

SPECIAL MEETING – MARCH 28, 2000

BE IT REMEMBERED, that on this 28th day of March, A.D., 2000, 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:

**COUNTY OF HIDALGO
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, MARCH 28, 2000, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 the Consent Agenda, with the exception of line item 2E.

- 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. Elections Department**
 - D. 92nd District Court**
 - E. J.P. Pct. #4, Pl. 1 – Correction made, on motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.**
 - F. Library System**
 - G. Pct. #1 – Sanitation**
 - H. Pct. #1 – Parks (2)**
 - I. Pct. #4 – Adm.**
 - J. Pct. #4 – Landfill**
 - K. Pct. #4 – Paved/unpaved**
 - L. County Extension Services**
 - M. 389th District Court**
- 3. Planning Department: (SEE EXHIBIT B)**
 - A. Approval of the following Certificates:**
 - **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
 - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)**
 - **Certificates of Water Service Availability under Local Government Code Section (c)(2)**
 - B. Final Plat Approval:**
 - 1. La Hacienda Phase II – Pct. #1**
 - 2. Lost Meadows Subdivision – Pct. #1**
 - 3. Sharyland Business Park Lot 15 – Pct. #2**
 - 4. Victory Estates Subdivision – Pct. #2**
 - 5. Vista Bonita No. 8 – Pct. #4**
 - C. Final Plat Approval with Letter of Credit:**
 - 1. Damian Acres Phase I – Pct. #4**

4. **Right of Way – Permits: (SEE EXHIBIT C)**
 - A. **Pct. #2:**
 1. **Reliant Energy – east from Cesar Chavez**
 - B. **Pct. #4:**
 1. **North Alamo Water Supply – FM 2128**
 2. **North Alamo Water Supply – south of Minnesota Rd.**
 3. **North Alamo Water Supply – FM 1925**
 4. **North Alamo Water Supply – FM 1423**
 5. **Southwestern Bell – 2 miles north of FM 1925**
 6. **Southwestern Bell – north of FM 1925**
 7. **Western Geophysical – east & west of FM 490**

5. **Urban County: (SEE EXHIBIT D)**
 - A. **HOME “First-Time Homebuyer Contract Agreement” and Letter of Commitment to Mortgage Company (6 families)**

6. **Purchasing Department: (SEE EXHIBIT E)**
 - A. **HIDALGO COUNTY WIC PROGRAM -**
 1. **Requesting approval of service contract for Monthly On-site Inspections & Replacements of A/C Filter for \$1,920.00 year. Effective March 20, 2000 thru March 20, 2001.**

COUNTY OF HIDALGO
JOSÉ ELOY PULIDO
COUNTY JUDGE

CORRECTED PAGE

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1. Roll Call

All members of the Court were counted present.

2. Pledge of Allegiance

At this time Judge Pulido called on Joe Vasquez to lead the Court and Audience in the Pledge of Allegiance.

3. Prayer

Joe Vasquez led the Court and Audience in Prayer.

4. Open Forum

No presentations were made under Open Forum.

5. Tax Office: (SEE EXHIBIT F)

A. Approval of Bond from Charles Clark Chevrolet Co., for Issuance of License Renewal Stickers

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

B. Request approval of a change fund in the amount of \$ 800.00 for the new Sub-Station in Weslaco

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

6. Law Office of Fabian Guerrero: (SEE EXHIBIT G)

A. Approval to waive property taxes owed to Hidalgo County as it pertains to Elsa original Townsite, Block 7, Lot 3 thru 7 – Property I.D. # E-5400-00-007-0003-00

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

7. New Capital Projects Fund: (SEE EXHIBIT H)

A. Approval of budget amendment (loan from the general fund to the new jail capital projects fund)

NO ACTION taken on this item.

B. Approval and authorization to County Auditor to pay invoice # 5082

NO ACTION taken on this item.

8. Right of Way: (SEE EXHIBIT I)

A. Authorization to amend the 10th Street Engineering Project Contract Article 8.1 (request for payment) – Owner to authorize partial fee disbursements to Consultant during plan development of project consisting of Phase I & II

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

B. Authorization for the Auditor to process payment of invoice for Phase I - \$ 64,306.32

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

C. Approval of line item transfer in the County Wide Road & Bridge Fund for engineering services - \$200,000.00

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

D. Approval to appropriate funds in the County Wide Road & Bridge Fund for engineering services - \$228,708.80

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

9. District Clerk: (SEE EXHIBIT J)

A. Approval to eliminate vacant slot #35 and increase slot #21 by \$ 5,000.00 and slot #7 by \$ 5,028.95 & set salaries

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

B. Approval of line item transfer from balance of slot #35 funds into repairs- \$ 3,348.76

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

10. Human Services: (SEE EXHIBIT K)

A. Consideration and approval to provide Optimal Services to indigent individuals

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

11. County Judge: (SEE EXHIBIT L)

A. Consolidation of the Environmental Health & Planning Departments with the Health Department

NO ACTION taken on this item.

B. Discussion and approval to increase slot #15 & decrease slot #13 by \$ 5,700.00 & set salary

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

12. Planning Department: (SEE EXHIBIT M)

A. Preliminary Plat Approval:

1. Eduardo's Subdivision No. 2 – Pct. #3

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

13. Urban County: (SEE EXHIBIT N)

A. Approval of a Resolution authorizing the Urban County Program to apply for a Self Help Center application in the amount not to exceed \$ 1,341,000

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

B. Formal Action to terminate a Construction Contract with Mission Paving Inc. – Pct. #3 – Street Improvements – UCP Year 10 (1997)

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

C. Approval of Professional Service Contract with Carter & Burgess Inc. – Water/Sewer Improvements – City of Alton – UCP Year 12 (1999)

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

D. HOME/Homeowner Occupied Housing Rehab Application Cancellation – City of Granjeno (1 Family)

NO ACTION taken on this item.

E. City of Donna – HOME Housing Rehabilitation – Construction Contract Award – Request to Waive Construction Days and Re-affirm Contract Award

NO ACTION taken on this item.

F. Approval of Budget & Program Amendments – City of Elsa – Urban County Year 8, 11 & 12 (1995, 1998 & 1999)

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

G. Approval of a Professional Service Contract with Quintanilla, Headley & Associates and the City of Elsa – Street Improvements – UC Year 1999

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

H. Approval of revision of Exhibit B-1 to the Subrecipient Agreement with the Salvation Army for Homeless Prevention Services – Emergency Shelter Grant – UCP Year 11 (1998)

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

I. Formal Action to reject all bids and authorization to re-bid Pct. #4 – Street Improvements – UC Years 11 & 12 (1998 & 1999)

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

J. Approval of revision of Exhibit B-1 of the Subrecipient Agreement with the Abram Senior Services – Pct. #3 – Senior Services – UCP Year 12 (1999)

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

K. Approval of revision of Exhibit B-1 & B-2 of the Subrecipient Agreement with the CASA of Hidalgo County, Inc. – Pct. #3 – Abused & Neglected Children – UCP Year 12 (1999)

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

14. Pct. #1: (SEE EXHIBIT O)

A. Approval of budget amendment to appropriate Pct. #1 Unreserved Funds to Pct. #1 R & B to upgrade position

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

B. Set Salary

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

C. Request approval of change order # 2 for the Weslaco Multi-Purpose Center Facility Construction Project

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

D. Request approval of substantial completion application for the Weslaco Multi-Purpose Center Facility Construction and authorize Auditor to make payment to D. Reyna Construction

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

15. Pct. #3: (SEE EXHIBIT P)

A. Authorization to provide aid to the City of Penitas for West Side Street construction in the amount of \$7,000.00

NO ACTION taken on this item.

16. Purchasing Department: (SEE EXHIBIT Q)

A. HIDALGO COUNTY -

1. Discussion and/or action, including, but not limited to the following items:

a.) Present Hidalgo County Jail

1. Total inmate population ----- (752)

a) Physical Count -----(550)

b) La Villa Facility Count -----(118)

c) Out of County Count -----(74)

2. Current Jail Cases/Dockets for: State District and County Court-At-Law Courts

Report made by Roy Quintanilla.

- b.) **New Adult Detention Facility and Law Enforcement Center Project:**
Acceptance and approval of the Schematic Design Phase as presented by Design/Builder, Landmark Organization, L.P. in connection with the design and construction of a New Adult Detention Facility and Law Enforcement Center Project and to include: 1200 beds, with Infrastructure sufficient to sustain maximum beds of 2000 beds and both detention and law enforcement personnel, with ancillary support services, and a 30,000 sq ft. law enforcement center. Certification of Schematic Design by Texas Jail Standards Commission must accompany said designs.

NO ACTION taken on this item.

- 2. Approval of final draft contract for Financial Advisory Services with Estrada Hinojosa & Company, Inc. for Hidalgo County (Note: Excluding any procurement regularly done under Public Property Procurement Act by Hidalgo County)**

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

- 3. Requesting exemption from competitive bidding requirements for a lease to house the staff of Texas Department of Public Safety in the City of Weslaco.**

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

- 4. Recommending approval of lease with Lessor Larry Dittburner (present lessor)**

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

B. HIDALGO COUNTY PRECINCT #1 -

- 1. Requesting rescission for award to STE, Inc. for: "POTHOLE REPAIRS", approved on February 22, 2000, (due to vendor's non-participation on contract).**

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

- 2. Requesting authority to re-advertise for: "POTHOLE REPAIRS".**

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

C. HIDALGO COUNTY PRECINCT #3 -

- 1. Requesting authority to advertise & approval of specifications as attached hereto for: "Paving of Colbath Road"**

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

- 2. Requesting authority to advertise for the following equipment:**

- 1) New 2000 Utility Trailer**
- 2) New 2000 Water Truck w/PTO**
- 3) New 2000 Heavy Duty 6 x 6 x 6 Tandem Truck**

NO ACTION taken on these items.

3. **Requesting authority to advertise & approval of specifications as attached hereto for: "Paving Of Taylor Rd. from 3 Mile Line to 5 Mile Line & Western Road from 3 Mile Line to 6 Mile Line.**

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

4. **Requesting authority to advertise & approval of specifications as attached hereto for "Penitas Landfill Cell Liner"**

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

D. HIDALGO COUNTY ADULT PROBATION DEPARTMENT -

1. **Requesting approval of application and certificate for payment for Hidalgo County Restitution Center from :**

- a) **Mr. George A. Garcia, Architect - \$2,500.12**
- b) **American Contracting USA - Contractor - \$97,719.12**

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

2. **Authorization for Auditor to pay:**

- a) **Mr. George A. Garcia. Architect- \$2,500.12**
- b) **American Contracting USA - Contractor - \$97,719.12**

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

E. HIDALGO COUNTY SHERIFF'S DEPARTMENT -

1. **Requesting exemption from competitive bidding requirements for professional services/legal services for the Hidalgo County Sheriff's Department**

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

2. **Requesting approval of professional services contract/letter of engagement with the law firm of Ellis, Koeneke and Ramirez**

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

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

17. Closed Session:

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

A. Potential Acquisition of Real Property

NO ACTION taken on this item.

18. Open Session:

A. Potential Acquisition of Real Property

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

19. Closed Session:

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

NO ACTION taken on this item.

20. 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 Garza, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval 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, MARCH 28, 2000 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 Palacios, seconded by Commissioner Handy, 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**

**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, MARCH 28, 2000** 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. Requesting exemption from competitive bidding requirements for professional services/engineering services with S & B Infrastructure, LTD

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

2. Requesting approval of a professional engineering service contract with S & B Infrastructure, LTD services related to Development and Design of Raymondville Drain, Hidalgo County Drainage District #1 Master Plan Phase II

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

3. Authorization for emergency clean up at existing Drainage District Facility located at Minnesota Rd. and 4 ½ Mile Line

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

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

4. Closed Session:

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

A. Potential Acquisition of Real Property

NO ACTION taken on this item.

5. Open Session:

A. Potential Acquisition of Real Property

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

6. Closed Session:

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

NO ACTION taken on this item.

7. 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 of approval to adjourn.

**COUNTY OF HIDALGO
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, MARCH 28, 2000, 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:

A D D E N D U M

1. Elections Administration:

- A. Approval of ten (10) early voting substations instead of 12 substations, Locations, Dates, Hours for the 2000 Primary Runoff Election April 11, 2000**

NO ACTION taken on this item.

- B. Approval of optical paper ballots for the early voting and election day for the 2000 Primary Runoff Election Locations, Dates, Hours**

NO ACTION taken on this item.

**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 28th day of March, 2000

**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 5th day of December, 2000.