

Official Minutes for Webb County
Commissioners Court Special Meeting

Monday, May 18th, 2009 @ 9:00 a.m.
and continuing on the following dates and times as necessary
Tuesday, May 19th, 2009 @1:30 p.m.
(approved May 26, 2009)

Call to order by Judge Danny Valdez

Let it be remembered that a special meeting of the Webb County Commissioners Court was held at 9:00 a.m. at the regular meeting place with the following members present to wit:

Danny Valdez	County Judge
Frank Sciaraffa	Commissioner, Pct. 1
Rosaura "Wawi" Tijerina	Commissioner, Pct. 2
Jerry Garza	Commissioner, Pct. 3
Sergio "Keko" Martinez	Commissioner, Pct. 4

Thus constituting a quorum, the Commissioners Court proceeded to act upon the Agenda as posted in the meeting notice of the 15th of May, 2009. Present also were Mrs. Imelda Diaz, Deputy County Clerk representing Mrs. Margie Ramirez Ibarra, Ex-officio Clerk of the Commissioners Court, various officers and others interested in the business of the Court.

Item No. 1. Roll Call by Honorable Margie Ramirez-Ibarra, Webb County Clerk

Item No. 2. Pledge of Allegiance

Item No. 3. Communications

Comr. Sciaraffa had no items under communications.

Comr. Tijerina sent her condolences to the Saenz and Gamboa family on the loss of their loved one.

Comr. Garza had no items under communications.

Comr. Martinez had no items under communications.

Judge Valdez had no items under communications.

Item No. 4. Public Comment - This section provides the public the opportunity to address the Commissioners Court on any items on the Agenda. Members of the public wishing to participate must complete a Witness Card specifying which agenda item they wish to comment on. Each public member will be allowed a total of Three (3) minutes within which to make any/all public comments.

No one signed up for public comments.

Item No. 5 Discussion and possible action to evaluate the performance of Webb County department heads who are subject to the authority of the Webb County Commissioner's Court, to wit:

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| 1. Administrative Services | 15. Larga Vista Community Center |
| 2. Bruni, Mirando & Quad City Community Centers | 16. Law Library |
| 3. Buenos Aires Community Center | 17. Management Information Systems |
| 4. Building Maintenance/Parks & Ground | 18. Medical Examiner |
| 5. Community Action Agency | 19. Planning & Physical Development |
| 6. Economic Development | 20. Public Defender |
| 7. El Cenizo Community Center | 21. Public Information Officer |
| 8. El Cenizo Community Center Director of Facilities | 22. Radio Communications |
| 9. Engineering | 23. Rio Bravo Community Center |
| 10. Fred M. Anita Bruni Community Center (Penitas) | 24. Road & Bridge |
| 11. Head Start Program | 25. Santa Teresita Community Center |
| 12. Indigent Defense Program | 26. Self Help Center |
| 13. Indigent Health Care Services | 27. Veterans Service Officer |
| 14. La Presa Community Center | |

Action to be taken by Commissioner's Court may include continuation of employment, reassignment, modification of duties, disciplinary action, dismissal, or other actions. The Commissioner's Court may take such other action as may be necessary to implement its decisions including, but not limited to, appointment of interim department heads.

[(Executive Session is requested pursuant to Texas Government Code Title 5, Subchapter D, Sections 551.071 (Consultation with Attorney) and 551.074 (Personnel Matters)]

Discussion on file at the Webb County Clerks Office under the May 18th Commissioner's Court meeting dvd.

Mr. Michael Bukiewicz, County Attorney's Office, explained to the Court the options that the employees as well as the Court had and how the process was done in the past.

Comr. Martinez motioned to go into executive session. Comr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

(Executive Session 9:20 a.m. – 9:33 a.m.)

Judge Valdez stated that no action was taken during executive session.

Judge Valdez called on Cynthia Mares, Administrative Services Director, and asked if she would like her evaluation done in open or closed session; to which, Mrs. Mares opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Ricardo Molina, El Cenizo Community Center Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Molina opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Mario J. Garcia, Bruni, Mirando & Quad City Community Center Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Garcia opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Elizabeth Rodriguez, Buenos Aires Community Center Director, and asked her if she would like her evaluation done in open or closed session; to which, Ms. Rodriguez opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Raul Elizondo, Building Maintenance/Parks & Ground Director, and asked him if he would like her evaluation done in open or closed session; to which, Mr. Elizondo opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

(Break 10:40 a.m. – 10:48 a.m.)

Judge Valdez called on Mr. Cornell Mickley, Indigent Defense Services Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Mickley opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Mr. Juan Vargas, Economic Development Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Vargas opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Ms. Aliza Oliveros, Head Start Program Director, and asked her if she would like her evaluation done in open or closed session; to which, Ms. Oliveros opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez motioned to recess until 1:30 p.m. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

(RECESS 11:40 a.m. -1:30 p.m.)

Cmr. Garza not present.

Judge Valdez called on Mr. Fitzgerald Sanchez, Engineering Department Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Sanchez opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Cmr. Garza walked in at 1:33 p.m.

Judge Valdez called on Mr. Jose Guterrez, Fred M. & Anita Bruni Community Center Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Gutierrez opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Mr. Frank Salinas, Indigent Health Care Services Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Salinas opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Ms. Sara Jo Davila, La Presa Community Center Director, and asked her if she would like her evaluation done in open or closed session; to which, Ms. Davila opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Ms. Alice Garcia, Larga Vista Community Center Director, and asked her if she would like her evaluation done in open or closed session; to which, Ms. Garcia opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Mr. Manuel Villarreal, El Cenizo Community Center Director of Facilities, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Villarreal opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Mrs. Rosie Cuellar Castillo, Law Library Director, and asked her if she would like her evaluation done in open or closed session; to which, Mrs. Cuellar Castillo opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Ms. Rhonda Tiffin, Planning & Physical Development Director, and asked her if she would like her evaluation done in open or closed session; to which, Ms. Tiffin opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Mr. Mario G. Cavazos, Radio Communications Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Cavazos opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Dr. Corrine Stern, Medical Examiner, and asked her if she would like her evaluation done in open or closed session; to which, Dr. Stern opted to closed session.

Judge Valdez motioned to go into executive session. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

(Executive Session 3:14 p.m. – 3:32 p.m.)

Judge Valdez stated that no action was taken in executive session. He stated that everyone scheduled for Wednesday should be moved to Tuesday at 1:30 p.m.

Judge Valdez motioned to recess until Tuesday, May 19, 2009 at 1:30 p.m. Cmr. Tijerina seconded the motion.

Motion carried 5-0 by unanimous consent.

(RECESS 3:33 p.m. – Tuesday, May 19, 2009 at 1:38 p.m.)

Judge Valdez reconvened the meeting. Cmr. Garza was not present.

Judge Valdez called on Mr. Hugo Martinez, Public Defender, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Martinez opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez motioned to excuse Cmr. Garza from being present. Cmr. Sciaraffa seconded the motion.

Motion carried 4-0 by unanimous consent.

Cmr. Garza walked in at 1:47 p.m.

Judge Valdez called on Mr. Jaime Alvarado, MIS Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Alvarado opted to closed session.

Cmr. Sciaraffa motioned to go into executive session. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

(EXECUTIVE SESSION 1:55 P.M. - 2:10 P.M.)

Judge Valdez stated that no action was taken in executive session.

Judge Valdez called on Mr. Larry Sanchez, Public Information Officer, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Sanchez opted to closed session.

Cmr. Sciaraffa motioned to go into executive session. Cmr. Garza seconded the motion.

Motion carried 5-0 by unanimous consent.

(EXECUTIVE SESSION 2:10 p.m. – 2:25 P.M.)

Judge Valdez stated that no action was taken in executive session.

Judge Valdez called on Mr. Gilbert Gonzalez, Rio Bravo Community Center Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Gonzalez opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Mr. Jose Luis Ramos, Road & Bridge Superintendent, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Ramos opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Judge Valdez called on Ms. Juanita Puente, Santa Teresita Community Center Director, and asked her if she would like her evaluation done in open or closed session; to which, Ms. Puente opted to closed session.

Judge Valdez motioned to go into executive session. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

(EXECUTIVE SESSION 2:42 P.M - 3:20 P.M.)

Judge Valdez stated that no action was taken in executive session.

Judge Valdez called on Mr. Javier Martinez, Self Help Center and Interim CAA Director, and asked him if he would like his evaluation done in open or closed session; to which, Mr. Martinez opted to open session.

Evaluation on file at the Webb County Clerks Office under the May 18th Special Commissioner's Court meeting dvd.

Cmr. Martinez advised for the record that he was not related to Mr. Javier Martinez.

Cmr. Sciaraffa motioned to go into executive session. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

(EXECUTIVE SESSION 3:37 p.m. – 3:55 p.m.)

Judge Valdez stated that no action was taken in executive session.

Cmr. Sciaraffa motioned to have the Court undertake the evaluation of the Veterans Service Officer since he was unable to be present due to medical reasons and revisit the evaluation for the Santa Teresita Community Center Director on the first meeting in July. Cmr. Garza seconded the motion.

Motion carried 4-0 with Cmr. Martinez not present.

Mrs. Anna Laura Cavazos Ramirez, County Attorney, advised that the Court discussed that as a result of the evaluation, the Radio Communications Department would be placed under the Engineering Department and that the effects would be that it would no longer be a standalone department, the Radio Communications Officer would no longer be a department head but would get civil service coverage, and the county's general order would need to change.

Cmr. Sciaraffa motioned to have the Radio Communications Department placed under the Engineering Department. Cmr. Garza seconded the motion.

Motion carried 4-0 with Cmr. Martinez not present.

Cmr. Garza motioned to transfer the position of Productions Administrator from the Management Information Systems Department to the Public Information Officer. Cmr. Sciaraffa seconded the motion.

Motion carried 5-0 by unanimous consent.

Cmr. Martinez motioned that effective today all department head personnel files and evaluations be kept under Administrative Services with the same effect of confidentiality and that all evaluations be done on an annual basis. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.

Ms. Cavazos Ramirez advised the Court that action could not be taken under the Productions Administrator due to the position not being a department head and there was nothing else listed under the item. Cmr. Garza asked that this item be placed under the next commissioner's court meeting.

Cmr. Garza and Cmr. Sciaraffa rescinded their previous motion for the transferring of the Productions Administrator position.

Item No. 6 Adjourn

Cmr. Sciaraffa motioned to adjourn. Judge Valdez seconded the motion.

Motion carried 5-0 by unanimous consent.