consideration and Possible Action to Set Date and Time for Drawing for a Place on the Ballot

Dr. Artibise explained that the drawing determines the order in which the names of candidates are to be printed on the ballot.

A motion was made by Mr. Gonzalez to set the drawing for place on ballot on March 9, 2010, at 5:30 p.m. at Gorgas Tower, as presented. The motion was seconded by Mr. Torres and carried unanimously. Exhibit “J”

11. First Quarter Financial Statements and Investment Reports

Melba Sanchez, Assistant Vice President for Finance, provided a brief report on the First Quarter Financial Statements and Investment Report for FY 2010. Ms. Sanchez stated that the reports are provided for informational purposes only, and no action is required by the Board.

12. Construction Report

Veronica Mendez, Assistant Vice President for Planning and Construction, reported the following:

• The Commissary Building is nearing completion. The roof was repaired over the break. Minimal detailing is going on right now.

• Work on the Cavalry Building will continue for a couple of months. Most of the current progress is in the walls and doors. Work on the floors will be next.

• The Science and Technology Learning Center is well under way. The walls of the north building are almost completed. Progress continues in the south wing.

• Now that The Arts Center has been completed, parking lots along Taylor Drive are currently being reconstructed.
Demolition is going on right now at Oliveira Library. Completion of the renovation is scheduled for the summer.

13. President's Report

Dr. García reported the following:

- The new Arts Center is now open. Spring Convocation was held in the center. Faculty and staff were treated to three amazing piano performances by music faculty members, including Jesus Morales, Dr. Juan Pablo Andrarde, and Richard Urbis. The next event at the center will be a fundraiser on February 15. It will be a “Night of Strings” and will include local performers and Chancellor Francisco Cigarroa, M.D., on guitar.

- Enrollment headcount for this semester is up 6 percent or 1,100 students. Total semester hours are up by 9 percent.

- The chess team hosted and competed in the Pan American Intercollegiate Team Chess Tournament. The top teams included the University of Maryland-Baltimore County in first place, UT Dallas “A” Team in second, Texas Tech University in third, UT Dallas “B” Team in fourth, and UTB/TSC in fifth place. Because each university is only able to send one team to the Final Four of College Chess, UTB/TSC made it into the Final Four Competition which will be hosted by UTB/TSC in April.

- Jose Hernandez, NASA astronaut, visited UTB/TSC recently. He told students stories about growing up in a migrant family. One day after working in the fields, his father asked him how he felt, and he said he was tired. His father asked him how this made him feel. He said he did not like it. To that, his father responded with that he should remember this experience and let it motivate him to succeed in school, or he will have to do this for the rest of his life. A powerful message to be shared with our students to encourage them to pursue higher education.

- Professors are giving lectures on South Padre Island. Future lectures include Dr. Antonio Zavaleta and Dr. Diana Domínguez.

- UTB/TSC hosted its Martin Luther King Jr. Day event on January 21st. Texas Assistant Attorney General Debra Crawford Lozano was scheduled to give her life story. She served for 30 years as a flight attendant. She wanted more and went to law school. She did not give up her love for learning and is currently working on a master’s degree in history.

- Today was also the historic signing of United Brownsville.
• Dr. Artibise recently spoke to a local Rotary club, and Dr. García spoke to another regarding the completion of the bond projects. Dr. García stated that they intend to present in various community organizations.

14. Proposed Meeting Dates

**Tuesday, February 2, 2010**
4:00 p.m.-8:00 p.m.
Board Retreat

**Thursday, February 11, 2010**
**Thursday, March 25, 2010**
**Thursday, April 22, 2010**
**Monday, May 17, 2010**

Adjournment

The meeting was adjourned by Chairman Oliveira at 8:30 p.m.

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Mr. David G. Oliveira  
Chairman, Board of Trustees

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Roberto Robles, M.D.  
Secretary, Board of Trustees

**NOTE:** The tape of the Regular Board of Trustees meeting held on January 21, 2010, is on file at the District Office of the Texas Southmost College District. The master tape is on file at UTB/TSC Media Services. These minutes were taken and transcribed by Andrew Keese, Technical Writer. Videotaping of the Board of Trustees’ meetings began on April 11, 1996. They are aired on Channel KBSD in cooperation with the Brownsville Independent School District.
Texas Southmost College District

Minutes of the Special Meeting of the Board of Trustees

February 2, 2010

The Board of Trustees of the Texas Southmost College District convened in open session on February 2, 2010, at 4:00 p.m., at The University of Texas at Brownsville and Texas Southmost College Center of Civic Engagement, Cueto Building, located at 1301 East Madison, Brownsville, Texas 78520. Board members present were David Oliveira, Chair; Eduardo A. Campirano, Vice Chair; Dr. Roberto Robles, Secretary; Rosemary Breedlove; Chester Gonzalez; Adela G. Garza; and René Torres. Also present was Dr. Juliet V. Garcia, President of The University of Texas at Brownsville and Texas Southmost College.

Call to Order

The meeting was called to order by Chairman Oliveira at 4:35 p.m.

1. Executive Session

as provided by Government Code, Chapter 551.071, .072

The Board convened in Executive Session at 4:35 p.m.

The Board reconvened in Regular Session at 7:09 p.m.

No action was taken.
Adjournment

The meeting was adjourned by Chairman Oliveira at 7:09 p.m.

Mr. David G. Oliveira
Chairman, Board of Trustees

Roberto Robles, M.D.
Secretary, Board of Trustees

NOTE: The tape of the Regular Board of Trustees meeting held on January 12, 2010, is on file at the District Office of the Texas Southmost College District. The master tape is on file at UTB/TSC Media Services. These minutes were taken and transcribed by Max E. Roca, Administrative Secretary. Videotaping of the Board of Trustees' meetings began on April 11, 1996. They are aired on Channel KBSD in cooperation with the Brownsville Independent School District.
**Department/Division:**
TSC District Office

**Board Meeting Date:**
February 11, 2010

**Agenda Item:**
Consideration and possible action on: Adoption of Resolution Granting Certain Tax Exemptions to Certain Historic Sites Under the 2010 Heritage Plan.

**Rationale/Background:**
As it has for the last 23 years, the City of Brownsville is requesting that the Board of Trustees adopt a resolution granting tax exemptions to certain historic sites under the 2010 Heritage Plan. This request is in keeping with our community university’s interest and commitment to the restoration and preservation of historic properties.

If approved, the financial implications to the District would be a total of $8,525.44 of tax forgone for the 45 properties. These amounts will be taken into consideration in the development of the FY2011 budget.

**Recommended Action:**
Motion to adopt resolution granting certain tax exemptions to certain historic sites under the 2010 Heritage Plan as presented.

**Fiscal Implications:**
Budgeted Item: ☐ Yes ☒ No ☐ N/A If no, explain:
If approved, the anticipated amount will be included in the budget for Fiscal Year 2010-2011.

**Attachments (List):**
1. Proposed Resolution
2. Letter from the City of Brownsville
3. Tax Summary for the 2010 Heritage Plan
4. Historic Brownsville 2010 Heritage Plan

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**FOR OFFICE USE ONLY:**

**Board Action:** Approve: ☐ Yes ☐ No ☐ Tabled for action on: ________________

Certified by: ______________________ Title: ______________________ Date: ___________
THE STATE OF TEXAS}
COUNTY OF CAMERON}

RESOLUTION
OF
SOUTHMOST UNION JUNIOR COLLEGE DISTRICT

WHEREAS, V.T.C.A. Tax Code Section 11.24 authorizes the governing body of any taxing unit to exempt from taxation part or all of the assessed value of certain historic heritage sites; and

WHEREAS, this Board supports efforts by the City of Brownsville and other taxing units to provide tax relief; NOW THEREFORE,

BE IT RESOLVED BY THE BOARD OF TRUSTEES OF SOUTHMOST UNION JUNIOR COLLEGE DISTRICT:

DIVISION A. FEDERAL & STATE SITES.

SECTION 1. That all taxable sites heretofore designated as Recorded Texas Historical Landmarks by the Texas Historical Commission and all taxable sites with historic structures heretofore designated as a Historic Landmark or a site on the National Register of Historic Places by the United States government to the extent that such sites remain so designated are hereby designated as historically significant sites in need of tax relief to encourage their preservation and are hereby totally (100%) exempted from all ad valorem taxation by this taxing unit. Further, that the historic sites to benefit from this section of this Resolution are listed in the Heritage Plan 2010, said plan being dated December 25, 2009 and being adopted by Ordinance Number 2010-1100.48 of the City of Brownsville, Texas.

SECTION 2. That SECTION 1 hereof shall be effective provided that the potential annual revenue foregone by this District on all historic sites under Section 1 hereof not to exceed one-third of one percent of this District’s total potential annual a valorem tax revenues.
DIVISION B. PRIMARY LOCAL SITES

SECTION 3. That this Board hereby grants historical ad valorem tax exemptions equal to 50% of the gross assessed value of any historic sites which are not directly benefited by SECTION 1 of this Resolution and which are listed as Primary Local Sites in the Heritage Plan 2010 said Plan being dated December 25, 2008, and being adopted by Ordinance Number 2010-1100.48 of the City Of Brownsville. All such taxable Primary Local Sites are hereby designated as historically significant sites in need of tax relief to encourage their preservation. It is hereby declared that each Site contains at least one historic structure.

SECTION 4. That any historic site under Section 3 hereof, on which there is successful completion of substantial new rehabilitation as defined by the Board’s Chairman, is hereby totally exempted from ad valorem taxation for five years.

DIVISION C. FEDERAL, STATE, & PRIMARY LOCAL SITES.

SECTION 5. That if a site which has directly benefited from an exemption granted by SECTION 1, 3, or 4 hereof loses its official historic designation due to inappropriate physical changes such as site demolition, other that those changes caused by an act of God, then an additional tax is imposed on the site equal to the difference, if any, between the taxes imposed on the site for each of the five (5) years preceding the year in which such historic designation is lost and the taxes that would have been imposed had the site not been subject to the net lost historical exemption in each of those years, plus interest at an annual rate of seven (7.0) percent calculated from the dates of which the differences would have become due.

SECTION 6. That each exempted historic site shall include not only one or more historic structures but also the land necessary for access to and use of the structure(s) with the exact boundaries of such land being determined by this Board’s Chairman.

SECTION 7. That this Board’s Chairman is hereby granted the authority to implement this Resolution by any means not contrary to law, including, but not limited to, the issuance of rules and policies, the making of requests for non-binding advice from any entities, and the delegation of authority.
SECTION 8. That nothing herein shall be construed to:

a. Relieve property owners of their duty to file annual exemption application forms in accordance with all state laws, rules, and regulations if they wish to take advantage of the exemptions granted by this Board; or

b. Prevent this Board from subsequently repealing or amending this Resolution.

SECTION 9. That if any provision of this resolution, or the application of same to particular set of persons or circumstances, should for any reason by held by the courts to be invalid, such end each provision of the resolution is declared to be several.

SECTION 10. That this Resolution shall become effective on _________________, 2010, if signed, attested, and recorded in the records of this District.

ADOPTED This ______ day of _________________, 2010

_________________________  ____________________________
Date Signed  Chairman of the Board

_________________________  ____________________________
Date Signed  Secretary of the Board
January 12, 2010

Dr. David E. Pearson
Vice President for Administration & Partnership Affairs
University Of Texas at Brownsville and
Texas Southmost College
83 Fort Brown
Brownsville, Texas 78520

Dear Dr. Pearson:

I would like to request that you consider placing the following item on the next agenda of the UTB/TSC Board of Trustees meeting.

Discussion and possible action on adopting a resolution granting certain tax exemptions to certain historic sites under the 2010 Heritage Plan and the expansion of the O11 Overlay District.

Attached is a suggested draft of the aforementioned resolution. Enclosed is the 2010 Heritage Plan and related information.

Also, you are invited to attend a public hearing on the 2010 Heritage Plan with the City Commission tentatively scheduled for Tuesday, January 19, 2010 at 6:00 p.m. in the Commission Chambers, on the 2nd floor of the new City Hall, (old Federal Courthouse), located at 1001 E Elizabeth ST, Brownsville, Cameron, Texas, 78520.

Please extend this invitation to all members of the Board of Trustees, who are welcome to attend. If you cannot attend yourself, would you please have a representative from UTB/TSC attends this meeting.

If you have any further questions on this matter, please contact me at (956) 548-6070.

Sincerely,

José A. Gavito, Jr.,
Heritage Officer,
City Of Brownsville

XC: Mayor and City Commissioners
Charlie Cabler, City Manager

Attachments
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Note: 2009 tax rate = .161089
Notes on methods use to determine values using Entity Totals report dated 12/16/2009 provided by the Cameron County Appraisal District:

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HISTORIC BROWNSVILLE

2010

Heritage Council's Proposed Changes from 2009 Plan to 2010 Plan
Introduction

This year marks the twenty-third anniversary of the Brownsville Heritage Survey and Heritage Plan. The City Code requires that the Survey and the Plan be adopted at least once every year.

The Survey is intended to be an inventory of all existing and potential heritage sites in Brownsville. The Survey also documents any changes to the sites that have occurred in the past year. The Plan is intended to rank those sites according to their architectural and historical significance.

The information in this Update is used by the Brownsville Heritage Council to make recommendations to the Zoning Commission regarding modifications to the preceding year’s Heritage Plan. Then the Zoning Commission makes its recommendation to the City Commission.

**Summary**

In general, the Heritage Council’s recommendation is that the 2010 Heritage Plan be adopted with several changes; these changes will affect the amount of “historic tax exemption” taxes foregone. The changes are as follows: One Federal Site was unblocked; five sites have been designated as Primary Local Sites and all would be eligible to receive a historic tax exemption.
2010 Heritage Plan Tour Sites

Contents

1. 1255 E Elizabeth ST    Yturria Bank Building
2. 1 Ebony DR
3. 611 E Washington ST – Milton West House
4. 1806 Palm BLVD – Arthur Pitt House
5. 243 E. Elizabeth ST
6. 1248 W. Washington ST
7. Campo Santo Viejo Cemetery – E. Monroe ST/11th ST
2010 Heritage
Survey/Plan Update

Name: Yturria Bank

Address: 1255 E Elizabeth ST

Legal Description: Block 63 Lot 13, 32’ X 120’

Owner(s): William B Cho

Architectural Style: Border Brick Style

Year Built: 1854

Current Heritage Status: Blocked

Proposed Status: Unblock

Comments: Heritage Council on 12/12/09 made a recommendation to unblock this site and make the site eligible to receive a historic tax exemption for 2010.
Name:

Address: 1 Ebony

Legal Description: Block 2 Lot 12 Los Ebanos Subdivision

Owner(s): Martin Flores

Architectural Style: Italianate Style

Year Built: 1895

Current Heritage Status: Secondary Local

Proposed Status: Primary Local Site

Comments: Heritage Council on 12/12/09 made a recommendation to make the site eligible to receive a 50% historic tax exemption for 2010.
2010 Heritage Survey/Plan Update

Name: Milton West House

Address: 611 E Washington ST

Legal Description: Block 82 Lot 8 Brownsville Original Townsite

Owner(s): Antonio Troiani

Architectural Style: Colonial Revival

Year Built: 1915

Current Heritage Status: Secondary Local Site

Proposed Status: Primary Local Site

Comments: Heritage Council on 12/12/09 made a recommendation to make the site eligible to receive a 50% historic tax exemption for 2010.
Name: Arthur Pitt House – E. G. Holliday

Address: 1806 Palm BLVD

Legal Description: Block 3 Lot 3 los Ebanos Subdivision

Owner(s): Fernando Balli

Architectural Style: Spanish Mediterranean

Year Built: 1931

Current Heritage Status: Secondary Local Site

Proposed Status: Primary Local Site

Comments: Heritage Council on 12/12/09 made a recommendation to make the site eligible to receive a 50% historic tax exemption for 2010.
Name:

Address: 243 E Elizabeth ST

Legal Description: Block 73 Lot 11 Brownsville Original Townsite

Owner(s): Trey Mendez

Architectural Style: Victorian Transitional

Year Built: 1910

Current Heritage Status: Secondary Local Site

Proposed Status: Primary Local Site

Comments: Heritage Council on 12/12/09 made a recommendation to make the site eligible to receive a 50% historic tax exemption for 2010.
Name: Dr. Merrill House

Address: 1248 W Washington ST

Legal Description: Block 31 Lot(s) 40' of 5 & all of 6 West Brownsville Addition

Owner(s): Antonio Tapia

Architectural Style: Arts and Craft

Year Built: 1915

Current Heritage Status: Secondary Local Site

Proposed Status: Primary Local Site

Comments: Heritage Council on 12/12/09 made a recommendation to make the site eligible to receive a 50% historic tax exemption for 2010.
Name: Campo Santo Viejo Cemetery

Address: 1100 block of E Monroe ST and 11th ST

Legal Description: Block 144
Brownsville Original Twosite

Owner(s): Cameron County

Architectural Style:

Year Built:

Current Heritage Status: None

Proposed Status: Primary Local Site

Comments: P & Z Commission on 1/07/10 made a recommendation to make the site a Primary Local Site.
**Texas Southmost College District**

**Board Agenda Request Form**

<table>
<thead>
<tr>
<th>Department/Division:</th>
<th>Board Meeting Date:</th>
</tr>
</thead>
<tbody>
<tr>
<td>TSC District Office</td>
<td>February 11, 2010</td>
</tr>
</tbody>
</table>

**Agenda Item:**
Consideration and possible action on authorization to approve contract with Cameron County Elections Administrator for Elections Services.

**Rationale/Background:**
As approved by the Board of Trustees on January 21, 2010, staff has negotiated a contract with the Cameron County Elections Administrator. The Texas Southmost College District will be holding an election on May 8, 2010 for Positions 3, 4, and 5. The estimated cost for the May 8, 2010 election is $90,541.00.

**Recommended Action:**
Motion to approve the contract with the Cameron County Elections Administrator to conduct election services for the May 8, 2010 election in the amount of $90,541.00 and to authorize the District’s Election Agent to execute the contract.

**Fiscal Implications:**

| Budgeted Item: | X Yes | ☐ No | ☐ N/A | If no, explain: |

**Attachments (list):**
Contract

---

**FOR OFFICE USE ONLY:**

**Board Action:**
Approved: ☑ Yes ☐ No ☐ N/A ☐ Tabled for action on:

**Certified by:**

Title: ___________________________ Date: __________
THE STATE OF TEXAS

COUNTY OF CAMERON

THE TEXAS SOUTHMOST COLLEGE DISTRICT

CONTRACT FOR ELECTION SERVICES

FOR A GENERAL ELECTION TO BE HELD ON SATURDAY, MAY 8, 2010

TO BE ADMINISTERED BY THE CAMERON COUNTY ELECTIONS DEPARTMENT

I. JURISDICTION

The Texas Southmost College District, 80 Fort Brown, Brownsville, Texas 78520 has called an election for May 8, 2010 and proposes to open 38 Election Day polling locations.

II. ADMINISTRATION

The Cameron County Elections Administrator agrees to coordinate, supervise and handle all aspects of administering the election in accordance to provisions in the Texas Election Code and as outlined in this agreement. The participating authority agrees to pay Cameron County for equipment, supplies, services and administrative costs as outlined in this agreement. The Cameron County Elections Administrator will serve as administrator for the Election; however, the participating authority remains responsible for the lawful conduct of their elections.

III. LEGAL DOCUMENTS

The participating authority will be responsible for preparation, adoption and publication of all required election orders, resolutions, notices and any other pertinent documents required by their pertaining governing bodies.

The Cameron County Elections Administrator agrees to make the submission required by the Federal Voting Rights Act of 1965, as amended, with regard to any changes which require pre-clearance by the U.S. Department of Justice. Preparation of necessary bilingual materials for notices and preparation of the text for the official ballot will also be the responsibility of the participating authority. The Cameron County Elections Administrator will provide a copy of the Justice Submissions to the participating authority.

IV. VOTING LOCATIONS

The Texas Southmost College District will select and arrange for the use of and payment for all voting locations. Voting locations will be, whenever possible, the usual voting locations for the precincts. The proposed voting locations are listed in Attachment "A" of this agreement. In the event a voting location is not available, the Elections Administrator will arrange for the use of an alternate location with the approval of each participating authority. The Elections Administrator will notify the participating authority of any changes from the locations listed in Attachment "A."
V. ELECTION JUDGES, CLERKS AND OTHER ELECTION PERSONNEL

The Elections Administrator will be responsible for the appointment of the presiding judge and alternate for each polling location subject to the approval of each participating authority. The Election Administrator shall arrange for the training and compensation of all presiding judges and clerks. A list, Attachment “B”, of the proposed election judges will be submitted to the participating authority. If a person is unable or unwilling to serve, the Elections Administrator will name a judge for the precinct.

The Elections Administrator will send the participating authority an updated version of Attachment “B” which reflects the name of judges who were sent the letter requesting services for this election, and a final version for Attachment “B” which reflects the name of the judges who actually presided on the day of the election.

The election judges are responsible for picking up election supplies at the time and place determined by the Elections Department (which will be set forth in the election judge letter requesting services for this election.)

The Election Day presiding judge will receive $7.75 per hour, alternate judge $7.50 per hour and the election clerk $7.25 per hour (for a maximum of 14 hours). The election workers will receive an additional $10.00 for attending the election training session and $15.00 for delivery of ballots and supplies to the designated sites after the polls close.

The Elections Administrator will employ other personnel necessary for the proper administration of the election, including such part-time help as is necessary to prepare for the election, to ensure the timely delivery of supplies and equipment during the period of early voting and on Election Day.

VI. EQUIPMENT SUPPLIES AND PRINTING

The Elections Department will arrange for the delivery of programmed and tested equipment to the voting locations. The participating authority will provide maps where maps are necessary. The Elections Administrator will instruct the election judges in the reporting precincts that have more than one ballot style on the procedures to properly conduct the election.

The participating authority will furnish the Elections Administrator a list of candidates and or propositions showing the order and the exact manner in which their names and/or proposition(s) are to appear on the official ballot. The list will be delivered to the Elections Administrator as soon as possible after the participating authority has determined ballot positions. The participating authority will be responsible for proofreading and approving the ballot in so far as it pertains to that authority's candidates and/or propositions.

VII. EARLY VOTING

Rogelio Ortiz, Elections Administrator, will be appointed as early voting clerk in compliance with Section 31.097 of the Texas Election Code. Deputy early voting clerks will be appointed as needed to conduct early voting at the main and branch locations. Each early voting supervisor will receive $7.50 per hour and the clerks $7.25 per hour. The early voting supervisor and the clerks will receive $10.00 for attending the election training session and $15.00 for delivery of election supplies to the designated sites.

Early Voting by personal appearance will be conducted each weekday beginning on Monday, April 26, 2010 and continuing through Friday, April 30, 2010 between 8:30 a.m. and 5:30 p.m.; Saturday, May 1, 2010 between the hours of 10:00 am and 2:00 pm.; Monday, May 3, 2010 and continuing through Tuesday, May 4, 2010 between 8:30 a.m. and 5:30 p.m. Any qualified voter for this election may vote early by personal appearance at:
MAIN EARLY VOTING POLLING PLACE:

Cameron County Elections Office
954 E. Harrison St.
Brownsville, Texas

BRANCH EARLY VOTING LOCATIONS:

CHRIST THE KING CHURCH
2255 SOUTHMOST
BROWNSVILLE, TEXAS

BROWNSVILLE PUBLIC LIBRARY
2600 CENTRAL BLVD.
BROWNSVILLE, TEXAS

UTB / TSC
MARY ROSE CARDENAS SOUTH HALL
80 FORT BROWN
BROWNSVILLE, TEXAS

BROWNSVILLE NAVIGATION DISTRICT OFFICE
1000 FOUST ROAD
BROWNSVILLE, TEXAS

HON. BENNIE OCHOA III ANNEX BUILDING
505 HIGHWAY 100
PORT ISABEL, TEXAS

LOS FRESNOS
COMMUNITY CENTER
204 BRAZIL STREET
LOS FRESNOS, TEXAS

Persons voting by mail will send their request and voted ballots to the Cameron County Elections Department. All ballots voted by mail will be prepared for counting by an early voting ballot board appointed in accordance with Section 87.001 of the Texas Election Code.

The participating authorities agree to appoint Maggie Gonzalez as presiding judge of the Early Voting Ballot Board. A list of members will be furnished to the participating authorities. The Early Voting Ballot Board will convene as the Late Ballot Board to consider properly postmarked overseas military ballots to be delivered and any provisional ballots cast.

VIII. RETURNS OF ELECTIONS

The Elections Department will be responsible for establishing and operating the Central Counting Station to receive and tabulate the voted ballots in accordance with the provisions of the Texas Election Code and of this agreement.

The participating authorities hereby, in accordance with Sections 127.002, 127.003, and 127.005 of the Texas Election Code, appoint the following Central Counting Station officials:

Manager
Rogelio Ortiz, County EA
Presiding Judge
Marvelia Sandoval
Tabulating Supervisor
Laura Lee Ortiz

The manager or his representative will deliver timely cumulative reports of the election results as precincts are tabulated. The manager will be responsible for releasing cumulative totals and precinct returns from the election to the participating authorities, the press, and general public. Cameron County will operate an election result center to
release election results at the County Courthouse, Central Jury Room, 974 East Harrison, Brownsville, Texas. The participating authority, upon request, may require release of returns be given only at a specified location other than from the result center.

The Cameron County Elections Department will prepare the unofficial canvass report after all precincts have been counted, and will deliver a copy of the unofficial canvass to each participating authority as soon as possible after all returns have been tabulated. Each participant will be responsible for the official canvass of their elections.

IX. ELECTION EXPENSES

A general administrative fee not to exceed 10% of the total cost of the election shall be assessed as authorized by the Texas Election Code, Sec. 31.100.

Final election expenses will be determined within 30 days after the election. The Elections Administrator will provide each participating authority a final accounting in writing of all funds deposited into their account and an accounting of all payments from each participating authority’s account.

If additional funds are needed, the Elections Administrator will bill each participating authority in accordance with the expense formula previously agreed to by the participating authority. Any amount remaining will be refunded accordingly to each participating authority.

In the event of cancellation of this election, the Elections Administrator may assess charges for costs incurred and services rendered in preparation for the election.

X. DEPOSIT OF FUNDS

Each participating authority agrees to deposit with the Cameron County Elections Administrator, by no later than April 2, 2010, a sum equal to 60% of the total estimated cost of election expenses to be paid to Cameron County as administrator of the election. The final payment to be paid within 30 days after receipt of the summary of final cost submitted to the participating authority by the Office of the Elections Administrator. The funds will be placed in a special election account to be used by the County for paying expenses as outlined in this agreement. No funds will be expended by Cameron County except for supplies and services outlined in this agreement, or except as may be agreed to, in writing, by the participating authority.

The amount to be deposited is $54,300.00. Deposits should be delivered to:

Rogelio Ortiz
County Elections Administrator
954 E. Harrison
P. O. Box 3587
Brownsville, Texas 78522

XI. RECORDS OF THE ELECTION

Rogelio Ortiz, Elections Administrator, is hereby appointed general custodian of the voted ballots and all records of the Election as authorized by Section 271.010 of the Texas Election Code.

Access to the election records will be available to each participating authority as well as to the public in accordance with the Texas Public Information Act, Chapter 552, Government Code, at the Elections Department, 954 E. Harrison, Brownsville, Texas, at any time during normal business hours. The Elections Administrator shall ensure that the records are maintained in an orderly manner, so that records are clearly identifiable and retrievable per records storage container.
Records of the election will be retained and disposed of in accordance with the records retention schedules which may have been adopted by each participating authority, and in accordance with the provisions of Title 6, Subtitle C, Chapters 201 through 205, Texas Local Government Code, including the minimum retention requirements established by the Texas State Library and Archives Commission. If records of the election are involved in any pending election contest, investigation, litigation, or Texas Public Request, the Election Administrator shall maintain the records until final resolution or until final judgment, whichever is applicable. It is the responsibility of any participating authority to bring to the attention of the Elections Administrator any notice of any pending election contest, investigation, litigation, or Texas Open Records Request which may be filed with a participating authority.

XII. RUNOFF ELECTION

In the event a runoff is necessary, the agreement will automatically be extended to cover the runoff. The Elections Administrator will provide participants in the runoff election with an estimate of funds to be deposited in a runoff election account. The funds must be deposited no later than seven (7) days after the runoff estimate figures are received from the Elections Administrator.

XIII. CONTRACT WITHDRAWAL

The participants may withdraw from the election contract in accordance with Sections 2.051, 2.052 and 2.053 of the Texas Election Code. Any expenditure incurred prior to withdrawal shall be billed separately and shall be removed from the contract (see also Section IX of this contract).

XIII. NOTICE

Whenever this agreement requires any consent, approval notice, request or demand, it must be in writing to be effective and shall be delivered to the party intended to receive it as shown below:

Rogelio Ortiz  
County Elections Administrator  
954 East Harrison St.  
P. O. Box 3587  
Brownsville, Texas 78522

APPROVAL BY:  
COUNTY OF CAMERON

DATE:  
BY: ROGELIO ORTIZ  
COUNTY ELECTIONS ADMINISTRATOR

ACCEPTED AND AGREED TO BY THE SOUTHMOST COLLEGE DISTRICT:

DATE:  
BY:

APPROVED AS TO FORM:

DATE:  
BY:
Cameron County Elections Department
ELECTION COST ESTIMATE FOR

8-May-10

TSC District Trustee Election

<table>
<thead>
<tr>
<th>ADVERTISEMENTS</th>
<th>Political Subdivision:</th>
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<td>Early Voting and Public Testing announcements</td>
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<tr>
<th>BALLOTS</th>
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<tr>
<td>Est Quantity</td>
<td>Price each</td>
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<tr>
<th>EARLY VOTING LAPTOPS LEASE</th>
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<th>ELECTION KITS (Polling Place)</th>
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<th>ELECTION NIGHT TECH SITE SUPPORT</th>
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<th>MOBILE PHONES</th>
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<tr>
<td>AutoMarks 35 @ $540, M100's 38 @ $475</td>
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<td>Temporary Employees</td>
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<td>Department Overtime</td>
<td>$3,670.00</td>
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<td>Early Voting Deputy Clerks</td>
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<td>Early Voting Ballot Board</td>
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<td>Election Presiding Judges</td>
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<td>Election Alternate Judges</td>
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<td>Election Day Clerks</td>
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<td>Delivery Fees</td>
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<td>Central Count Staff</td>
<td>$340.00</td>
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<td>Security</td>
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<tr>
<th>OFFICE SUPPLIES</th>
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<tr>
<th>TABULATION SYSTEM PROGRAMMING</th>
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<tr>
<th>MISCELLANEOUS</th>
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<tr>
<th>Sub-Total</th>
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<table>
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<tr>
<th>Administrative Fee (10%)</th>
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<tr>
<th>Texas Southmost College District Estimate</th>
<th></th>
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</table>

$90,541.00

Contractual 60% Deposit of $54,300.00 due by April 2, 2010.

NOTE: This estimate is assuming some costs will be shared by at least two jurisdictions on a joint election. Some polling places, programming, equipment, staff, and tech support will be shared shere possible. The jurisdictions possibly participating are TSC District, BNDistrict, and Los Fresnos CISD.
Notice of Early Voting Locations for the Joint Elections
to be held on May 8, 2010

Early voting by personal appearance will be conducted for the Brownsville Navigation District and the Texas Southmost College District Elections at the following locations, dates and times:

<table>
<thead>
<tr>
<th>LOCATION</th>
<th>ADDRESS</th>
<th>DATES</th>
<th>TIMES</th>
</tr>
</thead>
</table>
| Main Office                   | Cameron County Elections Department  
                                | 954 E. Harrison                 | Monday, April 26 thru Friday, April 30  
                                | Brownsville, Texas              | 8:30 a.m. to 5:30 p.m.          |
|                               |                                  | Saturday, May 1                  | 10:00 a.m. to 2:00 p.m.       |
|                               |                                  | Monday, May 3 thru Tuesday May 4 | 8:30 a.m. to 5:30 p.m.         |
| Christ the King Catholic Church | 2255 Southmost Road              | Monday, April 26 thru Friday, April 30  
                                | Brownsville, Texas              | 8:30 a.m. to 5:30 p.m.          |
|                               |                                  | Saturday, May 1                  | 10:00 a.m. to 2:00 p.m.       |
|                               |                                  | Monday, May 3 thru Tuesday May 4 | 8:30 a.m. to 5:30 p.m.         |
| Brownsville Public Library    | 2600 Central Blvd.                | Monday, April 26 thru Friday, April 30  
                                | Brownsville, Texas              | 8:30 a.m. to 5:30 p.m.          |
|                               |                                  | Saturday, May 1                  | 10:00 a.m. to 2:00 p.m.       |
|                               |                                  | Monday, May 3 thru Tuesday May 4 | 8:30 a.m. to 5:30 p.m.         |
| The University of Texas and Texas Southmost College | Mary Rose Cardenas Hall South  
                                | 80 Fort Brown                    | Monday, April 26 thru Friday, April 30  
                                | Brownsville, Texas              | 8:30 a.m. to 5:30 p.m.          |
|                               |                                  | Saturday, May 1                  | 10:00 a.m. to 2:00 p.m.       |
|                               |                                  | Monday, May 3 thru Tuesday May 4 | 8:30 a.m. to 5:30 p.m.         |
| Brownsville Navigation District Office | 1000 Foust Road                  | Monday, April 26 thru Friday, April 30  
                                | Brownsville, Texas              | 8:30 a.m. to 5:30 p.m.          |
|                               |                                  | Saturday, May 1                  | 10:00 a.m. to 2:00 p.m.       |
|                               |                                  | Monday, May 3 thru Tuesday May 4 | 8:30 a.m. to 5:30 p.m.         |
| Hon. Benny Ochoa III Annex Building | 505 Highway 100                  | Monday, April 26 thru Friday, April 30  
                                | Port Isabel, Texas              | 8:30 a.m. to 5:30 p.m.          |
|                               |                                  | Saturday, May 1                  | 10:00 a.m. to 2:00 p.m.       |
|                               |                                  | Monday, May 3 thru Tuesday May 4 | 8:30 a.m. to 5:30 p.m.         |

Early voting by personal appearance will be conducted for Texas Southmost College District Brownsville Navigation District and the Los Fresnos CISD at the following location, dates and times:

<table>
<thead>
<tr>
<th>LOCATION</th>
<th>ADDRESS</th>
<th>DATES</th>
<th>TIMES</th>
</tr>
</thead>
<tbody>
<tr>
<td>Los Fresnos Community Center</td>
<td>204 Brazil Street</td>
<td>Monday, April 26</td>
<td>8:00 a.m. to 5:00 p.m.</td>
</tr>
<tr>
<td></td>
<td>Los Fresnos, Texas</td>
<td>Tuesday, April 27</td>
<td>7:00 a.m. to 7:00 p.m.</td>
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<tr>
<td></td>
<td></td>
<td>Wednesday, April 28-Friday, April 30</td>
<td>8:00 a.m. to 5:00 p.m.</td>
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<tr>
<td></td>
<td></td>
<td>Saturday, May 1</td>
<td>11:00 a.m. to 5:00 p.m.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Monday, May 3</td>
<td>8:00 a.m. to 5:00 p.m.</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Tuesday, May 4</td>
<td>7:00 a.m. to 7:00 p.m.</td>
</tr>
</tbody>
</table>
# Polling Places for
## The Texas Southmost College District Election
### May 8, 2010

<table>
<thead>
<tr>
<th>Precinct</th>
<th>Polling Locations</th>
<th>Address</th>
<th>City</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 &amp; 83</td>
<td>Garriga Elementary School</td>
<td>600 Washington</td>
<td>Port Isabel</td>
</tr>
<tr>
<td></td>
<td>Part 2 &amp; 2A</td>
<td>23413 FM 803</td>
<td>Las Yescas</td>
</tr>
<tr>
<td>3, Part 50, 65, 66</td>
<td>Los Fresnos Community Center</td>
<td>204 Brazil St.</td>
<td>Los Fresnos</td>
</tr>
<tr>
<td>Part 4</td>
<td>Villarreal Elementary School</td>
<td>7700 E. Lakeside</td>
<td>Olmito</td>
</tr>
<tr>
<td>5</td>
<td>Victoria Heights Elementary School</td>
<td>2801 E. 13th St.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>6</td>
<td>Brownsville Learning Academy</td>
<td>1351 E. Polk St.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>7 &amp; 9</td>
<td>UTB/TSC Mary Rose Cardenas Hall South</td>
<td>80 Fort Brown</td>
<td>Brownsville</td>
</tr>
<tr>
<td>8</td>
<td>Resaca Elementary School</td>
<td>901 E. Filmore St.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>10, 69</td>
<td>Cromack Elementary School</td>
<td>3200 E. 30th St.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>11</td>
<td>Skinner Elementary School</td>
<td>411 W. St. Charles St.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>12</td>
<td>Russell Elementary School</td>
<td>800 Lakeside</td>
<td>Brownsville</td>
</tr>
<tr>
<td>13</td>
<td>First Presbyterian Church</td>
<td>435 Palm Blvd.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>14 &amp; 82</td>
<td>El Jardin Elementary School</td>
<td>6911 Boca Chica Blvd.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>15</td>
<td>R.L. Martin Elementary School</td>
<td>1701 Stanford St.</td>
<td>Brownsville</td>
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<td>So. Padre Island</td>
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<tr>
<td>53</td>
<td>Palm Grove Elementary School</td>
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<td>Brownsville</td>
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<td>54</td>
<td>Burns Elementary School</td>
<td>1974 Alton Gloor Rd.</td>
<td>Brownsville</td>
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<tr>
<td>59</td>
<td>Port Isabel High School</td>
<td>18001 Highway 100</td>
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<td>60</td>
<td>Morningside Elementary School</td>
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<td>61,72</td>
<td>Hudson Elementary School</td>
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<tr>
<td>63</td>
<td>Oliveira Middle School</td>
<td>444 Land 0 Las Ebanos St.</td>
<td>Brownsville</td>
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<tr>
<td>67</td>
<td>Laguna Vista City Hall</td>
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<td>Laguna Vista</td>
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<td>68 &amp; 86</td>
<td>Rivera High School</td>
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<tr>
<td>70</td>
<td>Christ the King Catholic Church</td>
<td>2255 Southmost Rd.</td>
<td>Brownsville</td>
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<td>71</td>
<td>Perkins Middle School</td>
<td>4750 Austin Rd.</td>
<td>Brownsville</td>
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<tr>
<td>73</td>
<td>Brownsville Country Club Golf Center</td>
<td>1800 W. San Marcelo Blvd.</td>
<td>Brownsville</td>
</tr>
<tr>
<td>74</td>
<td>Cameron Park (El Centro Cultural)</td>
<td>2100 Gregory Avenue</td>
<td>Brownsville</td>
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<td>75</td>
<td>Garden Park Elementary</td>
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<td>76</td>
<td>Hanna High School</td>
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<td>Brownsville</td>
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<tr>
<td>77</td>
<td>Garza Elementary School</td>
<td>200 Esperanza Ln.</td>
<td>Brownsville</td>
</tr>
</tbody>
</table>

38 Polling Locations  
36 Public Bldgs  
2 Private Bldgs
**Department/Division:**
Physical Plant/Partnership Affairs

**Board Meeting Date:**
February 11, 2010

**Agenda Item:**
Consideration and possible action on approval of a contract with CAS Companies (under TIPS Contract #08032609) for construction of a new retaining wall along the Resaca bank at the housing zone.

**Rationale/Background:**
At the request of UTB/TSC, CAS Companies, provided a cost estimate for the replacement of the retaining wall along the Resaca bank at the housing zone by the former Resaca Club. CAS Companies is an approved contractor through The Interlocal Purchasing System (TIPS).

The proposal is to construct a wood retaining wall as per campus standard design and specifications. The retaining wall will start on the north side of the University Boulevard bridge and travel a total length of 280lf under this contract. The proposal includes removal and disposal of the existing retaining wall, construction of the new retaining wall and backfill material. The cost of work under this proposal is $66,655.

**Recommended Action:**
Motion to approve a contract with CAS Companies in the amount of $66,655 and to authorize the Assistant Vice President for Planning and Construction to execute the contract.

**Fiscal Implications:**

<table>
<thead>
<tr>
<th>Budgeted Item:</th>
<th>X Yes</th>
<th>☐ No</th>
<th>☐ N/A</th>
</tr>
</thead>
<tbody>
<tr>
<td>If no, explain:</td>
<td></td>
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</tr>
</tbody>
</table>

**Attachments (list):**
Recommended proposal from CAS Companies
Retaining wall layout.

---

FOR OFFICE USE ONLY:

**Board Action:**
Approved: ☐ Yes ☐ No ☐ N/A ☐ Tabled for action on:______________

Certified by: __________________________ Title: __________________________ Date: __________
Juan Jose Avalos
UTB/TSC
80 Fort Brown
Brownsville, Texas 78520

RE: Wood Retaining Wall - 2
CAS quote # 2010-033-06

CAS Companies is pleased to submit this proposal for your review and acceptance to provide materials and labor.

CAS Companies is an approved contractor through The Interlocal Purchasing System (TIPS) contract #08032609 whom UTB/TSC would contract with to perform the work described in the scope of work below.

This bid and detailed services are being offered through the Texas Education Code 8.002 Services granted under the Texas Government Code 791.001 et seq as amended. By utilizing the TIPS program, UTB/TSC will automatically be dealing with a Qualified, Professional Contractor that meets the strict requirements. This results in savings to UTB/TSC by reducing the time and expense for the bid process and will allow the work to be performed in a more timely manner.

Scope of Work

1. Provide all material and labor to construct new retaining wall along resaca bank as per detail. Approximately 280lf
2. Removal and disposal of existing retaining wall
3. 4 x 6 x 16' Post (Treated Wood)
4. 2 x 10 x 14' T&G (Treated Wood)
5. 3 x 8 x 20' Walers (Treated Wood)
6. Each Post Cable to Deadmen (Two Post Per Deadmen)
7. Backfill approximately (438 Cu. Yds.)
8. Bond included
9. Disposal and removal (allowance $750.00) included in price

Exclusions

1. Any work outside the scope of work as defined herein
2. Any asbestos abatement
3. Any damage to un identified utilities
4. Geo Tech Report
5. Structural Engineering drawings and specs (per UTB request no engineering required)

Note:
Retaining wall to be built per MAT Constructions scope of work and agreed upon by UTB/TSC.
Bid Amount ........................................... $56,655.00
Owner Contingency .................................. $10,000.00
Total Bid Amount ..................................... $66,655.00

We appreciate the opportunity to provide pricing as outlined above and look forward to your favorable response. If you should have any questions or require additional information please do not hesitate to contact me at your convenience.

Best regards,

Aaron Garcia

Acceptance: 

To schedule work, please sign and return to our office via fax (956) 216-9069.

Customer authorizes performance of the above-referenced work and agrees to pay for services and/or any additional services authorized and agreed upon by client. In the event any charges are not paid upon completion of services and if Clean Air Solutions is required to refer the debt to an attorney for collection or other legal action, the Customer expressly agrees to pay all costs of such referral and/or collection, including attorney fees and court costs. Interest on open balance is billed at 6% per month or the maximum lawful interest rate.

In acceptance of this proposal submitted, please fax a copy of the Purchase Order to:

The Interlocal Purchasing System – (TIPS)
Temp Trades, Labor and Materials
Contract #08032609
Attention – Kim Thompson
866-639-8477 Phone
866-639-8472 Fax
The Bylaws are currently being reviewed by the Audit Committee members.
## Agenda Item:
Consideration and possible action on Notice and Order of General Election

## Rationale/Background:
As per the Election Code, political subdivisions are required to publish a notice and order of election on or before the 21st day before the election. For the May 8, 2010 election, this date would be on or before Monday, April 19, 2010. The notice and order includes the type and date of election; the location of each polling place; hours the polls are open; location of each early voting place; dates and hours for early voting; and the early voting clerk’s mailing address. As per the Election Contract with the Cameron County Elections Administrator, the notice and order proposes 38 polling locations for General Election Day and 7 early voting sites. The number and locations of polling places is the same as the last election.

The notice and order will be published in the Brownville Herald, Los Fresnos News, Port Isabel – South Padre Island Press, and the San Benito News on Monday, April 19, 2010. The notice will be published in English and Spanish as required by law.

## Recommended Action:
Motion to approve the Notice and Order of General Election as presented.

## Fiscal Implications:
<table>
<thead>
<tr>
<th>Budgeted Item:</th>
<th>☐ Yes</th>
<th>☐ No</th>
<th>X N/A</th>
<th>If no, explain:</th>
</tr>
</thead>
</table>

## Attachments (list):
- Notice and Order of General Election

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### FOR OFFICE USE ONLY:

**Board Action:**
- Approved: ☐ Yes ☐ No ☐ N/A ☐ Tabled for action on:___________

**Certified by:** ________________  **Title:** ________________  **Date:** _________
NOTICE AND ORDER OF GENERAL ELECTION

NOTICE OF ELECTION
TEXAS SOUTHMOST COLLEGE DISTRICT
CAMERON COUNTY, TEXAS

To the voters of the Texas Southmost College District of Cameron County, Texas:

Notice is hereby given that the polling places listed below will be open from 7:00 a.m. to 7:00 p.m. on May 8, 2010, for voting in a general election to elect:

THREE (3) TSC DISTRICT TRUSTEES
Place 3 for 6 year term
Place 4 for 6 year term
Place 5 for 6 year term

This order is given under and by virtue of an Order for said election made and entered by Texas Southmost College District on the 11th day of February 2010, copy of which is incorporated and made part of this notice.

ORDER OF ELECTION
TEXAS SOUTHMOST COLLEGE

An election is hereby ordered to be held on May 8, 2010, for the purpose of:

ELECTING THREE (3) TSC DISTRICT TRUSTEES
Place 3 for 6 year term
Place 4 for 6 year term
Place 5 for 6 year term

and

It is further ordered and directed that the following are named as polling places as hereinafter set out, and that the District be and is divided into Election Precincts as hereinafter set out:

<table>
<thead>
<tr>
<th>PRECINCT</th>
<th>ADDRESS</th>
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<tbody>
<tr>
<td>1, 83</td>
<td>Garriga Elementary School 600 Washington</td>
<td>Pt. 2 and 2a</td>
<td>Las Yescas Elementary School 700 E. Lakeside</td>
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<td></td>
<td>Port Isabel, Texas</td>
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<td>Las Yescas, Texas</td>
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<tr>
<td>3, Pt. 50, 65, 66</td>
<td>Los Fresnos Community Center 204 Brazil</td>
<td>Pt. 4</td>
<td>Villarreal Elementary School 7700 E. Lakeside</td>
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<td></td>
<td>Los Fresnos, Texas</td>
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<td>Olmito, Texas</td>
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<tr>
<td>5</td>
<td>Victoria Heights Elementary School 2801 E. 13th Street Brownsville, Texas</td>
<td>6</td>
<td>Brownsville Learning Academy 1351 E. Polk St. Brownsville, Texas</td>
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<td>Brownsville, Texas</td>
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<td>7, 9</td>
<td>UTB/TSC Mary Rose Cardenas Hall South 80 Fort Brown Brownsville, Texas</td>
<td>8</td>
<td>Resaca Elementary School 901 E. Filmore St. Brownsville, Texas</td>
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<td>10, 69</td>
<td>Cromack Elementary School 3200 E. 30th St. Brownsville, Texas</td>
<td>11</td>
<td>Skinner Elementary School 411 W. St. Charles St. Brownsville, Texas</td>
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<td>12</td>
<td>Russell Elementary School 800 Lakeside Brownsville, Texas</td>
<td>13</td>
<td>First Presbyterian Church 435 Palm Blvd. Brownsville, Texas</td>
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<td>Burns Elementary School 1974 Alton Gloor Blvd. Brownsville, Texas</td>
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<td>Polling Location</td>
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<tr>
<td>Port Isabel High School</td>
<td>Highway 100, Laguna Heights, Texas</td>
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<td>2920 FM 802, Brownsville, Texas</td>
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<td>Garza Elementary School</td>
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Poll locations are subject to change in accordance with the Texas Education Code §43.061 and as determined by the President of Texas Southmost College or her designee.

Early voting by personal appearance will be conducted at the following dates, times and locations:

- **Monday – Friday** April 26 – April 30, 2010
  - 8:30 a.m. – 5:30 p.m.
- **Saturday** May 1, 2010
  - 10:00 a.m. – 2:00 p.m.
- **Monday – Tuesday** May 3 & 4, 2010
  - 8:30 a.m. – 5:30 p.m.

**CAMERON COUNTY ELECTIONS OFFICE**
954 E. HARRISON ST.
BROWNSVILLE, TEXAS 78520

**CHRIST THE KING CHURCH**
2255 SOUTHMOST ROAD
BROWNSVILLE, TEXAS 78521

**BROWNSVILLE PUBLIC LIBRARY**
2600 CENTRAL BOULEVARD
BROWNSVILLE, TEXAS 78521

**THE UNIVERSITY OF TEXAS AT BROWNSVILLE AND TEXAS SOUTHEST COLLEGE**
MARY ROSE CARDENAS HALL SOUTH (MRCHS)
80 FORT BROWN
BROWNSVILLE, TEXAS 78520

**BROWNSVILLE NAVIGATION DISTRICT OFFICE**
1000 FOUST ROAD
BROWNSVILLE, TEXAS 78521

**HON. BENNY OCHOA III ANNEX BUILDING**
505 HIGHWAY 100
PORT ISABEL, TEXAS 78578

Poll locations are subject to change in accordance with the Texas Education Code §43.061 and as determined by the President of Texas Southmost College or her designee.

Applications for ballot by mail shall be mailed to:

**ROGELIO ORTIZ**
COUNTRY ELECTIONS ADMINISTRATOR
954 E. HARRISON ST.
BROWNSVILLE, TX 78520
Applications for ballot by mail must be received no later than the close of business on April 30, 2010.

Issued this the 11th day of February 2010.

David Oliveira, Chair
Texas Southmost College District Board of Trustees
AVISO Y ORDEN DE ELECCIÓN GENERAL

AVISOS DE ELECCIÓN
TEEXAS SOUTHMOST COLLEGE DISTRICT
CAMERON COUNTY, TEXAS

A los votantes registrados del Texas Southmost College District del Condado Cameron de Texas:

Por la presente se notifica que las casillas para votar situadas en la Orden de Elección se abrirán desde las 7:00 a.m. a las 7:00 p.m. el día 8 de mayo del 2010, para votar en la Elección general de:

TRES (3) MIEMBROS DE LA MESA DIRECTIVA DEL TSC DISTRICT
Lugar 3 – por un término de seis (6) años
Lugar 4 – por un término de seis (6) años
Lugar 5 – por un término de seis (6) años

Este aviso es expedido por una Orden para dicha elección hecha y archivada por el Texas Southmost Collage District este día 11 de febrero del 2010, cual copia es incorporada y hecha parte de este aviso.

ORDEN DE ELECCIÓN
TEEXAS SOUTHMOST COLLEGE DISTRICT

Por la presente se convoca a elecciones el día 8 de mayo del 2010, con el propósito de:

TRES (3) MIEMBROS DE LA MESA DIRECTIVA DEL TSC DISTRICT
Lugar 3 – por un término de seis (6) años
Lugar 4 – por un término de seis (6) años
Lugar 5 – por un término de seis (6) años

Asimismo se ordena y se dispone que quedan establecidas como casillas electorales los lugares que a continuación se mencionan, y que el Distrito deberá dividirse, y en este acto se divide, en los precinctos que a continuación se mencionan:

<table>
<thead>
<tr>
<th>PRECINTO</th>
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<td>Las Yescas Elementary School&lt;br&gt; FM 803 &amp; FM 106&lt;br&gt; Las Yescas, Texas</td>
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<td>Resaca Elementary School&lt;br&gt; 901 E. Filmore St.&lt;br&gt; Brownsville, Texas</td>
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<td>54</td>
<td>Burns Elementary School&lt;br&gt; 1974 Alton Gloor Blvd.&lt;br&gt; Brownsville, Texas</td>
</tr>
</tbody>
</table>
Los lugares designados como casillas electorales están sujetos a cambio conforme a lo estipulado en el código §43.061 de la educación de Texas y establecido por la presidenta de Texas Southmost College o su designado(a).

La votación por adelantado en persona se llevará a cabo en:

<table>
<thead>
<tr>
<th>Lunes - Viernes</th>
<th>26 de abril – 30 de abril del 2010</th>
<th>8:30 a.m. – 5:30 p.m.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sábado</td>
<td>1 de mayo del 2010</td>
<td>10:00 a.m. – 2:00 p.m.</td>
</tr>
<tr>
<td>Lunes - Martes</td>
<td>3 y 4 de mayo del 2010</td>
<td>8:30 a.m. – 5:30 p.m.</td>
</tr>
</tbody>
</table>

**Cameron County Elections Office**
954 E. Harrison St.
Brownsville, Texas 78520

**Christ the King Church**
2255 Southmost Rd.
Brownsville, Texas

**Brownsville Public Library**
2600 Central Boulevard
Brownsville, Texas 78521

**The University of Texas at Brownsville and Texas Southmost College**
Mary Rose Cardenas Hall South (MRCHS)
80 Fort Brown
Brownsville, Texas 78520

**Brownsville Navigation District Office**
1000 Foust Road
Brownsville, Texas 78521

**Hon. Benny Ochoa III Annex Building**
505 Highway 100
Port Isabel, Texas 78578

**Los Fresnos Community Center**
204 Brazil Street
Los Fresnos, Texas 78566

Los lugares designados como casillas electorales están sujetos a cambio conforme a lo estipulado en el código §43.061 de la educación de Texas y establecido por la presidenta de Texas Southmost College o su designado(a).

Las solicitudes para votar por correo deberán enviarse a:

ROGELIO ORTIZ
COUNTY ELECTIONS ADMINISTRATOR
954 E. HARRISON ST.
BROWNSVILLE, TX 78520
Las solicitudes de boletas para votar por correo deberán recibirse al finalizar las horas de oficina del 30 de abril del 2010.

Emitida este día 11 de febrero del 2010.

David Oliveira, Presidente
Mesa Directiva de Texas Southmost College District