

**REGULAR MEETING – AUGUST 14, 2000**

BE IT REMEMBERED, that on this 14<sup>th</sup> day of August, 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       | COUNTY JUDGE                |
| HONORABLE SYLVIA HANDY           | COMMISSIONER, PRECINCT NO.1 |
| HONORABLE HECTOR (TITO) PALACIOS | COMMISSIONER, PRECINCT NO.2 |
| HONORABLE JUAN ROSEL             | COMMISSIONER, PRECINCT NO.3 |

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, AUGUST 14, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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.

A motion was made by Commissioner Rosel and seconded by commissioner Palacios to approve the Consent Agenda.

**1. Approval of check register and payment of claims and bills - County Auditor**

**2. Line item transfers:**

- A. Human Services**
- B. 92<sup>nd</sup> District Court**
- C. County Judge**
- D. J.P. Pct. #2, Pl. 1**
- E. Buildings & Grounds**
- F. Constable Pct. #1**
- G. Rural Fire Fighting**
- H. Health Department – Adm. Program Income**
- I. Pct. #1 – Park**
- J. Pct. #1 – Road & Bridge**
- K. Pct. #2 – Parks**
- L. Pct. #2 – Landfill**
- M. Pct. #3 – Landfill**
- N. Pct. #3 – Paved/unpaved**
- O. Pct. #3 – Adm.**
- P. Pct. #4 – Landfill**

(See Exhibit A)

**3. Planning Department:**

**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)**

(See Exhibit B)

**B. Release of the letter of credit:**

- 1. Tom Gill Subdivision No. 6 – Pct. 3**

(See Exhibit B)

**4. Health Department:**

**A. Release of the letter of credit for Eduardo's #2**

(See Exhibit C)

**5. Approval of Minutes:**

**A. July 18, 2000**

Minutes approved with above motion.

**6. Purchasing Department:**

**A. HIDALGO COUNTY HUMAN SERVICES - Requesting approval of a maintenance agreement for Health Information Systems Software with 3M Health Information System for \$2,145.00 per year effective on September 21, 2000 to September 20, 2001.**

(See Exhibit D)

**B. HIDALGO COUNTY COMPUTER DEPARTMENT - Requesting approval of a maintenance agreement for a Wireless Radio Antenna for Elections with Technical Concepts Corporation for \$840.00 per year effective on August 15, 2000 to August 14, 2001.**

(See Exhibit D)

**C. HIDALGO COUNTY WIC PROGRAM - Requesting approval of a maintenance agreement for a SAVIN 9450 Copier with Copier Supply Unlimited for \$2,195.00 per year effective August 18, 2000 to August 17, 2001.**

(See Exhibit D)

**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 Commissioners' Court will be held on MONDAY, AUGUST 14, 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 present during this Commissioners' Court meeting, with the exception of Commissioner Oscar Garza.

**2. Pledge of Allegiance**

**3. Prayer**

Judge Pulido called on Monica Badillo, the County Judge's Administrative Assistant, to lead the Court and Audience in reciting the Pledge of Allegiance and the Invocation.

**4. Open Forum**

There were no presentations made under the Open Forum.

**5. Tax Office:**

**A. Approval of bond for Spikes Motor Co. for issuance of License Renewal Stickers**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit E)

**6. WIC:**

**A. Approval of budget amendment**

Due to lack of representation by this department, it was suggested by Commissioner Rosel that no action be taken on this item. Later on this line item was discussed by the Court; a motion was made by Commissioner Handy and seconded by Commissioner Rosel. Discussion begins on mark #2582.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit F)

*At this time Judge Pulido requested a motion to move into Executive Session (Line Item -17).*

*A motion to move into Executive Session was made by Commissioner Rosel and seconded by Commissioner Handy.*

*MOTION CARRIED UNANIMOUSLY.*

**7. Request for Audience:**

**A. Rene Martinez – sidewalks in Monte Alto**

This is regarding an issue regarding a sidewalk that poses safety issues for its pedestrians. Judge Pulido addressed Joe Vasquez, representative of the Right of Way Department, granting permission for amendments and reconstruction of this sidewalk to be carried out if needed. Discussion begins on mark # 110.

(See Exhibit G)

**8. Child Protective Court:**

**A. Requesting approval to amend the contract between Hidalgo County and the Texas Department of Protective and Regulatory Service – Rio Grande Valley Special Foster Care Court Grant for the period June 01, 1999 to August 31, 2000 extending time period from August 31, 2000 to March 31, 2001**

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit H)

**B. Requesting approval to purchase two (2) cellular phones to be used by the Associate Judge and Court Coordinator (grant funds will be used)**

A motion was made by Commissioner Handy and seconded by Commissioner Palacios.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit H)

**9. Health Department:**

**A. Authorization and approval to accept a \$ 500.00 Education Grant from Merck & Co. Inc.**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit I)

**B. Authorization and approval to appropriate a \$ 500.00 Education Grant from Merck & Co. Inc.**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit I)

**C. Authorization and approval to establish a \$ 25.00 change fund for the HCHD Mobile Clinic**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit I)

**10. Urban County:**

**A. Approval to amend the program description with Community Hope Projects, Inc. – Housing Division under 1999 HOME – CHDO Program**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit J)

**B. Approval of a Budget and Program Amendment – Pct. #2 – UC Year 12 (1999)**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit J)

**C. Approval of a Budget and Program Amendment – City of La Joya – UC Year 9 (1996), Year 10, (1997), Year 11 (1998) & Year 12 (1999)**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit J)

**D. Approval of Change Order #2 for Esperiqueta Construction Co., - City of Hidalgo – Street Improvements – UCP Year 10 (1997)**

A motion was made by Commissioner Palacios and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit J)

**E. Cancellation of Action of August 01, 2000 and approval of a Professional Services Contract with Quintanilla, Headley & Associates – City of Alamo – Youth Center – UCP Year 10 (1997)**

A motion was made by Commissioner Handy and seconded by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit J)

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

By suggestion of Judge Pulido no action was taken on this item. Discussion begins on mark #476.

NO ACTION.  
(See Exhibit J)

**G. Housing Rehabilitation Program Year / Program Year Report**

As per Allen Kamasaki, this is only a report - not an actual action item.

NO ACTION.  
(See Exhibit J)

**H. Approval of Construction Contract with J.M. Construction Company – 1998 Colonia Construction Grant # 718075 Sanitary Sewer Improvements – Rancho Sanchez Subdivision in Pct. #2**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit J)

**I. Approval of bids for a construction contract – City of Penitas – Water & Sewer Improvements – UC Year 11 & 12 (1998 & 1999)**

A motion was made by commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit J)

**J. Formal Action to rescind selection of an applicant to the HOME/Homeowner Occupied Housing Rehab Program**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy. Both Commissioners withdrew their motions with a recommendation of no action, as recommended by Commissioner Palacios. Discussion begins on mark #588.

NO ACTION.  
(See Exhibit J)

**11. Elections Department:**

**A. Approval of budget amendment**

A motion was made by Commissioner Rosel and seconded by commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit K)

**B. Request approval to purchase mobile phone**

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit K)

**12. County Judge:**

**A. Approval of Resolution in support of the Texas Solid Waste Grants Program**

A motion was made by commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit L)

**B. Approval of budget amendment**

At this time Commissioner Palacios excused himself from discussion or voting on line items 12/B-C; his nephew, Hector Palacios, works for MHMR, and was an active representative during the hearing for this line item. A motion was made by Commissioner Handy and seconded by Commissioner Rosel. Discussion begins on mark #1021.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit L)

**C. Requesting approval and authority for Auditor to pay a portion of the local match requirement, per Section 534.066 Health & Safety Code, in the amount of \$ 75,000.00**

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit L)

**D. Discussion and action on rate of compensation for Urban County Interim Director**

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit L)

**E. Approval of Tax Abatement Agreement between the County of Hidalgo and Plantation Campus Facility, L.P. for Hidalgo County and Road District No. 5**

As suggested by Lisa Aleman, no action was taken on this line item.

NO ACTION.  
(No supporting documentation provided)

**13. Pct. #2:**

**A. Approval of budget amendment**

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit M)

**14. Pct. #3:**

**A. Authorization to accept a donation in the amount of \$ 49,772.76 for the overlay of Green Gate**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy. Discussion begins on mark #1689.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit N)

**B. Approval to appropriate the above donation into Road & Bridge acct. # 0-050-431-210.62**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit N)

**15. Pct. #4:**

**A. Approval of Budget Amendment**

A motion was made by Commissioner Handy and seconded by Commissioner Palacios.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit O)

**16. Purchasing Department:**

**A. HIDALGO COUNTY -**

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

**a.) Present Hidalgo County Jail-Total inmate population: 894**

- **Physical Count** 610
- **La Villa Facility Count** 224
- **Out of County Count** Refugio County – 20  
Frio County – 40

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

As per Marty Salazar with the Purchasing Department, there is nothing on the agenda for this week, and anything that it pertinent to it will be placed on next week's agenda.

**2. Requesting authority to advertise an RFQ for Independent Financial Audit Services for Hidalgo County's Fiscal Years 2000 and 2001with the County's option to include Fiscal Year 2002.**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

**3. Requesting approval and authority for Auditor to pay invoice for renovations to Courthouse for two new courtrooms to JDS Construction Company for \$15,597.55.**

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios. Both motions were withdrawn for a motion of no action. Discussion begins on mark#1916.

NO ACTION.  
(See Exhibit P)

**B. HIDALGO COUNTY PRECINCT NO. 1 -**

**1. Requesting exemption from competitive bidding requirements for professional/engineering services for street reconstruction for subdivisions (colonias) with Rodriguez Engineering.**

A motion was made by Commissioner Handy and seconded by commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

**2. Approval of a professional engineering services contract with Rodriguez Engineering for street reconstruction for the following subdivisions (colonias) Colonia Saenz, Waterfall Subdivision, Loma Alta Subdivision, Catherine Subdivision, Chapa #3 Subdivision, Chapa #1 Subdivision and Heritage Subdivision.**

A motion was made by Commissioner Handy and seconded by Commissioner Palacios.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

**C. HIDALGO COUNTY PRECINCT NO. 1 & 4 -**

**1. Recommending bid award for "Three (3) New Roll-Off Trucks W/Tarp Rollers Included" to low bidder meeting all specifications. (Two Roll-Off Trucks w/Tarp Rollers for Precinct No. 1)(One Roll-Off Truck w/Tarp Roller for Precinct No. 4).**

A motion was made by Commissioner Handy and seconded by Commissioner Palacios.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

**D. HIDALGO COUNTY PRECINCT NO. 2 -**

**1. The potential acquisition of real property for Hidalgo County Precinct No. 2**

Marty Salazar proposed that no action be taken on this item.

NO ACTION.  
(See Exhibit P)

**E. HIDALGO COUNTY PRECINCT NO. 3 -**

- 1. Recommending bid award for “One (1) 2000 or Newer 4-Wheeled Drive Rubber Tired Loader” to low bidder.**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

- 2. Recommending bid award for “Overlay at Green Gate” to low bidder.**

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

- 3. Requesting approval of contract for “Overlay at Green Gate” to low bidder.**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

**F. HIDALGO COUNTY PRECINCT NO. 4 -**

- 1. Authority to advertise the purchase of a minimum of ten (10) acres of real property on Doolittle between FM 1925 and FM 2812 for the establishment of a park and other future facilities.**

By Commissioner Palacios’s proposal, no action was taken on this item.

NO ACTION.  
(See Exhibit P)

- 2. Requesting exemption from competitive requirements for professional/surveying services for:  
a.) All required services for Road Improvements Projects; and  
b.) All required services for Drainage Improvements Projects.  
(Selected, evaluated and ranked from pool of “Real Estate Appraisers and Surveyors.”)**

A motion was made by Commissioner Rosel and seconded by Commissioner Palacios.

Motion carried unanimously.  
(See Exhibit P)

- 3. Recommending award of professional/surveying contracts under the approved “Real Estate Appraisers and Surveyors” list for:  
a.) All required services for Road Improvements Projects; and  
c.) All required services for Drainage Improvements Projects.**

A motion was made by Commissioner Palacios and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

**G. HIDALGO COUNTY HEALTH DEPARTMENT AND WIC PROGRAM -**

**1. Requesting authority to advertise for Hidalgo County WIC Program and Hidalgo County Health Department "Lease with Option to Purchase Office Space in the City of Mercedes."**

A motion was made by Commissioner Handy and seconded by Commissioner Rosel.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit P)

**H. HIDALGO COUNTY SHERIFF'S DEPARTMENT -**

- 1. Requesting approval to exercise the one (1) year option to extend the service contract (as provided in current contract) for "Air Conditioning & Repair Services" and "Electrical & Repair Services" with Maistro Services.**
- 2. Requesting approval of one (1) year contract extension for "Air Conditioning & Repair Services" and "Electrical & Repairs Services" with Maistro Services.  
(or in the alternative)**
- 3. Requesting authority to advertise for "Air Conditioning & Repair Services" and "Electrical & Repair Services."**

By the suggestion of Marty Salazar, no action was taken on these Line Items 16/H,1-3.

NO ACTION.  
(See Exhibit P)

*At this time the Court discussed Line Item -6.*

**I. HIDALGO COUNTY TAX OFFICE -**

- 1. Requesting approval to exercise the one (1) year option to extend the Lease (as provided in current Lease Agreement) for "The Rental of Space in the City of Mission for the Tax Office" with Mrs. Placida Rosel  
(or in the alternative)**
- 2. Requesting authority to advertise for "The Rental of Space in the City of Mission for the Tax Office."**

NO ACTION.

**17. Closed Session:**

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

**A. Potential acquisition of real property**

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to go into Executive Session.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit Q)

**18. Open Session:**

**A. Potential acquisition of real property**

Judge Pulido certified that no action was taken during Executive Session, and clarified that no action would need to be taken in Open Session.

(See Exhibit Q)

*At this time Judge Pulido requested a motion for adjournment.*

*A motion was made by Commissioner Handy and seconded by Commissioner Rosel.*

*MOTION CARRIED UNANIMOUSLY.*

*At this time the Court discussed the meeting for the Hidalgo County Drainage District Consent Agenda.*

**19. Closed Session:**

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

**20. Open Session:**

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

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, AUGUST 14, 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**

*At this time Judge Pulido opened the Hidalgo County Drainage District Consent Agenda.*

*Commissioner Rosel made a motion for approval of this agenda, seconded by Commissioner Handy.*

*MOTION CARRIED UNANIMOUSLY.*  
*(See Exhibit R)*

1. Approval of check register and payment of claims and bills - County Auditor
2. Line item transfer

*At this time the Court discussed the Hidalgo County Drainage District Regular Agenda.*

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, AUGUST 14, 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 participate in SH 495 & SH 2894 "I" Rd. and Taylor Rd. – Drainage Improvement within the cities of Palmview, Mission, Edinburg, San Juan, Pharr**

A motion was made by Commissioner Palacios and seconded by Commissioner Rosel. Discussion begins on mark # 2753.

MOTION CARRIED UNANIMOUSLY.  
(See Exhibit S)

2. **Discussion regarding the conference with FEMA – Required action**

[Brief] Discussion begins on mark # 2922.

3. **Approval of Tax Abatement Agreement between the County of Hidalgo and Plantation Campus Facility, L.P. for Hidalgo County Drainage District**

The Court ascertained that no action was to be taken on this item.

NO ACTION.  
(See Exhibit S)

*At this time Judge Pulido requested a motion to adjourn this Commissioners' Court Meeting.*

*A motion was made by Commissioner Handy and seconded by Commissioner Rosel.  
MOTION CARRIED UNANIMOUSLY.*

**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 \_\_\_\_\_ ABSENT \_\_\_\_\_  
COUNTY COMMISSIONER, PRECINCT 4**

**Dated this the 14<sup>TH</sup> day of August, 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 22<sup>nd</sup> day of August, 2000.*