

**REGULAR MEETING – MAY 8, 2000**

BE IT REMEMBERED, that on this 8<sup>th</sup> day of May, A.D., 2000, there was begun and held a REGULAR 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 **REGULAR MEETING** of the Commissioners' Court will be held on **MONDAY, MAY 08, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Palacios, seconded by Commissioner Garza, the Court made a **UNANIMOUS** vote to approve all items listed under the Consent Agenda.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
  - A. **District Attorney**
  - B. **Elections Department**
  - C. **Pct. #1 – Parks**
  - D. **Pct. #3 – Landfill**
  - E. **Pct. #3 – Parks**
  - F. **Pct. #3 – Adm.**
  - G. **Pct. #3 – Paved/unpaved**
  - H. **Pct. #4 – Paved/unpaved (2)**
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. **Citrus Hills Subdivision – Pct. #1**
    2. **Tex-Mart No. 43 Subdivision – Pct. #3**
  - C. **Final Plat Approval with Letter of Credit:**
    1. **Tejano Estates Subdivision No. 2 – Pct. #2**
  - D. **Release of Letter of Credit:**
    1. **Brushy Acres Subdivision – Pct. #3**
    2. **Brushy Acres No. 2 – Pct. #3**
    3. **Moore Acres Subdivision – Pct. #3**
4. **Right of Way – Permits: (SEE EXHIBIT C)**
  - A. **Pct. #1 – North Alamo Water Supply – west of Mile 11 North**
  - B. **Pct. #3 – Southwestern Bell – east of Highland Drive**
  - C. **Pct. #3 – Coastal Oil & Gas USA, L.P. – Los Guages & Maguelles Grants**
  - D. **Pct. #4 – Southwestern Bell – Alamo Rd.**
  - E. **Pct. #4 – Western Geophysical – North Rooth Rd.**
  - F. **Pct. #4 – Rio Grande Royalty Co., Inc.**
5. **Monthly Fee Report: (SEE EXHIBIT D)**

**A. District Attorney - \$ 184,062.11 – April 2000**

**6. Urban County: (SEE EXHIBIT E)**

**A. HOME “First – Time Homebuyer Contract Agreement” and Letter of Commitment to Mortgage Co. (3 families)**

**7. Tax Office: (SEE EXHIBIT F)**

**A. Tax Refund:**

- 1. Peter E. Ormsby - \$ 3,794.71**
- 2. Ansberto B. Cuevas - \$ 6,732.95**
- 3. Mid Valley Metro Inv. - \$ 14,936.66**
- 4. Domingo Hinojosa - \$ 2,398.28**
- 5. Erasmo Rios - \$ 745.35**
- 6. Curtis L. Price - \$ 2,279.37**
- 7. Rogelio Sagrado - \$ 763.45**
- 8. Moreco Corporation - \$ 11,216.67**

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

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**1. Roll Call**

All members of the Court were counted present with the exception of Commissioner Sylvia Handy, who will be joining the Court later.

**2. Pledge of Allegiance**

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

**3. Prayer**

Joe Vasquez led the Court and Audience in Prayer.

**4. Open Forum**

Ms. Leal made a presentation on functions of Local Government.

**5. Approval of appointments to the Hidalgo County Historical Commission (SEE EXHIBIT G)**

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

**6. Juvenile Probation: (SEE EXHIBIT H)**

**A. Authorization to submit an application to the Criminal Justice Division for a Juvenile Accountability Incentive Block Grant in the amount of \$ 81,197.00 (grant requires a \$ 9,022.00 local match) for a total of \$90,219.00**

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

**7. Planning Department: (SEE EXHIBIT I)**

**A. Variance Request – Olga Zuniga – Pct. #4**

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

**8. Urban County: (SEE EXHIBIT J)**

**A. Approval of Amendment #1 for the Contract with Salinas & Associates, Inc. – City of Palmview – Street Improvements – UC Year 12 (FY 1999)**

NO ACTION taken on this item.

**B. Approval of Budget and Program Amendments – Pct. #1 – UC Year 12 (1999)**

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

**C. Approval of extension of Proyecto Azteca CHDO Contract Agreements with Urban County Program for FY 1996, 1997 & 1998**

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

**D. Approval of Amendment #1 to the Professional Services Contract with Sigler, Winston Greenwood and Assoc. – City of Weslaco – Parks, Recreation – UC Year 9 (1996)**

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

**E. Self Help Center - # 716023/ Housing Rehabilitation Program – Construction Contract Award/ City of Mission – Linda Vista Subdivision**

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

**F. City of Edcouch – HOME Housing Rehabilitation Change Order (1 Family)**

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

**G. Countywide – HOME/Housing Rehabilitation Program – Construction Contract Award**

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

**H. Approval of amendment to the Professional Services Contract with Rodriguez Engineering – Pct. #2 / County Wide – Water & Sewer Improvements for Rancho Sanchez**

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

**9. Right of Way: (SEE EXHIBIT K)**

**A. Authorization for payment to Alphamerican Engineering, L.L.P. on 10<sup>th</sup> Street (SH336) project invoice #2 for \$ 163,981.12**

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

**B. Authorization to appropriate \$ 17,000.00 from the County Wide unreserved fund balance for Pct. #3 – title reports for FM 495 and La Homa Rd.**

NO ACTION taken on this item.

**C. Authorization to appropriate \$ 30,000.00 from the County Wide unreserved fund balance for Pct. #4 – intersection of SH 107 and 10<sup>th</sup> Street**

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

**D. Requesting exemption from competitive bidding requirements for professional services/engineering services with TEDSI Infrastructure Group**

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

**E. Requesting approval of a professional engineering service contract with TEDSI Infrastructure – services related to SH 107 & 10<sup>th</sup> Street**

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

**10. Pct. #2: (SEE EXHIBIT L)**

**A. Authorization to create five (5) maintenance temporary positions for a period of six (6) months at \$ 6.75 hr. & set salaries**

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

**B. Appropriate funds from County Wide Shop Unreserved Funds for Sanchez Ranch (\$ 17,000.00)**

NO ACTION taken on this item.

**11. Pct. #3: (SEE EXHIBIT M)**

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

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to appoint Mr. William Leo.

**12. Pct. #4: (SEE EXHIBIT N)**

**A. Approval to accept donation from Mr. David Willman of two male dogs**

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

**B. Approval of budget amendment to appropriate contributions from subdivision(s) residents**

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

**13. County Judge: (SEE EXHIBIT O)**

**A. Approval of Order requesting McAllen Industrial Development Authority to issue bonds to finance facilities for Ridge Sharyland Partners V, L.P.**

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

**B. Approval of budget amendments:**

- |   |  |
|---|--|
| <b>1. County Extension Service</b>        | <b>6. 206<sup>th</sup> District Court</b>  |
| <b>2. Constable Pct. #4</b>               | <b>7. District Clerk</b>                   |
| <b>3. Constable Pct. #2</b>               | <b>8. Civil Service</b>                    |
| <b>4. J.P. Pct. #5, Pl. 1</b>             | <b>9. Personnel</b>                        |
| <b>5. 275<sup>th</sup> District Court</b> | <b>10. 332<sup>nd</sup> District Court</b> |

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

**C. Approval to delete slot # 39 deputy clerk \$ 15,579.73**

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

**D. Approval of Resolution in support of Veterans Middle School in Donna**

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

**14. Purchasing Department: (SEE EXHIBIT P)**

**A. HIDALGO COUNTY -**

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

**a.) Present Hidalgo County Jail-Total Inmate population:**

**Physical Count-----(779)**

**La Villa Facility Count----(212)**

**Out of County Count-----(567)**

**2.) New Adult Detention Facility and Law Enforcement Center Project:**

- a.) 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.**
- b.) Presentation of billing from design/builder, Landmark Organization, L.P., for discussion, acceptance and approval for services through Phase I, Schematic Design, in the amount of \$ 360,649.00.**
- c.) Authorization for Auditor to pay Landmark Organization, L.P., \$ 360,649.00 for Schematic Design (Phase I).**
- d.) Authority for design/builder (Landmark Organization, L.P.) to proceed with the Design/Development Phase of Adult Detention Facility and Law Enforcement Center Project.**
- e.) Authority to advertise an RFQ (Request for Qualifications) for Bond Underwriters for Financing of Jail Project and anything incident thereto**

NO ACTION taken on these items.

**3.) Requesting the surplus of the property with the legal description as "Steel and Pershing Subdivision, West 4.82 acres out of West 10, out of South 20, Lot 2 and Lot 12" and having the following location description as "the West side of the corner of Cynthia and East Ebony streets in McAllen, Texas" for possible disposition.**

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

**4.) Discussion and possible action on the method for the "Sale of Real Property" with FMV (fair market value) appraisal as statutorily required. The following methods are available to the Court for sale of property: Texas Local Government Codes 263.001 (a) (b) (c), via Public Auction, and 272.001 (a), via sealed bid method.**

NO ACTION taken on this item.

**5.) Requesting approval of invoices for payment for Hidalgo County Courthouse for Two New Courtrooms from:**

- a. Mr. George A. Garcia, Architect - \$ 2,000.00**
- b. JDS Construction Co., Contractor - \$ 16,905.25**

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

- 6.) **Authorization for Auditor to pay:**
  - a. **Mr. George A. Garcia, Architect - \$ 2,000.00**
  - b. **JDS Construction Co., Contractor - \$ 16,905.25**

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

- 7.) **Requesting authority to advertise & approval of specifications as attached hereto for “Auctioneer Services”.**

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

**B. HIDALGO COUNTY PRECINCT #3 -**

- 1.) **Recommending award of bid for “Paving of Tom Gill Roads” to low bidder.**

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

- 2.) **Requesting approval of contract for “Paving of Tom Gill Roads” to low bidder.**

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

- 3.) **Recommending award of bid for “Paving of Various Streets” to low bidder.**

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

- 4.) **Requesting approval of contract for “Paving of Various Streets” to low bidder.**

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

**C. HIDALGO COUNTY JUVENILE PROBATION DEPARTMENT -**

- 1. **Presentation by Mr. Reynaldo Vargas, AIA, V-A Architecture on proposed additions and modifications to the existing Juvenile Detention Center for the County of Hidalgo with discussion and possible action if necessary.**

NO ACTION taken on this item.

**D. HIDALGO COUNTY WIC PROGRAM -**

- 1. **Requesting authority to advertise & approval of specifications as attached hereto for “Site Preparation for Modular Clinic in the City of McAllen”.**

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

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

**15. Closed Session: (SEE EXHIBIT Q)**

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

**A. Personnel:**

- 1. Evaluation, duties, and/or discipline of Urban County Program Director, Anthony Covacevich**

NO ACTION taken on this item.

**16. Open Session:**

**A. Personnel:**

- 1. Evaluation, duties, and/or discipline of Urban County Program Director, Anthony Covacevich**

NO ACTION taken on this item.

**17. Closed Session:**

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

NO ACTION taken on this item.

**18. 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 Rosel, seconded by Commissioner Garza, 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 REGULAR MEETING of the Drainage District #1 Board of Directors will be held on MONDAY, MAY 08, 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 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 (SEE EXHIBIT R)**

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on MONDAY, MAY 08, 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. Approval of easement amendment – Lots 2A and 2B Wal-Mart Subdivision No. 2 (SEE EXHIBIT S)**

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

**2. Approval to appropriate funds - \$ 225,000.00 (SEE EXHIBIT T)**

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

**3. Purchasing Department: (SEE EXHIBIT U)**

**A. Requesting authority to advertise the following project: “An Extension of the Mission Lateral to the Palmview Lateral”**

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

**B. Presentation of scoring grid and ranking by Board of the Statements of Qualifications received in connection with the Independent Audit Services for fiscal Year 1999 for the Hidalgo County Drainage District No.1.**

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

**C. Authority for the purchasing department to negotiate and finalize a letter of engagement for Independent Audit Services with the number one ranked firm.**

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

**4. Closed Session: (SEE EXHIBIT V)**

**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.

**5. Open Session:**

**A. Land Acquisition – San Juan Lateral**

NO ACTION taken on this item.

**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 Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to adjourn.

**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 05<sup>th</sup> day of December, 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 11<sup>th</sup> day of December, 2000.*