

THE STATE OF TEXAS §
 §
COUNTY OF CAMERON §

CAMERON COUNTY EMERGENCY
COMMUNICATION DISTRICT MEETING MINUTES
May 20, 2015

The Board Of Managers of the Cameron County Emergency Communication District (CCECD) met at the South Texas Emergency Care Foundation (STECF) Board Room, located at 1705 Vermont Avenue, Harlingen, Texas, at 10:00 A.M., on Wednesday, May 20, 2015.

Present:

Board Members: B. Aston, S. Ortega, M. Prado (& I. Bramlett)

Board Members Absent: D. Diaz, R. Rodriguez (In Court)

Directors: S. Barajas, J. Davila

Corporate Counsel: B. Janis

Others: A. Garrido (County), Q. Anderson (CPA), M. Montemayor (CPA) & W. Haraway (HCI)

Item 1. Call to Order.

Call to order at 10:00 A.M. to open the meeting, and to confirm the existence of a quorum (of three). Thereafter, the Board proceeded to Item 17 (addressing the CCECD Audit/Financial Report).

Item 2. Approval of April (04-15-15) Regular Board Meeting Minutes.

Motion made by Mr. Prado to approve the April (04-15-15) Regular Board Meeting Minutes. Seconded by Mr. Ortega. The motion carried unanimously.

Item 3. Approval of Bills (& Cash Flow Report).

Motion made by Mr. Aston to approve the bills and to acknowledge the Cash Flow Report as presented (by Ms. Barajas). Seconded by Mr. Prado. The motion carried unanimously.

Item 4. Approval of Budget Amendments.

Motion made by Mr. Prado to acknowledge the report about \$200,000.00 being transferred into the CCECD Building Construction account (which was "done" under Item 11), to

provide for "back-up" (power) generators; additionally, there was a related discussion (under Item 11) about the title company, which was involved with the purchase of the land, did not discharge the pro-rated portion of the Seller, in the process of buying the land for the CCECD Building, which will have to be addressed at a later date. Seconded by Mr. Ortega. The motion carried unanimously.

Item 5. Financial (& Banking) Report.

Motion made by Mr. Aston to acknowledge the Director's Report (by Ms. Barajas), which addressed the need for Mr. Ortega to be added to the Bank's signature card (as he "replaced" Mr. Hinojosa on the Board), requiring new signature cards for the Board and the officers, which was also authorized by the Board. Seconded by Mr. Prado. The motion carried unanimously.

Item 6. Director's Report.

Motion made by Mr. Prado to acknowledge the Director's Report (by Ms. Barajas), which addressed recent legislation, CCECD finances, certain losses of 9-1-1 service, and other Board matters. Seconded by Mr. Ortega. The motion carried unanimously.

Item 7. AT&T Report.

Motion made by Mr. Aston to acknowledge the AT&T Report (by I. Bramlett), which addressed certain upgrades and updates, as well as any issues or problems. Seconded by Mr. Prado. The motion carried unanimously.

Item 8. Board Committee Report.

Motion made by Mr. Aston to table this item as there was nothing for the Board to consider at this time. Seconded by Mr. Prado. The motion carried unanimously.

Item 9. Counsel's Report.

Motion made by Mr. Prado to acknowledge the report (by Mr. Janis) about various Memorandums addressing a Public Review Hearing, Board Members' staggered terms, CCECD finances (under the law) in regard to unusual attempts to divert (and attempts to maintain the rate of) CCECD's Emergency Service Fees, which has also become a concern of the FCC, the License Agreement involving Disaster Recovery for area communications, the Public Funds Investment Act, three recent deaths that are to be set forth on the Fallen Heroes Memorial, a "9-1-1" "failure" in New York City, a purported Special Districts Local Law, recent state legislation involving the Emergency Service Fees and CCECD (and State) finances, and the matter of

the illegal tax lien placed on CCECD's property, as well as the need for "maps" of the Arroyo Colorado watershed (as well as other items on this Agenda). Seconded by Mr. Ortega. The motion carried unanimously.

Item 10. NG 9-1-1 Report.

Motion made by Mr. Aston to table this item as there was nothing for the Board to consider at this time. Seconded by Mr. Prado. The motion carried unanimously.

Item 11. Consideration and Action on the construction of a building for CCECD, involving the design of the (proposed) building, as prepared by Meg Jorn, AIA, LEED AP, RID, IIDA, with Megamorphosis, Inc., and the construction of the (new) CCECD (Headquarters) Building, by Haraway Construction, Inc., as represented by Will Haraway, Principal, in accordance with the CCECD-HCI Cost-Plus Percentage Construction Agreement.

Motion made by Mr. Prado to obtain "back-up" generators for the CCECD Building, to adjust the CCECD Building Fund, by and through a budget amendment (at Item 4), to grant the necessary extensions in the construction schedule, due to "rain days," in accordance with the Construction Agreement, and for corporate counsel to prepare a Memorandum as to the resolution of the tax lien (on the CCECD property), due to the (closing) title company's failure to discharge the Seller's prorated share of the taxes on the property (CCECD being exempt from ad valorem taxation). Seconded by Mr. Ortega. The motion carried unanimously. (Thereafter, the Board proceeded to Item 2, addressing the CCECD minutes, and the Board proceeded to address any other pending items on the Agenda).

Item 12. Consideration and Action on NG 9-1-1 Service Agreements.

Motion made by Mr. Prado to acknowledge the report (by Mr. Janis) that the contracts are ready, but no one is "following-up" with same, and therefore, Mr. Janis will "follow-up" with those parties who requested a contract. Seconded by Mr. Ortega. The motion carried unanimously.

Item 13. Consideration and Action on Addressing Project Service/Project Agreements.

Motion made by Mr. Prado to acknowledge the report (by Mr. Janis) about this item serving as a "placeholder," such that, when the CCECD (Headquarters) Building is nearing completion (in the "next" few months, as appropriate), Cameron County is to be notified when CCECD will be moving into the completed

building, and the Addressing Project (i.e., the mapping and the like, and the furnishing of equipment and personnel) will be continued as part of the CCECD's functions, which will require, for obvious reasons, the termination of the Addressing Project Service/Project Agreements (in this connection, there was a prior discussion about a personnel policy, hiring and firing procedures, insurance, retirement and so forth). Seconded by Mr. Ortega. The motion carried unanimously.

Item 14. Consideration and Action on a report about liability insurance for the District.

Motion made by Mr. Aston to acknowledge the report (by Mr. Janis) about this matter (Mr. Janis had called TML directly to discuss this matter, and he has "followed-up" with TML about this matter), but CCECD had waited for an "update" on CCECD's application (i.e., a confirmation of the coverage, including the CCECD Building, a copy of the policy and a receipt for the premium payments), which has been recently delivered to CCECD, which will be reviewed by CCECD's corporate counsel and addressed in a Memorandum about the CCECD (enhanced) liability insurance. Seconded by Mr. Prado. The motion carried unanimously.

Item 15. Consideration and Action on a License Agreement involving AT&T Business Continuity, Disaster Recovery & Emergency Solutions, by and between AT&T Services, Inc., d/b/a AT&T, Valley International Airport (VIA), CCECD and Cameron County, Texas.

Motion made by Mr. Aston to acknowledge the report (by Mr. Janis) about this matter, to the effect that the next step was to obtain the signature of the AT&T Disaster Recovery Group; to this extent, having (finally) obtained the necessary (AT&T) contact information, this project can "go forward." Seconded by Mr. Prado. The motion carried unanimously.

Item 16. Consideration and Action on a proposed VERIZON ESL Contract with CCECD.

Motion made by Mr. Prado to acknowledge the report (by Mr. Janis) about this matter, involving CCECD's corporate counsel correcting the typographical errors in the draft originally submitted, by and through an Amendment of the VERIZON ESL Contract with CCECD, and further, preparing a General Contract Provisions Addendum for that Contract (as was done for the MPC Studios Contract, and other contracts that are almost devoid of required "boiler-plate" language),

and submitting that Addendum and that Amendment to VERIZON. Seconded by Mr. Ortega. The motion carried unanimously.

Item 17. Consideration and Action on the CCECD Audit/Financial Report (format), as presented by Quentin Anderson, CPA, with Long Chilton, LLP.

(The Board having moved to proceed, after Item 1, to Item 17), a Motion (was) made by Mr. Aston, having heard a discussion about the new formats for the CCECD Audit/Financial Report, involving a Texas Special Law District, in compliance with FASB and GASB guidelines, as there will be certain updated financial reports (and audits) for CCECD, these items are to be posted on the CCECD Website, which will also address the CCECD Building, and the new audits and reports will be focused (not on non-profits) but Emergency Communication Districts, to acknowledge the report, noting that the audit and financial reports will have to be (and are in the process of being) updated. Seconded by Mr. Prado. The motion carried unanimously. (Thereafter, the Board proceeded to Item 11, addressing the CCECD Building).

Item 18. Consideration and Action on the CCECD (Executive) Director and the CCECD (Deputy) Director attending the NENA Conference in Denver, Colorado on June 27 - July 2, 2015. Motion made by Mr. Aston to approve the request for the CCECD (Executive & Deputy) Directors to attend the NENA Conference in Denver, Colorado on June 27 - July 2, 2015. Seconded by Mr. Prado. The motion carried unanimously.

Item 19. Adjournment.

The Board adjourned the meeting at 11:37 A.M.

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Approved this 17th day of June, 2015.

By: 
Secretary, Board Of Managers

Approved: 
President, Board Of Managers