

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 23rd day of March, 2010, there was conducted a SPECIAL Meeting of the Cameron County Civil Service System, at Commissioners Court Room , 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 BOARD MET AT:

9:00 P.M.

PRESENT:

JAVIER DE LEON
CHAIRPERSON

MARIA H. MANCHA
COMMISSIONER

CHRISTINA GARCIA
COMMISSIONER

ALAN OZUNA
ATTORNEY

MANUEL R. VILLARREAL
HUMAN RESOURCE/
CIVIL SERVICE DIRECTOR

DALIA R. SALINAS
CIVIL SERVICE COORDINATOR

ABSENT:

CHAIRMAN



(I) The meeting was called to order by Commissioner Garcia at 9:20 a.m.

The Board considered the following matters as posted and filed for Record in the Office of the County Clerk on March 18, 2010 at 3:07 p.m.

(II) PUBLIC COMMENTS.

None

(III) CIVIL SERVICE DIRECTOR'S REPORT

Mr. Villarreal briefly went over pending appeals for Luis Vasquez and Macario Martinez, informing the Commission that Luis Vasquez was deploy for training and on his return back he will informs us in reference to his appeal. Macario Martinez hearing was set for April 13, 2010 for 2:00 p.m.

(IV) CONSIDERATION AND APPROVAL OF MINUTES FOR THE PREVIOUS SPECIAL MEETING.

Attorney Navarro recommended that the minuetts for December 8, 2009 be postponed, Chairman De Leon asked if there is a motion on the floor to postpone the approval of minutes, the motion was seconded by Commissioner Mancha and all voted "AYE". Therefore the minutes for Special Meeting for December 8, 2009 were postponed.

(V) HEARING ON THE APPEAL OF RICARDO HERRERA FROM THE SHERIFF'S DEPARTMENT APPEAL # 09-44-10-560.

Attorney Bruce Hodge appeared on behalf of the Sheriff's Department and Attorney John Curtis appeared on behalf of Ricardo Herrera. Serving as witnesses for this case were: Ricardo Herrera, Raul Enriquez, and Carlos Garza. The Commission allowed both parties to present their case, after consideration of the testimonial and documentary evidence presented by both parties the commission went into executive session at 1:15 p.m. to deliberate. After due deliberation of all materials presented during the hearing, the Commission gaveled back into open session at 2:35 p.m. Chairman Javier De Leon asked if there is a motion on the floor, Commissioner Mancha made a motion that the Commission find as follows: 1) that the misconduct as charged by the Sheriff's Office is true; 2) that the punishment imposed is excessive; 3) that the Appellant be reinstated effective the next appropriate pay period. Commissioner Garcia seconded the motion and Chairman De Leon asked for a vote. The motion was approved unanimously. It is therefore ORDERED that the allegations of misconduct be upheld as true, but that the discipline be modified to provider for reinstatement and with no award of back-pay as the appropriate level of discipline.

(VI) HEARING ON THE APPEAL OF RENE LARA FROM THE SHERIFF'S DEPARTMENT APPEAL # 09-

042-10-560.

Attorney Bruce Hodge appeared on behalf of the Sheriff's Department and Attorney John Curtis appeared for Appellant Rene Lara. Serving as witnesses were as follow, Rene Lara, Robert Rodriguez, Juan Cortez, Roberto Quiroz and Danny Huerta. The Commission then allowed the parties to present their cases. After consideration of the testimonial and documentary evidence, and arguments of counsel, the commission went into executive session to deliberate the case at 5:55 p.m. After due deliberation of all materials the Commission gaveled back into open session at 6:05 p.m. Chairman De Leon asked for a motion, Commissioner Garcia made a motion to uphold the termination to deny the appeal and to deny the jurisdictional issue raised by verbal motion. Commissioner Mancha seconded the motion, Chairman De Leon then called for a vote. The motion was approved unanimously, it is therefore ORDERED that the appeal of Deputy Rene Lara be DENIED in its entirety and the termination APPROVED. It is further ORDERED that the oral motion by Appellant Lara's counsel challenging the jurisdiction of the Commission is also DENIED. With no further business to come before the BOARD the meeting adjourned at 6:10 p.m.

MINUTES APPROVED ON THE 13 DAY OF April, 2010

PREPARED BY;



DALIA R. SALINAS

CIVIL SERVICE COORDINATOR

ATTESTED BY;



MANUEL R. VILLARREAL

HUMAN RESOURCES/CIVIL SERVICE

DIRECTOR