

THE STATE OF TEXAS §

COUNTY OF CAMERON §

BE IT REMEMBERED on the 4th day of August, 2017, there was conducted a Special Meeting of the Cameron County Civil Service Commission, 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:

2:00 P.M.

PRESENT:

JAVIER DE LEON
CHAIRPERSON

KEITH UHLES
COMMISSIONER

COMMISSIONER

ALAN OZUNA
ATTORNEY

GILBERTO ELIZONDO, JR.
CIVIL SERVICE DIRECTOR

ANTHONY LOPEZ
CIVIL SERVICE COORDINATOR

ABSENT:

ANNABELL ALEGRIA

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(I) The meeting was called to order by Chairman De Leon at 2:07 p.m. and the Commission considered the following matters as posted and filed for record in the Office of the County Clerk on July 31, 2017.

(II) PUBLIC COMMENTS

None

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

Chairman De Leon asked if there is a motion to approve the minutes for the meeting held on June 12, 2017. Commissioner Uhles motioned to approve the minutes as written and was seconded by Commissioner Alegria. Chairman De Leon asked for a vote and all voted "AYE". Therefore, the minutes for Special Meeting for June 12, 2017, were approved.

(IV) CIVIL SERVICE DIRECTOR'S REPORT

Gilberto Elizondo, Jr., Civil Service Director, informed the Commission of four pending cases (docket entry #16-79-10-512, docket entry #16-81-10-560, docket entry #16-87-10-460 and docket entry #16-88-10-408), and no cases have been administratively dismissed since the last hearing on June 12, 2017.

(V) HEARING ON THE APPEAL OF BENITO DE LA CRUZ # 17-86-10-555

Cameron County Attorney Juan Gonzalez appeared on behalf of the Constable Precinct #5 Office and Attorney Dan Sanchez appeared on behalf of Benito De La Cruz. Serving as witnesses were Constable Precinct 5, Eddie Solis and Benito De La Cruz. Both attorneys presented their evidence and testimonies and after all was presented to the Civil Service Commission, the Commission went into executive session at 3:55 p.m. and gaveled back into open session at 4:40 p.m. Chairman De Leon asked for a motion and Commissioner Uhles motioned:

1. The only issue before the Commission is the stated reason for termination.
2. Benito De La Cruz violated County policy by not responding to investigative questioning on May 16, 2017.
3. Benito De La Cruz should be disciplined for his violation of County policy.
4. Benito De La Cruz should be suspended for a ninety (90) day period and be reinstated without back pay, effective August 15, 2017.
5. Termination will be justified if Benito De La Cruz does not comply with County policy and answer questions prior to the conclusion of the 90-day suspension (August 15, 2017).

The motion passed unanimously.

MINUTES APPROVED ON THE 16TH DAY OF OCTOBER 2017.

PREPARED BY;

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ANTHONY LOPEZ
CIVIL SERVICE COORDINATOR

ATTESTED BY;

[Signature]

GILBERTO ELIZONDO, JR.
ADMINISTRATIVE SERVICES DIRECTOR