

COUNTY OF HIDALGO COMMISSIONERS' COURT

BE IT REMEMBERED that on the 6th day of
April,

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 the 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, PCT. 2**

**HONORABLE JUAN ROSEL
COUNTY COMMISSIONER, PCT. 3**

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

and where the following proceedings were had, to-wit:

COMMISSIONERS' COURT

The Honorable Juan Rosel, County Commissioner for Precinct Three, called the Commissioners' Court meeting to order, where upon the following proceedings were had, to-wit:

REGULAR AGENDA

ITEM 1. ROLL CALL

Commissioner Rosel announced that all members with the exception of Jose Eloy Pulido, the County Judge, were present.

NO ACTION.

ITEM 2. PLEDGE OF ALLEGIANCE

Steve Crain, the County legal counsel, led the Court in the Pledge of Allegiance.

NO ACTION.

ITEM 3. PRAYER

The invocation was given by State District Judge Rose Guerra-Reyna.

NO ACTION.
(See Exhibit A)

CONSENT AGENDA

ITEM 1. APPROVAL OF CHECK REGISTER AND PAYMENT OF CLAIMS AND BILLS - COUNTY AUDITOR

(See Exhibit B)

ITEM 2. LINE ITEM TRANSFERS:

- A. J.P. Pct. #5, Pl. 1 - \$12.50
- B. Constable Pct. #2 - \$106.00
- C. Pct. #3 - Paved/unpaved - \$40.00
- D. Pct. #3 - Landfill - \$200.00
- E. Constable Pct. #5 - \$750.00
- F. Juvenile Probation - \$1,360.00
- G. Task Force - \$1,896.50
- H. Health Department - Adm. - \$100.00

(See Exhibit C)

ITEM 3. RIGHT OF WAY - PERMITS:

- A. Pct. #1:
 - 1. North Alamo Water Supply - Mile 9 N & 1 E
 - 2. North Alamo Water Supply - FM 495 & Billman Rd.
- B. Pct. #2:
 - 1. North Alamo Water Supply - north of Sioux Rd. on Cesar Chavez
- A. Pct. #3:
 - 1. GAP Marketing Co. - 2 miles north of Sullivan City
 - 2. Southwestern Bell Telephone - Inspiration Rd. south of Hwy. 83
 - 3. Southwestern Bell Telephone - Moorefield Rd. north of 5 Mile line
- C. Pct. #4:
 - 1. North Alamo Water Supply - Pinkston & Terry Rd.

(See Exhibit D)

ITEM 4. URBAN COUNTY:

A. HOME "First-time Homebuyer Contract Agreement" and Letter of Commitment to Mortgage Company (3 families)
(See Exhibit E)

ITEM 5. PURCHASING DEPARTMENT:

A. 206th District Court - Requesting approval of maintenance agreement for typewriter with Jones & Cook effective 2/20/99 to 2/19/00
(See Exhibit F)

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

MOTION CARRIED.

REGULAR AGENDA

ITEM 4. OPEN FORUM

Commissioner Rosel announced that Mr. George Snodgrass had signed up for the Open Forum. Mr. Snodgrass approached the podium to thank and congratulate the Commissioners' Court for changing the site location for the proposed Adult Detention Facility.

NO ACTION.

ITEM 5. APPROVAL OF PROCLAMATION PROCLAIMING THE MONTH OF APRIL

**AS "CHILD ABUSE AWARENESS AND PREVENTION" MONTH
- SOILA
GARCIA - C.A.S.A.**

A motion was made by Commissioner Palacios and seconded by Commissioner Garza to approve a proclamation declaring the month of April as "Child Abuse Awareness and Prevention" Month.

MOTION CARRIED.
(See Exhibit G)

ITEM 6. 206TH DISTRICT COURT:

A. Budget Amendment - \$ 1,955.00

A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve a budget amendment in the amount of \$1,955.00 for the 206th District Court for court reporter software.

MOTION CARRIED.
(See Exhibit H)

ITEM 7. HEALTH DEPARTMENT:

- A. Authorization to accept and approve the Texas Department of Health Insurance Program Service Grant (CHIP) in the amount of \$ 46,616.00 for the period of 02/01/99 to 08/31/99
- B. Request the approval to appropriate the TDH Children's Health Insurance Program Grant Budget in the amount of \$ 46,616.00
- C. Appropriate acct. # 9-150-441-840

7/A

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to accept and approve the Texas Department of Health Insurance Program Service Grant (CHIP) in the amount of \$46,616.00 for the period of February 1, 1999 through August 31, 1999.

MOTION CARRIED.
(See Exhibit I)

7/B

A motion was made by Commissioner Garza and seconded by Commissioner Handy to authorize the appropriation of the Texas Department of Health Children's Health Insurance Program Grant Budget in the amount of \$46,616.00.

MOTION CARRIED.

(See Exhibit I)

7/C

Mike Keenan, County Health Director, indicated that no action would be required on this item at this time.

NO ACTION.
(See Exhibit I)

ITEM 8. HEAD START:

- A. Requesting approval to submit the Cost of Living Application (COLA) to the Department of Health and Human Services Regional Office in Dallas, TX
- B. Requesting authority to advertise for RFQ for Health Provider Services for the Head Start Program for 1999-2000
- C. Requesting exemption from competitive bidding requirements for professional services for children with special needs:
 - 1. Loe-Del Inc., of Corpus Christi
 - 2. Speech Pathology Services, Inc.
 - 3. U.T.P.A. - Speech Program
 - 4. Easter Seals - Rio Grande Valley
 - 5. Aptus Health Care
 - 6. Quality Therapy Services, Inc.
 - 7. The Rehabilitation Institute of McAllen North
 - 8. Christopher Stewart, LPC
 - 9. Daniel Gutierrez, MD
 - 10. S.T.C.C. - O.T. Program
 - 11. Therapy To Go, Inc.
- D. Requesting approval of the following contracts for professional services for children with special needs:
 - 1. Loe-Del Inc., of Corpus Christi
 - 2. Speech Pathology Services, Inc.
 - 3. U.T.P.A. - Speech Program
 - 4. Easter Seals - Rio Grande Valley
 - 5. Aptus Health Care
 - 6. The Rehabilitation Institute of McAllen North
 - 7. Quality Therapy Services, Inc.
 - 8. Christopher Stewart, LPC

9. Daniel Gutierrez, MD
10. S.T.C.C. - O.T. Program
11. Therapy To Go, Inc.

8/A

A motion was made by Commissioner Palacios and seconded by Commissioner Garza to authorize the submittal of a Cost of Living Application (COLA) to the Department of Health and Human Services Regional Office in Dallas, TX in the amount of approximately \$500,000.00.

MOTION CARRIED.
(See Exhibit J)

8/B

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to authorize the advertising for RFQs for health provider services for the Head Start Program for the year 1999-2000.

MOTION CARRIED.
(See Exhibit J)

8/C

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the exemption from the competitive bidding requirements under professional services for children with special needs for all those listed with the exception of 8/C/3 and 8/C/10.

MOTION CARRIED.
(See Exhibit J)

8/D

A motion was made by Commissioner Palacios and seconded by Commissioner Rosel to approve the contracts for professional services for children with special needs for all those listed.

MOTION CARRIED.
(See Exhibit J)

ITEM 9. SHERIFF DEPARTMENT:

- A. Approval to appropriate monies received from federal forfeiture awards

A motion was made by Commissioner Garza and seconded by Commissioner Handy to authorize the appropriation of monies received from federal forfeiture awards in the amount of \$15,204.69.

MOTION CARRIED.
(See Exhibit K)

ITEM 10. PCT. #1:

- A. Requesting approval to dedicate a road, known as "Ramo de Flores Road" as per description attached
- B. Approval to name road "Ramo de Flores Road"

Commissioner Handy reported that no action would be required on any of these items at this time.

NO ACTION.
(See Exhibit L)

ITEM 11. URBAN COUNTY:

- A. Approval of Program Amendments - The City of Palmview Year 11 (1998)
- B. Approval of Budget and Program Amendment - FY 1998 County Wide
- C. Approval of Budget and Program Amendment - FY 1998 City of Palmhurst
- D. Approval of a Program amendment for the City of San Juan - Urban County Program - Year 11 (1998)
- E. Approval of a Professional Service Contract with CEC Consulting Engineers - City of Alamo - Street Improvements - Urban County Year 9 (1996)
- F. Approval of a Construction Contract with Mission Paving Inc. for Street Improvements - City of Palmview - Urban County Year 9 (1996), Year 10 (1997) and Year 11 (1998)

G. Cancel/Approval Professional Service Contract with CEC
Consulting Engineers - City of Alamo - Flood Drain Improvements
- Urban County Year 10 (1997)

11/A

The City of Palmview was requesting approval of a budget amendment under UCP Year 11. The amendment is to decrease the General Administration line item by \$3,048.11 and to increase the Street Improvement line item by the same amount. A motion was made by Commissioner Garza and seconded by Commissioner Palacios to approve.

MOTION CARRIED.
(See Exhibit M)

11/B

Anthony Covacevich, Urban County Director, came before the Court requesting approval of a budget amendment under the County Wide UCP Year 11 budget. The amendment was to delete the Public Services line item and the Senior Services (AAA) line item and increase the Rehab/Single-unit Residential (Col. Match 717095) by \$27,230.18 and the General Administration line item by \$14,158.82. A motion was made by Commissioner Palacios and seconded by Commissioners Garza and Handy to approve.

MOTION CARRIED.
(See Exhibit M)

11/C

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

NO ACTION.
(See Exhibit M)

11/D

The City of San Juan was requesting approval of a amendment under their UCP Year 11. The amendment is to add improvements to Mayfield Park under their Parks/Recreational Facilities and to delete Alta Street from their Street Improvements. A motion was made by Commissioner Palacios and seconded by Commissioner Garza to approve.

MOTION CARRIED.
(See Exhibit M)

11/E

The City of Alamo was requesting approval of a professional service contract with CEC Consulting Engineers in the amount of \$5,500.00. A motion was made by Commissioner Palacios and seconded by Commissioner Garza to approve.

MOTION CARRIED.
(See Exhibit M)

11/F

The City of Palmview is requesting approval of a construction contract with Mission Paving Inc. in the amount of \$369,068.25. This contract will be paid out of Years 9, 10 and 11. A motion was made by Commissioner Palacios and seconded by Commissioner Garza to approve.

MOTION CARRIED.
(See Exhibit M)

11/G

The City of Alamo is requesting approval of a professional services contract with CEC Consulting Engineers in the amount of \$16,000.00. A motion was made by Commissioner Palacios and seconded by Commissioner Handy to approve.

MOTION CARRIED.
(See Exhibit M)

ITEM 12. OFFICE OF EMPLOYMENT & TRAINING:

- A. Discussion and possible action to approve a Request for Proposals to provide training in Heavy Machinery Operation & Maintenance/Repair
- B. Discussion and possible action to approve a Request for Proposals to provide education services under Section 123 of the Job Training Partnership Act

- C. Discussion and possible action to approve the Modification to the JTPA Title IIB Summer Youth Employment & Training Program Plan
- D. Discussion and possible action to approve five (5) nominations for the Private Industry Council vacancies
- E. Notice of De-obligations for the following:
 - 1. Contract No. 15974 Job Training Partnership Act (JTPA) Governor's Reserve Dislocated Worker funds in the amount of \$ 500,000; and
 - 2. Contract No. 89224 Program Year 1998 JTPA Section 123 funds in the amount of \$ 250,000.

12/A

After some discussion, a motion was made by Commissioner Handy and seconded by Commissioner Garza to approve a Request for Proposals (RFP) to provide training in heavy machinery operation, maintenance and repair.

MOTION CARRIED.

(See Exhibit N)

12/B

A motion was made by Commissioner Handy and seconded by Commissioner Palacios to approve a Request for Proposals (RFP) to provide education services under Section 123 of the Job Training Partnership Act.

MOTION CARRIED.

(See Exhibit N)

12/C

Richard Dickinson, OET Director, came before the Court and indicated that he was requesting approval of the modification to the JTPA Title IIB Summer Youth Employment and Training Program Plan. The modification is an increase in the amount of \$1,271,318.00. A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve.

MOTION CARRIED.

(See Exhibit N)

12/D

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to nominate Israel Gonzalez and Kathryn M. Lang under Education; Toribio Palacios, Noe Maldonado, Gen Long and Cris S. Vela under the Private Sector to the Private Industry Council.

MOTION CARRIED.
(See Exhibit N)

12/E

After some discussion, a motion was made by Commissioner Palacios and seconded by Commissioner Handy to authorize the de-obligation of Contract No. 15974 Job Training Partnership Act (JTPA) Governor's Reserve Dislocated Worker funds in the amount of \$500,000.00 and Contract No. 89224 Program Year 1998 JTPA Section 123 funds in the amount of \$250,000.00.

MOTION CARRIED.
(See Exhibit N)

ITEM 13. PURCHASING DEPARTMENT

A. HIDALGO COUNTY :

1. Discussion and possible action as to bid award for "Vending Machine Services."
2. Requesting approval of contract for "Vending Machine Services."

B. HIDALGO COUNTY PRECINCT NO. 3 -

1. Recommending bid award for "Solid Waste Collection Services (excluding La Joya Pavilion)"
2. Recommending approval of contract for "Solid Waste Collection Services (excluding La Joya Pavilion)"
3. Requesting approval of Interlocal Agreement(s) between Hidalgo County and numerous City(ies) and School District(s) listed below:

- | | |
|----------------------|---------------------|
| 1). City of Sullivan | 8). City of Mission |
| 2). City of La Joya | 9). City of McAllen |

(westside)

- | | |
|-----------------------|--------------------|
| 3). City of Peñitas | 10). La Joya ISD |
| 4). City of Palmview | 11). Mission ISD |
| 5). City of Alton | 12). Sharyland ISD |
| 6). City of Palmhurst | 13). McAllen ISD |
| 7). City of Granjeno | 14). Edinburg ISD |
4. Requesting authority to advertise & approval of specifications as attached hereto for:
 1. "(1) one 1999 Heavy Duty dump truck with bed"
 2. "(1) one 1999 wheeled tractor backhoe/loader"
 3. "(1) one 1995 or newer compactor"
- C. HIDALGO COUNTY PRECINCT NO. 4 -
1. Requesting authority to advertise and approval of specifications as attached hereto for "One (1) 1994 or Newer Motorgrader."
 2. Requesting authority to advertise and approval of specifications as attached hereto for "One (1) 1994 or Newer Tractor Trailer."
- D. HIDALGO COUNTY HEALTH DEPARTMENT
1. Recommending bid award for "Medical Supplies, Medical Equipment, Repair & Maintenance" to multiple vendors
 2. Recommending approval of contract for "Medical Supplies, Medical Equipment, Repair & Maintenance" to multiple vendors
 3. Recommending award of bid for "Mosquito One ULV & Mosquito Larvacide - Hidalgo County Health Department" to sole bidder
 4. Recommending approval of contract for "Mosquito One ULV & Mosquito Larvacide - Hidalgo County Health Department" to sole bidder
- E. HIDALGO COUNTY
1. Requesting vehicles and various (miscellaneous) equipment be declared surplus
 - a. Hidalgo County Constable Precinct No. 4
 - b. Hidalgo County Buildings & Grounds
 - c. Hidalgo County District Attorney
 - d. Hidalgo County Tax Office
- F. HIDALGO COUNTY WIC PROGRAM
1. Requesting authority to advertise & approval of specifications as attached hereto for "Rental of Office Space in the City of Mercedes"

13/A

Martha Salazar, County Purchasing Director, indicated that they had received four bids for this service. She indicated that as per the soft drinks she would she had received two bids and they were both comparable. She indicated that she would allow the departments to pick and choose their own variety. As for the snacks, she was recommending that RGV Vending be awarded the bid. A discussion ensued with regards to the way that the specifications were worded. A motion was then made by Commissioner Garza and seconded by Commissioner Handy to authorize the rejection of all bids received for "Vending machine services".

MOTION CARRIED.

(See Exhibit O)

13/B/1

A motion was made by Commissioner Handy and seconded by Commissioner Garza to award the bid for "Solid Waste Collection Services for Precinct excluding the La Joya Pavilion" to the low bidder being BFI at a bid price at \$563.37 per month.

MOTION CARRIED.

(See Exhibit O).

13/B/2

A motion was made by Commissioner Handy and seconded by Commissioner Handy to approve a contract for "Solid Waste Collection Services for Precinct excluding the La Joya Pavilion with BFI.

MOTION CARRIED.

(See Exhibit O)

13/B/3

Mrs. Salazar indicated that this was for interlocal agreements for road repair and maintenance projects on an as needed basis. A motion was made by Commissioner Handy and seconded by Commissioner Palacios to approve the interlocal agreements between the County of Hidalgo Precinct Three and the cities and school districts as listed, contingent on the agreements meeting all legal requirements and budgetary constraints.

MOTION CARRIED.
(See Exhibit O)

13/B/4

A motion was made by Commissioner Garza and seconded by Commissioner Handy to authorize the advertising for bids for "One (1) 1999 Heavy Duty dump truck with bed", "One (1) 1999 wheeled tractor backhoe/ loader" and "One (1) 1995 or newer compactor" to be financed under the Public Property Finance Act.

MOTION CARRIED.
(See Exhibit O)

13/C

Mrs. Salazar informed the Court that these two items will also be financed through the Public Property Finance Act. under the Texas Local Government Code. Commissioner Rosel indicated that they have talked in the past with Mr. Cavazos in reference to seeing how this Court could maximize County funds used to purchasing heavy equipment utilizing funds other than Road & Bridge funds. The County Auditor is recommending that the Precincts do their own financing on an individual basis. After further discussion, a motion was made by Commissioner Handy and seconded by Commissioner Garza for authorize the advertising for binds for "One (1) 1994 or Newer Motorgrader" and "One (1) 1994 or Newer Tractor Trailer" for Precinct Four.

MOTION CARRIED.
(See Exhibit O)

13/D/1

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to award the bid for "Medical Supplies, Medical Equipment, Repair & maintenance" to International Medical Supply and Owens and Minor for the County Health Department, based on low bid.

MOTION CARRIED.
(See Exhibit O)

13/D/2

A motion was made by Commissioner Garza and seconded by

Commissioner Handy to approve a contract for the purchase of “Medical Supplies, Medical Equipment, Repair & maintenance” with International Medical Supply and Owens and Minor for the County Health Department.

MOTION CARRIED.
(See Exhibit O)

13/D/3

A motion was made by Commissioner Handy and seconded by Commissioner Garza to award the bid for “Mosquito One ULV & Mosquito Larvacide for the Hidalgo County Health Department” to the sole bidder being Public Health Equipment.

MOTION CARRIED.
(See Exhibit O)

13/D/4

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a contract for “Mosquito One ULV & Mosquito Larvacide for the Hidalgo County Health Department” with Public Health Equipment.

MOTION CARRIED.
(See Exhibit O)

13/E

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the declaration of various vehicles and miscellaneous equipment from various departments as surplus.

MOTION CARRIED.
(See Exhibit O)

13/F

A motion was made by Commissioner Handy and seconded by Commissioner Palacios to authorize the advertising for bids for “Rental of Office Space in the City of Mercedes” for the WIC Program.

MOTION CARRIED.
(See Exhibit O)

ITEM 14. COUNTY JUDGE:

- A. Direct County Auditor to pay option payments on Real Property Option Contracts

Commissioner Rosel indicated that he had sent a letter to the members of the Commission with regards to how he felt about this issue and he asked that they take it into consideration when acting on this item. Valde Guerra, Administrative Assistant to the County Judge, indicated that he had received a memo from the County Auditor indicating that no funds were appropriated for this payment. Commissioner Palacios recommended that no action be taken on this item at this time.

MOTION CARRIED.
(See Exhibit P)

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

MOTION CARRIED.

DRAINAGE DISTRICT

The Honorable Juan Rosel, County Commissioner for Precinct Three, 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 - CITY OF EDINBURG
(See Exhibit Q)

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

MOTION CARRIED.

REGULAR AGENDA

ITEM 1. AUTHORIZATION TO ADVERTISE FOR TWO (2) 1999 2 WD REGULAR CAB, CHASSIS CAB

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the advertising for bids for two 1999 two-wheel drive regular cab pick-ups.

MOTION CARRIED.
(See Exhibit R)

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

MOTION CARRIED.
(See Exhibit)

**There being no further business to come before
said**

**Court, the meetings of the Commissioners' Court and the
Drainage**

District #1 Board are hereby adjourned.

**JOSE ELOY PULIDO _____ ABSENT _____
COUNTY JUDGE**

SYLVIA HANDY _____
COUNTY COMMISSIONER, PRECINCT 1

HECTOR PALACIOS _____
COUNTY COMMISSIONER, PCT. 2

JUAN ROSEL _____
COUNTY COMMISSIONER, PCT. 3

OSCAR L. GARZA, JR. _____
COUNTY COMMISSIONER, PCT. 4

Dated this the 1st day of November, 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 30th day of November, 2000.