

REGULAR MEETING – SEPTEMBER 11, 2000

BE IT REMEMBERED, that on this 11th day of September, 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:

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|----------------------------------|------------------------------|
| 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 L. GARZA, JR. | 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 REGULAR MEETING of the Commissioners' Court will be held on MONDAY, SEPTEMBER 11, 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:

At this time the Court began with the Regular Agenda's Pledge of Allegiance and Invocation.

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote stating that the entire Consent Agenda, with the exception of line item #2/C (in need of a correction), will be approved.

On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to accept the correction to be made on line item #2/C. Details about the correction were stated by Mr. Gilbert Garza of the County Auditor's Office.

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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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:**
 - A. Planning Department**
 - B. County Judge**
 - C. County Court #4 – Correction needs to be made to this line item.**
 - D. County Treasurer**
 - E. Health Department – Adm.**
 - F. Pct. #1 – Project Recover**
 - G. Pct. #1 – Parks**
 - H. Pct. #1 – Sanitation**
 - I. Pct. #2 – Paved/unpaved**
 - J. Pct. #3 – Park**
 - K. Pct. #3 – Adm.**
 - L. Pct. #3 – Landfill**
 - M. Pct. #4 – Landfill**
 - N. Pct. #4 – Paved/unpaved**
 - O. Master Court #2**
 - P. Sheriff Department**
 - Q. WIC**
- 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)
 - B. Final Plat Approval with Letter of Credit:**
 - 1. Los Olivarez Acres Unit No. 1 – Pct. #1**
 - 2. Pueblo De Palmas Subdivision – Pct. #3**
 - 3. Coreys Acres Subdivision – Pct. #4**

- 4. Monthly Fee Report:**

A. District Attorney - \$ 190,020.92 – August 2000

5. Approval of Minutes:

A. September 05, 2000

**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, SEPTEMBER 11, 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

Present at commencement of Meeting: Judge Pulido, as well as Commissioners Rosel and Palacios.

Commissioner Handy arrived during discussion regarding the Consent Agenda.

Commissioner Garza arrived during discussion regarding the Open Forum.

2. Pledge of Allegiance

3. Prayer

At this time Judge Pulido called Joe Garza, Urban County Director, to lead the Court and Audience in reciting the Pledge of Allegiance and the Invocation.

At this time the Court discussed the Consent Agenda.

4. Open Forum

Patricia Fogerty made a presentation at this time regarding Juvenile Detention, suggesting that the Court look at the entire aspect of children, their families, and Juvenile detention centers.

5. Elections Department:

A. Approval of appointment of the Central Counting Station's Judge, Central Counting Station's Manager and Central Counting Station's Supervisor (Sec. 127.002 and 127.005) Texas Election Code for November 07, 2000 Presidential Election

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

(SEE EXHIBIT D)

B. Authorization of number of clerks for the Central Counting Station (Sec. 127.006) Texas Election Code for November 07, 2000 Presidential Election

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

(SEE EXHIBIT D)

6. Sheriff Department:

A. Approval of a budget amendment for \$ 11,000.00 – Narcotics Task Force Grant

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

(SEE EXHIBIT E)

7. Planning Department:

A. Preliminary Plat Approval:

1. Barbara Village Subdivision – Pct. 4

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

(SEE EXHIBIT F)

8. Head Start:

A. Appointment of one (1) Community Representative by each member of the Commissioners' Court to serve on the Hidalgo County Head Start Policy Council for a one (1) year term according to 45CFR Chapter XIII, Section 1304.50(b)(3)-(b)(7)

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to re-nominate and re-appoint all of the following five members:

Commissioner Garza – Ester Gomez
Judge Pulido – Sylvia Caran
Commissioner Handy – Jose “Pepe” Yañez
Commissioner Palacios – Hernes Villarreal
Commissioner Rosel – Aurora Delgado

(SEE EXHIBIT G)

B. Recommending to reject all bids for: USDA – Food Items Bid #2000-07-09

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

(SEE EXHIBIT G)

C. Requesting authority to re-advertise for USDA – Food Items

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

(SEE EXHIBIT G)

D. Recommending award of bid for:

- 1. USDA Milk Products – Bid #2000-07-08**
- 2. Solid Waste Disposal – Bid #2000-07-10**

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

(SEE EXHIBIT G)

E. Requesting approval of contracts for:

- 1. USDA Milk Products – Bid #2000-07-08**
- 2. Solid Waste Disposal – Bid #2000-07-10**

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

(SEE EXHIBIT G)

9. Pct. #3:

A. Approval of budget amendment from fund balance into Pct. #3 R & B and appropriation of same

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

(SEE EXHIBIT H)

B. Authorization for payment to Mission Paving Company, Inc. – Invoice #4964399 in the amount of \$44,587.43

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

(SEE EXHIBIT H)

C. Approval to upgrade and reclassify vacant slot #40 from Administrative Secretary to Coordinator and set salary at \$ 28,500.00 per year

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

(SEE EXIHBIT H)

D. Approval of budget amendment

NO ACTION was taken on this item.

(SEE EXHIBIT H)

10. Urban County:

A. HOME/Homeowner Occupied Housing Rehab Application (1 Family)

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

(SEE EXHIBIT I)

B. City of Weslaco – HOME Housing Rehabilitation Change Order (1 Family)

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

(SEE EXHIBIT I)

11. Computer Department:

A. Approval to re-classify vacant slot #1 and slot #4

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

(SEE EXHIBIT J)

B. Approval to increase slot #1 and decrease slot #4

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

(SEE EXHIBIT J)

C. Approval to set salary

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

(SEE EXHIBIT J)

12. Purchasing Department:

A. HIDALGO COUNTY -

1. Discussion and/or action, including, but not limited items:

- a.) **Present Hidalgo County Jail - Total inmate population:.....834**
- **Physical Count.....559**
 - **La Villa Facility Count.....258**
 - **Out of County Count.....Frio – 17**

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

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

NONE TO REPORT.

- 2.) **Detention Facility Law Enforcement Center Design-Build Contract Pay Request Approvals**

- a.) **Report and Recommendation of Owner's Consulting Architect;**

As per Marty Salazar, there is nothing to report for this line item.

- b.) **County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval**

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

(SEE EXHIBIT K)

- c.) **Approval of corrected Application for Payment No. 2 by Landmark Organization, L.P. and revised Owner's Consulting Architect's Certification for Payment**

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

(SEE EXHIBIT K)

- d.) **Authorization for Auditor to pay corrected Application for Payment No. 2 by Landmark Organization L.P. and revised Owner's Consulting Architect's Certification for Payment**

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

(SEE EXHIBIT K)

- e.) **Request exemption from competitive bidding requirements for professional/engineering services for tasks in connection with off-site**

infrastructure improvements required for the “Project” with Tedsi Infrastructure Group

NO ACTION was taken on this item.

(SEE EXHIBIT K)

- f.) **Requesting approval of a professional services contract with Tedsi Infrastructure Group for engineering tasks in connection with the “Scope of Services” outlined in Attachment “A” for the “Project” . Negotiated final lump sum contract not to exceed \$79,250.00**

NO ACTION was taken on this item.

(SEE EXHIBIT K)

2.Requesting authority to advertise & approval of specifications as attached hereto for “Gasoline, On & Off Highway Diesel Fuel”

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

(SEE EXHIBIT K)

3. Recommending award of bid for “Hidalgo County-Drinking and/or Spring Water Service” RFB to low bidder.

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

(SEE EXHIBIT K)

4. Recommending approval of contracts for “Hidalgo County-Drinking and/or Spring Water” RFB to low bidder.

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

(SEE EXHIBIT K)

5. Requesting numerous pieces of office equipment, miscellaneous items, and vehicles, as listed on Exhibit “A” September 26, 2000 Surplus Auction, be declared surplus for Auction.

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

(SEE EXHIBIT K)

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to recess for 15 minutes. However, both motions were withdrawn to continue with the Drainage District Meeting, which was discussed at this time.

**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, SEPTEMBER 11, 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

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfer**
- 3. Approval of Minutes:
A. September 05, 2000**

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, SEPTEMBER 11, 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

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve the Drainage District Regular Agenda.

- 1. Authorize Auditor to make payment to VA Architecture for the amount of \$ 7,339.18**

At this time Judge Pulido requested a motion to adjourn.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a vote to adjourn this day's Commissioners' Court Meeting.

**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, SEPTEMBER 11, 2000** at **10:45 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:

At this time Judge Pulido called this meeting to order.

1. Approval of appointments to the Juvenile Probation/Detention Committee

Commissioner Rosel nominated Betty Ramirez to serve on this committee.

Commissioner Palacios stated that he would wait until next week to make his nomination.

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

2. Head Start:

A. Discussion and action on Leave Policy

NO MOTIONS WERE MADE; action of a survey will be conducted.

3. Right of Way:

A. Authorization to transfer from the 0-020-431-200.87 Right of Way Account to 0-060-431-210.87 Pct. #4 Road & Bridge Account

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

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

**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 11TH day of September, 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.