

REGULAR MEETING – July 10, 2000

BE IT REMEMBERED, that on this 10th day of July, 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:

**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 MONDAY, JULY 10, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
 - A. **Constable Pct. #4**
 - B. **Pct. # 3-Paved/unpaved**
 - C. **Pct. # 3-Park**
 - D. **Pct. # 3-Landfill**
 - E. **Health Department-Sanitation**
 - F. **Health Department-Health Clinics**
 - G. **Health Department-Mobile Clinics**
 - H. **County Clerk**
 - I. **Hidalgo County Historical Commission**
 - J. **HIDTA-Task Force**
 - K. **Pct. # 2-R/B Administration**
 - L. **Pct. # 2-County Wide Shop**
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)→ 28**
 - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)→ 1**
 - **Certificates of Water Service Availability under Local Government Code Section (c)(2) → 4**
4. **Monthly Fee Reports: (SEE EXHIBIT C)**
 - A. **District Clerk- \$111,746.39-June 2000**
5. **Right of Way- Permits: (SEE EXHIBIT D)**
 - A. **Pct. # 3**
 1. **Southwestern Bell-Los Ebanos Road approximately 109' from FM 1924**
 - B. **Pct. # 4**
 1. **Western Geophysical-weight-thumping on Red gate road south to FM 1925**
 2. **North Alamo Water Supply- FM 493 on north side of first county road north of FM 2812**
 3. **North Alamo Water Supply-Tower Rd. on Minnesota Rd**
6. **Urban County: (SEE EXHIBIT E)**
 - A. **Home "First-time Homebuyer Contract Agreement" and Letter of Commitment to Mortgage Company(3 Families)**

**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 on Valde Guerra to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Valde Guerra joined together the Court and Audience in Prayer.

4. Open Forum

Patricia Mejia, Maria Mendoza, and Maria Mercado made presentations under the Open Forum.

5. Constable Dept. Pct. #4: (SEE EXHIBIT F)

A. Budget Amendment - \$15200.00

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

B. Approval to purchase five heavy duty point blank soft body armor bullet vest

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

6. Library System: (SEE EXHIBIT G)

A. Approval to appoint Representative to Hidalgo County Library System Board from Weslaco

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

7. Urban County: (SEE EXHIBIT H)

A. Approval of a Construction Contract with Mcrea Water Tower Inc. for Water & Sewer Improvements- City of La Joya- Urban County Program Year 9 (1996)

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

B. Approval of a Construction Contract with Mission Paving Inc. for Street Improvements-City of Palmview- Urban County Program Year 11 (1998)

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

8. Health Department: (SEE EXHIBIT I)

- A. Approval and authorization for the Hidalgo County Health Department to enter into an Interlocal Collaborative Agreement between participating local health departments operating as the Texas Association Local Health Officials Collaborative (TALHO Collaborative) and the Texas Rural Hospital Telecommunications Alliance.**

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

- B. Authorization and approval for the Hidalgo County Health Department to effect a memorandum of understanding (MOU) with local Health Departments receiving CDC funding for the Health Albert Network**

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

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

A. Budget amendment

- 1. Appropriation of 98 Certificate of Obligation funds to Weslaco Multi Purpose Facility**

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

- 2. Approval of final Architect Invoice for Weslaco Multi Purpose Facility and authorize auditor to make payment to Alvarado Architect**

NO ACTION taken on this item.

B. Budget amendment

- 1. Appropriation of Pct. # 1 Road and Bridge Unreserved funds to Pct. # 1 Administration**

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

- 2. Appropriation of Pct. # 1 Road and Bridge Unreserved funds to Pct. # 1 Road and Bridge**

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

- C. Approval of application #11 for the Elsa Health Clinic/JP Center construction and authorize auditor to make payment to Rio Valley Construction, Inc.**

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

D. Budget amendment

- 1. Appropriation of 98 Certificate of Obligation funds to Elsa Health Clinic Facility**

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

- 2. Approval of Architect Invoice for Elsa Health Clinic Facility and authorize auditor to make payment to Thomas Design Group**

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

- 3. Approval of Geo Technical Invoice for Elsa Health Clinic Facility and authorize auditor to make payment to Raba-kistner**

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

10. Pct. #4: (SEE EXHIBIT K)

- A. Approval to transfer our \$1,219,000.00 from the County Wide Rode & Bridge unappropriated fund balance to the four precincts as follows: Pct. #1 - \$229,750.00; Pct. #2 - \$329,750.00; Pct. #3 - &329, 750.00; Pct. #4 – 329,750.00**

NO ACTION taken on this item.

11. Consideration and adoption of “Free Port Exemption” retroactive to January 01, 2000 – Mike Allen, MEDC
(SEE EXHIBIT L)

NO ACTION taken on this item.

12. 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 → 815**

***Physical Count** 560

***La Villa Facility Count** 226

***Out of County Count** Refugio – 19
Frio - 1

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

A motion was made by Commissioner Rosel; MOTION DIED FOR LACK OF A SECOND.

- 2. Report by Mr. Jerald Edwards, Hidalgo County Health Benefits Consultant, on the negotiations with the number one ranked proposer for a “Health Benefits Plan” and, if applicable.**

Report only.

- 3. Requesting acceptance and approval of the proposed final draft of the contract for a “Health Benefits Plan for Hidalgo County” with Blue Cross Blue Shield of Texas, or in the alternative.**

NO ACTION taken on this item.

- 4. Requesting authority to negotiate with the second ranked vendor for a “Health Benefits Plan”.**

NO ACTION taken on this item.

- 5. Pursuant to action approved by Commissioners Court regarding the method of disposition of “Real Property” (the 17.87 acres adjacent to the present County Jail) under the Texas Local Government Code 263.007 (a) (b) (c) with FMV (fair market value) appraisal as statutorily required and the determination of a minimum bid amount based on the appraisal.**

MINIMUM BID AMOUNT \$

NO ACTION taken on this item.

- 6. Requesting authority to advertise for: “HOT MIX-COLD LAID”.**

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

B. HIDALGO COUNTY PRECINCT #2 -

1. Requesting various pieces and items of equipment be declared surplus for auction.

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

C. HIDALGO COUNTY PRECINCT #3 -

1. Recommending bid award for “One (1) 1990 or Newer Landfill Compactor” to the bidder meeting all specification .

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

D. HIDALGO COUNTY PRECINCT #4 -

1. Requesting authority to advertise and approval of specifications as attached hereto for: “Paving of Mile 9 (West of Ware Road)”.

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

2. Recommending award of bid to sole bidder for: “Paving of Four (4) Projects: Iowa Road, Charro No. 2 (Argentine Road & Argentine Court Only), Hillcrest Terrace & Dillion Road (between Curve & Anderson)”.

As requested by Commissioner Garza and agreed upon by the Court, this item is to be omitted from this agenda. (NO ACTION taken on this item.)

E. HIDALGO COUNTY SHERIFF’S DEPARTMENT -

1. Requesting one (1) 1992 Chevrolet Caprice Classic (Asset #28758), which was involved in an accident, be declared surplus.

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

F. HIDALGO COUNTY WIC PROGRAM -

1. Requesting authority to re-advertise for: “Site Preparation & Utilities for a Modular Clinic located in McAllen, Texas” due to no bid received.

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

13. Closed Session: (SEE EXHIBIT N)

On motion of Commissioner Rosel, 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 551.072 to discuss the following:

A. Litigation:

1. Gabriel Avendano vs. Hidalgo County – C- 6549- 98-D

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

14. Open Session: (SEE EXHIBIT N)

A. Litigation:

1. Gabriel Avendano vs. Hidalgo County – C- 6549- 98-D

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

15. Closed Session:

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

NO ACTION taken on this item.

16. 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 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 MONDAY, JULY 10, 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 Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

DRAINAGE DISTRICT

- 1. Approval of check register and payment of claims and bills - County Auditor**
(See Regular Consent Agenda)

**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 MONDAY, JULY 10, 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 create five (5) full time position (SEE EXHIBIT O)**
 - A. 1-Supervisor**
 - B. 2-Laborer**
 - C. 1-Laborer-Watchman**
 - D. 1-Loader-Excavator**

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

- 2. Authorization & amend our budget to set salaries and appropriate funds (SEE EXHIBIT O)**

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

- 3. Authorization to reclassify slot #56 from Excavator Supervisor to Assistant Foreman and increase slot in the amount of \$2,000.00 (SEE EXHIBIT O)**

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

- 4. Authorization to amend budget, set salary, increase and appropriate funds (SEE EXHIBIT O)**

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

- 5. Approval to enter into interlocal agreement with county of Hidalgo and Hidalgo County Drainage District N0. 1-Floodplain Administrator (SEE EXHIBIT O)**

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

- 6. Purchasing Department: (SEE EXHIBIT P)**
 - A. Requesting authority to advertise and approval of specifications as attached hereto: "Hidalgo County Drainage District No. 1 - Tires".**

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

- 7. Discussion of FEMA Maps (SEE EXHIBIT O)**

NO ACTION taken on this item.

8. Appointment of Committee Members to review FEMA Maps (SEE EXHIBIT O)

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 10th day of July, 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 _____ day of
_____, 2000.*