

COUNTY OF HIDALGO COMMISSIONERS' COURT

BE IT REMEMBERED that on the 1st day of June, 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

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 called roll and announced that all members of this Commissioners' Court were present.

NO ACTION.

ITEM 2. PLEDGE OF ALLEGIANCE

ITEM 3. PRAYER

The County Judge asked that Godfrey Garza, Drainage District Director, lead the Court in reciting the Pledge of Allegiance and to also give the invocation.

NO ACTION.

ITEM 4. OPEN FORUM

The County Judge asked if anyone had signed up for the Open Forum and Maria Gonzalez approached the Court. Ms. Gonzalez made some comments on behalf of her request to waive the penalty and interest due on taxes to the County. She mentioned that the building on this property was a church and it had recently acquired exemption status. After further comments, no action was required.

NO ACTION.

CONSENT AGENDA

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

ITEM 2. LINE ITEM TRANSFER

A. D.P.S. - Highway Patrol - \$300.00

- B. Health Department – Program Income - \$2,000.00
- C. County Clerk - \$2,000.00
- D. County Clerk – Rec. Mgmt. - \$829.50
- E. Library System - \$3,000.00 & \$36,000.00
- F. Juvenile Probation (Gen. Fund) - \$2,525.00
- G. Juvenile Probation (State Funds) - \$1,000.00
- H. J.P. Pct. #2 Pl. 1 - \$100.00
- I. Sheriff Department - \$5,000.00
- J. Pct. #3 – Parks - \$1,000.00
- K. Pct. #3 – Adm. - \$1,000.00
- L. Pct. #3 – Landfill - \$8,200.00
- M. General Litigation - \$50,000.00

(See Exhibit A)

ITEM 3. RIGHT OF WAY – PERMITS

- A. Pct. #1 – North Alamo Water Supply
- B. Pct. #3 – Shell Western E & P Inc.
- C. Pct. #3 – Southwestern Bell Telephone
- D. Pct. #4 – Sharyland Water Supply
- E. Pct. #4 – North Alamo Water Supply
- F. Pct. #4 – Southwestern Bell Telephone

(See Exhibit B)

ITEM 4. COUNTY CLERK

- A. Approval of Official Minutes – January 05, 1999

ITEM 5. URBAN COUNTY

- A. HOME/Homeowner Occupied Housing Rehab Application (1 Family)

(See Exhibit C)

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

MOTION CARRIED.

REGULAR AGENDA

**ITEM 5. RESOLUTION FOR THE RIO GRANDE VALLEY DISTRICT
DENTAL SOCIETY – Dr. Joe Perales**

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

NO ACTION.
(See Exhibit D)

ITEM 6. TAX OFFICE

- A. Approval of Bond for Frank Smith Sales, Inc. for Issuance of License Renewal Stickers

A motion was made by Commissioner Palacios and seconded by Commissioner Garza to approve the bond for Frank Smith Sales, Inc. for the sale and issuance of license renewal stickers.

MOTION CARRIED.
(See Exhibit E)

ITEM 7. 93RD DISTRICT COURT

- A. Approval of budget amendment - \$1,300.00 – travel

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a budget amendment in the amount of \$1,300.00 for the 93rd District Court for travel.

MOTION CARRIED.
(See Exhibit F)

ITEM 8. VETERANS SERVICE

- A. Approval of Resolution in Support of a Veterans Affairs Texas Veterans Home in Hidalgo County

Chris Escamilla, Veterans Service Director, came before the Court requesting approval of a resolution in support of a Veterans Affairs Texas Veterans Home in Hidalgo County. During this presentation, Commissioner Palacios had a concern about the proposed location for this facility. He noted that the three proposed locations were all in the Edinburg area and also that there was no representation within the Veterans Advisory Board from the Precinct Two Area. This resulted in a lengthy discussion, during which Commissioner Handy also pointed out that there was no representation from Precinct One on this board either and how the land to build the facility would be acquired. Judge Pulido stated that he felt that this committee was as all-inclusive as possible and the proposed site was also adjacent to McAllen, on Hwy. 107 and 10th Street that was owned by the County, the City of Edinburg and the School District that would not cost the Veterans Land Board any

money. Commissioner Palacios responded that he was not questioning the construction of this type of facility or the members on the board, but he felt that there were qualified people who were capable and willing to serve on a committee, within the PSJA and City of Hidalgo areas whose input would also be valuable in this or any type of project within the County of Hidalgo. After further discussion, a motion was made by Commissioner Handy and seconded by Commissioner Palacios to approve the resolution in support of a Veterans Affairs Texas Veterans Home in Hidalgo County.

MOTION CARRIED.

(See Exhibit G)

ITEM 9. URBAN COUNTY

- A. Approval of a Professional Service Contract with Leo L. Rodriguez Jr. Engineering and Sesin Engineering for the Texas Department of Housing and Community Affairs (TCDP) – Colonia Construction Grant Project #718075
- B. Approval of Termination of a Personal Service Agreement Contract between Reyna & Associates and the City of Elsa
- C. Approval of Change Order No. 1 for Carter-Burgess – City of Elsa – Water & Sewer Improvements – Urban County Years 10 & 11 (1997/1998)
- D. Approval of an Amended Budget for the Alton Boys & Girls Club Sub recipient Agreement – City of Alton Year 11 (1998)
- E. Approval of a Basic Service Agreement with Flores Engineering Inc. – City of Peñitas – Planning – Urban County Year 11 (1998)
- F. Approval of Resolution authorizing the submission of a Grant Application to the 1999 Competition for Continuum of Care Homeless Assistance
- G. Approval to update Urban County Program Travel Policy Per Diem Rates
- H. Countywide – HOME Housing Rehabilitation Program – Construction Contract Award

9/A

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve a professional service contract with Leo L. Rodriguez, Jr. Engineering in the amount of \$34,447.32 for Colonia Sanchez Ranch and Sesin Engineering in the amount of \$29,711.50 for Linda Vista Estates under the Texas Department of Housing and Community Affairs Colonia Construction Grant Project #718075.

MOTION CARRIED.

(See Exhibit H)

9/B

Alan Kamasaki that the City of Elsa was requesting termination of a personal service agreement with Reyna & Associates due to failure to meet the obligation specified. After some discussion, the County Judge requested that no action be taken on this item at this time.

NO ACTION.
(See Exhibit H)

9/C

The City of Elsa is requesting approval of change order number one on a contract with Carter-Burgess for water & sewer improvements. The change order is for an increase of \$2,578.35. A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve.

MOTION CARRIED.
(See Exhibit H)

9/D

The City of Alton is requesting approve to amend the budget for the Alton Boys & Girls Club under a sub recipient agreement. The amendment is to move surplus monies from the City of Alton's UCP funds under the Fire Station/Equipment line item in the amount of \$4,520.72 into the Alton Boys & Girls Club budget. A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve.

MOTION CARRIED.
(See Exhibit H)

9/E

Mr. Kamasaki stated that no action would be required on this item at this time.

NO ACTION.
(See Exhibit H)

9/F

A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve a resolution authorizing the submission of a Grant Application to the 1999 Competition for Continuum of Care Homeless Assistance.

MOTION CARRIED.
(See Exhibit H)

9/G

A motion was made by Commissioner Garza and seconded by Commissioner Rosel to approve an update on the Urban County Travel Policy Per Diem Rates based on the federal government rates.

MOTION CARRIED.

(See Exhibit H)

9/H

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to award a construction contract under the HOME Housing Rehabilitation Program to Rolando's General Construction, who is the low bidder at \$14,800.00 for one dwelling unit.

MOTION CARRIED.

(See Exhibit H)

The County Judge then proceeded to recess the Commissioners' Court in order to attend a press conference with Congressman Ruben Hinojosa regarding the Census 2000. After about half an hour, Judge Pulido reconvened the Court and proceeded with the regular order of the agenda.

ITEM 10. REQUESTING WAIVER OF PENALTY & INTEREST ON TAXES DUE ON ACCT. #10450-00-192-0000-03 N. 208.7' - W 208.7 BLOCK 192, (1AC, 0.76 AC NET), LA BLANCA "B" SUBDIVISION, HIDALGO COUNTY, TEXAS - MARIA DEL ROSARIO GONZALEZ

Lucy Canales, delinquent tax attorney for the County, came before the Court requesting a waiver of penalty and interest on taxes due on account #10450-00-192-0000-03 in the amount of approximately \$1,755.20 owed to the County. She mentioned that she had spoken with Maria Del Rosario Gonzalez and informed her that she needed to apply for the exemption for 1989. Ms. Gonzalez's request at this time was to waive the penalty and interest, but this church did not meet the requirements for the waiver. Ms. Canales was at this time recommending that this request be denied. Commissioner Garza requested that a payment plan be made separate and apart from the other taxes due and Ms. Canales indicated that she would work with them in order to assist them in paying this debt.

NO ACTION.

(See Exhibit I)

ITEM 11. COUNTY AUDITOR

- A. Request to approve the contract between the Texas Department of Protective and Regulatory Service and Hidalgo County for the fiscal period of June 01, 1999 to August 31, 2000

A motion was made by Commissioner Garza and seconded by Commissioner Palacios to approve the contract between the Texas Department of Protective and Regulatory Service and Hidalgo County for the fiscal period of June 01, 1999 through August 31, 2000 in the amount of \$246,710.00 for the creation of a special foster care court.

MOTION CARRIED.
(See Exhibit J)

ITEM 12. DISTRICT ATTORNEY

- A. Approval to create twelve (12) temporary part-time positions
- B. Approval of budget amendment – D.A. Investigation Fund
- C. Approval to set hourly pay

12/A

A motion was made by Commissioner Palacios and seconded by Commissioners Handy and Garza to authorize the creation of twelve temporary part-time positions for the District Attorney's Office.

MOTION CARRIED.
(See Exhibit K)

12/B

A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve a budget amendment in the amount of \$30,301.78 to come from the District Attorney's Investigation Funds.

MOTION CARRIED.
(See Exhibit K)

12/C

A motion was made by Commissioner Palacios and seconded by Commissioner Rosel to set the hourly rate at \$5.15, with a maximum of 450 hours for the twelve temporary part-time positions for the District Attorney's Office.

MOTION CARRIED.
(See Exhibit K)

ITEM 13. RIGHT OF WAY

- A. Approval to acquire .97 of an acre of land for proposed roadway expansion (1/4 mile north of 4 Mile Line on Los Ebanos)

Godfrey Garza, Drainage District Director, was requesting no action on this item at this time.

NO ACTION.
(See Exhibit L)

ITEM 14. PCT. #1

- A. Appropriation of Capital Fund Un-appropriated funds to the Elsa Clinic Construction Fund Acct. #9-688-441-100-89
- B. Budget Amendment
- C. Appropriation of funds for the continuation of the Evergreen Contract with TEDSI Infrastructure Group
- D. Budget amendment

14/A

A motion was made by Commissioner Handy and seconded by Commissioner Rosel to authorize the appropriation of Capital Fund Un-appropriated funds in the amount of \$155,000.00 to the Elsa Clinic Construction Fund Acct. #9-688-441-100-89.

MOTION CARRIED.
(See Exhibit M)

14/B

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a budget amendment in the amount of \$155,000.00 for the Elsa Clinic Construction Fund.

MOTION CARRIED.
(See Exhibit M)

14/C

After a discussion regarding the need for this contract and how it has benefited the County, a motion was made by Commissioner Garza and seconded by Commissioner Handy to authorize the appropriation of funds in the amount of \$150,000.00 for the 1998 Evergreen contract with TEDSI Infrastructure Group.

MOTION CARRIED.
(See Exhibit M)

14/D

A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve a budget amendment in the amount of \$150,000.00 for the 1998 Evergreen contract with TEDSI Infrastructure Group for the traffic study.

MOTION CARRIED.
(See Exhibit M)

ITEM 15. PCT. #3

- A. Request authorization to upgrade and set salary for Slot 34 and 36, which are vacant (for parity purposes)
- B. Approval of budget amendment - \$2,000.00 for repair of A/C Unit
- C. Discussion and authorization to support Health Department to expand and remodel Health Clinic located on Breyfogle Road on Pct. #3 Area
- D. Approval to create two (2) Landfill Maintenance positions and set salaries
- E. Approval of budget amendment (Landfill – Gen Fund)

15/A

Commissioner Rosel was requesting authorization to upgrade and set the salaries for slots 34 and 36, which are Road Maintenance/Laborer positions, from \$13,001.79 to \$13,659.98 for parity purposes. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit N)

15/B

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a budget amendment in the amount of \$2,000.00 for repairs to an air conditioning unit at Precinct Three.

MOTION CARRIED.
(See Exhibit N)

15/C

Commissioner Rosel stated that he has met with the Health Department, the Mission Hospital, the WIC Program and other related departments and he would like to place some monies in the amount of \$700,000.00 for the Alton Clinic into a clinic located on Breyfogle Road in the Precinct Three area. He then made a motion, which was seconded by Commissioner Garza to

support the Health Department in the expansion and remodeling of a health clinic located on Breyfogle Road.

MOTION CARRIED.
(See Exhibit N)

15/D

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the creation of two landfill maintenance positions for Precinct Three and to set the salaries at \$13,500.00.

MOTION CARRIED.
(See Exhibit N)

15/E

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

NO ACTION.
(See Exhibit N)

**ITEM 19. PRESENTATION BY ALMA DE LA GARZA - OPTIONS, INC.
ACTIVITIES & TRAINING CENTER REQUESTING FUNDS**

Alma De La Garza came before the Court to make a presentation on a request for funds by Options, Inc. Activities and Training Center. She mentioned that this center was helping those individuals that were formerly involved in programs such as the Special Olympics. However, these programs only assisted individuals who were still in school and after they finished school there were no programs available. Ms. De La Garza continued by saying that she currently had eleven participants from throughout the County and she was in need of funding assistance for the purchase of a vehicles or vehicles to transport the participants. After her presentation, Commissioner Rosel pointed out that there may be some funds available within the Urban County Countywide Fund. After some discussion regarding ways that this Commissioners' Court could possible help, the County Judge requested that no action be taken in order to research this issue.

NO ACTION.
(See Exhibit O)

ITEM 17. COUNTY CLERK

A. Presentation by Collections Department

Juan D. Salinas, III, Hidalgo County Clerk, came before the Court to make a presentation on the implementation of a Collections Department. Commissioner Handy then explained the current process regarding the processing of criminal defendants with regards to the collection of fines and court costs. Comments were also made by County Court at Law Judge Fred Garza on the success of this type of program in other Counties. The County Judge noted that when he was County Clerk the Adult Probation had implemented a program where the only fee being collected were the supervisory fees and the defendants were being released from probation even though the court costs and fines and not been paid. He was hoping that this program would be more advantageous to the County because its main priority was the collection of court costs and fines. Mr. Salinas added that he would like to implement this program with the assistance of at least one Court and then gradually bring in the other Courts. After further comments, no action was required on this item at this time.

NO ACTION.
(See Exhibit P)

ITEM 18. PRESENTATION BY KENDLEWOOD GROUP (JOHN RICHARDS) REGARDING A WORK RELEASE/HALFWAY HOUSE/RESTITUTION CENTER

John Richards, from the Kendlewood Group, came before the Court to give a presentation regarding a work release program that included a halfway house and a restitution center. He added that this facility would be built with private funds and it would serve non-violent cases that would also alleviate some of the overcrowding at the current County jail. In his discussion, he stated that they were only requesting the support of this Court, in order to apply for some CEED funds. A discussion ensued on what the proper procedure for this type of facility or program would be and it was recommended that this entity meet with the Board of Judges and the municipalities on the zoning procedures. After further discussion, no action was required on this item at this time.

NO ACTION.
(See Exhibit Q)

ITEM 20. RISK MANAGEMENT

A. Approval of amended Order Banning Open Fires

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

NO ACTION.
(See Exhibit R)

ITEM 21. COUNTY JUDGE

- A. Approval of Resolution authorizing the City of Edinburg, County of Hidalgo and Edinburg Consolidated Independent School District Partnership in the renovation of Sam Houston Elementary
- B. Approval of Resolution regarding Water Conservation

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

NO ACTION.
(See Exhibit S)

ITEM 16. PURCHASING DEPARTMENT

A. HIDALGO COUNTY

- 1. Recommending award of bid for "Rental of Office Space" to low bidder
- 2. Requesting approval of lease for "Rental of Office Space"
- 3. Discussion and action on approval of proposed 90-day short term contract with Certus Healthcare, Inc.
- 4. Presentation by Mr. Jerald Edwards, Health Benefits Consultant of the following:
 - a.) Report of Meeting with Health Benefits Committee on 5-25-99
 - b.) Discussion and action on information forwarded to members of Court on direction and elements requested for inclusion in RFP requirements for health insurance plan
 - c.) Approval of budget amendment for health benefits consultant services of \$45,000.00 and appropriation of amendment to account 9-010-415-500-41

B. HIDALGO COUNTY PRECINCT NO. 1

- 1. Recommending award of bid for "Elsa Health Clinic" to low bidder
- 2. Approval of Standard AIA Document A101 contract between owner/contractor for Elsa Health Clinic Project

C. HIDALGO COUNTY PRECINCT NO. 3

- 1. Recommending Bid Award for "Culvert Pipe Installation" to low bidder
- 2. Requesting approval of contract for "Culvert Pipe Installation" to low bidder

3. Requesting authority to advertise & approval of specifications as attached hereto for "Paving Mile 2 Road"
- D. HIDALGO COUNTY PRECINCT NO. 4
1. Recommending Bid Award for "Culvert Pipe Installation" to low bidder
 2. Request approval of contract for "Culvert Pipe Installation" to low bidder
- E. HIDALGO COUNTY COMMUNITY SUPERVISION & CORRECTIONS
1. Recommending award of bid for construction of Restitution Center Building to low bidder
 2. Requesting approval of Change Order #1 (reducing construction cost by \$27,335.00 in order to match available funds)
 3. Approval of payment of \$18,423.11 to George Garcia, Architect for:
 - a.) Final payment for construction document phase
 - b.) Payment for bidding and negotiation phase
 - c.) Reimbursable expense
- F. HIDALGO COUNTY – Requesting vehicles and various (miscellaneous) equipment be declared surplus for:
1. Hidalgo County Precinct No. 2
 2. Hidalgo County Precinct No. 3
 3. Hidalgo County District Attorney
 4. Hidalgo County HIDTA Task Force
 5. Hidalgo County Library System
 6. Hidalgo County Sheriff's Department
 7. Hidalgo County Tax Office

16/A

Martha Salazar, the County Purchasing Director, indicated that this item had previously been brought before the Court for consideration. She stated that it entailed the use of a building previously used by the Community Service Agency for additional office space. A motion was made by Commissioner Palacios and seconded by Commissioner Garza to award the bid for the "Rental of Office Space" to Romeo Villarreal who is the low bidder at 34¢ per square foot.

MOTION CARRIED.
(See Exhibit T)

16/A/2

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a lease for the "Rental of Office Space" with Romeo Villarreal.

MOTION CARRIED.
(See Exhibit T)

16/A/3

Mrs. Salazar stated that the next item was for approval of a proposed ninety-day contract with Certus Healthcare, Inc. She then introduced Mr. Jerald Edwards who gave his recommendation on this item. He added that they had written their request for proposals for a change on July 1st. A discussion ensued regarding how much this extension would cost the County and Mrs. Salazar stated that they would only approve this as an option, in case no plan was in place by July 1st. Steve Crain, the County legal counsel, asked if this short-term contract would be shortened to allow for the implementation of a new plan within the ninety-day plan. After further discussion regarding the cost and benefit to the employees, a motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a ninety-day short-term contract with Certus Healthcare, Inc. as presented.

MOTION CARRIED.

(See Exhibit T)

16/A/4/a

Jerald Edwards then proceeded to give a report on the meeting with the Health Benefits Committee that was held on May 25th, 1999. He added that this committee was not happy with the service being provided by Certus and they would hope that this Court would move quickly in acquiring another health plan. He then proceeded to explain to the Court a handout that was sent to them regarding the different points to be considered on acquiring a health plan and the results of the committee. He then continued with an in-depth explanation of the results of the poll of the committee members the different types of plans that were available and how each would affect the employees. He did note that the County employees did not want an HMO of any kind in place, but he did recommend that the RFP be open for everyone for competition sake and then set up a workshop with the Court and the Health Benefits Committee in order to discuss the proposals. After further discussion, no action was taken on this item at this time.

NO ACTION.

(See Exhibit T)

16/A/4/b

A motion was made by Commissioner Palacios and seconded by Commissioner Garza to open the RFP to all interested parties and then rank according to plans.

MOTION CARRIED.

(See Exhibit T)

16/A/4/c

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to approve a budget amendment in the amount of \$45,000.00 for health benefits consultant services and also to appropriate said funds in account 9-010-415-500-41.

MOTION CARRIED.
(See Exhibit T)

16/B/1

A motion was made by Commissioner Handy and seconded by Commissioner Garza to award the bid for the Elsa Health Clinic for Precinct One to Rio Valley Construction at a base price of \$1,005,399.00.

MOTION CARRIED.
(See Exhibit T)

16/B/2

A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve a standard AIA Document A101 contract between the County of Hidalgo and Rio Valley Construction for the Elsa Health Clinic Project.

MOTION CARRIED.
(See Exhibit T)

16/E/1

A motion was made by Commissioner Handy and seconded by Commissioner Garza to award the bid for the construction of the Restitution Center Building to low bidder being American Contracting at a price of \$855,632.00.

MOTION CARRIED.
(See Exhibit T)

16/E/2

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve a change order number one on a bid award with American Contracting to reduce the bid by \$27,335.00 in order to match available funds.

MOTION CARRIED.
(See Exhibit T)

16/E/3

A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve a payment of \$18,423.11 to George Garcia Architect for the final payment for construction document phase; the bidding and negotiation phase and for reimbursable expenses.

MOTION CARRIED.
(See Exhibit T)

*****The Court then skipped to Item 22 and 23**

ITEM 22. CLOSED SESSION

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Section 551.071 and 551.072 to discuss the following:

- A. Real Estate Acquisition
- B. Sale Property

The County Commissioners went into Executive Session accompanied by Lucy Canales, delinquent tax attorney and Steve Crain, the County legal counsel.

NO ACTION.

ITEM 23. OPEN SESSION

- A. Real Estate Acquisition
- B. Sale Property

23/B

Lucy Canales stated that this item entailed the property described as the south 14.25 acres of Lot 54-3 and the north five acres of Lot 53-3 West Addition to Sharyland. She was recommended that this Commissioners' Court accept the bid subject to the 1997 taxes also being paid in full and also that the delinquent tax attorneys review the special deed with the environmental language in the deed. A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve the request as presented.

MOTION CARRIED.
(See Exhibit U)

The next item dealt with the property described as Lots 3 through 5 Block 1 North Hampton Subdivision, an Addition to the City of Mission. Ms. Canales' recommendation was to accept the bid subject to the 1997 taxes be paid in full, in

addition to the bid. A motion was made by Commissioner Palacios and seconded by Commissioner Handy to accept the recommendation of the delinquent tax attorney.

MOTION CARRIED.
(See Exhibit U)

23/A

Commissioner Rosel announced that no action would be required on this item at this time.

NO ACTION.
(See Exhibit U)

*****The Court continued with Item 16 – Purchasing Department**

16/C/1&2

Mrs. Salazar was recommending the awarding of bid for “Culvert Pipe Installation” for Precinct Three. She mentioned that they had received three bids and she was recommending that the bid be awarded to low bidder. Commissioner Rosel then mentioned that he did not remember this Court giving authority to advertise for culvert pipe installation. After a brief discussion regarding what fund this service should be paid from, Commissioner Palacios stated that he did not feel that this County should be paying out to provide this service. He recommended that maybe each precinct allot two employees to do nothing but install culvert pipes and have the funds in escrow allocated to the Precincts. After further discussion, no action was taken on this item at this time.

NO ACTION.
(See Exhibit T)

16/C/3

A motion was made by Commissioner Palacios and seconded by Commissioners Garza and Handy to authorize the advertising for bids for the “Paving of Mile 2 Road” in Precinct Three.

MOTION CARRIED.
(See Exhibit T)

16/D

Mrs. Salazar stated that due to prior discussions, no action was required on this item at this time.

NO ACTION.

(See Exhibit T)

16/F

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

MOTION CARRIED.
(See Exhibit T)

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

MOTION CARRIED.

DRAINAGE DISTRICT #1

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. COUNTY CLERK

A. Approval of Official Minutes - January 05, 1999

ITEM 3. LINE ITEM TRANSFER - \$2,000.00

(See Exhibit V)

ITEM 4. PERMIT - CITY OF EDINBURG

Commissioner Rosel introduced the Consent Agenda and asked if there were any questions and/or comments. They're being none; a motion was made by Commissioner Handy and seconded by Commissioner Garza to approve the Consent Agenda as presented.

MOTION CARRIED.

REGULAR AGENDA

ITEM 1. APPROVAL TO ADVERTISE FOR

- A. Two (2) new batwing rotary cutters
- B. Two (2) new tractors with cab
- C. One (1) new (4) wheel drive ½ ton pick-up

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the advertising for bids for two (2) new batwing rotary cutters, two (2) new tractors with cab and one (1) new (4) wheel drive ½ ton pick-up for the Hidalgo County Drainage District No. 1.

MOTION CARRIED.

(See Exhibit W)

ITEM 6. PURCHASING DEPARTMENT

- A. Hidalgo County Drainage District No. 1
 - 1. Requesting to reject all bids for “Loading and Hauling Services – Fill Dirt – County Wide” due to Modification of Specifications
 - 2. Requesting authority to Re-Advertise for “Loading and Hauling Services – Fill Dirt – County Wide”

6/A

A motion was made by Commissioner Garza and seconded by Commissioner Handy to authorize the rejection of all bids for “Loading and Hauling Services – Fill Dirt – County Wide” due to the modification of the specifications.

MOTION CARRIED.

(See Exhibit X)

6/B

A motion was made by Commissioner Palacios and seconded by Commissioner Garza to authorize the re-advertising for bids for “Loading and Hauling Services – Fill Dirt – County Wide” for the Hidalgo County Drainage District No. 1.

MOTION CARRIED.

(See Exhibit X)

ITEM 2. APPROVAL TO CREATE A NEW EXCAVATOR POSITION AND SET SALARY (EFFECTIVE 7-5-99)

A motion was made by Commissioner Palacios and seconded by Commissioners Garza and Handy to authorize the creation of a new excavator position and set the salary at \$27,951.58 to be effective July 5, 1999.

MOTION CARRIED.
(See Exhibit Y)

**ITEM 3. APPROVAL TO CREATE A SAFETY COORDINATOR POSITION
AND SET SALARY (EFFECTIVE 7-5-99)**

A motion was made by Commissioner Handy and seconded by Commissioner Garza to authorize the creation of a safety coordinator position and set the salary at \$25,000.00 to be effective July 5, 1999.

MOTION CARRIED.
(See Exhibit Y)

ITEM 4. BUDGET AMENDMENT - DRAINAGE REVIEW FUND

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to approve a budget amendment in the amount of \$60,500.00 for the Drainage Review fund.

MOTION CARRIED.
(See Exhibit Z)

**ITEM 5. APPROVAL OF RESOLUTION AUTHORIZING CONDEMNATION
IN CONNECTION WITH PALMVIEW LATERAL EXTENSION
PARCELS:**

- A. 2 - Hermenegildo & Irene Garza
- B. 3 & 4 - Oscar Garza
- C. 5 - Oscar & Noralinda Garza
- D. 9 - Ovidio & Maria E. Treviño
- E. 10 - Roberto Treviño
- F. 12 - Joe Galvan

A motion was made by Commissioner Garza and seconded by Commissioner Handy to approve the resolution authorizing condemnations of the parcels as listed in connection with the Palmview Lateral Extension.

MOTION CARRIED.
(See Exhibit AA)

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

MOTION CARRIED.

They're 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 (TITO) PALACIOS _____
COUNTY COMMISSIONER, PRECINCT 2**

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

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

Dated this the 13th day of January, 2000.

**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 8th day of February, 1999.