

SPECIAL MEETING – July 5, 2000

BE IT REMEMBERED, that on this 5th day of July, 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-OFFICIO 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 **WEDNESDAY, JULY 05, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 of line items 2I, 2L and 2Q.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
 - A. **Pct. #3 – Landfill**
 - B. **Pct. #3 – Park**
 - C. **Pct. #3 – Adm.**
 - D. **Pct. #3 – Lateral Rds.**
 - E. **J.P. Pct. #1, Pl. 1**
 - F. **J.P. Pct. #1, Pl. 2**
 - G. **Computer Department**
 - H. **Courthouse Parking Lot**
 - I. **Rural Fire Fighting** – Correction made, on motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a **UNANIMOUS** vote of approval.
 - J. **Pct. #4 – Paved/unpaved**
 - K. **Pct. #4 – Landfill**
 - L. **Pct. #4 – Park** – Correction made, on motion of Commissioner Garza, seconded by Commissioner Rosel, the Court made a **UNANIMOUS** vote of approval.
 - M. **District Clerk (2)**
 - N. **HIDTA – Task Force**
 - O. **Child Welfare**
 - P. **Sheriff Department**
 - Q. **Constable Pct. #4 – NO ACTION** taken on this item.
 - R. **County Court #1**
 - S. **Library System**
 - T. **Buildings & Grounds**
 - U. **398th District Court**
 - V. **Tax Office**
 - W. **County Clerk – Rec. Mgmt.**
 - X. **Sheriff's Federal Sharing**
 - Y. **275th District Court**
 - Z. **Pct. #1 – Sanitation**

Consent Agenda
July 5, 2000

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)**

4. **Right of Way – Permits:** (SEE EXHIBIT C)
 - A. **Pct. #3 – Southwestern Bell**

5. **Tax Office:** (SEE EXHIBIT D)
 - A. **Tax Refunds:**
 1. **Transamerica Real Estate - \$ 2,675.51**
 2. **Chase Manhattan Mortgage Corp. - \$ 1,551.37**
 3. **Weslaco Investments - \$ 881.54**

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

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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 upon Johnny Olivarez to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Johnny Olivarez led the Court and Audience in Prayer.

4. Open Forum

No presentations were made under Open Forum.

5. Presentation of the 1999 County of Hidalgo Audited Annual Financial Report prepared by Juan Nunez, CPA (SEE EXHIBIT E)

Presentation made by Juan Nunez, CPA.

6. Urban County: (SEE EXHIBIT F)

A. Approval of a Redistribution and Recapture Policy for the Urban County Program

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

B. Approval of a temporary position of Field Inspector – Colonia Grant Fund

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

C. Approval of a construction contract with Sweezy Construction, Inc. – City of Weslaco – Parks & Recreational Facilities – Urban County Years 9, 10, 11 & 12 (1996, 1997, 1998 & 1999)

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

D. Approval of a Professional Services Contract with Hinojosa Engineers – City of La Joya – Water & Sewer Improvements – UC Year 9 (1996)

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

7. HIDTA – Task Force: (SEE EXHIBIT G)

A. Approval to create a position for a Director/Chief Investigator position in the Hidalgo County HIDTA Command Center (Program Income)

1. Set salary for a Director/Chief Investigator

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

B. Approval to transfer the Director/Chief Investigator position from the HIDTA 2000 Grant into the Hidalgo County HIDTA Command Center (Program-Income)

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

C. Approval of appropriation of a budget increase for the Hidalgo County HIDTA Command Center in the amount of \$ 26,380.00

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

D. Approval to create two Hidalgo County District Attorney Investigators positions in the HIDTA 2000 Grant

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

1. Set salaries for two Hidalgo County District Attorney Investigators

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

8. Sheriff Department/ District Attorney: (SEE EXHIBIT H)

A. Approval to authorize County Auditor to process payment of clothing allowance to non-uniform officers in the Sheriff's Narcotics Trafficking Task Force Grant and make payment of same in conjunction with the regular payroll

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

B. Acceptance and approval of grant award for the Sheriff and District Attorney Offices – grant period is June 01, 2000 to May 31, 2001

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

C. Approval of budget amendment for the Sheriff's Office for \$ 239,281.00

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

D. Set salaries for Investigations (4) and Secretary (1) positions

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

E. Approval of budget amendment for the District Attorney's Office for \$ 188,499.00

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

F. Set Salaries for Assistant D.A. (1), Secretary (1), Accountant (1), and Investigators (2)

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

9. County Judge: (SEE EXHIBIT I)

A. Approval to transfer funds from Road & Bridge Fund to General Fund - \$ 650,000.00

NO ACTION taken on this item.

10. Pct. #1: (SEE EXHIBIT J)

A. Resolution authorizing the submission of a grant application to the Lower Rio Grande Valley Development Council (LRGVDC) for the Hidalgo County Pct. #1 Waste Reduction and Recycling Project

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

(At this time Commissioner Handy left the meeting without return.)

11. Pct. #2: (SEE EXHIBIT K)

A. Authorization to create three (3) maintenance temporary positions for a period of 6 months for Parks Department

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

B. Set salary at \$ 6.75 hour

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

C. Consideration and approval of a Resolution authorizing Hidalgo County to submit a Grant Application to the Lower Rio Grande Valley Development Council (LRGVDC) for the Hidalgo County Pct. #2 Waste Reduction and Recycling Project

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

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

A. Request authorization for Auditor's Office to process payment to Creative Paving Company as per Interlocal Agreement for the paving of Sullivan City Park

NO ACTION taken on this item.

13. Purchasing Department: (SEE EXHIBIT M)

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 591
* La Villa Facility Count 232
* Out of County Count 17 – Regugio
1 - Frio

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

No report or comments made on this item by Purchasing Director Marty Salazar.

2. Presentation by Mr. Jerald Edwards, Hidalgo County Health Benefits Consultant, on the responses received by Hidalgo County on the Request for Proposals issued for Hidalgo County Health Benefits Plan.

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

3. The ranking of the RFP responses by Commissioner’s Court (by category of plan proposed, if applicable).

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

NO VOTE: Commissioner Handy

4. Authority to negotiate a final contract for a Health Benefits Plan with the number one ranked (or highest ranked) proposer.

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

NO VOTE: Commissioner Handy

5. Discussion and action on the method for the “Sale or Lease of Real Property” with FMV (fair market value) appraisal as statutorily required of the following property described as 17.87 acres of land adjacent to the present Hidalgo County Adult Detention Facility or (Jail). The following methods are available to the Court for Sale or Lease of property under the Texas Local Government Code:

- A.) 263.001 (a) (b) (c) - via Public Auction**
- B.) 263.007 (a) (b) (c) - Sealed Bid Method**
- C.) 263.008 (a through e)-Real Estate Broker Agreements and Fees for the Sale of Real Property**

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

NO VOTE: Commissioner Handy

6. **Requesting authority to exercise the sixty (60) day grace period under current contract with “Bond & Bond Auctioneer” for “Auctioneer Services” so as not to have a lapse in service & allow the bid process to be completed.**

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

NO VOTE: Commissioner Handy

7. **Requesting authority to exercise the sixty (60) day grace period under current contract with “Valley Caliche Products” for Hot Mix-Cold Laid” so as not to have a lapse in service & allow the bid process to be completed.**

NO ACTION taken on this item

8. **Recommending award of bid for “Elevator Maintenance and Repairs-Hidalgo County” for Hidalgo County Buildings and Grounds and the Hidalgo County Sheriff’s Department to qualified low bidder, Montgomery Kone, Inc. as follows:**

Buildings & Grounds -	\$ 1,050.00 Monthly rate for maintenance and repairs
Sheriff’s Department -	\$ 400.00 Monthly rate for maintenance and repairs

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

NO VOTE: Commissioner Handy

9. **Recommending approval of contract(s) to: Montgomery Kone, Inc. for: “Elevator Maintenance and Repairs” for Hidalgo County Buildings and Grounds Department and the Hidalgo County Sheriff’s Department.**

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

NO VOTE: Commissioner Handy

10. **Recommending award for “Tires” Disposal -Hidalgo County” RFB to lowest bidder.**

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

NO VOTE: Commissioner Handy

11. **Requesting approval of contract for “Tires” Disposal-Hidalgo County “ RFB.**

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

B. HIDALGO COUNTY PRECINCT #1 -

1. **Requesting authorization to terminate the contract under Paragraph 14 with MC Hauling by giving thirty (30) days written notice of the termination.**

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

NO VOTE: Commissioner Handy

C. HIDALGO COUNTY PRECINCT #3 -

- 1. Requesting authority to advertise and approval of specifications as attached hereto for: "OVERLAY AT GREEN GATE".**

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

NO VOTE: Commissioner Handy

D. SHERIFF DEPARTMENT –

- 1. Requesting approval of the final negotiated letter of engagement with the number one ranked Law Firm of Cynthia Contreras Gutierrez for "Legal Services" in the area of Employment Law**

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

NO VOTE: Commissioner Handy

On motion of Commissioner Garza, seconded by Judge Pulido, 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 WEDNESDAY, JULY 05, 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

- 1. Approval of check register and payment of claims and bills - County Auditor
(SEE EXHIBIT N)**

**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 WEDNESDAY, JULY 05, 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. Discussion and action on renewal of Insurance with Texas Association of Counties (TAC)
(SEE EXHIBIT O)**

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

NO VOTE: Commissioner Handy

On motion of Commissioner Garza, seconded by Commissioner Rosel, 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 Commissioners' Court will be held on WEDNESDAY, JULY 05, 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. Pct. #4:

A. Request authorization to accept cost-share funds from Tower Road Subdivision & Ware Colony Subdivision

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

NO VOTE: Commissioner Handy

B. Consideration and approval of a Resolution authorizing Hidalgo County to submit a Grant application to the Lower Rio Grande Valley Development Council (LRGVDC) for the Hidalgo County Pct. #4 Citizen Collection Station

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

NO VOTE: Commissioner Handy

2. Right of Way:

A. Authorization for appraisal and acquisition of 10 additional feet of Right of Way on Taylor Rd. and 5 Mile Rd.

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

3. Health Department:

A. Release of the letter of credit:

1. El Gato Estates No. 1, Pct. #2

NO ACTION taken on this item.

**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 WEDNESDAY, JULY 05, 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 #2

1. County Judge:

A. Designation of the Floodplain Administrator

On motion of Commissioner Rosel, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to appoint County Judge Pulido as the Floodplain Administrator.

NO VOTE: Commissioner Handy

B. Order Adopting New and Comprehensive Floodplain Management Regulations in accordance with Section 60.3(d) of the National Flood Insurance Program which are Designed to Minimize Flood Damage and Losses in Compliance with the Federal Emergency Management Agency's National Flood Insurance Program

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

NO VOTE: Commissioner Handy

C. Adoption of Amendments to the Hidalgo County Subdivision Rules

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

NO VOTE: Commissioner Handy

**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 5th day of July, 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 28th day of December, 2000.