THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 4th day of June 2015, 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:**

8:45 A.M.

PETE SEPULVEDA, JR.
COUNTY JUDGE

SOFIA C. BENAVIDES
COMMISSIONER PRECINCT NO. 1

ALEX DOMINGUEZ
COMMISSIONER PRECINCT NO. 2

DAVID A. GARZA
COMMISSIONER PRECINCT NO. 3

DAN SANCHEZ
COMMISSIONER PRECINCT NO. 4

SYLVIA GARZA-PEREZ
COUNTY CLERK

Aide A. Trejo Deputy Clerk

ABSENT:

NOTE: Commissioner Benavides was absent when the Meeting was called to order.

The meeting was called to order by Judge Sepulveda at 8:45 A.M. He then asked for a moment of silence.

The Court then led the audience in reciting the Pledge of Allegiance and the Pledge of Allegiance to the State Flag.

The Court considered the following matters as posted and filed for Record in the Office of the County Clerk on June 1, 2015 at 8:31 a.m.:

(1) PUBLIC COMMENTS.

None were presented.

CONSENT ITEMS

(2) 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. 2 (I):
Judge Sepulveda clarified that the item only relates to the guard shack, a small building located next to the turnstile area.

Consent Item No. 2 (T):
Judge Sepulveda asked to TABLE this item as per Constable Abel Gomez.

Consent Item No. 2 (M):
Commissioner Garza asked to discuss this item separately.

Consent Item No. 2 (JJ):
Mr. Xavier Villarreal, Auditor's Office, asked to include the date of June 23rd to the travel.

Consent Items No. 2 (L), (BB) and (CC):
Commissioner Dominguez asked to discuss these items separately.

Consent Item No. 2 (W):
Mr. Gabriel Garza, District Attorney's Office, noted that there is a correction to this item such that the dates of travel are from June 7 thru June 9, with the per diem amount changing to $91.00.

Commissioner Garza motioned to approve the "Consent Items", with the correction to Consent Items No. 2 (I), (W) and (JJ); excluding Consent Items No. 2 (L), (M), (BB) and (CC); and tabling Consent Item No. 2 (T)

The motion was seconded by Commissioner Sanchez and carried unanimously.

(A) CONSIDERATION AND ACTION FOR THE APPOINTMENT OF JASON WAYNE EADS DEPUTY CONSTABLE FOR PCT. 3 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT. (AFJ-ADMINISTRATIVE SERVICES)

(B) CONSIDERATION AND ACTION FOR THE APPOINTMENT OF JOSE A. VILLARREAL DEPUTY CONSTABLE FOR PCT. 5 IN COMPLIANCE WITH THE FINDING THAT IT IS NECESSARY TO APPOINT THE DEPUTY IN ORDER TO PROPERLY HANDLE THE BUSINESS OF THE CONSTABLE'S OFFICE THAT ORIGINATES IN THE CONSTABLE'S PRECINCT. (AFJ-ADMINISTRATIVE SERVICES)

(C) CONSIDERATION AND AUTHORIZATION TO UTILIZE JUSTICE OF THE PEACE SECURITY FUNDS IN THE AMOUNT OF $5,938.87 TO SECURE THE ACCESS POINTS TO THE JUDGE'S OFFICE AT THE PORT ISABEL ANNEX. (AFJ-ADMINISTRATIVE SERVICES)

(D) CONSIDERATION AND APPROVAL OF RENEWAL FOR LAW ENFORCEMENT INSURANCE FOR THE BLANKET ACCIDENTAL DEATH AND DISMEMBERMENT BENEFIT. (AFJ-ADMINISTRATIVE SERVICES)

(E) CONSIDERATION AND AUTHORIZATION TO EXTEND THE AGREEMENT WITH BAHNMAN REALTY, INC. TO ASSIST IN THE SELLING OF THREE (3) STATE FORFEITED PROPERTIES. (LVS-DISTRICT ATTORNEY)

(F) CONSIDERATION AND AUTHORIZATION TO RELEASE THE FINANCIAL GUARANTEE FOR INSTALLATION OF SEPTIC SYSTEM FOR VILLA DE LEONOR SUBDIVISION, PCT. 4. (EH-CCDOT-ENG)

(G) CONSIDERATION AND ACKNOWLEDGMENT OF THE DISTRICT CLERK'S APRIL 2015 CIVIL AND CRIMINAL COLLECTION REPORTS. (EG-DISTRICT CLERK)

(H) CONSIDERATION AND APPROVAL OF CONTRACT AMENDMENT BETWEEN THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES AND THE TEXAS DEPARTMENT OF STATE HEALTH SERVICES TO CARRY OUT THE FY2015 PUBLIC HEALTH EMERGENCY PREPAREDNESS WORK PLAN FOR LOCAL HEALTH DEPARTMENTS. (EG-INTERIM HEALTH ADMINISTRATOR)

(I) CONSIDERATION AND AUTHORIZATION TO NOTIFY UETA OF TEXAS, INC. OF INTENT TO EXERCISE RIGHT TO REVOKE LICENSEE AGREEMENT WITH RESPECT TO THE EXPORT CONTROL BUILDING AT THE GATEWAY BRIDGE BY PROVIDING 30 DAYS NOTICE. (JAG-LEGAL)

(J) CONSIDERATION AND AUTHORIZATION TO SUBMIT APPLICATION FOR THE BEACH CLEANING AND MAINTENANCE ASSISTANCE PROGRAM FOR FISCAL YEAR 2016 TO THE TEXAS GENERAL LAND OFFICE (TXGLO) AND APPROVAL OF RESOLUTION 2015R06044 REQUESTING PARTICIPATION IN THE PROGRAM, DESIGNATING EQUIPMENT REIMBURSEMENT RATES AND APPROVING A COUNTY OFFICIAL TO ACT FOR PURPOSE OF THE PROGRAM. (JEV-PARKS)

(K) CONSIDERATION AND APPROVAL TO UPGRADE CELL PHONE LINES TO INCLUDE A DATA PLAN, FOR JOSE LUIS CANTU, PARK SUPERINTENDENT, CLEMENTE VALDEZ, ANDY BOWIE PARK MANAGER AND OSCAR VALENZUELA, CONSTRUCTION FOREMAN THROUGH TDIR CONTRACT DIR-SDD-177. (JEV-PARKS)

(L) CONSIDERATION AND POSSIBLE ACTION TO APPROVE AND SUBMIT LETTER TO THE TEXAS GENERAL LAND OFFICE REQUESTING TO CANCEL BAHIA GRANDE RESTORATION PROJECT PHASE 3 (FWS AWARD NO. F12AF01140), TEXAS GENERAL LAND OFFICE (GLO CONTRACT NO. 13-071-000-7081) AND RELOCATE FUND OF $575,000 TO THE BAHIA GRANDE RESTORATION PROJECT PHASE II – CONSTRUCTION PHASE. (JEV-PARKS) (*ACTION TAKEN SEPARATELY*)

(M) CONSIDERATION AND APPROVAL FOR THE SHERIFF'S DEPARTMENT TO ACCEPT A GRANT AWARD FOR OPERATION STONEGARDEN FY2014 FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY'S DIVISION OF EMERGENCY MANAGEMENT. (RG- PROGRAM DEVELOPMENT AND MANAGEMENT) (*ACTION TAKEN SEPARATELY*)

(N) CONSIDERATION AND AUTHORIZATION TO UTILIZE PROCURE SOURCE COOPERATIVE PURCHASING DIRECTORY. (MF-PURCHASING)

(O) CONSIDERATION AND AUTHORIZATION TO ADVERTISE FOR THE FOLLOWING BID/RFP/RFQ: (MF-PURCHASING)

a. INDEPENDENT AUDITORS – ANNUAL RFP NO. 1220

(P) CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING BIDS/RFP'S/RFQ'S FOR ONE (1) ADDITIONAL YEAR: (MF-PURCHASING)

a. ROAD MATERIALS: HOT APPLIED CRACK SEAL – ANNUAL BID NO. 2517 (CRAFCO TEXAS INC.)

(Q) CONSIDERATION AND APPROVAL OF PURCHASING – INDEPENDENT PROCEDURES FOR THE FOLLOWING: (MF-PURCHASING)

a. MATERIAL STOCK MOVEMENT

(R) CONSIDERATION AND POSSIBLE APPROVAL TO PAY INVOICE NO. 26691 TO DURO LAST ROOFING, INC. IN THE AMOUNT OF $165.55 (WITHOUT A PURCHASE ORDER), DUE TO INSPECTION OF THE CAMERON COUNTY SHERIFF'S OFFICE ROOF WARRANTY. (OL-SHERIFF)

(S) CONSIDERATION AND AUTHORIZATION TO UTILIZE JOB ORDER CONTRACT FOR THE CARRIZALEZ-RUCKER DETENTION CENTER FOR MUFFIN MUNCHER PROJECT (MAIN SEWER WASTE GRINDER). (OL-SHERIFF)

(T) CONSTABLE PRECINCT 2 ABELARDO GOMEZ, JR. TRAVELED TO HUNTSVILLE, TEXAS ON 5/11 TO 5/15/15 TO ATTEND THE TEXAS CONSTABLE'S LEADERSHIP COLLEGE. (*TABLED*)

(U) CONSTABLE PRECINCT 2 OFFICE STAFF (1): CORPORAL MARK TREVINO TRAVELED TO GEORGETOWN, TEXAS ON 5/18 TO 5/21/15 TO ATTEND THE COMMAND LEADERSHIP FOR FIELD TRAINING OFFICER (FTO).

(V) COUNTY CLERK'S OFFICE STAFF (2): CHIEF DEPUTY SANDRA SANCHEZ AND DEPUTY CLERK DORISA HERNANDEZ TO TRAVEL TO CORPUS CHRISTI, TEXAS ON 7/26 TO 7/27/15 TO ATTEND THE 2015 VITAL STATISTICS REGIONAL CONFERENCE.

(W) DISTRICT ATTORNEY LUIS V. SAENZ TO TRAVEL TO AUSTIN, TEXAS ON 6/8 TO 6/11/15 TO ATTEND THE 2015 BORDER PROSECUTION UNIT ANNUAL CONFERENCE.

(X) DISTRICT ATTORNEY LUIS V. SAENZ TO TRAVEL TO WESLACO, TEXAS ON 6/10/15 TO ATTEND THE SOUTHWEST BORDER HIGH INTENSITY DRUG TRAFFICKING AREA (HIDTA) – SOUTH TEXAS REGION QUARTERLY EXECUTIVE COMMITTEE MEETING.

(Y) DISTRICT ATTORNEY'S OFFICE STAFF (2): ASSISTANT DISTRICT ATTORNEYS ISMAEL HINOJOSA AND MICHAEL GUERRA TO TRAVEL TO AUSTIN, TEXAS ON 6/8 TO 6/11/15 TO ATTEND THE 2015 BORDER PROSECUTION UNIT ANNUAL CONFERENCE.

(Z) DISTRICT ATTORNEY'S OFFICE STAFF (1): ASSISTANT DISTRICT ATTORNEY ISMAEL HINOJOSA TO TRAVEL TO AUSTIN, TEXAS ON 7/19 TO 7/24/15 TO ATTEND THE 2015 TEXAS DISTRICT AND COUNTY ATTORNEYS ASSOCIATION (TDCAA) PROSECUTOR TRIAL SKILLS COURSE.

(AA) EXTENSION OFFICE STAFF (1): COUNTY EXTENSION AGENT 4-H & YOUTH DEVELOPMENT MARCO PONCE TO TRAVEL TO BENAVIDES, TEXAS ON 6/6/15 TO SERVE AS CHAPERONE TO 4-H MEMBERS FROM CAMERON COUNTY THAT WILL BE COMPETING AT THE D12 4-H SHOOTING SPORTS ARCHERY MATCH.

(BB) EXTENSION OFFICE STAFF (1): COUNTY EXTENSION AGENT 4-H & YOUTH DEVELOPMENT MARCO PONCE TO TRAVEL TO COLLEGE STATION, TEXAS ON 6/9 TO 6/11/15 TO SERVE AS A CHAPERONE FOR SEVERAL CAMERON COUNTY 4-H MEMBERS WHO WILL BE COMPETING AT THIS YEARS STATE 4-H ROUNDUP EVENT. (*ACTION TAKEN SEPARATELY*)

(CC) EXTENSION AGENT/COUNTY-AGRICULTURE DR. ENRIQUE PEREZ AND OFFICE STAFF (3): COUNTY EXTENSION AGENT 4-H & YOUTH DEVELOPMENT MARCO PONCE, COUNTY EXTENSION AGENT-HORTICULTURE JENNIFER HERRERA AND COUNTY EXTENSION AGENT-COASTAL & MARINE RESOURCES TONY REISINGER TO TRAVEL TO ROBSTOWN, TEXAS ON 6/19/15 TO SERVE AS CHAPERONES FOR THE CAMERON COUNTY 4-H MEMBERS COMPETING AT THE 2015 DISTRICT 12 4-HORSE SHOW. (*ACTION TAKEN SEPARATELY*)

(DD) EXTENSION OFFICE STAFF (1): COUNTY EXTENSION AGENT 4-H & YOUTH DEVELOPMENT MARCO PONCE TO TRAVEL TO UVALDE, TEXAS ON 6/23 TO 6/26/15 TO PARTICIPATE AT A MANDATORY 2015 DISTRICT 12 4-H LEADERSHIP LAB AND ELECTION CONVENTION.

(EE) INTERIM HEALTH ADMINISTRATOR ESMERALDA GUAJARDO TO TRAVEL TO AUSTIN, TEXAS ON 6/10 TO 6/12/15 TO ATTEND THE TEXAS ASSOCIATION OF CITY AND COUNTY HEALTH OFFICIALS (TACCHO) MEETING.

(FF) JUSTICE OF THE PEACE PRECINCT 2-2 OFFICE STAFF (2): GRECIA YANELLY MEJIA AND ORALIA GONZALEZ TO TRAVEL TO AUSTIN, TEXAS ON 6/9 TO 6/11/15 TO ATTEND THE TEXAS JUSTICE COURT TRAINING CENTER EXPERIENCE CLERK 16 HOUR SEMINAR.

(GG) JUVENILE OFFICE STAFF (2): PROGRAM ADMINISTRATOR LAURA TORRES AND AREA SUPERVISOR GUADALUPE FUENTES TO TRAVEL TO AUSTIN, TEXAS ON 6/10 TO 6/12/15 TO ATTEND THE TEXAS ADMINISTRATIVE CODE 341 STANDARDS COMMITTEE MEETNG. (PRO FORMAL APPROVAL)

(HH) PROGRAM DEVELOPMENT AND MANAGEMENT OFFICE STAFF (1): FISCAL ANALYST ROLANDO MARTINEZ TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS ON 6/24 TO 6/26/15 TO ATTEND THE PUBLIC PURCHASING SEMINAR.

(II) SHERIFF'S/JAIL OFFICE STAFF (1): PURCHASING CLERK (JAIL DIVISION-INFIRMARY DEPARTMENT) ERIKA CARDENAS TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS ON 6/24 TO 6/26/15 TO ATTEND THE PURCHASING MANAGEMENT SEMINAR.

(JJ) SHERIFF'S OFFICE STAFF (1): LIEUTENANT WENDY ANAYA TO TRAVEL TO AUSTIN, TEXAS ON 6/24 TO 6/25/15 TO ATTEND THE PRISON RAPE ELIMINATION ACT (PREA) TRAINING.

(KK) CONSIDERATION AND APPROVAL OF A PROCLAMATION HONORING UNIVERSITY OF TEXAS AT BROWNSVILLE PROFESSOR SUSAN ELAINE RITTER FOR 23 YEARS OF DEDICATED SERVICE IN HIGHER EDUCATION AT THE UNIVERSITY OF TEXAS AT BROWNSVILLE. (DAS-COMMISSIONER PCT. 4)

(LL) CONSTABLE PRECINCT 1 PEDRO "PETE" DELGADILLO AND STAFF (2): LIEUTENANT ROBERT MORA AND SARGENT SAUL SAUCEDA TO TRAVEL TO SOUTH PADRE ISLAND, TEXAS ON 6/22 TO 6/26/15 TO ATTEND THE 71ST ANNUAL JUSTICE OF THE PEACE AND CONSTABLES ASSOCIATION EDUCATION CONFERENCE.

CONSENT ITEMS

(2) CONSENT ITEMS.

(L) CONSIDERATION AND POSSIBLE ACTION TO APPROVE AND SUBMIT LETTER TO THE TEXAS GENERAL LAND OFFICE REQUESTING TO CANCEL BAHIA GRANDE RESTORATION PROJECT PHASE 3 (FWS AWARD NO. F12AF01140), TEXAS GENERAL LAND OFFICE (GLO CONTRACT NO. 13-071-000-7081) AND RELOCATE FUND OF $575,000 TO THE BAHIA GRANDE RESTORATION PROJECT PHASE II – CONSTRUCTION PHASE. (JEV-PARKS)

Commissioner Dominguez asked if the General Land Office is in agreement with the request.

Mr. Vega replied in the affirmative.

Commissioner Dominguez motioned to approve and to submit a letter to the Texas General Land Office requesting to cancel the Bahia Grande Restoration Project Phase 3 (FWS Award No. F12AF01140), Texas General Land Office (GLO Contract No. 13-071-000-7081) and to relocate funds of $575,000 to the Bahia Grande Restoration Project Phase II – Construction Phase.

The motion was seconded by Commissioner Garza and carried unanimously.

(M) CONSIDERATION AND APPROVAL FOR THE SHERIFF'S DEPARTMENT TO ACCEPT A GRANT AWARD FOR OPERATION STONEGARDEN FY2014 FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY'S DIVISION OF EMERGENCY MANAGEMENT. (RG-PROGRAM DEVELOPMENT AND MANAGEMENT)

Commissioner Garza inquired as to whether the grant is new monies.

Captain Carlos Garza replied that the funding is for 2014.

Commissioner Garza questioned whether the remaining funding for 2013 has been expended.

Captain Carlos Garza explained that there is a small amount of funding remaining and noted that an extension was approved for July for those monies.

Commissioner Garza motioned to approve for the Sheriff's Department to accept a Grant Award for Operation Stonegarden FY2014 from the Texas Department of Public Safety's Division of Emergency Management.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(BB) EXTENSION OFFICE STAFF (1): COUNTY EXTENSION AGENT 4-H & YOUTH DEVELOPMENT MARCO PONCE TO TRAVEL TO COLLEGE STATION, TEXAS ON 6/9 TO 6/11/15 TO SERVE AS A CHAPERONE FOR SEVERAL CAMERON COUNTY 4-H MEMBERS WHO WILL BE COMPETING AT THIS YEARS STATE 4-H ROUNDUP EVENT.

(CC) EXTENSION AGENT/COUNTY-AGRICULTURE DR. ENRIQUE PEREZ AND OFFICE STAFF (3): COUNTY EXTENSION AGENT 4-H & YOUTH DEVELOPMENT MARCO PONCE, COUNTY EXTENSION AGENT-HORTICULTURE JENNIFER HERRERA AND COUNTY

EXTENSION AGENT-COASTAL & MARINE RESOURCES TONY REISINGER TO TRAVEL TO ROBSTOWN, TEXAS ON 6/19/15 TO SERVE AS CHAPERONES FOR THE CAMERON COUNTY 4-H MEMBERS COMPETING AT THE 2015 DISTRICT 12 4-HORSE SHOW.

Commissioner Dominguez questioned whether the Travel is grant-funded.

Mr. Xavier Villarreal, Auditor's Office, explained that there is a partnership between Texas A&M and Cameron County to provide services and the County pays for travel expenses. He noted that this particular travel is in regards to the 4-H Program where the Extension Office Staff must accompany the 4-H members.

Commissioner Sanchez asked if the travel is required.

Mr. Villarreal acknowledged that the travel is required as part of the program.

NOTE: Commissioner Benavides entered the Meeting at 8:57 a.m.

Commissioner Dominguez motioned to approve Consent Items No. 2 (BB) and (CC).

The motion was seconded by Commissioner Sanchez and carried unanimously.

ACTION ITEMS

(3) ACTION ITEMS.

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

Commissioner Garza motioned to approve the budget amendments, line item transfers and/or salary schedules.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(B) APPROVAL OF CLAIMS.

Mr. Xavier Villarreal, County Auditor, asked the Court to approve the Claims as follows: Warrant No. 00342912 thru 00343246, Warrant No. 00343247 thru 00343534; to VOID Warrant No. 00342379, Warrant No. 00341441, and Warrant No. 00336780; Payroll in the amount of $3,404,850.50; ACH Claims in the amount of $347,360.11; and requested to release the claim for H2O in the amount of $263,672.18.

Commissioner Garza motioned to approve the Claims as presented.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(C) APPROVAL OF MINUTES.
MARCH 23, 2015 - SPECIAL MEETING
MARCH 26, 2015 - REGULAR MEETING
MARCH 30, 2015 - SPECIAL MEETING
APRIL 9, 2015 - REGULAR MEETING
APRIL 13, 2015 - SPECIAL MEETING

Commissioner Benavides motioned to approve the Minutes for the March 23, 2015 - Special Meeting, the March 26, 2015 - Regular Meeting, the March 30, 2015 - Special Meeting, the April 9, 2015 - Regular Meeting, and the April 13, 2015 - Special Meeting.

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

AYE: Commissioner Benavides, Commissioner Dominguez, Commissioner Garza and Judge Sepulveda

NAY: None

ABSTAIN: Commissioner Sanchez

(D) CONSIDERATION AND AUTHORIZATION TO APPROVE AND EXECUTE A BROKERAGE SERVICE AGREEMENT AND BUSINESS ASSOCIATE AGREEMENT WITH GALLAGHER BENEFIT SERVICES, INC. FOR CONSULTING/BROKER SERVICES FOR THE DESIGN, IMPLEMENTATION AND EVALUATION OF THE CAMERON COUNTY SELF FUNDED HEALTH PLAN ADMINISTRATION, BENEFIT PLAN DESIGN AND FUNDING FOR SELF FUNDED HEALTH PLAN, STOP LOSS, AGGREGATE STOP LOSS, PREFERRED PROVIDER ADMINISTRATIVE SERVICES, EMPLOYEE ASSISTANCE PROGRAM, CAFETERIA PLAN, DENTAL, VISION, AND WORKERS' COMPENSATION. (AFJ-ADMINISTRATIVE SERVICES)

Mr. Arnold Flores, Administrative Services Director, stated that this item was tabled at the previous meeting due to questions regarding compensation. He explained that the RFQ was designed to address several issues which include the enrollment process and County employees enrolling in multiple plans that serve the same purpose. He then informed the Court that Gallagher will make their commissions based on whomever enrolls in the supplemental plans.

Judge Sepulveda questioned why the structure is being changed.

Mr. Flores replied that there are employees that are buying duplicate products.

Mr. Bruce Hodge, Legal Counsel, noted that the proposed Agreement is unclear as to whether the deal is exclusive or non-exclusive.

Commissioner Sanchez asked Legal to word the contract in such a way that an employee who has been with a supplemental insurance provider for many years, and wishes to remain with said provider, can continue to do so.

Mr. Hodge expressed concern as to whether or not automatic payroll deductions will continue for those employees who choose to remain with their current provider, if the contract is non-exclusive.

Commissioner Sanchez asked that payroll deductions continue.

Commissioner Dominguez motioned to approve the Brokerage Service Agreement and Business Associate Agreement with Gallagher Benefit Services, Inc. for Consulting/Broker Services for the Design, Implementation and Evaluation of the Cameron County Self Funded Health Plan Administration, Benefit Plan Design and Funding for

Self Funded Health Plan, Stop Loss, Aggregate Stop Loss, Preferred Provider Administrative Services, Employee Assistance Program, Cafeteria Plan, Dental, Vision, and Workers' Compensation with the amendments that the Agreements are non-exclusive and that payroll deductions will continue for those employees who have supplemental coverage with other providers.

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

AYE: Commissioner Benavides, Commissioner Dominguez and Commissioner Sanchez

NAY: Commissioner Garza and Judge Sepulveda

(E) CONSIDERATION AND AUTHORIZATION TO APPROVE MODIFICATIONS FOR FY2015 SALARY SCHEDULE FOR FUND NO. 100-6411 CHILD PROTECTIVE SERVICES. (LVS-DISTRICT ATTORNEY)

Mr. Xavier Villarreal, Auditor's Office, noted that this item would bring an increase to next Fiscal Year unless the Court addresses it during the budgetary process.

Commissioner Garza motioned to approve the modifications for the Salary Schedule for Fund No. 100-6411 Child Protective Services for the current Fiscal Year.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(F) CONSIDERATION AND POSSIBLE APPROVAL OF WEBQA MASTER SERVICES AGREEMENT FOR SOFTWARE FOR TRACKING PUBLIC INFORMATION REQUEST. (DJV-LEGAL)

Ms. Dylbia Jeffries-Vega, Legal Counsel, explained that the software would assist in tracking and setting timelines for public information requests. She noted that there is a $500 monthly fee with a $3,000 one-time fee.

Commissioner Sanchez inquired as to the funding source.

Mr. Bruce Hodge, Chief Legal Counsel, replied that there have been discussions about IT picking up the cost.

Mr. Arnold Flores, Administrative Services Director, stated that he has spoken with Mr. Joe Reyes, IT Director, and funding should be available.

Commissioner Benavides motioned to approve the WebQA Master Services Agreement for software for the tracking of Public Information Requests.

The motion was seconded by Commissioner Garza and carried unanimously.

(G) CONSIDERATION AND POSSIBLE ACTION TO AUTHORIZE THE AUDITOR AND TREASURER TO PREPARE AND RELEASE AN EMPLOYEE'S PAYCHECK WITHOUT HAVING TO WAIT FOR A MEETING AND THE FORMAL PRESENTATION OF THE PAYROLL CLAIM IN CASES WHERE A PROCESSING ERROR DELAYS THE TIMELY PRESENTATION OF THE CLAIM AND WHERE THERE IS NO DISPUTE ABOUT THE AMOUNT OWED AND NO REAL QUESTION THAT THE CLAIM FOR THE PAYCHECK WOULD HAVE BEEN APPROVED BY THE COURT IF TIMELY PRESENTED. (BH-LEGAL)

Commissioner Benavides motioned to approve authorization for the Auditor and Treasurer to prepare and release an employee's paycheck without having to wait for a Meeting and the formal presentation of the Payroll Claim in cases where a processing error delays the timely presentation of the claim and where there is no dispute about the amount owed and no real question that the claim for the paycheck would have been approved by the Court if timely presented; and to authorize Legal to research a method by which the Court can approve Payroll without having to wait for a Meeting.

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

AYE: Commissioner Benavides, Commissioner Dominguez, Commissioner Garza and Judge Sepulveda

NAY: Commissioner Sanchez

(H) DISCUSSION AND POSSIBLE ACTION REGARDING UPDATE ON 84TH STATE OF TEXAS LEGISLATIVE SESSION. (PSJ-COUNTY JUDGE)

Mr. David Garcia, County Administrator, presented to the Court a list of Bills and reported on the status of each.

Commissioner Garza motioned to acknowledge the update on the 84th State of Texas Legislative Session.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(K) CONSIDERATION AND POSSIBLE APPROVAL TO AMEND THE INMATE PHONE SYSTEM CONTRACT WITH ICS. (DAS-COMMISSIONER PCT. 4)

Commissioner Dominguez motioned to approve to amend the Inmate Phone System Contract with ICS subject to the Contract being signed by the vendor and then being signed by the County Judge.

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

AYE: Commissioner Benavides, Commissioner Dominguez, Commissioner Garza and Commissioner Sanchez

NAY: Judge Sepulveda

(L) 138TH DISTRICT COURT OFFICE STAFF (1): COURT REPORTER MICHELLE CARDENAS TO TRAVEL TO FRISCO, TEXAS ON 6/25 TO 6/28/15 TO ATTEND THE TEXAS COURT REPORTERS ASSOCIATION ANNUAL CONVENTION.

Commissioner Sanchez motioned to approve the Travel for the 138th District Court Office Staff (1): Court Reporter Michelle Cardenas to travel to Frisco, Texas on 6/25 to 6/28/15 to attend the Texas Court Reporters Association Annual Convention.

The motion was seconded by Commissioner Benavides and carried unanimously.

(M) CONSIDERATION AND DISCUSSION REGARDING THE FISCAL YEAR 2015-2016 BUDGET CALENDAR AND BUDGET PRIORITIES. (MG-AUDITOR)

Mr. Xavier Villarreal, Auditor's Office, presented the most recent Budget figures and provided the Court with projections that include and exclude the discretionary compensation allowance.

Commissioner Dominguez asked to be provided with a list of slots that have been vacant for more than (60) days.

Commissioner Garza asked Mr. Villarreal to prepare future budget projections that reflect the 2.11% increase in valuations.

Commissioner Benavides motioned to acknowledge the discussion regarding the Fiscal Year 2015-2016 Budget Calendar and Budget Priorities.

The motion was seconded by Commissioner Garza and carried unanimously.

PRESENTATIONS

(4) PRESENTATIONS/RESOLUTIONS.

(A) PRESENTATION OF 2014 ANNUAL REPORT FOR THE CITY OF LA FERIA'S TAX INCREMENT REINVESTMENT ZONE NO. 1. (RG-PROGRAM DEVELOPMENT AND MANAGEMENT) (*TABLED*)

Commissioner Garza motioned to TABLE this item.

The motion was seconded by Commissioner Sanchez and carried unanimously.

EXECUTIVE SESSION

Upon motion by Commissioner Benavides, seconded by Commissioner Sanchez and carried unanimously, the Court met in Executive Session at 11:17 A.M. to discuss the following matters:

(5) EXECUTIVE SESSION:

(A) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 1, FOR RIGHT OF WAY FOR THE LINE 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(B) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 2, FOR RIGHT OF WAY FOR THE LINE 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(C) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 3, FOR RIGHT OF WAY FOR THE LINE 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 4, FOR RIGHT OF WAY FOR THE LINE PROJECT 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(E) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING STATUS AND RECOMMENDATIONS FOR CONTINUED HANDLING OF AURORA PEREZ LOPEZ VS. CAMERON COUNTY; IN THE 107TH DISTRICT COURT; CAUSE NO. 2012-DCL-07776-A, AND POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(B).

(F) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING STATUS AND RECOMMENDATIONS FOR CONTINUED HANDLING OF VICTOR TAMAYO VS. SHERIFF OMAR LUCIO AND CONSTABLE PRECINCT 2 ABELARDO GOMEZ, JR., IN THEIR OFFICIAL CAPACITIES, CAUSE NO. 2008-08-4419-B, INCLUDING POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(B).

(G) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL CONCERNING JULIA E. KING VS. RAY KING; IN THE 444TH DISTRICT COURT; CAUSE NO. 2015-DCL-2455, FOR AUTHORITY TO REPRESENT THE CAMERON COUNTY DISTRICT CLERK'S OFFICE WITH RESPECT TO A MOTION TO CONTEST PAUPER'S AFFIDAVIT AND FOR SIMILAR MOTIONS IN FUTURE CASES PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(a).

(H) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING CONTRACT ISSUES WITH THE LEASE WITH DIRTY AL'S, PURSUANT TO V.T.CA. GOVERNMENT CODE, SECTION 551.071(2).

(I) DISCUSSION AND CONSIDERATION OF TAX ABATEMENT INCENTIVE REQUEST FOR ANNOVA LGN BROWNSVILLE PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2) AND 551.087.

(J) DISCUSS APPRAISAL REPORTS AND JUST COMPENSATION FOR A 16.721 ACRE TRACT OF LAND OUT OF TRACT 'Y-Z' OF THE WILLIAM ESPARZA TRACT AND STRIP "Z" AND "Y", SAN PEDRO DE CARRICITOS GRANT FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(K) DISCUSS APPRAISAL REPORTS AND JUST COMPENSATION FOR A 3.034 ACRE TRACT OF LAND OUT OF BLOCK 206, SAN BENITO LAND AND WATER CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(L) DISCUSS APPRAISAL OF A 3.492 ACRE TRACT OF LAND OUT OF BLOCK 4, SAN BENITO LAND AND WATER CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(M) DISCUSS APPRAISAL OF A 9.784 ACRE TRACT OF LAND OUT OF THE SOUTH 10 ACRES OUT OF BLOCK 1, SAN BENITO LAND AND WATER CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(N) DISCUSS APPRAISAL REPORTS AND JUST COMPENSATION FOR A 15.487 ACRE TRACT OF LAND OUT OF LOTS 1, 2 AND 5, BLOCK 206 SAN BENITO LAND AND WATER CO. SUBDIVISION AND A PORTION OF BLOCKS 66, 67 AND 68 OUT OF THE FRESNAL IRRIGATION CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(O) DISCUSS APPRAISAL OF A 5.636 ACRE TRACT OF LAND OUT OF BLOCK 4, SAN BENITO LAND AND WATER CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(P) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING POSSIBLE LEGAL ISSUES REGARDING FLOODING CONCERNS IN HACIENDA DEL NORTE SUBDIVISION, PCT. 2, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).

(Q) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING POSSIBLE LEGAL ISSUES WITH THE COUNTY'S EROSION RESPONSE PLAN, PURSUANT TO V.T.C.A., GOVERNMENT CODE, SECTION 551.071(2).

Upon motion by Commissioner Garza, seconded by Commissioner Sanchez and carried unanimously, the Court reconvened into Regular Session at 12:40 P.M. to discuss the following matters:

NOTE: Judge Sepulveda did not return to the Meeting was the Court reconvened into Regular Session.

ACTION ITEMS

(3) ACTION ITEMS.

(J) 444TH DISTRICT COURT VETERANS TEAM TO TRAVEL TO NATIONAL HARBOR, MARYLAND ON 7/26 TO 7/30/15 TO ATTEND THE ANNUAL VETERANS COURT CONFERENCE. (*TABLED*)

Commissioner Benavides motioned to TABLE this item.

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

AYE: Commissioner Benavides, Commissioner Garza and Judge Pro-Tem Dominguez

NAY: None

ABSTAIN: Commissioner Sanchez

ABSENT: Judge Sepulveda

(I) 444TH DISTRICT COURT JUDGE DAVID A. SANCHEZ TO TRAVEL TO SAN ANTONIO, TEXAS ON 6/17 TO 6/20/15 TO ATTEND THE STATE BAR OF TEXAS ANNUAL MEETING. (*TABLED*)

Commissioner Benavides motioned to TABLE this item.

The motion was seconded by Judge Pro-Tem Dominguez and carried as follows:

AYE: Commissioner Benavides, Commissioner Garza and Judge Pro-Tem Dominguez

NAY: None

ABSTAIN: Commissioner Sanchez

ABSENT: Judge Sepulveda

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(6) ACTION RELATIVE TO EXECUTIVE SESSION:

(A) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 1, FOR RIGHT OF WAY FOR THE LINE 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Commissioner Garza motioned to approve payment in the amount of $2,435.00 plus closing costs.

The motion was seconded by Commissioner Benavides and carried unanimously.

(B) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 2, FOR RIGHT OF WAY FOR THE LINE 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Commissioner Benavides motioned to approve payment in the amount of $785.00 plus closing costs.

The motion was seconded by Commissioner Garza and carried unanimously.

(C) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 3, FOR RIGHT OF WAY FOR THE LINE 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Commissioner Sanchez motioned to proceed as discussed.

The motion was seconded by Commissioner Garza and carried unanimously.

(D) DELIBERATION REGARDING REAL PROPERTY CONCERNING ACQUISITION OF PARCEL 4, FOR RIGHT OF WAY FOR THE LINE PROJECT 20 ROAD PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Commissioner Sanchez motioned to approve payment in the amount of $675.00 plus closing costs.

The motion was seconded by Commissioner Garza and carried unanimously.

(E) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING STATUS AND RECOMMENDATIONS FOR CONTINUED HANDLING OF AURORA PEREZ LOPEZ VS. CAMERON COUNTY; IN THE 107TH DISTRICT COURT; CAUSE NO. 2012-DCL-07776-A, AND POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(B).

(F) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING STATUS AND RECOMMENDATIONS FOR CONTINUED HANDLING OF VICTOR TAMAYO VS. SHERIFF OMAR LUCIO AND CONSTABLE PRECINCT 2 ABELARDO GOMEZ, JR., IN THEIR OFFICIAL CAPACITIES, CAUSE NO. 2008-08-4419-B, INCLUDING POSSIBLE SETTLEMENT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(A)&(B).

(G) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL CONCERNING JULIA E. KING VS. RAY KING; IN THE 444TH DISTRICT COURT; CAUSE NO. 2015-DCL-2455, FOR AUTHORITY TO REPRESENT THE CAMERON COUNTY DISTRICT CLERK'S OFFICE WITH RESPECT TO A MOTION TO CONTEST PAUPER'S AFFIDAVIT AND FOR SIMILAR MOTIONS IN FUTURE CASES PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(1)(a).

Commissioner Sanchez motioned to acknowledge the Report of Legal Counsel and to proceed as discussed regarding Executive Session Items No. 6 (E), (F) and (G).

The motion was seconded by Commissioner Garza and carried unanimously.

(H) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING CONTRACT ISSUES WITH THE LEASE WITH DIRTY AL'S, PURSUANT TO V.T.CA. GOVERNMENT CODE, SECTION 551.071(2).

Commissioner Sanchez motioned to acknowledge the Report of Legal Counsel and to proceed as discussed in Executive Session.

The motion was seconded by Commissioner Benavides and carried unanimously.

(I) DISCUSSION AND CONSIDERATION OF TAX ABATEMENT INCENTIVE REQUEST FOR ANNOVA LGN BROWNSVILLE PROJECT, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2) AND 551.087.

Commissioner Benavides motioned to acknowledge the Report of Legal Counsel and to proceed as discussed in Executive Session.

The motion was seconded by Commissioner Garza and carried unanimously.

(J) DISCUSS APPRAISAL REPORTS AND JUST COMPENSATION FOR A 16.721 ACRE TRACT OF LAND OUT OF TRACT 'Y-Z' OF THE WILLIAM ESPARZA TRACT AND STRIP "Z" AND "Y", SAN PEDRO DE CARRICITOS GRANT FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

(K) DISCUSS APPRAISAL REPORTS AND JUST COMPENSATION FOR A 3.034 ACRE TRACT OF LAND OUT OF BLOCK 206, SAN BENITO LAND AND WATER CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

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(N) DISCUSS APPRAISAL REPORTS AND JUST COMPENSATION FOR A 15.487 ACRE TRACT OF LAND OUT OF LOTS 1, 2 AND 5, BLOCK 206 SAN BENITO LAND AND WATER CO. SUBDIVISION AND A PORTION OF BLOCKS 66, 67 AND 68 OUT OF THE FRESNAL IRRIGATION CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON

COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Commissioner Sanchez motioned to acknowledge the Report of Legal Counsel and to proceed as discussed regarding Executive Session Items No. 6 (J), (K), (L), (M) and (N).

The motion was seconded by Commissioner Benavides and carried unanimously.

(O) DISCUSS APPRAISAL OF A 5.636 ACRE TRACT OF LAND OUT OF BLOCK 4, SAN BENITO LAND AND WATER CO. SUBDIVISION, FOR DRAINAGE IMPROVEMENTS IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.072.

Commissioner Sanchez motioned to acknowledge the Report of Legal Counsel and to proceed as discussed in Executive Session.

The motion was seconded by Commissioner Benavides and carried unanimously.

(P) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING POSSIBLE LEGAL ISSUES REGARDING FLOODING CONCERNS IN HACIENDA DEL NORTE SUBDIVISION, PCT. 2, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).

Commissioner Sanchez motioned to acknowledge the Report of Legal Counsel and to proceed as discussed in Executive Session.

The motion was seconded by Commissioner Benavides and carried unanimously.

(Q) CONFER WITH COMMISSIONERS' COURT LEGAL COUNSEL REGARDING POSSIBLE LEGAL ISSUES WITH THE COUNTY'S EROSION RESPONSE PLAN, PURSUANT TO V.T.C.A., GOVERNMENT CODE, SECTION 551.071(2).

Commissioner Sanchez motioned to proceed as discussed in Executive Session.

The motion was seconded by Commissioner Benavides and carried unanimously.

There being no further business to come before the Court, upon motion by Commissioner Garza, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 1:05 P.M.

APPROVED this **30th** day of **July 2015**

PETE SEPULVEDA, JR.
COUNTY JUDGE

ATTEST:

SYLVIA GARZA-PEREZ,
COUNTY CLERK AND EX-OFFICIO CLERK
OF THE COMMISSIONERS' COURT OF
CAMERON COUNTY, TEXAS