

BE IT REMEMBERED that on the 22nd day of August, 2000 after notice duly having been given, a Special Meeting of the Commissioners' Court and the Drainage District #1 Board was begun and holden in the Commissioners' Courtroom, in the County Administration Building, in the City of Edinburg, County of Hidalgo, State of Texas, with the following being members of said Court:

**HONORABLE JOSE ELOY PULIDO
COUNTY JUDGE**

**HONORABLE SYLVIA HANDY
COUNTY COMMISSIONER, PRECINCT 1**

**HONORABLE HECTOR (TITO) PALACIOS
COUNTY COMMISSIONER, PRECINCT 2**

**HONORABLE JUAN ROSEL
COUNTY COMMISSIONER, PRECINCT 3**

**HONORABLE OSCAR L. GARZA, JR.
COUNTY COMMISSIONER, PRECINCT 4**

and where 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 **TUESDAY, AUGUST 22, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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.

The Hidalgo County Judge, Honorable Jose Eloy Pulido, commenced this day's Commissioners' Court meeting with the Pledge of Allegiance and Invocation (see Regular Agenda line items 2 – 3).

At this time Commissioner Rosel moved to approve the Consent Agenda, with the exception of line item 2/I. Motion seconded by Commissioner Palacios.

MOTION CARRIED UNANIMOUSLY.
(See below)

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers:**
 - A. **J.P. Pct. #2, Pl. 1**
 - B. **Pct. #3 – Adm.**
 - C. **Pct. #3 – Parks**
 - D. **J.P. Pct. #2 Pl. 2**
 - E. **370th District Court**
 - F. **County Judge**
 - G. **Personnel Department**
 - H. **Civil Service**
 - I. **275th District Court**
 - J. **389th District Court**
 - K. **Pct. #1 – R & B**
 - L. **Sheriff's Federal Sharing**
 - M. **Courthouse Parking Lot**
 - N. **Auxiliary Court**
 - O. **J.P. Pct. #3, Pl. 1**
 - P. **332nd District Court**
 - Q. **District Clerk**
 - R. **County Treasurer**

(See Exhibit A)

At this time the Court discussed the Regular Agenda.

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)

4. Right of Way – Permits:

A. Pct. #1:

1. **Southwestern Bell – between FM 1015 & Mile 2 West**

B. Pct. #3:

1. **North Alamo Water Supply – west of Cesar Chavez Rd. on El Dora Rd.**

C. Pct. #4:

1. **North Alamo Water Supply – FM 1426 Eastside of North Trenton**
2. **North Alamo Water Supply – FM 493 Westside of North Monte Cristo**
3. **North Alamo Water Supply – 7th St. & McKinley in Hargill**
4. **Shell Western E & P – 1.4 miles south on FM 681**

(See Exhibit C)

5. Urban County:

- A. HOME “First-Time Homebuyer Contract Agreement” and Letter of Commitment to Mortgage Company (1 Family)**

(See Exhibit D)

6. Tax Office:

- A. Tax Refund - First Nationwide Mortgage - \$ 3,110.32**

(See Exhibit E)

7. Approval of Minutes – August 14, 2000

**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, AUGUST 22, 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.

2. Pledge of Allegiance

3. Prayer

At this time Judge Pulido called on Dairen Cedillo, Chief of Staff, to lead the Court and Audience in reciting the Pledge of Allegiance and the Invocation.

4. Open Forum

There were no discussions held under the Open forum.

At this time the Court discussed the items held under the Consent Agenda.

5. Tax Office:

A. Approval of the Annual Report for 1999-2000

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit F)

6. Constable Pct. #3:

A. Requesting approval and acceptance of Shell Oil Company's \$ 500.00 donation to the Pct. #3 Constable Department

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit G)

B. Requesting approval to appropriate \$ 500.00 into acct. #0-010-421-233.64

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit G)

7. Approval of request by Texans Standing Tall as is pertains to the following:

A. Use of the Commissioners' Courtroom for a Press Conference – Zero Tolerance Law

B. Use of Courthouse Grounds – Open Forum

C. Approval of Resolution

A motion to approve line items 7/A-C was made by Commissioner Handy and seconded by Commissioner Garza.

MOTION CARRIED UNANIMOUSLY.
(See Exhibit H)

8. Sheriff Department:

A. Discussion and action to pay employee backwages pursuant to Civil Service Commission Rule 9.14, and to credit three (3) months service for retirement purposes

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit I)

B. Acceptance of the South Texas Auto Theft Enforcement Task Force Grant for the period September 01, 2000 – August 31, 2001

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit I)

C. Approval of Local Cash Match (budget amendment) of \$ 111,729.00 and appropriation of same

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit I)

D. Approval of the appropriation of \$ 117,667.00 representing the ATPA funding portion of the Grant

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit I)

E. Set salaries for one (1) Lieutenant and three (3) Investigator positions assigned to the Grant

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit I)

F. Approval of Interlocal Agreement and Related Documents

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit I)

9. Urban County:

A. Resolution – Texas Department of Housing and Community Affairs 2001 Colonia Comprehensive Planning Fund Application

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

B. Resolution – Texas Department of Housing and Community Affairs 2001 Colonia Construction Fund Application

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

C. Approval to Rebudget the CDBG County Wide Fund into General Administration for Year 2000

A motion was made by Commissioner Rosel and seconded by Commissioner Garza, *subject to written approval pending from H.U.D.D.*

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

D. Approval of Budget Amendment – Pct. #3 – UC Year 12 (1999) and Year 13 (2000)

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

E. Authorization to purchase “One (1) Pierce Custom Contender Pumper Truck” through the Interlocal Agreement with the Houston Galveston Area Council (HGAC) – City of San Juan – Fire Station/Equipment – UC Year 12 (1999)

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

F. Extension of time for Sub-recipient Agreement Contract with Boys & Girls Club of Mercedes – Pct. #1 – Youth Services – UCP Year 11 (1998)

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

G. Approval of Amendment #2 to the Professional Services Contract with Cotera, Kolar & Negrete Architects – Pct. #4 – Neighborhood Facilities – UC Year 11 (1998)

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

H. Approval of Change Order #2 for Mission Paving Company, Inc. – City of Donna – Street Improvements – UC Years 9, 10, 11 and 12 (1996-1999)

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

MOTION CARRIED UNANIMOUSLY.

I. Approval of a Professional Services Contract with Hinojosa Engineering, Inc. – City of Progreso - Street Improvement – UC Year 12 (1999)

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit I)

J. Approval of a Professional Services Contract with Rodriguez Engineering – City of Progreso – Street Improvement – UC Year 12 (1999)

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

K. Countywide – HOME Housing Rehabilitation Change of Contract for Water Connection

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit J)

10. County Judge:

A. Discussion and action on compensation for Urban County Interim Director for the period June 12, 2000 to August 13, 2000

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit K)

B. Amendments to Guidelines and Criteria for Granting Tax Abatements in Reinvestment and Enterprise Zones, adopted March 21, 2000, relating to Eligible Educational Facilities

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit K)

C. Tax Abatement Agreement between Hidalgo County (including other taxing bodies for which the Commissioners' Court sets tax rates) and Plantation Campus Facility, L.P. for abatement of taxes on 1.59 acres of Lots 85 and 86, John H. Shary – Las Palmas del Sol Subdivision, an addition to the City of Mission, Texas

A motion was made by Commissioner Rosel and seconded by Commissioner Garza, *subject to legal review*.

MOTION CARRIED UNANIMOUSLY.
(See Exhibit K)

D. Approval of Training Camp Agreement between the Dallas Cowboys Football Club, LTD., and the cities of McAllen and Mission and the County of Hidalgo, Texas, and the Rio Grande Valley Regional Sports Authority

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit K)

E. Approval of Appointments to the Tropical Texas Center for Mental Health and Mental Retardation (MHMR) Board

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit K)

F. Approval to appoint Representative and Alternate to the Amigos Del Valle, Inc Board of Directors

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to recommend Commissioner Palacios as appointed Representative.

MOTION CARRIED UNANIMOUSLY.
(See Exhibit K)

11. Pct. #1:

A. Accept contribution from Siesta Village Subdivision residents for seal coat applied to roads

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit L)

B. Approval of contractor invoice for seal coat application to Siesta Village Subdivision and authorize auditor to make payment to G & S Asphalt Sealers & Powers

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit L)

C. Request approval of application #12 for construction of the Elsa Health Clinic/JP Facility and authorize auditor to make payment to Rio Valley Construction

D. Request approval of change order #2 to Rio Valley Construction for the Elsa Health Clinic/JP Facility

E. Request approval of change order #3 to Rio Valley Construction for the Elsa Health Clinic/JP Facility

F. Request authorization to purchase one (1) mobile phone and contract service with Sol Communication, for the Pct. #1 Safety Officer

No action was taken on these items.

NO ACTION.
(See Exhibit L)

G. Request approval to reclassify vacant Parks Truck Driver position to Park Maintenance

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit L)

H. Request approval to amend the contract between Pct. #1 and the Office of the Governor Criminal Justice Division – Project Recover Grant for the period of September 01, 1999 through December 31, 2000 – extending the grant period an additional four months

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

MOTION CARRIED UNANIMOUSLY
(See Exhibit L)

12. 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.....898

- **Physical Count.....586**
- **La Villa Facility Count.....223**
- **Out of County Count.....Frio – 69; Refugio - 20**

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

- 1. Detention Facility Design-Build Contract Amendments (if any);**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

2. **Detention Facility Design-Build Contract Pay Request Approvals**
 - a.) **Report and Recommendations of Architect;**
 - b.) **County Auditor's Report On Detention Facility Paid and Pending Request Approval**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

3. **Acceptance and approval of the Design/Development 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 ancilliary support services, and a 30,000 sq. ft. law enforcement center. Certification of Design/Development Phase Documents by Texas Jail Standards Commission must accompany said designs.**

By request of Marty Salazar, no action was taken on this item. Mrs. Salazar said that this item would be placed on next week's Agenda.

NO ACTION.
(See exhibit M)

2. **Recommending bid award for "Type D Hot Asphalt-Gravel & Limestone" to low bidder.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

3. **Requesting approval of contract for "Type D Hot Asphalt-Gravel & Limestone" to low bidder.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

4. **Recommending bid award for "Pit Run Caliche" to low bidder.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

5. **Requesting approval of contract for "Pit Run Caliche" to low bidder.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

6. **Requesting authority to advertise an RFQ for Architects in order to expand the pool and encourage more participation by qualified firms.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

7. **Recommending rejection of all bids received due to unforeseen and necessary modification of specifications.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

8. **Authority to re-advertise a bailer with a mandatory hopper.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

B. HIDALGO COUNTY HEALTH DEPARTMENT -

1. **Requesting authority to advertise for “Mosquito Biomist-Hidalgo County Health Department”.**

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

MOTION CARRIED UNANIMOUSLY.
(See Exhibit M)

At this time Judge Pulido requested a motion to recess the Regular Agenda and discuss the Hidalgo County Drainage District meeting.

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

MOTION CARRIED UNANIMOUSLY.

13. Closed Session:

At this time Judge Pulido requested a motion to go into Executive Session.

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

Commissioners’ Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

- A. Potential acquisition of real property**
- B. Farsight Computers Wholesale vs. Hidalgo County**

NO ACTION.

14. Open Session:

- A. Potential acquisition of real property**
- C. Farsight Computers Wholesale vs. Hidalgo County**

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

MOTION CARRIED UNANIMOUSLY.

At this time Judge Pulido certified that no action was taken in Executive Session.

15. Closed Session:

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

16. Open Session:

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

At this time Judge Pulido requested a motion to adjourn this day's Commissioners' Court meeting .

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

**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, AUGUST 22, 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.

At this time Judge Pulido requested a motion to approve the Drainage District Consent Agenda .

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

MOTION CARRIED UNANIMOUSLY.

DRAINAGE DISTRICT

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Approval of Minutes:**
 - A. August 14, 2000**
 - B. July 18, 2000**

At this point in time the Court discussed the 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 SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, AUGUST 22, 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 one new full-time temporary secretarial position for the duration of 12 weeks

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

MOTION CARRIED UNANIMOUSLY.

2. Authorization to amend budget, set salary @ \$ 8.50 per hour and appropriate funds

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

MOTION CARRIED UNANIMOUSLY.

3. Authorization to enter into mobile relay agreement with Rio Radio @ \$ 350.00 per month

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

MOTION CARRIED UNANIMOUSLY.

4. Adoption of Guidelines and Criteria for Granting Tax Abatements in Reinvestment Zones and Enterprise Zones

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

MOTION CARRIED UNANIMOUSLY.

5. Tax Abatement Agreement between Hidalgo County Drainage District No. 1 and Plantation Campus Facility, L.P. for abatement of taxes on 1.59 acres of Lots 85 and 86, John H. Shary – Las Palmas del Sol Subdivision, an addition to the City of Mission, Texas

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

MOTION CARRIED UNANIMOUSLY.

6. Tax Office:

A. Approval of the Annual Report for 1999-2000

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

MOTION CARRIED UNANIMOUSLY.

At this time Judge Pulido requested a motion for adjournment .

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

MOTION CARRIED UNANIMOUSLY.

At this time the Court discussed the Addendum of the Regular Meeting.

**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, AUGUST 22, 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. #3:

- A. Discussion and approval of the dedication of new Right-of-Way for Military Road between Inspiration Rd. and Bates Rd. and the closure of certain sections of existing Military Rd.**

A motion was made by Commissioner Rosel and seconded by Commissioner Garza, AS PER Steve Crain's legal council.

MOTION CARRIED UNANIMOUSLY.

At this time the Court went into Executive Session (line items 13 – 14).

**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 22nd day of August, 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 29th day of August, 2000.