

SPECIAL MEETING – SEPTEMBER 7, 1999

BE IT REMEMBERED, that on this 07th day of September, A.D., 1999, there was begun and held a SPECIAL MEETING of the Honorable Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

HONORABLE JOSE ELOY PULIDO	HIDALGO COUNTY JUDGE
HONORABLE SYLVIA HANDY	COMMISSIONER, PRECINCT NO.1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO.2
HONORABLE JUAN ROSEL	COMMISSIONER, PRECINCT NO.3
HONORABLE OSCAR GARZA	COMMISSIONER, PRECINCT NO.4

and **J.D. SALINAS, COUNTY CLERK & EX-OFICIO CLERK OF THE COMMISSIONERS' COURT** of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

**JOSÉ ELOY PULIDO
HIDALGO COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a **SPECIAL MEETING** of the Commissioners' Court will be held on **TUESDAY, SEPTEMBER 07, 1999, AT 9:30 A.M.**, in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote to approve all items listed under on Consent Agenda, with the exception of line items 2J, 2R and 2S.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
 - A. **Health Department – Adm.**
 - B. **Health Department – Clinics**
 - C. **Health Department**
 - D. **Pct. #1 – Lateral Roads**
 - E. **Pct. #2 – Paved/unpaved**
 - F. **Computer Department**
 - G. **Purchasing Department**
 - H. **Youth Village**
 - I. **HIDTA – Task Force**
 - J. **J.P. Pct. #3, Pl. 1 (2)** – Correction made, on motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a **UNANIMOUS** vote of approval.
 - K. **County Judge**
 - L. **Constable Pct. #4**
 - M. **332nd District Court**
 - N. **Pct. #4 – Landfill**
 - O. **Pct. #4 – Park**
 - P. **District Attorney**
 - Q. **Constable Pct. #3 (2)**
 - R. **Pct. #1 – Solid Waste Citizen Station Grant** – Correction made, on motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a **UNANIMOUS** vote of approval.
 - S. **Pct. #1 – Solid Waste Enforcement Grant** – Correction made, on motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a **UNANIMOUS** vote of approval.,
3. **Monthly Fee Reports: (SEE EXHIBIT B)**
 - A. **District Attorney - \$ 61,405.68 – July 1999**
4. **Right of Way: (SEE EXHIBIT C)**
 - A. **Pct. #1:**
 - **Southwestern Bell Telephone**
 - **North Alamo Water Supply**
 - B. **Pct. #4:**
 - **North Alamo Water Supply – Gardens 3rd St. and Mile 17**
 - **North Alamo Water Supply – Mile 17**
5. **Tax Office: (SEE EXHIBIT D)**

A. Approval of tax refunds:

- **William M. Boller \$ 961.83**
- **Raul Enriquez Jr. \$ 824.09**

6. Approval of Revised Minutes – January 05, 1999

7. Urban County: (SEE EXHIBIT E)

- A. HOME/Homeowner Occupied Housing Rehab Application cancellation for City of La Villa (1 Family)**
- B. HOME/Homeowner Occupied Housing Rehab Application cancellation for City of Donna (1 Family)**
- C. HOME/Homeowner Occupied Housing Rehab Applications (3 Families)**

8. Purchasing Department: (SEE EXHIBIT F)

- A. Hidalgo County Purchasing Department: Requesting approval of lease purchase agreement for Canon NP-6551 & Canon GP 200 with Ikon Office Solutions utilizing the State of Texas G.S.C. purchase awarded contract dated 2/1/98 thru 1/3/00.**

**COUNTY OF HIDALGO
JOSÉ ELOY PULIDO
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, SEPTEMBER 07, 1999 AT 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

1. Roll Call

All members of the Court were counted present.

2. Pledge of Allegiance

3. Prayer

At this time Judge Pulido lead the Court and Audience in reciting the Pledge of Allegiance and Invocation.

4. Open Forum

No presentations were made under Open Forum.

5. 206th District Court: (SEE EXHIBIT G)

A. Action on salary increases for Court Coordinator and Court Reporter

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

6. Jail Impact Court: (SEE EXHIBIT H)

A. Budget Amendment

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

7. Buildings & Grounds: (SEE EXHIBIT I)

A. Approval to transfer funds

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

8. Urban County: (SEE EXHIBIT J)

A. Approval of Change Order #1 for Sascon, Inc. – City of Alamo – Street Improvements – Urban County Year 9 & 10 (1996 & 1997)

On motion of Commissioner Palacios, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

9. HIDTA – Task Force: (SEE EXHIBIT K)

A. Interlocal Governmental Agreement – Hidalgo County HIDTA Task Force and the Alamo Police Department

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

10. Head Start: (SEE EXHIBIT L)

A. Requesting approval of Contract for the Sullivan City Head Start Renovations

NO ACTION taken on this item.

11. Sheriff Department: (SEE EXHIBIT M)

A. Approval of Federal Equitable Sharing Agreement between Hidalgo County Sheriff's Department and the Federal Government

On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

12. Office of Employment & Training: (SEE EXHIBIT N)

A. Action to Approve a Formal Plan Amendment transferring PY'99 Title IIA funds to PY'99 Title IIC in the amount of \$ 775,000

On motion of Commissioner Palacios, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

13. Planning Department: (SEE EXHIBIT O)

A. Presentation and update on Advisory Board by Mickey Pedraza, Chairman

Presentation made on this item.

B. Discussion and possible action on the appointment of two (2) members to the Hidalgo County Advisory Board for a term of two (2) years

NO ACTION taken on appointing Otto Hofland at this time.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to appoint Leonel Garza.

C. E.C.I.S.D. Unit No. 5 – Discussion and request for a variance on Zone A

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

14. Elections Department: (SEE EXHIBIT P)

A. Approval of pay rate for election judges and clerks

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

B. Approval of early voting locations and substations for the November 2, 1999 Constitutional Amendment Election

On motion of Commissioner Rosel, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

15. Right of Way: (SEE EXHIBIT Q)

A. Requesting exemption from competitive bidding requirements for professional services/engineering services with R. Gutierrez, Inc., services related to "I" Rd. Project

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

B. Requesting approval of a professional engineering service contract with R. Gutierrez Engineering, Inc.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

16. Pct. #1: (SEE EXHIBIT R)

A. Approval of Elsa Clinic/Justice of the Peace Sub-station Construction Invoice Application No. 1 and authorize Auditor to make payment to Rio Valley Construction, Inc.

On motion of Commissioner Handy, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

B. Approval of budget amendment from Pct. #1 Sanitation 9-010-432-410 to Solid Waste Enforcement Program 9-150-421-330

NO ACTION taken on this item.

C. Authorization to continue Solid Waste Program for 2 months, pending application process with TNRCC, effective September 01, 1999

NO ACTION taken on this item.

17. Pct. #3: (SEE EXHIBIT S)

A. Approval to eliminate slot #4, Finance/Personnel Manager

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

B. Approval to create an Administrative Secretary II position and set salary at \$ 17,748.00 / year

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

C. Approval to create an Invoice Clerk position and set salary at \$ 15,660.00 / year

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

D. Approval to re-classify position # 26 from Loader Operator to Vector Control/Service Maintenance and set salary at \$ 18,771.12 / year

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

E. Approval of budget amendment to transfer from 1998 fund balance into Pct. #3 Paved/unpaved Roads and appropriation of same

On motion of Commissioner Rosel, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

18. Pct. #4: (SEE EXHIBIT T)

- A. Authorization to create one (1) clerical position in Paved/unpaved Rds. and set salary for same at \$ 13,572.00 / year**

On motion of Commissioner Rosel, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

19. Public Defense: (SEE EXHIBIT U)

- A. Approval of budget amendment - \$ 150,000**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

20. County Judge: (SEE EXHIBIT V)

- A. Approval to apply for the Local Law Enforcement Block Grant FY 2000 (Hidalgo County is eligible for \$ 198,157.00) - (71%)**

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

- B. Discussion and update on Adult Detention Facility**

Discussion item only.

21. Purchasing Department: (SEE EXHIBIT W)

- A. HIDALGO COUNTY -**

- 1. Requesting to declare surplus four (4) vehicles and numerous miscellaneous equipment, from six (6) departments.**

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

- 2. Recommending award of bid for "Hidalgo County-Tires" to multiple vendors.**

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

- 3. Requesting approval of proposed draft contracts for an effective date of award October 1, 1999 through September 30, 2000.**

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

- B. HIDALGO COUNTY PRECINCT NO. 3 -**

- 1. Requesting approval to exercise the sixty (60) day grace period under current contract with, "F.E.G. Trucking" for "Hauling Services Of All Road Materials" so as to not have a lapse in service and allow the bid process to be completed.**

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

- 2. Requesting approval of Change Order No. 1 for Bid #99-118-06-23 awarded to Mission Paving Company, Inc. in the amount of \$3,803.00**

On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

C. HIDALGO COUNTY HIDTA TASK FORCE - Requesting authority to declare two (2) court-awarded real estate properties surplus and order appointing Special Commissioner for the sale of said property.

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

D. HIDALGO COUNTY SHERIFF'S DEPARTMENT - Requesting authority to declare one (1) court-awarded real estate property surplus and order appointing Special Commissioner for the sale of said property.

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

E. HIDALGO COUNTY –

1. Requesting approval of payment (Invoice #2) for services rendered to Alcoser Garcia Associates (construction of two new district courts)

On motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

2. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) (8) for a period of one (1) year for: Sheriff's Department and Jail, Youth Village, Adult Probation (includes Boot Camp and Restitution Center), Juvenile Probation and other Hidalgo County departments requiring food purchases

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

22. Chief of Security: (SEE EXHIBIT X)

- A. Approval of budget amendment**
- B. Approval to create a Security Officer position**
- C. Set salary**

NO ACTION taken on these items.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to go into Executive Session.

23. Closed Session: (SEE EXHIBIT Y)

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 and 551.074 to discuss the following:

- A. Mary Maldonado vs. Hidalgo County et. al**
- B. Employment Contract of the Executive Director of the Office of Employment & Training**

NO ACTION taken on these items.

24. Open Session:

A. Mary Maldonado vs. Hidalgo County et. Al

At this time Commissioner Handy abstain from voting on this item.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to settle this case.

B. Employment Contract of the Executive Director of the Office of Employment & Training

NO ACTION taken on this item.

25. Closed Session

Commissioners' Court may reconvene into Closed Session for the discussion regarding the agenda items listed

NO ACTION taken on this item.

26. Open Session

Commissioners' Court may reconvene into Open Session for the discussion regarding the agenda items listed

NO ACTION taken on this item.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court
Made a UNANIMOUS vote to adjourn.

**COUNTY OF HIDALGO
JOSÉ ELOY PULIDO
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, SEPTEMBER 07, 1999 AT 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Drainage District #1 Board of Directors has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

DRAINAGE DISTRICT

On motion of Commissioner Rosel, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Approval of Revised Minutes – January 05, 1999**

**COUNTY OF HIDALGO
JOSÉ ELOY PULIDO
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, SEPTEMBER 07, 1999 AT 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

DRAINAGE DISTRICT

1. Approval to advertise for fuel products, gasoline and on and off highway diesel

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

On motion of Commissioner Rosel, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to adjourn.

**COUNTY OF HIDALGO
JOSÉ ELOY PULIDO
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, SEPTEMBER 07, 1999 AT 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

ADDENDUM

1. Pct. #1:

A. Approval to transfer from General Fund to Solid Waste Enforcement Program and appropriate same

On motion of Commissioner Handy, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

B. Authorization to transfer funds from County Wide Road & Bridge to Pct. #1 Capital Project Fund #710 (Mile 2 West) and appropriate same

On motion of Commissioner Handy, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

C. Authorize Auditor to make payment to TEDSI Infrastructure Group

On motion of Commissioner Handy, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval.

**There being no further business to come before said
Court, the meetings of the Commissioners' Court and the
Drainage District #1 Board are now 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 07th day of September, 1999

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

**By: _____
Deputy Clerk**

*Minutes approved by the Commissioners' Court and the Drainage District #1 Board on the 7 day of
November, 2000.*