

COUNTY OF HIDALGO COMMISSIONERS' COURT

BE IT REMEMBERED that on the 16th day of February, 1999 after notice duly having been given, a Special Meeting of the Commissioners' Court and the Drainage District #1 Board was begun and holden in Commissioners' Courtroom, in the County Administration Building, in the City of Edinburg, County of Hidalgo, State of Texas, with the following being members of said Court:

**HONORABLE JOSE ELOY PULIDO
COUNTY JUDGE**

**HONORABLE SYLVIA HANDY
COUNTY COMMISSIONER , PRECINCT 1**

**HONORABLE HECTOR (TITO) PALACIOS
COUNTY COMMISSIONER, PRECINCT 2**

**HONORABLE JUAN ROSEL
COUNTY COMMISSIONER ,PRECINCT 3**

**HONORABLE OSCAR L. GARZA, JR.
COUNTY COMMISSIONER, PRECINCT 4**

and where the following proceeding were had to wit:

COMMISSIONERS' COURT

The Honorable Jose Eloy Pulido, County Judge, called the Commissioners' Court meeting to order, whereupon the following proceedings were had, to-wit:

REGULAR AGENDA

ITEM 1. ROLL CALL

The County Judge announced that we do have a quorum of all the members of Commissioners' Court are present.

NO ACTION.

ITEM 2. PLEDGE OF ALLEGIANCE

The County Judge asked Manuel Cavazos to lead the Court in the Pledge of Allegiance.

NO ACTION.

ITEM 3. PRAYER

Commissioner Garza lead the Court in Prayer.

NO ACTION.

CONSENT AGENDA

ITEM 1. APPROVAL OF CHECK REGISTER AND PAYMENT OF CLAIMS AND BILLS

- COUNTY AUDITOR

ITEM 2. LINE ITEM TRANSFERS:

- A. District Attorney - \$8,000.00
- B. J.P. Pct. #3, Pl. 2 - \$300.00
- C. Criminal Auxiliary Court - \$200.00
- D. J.P. Pct. #5, Pl. 1 - (2) - \$30.00 & \$230.00
- E. Planning Department - \$55.00
- F. D.P.S. - License & Weight - \$753.99

G. J.P. Pct. #3, Pl. 1 - (2) - \$1,600.00 & \$400.00

H. Pct. #2 - County Shop - \$700.00

I. Pct. #3 - Landfill - \$500.00

J. Pct. #4 - Paved/Unpaved - \$4,300.00

K. County Clerk - \$3,335.00

L. Pct. #1 - Adm. - \$500.00

M. Pct. #1 - Paved/Unpaved - \$100.00

(See Exhibit A)

ITEM 3. MONTHLY COLLECTION REPORTS:

A. J.P. Rene O. Torres	\$ 15,833.90	June 1998
B. J.P. Rene O. Torres	\$ 16,281.32	July 1998
C. J.P. Rene O. Torres	\$ 11,237.77	August 1998
D. J.P. Jose "Melo" Ochoa	\$ 9,265.24	August 1998 (supplement)
E. J.P. Rene O. Torres	\$ 15,292.67	September 1998
F. J.P. Rene O. Torres	\$11,564.04	October 1998
G. J.P. Jose "Melo" Ochoa	\$46,877.00	October 1998
H. J.P. Rosa Trevino	\$15,775.13	October 1998
I. Sheriff Enrique Escalon	\$56,955.10	November 1998
J. Anzalduas Park	\$ 1,856.00	November 1998
K. Law Library	\$ 3,292.95	November 1998
L. Constable Horacio Aguirre	\$ 855.00	November 1998
M. Constable Gilberto Alaniz	\$ 1,620.00	November 1998
N. Constable Roberto Pena	\$ 900.00	November 1998
O. Constable Rumaldo Cerda	\$ 615.00	November 1998
P. Constable Eduardo Bazan	\$ 120.00	November 1998
Q. J.P. Arnaldo Corpus	\$ 4,457.44	November 1998
R. J.P. Jesus E. Morales	\$ 3,880.30	November 1998
S. J.P. E. "Speedy" Jackson	\$10,483.05	November 1998
T. J.P. Charlie Espinoza	\$17,583.31	November 1998
U. J.P. Rosa Trevino	\$20,688.84	November 1998
V. J.P. Gilberto Saenz	\$11,782.66	November 1998
W. J.P. Dario L. Martinez	\$11,082.90	November 1998
X. J.P. Jose "Melo" Ochoa	\$43,760.79	November 1998
Y. J.P. Jose "Melo" Ochoa	\$ 4,354.00	November 1998 (supplement)
Z. J.P. Rene O. Torres	\$ 17,176.60	November 1998
AA. Sheriff Enrique Escalon	\$ 55,146.46	December 1998
BB. Law Library	\$ 2,549.35	December 1998
CC. Constable Horacio Aguirre	\$ 720.00	December 1998
DD. Constable Gilberto Alaniz	\$ 475.00	December 1998
EE. Constable Roberto Pena	\$ 1,040.00	December 1998

FF. Constable Rumaldo Cerda	\$ 35.00	December 1998
GG. Constable Eduardo Bazan	\$ 60.00	December 1998
HH. J.P. Arnaldo Corpus	\$ 9,888.35	December 1998
II. J.P. Jesus E. Morales	\$ 11,415.78	December 1998
JJ. J.P. E. "Speedy" Jackson	\$ 14,817.80	December 1998
KK. J.P. Charlie Espinoza	\$ 14,725.25	December 1998
LL. J.P. Rosa Trevino	\$ 32,366.16	December 1998
MM. J.P. Gilberto Saenz	\$ 17,410.61	December 1998
NN. J.P. Dario L. Martinez	\$ 18,028.45	December 1998
OO. J.P. Jose "Melo" Ochoa	\$ 39,095.20	December 1998
PP. J.P. Rene O. Torres	\$ 18,599.15	December 1998
QQ. District Clerk	\$170,161.32	January 1999
RR. County Clerk	\$287,660.88	January 1999

(See Exhibit B)

ITEM 4. PURCHASING DEPARTMENT:

A. Library System:

1. Requesting approval of a maintenance agreement for copier with International Copier Corporation, effective 3-16-99 to 3-6-00

B. Adult Probation:

1. Requesting approval of renewal for service agreement for fax machine with IKON Office Solutions, effective 12-23-98 to 12-23-99

C. Auto License:

1. Requesting approval of maintenance agreement for copier with OCS, effective 1-24-99 to 1-24-00

D. County Judge:

1. Requesting approval of consulting services contract for closing out worker's compensation claims with Englantina Casares, BA, MED, Rehabilitation Consultant with United Case Management & Rehabilitation Services

(See Exhibit C)

ITEM 5. URBAN COUNTY:

- A. HOME "First-Time Homebuyer Contract Agreement" and Letter of Commitment to Mortgage Company

(See Exhibit D)

ITEM 6. RIGHT OF WAY:

A. Permits:

1. Pct. #1 - City of Elsa
2. Pct. #3 - TCI of South Texas
3. Pct. #3 - Frontera Generation Limited Partnership

4. Pct. #3 - Sharyland Water Supply
5. Pct. #4 - North Alamo Water Supply

(See Exhibit E)

ITEM 7. COUNTY AUDITOR:

- A. Recording of County Auditor's Court Order of Appointment for a term of two (2) years beginning February 8, 1999 and renewal of County Auditor's Official Bond

(See Exhibit F)

A motion was made by Commissioner Rosel and seconded by Commissioner Garza for the approval of the Consent Agenda with the correction to Item 2/G as per the County Auditor.

MOTION CARRIED.

REGULAR AGENDA

ITEM 4. OPEN FORUM

The County Judge indicated that no one had signed up for the Open Forum.

NO ACTION.

ADD. 1. PCT. #1:

- A. Discussion and possible action concerning the participation of Hidalgo County with the City of Weslaco in financing the improvement of a county road

Frank Castellano, Weslaco City Manager, came before the Court to announce that the City of Weslaco is participating with a developer in the City of Weslaco to enhance the entrance to the Tierra Santa and another County Road that leads up to Tierra Santa on Border Avenue. He felt that this was a project that would not only enhance the golf development but it will improve the entrance into Weslaco. He continued by saying that the reason that they were asking for the participation of the County was that the majority of the enhancement is on County property. Basically the City of Weslaco is improving the entrance to a public park and public facility and asking for the County's participation with that development. He indicated that according the City engineer, this project will cost approximately \$ 500,000.00; with the City contributing \$150,000.00 and they are asking the County to come in \$150,00.00 and the developer will put in the balance. After further discussion, a motion was made by Commissioner Handy and seconded by Commissioner Garza to approve the

participation of the County, subject to the Interlocal Agreement drawn up by Atlas & Hall and be approved by this Commissioners' Court.

MOTION CARRIED.

ITEM 5. PRESENTATION :

- A. Presentation - U.S.D.A. - Natural Resources Conservation Service by Mr. Zaragoza Rodriguez, III

Mr. Rodriguez, from the U.S.D.A, came to Court to discuss the Resource Conservation and Development Program which is a U.S.D.A.. initiative. He then proceeded to explain the details of this program. After some discussion, no action was required on this item at this time.

NO ACTION.
(See Exhibit G)

ITEM 6. RIGHT OF WAY COMMITTEE :

- A. Approval of recommendation by the Right of Way Committee to employ a County Engineer and Secretary to Establish a County Engineering Department
B. Set Salary
C. Budget Amendment

6/A

Commissioner Garza informed the Court that a meeting was posted and held in order to come up with the recommendation of this Court to hire a Right of Way Director and look at the possibility of establishing a County Engineering Department. Basically the goal was to try to buy engineering services wholesale and try to save the County some money. A discussion ensued with the County Judge stating that this County Engineer would not handle the engineering services needed by the individual County Commissioners. After some discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Palacios to accept the recommendation by the committee to employ a county engineer and establish a County Engineering Department.

MOTION CARRIED.
(See Exhibit H)

6/B

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to set the salaries for two positions: a County Engineer at a maximum of \$70,00.00 dollars and a secretary at a maximum of \$18,500.00.

MOTION CARRIED.
(See Exhibit H)

6/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to authorize a budget amendment not to exceed the maximum combined salaries set for the Engineering Department, including fringe benefits.

MOTION CARRIED.
(See Exhibit H)

ITEM 7. COUNTY CLERK

A. Consideration and action to upgrade vacant slot and set salary

J .D. Salinas, the County Clerk, came before the Court to request the upgrading of a probate position that is currently vacant. He indicated that this was the lowest paid slot in his Department and he was wanting to increase it from \$11,800.00 to \$13,500.00. A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit I)

ITEM 8. J.P. PCT. #1 , PL. 2:

A. Approval of budget amendment - \$ 3,500.00

Raul Lozano came before the Court and announced that the next two items had to do with funds that were not budgeted during the budget workshops or during the 1999 budget. It was the understanding of the Justices of the Peace that the cost for utilities for their Courts would be budgeted under Building & Grounds. This was not done and now the Justices of the Peace are requesting for additional funds to cover their costs for the fax machine, office phone and cellular phone. A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve the request. After further discussion, the motion and the second were withdrawn and no action was taken at this time.

NO ACTION.
(See Exhibit J)

ITEM 9. J.P. PCT. #5, PL. 1:

A. Approval of budget amendment - \$ 2,500

The County Judge indicated that no action would be required on this item at this time.

NO ACTION.
(See Exhibit K)

ITEM 10. CONSTABLE PCT. #4:

A. Approval of budget amendment - \$ 2,000.00

Rumaldo Cerda, Precinct Five Constable, came before the Court and stated that they had been told by Buildings and Grounds that they were going to set a telephone system for the offices, but they never any. He continued by saying that he waited until the beginning of the year to no avail. Constable Cerda did add that he was willing to install the phones with surplus funds within his budget, but he will still need additional funds to pay for telephone services. A motion was made by Commissioner Garza and seconded by Commissioner Rosel for the approval a budget amendment in the amount of \$2,000.00 to pay the utility bill for the Constable for Precinct Five.

MOTION CARRIED.
(See Exhibit L)

ITEM 11. MASTER COURT #1:

A. Approval of budget amendment - \$ 900.00

The County Judge indicated that no action would be required on this item at this time.

NO ACTION.
(See Exhibit M)

ITEM 12. JUVENILE PROBATION:

- A. Report and approval of Hidalgo County Secure Post Adjudication (Juvenile Boot Camp) facility:
1. Schedule of A & E Design/Construction
 2. Salary Cost Estimates
 3. Schematic Design Phase
 4. Compliance of T.J.P.C. Standards for Juvenile Post-Adjudication Secure Correctional Facilities - Texas Administrative Code Title 37 - Chapter 344

- B. Authorization to proceed with the Project Construction Phase of the Hidalgo County Secure Post Adjudication (Juvenile Boot Camp) Facility
- C. Request approval of a budget increase in the amount of \$ 10,756.40 for the McAllen Independent School District S.T.A.R. Project D . Set salaries and fringe benefits in the amount of \$ 5,768.00

12/A

Israel "Buddy" Silva, Juvenile Probation Director, informed the Court that Mr. Ed Alvarado, the architect for the Juvenile Boot Camp, was in the audience and he would like to turn the podium over to him for any question the Commission might have. Mr. Alvarado proceeded to explain the status of the project as far as design, cost estimates and compliance measures. After some discussion, it was recommended that no action be taken on this item at this time.

NO ACTION.
(See Exhibit N)

12/B

The County Judge announced that no action would be required on this item at this time.

NO ACTION.
(See Exhibit N)

12/C

Mr. Silva was also requesting the approval of a budget increase in the amount of \$10,756.40 for the McAllen Independent School District STAR program. He did stated that these were surplus funds that were left over from the last couple of years and they would be used for salary increases for the drill instructors. These increases were not allocated until the Commissioners' Court took action on the increases for the County. After some discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Garza for the approval of the budget increase as presented.

MOTION CARRIED.
(See Exhibit N)

12/D

A motion was made by Commissioner Rosel and seconded by Commissioner Garza for the approval of the set salaries and fringe benefits for the McAllen ISD STAR Program drill instructors in the amount of \$5,768.00.

MOTION CARRIED.
(See Exhibit N)

COMMISSIONER PALACIOS LEFT THE MEETING AT THIS TIME.**ITEM 13. TAX OFFICE**

- A. Approval of Motor Vehicle License Distributor Agreement between Hidalgo County and Valley Check Cashiers, Inc.
- B. Approval of Bond for Valley Check Cashiers, Inc. for issuance of license renewal stickers :

13/A

Armando Barrera, the County Tax Assessor/Collector, came before the Court to request the approval of a motor vehicle license distributor agreement between the County of Hidalgo and Valley Check Cashiers, Inc. He stated that this would help in making the services more available to the public. Mr. Barrera noted that Valley Check Cashiers have the following locations: at the Carl's Stores in Cities of McAllen, Mission, Weslaco; plus two stand alone stores in McAllen: one on South 10th close to the Holiday Inn Express and one on North 10th Street. A motion was made by Commissioner Garza and seconded by Commissioner Handy for the approval of the license distributor agreement between Hidalgo County and Valley Check Cashiers, Inc.

MOTION CARRIED.
(See Exhibit O)

13/B

A motion was made by Commissioner Garza and seconded by Commissioner Handy for the approval of the bond for Valley Check Cashiers, Inc. in the amount of \$15,000.00 for the issuance of license renewal stickers.

MOTION CARRIED.
(See Exhibit O)

ITEM 14. LIBRARY SYSTEM

- A. Approval of Interlocal Agreements with
 - 1. City of Edinburg
 - 2. City of Hidalgo

Bill McGee, County Library System Director, came before the Court to request approval of Interlocal Agreements with the City of Edinburg and City of Hidalgo this unable us to pay the Internet connections that we have budgeted on behalf of these cities. A motion was made by Commissioner Garza and seconded by Commissioner Handy for the approval of the interlocal agreements as presented.

MOTION CARRIED.
(See Exhibit P)

ITEM 15. HEALTH DEPARTMENT

- A. Approval of a budget amendment in the amount of \$ 53,002.80 from our Title V Fund Program Income Acct. # 9-150-441-729
- B. Authorization and approval to crease two (2) positions
 - 1. Disease Intervention Specialist (DIS)
 - 2. Billing Clerk
- C. Authorization and approval to set salaries :

15/A

Mike Keenan, County Health Director, came before the Court to request approval of a budget amendment in the amount of \$53,002.80 from the Title V Fund Program Income Acct. #9-150-441-729. A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

15/B

He was also requesting authorization to create two positions: a disease intervention specialist at \$28,000.00 and a billing clerk at \$14,000.00. The money for these positions will be coming from Program Income. A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve the creation of the two positions as presented.

MOTION CARRIED.
(See Exhibit Q)

15/C

A motion was made by Commissioner Handy and seconded by Commissioner Garza to set the salaries as presented.

MOTION CARRIED.
(See Exhibit Q)

ITEM 16. URBAN COUNTY

- A. Approval of a Construction Contract with Mission Paving for street and drainage improvements on 11th Street and North Avenue - City of Donna - Street Improvements Year 8 (1995) and Year 9 (1996)
- B. Approval of Subrecipient Agreement with Amigos Del Valle - Pct. #2 - Year 11 (1998)
- C. Approval of Subrecipient Agreement with C.A.S.A. - Pct. #2 - Year 10 (1997) and 11 (1998)

- D. Approval of an Architectural Agreement with Alcocer Garcia Associates Design Consulting for the building of the La Villa Youth Center - City of La Villa - Neighborhood Facilities Year 9 (1996) and Year 11 (1998)
- E. City of Alton - HOME Housing Rehabilitation Program :

16/A

Anthony Covacevich, Urban County Director, reported that the City of Donna is requesting approval of a construction contract with Mission Paving Company for street and drainage improvements in the amount of \$162,592.00. A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

16/B

Precinct Two is requesting approval of a subrecipient agreement with Amigos Del Valle, Inc., in the amount of \$5,000.00. A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve the request as presented

MOTION CARRIED.
(See Exhibit R)

16/C

Precinct Two was also requesting approval of a subrecipient agreement with C.A.S.A. in the amount of \$5,000.00. A motion was made by Commissioner Garza and seconded by Commissioner Rosel for the approval of the subrecipient agreement with C.A.S.A. and Pct. #2 as presented.

MOTION CARRIED.
(See Exhibit R)

16/D

The City of La Villa is requesting approval of an architectural agreement with Alcocer Garcia Associates Design Consulting in the amount of \$19,200.00 for the building of the La Villa Youth Center. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

16/E

Mr. Covacevich indicated that no action would be required on this item at this time.

NO ACTION
(See Exhibit R)

ITEM 17. ADULT PROBATION

- A. Approval of Design Development Progress Phase Drawings from George Garcia, Architect, for the new Restitution Center Building
- B. Approval for payment of services in the amount of \$10,059.60
- C. Authorization for auditor to process payment

17/A

Joe Lopez, Adult Probation Director, was requesting approval of the design development progress phase drawings from George Garcia, Architect, for the new Restitution Center building. The total cost of the project is \$909,000.00. A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve the design development phase drawings as presented.

MOTION CARRIED.
(See Exhibit S)

17/B

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve the payment for services in the amount of \$10,059.60 dollars to George Garcia, Architect..

MOTION CARRIED.
(See Exhibit S)

17/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to authorize the County Auditor to process payment in the amount of \$10,059.60 to George Garcia, Architect.

MOTION CARRIED.
(See Exhibit S)

ITEM 18. HEAD START

- A. Requesting approval to advertise and purchase one (1) seven passenger fleet vehicle
- B. Requesting approval of Contract for Weslaco II Head Start Center
- C. Recommending award of bid for: Janitorial supplies and School supplies

D. Requesting approval of bid for: Janitorial supplies and School supplies

18/A

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the advertising for the purchase of one seven passenger fleet vehicle.

MOTION CARRIED.
(See Exhibit T)

18/B

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve a contract for the Weslaco Head Start Center with the Knights of Columbus in the amount of \$1,200.00 per month contingent upon approval by the County legal counsel.

MOTION CARRIED.
(See Exhibit T)

18/C&D

The County Judge indicated that no action would be required on this item at this time.

NO ACTION.
(See Exhibit T)

ITEM 19. PCT. #3

A. Approval of budget amendments (Landfill account) :

Commissioner Rosel informed the Court that he needed a budget amendment in the amount of \$45,000.00 to take care of the disposal of tires that were placed at the landfill. This amendment if coming being requested from the General Fund. After some discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Garza to approve the budget amendment as presented.

MOTION CARRIED.
(See Exhibit U)

He was also requesting a budget amendment in the amount of \$20,400.00 for the lease obligation at the landfill. A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve the budget amendment as presented.

MOTION CARRIED.
(See Exhibit U)

ITEM 20. PURCHASING DEPARTMENT**A. Hidalgo County**

1. Requesting mutual termination of TPA Services award with Certus Health Care approved by Commissioners' Court on December 08, 1998
2. Requesting approval of a Modified and Amended TPA Services Agreement with ASO North America for the administration of all suspense and pending claims from Hidalgo County's prior self-insured health insurance program
3. Requesting discussion and action on the appointment of a Committee to review and approve, on behalf of the County, all pended and suspense claims for settlement and/or closure :

B. Pct . #1

1. Requesting approval of contract for "Hauling of Reclaimed Asphalt Pavement (RAP) Material" (TXDOT Millings) with M.C. Hauling Services
2. Requesting authority to advertise for: "New Offices" as requested and construction documents prepared by Alvarado Architects and Associates, Inc.

C. Pct. #2

1. Requesting authority to advertise an RFQ (Request for Qualifications) for Engineering Services related to all paving for Pct. #2 under Road and Bridge for a period of one (1) year

D. Pct. #3

1. Requesting exemption from competitive bidding requirements for Professional/Architectural Services for Architectural and engineering services for a restroom facility located at Anzalduas Park
2. Requesting approval of contract for architectural and engineering services with Alcocer Garcia Design
3. Requesting authority to advertise for "Paving" for the following locations:
 - a. Shary Road from 7 ½ Mile to 8 Mile
 - b. Glasscock Road from 7 ¼ Mile to 8 Mile
 - c. Glasscock Road from 8 Mile South to curve
 - d. 7 ½ Mile from Glasscock Road to Stewart Road

E. County Clerk

1. Requesting approval of modification of contract to add four (4) additional terminals and one (1) printer to the existing contract between the Hidalgo County Clerk and Government Records Services, Inc.

F. Health Department

1. Requesting authority to advertise and approval of specifications as attached hereto for "Mosquitomist One ULV & Mosquito Larvicide"

2. Requesting exemption from competitive bidding requirements for Professional/Medical Services (sterilization medical services) with Dr. Kevin Davis
3. Requesting approval of contract for Professional/Medical Services with Dr. Kevin Davis

G. Juvenile Probation

1. Requesting authority to rescind bid award on Item #60 of the "Janitorial Supply" bid (awarded 8/4/98, as requested by awarded vendor, National Sanitary Supply Co., vendor cannot meet specifications)
2. Recommending award of item #60 to Diverstech System & Sales Group, Inc.

H. Sheriff's Department

1. Recommending award of bid for "Pharmaceuticals/Infirmiry Medical Supplies" to awarded low bidders for:
 - a. Legend (Prescription Drugs)
 - b. Non-Legend (Non-Prescription & OTC infirmiry medical supplies)
2. Requesting approval of contracts for "Pharmaceuticals/Infirmiry Medical Supplies" to awarded low bidders for:
 - a. Legend (Prescription Drugs)
 - b. Non-Legend (Non-Prescription & OTC infirmiry medical supplies)
3. Requesting authority to advertise and approval of specifications as attached hereto for "Plumbing Services"

20/A/1

Martha Salazar, the County Purchasing Director, came before the Court to give a status report on the County health care services. She summarized the report by stating that Certus had come in when the County had had a lapse in it's last short term contract with the previous provider under the County's self insured plan. Mrs. Salazar indicated that they had come in to assist the County in trying to process of pending and suspense bills that have now totaled approximately half a million dollars. Certus came in because there was a lot of confusion on the part of the participants and people who were receiving services were under the general assumption that the new provider, Certus, would cover the pending bills. Certus had some requisites that they could not help unless they received all the old documentation from the previous provider and this resulted in an agreement whereby Certus provide a service at no cost to us. During discussion, Mrs. Salazar indicated that there were some unpaid claims from ASO, the previous provider, in the amount of approximately \$554,000.00 which they say needs to be addressed by this Commissioners' Court. They will assist in processing the remaining claims at a cost of \$12,500.00. After further discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Garza for the approval of the mutual termination of the TPA services award with Certus Health Care.

MOTION CARRIED. (See Exhibit V)

20/A/2

A motion was made by Commissioner Rosel and seconded by Commissioner Handy for the approval to modified and amended TPA services agreement with ASO North America for the administration of all suspense and pending claims from Hidalgo County's prior self-insured health insurance program..

MOTION CARRIED .
(See Exhibit V)

20/A/3

Mrs. Salazar was recommending that the Court appoint a committee to review and approve, on behalf of the County, all pending and suspense claims for settlement and/or closure. After some discussion Judge Pulido recommended that the committee consist of a member from the County Judge's Office, the County Auditor's Office and from staff. A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit V)

20/B/1

A motion was made by Commissioner Garza and seconded by Commissioner Handy for the approval of the contract for Hauling of Reclaimed Asphalt Pavement material with M.C. Hauling Services.

MOTION CARRIED.
(See Exhibit V)

THE COURT CONTINUED WITH ITEM 21 OF THE AGENDA

ITEM 21. PCT. #1

A. Approval of job title reclassifications as per Civil Service Board Meeting on 2/10/99:

1. Job title reclassification for personnel under Pct. #1 - Road & Bridge
2. Job title reclassification for personnel under Pct. #1 - Parks
3. Job title reclassification for personnel under Pct. #1 - Landfill
4. Reclassifications of the Parks Manager position to Parks/Citizens' Collection Station Director
5. Reclassification of several employees' job titles to also reflect added responsibilities assigned to them

- B. Approval of Construction Document Phase for Pct. #1 Office Complex
- C. Approval to carry over balance of Certificate of Obligation funds from 1998 to 1999
- D. Approval authorizing County Auditor to process payment for architectural services

21/A

Raul Lozano, Administrative Assistant for Precinct One, came before the Court to announce that Commissioner Handy had gone before the Civil Service Commission to request the reclassifications of a number of job descriptions. He stated that they were wanting to properly classify the positions as to the duties that were being performed. The request was approved by the Civil Service Commission and it was just a change in title, not in salary. After some discussion, a motion was made by Commissioner Handy and seconded by Commissioner Garza for the approval of the job title reclassifications as per the Civil Services Commission meeting of February 2, 1999.

MOTION CARRIED.
(See Exhibit W)

21/B

Mr. Lozano introduced Mr. Alvarado who explained the construction document phase of the office complex for Precinct One. After some discussion, a motion was made by Commissioner Handy and seconded by Commissioner Garza to approve the construction document phase for the Precinct One office complex.

MOTION CARRIED.
(See Exhibit W)

21/C

Mr. Lozano was also requesting approval to carry over the funds that were required for the construction phase of this project. This would entail a budget amendment that would allow them to carry over the balance of the Certificate of Obligation funds from 1998 to 1999. A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit W)

21/D

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the County Auditor to process payment in the amount of \$27,033.00 for architectural services.

MOTION CARRIED.
(See Exhibit W)

THE COURT RESUMED WITH THE REGULAR ORDER OF THE AGENDA

20/B/2

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the advertising for bids for "New Offices" as requested by Precinct One.

MOTION CARRIED.

(See Exhibit V)

20/C/1

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the advertising for an RFQ for engineering services related to all paving for Pct. #2 under Road & Bridge for a period of one year.

MOTION CARRIED.

(See Exhibit V)

20/D/1

Commissioner Rosel stated that he was requesting an exemption from the competitive bidding requirements under professional services/ architectural services for architectural and engineering services for a restroom facility at Anzalduas Park, in Precinct Three. He stated that the project was in the amount of \$70,000.00. A motion was made by Commissioner Rosel and seconded by Commissioner Garza to approve the request as presented.

MOTION CARRIED.

(See Exhibit V)

20/D/2

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to approve a contract for architectural and engineering services with Alcocer Garcia Design.

MOTION CARRIED.

(See Exhibit V)

20/D/3

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorize the advertising for the paving of the following locations: Shary Road from 7 ½ Mile to 8 Mile; Glasscock Road from 7 ¼ Mile to 8 Mile; Glasscock Road from 8 Mile South to the curve; and 7 ½ Mile from Glasscock Road to Stewart Road.

MOTION CARRIED.

(See Exhibit V)

20/E

Mrs. Salazar reported that this is being done through a joint venture between the County Clerk's Office and Lee Turner Oil & Gas Properties. Lee Turner Oil & Gas Properties will pay the County Clerk's Office an amount of \$1,000.00 per month for the use of the terminals while they are working there. Anytime the employees of this firm are not at the Clerk's Office, the terminals will be used by County Clerk's Office. She added that the change in the contract will not be more than 25% and these funds will be used to offset the cost of the additional equipment. A motion was made by Commissioner Handy and seconded by Commissioner Garza for the approval of the modification of contract to add four additional terminals and one printer as presented.

MOTION CARRIED.
(See Exhibit V)

20/F/1

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorize the advertising for bids and approval of specifications for "Mosquitomist One ULV and Mosquito Larvicide" for the County Health Department.

MOTION CARRIED.
(See Exhibit V)

20/F/2

A motion made by Commissioner Garza and seconded by Commissioner Handy to authorize an exemption from the competitive bidding requirements under professional/medical services for Dr. Kevin Davis.

MOTION CARRIED.
(See Exhibit V)

20/F/3

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a contract for Professional/Medical Services with Dr. Kevin Davis for the Health Department.

MOTION CARRIED.
(See Exhibit V)

20/G/1

A motion was made by Commissioner Handy and seconded by Commissioner Garza for the approval to rescind the bid award on Item #60 of the "Janitorial Supply" bid which was awarded on August 4, 1998, as requested by the awarded vendor, National Sanitary Supply Co.

MOTION CARRIED.
(See Exhibit V)

20/G/2

A motion was made by Commissioner Handy and seconded by Commissioner Garza to award the bid for Item #60 of the "Janitorial Supply" bid to Diverstech System & Sales Group, Inc.

MOTION CARRIED.
(See Exhibit V)

20/H/1

Mrs. Salazar announced that she had received four bids for the purchase of Legend (Prescription drugs) and Non-Legend(non-prescription and over the counter medical supplies). She was recommending that the bid for the Legend/prescription drugs be awarded to Med-Aid Pharmacy. A motion was made by Commissioner Garza and seconded by Commissioner Rosel to award the bid, as presented.

MOTION CARRIED.
(See Exhibit V)

She also stated that they had received three bids for the purchase of Non-Legend (non-prescription and over the counter medical supplies) She was recommending that this bid be awarded to Edinburg Pharmacy. A motion was made by Commissioner Garza and seconded by Commissioner Rosel to award the bid, as presented.

MOTION CARRIED.
(See Exhibit V)

20/H/2

A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve the contracts with Med-Aid Pharmacy and Edinburg Pharmacy, as presented. .

MOTION CARRIED.
(See Exhibit V)

20/H/3

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to authorize the advertising for bids and approval of specifications for "plumbing services" for the Sheriff's Department.

MOTION CARRIED.
(See Exhibit V)

ITEM 24. D. P. S.

- A. Approval of budget amendment - (to pay overtime and to purchase equipment)

Lieutenant Laurencio Saenz, from the Texas Department of Public Safety, came before the Court to request approval of a budget amendment to be utilized to pay for overtime in the amounts of \$314.40 and \$227.80. He was also requesting a budget amendment for the purchase of three typewriters in the total amount of \$3,300.00. A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve the budget amendment.

MOTION CARRIED.
(See Exhibit X)

Lt. Saenz was also requesting a budget amendment for the purchase of five breath testers and five hundred mouth pieces in the amount of \$1,925.00. A motion was made by Commissioner Rosel and seconded by Commissioner Garza to approve the budget amendment as presented.

MOTION CARRIED.
(See Exhibit X)

ITEM 22. RIGHT OF WAY

- A. Authorization to appraise and acquire a corner clip south of Mission for FM 494

Godfrey Garza, Right of Way Director, came before the Court to request authorization to appraise and acquire a corner clip which was located south of Mission for F.M. 494. He added that this was a request from the Texas Highway Department for the completion of one of their projects. A motion was made by Commissioner Rosel and seconded by Commissioner Garza to approve the request as presented.

MOTION CARRIED.
(See Exhibit Y)

ITEM 23. COUNTY JUDGE

- A. Budget amendment and set salary at \$ 50,000.00 for Risk Manager (Slot #14)
B. Approval of job title reclassification as per Civil Service Board Meeting 2/10/99
C. Budget amendment (Palmer Drug Abuse Program)
D. Budget amendment for the LRGVDC
E. Amend the Hidalgo County Personnel Policy Manual to delete Section XIV C. (Regarding "resign to run" Provisions)
F. Appointment of Y2K Compliance Committee

23/A

Dairen Cedillo, Chief of Staff for the County Judge's Office, was requesting a budget amendment in the amount of \$5,874.50 and to set the salary for the Risk Manager at a salary of \$50,000.00. She added that they had interviewed and hired Ms. Charley Montgomery for this position beginning March 3, 1999. After some discussion, motion was made by Commissioner Handy and seconded by Commissioner Garza for the approval of the budget amendment and setting of the salary.

MOTION CARRIED.
(See Exhibit Z)

23/B

Mrs. Cedillo was also requesting approval of job title reclassifications as per Civil Service Board meeting held on February 10, 1999. She indicated that they had presented an organizational chart plus a proposal to reclassify certain titles to match the appropriate duties of what the employees were doing for the County Judges Office and Road & Bridge Administration Department. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit Z)

23/C

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a budget amendment in the amount of \$31,250 for the Palmer Drug Abuse Program.

MOTION CARRIED.
(See Exhibit Z)

23/D

A motion was made by Commissioner Garza and seconded by Commissioners Rosel and Handy to approve a budget amendment in the amount of \$100.00 for the Lower Rio Grande Valley Development Council membership dues.

MOTION CARRIED.
(See Exhibit Z)

23/E

Commissioner Rosel stated that he did not feel that it was fair to ask an employee to resign or take a leave of absence when running for office and Judge Pulido concurred. After some discussion, a motion was made by Commissioner Rosel and seconded by Judge Pulido for the approval to amend the Hidalgo County

Personnel Policy Manual as presented.

MOTION DIED. (Commissioners Rosel and Judge Pulido voted for the motion (See Exhibit Z) and Commissioners Handy and Garza voted against, Commissioner Palacios was not present)

23/F

Mrs Cedillo was requesting the appointment of the following individuals to the Y2K Compliance Committee in order to come up with a plan for the Year 2000:

1. Mario Cavazos
2. Paul Villarreal - Tax Office
3. Rolando Rodriguez - Auditor's Office
4. Casey Watts - County Judge's Office
5. Donald Bray - Sheriffs Office
6. Julissa Mariscal - County Clerk
7. Selena Saucedo - Pct. #1

After a brief discussion, a motion was then made by Commissioner Rosel and seconded by Commissioner Handy to approve the request as presented, subject to additions to the list.

MOTION CARRIED.
(See Exhibit Z)

ITEM 25. PCT. #4

- A. Request authorization to advertise for hauling of compost material from the Hidalgo County Pct. #4 Landfill on Davis Rd. to City of Edinburg Landfill on Encinitos Rd.

Commissioner Garza indicated that no action would be required on this item at this time.

NO ACTION.
(See Exhibit AA)

ADD. 2. BUILDINGS & GROUNDS

- A. Authorize the County Auditor to process payment to the Houston-Galveston Area Council for two (2) Ford ½ Ton trucks purchased by Buildings & Grounds Department

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the County Auditor to process payment, as presented.

MOTION CARRIED.
(See Exhibit BB)

ITEM 26. CLOSED SESSION

Commissioners Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 discuss the following:

A. Elma Sanchez et. al., vs. Hidalgo County et. al. - C-6297-95-D

A motion was made by Commissioner Handy and seconded by Commissioner Garza to allow the members of Commissioners' Court to go into Executive Session.

MOTION CARRIED.

The County Judge and Commissioners reconvened in Executive Session accompanied by Steve Crain, the County legal counsel.

NO ACTION.

ITEM 27. OPEN SESSION

A. Elma Sanchez et. al., vs. Hidalgo County et. al. - C-6297-95-D

The County Judge indicated that no action was required on this item at this time.

NO ACTION.
(See Exhibit CC)

There being no further business to come before the Commissioners' Court, a motion was made by Commissioner Rosel and seconded by Commissioner Handy that said meeting be hereby adjourned.

MOTION CARRIED.

DRAINAGE DISTRICT #1

The Honorable Jose Eloy Pulido, County Judge, called the Drainage District #1 Board meeting to order, whereupon the following proceedings were had, to-wit:

CONSENT AGENDA

ITEM 1. APPROVAL OF CHECK REGISTER AND PAYMENT OF CLAIMS AND BILLS

- COUNTY AUDITOR

ITEM 2. PERMIT:

A. City of Donna - Rincones de Palmas Subdivision
(See Exhibit DD)

ITEM 3. LINE ITEM TRANSFER - \$10,000.00

(See Exhibit EE)

The County Judge introduced the Consent Agenda and asked if there were any questions and/or comments. There being none, a motion was made by Commissioner Garza and seconded by Commissioner Handy to approve.

MOTION CARRIED.

REGULAR AGENDA**ITEM 1. APPROVAL TO APPROPRIATE REVENUE RECEIVED FROM THE CITY OF MISSION INLET MASTER PLAN EXPANSION INTO ENGINEERING (INTERLOCAL AGREEMENT APPROVED OCTOBER 27, 1998) (BUDGET AMENDMENT)**

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to authorize the appropriation of revenue received from the City of Mission for the Mission Inlet Master Plan Expansion. The amount is \$250,000.00 and is for engineering costs associated with the project.

MOTION CARRIED.

(See Exhibit FF)

ITEM 2. APPROVAL TO TRANSFER OUT OF DRAINAGE DISTRICT FUND BALANCE (FUND 080) TO CAPITAL PROJECT DRAINAGE FLOODWAY FUND 780 (BUDGET AMENDMENT)

Mr. Garza continued by requesting approval to transfer \$250,000.00 out of the Drainage District Fund Balance into the Capital Project Drainage Floodway Fund. A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve the transfer as presented.

MOTION CARRIED.

(See Exhibit GG)

There being no further business to come before the Drainage District #1 Board, a motion was made by Commissioner Garza and seconded by Commissioner Rosel that said meeting be hereby adjourned.

MOTION CARRIED.

There being no further business to come before said Court, the meetings of the Commissioner's Court and the Drainage District #1 Board are hereby adjourned.

JOSE ELOY PULIDO _____
COUNTY JUDGE

SYLVIA HANDY _____
COUNTY COMMISSIONER, PRECINCT 1

HECTOR (TITO) PALACIOS _____
COUNTY COMMISSIONER, PRECINCT 2

JUAN ROSEL _____
COUNTY COMMISSIONER, PRECINCT 3

OSCAR L. GARZA _____
COUNTY COMMISSIONER, PRECINCT 4

Dated this the 30th day of September, 1999.

**JUAN D. SALINAS, III, County Clerk
Hidalgo County, Texas**

By: _____
Jennifer Castillo, Deputy

Minutes approved by the Commissioners' Court and the Drainage District #1 Board on the 12th day of October, 1999.