

COUNTY OF HIDALGO COMMISSIONERS' COURT

BE IT REMEMBERED that on the 27th 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, PRECINCT 2**

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

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

and where the following proceedings were had to-wit:

COMMISSIONERS' COURT

REGULAR AGENDA

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

ITEM 1. ROLL CALL

The County Judge announced that there was a quorum present with all members present, except for Commissioner Garza, who was absent.

NO ACTION.

ITEM 2. PLEDGE OF ALLEGIANCE

The County Judge asked Gary Rodriguez to lead the Court in the Pledge of Allegiance.

NO ACTION.

ITEM 3. PRAYER

Mr. Gary Rodriguez also gave the invocation.

NO ACTION.

ITEM 4. OPEN FORUM

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

NO ACTION.

CONSENT AGENDA

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

ITEM 2. LINE ITEM TRANSFERS:

- A. Adult Probation - Restitution Center - \$4,900.00
- B. Adult Probation - Supervision - \$8,000.00
- C. Adult Probation - Gen. Fund - - \$450.00
- D. County Treasurer - \$333.34
- E. Sheriff - Task Force Grant - \$4,257.00
- F. Sheriff - U.S. Dept. of Justice - \$4,000.00
- G. Sheriff - L.E.O.S.E. - \$10,500.00
- H. 206th District Court - \$7,103.75
- I. Pct. #1 - Parks - \$415.00
- J. Pct. #1 - Paved/unpaved - \$90,000.00
- K. Veterans Service (2) - \$2,000.00 & No Action on the \$200.00 request
- L. Pct. #3 - Paved/unpaved - \$100.00
- M. Library System - No Action
- N. Health Department - Sanitation - \$500.00
- O. WIC - \$31,500.00
- P. HIDTA - Task Force - \$38,037.00
- Q. Juvenile Probation - \$700.00
- R. Human Services - \$1,608.00
- S. County Clerk - \$1,108.22
- T. County Clerk - Rec. Mgmt. - \$1,364.42
- U. County Extension Service - \$1,000.00
- V. County Judge - \$10,000.00

(See Exhibit A)

ITEM 3. COUNTY TREASURER:

- A. Quarterly Investment Report for period ended March 31, 1999

(See Exhibit B)

ITEM 4. URBAN COUNTY:

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

(See Exhibit C)

ITEM 5. PLANNING DEPARTMENT:

- A. Final Plat Approval:
 - 1. Krystal Subdivision - Pct. #1
 - 2. La Joya ISD Elementary School Subdivision - Pct. #3
 - 3. Rincon De Encinos Subdivision No. 4 - Pct. #4
- B. Final Plat Approval with Escrow Agreement:
 - 1. El Retiro Subdivision - Pct. #1

C. Final Plat Approval with Letter of Credit

1. Chris Estates - Pct. #4

(See Exhibit D)

ITEM 6. RIGHT OF WAY - PERMITS:

- A. Pct. #1 - North Alamo Water Supply - Mi. 9N. & Mi. 2W
- B. Pct. #1 - North Alamo Water Supply - Mi. 22N. & Filegonia
- C. Pct. #2 - North Alamo Water Supply
- D. Pct. #2 - Military Highway Water Supply Corp.
- E. Pct. #3 - Southwestern Bell Telephone
- F. Pct. #4 - Southwestern Bell Telephone
- G. Pct. #4 - City of Edinburg

(See Exhibit E)

ITEM 7. TAX OFFICE:

A. Tax Refund:

1. GE Capital Mortgage Service - \$ 3,318.55
2. Moises Castillo - Colonial Mortgage - \$ 1,336.79

(See Exhibit F)

The County Judge introduced the Consent Agenda and asked if there were any questions and/or comments. Manuel Cavazos, the County Auditor indicated that he was recommending that items 2/K and 2/M be pulled from the Consent Agenda. A motion was made by Commissioner Palacios and seconded by Commissioner Handy to approve the Consent Agenda with the changes.

MOTION CARRIED.

REGULAR AGENDA

ITEM 2. LINE ITEM TRANSFERS (FROM THE CONSENT AGENDA)

- K. Veterans Service - \$200.00
- M. Library System - \$17,425.00

2/K

Mr. Chris Escamilla, Veterans Service Officer, was requesting that no action be taken on the \$200.00 line item transfer. The County Judge indicated that a correction was being recommended on the \$2,000.00 line item transfer. The change was that it be done from Acct. #9-010-444-600.86 instead of from Acct. #9-010-444-600.94. A motion was made by Commissioner Palacios and seconded by Commissioner Handy to approve.

MOTION CARRIED.

(See Exhibit A)

2/M

The County Judge reported that no action would be taken on this item as per the County Auditor.

NO ACTION.

(See Exhibit A)

ITEM 5. APPROVAL OF PROCLAMATION DECLARING THE MONTH OF MAY 1999 AS "NATIONAL YOUTH ALCOHOL AWARENESS MONTH"

After a reading of the proclamation by Mr. Gary Rodriguez, no action was taken on this item at this time.

NO ACTION.

(See Exhibit G)

ITEM 6. HEAD START:

- A. Requesting approval to submit the Carry Over Expansion Application to the Department of Health and Human Services Regional Office in Dallas, Texas
- B. Requesting approval of the 1999-2000 School Calendar
- C. Requesting approval to advertise for RFQ (Request for Qualifications) for:
 - Registered Dietitian to Act as Nutrition Consultant
 - Mental Health Consultants to provide Psychological Services
 - Special Services Consultants to provide Special Services
- D. Requesting approval of Agreement with the City of Edinburg, Boys and Girls Club of Edinburg, Inc.

6/A

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the submittal of the Carry Over Expansion Application to the Department of Health and Human Services Regional Office in Dallas. The amount to be carried over was approximately \$824,000.00.

MOTION CARRIED.

(See Exhibit H)

6/B

The County Judge informed the Court that no action would be required on this item at this time.

NO ACTION.
(See Exhibit H)

6/C

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the advertising for RFQs for a registered dietitian to act as Nutrition Consultant; Mental Health Consultants to provide psychological services and Special Services Consultants to provide special services for the Head Start Program.

MOTION CARRIED.
(See Exhibit H)

6/D

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve a lease agreement between the Hidalgo Head Start Program, the City of Edinburg and the Boys and Girls Club of Edinburg.

MOTION CARRIED.
(See Exhibit H)

ITEM 7. D.P.S. - HIGHWAY PATROL:

- A. Approval to create two (2) new positions: one (1) data entry operator and one (1) data entry supervisor
- B. Approval of budget amendment
- C. Set Salary

7/A

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the creation of one data entry operator and one data entry supervisor for the Department of Public Safety.

MOTION CARRIED.
(See Exhibit I)

7/B

After some discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve a budget amendment in the amount of \$53,849.00, for the Department of Public Safety for the two new positions.

MOTION CARRIED.
(See Exhibit I)

7/C

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to set the salaries for the data entry clerk at \$18,500.00 and for the data entry supervisor at \$24,000.00.

MOTION CARRIED.
(See Exhibit I)

ITEM 8. TAX OFFICE:

- A. Request for eight (8) additional employees and one (1) RTS work-station for the Motor Vehicle Department
- B. Approval of line-item transfer in the amount of \$ 78,000.00 for the eight (8) additional employees and one (1) RTS work-station for the Motor Vehicle Department
- C. Set Salaries
- D. Discussion of Mobile Home Re-Appraisals

8/A

Armando Barrera, County Tax Assessor/Collector, came before the Court requesting authorization to create eight additional employees and the purchase of one RTS workstation for the Motor Vehicle Department. He added that he had the funds for this request within his budget. A motion was made by Commissioner Rosel and seconded by Commissioner Palacios to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

8/B

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios to approve a line item transfer in the amount of \$78,000.00 for the Tax Assessor/Collector for eight additional positions and one RTS workstation.

MOTION CARRIED.
(See Exhibit J)

8/C

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios to set the salaries for the new positions at \$7.50/hour.

MOTION CARRIED.

(See Exhibit J)

8/D

Mr. Barrera then proceeded with a report on the re-appraisals on mobile homes. He then introduced Mr. Daniel Boone, chief appraiser and Alonzo Vega, assistant chief appraiser who gave a presentation. This was followed by discussion on who was affected by this re-appraisal and what effect it was having on the mobile home business and the winter Texans. After this discussion, no action was taken on this item.

NO ACTION.

(See Exhibit J)

ITEM 9. JUVENILE PROBATION:

- A. Approval of Resolution to participate in the Criminal Justice Division Juvenile Justice Accountability Project for a Juvenile Master Court in Hidalgo County
- B. Approval of budget amendment in the amount of \$25,600.00 acct. #9-010-423-610.49

9/A

Israel "Buddy" Silva, Juvenile Probation Director, came before the Court requesting approval of a resolution to allow the County to participate in the Criminal Justice Division Juvenile Justice Accountability Project for a Juvenile Master Court in Hidalgo County. He added that the total grant amount to the County is \$175,698.00 with the State's portion being \$105,419.00 and it did require a match of \$70,279.00 from the County. A discussion ensued with comments from the County Judge as to the Commissioners' Court possibly retaining some kind of control over this Court, as in the Impact Court. Judge Pulido's reason for this was that as per the resolution, it would be the County who would be liable in case any thing ever went wrong, as far as mistreatment of the youth or the mismanagement of the funds. After further discussion, a motion was made by Commissioner Palacios and seconded by Commissioner Handy to approve.

MOTION CARRIED.

(See Exhibit K)

9/B

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios to approve a budget amendment in the amount of \$25,600.00 for travel for the Juvenile Probation Department.

MOTION CARRIED.

(See Exhibit K)

ITEM 10. SHERIFF DEPARTMENT:

- A. Requesting approval enter into a cooperative Agreement for Community Service between Texas Department of Criminal Justice and the Hidalgo County Sheriff's Office
- B. Approval of budget amendment in the amount of \$2,140.95 acct. #9-010-423-100.95

10/A

Lt. Oscar Montoya came before the Court requesting authorization to enter into a cooperative agreement for Community service between the Texas Department of Criminal Justice and the Hidalgo County Sheriff's Office. Under this contract the Texas Department of Criminal Justice would provide the manpower and the Hidalgo County Sheriff's Office would provide the transportation to and from the work-site. He then went on to briefly explain the need for this agreement. Steve Crain, the County legal counsel, informed the Court that if this agreement is approved then the County should notify their insurance about the transporting of prisoners to clean up alleyways and such. After some discussion, the County Judge indicated that he was not in favor of this agreement unless the County would be held harmless in the event that an injury due to an auto accident or should one of the prisoners escape, during the detail, and harm someone else, because the County provided the transportation. After further discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve the agreement as presented. The discussion continued with Commissioner Palacios saying that maybe no action should be taken on this item and Commissioner Rosel withdrew his motion. Commissioner Handy followed suit and withdrew her second and the Court requested that further review of this issue be done.

NO ACTION.

(See Exhibit L)

10/B

This next request was for a budget amendment in the amount of \$25,000.00 to purchase a dryer for the inmates. After some discussion no action was taken on this item at this time.

NO ACTION.

(See Exhibit L)

ITEM 11. URBAN COUNTY:

- A. Public Hearing concerning the 1999 Consolidated Plan Strategy and One Year Action Plan - Urban County Program Year 12
- B. Approval to amend contract to correct name from Habitat for Humanity - La Frontera Initiative to Habitat for Humanity-Exodus, Inc.
- C. Approval of the Construction Contract for street improvements - Hidalgo County Pct. #4 - Urban County Year 11 (1998)
- D. Approval of the Construction Contract with Delta Caliche, Inc. - Clearance & Demolition - City of Elsa - Urban County Year 11 (1998)
- E. Approval of Awarding the Construction Contract to Engineering Graphics and Construction - City of La Villa - Neighborhood Facilities - Urban County Year 11 (1998)
- F. Approval of the Professional Service Agreement with Flores Engineering, Inc. - City of Peñitas - Parks and Recreational Facilities - Urban County Year 10 (1997)
- G. Approval of the Professional Service Agreement with Rike, Ogden, Figueroa, Dickson, Wells Architects, Inc. - City of Edcouch - Parks and Recreational Facilities - Urban County Year 8 (1995)

11/A

Anthony Covacevich, Urban County Director, came before the Court requesting a public hearing concerning the 1999 Consolidated Plan Strategy and One Year Action Plan for the Urban County Program Year 12. He then proceeded to give some specifics of the Year 12 plan. The County Judge then called the public hearing open and asked if anyone had any questions and/or comments. Juanita Cox, from the United Farm workers came forward and gave some positive comments on the Program. There being no more comments, the public hearing was closed.

NO ACTION.
(See Exhibit M)

11/B

Mr. Covacevich stated that the next request was for a correction on the name in the La Frontera Initiative. The correction was to amend the name from Habitat for Humanity to Habitat for Humanity-Exodus, Inc. A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit M)

11/C

Precinct Four was requesting approval of a construction contract for street improvements under UCP Year 11. The contract is with Mission Paving

Company in the amount of \$14,980.00. A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve.

MOTION CARRIED.
(See Exhibit M)

11/D

The City of Elsa was requesting approval of a construction contract with Delta Caliche, Inc. for clearance and demolition. The amount of the contract is \$9,500.00. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve.

MOTION CARRIED.
(See Exhibit M)

11/E

The City of La Villa was requesting awarding of a construction contract to Engineering Graphics and Construction in the amount of \$224,437.83. This is for the Phase One of the Youth Center facility. Engineering Graphics and Construction was the lowest of five bidders. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve.

MOTION CARRIED.
(See Exhibit M)

11/F

The City of Peñitas was requesting approve of a professional service agreement with Flores Engineering, Inc. for Parks and Recreational facilities under Year 10. The amount of the contract is \$18,000.00. A motion was made by Commissioner Rose and seconded by Commissioner Handy to approve. After some discussion regarding this engineering firm, Commissioner Rosel withdrew his motion and indicated that he would discuss this issue with the City of Peñitas. Commissioner Handy followed suit and withdrew her second.

NO ACTION.
(See Exhibit M)

11/G

The City of Edcouch was requesting approval of a professional service agreement with Rike, Ogden, Figueroa, Dickson, Wells Architects, Inc. for a Parks and Recreation facility under Year 8. The amount of the contract is \$1,000.00 plus reimbursable expenses. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve.

MOTION CARRIED.
(See Exhibit M)

ITEM 12. PRESENTATION ON INFORMATION REFERRAL RESOURCE ASSISTANCE INC. - DOVE TRAINING CENTER FOR THE BLIND BY AGUIE PENA/RAUL REYES

Raul Reyes and Aguié Peña came before the Court to give a presentation on Information Referral Resource Assistance, Inc. Mr. Reyes was promoting the implementation and creation of the Dove Training Center for the Blind. He then proceeded to give some specifics as to how this program would assist the visually impaired citizens of the County. Ms. Peña informed the Court that they have gone to the Cities and asked for funding and with the exception of the City of Pharr they have been turned down. She was asking that this Court assist them in the funding of this center in order to continue and expand the services that they are trying to establish. Mrs. Peña was at this time asking that this Court establish a fund in the amount of \$150,000 per year for this program. After some discussion, no action was required on this item at this time.

NO ACTION.
(See Exhibit M)

ITEM 13. PRESENTATION BY JERRY DAVIS FROM VALLEY ENVIRONMENTAL GROUP REGARDING ENFORCEMENT OF RULES AND REGULATIONS OF THE ON-SITE WASTEWATER DISPOSAL PROGRAM

The County Judge indicated that since Mr. Jerry Davis was not present, that no action would be required on this item at this time.

NO ACTION.
(See Exhibit O)

ITEM 14. PRESENTATION BY EDWARD L. MOLITOR FROM THE METROPOLITAN PLANNING ORGANIZATION (MPO) REGARDING THE 20-YEAR TRANSPORTATION PLAN

Edward Molitor, Planning Director for the Metropolitan Planning Organization (MPO) came before the Court to present and discuss the 20-year transportation plan. He presented the 1994 plan and proceeded to give some

possible amendments in order to update this plan. After some discussion, no action was required on this item at this time.

NO ACTION.
(See Exhibit P)

ITEM 15. COUNTY CLERK:

A. Request approval of an additional mobile phone

The County Judge reported that no action was required on this item at this time as per the County Clerk.

NO ACTION.
(See Exhibit Q)

ITEM 16. PLANNING DEPARTMENT:

A. Preliminary Plat Approval:

1. Flamingo Village Subdivision - Pct. #1
2. Minnesota Country Estates - Pct. #3

Emilio Garcia, Chief Planner, came before the Court to request preliminary plat approval of Flamingo Village Subdivision in Precinct One and Minnesota Country Estates in Precinct Three. He reported that these subdivisions have been given preliminary approval by the Subdivision Advisory Board. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to give preliminary plat approval to the Flamingo Village Subdivision and Minnesota Country Estates.

MOTION CARRIED.
(See Exhibit R)

ITEM 17. PCT. #1:

- A. Request authorization to create a new position (Deputy Constable Pct. 5) for Pct. #1 Park Security
- B. Budget Amendment
- C. Set Salary
- D. Appointment to the Hidalgo County Housing Authority Board
- E. Appropriation of Pct. #1 Parks unreserved funds to Pct. #1 Parks acct. #9-210-452-210.14

17/A

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorization the creation of one new Deputy Constable position for Precinct Five.

MOTION CARRIED.

(See Exhibit S)

17/B

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve a budget amendment in the amount of \$14,635.96.

MOTION CARRIED.

(See Exhibit S)

17/C

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to set the salary at \$19,000.00 for the new deputy Constable position.

MOTION CARRIED.

(See Exhibit S)

17/D

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to re-appoint Juan Medina to the Hidalgo County Housing Authority Board.

MOTION CARRIED.

(See Exhibit S)

17/E

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorize the appropriation of Precinct One unreserved Park funds into Precinct One Parks account #9-210-452-210.14 in the amount of \$1,000.00.

MOTION CARRIED.

(See Exhibit S)

ITEM 18. PCT. #2:

A. Budget Amendment to appropriate unreserved fund balance

A motion was made by Commissioner Palacios and seconded by Commissioner Rosel to authorize a budget amendment to appropriate unreserved fund balance in the amount of \$134,567.40 for the Dicker Road project.

MOTION CARRIED.

(See Exhibit T)

ITEM 19. PCT. #3:

- A. Authorization to approve an Interlocal Agreement between Hidalgo County and La Joya ISD
- B. Nomination of members to create a committee that will study and select a jail site
- C. Selection and appointment of members to the committee that will study and select a jail site

19/A

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve an Interlocal agreement between the County of Hidalgo and La Joya ISD, contingent upon the amendment to the Interlocal agreement specifying that the County will provide equipment and labor only.

MOTION CARRIED.

(See Exhibit U)

19/B&C

Commissioner Rosel informed the Court that he was prepared to nominate an individual to the proposed committee to study and select a jail site. He recommended that no action be taken on it at this time, but that it is reconsidered within the next few weeks. After some discussion, no action was required on this item at this time.

NO ACTION.

(See Exhibit U)

ITEM 20. PCT. #4:

- A. Request authorization to accept cost-share funds from Los Tinacos Subdivision (located in Pct.#4)
- B. Request authorization to accept cost-share funds from Issac Subdivision (located in Pct. #4)

20/A

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the acceptance of cost share funds in the amount of \$1,900.00 from Los Tinacos Subdivision in Precinct Four.

MOTION CARRIED.
(See Exhibit V)

20/B

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to authorize the acceptance of cost share funds in the amount of \$10,500.00 from Issac Subdivision in Precinct Four.

MOTION CARRIED.
(See Exhibit V)

ITEM 21. COUNTY JUDGE:

- A. Authorization to direct County Auditor to process payments in settlement for Elma Sanchez, et. Al
- B. Approval of budget amendment - \$ 103,177.00
- C. Approval of action exercising cancellation clause under existing financial advisory contract
- D. Requesting exemption from competitive bidding requirements for professional services - financial advisory services, for Hidalgo County, Texas
- E. Authority to direct the Purchasing Agent to negotiate a professional services contract with Estrada Hinojosa Co. as Financial Advisor for Hidalgo County, Texas

21/A

Valde Guerra, Administrative Assistant to the County Judge, indicated that this was to finalize action that was taken by this Commissioners' Court on this case. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve.

MOTION CARRIED.
(See Exhibit W)

21/B

After some discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve a budget amendment in the amount of \$103,177.00 for the settlement of the Elma Sanchez, et al case.

MOTION CARRIED.

(See Exhibit W)

21/C

Mr. Guerra indicated that the next request was to exercise the cancellation clause under the existing financial advisory contract. Commissioner Rosel asked the reason behind this request and Judge Pulido indicated that they wanted to go out and search the market for another financial advisor. A motion was then made by Commissioner Handy and seconded by Judge Pulido to approve.

MOTION CARRIED. (Commissioner Rosel voted against the motion.)

(See Exhibit W)

21/D&E

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

NO ACTION.

(See Exhibit W)

ADD. 1 PURCHASING DEPARTMENT

C. Requesting authority to advertise an RFP for professional services of a Financial Advisor

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios to authorize the advertising for Requests for Qualifications (RFQs) for professional services for financial advisor.

MOTION CARRIED.

(See Exhibit Y)

ITEM 22. PURCHASING DEPARTMENT:

A. HIDALGO COUNTY –

1. Recommending bid award for “Type D Hot Mix Asphalt-Gravel” to low bidder.”
2. Recommending bid award for “Type D Hot Mix Asphalt-Limestone” to low bidder
3. Recommending approval of contract for “Type D Hot Mix Asphalt-Gravel & Limestone.”
4. Approval for Hidalgo County to terminate present contracts with ASO North America for: TPA Services for Hidalgo County’s Indigent Health Program under the Department of Human Services and Hidalgo County’s Run-off Claims Administration under the prior self-insured plan.
5. Discussion and possible action on status of TPA services for Hidalgo

- County Indigent Health Program under the Department of Human Services and run-off claims from Hidalgo County's former self-insured plan.
6. Recommending award of bid for "Hidalgo County Tires' Disposal Service" to low bidder.
 7. Recommending approval of contracts for "Hidalgo County Tires' Disposal Service" to low bidder.
- B. HIDALGO COUNTY PRECINCT NO. 1 –
1. Recommending award of bid for "One (1) 1994 or Newer Water Truck."
- C. HIDALGO COUNTY PRECINCT NO. 1 DELTA LAKE PARK –
1. Recommending award of bid for "Two (2) Containers Compactors."
- D. HIDALGO COUNTY PRECINCT NO. 3 –
1. Requesting authority to advertise & approval of specifications as attached hereto for "Culvert Pipe Installation."
- E. HIDALGO COUNTY PRECINCT NO. 4 –
1. Requesting authority to advertise and approval of specifications as attached hereto for "Culvert Pipe Installation."
- F. HIDALGO COUNTY CONSTABLES –
1. Requesting authority to advertise and approval of specifications as attached hereto for "Purchase of Program Vehicle-Hidalgo County Constables."
- G. HIDALGO COUNTY LIBRARY SYSTEM –
1. Recommending award of RFP for "Integrated Online Library Catalog & Circulation System" to Sirsi Corporation.
 2. Recommending approval of contract for "Integrated Online Library Catalog & Circulation System" to Sirsi Corporation.
- H. HIDALGO COUNTY SHERIFF'S DEPARTMENT –
1. Requesting authority to advertise and approval of specifications as attached hereto for "Tires."
- I. HIDALGO COUNTY VETERAN'S MEMORIAL –
1. Acceptance of affidavit from architect (TAG International, L.L.P.) that services and materials have been paid and receipt as of built plans.
 2. Approval of the final request for payment from TAG International L.L.P. F.K.A., Morales, Best, Hinojosa Architects on the Veterans Memorial Project.
 3. Approval of a budget amendment in the amount of \$893.70 to fund the final request for payment.
- J. HIDALGO COUNTY WIC PROGRAM –
1. Requesting authority to advertise and approval of specifications as attached hereto for "Floor Maintenance for 6 Locations."
 2. Requesting authority to advertise and approval of specifications as attached hereto for "Two (2) Double Wide Mobile Homes."

22/A/1

Martha Salazar, County Purchasing Director, informed the Court that she had received bids for "Type D Hot Mix Asphalt-Gravel". She was recommending that the bid be awarded to the low bidder being Valley Caliche at \$21.50 per ton. A motion was made by Commissioner Rosel and seconded by Commissioner Palacios to approve. After some discussion the motion and the second were withdrawn and the Purchasing Director was directed to research the distance from the pits to each Precinct.

NO ACTION.
(See Exhibit X)

22/A/2

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to award to sole bidder being Frontera Materials at \$25.50 per ton for the limestone hot mix.

MOTION CARRIED.
(See Exhibit X)

22/A/3

A motion was made by Commissioner Palacios and seconded by Commissioner Rosel to approve a contract between the County of Hidalgo and Frontera Materials for limestone hot mix.

MOTION CARRIED.
(See Exhibit X)

22/A/4

After a discussion, during which Steve Crain, County legal counsel indicated that he had been informed that the suspension order that had been placed on ASO was now a receivership by the State Department of Insurance. A motion was then made by Commissioner Rosel and seconded by Commissioner Palacios to terminate present contracts with ASO North America for: TPA Services for Hidalgo County's Indigent Health Program under the Department of Human Services and Hidalgo County's Run-off Claims Administration under the prior self-insured plan.

MOTION CARRIED.
(See Exhibit X)

22/A/5

Mrs. Salazar announced that this next request was for "discussion and possible action on the status of TPA services for Hidalgo County Indigent Health Program under the Department of Human Services and run-off claims from Hidalgo

County's former self-insured plan. She mentioned that they have not been able to find any firm or individual with the experience required to process the indigent health claims. Rudy de la Viña, Human Services Director, indicated that there might be a provider, Alice Sims, who may assist in this service until someone can be found. She did indicate that there appeared to be a problem, as per the County legal counsel. Steve Crain then proceeded to explain that this individual is an employee for ASO and the action that was taken by the State Board of Insurance may pose a problem with this individual's contract with not only the County, but also with ASO. He also proposed that this Court look at other Counties and how they are processing their claims. After further discussion, no action was taken on this item at this time.

NO ACTION.
(See Exhibit X)

22/A/6

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to award the bid for "Hidalgo County Tire Disposal Service" to Lone Star Recycling who is the low bidder.

MOTION CARRIED.
(See Exhibit X)

22/A/7

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve a contract with Lone Star Recycling for "Hidalgo County Tire Disposal Service".

MOTION CARRIED.
(See Exhibit X)

22/B

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to award the bid to Rush Truck Center for "One (1) 1994 or Newer Water Truck" for Precinct One, in the amount of \$46,205.00.

MOTION CARRIED.
(See Exhibit X)

22/C

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to award the bid for "Two (2) Container Compactors" to Galbreath Inc. in the amount of \$11,842.50 each for Precinct One Delta Lake Park.

MOTION CARRIED.

(See Exhibit X)

22/D&E

After some discussion, Mrs. Salazar indicated that no action would be required on the request to advertise for "Culvert Pipe Installation" for Precincts Three and Four.

MOTION CARRIED.

(See Exhibit X)

22/F

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorize the advertising for bids for the "Purchase of Program Vehicle, Hidalgo County Constables"

MOTION CARRIED.

(See Exhibit X)

22/G

Mrs. Salazar announced that no action would be required on the awarding of the RFP for "Integrated Online Library Catalog & Circulating System" for the Hidalgo County Library System.

NO ACTION.

(See Exhibit X)

22/H

A motion was made by Commissioner Handy and seconded by Judge Pulido to authorize the advertising for bids for "Tires" for the Hidalgo County Sheriff's Department.

MOTION CARRIED.

(See Exhibit X)

22/I

Mrs. Salazar reported that no action would be required on the item for the Hidalgo County Veterans' Memorial.

NO ACTION.

(See Exhibit X)

22/J/1

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios to authorize the advertising for bids for "Floor Maintenance for Six (6) Locations" for the Hidalgo County WIC Program.

MOTION CARRIED.

(See Exhibit X)

22/J/2

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorize the advertising for bids for "Two (2) Double Wide Mobile Homes" for the Hidalgo County WIC Program.

MOTION CARRIED.

(See Exhibit X)

ADD. 1. PURCHASING DEPARTMENT

- A. Discussion and action regarding potential contract with Texson Management Group Incorporated for Inmate Housing Services Including:
1. Possible exemption under TX. Local Gov't. Code 262.024(A)(2) for a 10 year contract subject to annual appropriations
 2. Rescission of RFP award for inmate housing services to Texson Management Group Incorporated and solicitation of a new RFP for up to a 10-year term subject to annual appropriations (and/or)
 3. Approval of a contract for a 2 year term with a 1 year option to renew
- B. Authorization to advertise for a fire sprinkler system for the administration building

Add. 1/A/1

Mrs. Salazar stated that this Court had previously award an RFP to Texson Management Group for the housing of inmates. She mentioned that they had submitted a contract for consideration and Texson indicated that they would require a commitment of ten years. She did say that the original RFP went out on a two-year term with a one-year option to renew. A discussion ensued with comments from Steve Crain, the County legal counsel, explaining the requirements for an exemption and he did not feel that this would require an exemption under the "public safety" clause, as this was more of a budgetary issue. After further discussion, no action was taken on this item at this time.

NO ACTION.

(See Exhibit Y)

Add.1/A/2

Mrs. Salazar indicated that no action would be required on this item at this time.

NO ACTION.
(See Exhibit Y)

Add.1/A/3

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve a contract with Texson Management Group, Inc. for the housing of inmates for a two-year term with a one-year option to renew.

MOTION CARRIED.
(See Exhibit Y)

Add. 1/B

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorize the advertising for bids for a fire sprinkler system for the Hidalgo County Administration Building.

MOTION CARRIED.
(See Exhibit Y)

ADD. 2. COUNTY JUDGE

- A. Approval of budget amendment
 - 1. Traffic Engineering - \$48,000.00
- B. Approval to direct TEDSI Infrastructure Group to review road logs as prepared by the Texas Department of Transportation under the Evergreen Contract

Add.2/A

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve a budget amendment in the amount of \$48,000.00 for traffic engineering.

MOTION CARRIED.

Add.2/B

After some discussion, a motion was made by Commissioner Handy and seconded by Commissioner Rosel to direct TEDSI Infrastructure Group to review road logs as prepared by the Texas Department of Transportation under the Evergreen Contract.

MOTION CARRIED.

ITEM 17. PCT. #1

C. Set Salary

Raul Lozano, Administrative Assistant to Precinct One, indicated that they had provided the wrong figure in the setting of the salary for the new deputy Constable position for Precinct One. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to rescind the action on the setting of salary at \$19,000.00.

MOTION CARRIED.

(See Exhibit S)

A motion was made by Commissioner Handy and seconded by Commissioner Palacios to set the salary for the new deputy Constable position at \$19,864.50.

MOTION CARRIED.

(See Exhibit S)

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

MOTION CARRIED.

DRAINAGE DISTRICT

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

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 Rosel and seconded by Commissioner Handy to approve.

MOTION CARRIED.

REGULAR AGENDA

ITEM 1. AUTHORIZATION AND TRANSFER OF \$ 100,000 TO BE USED AS MATCHING FUNDS WITH FUNDS PROVIDED BY EMPOWERMENT ZONE FOR MONTE ALTO PROJECT

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the transfer of \$100,000.00 to be used as matching funds with funds provided by the Empowerment Zone for the Monte Alto Project.

MOTION CARRIED.
(See Exhibit Z)

ITEM 2. AUTHORIZATION TO ENTER INTO INTERLOCAL AGREEMENT WITH THE CITY OF MERCEDES - DRAINAGE CROSSING AT DAWSON RD. AND CHAPMAN AVENUE - SALINAS & ASSOCIATES ENGINEERING

A motion was made by Commissioner Handy and seconded by Commissioners Palacios and Rosel to approve an Interlocal agreement between the Drainage District #1 and the City of Mercedes for the drainage crossing at Dawson Road and Chapman Avenue.

MOTION CARRIED.
(See Exhibit AA)

ITEM 3. AUTHORIZATION TO RESPONSE TO CORP. OF ENGINEERING – SOUTH MAIN DRAIN FLOODWAY PROJECT

Godfrey Garza, Drainage District Director, informed the Court that he had submitted a copy of a letter that he was requesting be submitted to the Corp of Engineers with regards to the South Main Drain Floodway Project. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve.

MOTION CARRIED.
(See Exhibit BB)

ITEM 4. AUTHORIZATION FOR EXEMPTION FROM BIDDING PROCESS - PROFESSIONAL SERVICES: (AS PER EACH BOARD OF DIRECTOR'S RECOMMENDATION)

- A. Quintanilla, Headley & Associates
- B. Sesin Engineering
- C. R. Gutierrez Engineering
- D. J.E. Saenz & Associates

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the exemption from the bidding process under professional services for Quintanilla, Headley & Associates and Sesin Engineering for Precinct One, R. Gutierrez Engineering for Precinct Two and J.E. Saenz & Associates for Precinct Four.

MOTION CARRIED.

ITEM 5. AUTHORIZATION TO ENTER INTO CONTRACT:

- A. Quintanilla, Headley & Associates - Monte Alto Drainage Improvement Project
- B. Sesin Engineering - Weslaco Lateral
- C. R. Gutierrez Engineering - FM 495 Outfall Improvement Project
- D. J.E. Saenz & Associates - FM 1925 Outfall Drainage Improvement

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve contracts between the Hidalgo County Drainage District #1 and Quintanilla, Headley & Associates for the Monte Alto Drainage Improvement Project; Sesin Engineering for the Weslaco Lateral; R. Gutierrez Engineering for the FM 495 Outfall Improvement Project and J.E. Saenz & Associates for the FM 1925 Outfall Drainage Improvement.

MOTION CARRIED.
(See Exhibit CC)

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

MOTION CARRIED.

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 _____
COUNTY JUDGE

SYLVIA HANDY _____
COUNTY COMMISSIONER, PRECINCT 1

HECTOR PALACIOS _____
COUNTY COMMISSIONER, PRECINCT 2

JUAN ROSEL _____
COUNTY COMMISSIONER, PRECINCT 3

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

Dated this the 15th 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 21st day of December, 1999.