

COUNTY OF HIDALGO COMMISSIONERS' COURT

BE IT REMEMBERED that on the 3rd day of January, 2000 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 announced that all members of the Commissioners' Court were present and accounted for.

NO ACTION.

ITEM 2. PLEDGE OF ALLEGIANCE

ITEM 3. PRAYER

The County Judge asked that Joe Vasquez, Right of Way Director, for the invocation and to lead the Court and the audience in reciting the Pledge of Allegiance.

NO ACTION.

CONSENT AGENDA

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

Gilbert Garza confirmed that all documents were thoroughly researched and in order. A motion was made by Commissioner Palacios to approve the Consent Agenda, seconded by Commissioner Rosel.

ITEM 2. LINE ITEM TRANSFERS

- A. County Clerk - \$250.00**
- B. County Clerk - Rec. Mgmt. - \$1,009.08**
- C. J.P. Pct. #5 Pl. 1 - \$50.00**
- D. 389th District Court - \$41.00**
- E. County Treasurer - \$295.00**

- F. HIDTA Task Force - \$19,000.00**
- G. J.P. Pct. #4, Pl. 1 (2) - \$641.38 & \$1,983.19**
- H. Pct. #1 - Sanitation (2) - \$700.00 & \$6,200.00**
- I. Pct. #1 - R & B - \$700.00**
- J. Pct. #1 - Adm. - \$840.00**
- K. Pct. #3 - Paved/Unpaved - \$27,351.12**
- L. Pct. #3 - Parks - \$300.00**
- M. Human Services - \$50.00**
- N. Pct. #4 - Landfill - \$18,650.00**
- O. Pct. #4 - Parks - \$50.00**
- P. Pct. #4 - Paved/Unpaved - \$1,071.02**
- Q. Rural Fire Fighting - \$17,200.00**

(See Exhibit A)

At this time the Court proceeded with the Regular Agenda.

ITEM 3. PLANNING DEPARTMENT

A. Approval of the following Certificates:

- 1. Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
- 2. Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)**
- 3. Certificates of Water Service Availability under Local Government Code Section (c)(2)**

(See Exhibit A)

ITEM 4. RIGHT OF WAY - PERMITS

A. Pct. #2 - Southwestern Bell

(See Exhibit A)

ITEM 5. APPROVAL OF MINUTES

A. December 01st, 08th, 22nd, 29th, 29th, 1998

(See Exhibit A)

The County Judge introduced the Consent Agenda. Commissioner Palacios made a motion of approval, seconded by Commissioner Rosel.

MOTION CARRIED.

(See Exhibit A)

REGULAR AGENDA

ITEM 4. OPEN FORUM

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

NO ACTION.

ITEM 5. J.P. PCT. #2, PL. 2

A. Budget amendment - \$3,180.00 (Office equipment)

B. Budget amendment - \$4,000.00 (Printing/copier lease)

5/A

County Auditor Manuel Cavazos recommended that the Court take NO ACTION on the grounds that this line item was approved at last week's meeting.

NO ACTION.

(See Exhibit B)

5/B

A motion was made by Commissioner Palacios, seconded by Commissioner Garza.

MOTION CARRIED.

(See Exhibit B)

ITEM 6. VARIOUS DEPARTMENTS

A. Courthouse Security Fund

1. Approval of Year 2000 Budget Amendment for a Bike Patrol Officer Position previously approved for the year 1999 on November 30, 1999 (\$31,629.12)

2. Set the Year 2000 Salary for the Bike Patrol Officer at \$24,000.00

B. J.P. Pct. #2, Pl. 2

1. Approval of a Year 2000 Budget Amendment for a Court Clerk Position previously approved for the year 1999 on November 30, 1999 (\$19,469.51)

2. Set the Year 2000 salary for the Court Clerk at \$14,094.00

C. District Clerk

- 1. Approval of a Year 2000 Budget Amendment for two (2) Deputy Clerks and two (2) assistant Deputy Clerk positions previously approved for the year 1999 on November 2, 1999 (\$98,316.60)**
- 2. Set the Year 2000 Salary at \$21,500.00 for the Deputy Clerks and \$16,700.00 for the Assistant Deputy Clerks**

D. Computer Department

- 1. Approval of a Year 2000 Budget amendment for a Programmer and Technician previously approved for the Year 1999 on October 19, 1999 (\$72,389.64)**
- 2. Set the Year 2000 Salary for the Programmer at \$36,000.00 & Technician at \$22,000.00**

E. Constable Pct. #1

- 1. Approval of a Year 2000 Budget amendment for a Deputy Constable position inadvertently omitted (slot #6) [\$35,555.16]**
- 2. Set the Year 2000 Salary for the Deputy Constable at \$27,198.40**

A motion was made by Commissioner Rosel, seconded by Commissioner Garza.

MOTION CARRIED.
(See Exhibit C)

F. Constable Pct. #5

- 1. Approval of a Year 2000 Budget amendment to unappropriate money for Deputy Constable slot #6 inadvertently placed on Constable #5 budget (belongs to Constable Pct. #1) [\$35,555.16]**

A motion was made by Commissioner Garza seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit C)

G. County Extension Service

- 1. Approval of a Year 2000 Budget amendment for a part-time receptions position**

A motion was made by Commissioner Garza, seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit C)

2. Set the Year 2000 Salary for the part-time receptionist at \$7,020.00 (\$6.75 hr.)

A motion was made by Commissioner Rosel, seconded by Commissioner Garza.

MOTION CARRIED.
(See Exhibit C)

H. Pct. #2

1. Approval to set salary - Slot #4

A motion was made by Commissioner Rosel, seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit C)

I. Pct. #3

2. Approval to create a maintainer position

3. Set salaries - slots #42 & #43

4. Budget amendment

A motion was made by Commissioner Rosel, seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit C)

J. Pct. #4

a. Line item transfer

- b. Set Salary – Slot #34**
- c. Approval to reclassify slot #32 from a temporary full-time Grader Operator/Maintenance to a permanent full-time**
- d. Set salary – Slot #32**

A motion was made by Commissioner Rosel, seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit C,)

At this time the Court proceeded with Item # 22.

6/A-E

A motion was made by Commissioner Rosel and seconded by Commissioner Garza.

MOTION CARRIED.
(See Exhibit C)

6/F

A motion was made by Commissioner Garza and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit C)

6/G/1

A motion was made by Commissioner Garza, seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit C)

6/H

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED.

(See Exhibit C)

6/I

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit C)

6/J

A motion was made by Commissioner Rosel, seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit C)

6/G/2

A motion was made by Commissioner Rosel and seconded by Commissioner.

MOTION CARRIED.
(See Exhibit C)

ITEM 22. PLANNING DEPARTMENT

A. Variance Request on Setbacks

1. New York New York Subdivision – Pct. #4

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit D)

ITEM 7. AUDITOR'S OFFICE

A. Approval of a Year 2000 budget amendment for an Accounts Payable Clerk position previously approved for the year 1999 on November 02, 1999

A motion was made by Commissioner Palacios and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit E)

B. Set the Year 2000 salary for the Accounts Payable Clerk position at \$20,000.00

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit E)

ITEM 8. 389TH DISTRICT COURT

A. Approval of budget amendment - \$23,434.73 (office equipment - rollover of funds from 1999)

A motion was made by Commissioner Handy and seconded by Commissioner.

MOTION CARRIED.
(See Exhibit F)

ITEM 9. COUNTY CLERK

A. Approval to create three (3) permanent part-time positions

A motion was made by Commissioner Rosel and seconded by Commissioner Garza.

MOTION CARRIED.
(See Exhibit G)

B. Approval of budget amendment

A motion was made by Commissioner Garza and seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit G)

C. Set salaries

A motion was made by Commissioner Garza and seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit G)

**D. Approval of budget amendment of \$8,000.00 - Records Mgmt.
From 1999 funds for extra help**

A motion was made by Commissioner Handy and seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit G)

**E. Approval of budget amendment of \$34,000.00 - Records Mgmt.
From 1999 for data processing**

A motion was made in approval by Commissioner Garza and seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit G)

10. Health Department:

- A. Approval of the Immunization Contract No. 7460007176-200 in the amount of \$ 104,029.00 for the first three quarters of calendar year 2000**
- B. Authorization of appropriate \$104,029.00 in the Immunization Contract No. 7470007176-2000**
- C. Authorization to set salaries on the Immunization Grant in the amount of \$104, 029.00**

NO ACTION.
(See Exhibit H)

Line Item skipped due to lack of representative for the Health Department.

ITEM 11. BUILDINGS & GROUNDS

- A. Approval of budget amendment - \$19,023.86 (appropriation of funds - insurance proceeds from hurricane damages)**

A motion was made by Commissioner Rosel, seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit I)

- B. Approval of budget amendment - \$57,840.00 (Rental/utilities)**

A motion was made by Commissioner Rosel and seconded by Commissioner.

MOTION CARRIED.
(See Exhibit I)

ITEM 12. COMPUTER DEPARTMENT FOR J.P. PCT. #1, PL. 1

- A. Approval of budget amendment - \$2,000.00 (computer equipment)**

A motion was made by Commissioner Palacios, seconded by Commissioner Rosel.

MOTION CARRIED.

(See Exhibit J)

ITEM 13. SHERIFF DEPARTMENT

A. Approval to pay comp-time hours earned during the Hurricane Bret Disaster for employees in the Sheriff and Jail Departments

A motion was made by Commissioner Palacios and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit K)

ITEM 14. HUMAN SERVICES

A. Request authorization to activate line item #05 (extra help) for the year 2000

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios.

MOTION CARRIED.

(See Exhibit L)

B. Request to transfer from line item #82 (contractual services) to line item #05 (extra help) in the amount of \$10,000.00

A motion was made by Commissioner Garza and seconded by Commissioner Palacios.

MOTION CARRIED.

(See Exhibit L)

C. Request authorization for employment extension of four (4) temporary clerks to assist in processing of back logged bills & set salary at \$6.75 per hour

A motion was made by Commissioner Garza and seconded by Commissioner Handy.

MOTION CARRIED.

(See Exhibit L)

ITEM 15. URBAN COUNTY

**Approval of a Contract Amendment to the Professional Services
Contract with Rodriguez Engineering - Pct. #1 - Street**

A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve.

MOTION CARRIED.
(See Exhibit M)

ITEM 16. PCT. #2

**A. Authorization to request employment extension of six (6)
temporary maintenance positions for the year 2000 & set salaries**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit N)

ITEM 17. PCT. #3

**A. Request authorization to create two (2) Road Maintenance
positions in Paved/Unpaved Roads**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit O)

B. Set Salaries

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit O)

C. Approval of Budget Amendment

A motion was made in approval by Commissioner Garza and seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit O)

D. Request authorization to create two (2) Park Maintenance positions for the Parks Department

(See below)

E. Set Salaries

(See below)

F. Approval of budget amendment

Commissioner Rosel requested the creation of two Park Maintenance positions for Precinct Three, which would require a budget amendment of \$43,143.61 at a salary of \$7.50 per hour. He then made a motion to this effect. Upon a second by Commissioners Palacios and Handy, a discussion ensued with regards to the salaries and the funds for these positions. After the discussion, Commissioner Rosel withdrew this motion and stated that he would bring this item back for consideration at a later date.

NO ACTION.
(See Exhibit O)

ITEM 18. PCT. #4**A. Approval of budget amendment - 1999 year**

A motion was made by Commissioner Handy and seconded by Commissioner Garza to approve a 1999 budget amendment in the amount of \$2,609.46 for the Precinct Four budget.

MOTION CARRIED.
(See Exhibit P)

ITEM 20. CONSTABLE PCT. #4

A. Appointment of Deputy Constable

A motion was made by Commissioner Garza and seconded by Commissioner Handy to appoint Manuel Benavidez to the position of Deputy Constable for Precinct Four.

MOTION CARRIED.
(See Exhibit R)

ITEM 21. COUNTY JUDGE

A. Request by County Officials that Hidalgo County Commissioners' Court establish a uniform administrative fee per transaction in accordance with the 1999 amendment to Article 102.072, Code of Criminal Procedures

A motion was then made by Commissioner Rosel and seconded by Commissioner Garza to approve this request as presented.

MOTION CARRIED.
(See Exhibit S)

B. Approval of Interim Judge to fill the vacancy in County Court at Law #1

Commissioner Handy made a motion for the appointment of Mr. Homer Vasquez as interim judge to fill the vacancy in County Court at Law #1. She mentioned that she has known this individual for many years and he would be willing to serve as interim judge and would not run for the position. Commissioner Garza seconded the motion, and asked that Mr. Vasquez approach the Court. He then asked Mr. Vasquez some qualifying questions. After some discussion, the motion was put to a vote.

MOTION CARRIED.

(See Exhibit S)

22. Planning Department:

A. Variance Request on Setbacks:

1. New York New York Subdivision - Pct. #4

A motion was made by Commissioner Handy, seconded by Commissioner Rosel.

MOTION CARRIED.

(See Exhibit D)

At this point in time the Court addressed Item #7.

ITEM 23. PURCHASING DEPARTMENT

A. HIDALGO COUNTY

1. Discussion and action of present Hidalgo County jail and/or new Adult Detention Facility and Law Enforcement Center Project

Martha Salazar mentioned that presently there were 544 prisoners in-house and 236 prisoners being housed out of county.

NO ACTION.

(See Exhibit T)

2. Requesting approval of payment of application and certificates of payments no. three (3) submitted by the City of McAllen on the construction of the COPC Clinic out of bond proceeds. Said payment is in accordance with the Inter-local Agreement between the City of McAllen and the County of Hidalgo under Article 4 (b). Total amount due: Application and Certificate of Payment No. (3) paid by the City of McAllen (12-20-99) \$122,924.60 total

A motion was made by Commissioner Garza and seconded by Commissioner Handy.

MOTION CARRIED.

(See Exhibit T)

3. Requesting approval of an Inter-local Agreement with the City of Edinburg for use of the City Auditorium for the empanelment of jurors

A motion was made by Commissioner Garza and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit T)

4. Requesting a Budget Amendment for \$5,200.00 for the rental of the City Auditorium from February through December of 2000

A motion was made by Commissioner Garza and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit T)

B. HIDALGO COUNTY PRECINCT NO. 1

1. Requesting authority to advertise for an approval of specifications as attached hereto for "Pothole Repairs" for Hidalgo County Precinct No. 1

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit T)

2. Requesting authority to advertise for RFQ and/or an RFP for "Program Support Services" for Pct. #1 "Project Recover"

A motion was made by Commissioner Handy and seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit T)

C. HIDALGO COUNTY PRECINCT NO. 3

- 1. Recommending to reject all bids for “One (1) to approximately Three (3) 1995 or Newer Motor graders” due to modification of specifications & low participation**

A motion was made by Commissioner Garza and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit T)

- 2. Requesting authority to advertise & approval of specifications as attached hereto for “One (1) to approximately Three (3) 1995 or Newer Motor graders”**

A motion was made by Commissioner Garza and seconded by Commissioner Rosel.

MOTION CARRIED.
(See Exhibit T)

D. HIDALGO COUNTY DEPARTMENT OF HUMAN SERVICES

- 1. Approval of the purchase of an Accounting Software License Grant Agreement from CAD Computing for the administration of indigent health care claims**

A motion was made by Commissioner Handy and seconded by Commissioner.

MOTION CARRIED.
(See Exhibit T)

E. HIDALGO COUNTY SHERIFF’S DEPARTMENT

- 1. Requesting authority to re-advertise and approval of specifications as attached hereto for “Computer/Radio Mounting System for Marked and Un-Marked Vehicles” due to lack of participation**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED.

(See Exhibit T)

2. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (c) for “Computer Hardware and Software for the Sixty-five (65) Laptop Computers for Mobil Data Application”

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios.

MOTION CARRIED.

(See Exhibit T)

3. Requesting authority to purchase “Computer Hardware and Software for the Sixty-five (65) Laptop Computers for Mobil Data Application” from Software House International a Qualified Information Systems Vendor (QISV), through the resolution with the State of Texas, under the General Services Commission’s Cooperative Catalogue Purchase Program (total price is \$112,604.00)

A motion was made by Commissioner Handy and seconded by Commissioner Garza

MOTION CARRIED.

(See Exhibit T)

ITEM 24. HEAD START

A. Recommending award of bid #99-36-12-07 "Palmview Transportable Building" to Corner Stone Construction LTD, Co.

A motion was made by Commissioner Rosel and seconded by Commissioner Garza.

MOTION CARRIED.
(See Exhibit U)

B. Recommending approval of contract for bid #99-36-12-07 "Palmview Transportable Building" to Corner Stone Construction LTD, Co.; Base bid - Palmview Transportable Building - \$156,768.00

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios.

MOTION CARRIED.
(See Exhibit U)

At this time the Court moved to agenda item #10.

ITEM 10. HEALTH DEPARTMENT

A. Approval of the Immunization Contract No. 7460007176-2000 in the amount of \$104,029.00 for the first three quarters of calendar year 2000

A motion was made by Commissioner Rosel and seconded by Commissioner Garza.

MOTION CARRIED.
(See Exhibit H)

B. Authorization to appropriate \$104,029.00 in the Immunization Contract No. 7460007176-2000

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the appropriation of \$104,029.00 in the Immunization Contract No. 7460007176-2000.

MOTION CARRIED.
(See Exhibit H)

C. Authorization to set salaries on the Immunization Grant in the amount of \$104,029.00

A motion was made by Commissioner Rosel and seconded by Commissioner Garza to set the salaries under the Immunization Grant in the amount of \$104,029.00.

MOTION CARRIED.
(See Exhibit H)

ITEM 19. CONSTABLE PCT. #2

A. Appointment of Deputy Constable

Valde Guerra, Administrative Assistant to the County Judge, informed the Court that there appeared to be a problem with this department's appointment on this item, therefore he was requesting that no action be taken at this time.

NO ACTION.
(See Exhibit Q)

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

MOTION CARRIED.

DRAINAGE DISTRICT #1

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

CONSENT AGENDA

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

ITEM 2. APPROVAL OF MINUTES

A. December 01st, 08th, 22nd, 29th, 1998

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 Garza and seconded by Commissioner Rosel to approve.

MOTION CARRIED.
(See Exhibit A)

REGULAR AGENDA

ITEM 1. AUTHORIZATION TO CREATE TWELVE (12) TEMPORARY LABOR POSITIONS AND TWO (2) SUPERVISOR POSITIONS

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED.
(See Exhibit V)

ITEM 2. AUTHORIZATION TO APPROPRIATE FUNDS & SET SALARIES

A motion was made by Commissioner Rosel and seconded by Commissioner Garza.

MOTION CARRIED.
(See Exhibit V)

ITEM 3. AUTHORIZATION TO PURCHASE NECESSARY EQUIPMENT

Steve Crain, the County legal counsel, informed the Board that he had discussed this item with Godfrey Garza, the Drainage District Director, and he was requesting that no action would be taken on this item at this time.

NO ACTION.

(See Exhibit V)

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

MOTION CARRIED.

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 7th 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 _____ day of _____, 1999.

