

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 20th day of August 2015, there was conducted a SPECIAL 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:



The meeting was called to order by Judge Sepulveda at 8:47 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 August 17, 2015 at 8:09 a.m.:

(1) PUBLIC COMMENTS.

Ms. Alma G. Leal expressed her opposition for the proposed tax abatement for Annova LNG.

Mr. Robert Radnik stated that he is against LNG and mentioned that the wetlands must be restored and South Padre Island must be protected.

Ms. Guadalupe Guillen commented on the need for emergency and fire services and mentioned an incident where she called 911 and emergency services took 35 minutes to respond.

Ms. Mary Helen Flores spoke in opposition to tax abatement for LNG companies, suggested that colonia street lighting be funded via taxes, and asked that the next public hearing regarding the tax rate be scheduled in the evening.

Ms. Barbara Hill stated that she is opposed to LNG facilities being allowed to lease at the Port of Brownsville.

Mr. John Young stated that he is against a tax rate increase when LNG tax abatements are still in consideration by the Court.

Ms. Yvonne Peck expressed concern with tax abatement for LNG companies and asked the Court to review the need for 100% tax abatement and to research other forms of revenue.

Ms. Teresa R. Saldivar expressed opposition to a tax increase, employee raises, and any LNG tax abatement.

Ms. Christine Rakestraw expressed concern with the proximity of the SpaceX facility to the proposed LNG companies.

Mr. John Peacock stated that he is against LNG and commented on how these companies could affect the natural wildlife.

Ms. Ruth Hernandez spoke in opposition to a tax increase.

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 (A):

Judge Sepulveda asked to TABLE this item.

Consent Item No. 2 (J):

Judge Sepulveda asked to discuss this item separately.

Consent Item No. 2 (BB):

Commissioner Benavides asked to discuss this item separately.

Consent Item No. 2 (E):

Mr. Rene Garza, District Attorney's Office, asked to discuss this item separately.

Consent Items No. 2 (D) and (K):

Commissioner Dominguez asked to discuss these items separately.

Consent Item No. 2 (U):

Commissioner Sanchez asked to discuss this item separately.

Consent Item No. 2 (V):

Commissioner Dominguez asked to discuss this item separately.

Commissioner Garza motioned to approve the "Consent Items", tabling Consent Item No. 2 (A); excluding Consent Items No. 2 (D), (E), (J), (K), (U), (V), and (BB).

The motion was seconded by Commissioner Sanchez and carried unanimously.

- (A) **CONSIDERATION AND POSSIBLE APPROVAL OF ANIXTER, INC. CUSTOMER AGREEMENT TO PURCHASE TELEPHONE AND COMPUTER SUPPLIES/PARTS. (AZ- COMPUTER CENTER) (TABLED)**
- (B) **CONSIDERATION AND APPROVAL OF THE JULY 2015 MONTHLY FINANCIAL REPORT. (AGJ- CONSTABLE PCT. 2)**
- (C) **CONSIDERATION AND ACKNOWLEDGMENT OF COUNTY CLERK JULY 2015 FEES AND COLLECTIONS REPORT. (SGP-COUNTY CLERK)**
- (D) **CONSIDERATION AND APPROVAL OF DATA USE AGREEMENT (DUA) BETWEEN THE TEXAS HEALTH AND HUMAN SERVICES ENTERPRISE AND CAMERON COUNTY CLERK'S OFFICE. (ITEM TABLED 3/26/15). (SGP-COUNTY CLERK) (ACTION TAKEN SEPARATELY)**
- (E) **CONSIDERATION AND AUTHORIZATION OF THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION (DEA) AND CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE OF HIDTA TASK FORCE – DEA BROWNSVILLE RESIDENT OFFICE. THE TERM OF THE AGREEMENT IS BETWEEN OCTOBER 1, 2015 THROUGH SEPTEMBER 31, 2016. (LS-DISTRICT ATTORNEY) (ACTION TAKEN SEPARATELY)**
- (F) **CONSIDERATION AND AUTHORIZATION FOR APPROVAL OF THE ACCEPTANCE OF THE DONATED BILLBOARD SPACE AND POSTERS FOR THE CONTINUATION OF THE CAMERON**

COUNTY DISTRICT ATTORNEY'S "NO REFUSAL" BILLBOARD CAMPAIGN. (LS-DISTRICT ATTORNEY)

- (G) CONSIDERATION AND AUTHORIZATION FOR THE CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE TO ACCEPT AND UTILIZE AUTO BURGLARY & THEFT PREVENTION AUTHORITY (A.B.T.P.A.) GRANT FUNDS APPROVED BY THE AUTO BURGLARY & THEFT PREVENTION BOARD TO COVER ASSISTANT DISTRICT ATTORNEY EXPENSES FROM SEPTEMBER 1, 2015 TO AUGUST 31, 2016. (LS-DISTRICT ATTORNEY)**
- (H) CONSIDERATION AND ACKNOWLEDGMENT OF THE DISTRICT CLERK'S JULY 2015 CIVIL AND CRIMINAL COLLECTION REPORTS. (EG-DISTRICT CLERK)**
- (I) CONSIDERATION AND AUTHORIZATION TO SUBSTITUTE PREVIOUSLY APPROVED 120 DELL LATITUDE 3340'S FOR ELECTIONS DEPARTMENT WITH SPRINT'S LENOVO THINKPAD X131E'S OR EQUIVALENT, FOR THE ELECTIONS DEPARTMENT VIA HOUSTON AREA COUNCIL OF GOVERNMENT (HGAC) CONTRACT NO. CW-10-14. (RG-ELECTIONS)**
- (J) CONSIDERATION AND ADOPTION OF A RESOLUTION DESIGNATING SEPTEMBER 2015 AS "VALLEY VOTER AWARENESS MONTH" IN CAMERON COUNTY, TEXAS. (RG-ELECTIONS) (ACTION TAKEN SEPARATELY)**
- (K) CONSIDERATION AND APPROVAL BY CAMERON COUNTY COMMISSIONERS' COURT OF THE ANNUAL RE-CERTIFICATION OF BROADDUS AND ASSOCIATES TO PROVIDE DAMAGE ASSESSMENT. (TH-EMERGENCY MANAGEMENT) (ACTION TAKEN SEPARATELY)**
- (L) CONSIDERATION AND AUTHORIZATION TO APPROVE A NEW 60 MONTH LEASE COPIER PURCHASED THROUGH XEROX TDIR CONTRACT NO. DIR-TSO-3043 FOR THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES WIC PROGRAM. (EG-HEALTH AND HUMAN SERVICES)**
- (M) CONSIDERATION AND AUTHORIZATION OF A COPIER SERVICE AGREEMENT BETWEEN COPY GRAPHICS AND CAMERON COUNTY FOR THE CAMERON COUNTY DEPARTMENT OF HEALTH AND HUMAN SERVICES WIC PROGRAM. (EG-HEALTH AND HUMAN SERVICES)**
- (N) CONSIDERATION AND APPROVAL OF THE JULY 2015 MONTHLY FINANCIAL REPORT. (GA-JP PCT. 3-1)**
- (O) CONSIDERATION AND APPROVAL OF THE JULY 2015 MONTHLY FINANCIAL REPORT. (DG-JP PCT. 3-2)**
- (P) CONSIDERATION AND APPROVAL OF THE JULY 2015 MONTHLY FINANCIAL REPORT. (MT-JP PCT.5-3)**
- (Q) CONSIDERATION AND APPROVAL OF THE JULY 2015 MONTHLY FINANCIAL REPORT. (AP-MAGISTRATE COURT)**
- (R) CONSIDERATION AND AUTHORIZATION TO EXECUTE CHANGE ORDER NO. 2 (CHANGE ORDER NO. 2015O8034) FOR EXTENSION OF TIME, TO CONTRACT NO. 2015C06134 WITH NOBLE GENERAL CONTRACTORS, LCC FOR THE REPAIRS OF THE ADOLPH THOMAE PARK FISHING PIERS. (JEV-PARKS)**
- (S) CONSIDERATION AND AUTHORIZATION TO EXECUTE AMENDMENT (CONTRACT NO. 2015C08200) TO ORIGINAL AGREEMENT (CONTRACT NO. 2014C12391) BETWEEN CAMERON COUNTY AND TEXAS SOUTHMOST COLLEGE FOR THE USE OF THE PORT ISABEL-CAMERON COUNTY AIRPORT TO PROVIDE POLICE TRAINING COURSES AND EXERCISES. (JEV-PARKS)**
- (T) CONSIDERATION AND AUTHORIZATION TO AWARD THE FOLLOWING BIDS/RFQS/RFPS FOR ONE (1) ADDITIONAL YEAR: (MF-PURCHASING)**
 - a. O.E.M. PARTS GENERAL MOTORS – ANNUAL BID NO. 1996G (LUKE FRUIA)**

- b. **O.E.M. PARTS FORD – ANNUAL BID NO. 1996F (TIPTON FORD)**
 - c. **O.E.M. PARTS CHRYSLER – ANNUAL BID NO. 1996C (DON JOHNSON)**
 - d. **TIRES: AUTOMOTIVE, POLICE PATROL, OFF ROAD – ANNUAL BID NO. 1997 (SOUTHERN TIRE MART)**
- (U) COUNTY AUDITOR MARTHA GALARZA AND STAFF (4): ASSISTANT AUDITORS YARIM ENRIQUEZ, MARLENE HERNANDEZ, GUILLERMO SERMENO AND ISABEL RODRIGUEZ TO TRAVEL TO AUSTIN, TEXAS ON 11/2 TO 11/3/15 TO ATTEND THE NEW UNIFORM GUIDANCE FOR FEDERAL GRANTS MANAGEMENT. (ACTION TAKEN SEPARATELY)**
 - (V) CONSTABLE PCT. 3 OFFICE STAFF (2): DEPUTIES OSCAR O. GARCIA AND RAY GIL TO TRAVEL TO SAN ANTONIO, TEXAS ON 10/7 TO 10/9/15 TO ATTEND THE CRIMINAL PATROL/DRUG INTERDICTION TRAINING. (ACTION TAKEN SEPARATELY)**
 - (W) COUNTY ADMINISTRATOR DAVID A. GARCIA TRAVELED TO AUSTIN, TEXAS ON 8/11 TO 8/12/15 TO ATTEND THE TEXAS CONFERENCE OF URBAN COUNTIES POLICY MEETING AND LUNCHEON.**
 - (X) EMERGENCY MANAGEMENT COORDINATOR TOM HUSHEN AND OFFICE STAFF (1): ASSISTANT EMERGENCY MANAGEMENT CHARLES HOSKINS TO TRAVEL TO WESLACO, TEXAS ON 9/9/15 TO ATTEND THE BI-MONTHLY HOSPITAL PREPAREDNESS PROGRAM MEETING.**
 - (Y) HEALTH ADMINISTRATOR ESMERALDA GUAJARDO TRAVELED TO AUSTIN, TEXAS ON 8/12 TO 8/13/15 TO ATTEND THE TEXAS ASSOCIATION OF CITY AND COUNTY HEALTH OFFICIALS (TACCHO) MEETING.**
 - (Z) JUVENILE PROBATION OFFICE STAFF (4): JUVENILE PROBATION SUPERVISORS RICHARD SOLIS AND KARLO RUIZ, AREA SUPERVISOR MICHAEL MARTINEZ AND FACILITY ADMINISTRATOR JAVIER PEREZ TO TRAVEL TO CONCAN, TEXAS ON 9/14 TO 9/17/15 TO ATTEND THE TEXAS INSTITUTE ON CHILDREN AND YOUTH CONFERENCE. (PRO FORMA APPROVAL)**
 - (AA) JUVENILE PROBATION OFFICE STAFF (4): DEPUTY CHIEF ROSE GOMEZ, JUVENILE PROBATION SUPERVISOR GRACIE GRACIA, SPECIAL NEED DIVERSITY PROGRAM (SNDP) OFFICERS AMANDA DRASH AND VICTORIA NEWTON TO TRAVEL TO SAN MARCOS, TEXAS ON 10/12 TO 10/16/15 TO ATTEND THE 11TH ANNUAL STRENGTHENING YOUTH & FAMILIES CONFERENCE. (PRO FORMA APPROVAL)**
 - (BB) PLANNING DEVELOPMENT AND MANAGEMENT OFFICE STAFF (1): PLANNING COORDINATOR GRACIELA SALINAS TO TRAVEL TO WESLACO, TEXAS ON 9/11/15 TO ATTEND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL SOLID WASTE ADVISORY COMMITTEE MEETING. (ACTION TAKEN SEPARATELY)**
 - (CC) VETERANS SERVICE OFFICER SALVADOR CASTILLO AND OFFICE STAFF (1): ADMINISTRATIVE ASSISTANT VETERANS SERVICE OFFICER LAURA LEE ORTIZ TO TRAVEL TO GALVESTON, TEXAS ON 9/14 TO 9/18/15 TO ATTEND THE TEXAS VETERANS COMMISSION 68TH ANNUAL STATEWIDE TRAINING CONFERENCE.**

CONSENT ITEMS

(2) CONSENT ITEMS.

(D) CONSIDERATION AND APPROVAL OF DATA USE AGREEMENT (DUA) BETWEEN THE TEXAS HEALTH AND HUMAN SERVICES ENTERPRISE AND CAMERON COUNTY CLERK'S OFFICE. (ITEM TABLED 3/26/15). (SGP-COUNTY CLERK)

Commissioner Dominguez motioned to approve the Data Use Agreement (DUA) between the Texas Health and Human Services Enterprise and the Cameron County Clerk's Office.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(E) CONSIDERATION AND AUTHORIZATION OF THE MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE UNITED STATES DEPARTMENT OF JUSTICE, DRUG ENFORCEMENT ADMINISTRATION (DEA) AND CAMERON COUNTY DISTRICT ATTORNEY'S OFFICE OF HIDTA TASK FORCE – DEA BROWNSVILLE RESIDENT OFFICE. THE TERM OF THE AGREEMENT IS BETWEEN OCTOBER 1, 2015 THROUGH SEPTEMBER 31, 2016. (LS-DISTRICT ATTORNEY)

Mr. Rene Garza, District Attorney's Office, noted that there is a correction to the term of the Agreement such that the term ends on September 30, 2016.

Commissioner Dominguez motioned to approve the Memorandum of Understanding (MOU) between the United States Department of Justice, Drug Enforcement Administration (DEA) and Cameron County District Attorney's Office of HIDTA Task Force – DEA Brownsville Resident Office, with specific instructions that overtime not be approved until presented to Commissioners' Court. The Term of the Agreement is between October 1, 2015 through September 30, 2016.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(J) CONSIDERATION AND ADOPTION OF A RESOLUTION DESIGNATING SEPTEMBER 2015 AS "VALLEY VOTER AWARENESS MONTH" IN CAMERON COUNTY, TEXAS. (RG-ELECTIONS)

Commissioner Garza motioned to adopt the Resolution designating September 2015 as "Valley Voter Awareness Month" in Cameron County, Texas.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(K) CONSIDERATION AND APPROVAL BY CAMERON COUNTY COMMISSIONERS' COURT OF THE ANNUAL RE-CERTIFICATION OF BROADDUS AND ASSOCIATES TO PROVIDE DAMAGE ASSESSMENT. (TH-EMERGENCY MANAGEMENT)

Commissioner Dominguez motioned to approve the Annual Re-Certification of Broaddus and Associates to provide damage assessment.

The motion was seconded by Commissioner Garza and carried unanimously.

(U) COUNTY AUDITOR MARTHA GALARZA AND STAFF (4): ASSISTANT AUDITORS YARIM ENRIQUEZ, MARLENE HERNANDEZ, GUILLERMO SERMENO AND ISABEL RODRIGUEZ TO TRAVEL TO AUSTIN, TEXAS ON 11/2 TO 11/3/15 TO ATTEND THE NEW UNIFORM GUIDANCE FOR FEDERAL GRANTS MANAGEMENT. (TABLED)

Commissioner Sanchez motioned to TABLE this item.

The motion was seconded by Commissioner Garza and carried unanimously.

(V) CONSTABLE PCT. 3 OFFICE STAFF (2): DEPUTIES OSCAR O. GARCIA AND RAY GIL TO TRAVEL TO SAN ANTONIO, TEXAS ON 10/7 TO 10/9/15 TO ATTEND THE CRIMINAL PATROL/DRUG INTERDICTION TRAINING.

Commissioner Dominguez motioned to approve the Travel for Constable Pct. 3 Office Staff (2): Deputies Oscar O. Garcia and Ray Gil to travel to San Antonio, Texas on 10/7 to 10/9/15 to attend the Criminal Patrol/Drug Interdiction Training.

The motion was seconded by Commissioner Benavides and carried unanimously.

(BB) PLANNING DEVELOPMENT AND MANAGEMENT OFFICE STAFF (1): PLANNING COORDINATOR GRACIELA SALINAS TO TRAVEL TO WESLACO, TEXAS ON 9/11/15 TO ATTEND THE LOWER RIO GRANDE VALLEY DEVELOPMENT COUNCIL SOLID WASTE ADVISORY COMMITTEE MEETING.

Mr. Raul Garcia, PD&M, noted that there is a correction to the travel date.

Commissioner Benavides motioned to approve the Travel for Planning Development and Management Office Staff (1): Planning Coordinator Graciela Salinas to travel to Weslaco, Texas on 8/11/15 to attend the Lower Rio Grande Valley Development Council Solid Waste Advisory Committee Meeting.

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.

Ms. Martha Galarza, County Auditor, asked the Court to approve the Claims as follows: Warrant No. 00347675 thru 00348128; (2) manual Payroll claims in the amounts of \$261.73 and \$574.95; Healthcare Claims in the amount of \$294,345.13; and to VOID Warrant No. 00300355 and 00346644.

Commissioner Benavides motioned to approve the Claims as presented.

The motion was seconded by Commissioner Garza and carried unanimously.

**(C) APPROVAL OF MINUTES. (TABLED)
JULY 2, 2015 – REGULAR MEETING
JULY 16, 2015 – REGULAR MEETING**

Commissioner Benavides motioned to TABLE this item.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(D) CONSIDERATION AND ACTION REGARDING THE COMPOSITION OF THE CAMERON COUNTY SALARY GRIEVANCE COMMITTEE, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 152.014. (PSJ-COUNTY JUDGE) (TABLED)

Commissioner Dominguez motioned to TABLE this item.

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

AYE: Commissioner Benavides, Commissioner Dominguez and Commissioner Sanchez

NAY: Commissioner Garza and Judge Sepulveda

(E) CONSIDERATION AND SELECTION OF PUBLIC MEMBERS FOR THE CAMERON COUNTY SALARY GRIEVANCE COMMITTEE, IN COMPLIANCE WITH THE TEXAS LOCAL GOVERNMENT CODE, SECTION 152.014 (A) AND SECTION 152.015. (PSJ-COUNTY JUDGE) (TABLED)

Commissioner Dominguez motioned to TABLE this item.

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

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

NAY: Judge Sepulveda

(G) CONSIDERATION AND AUTHORIZATION TO RENEW THE FOLLOWING AGREEMENT(S) FOR ONE (1) ADDITIONAL YEAR: (DAG-COUNTY ADMINISTRATOR)

a. INSURANCE: EMPLOYEE HEALTH – (TAC - EMPLOYEE HEALTH – SELF FUNDED – BLUE CROSS – STOP LOSS – THIRD PARTY ADMINISTRATION SERVICES)

Commissioner Benavides motioned to renew the following Agreement(s) for one (1) additional year: Insurance: Employee Health – (TAC - Employee Health – Self Funded – Blue Cross – Stop Loss – Third Party Administration Services); and to approve Option “B” of the TAC Renewal Options.

The motion was seconded by Commissioner Garza and carried unanimously.

(L) DISCUSSION REGARDING THE 2015-2016 FISCAL YEAR BUDGET. (MG-AUDITOR)

Mr. Xavier Villarreal, First Assistant Auditor, presented the most recent budget projections and noted that the revenues and expenditures changed slightly. He advised the Court that at the current tax, with no new positions and no increases, there is a surplus of \$1.5 million.

Justice of the Peace David Garza informed the Court that all of JPs are willing to forego their proposed 5% increase in order for the JP staff to receive said increase instead.

Mr. Joe Vega, Parks Director, presented his budget requests, which included a salary matrix, and noted that the total request amounts to \$73,020, excluding fringe benefits.

NOTE: Commissioner Garza exited the Meeting at 11:19 a.m.

Constable Abel Gomez requested an additional warrant officer to work on warrants for JP 2-2.

Mr. Bruce Hodge, Chief Legal Counsel, requested to equalize the salary of Ms. Dylbia Jeffries-Vega to that of Mr. Juan Gonzalez. He also requested a 4% increase for the paralegal and secretary for the Legal Department.

Mr. Raul Garcia, Interim PD&M Director, requested to convert all part-time positions to full-time and noted that the funding is to come from grants.

Mr. Remi Garza, Elections Administrator, requested to convert the part-time positions of warehouse supervisor, assistant warehouse supervisor and an office clerk to full-time positions.

Commissioner Benavides motioned to acknowledge the discussion.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(M) CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE 2015-2016 FISCAL YEAR BUDGET. (MG-AUDITOR)

Commissioner Sanchez motioned to open the Public Hearing.

The motion was seconded by Commissioner Benavides and carried unanimously.

Mr. John Peacock expressed his support for raising salaries in an effort to retain employees.

Mr. Terry Schwartz stated that he understands that more money is needed and suggested that the Court cut expenses as to not raise taxes.

Mr. Tommy J. Saenz asked that Court meetings be held after hours so that more public can attend. He expressed support for a \$.01 increase and recommended that the County educate the public as to what a \$.01 increase generates and what it will be used for.

Ms. Teresa Rudolph asked the Court to not raise taxes as she cannot afford a tax rate increase and will have to move away if an increase is approved.

Commissioner Sanchez motioned to close the Public Hearing.

The motion was seconded by Commissioner Benavides and carried unanimously.

(N) CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE COUNTY TAX RATES FOR THE 2015-2016 FISCAL YEAR. (MG-AUDITOR)

Commissioner Sanchez motioned to open the Public Hearing.

The motion was seconded by Commissioner Benavides and carried unanimously.

Mr. Bill Berg asked the Court to not approve tax abatements and commented that the County should be protecting their current investments such as the boat ramps.

Commissioner Sanchez motioned to close the Public Hearing.

The motion was seconded by Commissioner Benavides and carried unanimously.

(O) CONSIDERATION AND AUTHORIZATION TO HOLD A PUBLIC HEARING REGARDING THE SETTING OF ELECTED OFFICIALS SALARIES FOR THE 2015-2016 FISCAL YEAR. (MG-AUDITOR)

Commissioner Sanchez motioned to open the Public Hearing.

The motion was seconded by Commissioner Benavides and carried unanimously.

Mr. Xavier Villarreal, First Assistant Auditor, advised the Court that the notice ran in the Brownsville

Herald and Valley Morning Star.

Commissioner Sanchez motioned to close the Public Hearing.

The motion was seconded by Commissioner Benavides and carried unanimously.

(P) CONSIDERATION AND ACTION REGARDING THE SETTING OF ELECTED OFFICIALS COMPENSATION FOR THE 2015-2016 FISCAL YEAR. (MG-AUDITOR)

Judge Pro-Tem Dominguez recommended that the County Treasurer receive a 5% increase, Constable Precincts No. 1 thru No. 5 receive a 10% increase, the County Sheriff to receive a 10% increase, and the remaining elected officials to receive no increase.

Judge Pro-Tem Dominguez motioned to approve the setting of Elected Officials Compensation for the 2015-2016 Fiscal Year as stated.

The motion was seconded by Commissioner Benavides and carried unanimously.

(H) CONSIDERATION AND ACTION TO APPROVE ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE, INC. (ESRI) AS A SOURCE FOR THE ARCGIS SUITE PRODUCT AS UTILIZED BY THE ELECTIONS DEPARTMENT. (RG-ELECTIONS)

Mr. Remi Garza, Elections Administrator, noted that the cost will amount to approximately \$6,000 and the funding is to come from Chapter 19.

Commissioner Benavides motioned to approve Environmental Systems Research Institute, Inc. (ESRI) as a source for the ArcGIS Suite Product as utilized by the Elections Department.

The motion was seconded by Commissioner Sanchez and carried unanimously.

(I) CONSIDERATION AND AUTHORIZATION TO APPROVE OVERTIME FOR CLERKS ANA SANCHEZ, CYNTHIA RODRIGUEZ, DIAMANTINA ALVARADO, ANGELICA CASTILLO AND BEATRIZ MUNIVEZ TO WORK OVERTIME FOR 6 SATURDAYS (8/22 TO 8/29/15 – 9/5, 9/12, 9/19 AND 9/26/15), USING LAPSE SALARY BUDGET OF \$8,300.00 IN ORDER TO WORK ON WARRANTS, SEND OUT NOTIFICATIONS AND SCAN DOCUMENTS. (LS-JP PCT. 2-1)

Commissioner Sanchez motioned to approve overtime for clerks Ana Sanchez, Cynthia Rodriguez, Diamantina Alvarado, Angelica Castillo and Beatriz Munivez to work overtime for 6 Saturdays (8/22 to 8/29/15 – 9/5, 9/12, 9/19 and 9/26/15), using lapse salary budget of \$8,300.00 in order to work on warrants, send out notifications and scan documents; and not limiting the overtime to weekends.

The motion was seconded by Commissioner Benavides and carried unanimously.

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- (J) **CONSIDERATION AND AUTHORIZATION TO APPROVE CHANGE ORDER NO. 4 TO CONSTRUCTION CONTRACT WITH H2O CONSTRUCTION FOR THE DRAIN "A" WIDENING DRAINAGE IMPROVEMENTS PROJECT IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3 (GLO CONTRACT NO. 12-361-000-6127). (RG-PLANNING DEVELOPMENT AND MANAGEMENT.**
 - (K) **CONSIDERATION AND AUTHORIZATION TO APPROVE CHANGE ORDER NO. 5 TO REDUCE THE SCOPE OF WORK AND PRICE FOR THE EARLY TERMINATION OF THE H2O CONSTRUCTION CONTRACT FOR THE DRAIN "A" WIDENING IN CAMERON COUNTY DRAINAGE DISTRICT NO. 3 (GLO CONTRACT NO. 12-361-000-6127). (RG-PLANNING DEVELOPMENT AND MANAGEMENT)**

Commissioner Sanchez motioned to approve Action Items No. 3 (J) and 3 (K).

The motion was seconded by Commissioner Benavides and carried unanimously.

PRESENTATIONS

(4) PRESENTATIONS/RESOLUTIONS.

- (A) **PRESENTATION BY COMMUNITY DEVELOPMENT CORPORATION OF BROWNSVILLE (CDCB) ON THE PROGRESS OF THE CAMERON-WILLACY COUNTIES COLONIA SELF HELP CENTER PROGRAM CONTRACT NO. 712023. (RG-PLANNING, DEVELOPMENT AND MANAGEMENT)**

Commissioner Sanchez motioned to acknowledge the Presentation by the Community Development Corporation of Brownsville (CDCB) on the progress of the Cameron-Willacy Counties Colonia Self Help Center Program Contract No. 712023.

The motion was seconded by Commissioner Benavides and carried unanimously.

EXECUTIVE SESSION

Upon motion by Commissioner Sanchez, seconded by Commissioner Benavides and carried unanimously, the Court met in Executive Session at 2:03 P.M. to discuss the following matters:

(5) EXECUTIVE SESSION:

- (A) **CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING THE FAMILY LEARNING CENTERS PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).**
- (B) **CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING THE TOMPKINS VS. CAMERON COUNTY CASE, CAUSE NO. 2009-10-5624-B, IN THE 138TH DISTRICT COURT, POSSIBLE SETTLEMENT OF THE CASE, THE LEGAL STATUS OF THE CASE, RECOMMENDATIONS FOR CONTINUED HANDLING, POST-TRIAL MOTIONS, PREPARATIONS FOR APPEAL, AND LEGAL ISSUES PERTAINING THERETO, PURSUANT TO V.T.C.A GOVERNMENT CODE, SECTION 551.071(1)(A)(B)AND (2).**
- (C) **CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING THE PROCEDURE FOR DISPOSAL OF LARGE ANIMAL CARCASSES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).**

Upon motion by Commissioner Sanchez, seconded by Commissioner Benavides and carried unanimously, the Court reconvened into Regular Session at 3:11 P.M. to discuss the following matters:

(6) ACTION RELATIVE TO EXECUTIVE SESSION:

(A) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING THE FAMILY LEARNING CENTERS PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071 (2).

Commissioner Benavides motioned to close the Family Learning Centers.

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

AYE: Commissioner Benavides and Judge Pro-Tem Dominguez

NAY: Commissioner Sanchez

ABSENT: Commissioner Garza and Judge Sepulveda

(B) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING THE TOMPKINS VS. CAMERON COUNTY CASE, CAUSE NO. 2009-10-5624-B, IN THE 138TH DISTRICT COURT, POSSIBLE SETTLEMENT OF THE CASE, THE LEGAL STATUS OF THE CASE, RECOMMENDATIONS FOR CONTINUED HANDLING, POST-TRIAL MOTIONS, PREPARATIONS FOR APPEAL, AND LEGAL ISSUES PERTAINING THERETO, PURSUANT TO V.T.C.A GOVERNMENT CODE, SECTION 551.071(1)(A)(B)AND (2).

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

The motion was seconded by Commissioner Sanchez and carried unanimously.

(C) CONFER WITH COMMISSIONERS COURT LEGAL COUNSEL REGARDING THE PROCEDURE FOR DISPOSAL OF LARGE ANIMAL CARCASSES, PURSUANT TO V.T.C.A. GOVERNMENT CODE, SECTION 551.071(2).

Commissioner Sanchez motioned to acknowledge the Report.

The motion was seconded by Commissioner Benavides and carried unanimously.

ACTION ITEMS

(3) ACTION ITEMS.

(F) DISCUSSION AND POSSIBLE ACTION REGARDING DISPOSAL PROCEDURES FOR LARGE ANIMAL CARCASSES. (DAG-COUNTY ADMINISTRATOR)

Commissioner Sanchez motioned to direct County Administration to meet with Legal and the proper departments to develop a plan for the County to have a Policy.

The motion was seconded by Commissioner Benavides and carried unanimously.

There being no further business to come before the Court, upon motion by Commissioner Sanchez, seconded by Commissioner Benavides and carried unanimously, the meeting was **ADJOURNED** at 3:13 P.M

APPROVED this 20th day of **October 2015**

PETE SEPULVEDA, JR.
COUNTY JUDGE

ATTEST:

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