

SPECIAL MEETING – APRIL 18, 2000

BE IT REMEMBERED, that on this 18th day of APRIL, 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, APRIL 18, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Garza, the Court made a UNANIMOUS vote to approve all items listed under the Consent Agenda, with the exception line items 2G and 2I.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
 - A. **Planning Department**
 - B. **Purchasing Department**
 - C. **Veterans Services**
 - D. **Tax Office (2)**
 - E. **J.P. Pct. #2, Pl. 1**
 - F. **13th Court of Appeals**
 - G. **J.P. Pct. #3, Pl. 2** – Correction made, on motion of Commissioner Rosel, seconded by Commissioner Garza the Court made a UNANIMOUS vote of approval.
 - H. **Youth Village**
 - I. **J.P. Pct. #1, Pl. 1** – Correction made, on motion of Commissioner Rosel, seconded by Commissioner Garza the Court made a UNANIMOUS vote of approval.
 - J. **County Clerk – Rec. Mgmt.**
 - K. **County Clerk**
 - L. **Health Department – Clinics**
 - M. **Sheriff Department**
 - N. **Pct. #1 – Parks**
 - O. **Pct. #3 – Landfill**
 - P. **Pct. #3 – Parks**
 - Q. **Pct. #3 – Paved/unpaved**
 - R. **Pct. #4 – Adm.**
 - S. **Pct. #4 – Landfill**
 - T. **County Judge**
3. **Monthly Fee Reports: (SEE EXHIBIT B)**
 - A. **County Clerk – 620,645.56 – March 2000**
4. **Planning Department: (SEE EXHIBIT C)**
 - 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)**

- 5. **Urban County: (SEE EXHIBIT D)**
 - A. **HOME “First-Time Homebuyer Contract Agreement” and Letter of Commitment to Mortgage Company (4 families)**

- 6. **Right of Way – Permits: (SEE EXHIBIT E)**
 - A. **Pct. #1:**
 - 1. **North Alamo Water Supply – Mile 9 & FM 491 (Highland Farms)**
 - 2. **North Alamo Water Supply – between Mile 1 E and Mile ½ E**
 - 3. **Southwestern Bell – north of Baker Rd.**
 - B. **Pct. #4:**
 - 1. **Southwestern Bell – west of Monmack Road**
 - 2. **Southwestern Bell – FM 1925 (Monte Cristo Rd.)**
 - 3. **Southwestern Bell – west of Tower Rd.**
 - 4. **Rio Grande Royalty Co., Inc. – along Rogers Rd.**
 - 5. **Tennessee Gas Pipeline co. – Alamo Land & Sugar Co. Subd.**

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

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At this time Judge Pulido opened today's meeting with the Drainage District Consent Agenda.

1. Roll Call

All members of the Court were counted present.

2. Pledge of Allegiance

At this time Judge Pulido called on Mr. Roy Quintanilla to lead the Court and Audience in the Pledge of Allegiance.

3. Prayer

Mr. Roy Quintanilla led the Court and Audience in Prayer.

4. Open Forum

Lupe Chavez made a presentation on Government Education for students.

5. Tax Office:(SEE EXHIBIT F)

A. Ministerial approval of appropriation in the Special Vehicle Inventory Fund

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

6. District Attorney: (SEE EXHIBIT G)

A. Approval of Resolution for the District Attorney's Office to submit a grant application to the Office of the Attorney General for the State of Texas for a Crime Victim Coordinator position

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

B. Approval to appropriate the year 2000 LEOSE funds

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

7. J.P. Pct. #2, Pl. 2: (SEE EXHIBIT H)

A. Budget amendment

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

8. J.P. Pct. #5, Pl. 1: (SEE EXHIBIT I)

A. Budget amendment

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

9. Urban County: (SEE EXHIBIT J)

A. Reading of a Proclamation Declaring CDBG Week 2000

Anthony Covacevich read the Proclamation.

B. Approval of Sub-recipient Agreement with the Open Hands Food Pantry – City of Donna – Public Services – UCP Year 11 (1998)

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

C. Approval of a Contract Amendment to the Professional Service Contract with Alcocer Garcia Associates Design Consulting – La Villa – Neighborhood Facilities – UC Years 9 & 11 (1996 & 1998)

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

D. City of Penitas – HOME/Housing Rehabilitation Program – Construction Contract Award

NO ACTION taken on this item.

10. Health Department: (SEE EXHIBIT K)

A. Approval and authorization to apply for a “Texas Department of Health Innovation Grant” funded by the Permanent Fund for Children and Public Health (if approved our request will be approximately \$160,000.00)

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

11. County Judge: (SEE EXHIBIT L)

A. Approval to deobligate Acct. #0-010-419-410.56 by \$ 80,000.00 and transfer and obligate same into Acct. #0-010-418-000.69

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

B. Approval to authorize County Auditor to process payment as it pertains to Maria De Los Angeles Diaz vs. Hidalgo County et. al and Gerardo Lopez, et. al vs. Hidalgo County

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

C. Approval to eliminate slot #13 Public Information Officer – County Judge’s Office

NO ACTION taken on this item.

D. Approval of budget amendment

NO ACTION taken on this item.

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

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

F. Approval of invoice from Montalvo & Ramirez & authorize County Auditor to make payment

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

G. Approval to amend Interlocal Agreement with the Historical Museum to reflect new dates

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

H. Approval of budget amendment

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

I. Approval of contract between South Texas ISD & Hidalgo County Elections Dept for So.Tx. ISD Election

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

12. Pct. #1: (SEE EXHIBIT M)

A. Request approval of Application #8 for construction of the Elsa Health Clinic / JP Facility and authorize Auditor to make payment to Rio Valley Construction

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

B. Request authorization to appropriate road & bridge unreserved funds to administration acct.

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

13. Pct. #2: (SEE EXHIBIT N)

A. Acquiring of right of way for new county road located at ¼ Mile east of North Tower Rd. on Owassa Rd.

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

B. Appointment of member to the Hidalgo County Housing Authority Board

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

14. Pct. #3: (SEE EXHIBIT O)

A. Appointment of member to the Hidalgo County Housing Authority Board

NO ACTION taken on this item.

15. District Clerk: (SEE EXHIBIT P)

A. Approval of budget amendment in the amount of \$ 13,700.00

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

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 -----(784)

a) Physical Count -----(585)

b) La Villa Facility Count ----(199)

c) Out of County Count ----(0)

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:

1. 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.

c.) Authority for design/builder (Landmark Organization, L.P.) to proceed with the Design/Development Phase of Adult Detention Facility and Law Enforcement Center Project.

NO ACTION taken on these items.

d.) Authority for County Judge to execute final contract with design/build firm of Landmark Organization, L.P. in connection with the design and construction of a New Adult Detention Facility and Law Enforcement Center Project.

NO ACTION taken on this item.

2. Requesting bid award for: "Hidalgo County - Humane Services For Facility to Quarantine And Impound Dogs, Cats, or Other Small Animals" to sole bidder meeting all requirements.

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

3. Requesting approval of Contract for: Hidalgo County - Humane Services For Facility To Quarantine And Impound Dogs, Cats, or Other Small Animals" to sole bidder meeting all requirements.

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

4. Recommending to reject all bids for "Tires' Disposal-Hidalgo County."

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

5. Requesting authority to re-advertise for "Tires' Disposal-Hidalgo County."

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

6. **Approval to deobligate funds from postage line items from departments and appropriation of same into line item Account Number 0-010-496-100-82 for "Mailing Services."**

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

7. **Authorization for Auditor to pay the months of:**

January, 2000:	\$ 1,172.36
February, 2000:	\$ 1,650.77
March, 2000:	\$ 1,464.18

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

8. **Approval to transfer from the general fund the amount of \$11,344.85 to the Courthouse Renovation Capital Project Fund No. 671 and appropriation of the same for the purchase and installation of both sound and phone systems for the two new district courtrooms.**

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

B. HIDALGO COUNTY PRECINCT'S #1, 2 & 4 -

1. **Recommending award of bid for: "Hauling Services of Roll-Off Containers to Edinburg Landfill from Collection Sites" to overall bidder meeting requirements.**

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

2. **Requesting approval of contract for: "Hauling Services of Roll-Off Containers to Edinburg Landfill from Collection Sites".**

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

C. HIDALGO COUNTY LAW ENFORCEMENT DEPARTMENTS -

1. **Recommending award of bid for: "Soft Body Armor" to bidder meeting all requirements.**

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

D. HIDALGO COUNTY PRECINCT NO. 1

1. **Recommending bid award to multiple bidders for: "Hauling Services of Rap Materials", as provided in specifications.**

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

2. **Requesting approval of multiple contracts for: "Hauling Services of Rap Materials".**

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

E. HIDALGO COUNTY PRECINCT #3 -

1. **Recommending award of bid for "Paving of Parking area at Sullivan City Park" to sole bidder.**

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

2. **Requesting approval of contracts for “Paving of Parking area at Sullivan City Park” to sole bidder**
On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

F. HIDALGO COUNTY JUVENILE PROBATION -

1. **Presentation for discussion and approval of the negotiated final draft contract with Reynaldo Vargas, AIA, V-A Architecture for the renovation of the present Juvenile Detention Facility or design of a new detention facility (if applicable)**

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

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

17. Closed Session: (SEE EXHIBIT R)

Commissioners’ Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

- A. **Joel Molano vs. Hidalgo County Headstart Program & the County of Hidalgo – Civil Action No. M-99-113**
- B. **Potential Acquisition of Real Property**
- C. **Potential Sale of Real Property**

NO ACTION taken on these items.

18. Open Session:

- A. **Joel Molano vs. Hidalgo County Headstart Program & the County of Hidalgo – Civil Action No. M-99-113**

NO ACTION taken on this item.

- B. **Potential Acquisition of Real Property**

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

- C. **Potential Sale of Real Property**

NO ACTION taken on this item.

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 Handy, seconded by Commissioner Palacios, 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, APRIL 18, 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 Handy, 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 (SEE EXHIBIT S)**

**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, APRIL 18, 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. Authorization to advertise for new haul truck (SEE EXHIBIT T)

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

2. Authorization to participate with the City of Granjeno for drainage facility (SEE EXHIBIT U)

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

3. Approval for usage of drainage facility ROW, City of Edinburg (SEE EXHIBIT V)

NO ACTION taken on this item.

4. Acceptance of cost share - \$ 12,833.12 (Palo Rojo) existing open drain facility adjacent to county road to be placed underground (receipt #65729 – 04/12/00) (SEE EXHIBIT W)

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

5. Budget amendment - \$ 12,833.12 appropriate revenue received from Palo Rojo, Inc. (drainage improvement) (SEE EXHIBIT X)

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

6. Budget amendment - \$ 43,012.17 appropriate funds received from TAC for excavator claim R#64917 – 02/16/00) (SEE EXHIBIT Y)

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

7. Budget amendment - \$ 22,000.00 appropriation of Drainage Review Fund (SEE EXHIBIT Z)

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

8. Requesting authority to advertise an RFQ for Independent Audit Services for Fiscal Year 1999 for Hidalgo County Drainage District #1 or in the alternative: (SEE EXHIBIT AA)

A. Requesting exemption from competitive bidding for professional services/independent audit services for fiscal year 1999 with Juan Nunez, CPA

NO ACTION taken on this item.

B. Authorization for Purchasing Dept. to negotiate a final letter of engagement for independent audit services for fiscal year 1999 with Juan Nunez, CPA

On motion of Commissioner Garza, seconded by Commissioner Rosel, 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.

9. Closed Session: (SEE EXHIBIT BB)

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

A. Land Acquisition – San Juan Lateral

NO ACTION taken on this item.

10. Open Session:

A. Land Acquisition – San Juan Lateral

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

11. Closed Session:

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

NO ACTION taken on this item.

12. 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 Handy, 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, APRIL 18, 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:

ADDENDUM

1. County Court at Law #1 Judge Elect Appointment

INAUDIABLE.

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 18th day of April, 2000

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

By: _____
Norma Garza, Deputy

Minutes approved by the Commissioners' Court and the Drainage District #1 Board on the 5th day of December, 2000.