

SPECIAL MEETING – JUNE 6, 2000

BE IT REMEMBERED, that on this 6th day of June, 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:

**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, JUNE 06, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Handy, the Court made a UNANIMOUS vote to approve all items listed under the Consent Agenda, with exception to the following:

Line item # 2/A
Line item # 2/K
Line item # 2/P

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
 - A. **370th District Court** – On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to revise this line item.
 - B. **Pct. #3 – Paved/unpaved**
 - C. **Pct. #3 – Parks**
 - D. **Personnel Department**
 - E. **WIC**
 - F. **Computer Department**
 - G. **Pct. #2 – Paved/unpaved**
 - H. **Right of Way**
 - I. **Pct. #4 – Landfill**
 - J. **Pct. #4 – Paved/unpaved**
 - K. **J.P. Pct. #1, Pl. 1** – On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to change the amount of this line item.
 - L. **Public Defense**
 - M. **Pct. #1 – Adm.**
 - N. **Health Department – Sanitation**
 - O. **389th District Court**
 - P. **Rural Fire Fighting** – NO ACTION taken on this item.
 - Q. **Jail**
 - R. **Planning Department**
 - S. **Constable Pct. #3**
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) ...34**
 - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1) ...9**
 - **Certificates of Water Service Availability under Local Government Code Section (c)(2)1**
 - B. **Release of the Letter of Credit:**
 1. **Palm Country Estates Subdivision – Pct. 3**
4. **Right of Way – Permits: (SEE EXHIBIT C)**
 - A. **Pct. #3:**

1. Southwestern Bell – East 24th St. & Bus. 83
2. City of San Juan – Alamo Land & Sugar Co. Subd.
3. City of Alton – Stewart Rd. from El Cercado Subd.
4. City of Alton – Stewart Rd. from El Cercado Subd.

B. Pct. #4:

1. Southwestern Bell – Seminary Rd., North of Monte Cristo Rd.
2. Southwestern Bell – North Jackson Rd., North of Monte Cristo Rd.
3. Southwestern Bell – Skinner Rd., North of Lipsey Dr.
4. Western Geophysical – Red Gate Rd. south to Monte Cristo Rd.
5. Western Geophysical – Nitler Rd. to FM 1925
6. Western Geophysical – Rooth Rd. from west to east on unknown road

5. Monthly Fee Reports: (SEE EXHIBIT D)	<u>March</u>	<u>April</u>
A. J.P. Ray Salazar	20,296.50	No Report
B. J.P. Charlie Espinoza	28,569.50	26,714.91
C. J.P. Jesus Morales	20,118.60	8,415.01
D. J.P. Ismael Ochoa	60,388.31	33,323.33
E. J.P. Gilberto Saenz	22,208.65	7,239.00
F. J.P. Rosa Trevino	17,569.79	14,506.08
G. J.P. Arnaldo Corpus	8,425.70	6,394.92
H. J.P. Dario L. Martinez	22,133.05	19,511.72
I. J.P. Esperidion Jackson	19,716.32	13,389.05
J. Law Library	3,880.00	937.25
K. Sheriff Escalon	69,693.69	65,137.94
L. Anzalduas Park	4,540.00	18,808.00
M. Constable Aguirre	2,370.00	3,037.00
N. Constable Alaniz	1,425.00	565.00
O. Constable Pena	4,330.00	2,735.00
P. Constable Cerda, Jr.	1,041.40	1,470.00
Q. Constable Bazan	No Activity	No Activity

6. Monthly Fee Reports: (SEE EXHIBIT E)
 - A. District Clerk - \$ 358,269.70 – May 2000

7. Approval of Minutes:
 - A. January 25, 2000
 - B. February 01, 2000
 - C. April 10, 2000
 - D. October 12, 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 Commissioners' Court will be held on TUESDAY, JUNE 06, 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:

1. Roll Call

All members of the Court were counted present.

2. Pledge of Allegiance

At this time Judge Pulido called on Dr. Miguel De Los Santos to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Dr. De Los Santos joined the Court and Audience in prayer.

4. Open Forum

A presentation was made by Mr. Blake Box with Aztec Realty in McAllen.

5. Tax Office: (SEE EXHIBIT F)

A. Approval of New Car Dealer Sub-Station Contract between Spikes Motor Co. and Hidalgo County

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

6. Sheriff Department: (SEE EXHIBIT G)

A. Approval of budget amendment - \$ 40,000.00 – Jail Acct.

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

B. Approval of Interlocal Agreement between the City of McAllen & other entities and the County of Hidalgo for officers assigned to the grant to have authority to make arrests within the counties of Hidalgo and Starr

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

7. County Clerk: (SEE EXHIBIT H)

A. Reclassification of vacant slot #3 from Accountant to County Courts Manager

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

8. Urban County: (SEE EXHIBIT I)

A. Approval of a Personal Services Contract with Waste Water Technical Service – City of Elsa – Water & Sewer Improvements – UC Year 12 (1999)

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

B. Formal action to terminate a Review Appraisal Contract with Aguirre & Patterson, Inc. for acquisition of real property for an Industrial Park – City of Alton – UCP Year 10 (1997) C/I Land Acquisition/Disposition

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

C. City of Penitas – HOME/Housing Rehabilitation Program Authorization to re-advertise and re-bid

NO ACTION taken on this item.

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

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

9. 398th District Court: (SEE EXHIBIT J)

A. Approval of budget amendment

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

10. County Judge: (SEE EXHIBIT K)

A. Approval of Resolution in support of increased funding by TCADA for the Rio Grande Valley Council on Alcohol & Drug Abuse

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

B. Consideration and adoption of a Mutual Aid Agreement between Cameron, Hidalgo, Starr & Willacy Counties

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

11. Pct. #1: (SEE EXHIBIT L)

A. Authorization to create a Community Development Coordinator position

NO ACTION taken on this item.

B. Set Salary - \$ 23,000.00

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

12. Pct. #3: (SEE EXHIBIT M)

A. Approval of a budget amendment for Pct. #3 – Landfill

NO ACTION taken on this item.

B. Authorization to process payment for services rendered at Hidalgo County Health Clinic No. 7 – Pct. #3 in the amount of \$ 1,870.00

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

C. Request authorization to appropriate payment of \$ 29,893.85 as per agreement into Paved/Unpaved Roads budget Acct. #0-050-431-210.91

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

D. Request authorization for Auditor to process payment for Frank Garcia Trucking in the amount of \$4,734.38

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

13. Pct. #4: (SEE EXHIBIT N)

A. Presentation by Nancy Basaldua, ECISD Human Growth & Development Committee (Best Friends Program)

Presentation only.

B. Approval to transfer out \$ 200,000 from Road & Bridge Pct. #2 into Road & Bridge Pct. #4 and appropriate same

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

14. Purchasing Department: (SEE EXHIBIT O)

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 → 560

La Villa Facility Count → 216

Out of County Count → 27; Fifteen of these Out of County prisoners are in Refugio, and are not being charged daily because they have trials or other criminal litigation matters to tend to in Refugio. Marty Salazar certified that the other twelve prisoners are paying.

2. Requesting authority to advertise for: Hidalgo County - "Lubricants (Grease, Oil, Hydraulic Fluids) and Anti-Freeze Products".

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

3. Consideration and action to select "Bond Underwriter" for Jail Project Financing.

NO ACTION taken on this item.

4. **Discussion and action on the method for the “Sale or Lease of Real Property” with FMV (fair market value) appraisal as statutorily required. The following methods are available to the Court for Sale or Lease of property. Texas Local Government Codes 263.001 (a) (b) (c), via Public Auction, 263.007 (a) (b) (c), Sealed Bid Method**

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

5. **Requesting a budget amendment from the General Fund in the amount of \$ 1,500.00 and appropriation into Purchasing Department Budget Line item 46 or 82 (to be determined through Auditor’s Office) for funding and payment of Court Order Fair Market Value Appraisals for the following County-owned property:**
 - A. **Pct. #2 – Approximately 5 acres located South of Hidalgo County Health Clinic (on Hackberry) in McAllen**
 - B. **Pct. #4 – Approximately 40 acres adjacent to the landfill property**

On motion of Commissioner Rosel, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve line items 5/A-B.

B. HIDALGO COUNTY PCT. #1:

1. **Requesting authority to advertise & approval of specifications as attached hereto for: “Two (2) New 2000 Roll-Off Trucks w/Tarp Roller**

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

C. HIDALGO COUNTY JUDGE’S OFFICE -

1. **Requesting one (1) 1991 Chevrolet Caprice Classic, Asset No. 029536, be declared surplus to be cannibalized.**

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

D. HIDALGO COUNTY RIGHT OF WAY DEPARTMENT -

1. **Requesting approval for Change Order Number One for FM 2061 (Jackson Rd) Irrigation Line Relocation Project with GRAB Pipeline Services.**

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

2. **Acceptance and approval of claims by Sesin Engineering, P.L.L.C. for services rendered in connection with the following:**

Precinct No. 2 - Invoice No. 01228 -	\$ 4,052.00
Precinct No. 2 - Invoice No. 01245 -	\$ 615.00
Precinct No. 3 - Invoice No. 01230 -	\$ 1,830.00
Precinct No. 3 - Invoice No. 01227 -	<u>\$ 2,270.00</u>
	<u>\$ 8,767.00</u>

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

3. **Authority for Auditor to pay invoices referenced above to Sesin Engineering , P.L.L.C. in the amount of \$ 8,767.00.**

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

E. HIDALGO COUNTY SHERIFF'S DEPARTMENT -

1. **Requesting approval to exercise the one (1) year extension of the Intergovernmental Agreement regarding Housing of Hidalgo County prisoners in the following counties:**
 - A. **Colorado County**
 - B. **Newton County**
 - C. **Nueces County**
 - D. **Brazoria County**

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

15. Closed Session: (SEE EXHIBIT P)

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

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

- A. **Litigation:**
 1. **Gabriel Avendano vs. Hidalgo County – C-6549-98-D**
- B. **Personnel:**
 1. **Evaluation, duties and/or discipline of Urban County Program Director, Anthony Covacevich**

Upon return, Judge Pulido certified that NO ACTION was taken during Executive Session.

16. Open Session: (SEE EXHIBIT P)

- A. **Litigation:**
 1. **Gabriel Avendano vs. Hidalgo County – C-6549-98-D**

NO ACTION taken on this item.

- B. **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 Palacios, the Court made a UNANIMOUS vote of adjournment.

**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, JUNE 06, 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.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve all items listed under this Consent Agenda.

DRAINAGE DISTRICT

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Approval of Minutes:**
 - A. January 25, 2000**
 - B. February 01, 2000**
 - C. April 10, 2000**
 - D. October 12, 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, JUNE 06, 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. **Purchasing Department:** (SEE EXHIBIT Q)

A. Requesting authority to advertise for "Loading and Hauling Services For Fill Dirt and Hauling Services For Gravel and/or Sand"

On motion of Commissioner Palacios, seconded by Commissioner Garza, 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 6th day of June, 2000

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

**By: _____
Jessica Coder, Deputy**

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