

**SPECIAL MEETING – NOVEMBER 27, 2000**

BE IT REMEMBERED, that on this 27<sup>th</sup> day of November, 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

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 SPECIAL MEETING of the Commissioners' Court will be held on MONDAY, NOVEMBER 27, 2000, at 9:00 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Palacios, the Court made a UNANIMOUS vote to approve all items listed under this Consent Agenda, with exception to the following:

Line item # 2/K

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers: (SEE EXHIBIT A)**
  - A. Sheriff's Federal Sharing**
  - B. Constable Pct. #2**
  - C. Health Department – Clinics**
  - D. J.P. Pct. #3, Pl. 2**
  - E. Public Defense**
  - F. County Court #1**
  - G. Courthouse Security**
  - H. County Auditor**
  - I. Pct. #4 – Paved/unpaved**
  - J. Pct. #4 – Landfill**
  - K. Extension Service – NO ACTION taken on this item.**
  - L. Pct. #3 – Landfill**
  - M. Pct. #3 – Adm.**
  - N. Pct. #3 – R & B**
  - O. Sheriff – COPS More Grant**
  - P. Sheriff – U.S. Dept. of Justice**
  - Q. Foster Care Court**
  - R. Pct. #1 – Parks**
  - S. Pct. #1 – Sanitation**
- 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) → 17**
    - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1) → 0**
    - **Certificates of Water Service Availability under Local Government Code Section (c)(2) → 1**
- 4. Purchasing Department: (SEE EXHIBIT C)**
  - A. Elections Department – Requesting approval of a service contract on a color TV from Philips Magnavox for \$ 88.71 per year effective date – December 15, 1999 to December 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 MONDAY, NOVEMBER 27, 2000 at 9:00 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 counted present, with the exception of Oscar Garza.

**2. Pledge of Allegiance**

At this time Judge Pulido called on Lucy Canales to lead the Court and Audience in reciting the Pledge of Allegiance.

**3. Prayer**

Lucy Canales joined the Court and Audience in Prayer.

**4. Open Forum**

No presentations were made under the Open Forum.

**5. Approval of Proclamation in memory of Nicolas Molina, Jr. – Senator Lucio  
(SEE EXHIBIT D)**

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

**6. Delinquent Tax Attorney Report – Lucy G. Canales (SEE EXHIBIT E)**

NO ACTION taken on this item.

**7. County Clerk: (SEE EXHIBIT F)**

**A. Discussion and approval supporting Legislation to impose a fee that will be used to preserve existing public documents filed in the Office of the County Clerk**

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

**8. WIC: (SEE EXHIBIT G)**

**A. Reclassify vacant positions: slots #13, 31, 51, 57, 65 & 118 to WIC Certification Specialists**

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

**9. Library System: (SEE EXHIBIT H)**

**A. Appointment of Board Members to the Hidalgo County Library System Board for 2001**

On motion of Commissioner Handy, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval to appoint the following Board members:

Mrs. Hilda Vasquez of Weslaco, Mrs. Lydia Perkins of San Juan, Mrs. Linda Frasier of Mission, and Dr. Herbert Miller of Edinburg.

**10. Urban County: (SEE EXHIBIT I)**

**A. Approval of a Construction Contract with S & G Paving Company – Pct. #1 – Street Improvements – UCP Year 13 (2000)**

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

**B. Approval of a Professional Services Contract with Noe Garza Engineers, Inc. – City of La Villa – Street Improvements – UC Years 11 & 13 (1998 & 2000)**

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

**C. Approval of a Subrecipient Agreement with Upper Valley Community Partners (Rainbow Rooms) – Pct. #4 – Youth Services – UC Years 9 & 12 (1996 & 1999)**

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

**D. Approval of budget and program amendments – Pct. #4 – UCP Year 10, 11 & 12 (1997, 1998 & 1999)**

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

**E. Approval to enter into contract with Proyecto Azteca as a Community Housing Development Organization (CHDO) for County's FY 1996 HOME Program**

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

**F. Approval of a Professional Services Contract with Sesin Engineering, Inc. – Pct. #3 – Sewer Improvements for the Alton area – UC Year 13 (2000)**

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

**11. Pct. #3: (SEE EXHIBIT J)**

**A. Request approval of Change Order in the amount of \$ 9,120.32 to Sascon, Inc. for the paving of Linda Vista**

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

**12. Purchasing Department: (SEE EXHIBIT K)**

**A. HIDALGO COUNTY -**

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

- a) **Present Hidalgo County Jail - Total inmate population: 773**
  - \* **Physical Count → 568**
  - \* **La Villa Facility Count → 188**
  - \* **Out of County Count → 17**

**2. Current contract for the "Housing of Inmates"**

A brief report was made by Marty Salazar, Purchasing Director.

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

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

- b) **County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**
- c) **Report and Recommendation of Owner's Consulting Architect:**

Marty Salazar stated that there were no reports to be given for items 3/A-C.

- 4. **Presentation of the proposed final negotiation contract for Group Health Plan for Hidalgo County with the number one ranked firm in the applicable category and/or plan.**
- 5. **Approval of the final negotiated contract for a "Group Health Insurance Plan" for Hidalgo County.**
- 6. **Presentation of the negotiated final proposed contract for "Administration with Products-Cafeteria Plan-Hidalgo County".**
- 7. **Approval of the final negotiated contract for "Administrator with Products-Cafeteria Plan-Hidalgo County".**

NO ACTION was taken on this item. Marty Salazar delivered a brief status report on line items # 4,5,6, and 7. Also, Marty Salazar requested that a special Commissioners' Court Meeting be held on Friday, December 1, 2000, at 2:00 p.m., to discuss these specific line items.

**B. HIDALGO COUNTY PRECINCT #3-**

- 1. **Requesting authority to advertise for "New Paving on Tom Gill Rd".**
- 2. **Requesting authority to advertise for "New Paving on Botello Subdivision".**

On motion of Commissioner Rosel, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to simultaneously approve line items B/1 and B/2.

- 3. **Requesting numerous pieces of miscellaneous equipment, heavy equipment, and vehicles as listed on Exhibit "A"-December 09, 2000 Surplus-Auction (pages 1 thru 3), be declared surplus for auction.**

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

- 4. **Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (a)(4) for a professional/engineering services contract in connection with Bentsen Road Paving Improvements with Javier Hinojosa Engineering/Consulting Engineers**

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

- 5. **Requesting approval of a professional engineering services contract with Javier Hinojosa Engineering/Consulting Engineers for engineering services in connection with Bensten Road Paving Improvements**

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

**C. HIDALGO COUNTY PRECINCT #4 -**

- 1. **Recommending bid award for "One (1) New 2001 Tandem Steel Wheel Roller".**

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

- 2. **Recommending bid award for "One (1) New 2001 Pneumatic Roller" to bidder meeting all required specifications.**

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

**D. HIDALGO COUNTY J.P.-PRECINCT #3-PLACE #1-**

- 1. Requesting exemption from the Competitive Bidding Process under the Texas Local Government Code Section 262.024 (a)(6).**

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

- 2. Requesting approval of a one (1) year lease effective 01/01/01 with the County's option to renew for (3) three (1) one year extensions under the same rate, terms and conditions with low bidder, Luis J. Garza, for "Lease of Office Space-City of Mission-J.P.-Pct#3-Plc.#1".**

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

**E. TAX OFFICE:**

- 1. Requesting authority to advertise for "Providing Tax Roll Information for Hidalgo County Tax Office on the Internet"**

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

**F. HIDALGO COUNTY W.I.C PROGRAM-**

- 1. Recommending bid award for "Rental of Office Space-City of Alamo" to sole bidder.**

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

- 2. Requesting approval of contract for "Rental of Office Space-City of Alamo" to sole bidder.**

On motion of Commissioner Palacios, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote of approval. Commissioner Palacios then amended his motion, granting approval subject to Legal review. Commissioner Rosel seconded the amended motion, and the Court voted UNANIMOUSLY in approval.

**13. Head Start: (SEE EXHIBIT L)**

- A. Discussion and action on the authority to utilize Hidalgo County's pool of Architectural and Engineering firms for evaluation, ranking and negotiation of professional service contracts for the Alamo Head Start Renovation Project**

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

- B. Requesting exemption from competitive bidding requirements for Professional/Architectural Services for the Alamo Head Start Renovation Project through the architect firm of V.A. & Associates**

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

- C. Requesting approval of proposed final draft of AIA Document B141-1997 "Standard Form of Agreement between Owner and Architect" including the additional terms and conditions as required by County Legal Counsel with V.A. Architecture for the Alamo Head Start Renovation Project**

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

**D. Requesting approval to enter into an Interlocal Agreement between the City of Donna and the Hidalgo County Head Start Program to construct a permanent Head Start Facility on all of Lot 2 Block 82, Lott Town and Improvement Company Subdivision**

NO ACTION taken on this item.

**E. Requesting authority to advertise for the construction of the Donna IV Head Start Center located within the City of Donna through the Architect Firm of Alvarado Architects & Associates**

NO ACTION taken on this item.

**14. Closed Session: (SEE EXHIBIT M)**

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

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

**A. Real Estate Acquisition**

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

**15. Open Session: (SEE EXHIBIT M)**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**16. Closed Session:**

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

NO ACTION taken on this item.

**17. Open Session:**

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

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 Drainage District #1 Board of Directors will be held on MONDAY, NOVEMBER 27, 2000 at 9:00 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 Handy, seconded by Commissioner Rosel, the Court made a UNANIMOUS vote to approve the item listed under this Consent Agenda.

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

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, NOVEMBER 27, 2000 at 9:00 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. Purchasing Department: (SEE EXHIBIT N)**

- A. Requesting correction on an item approved at Drainage District Board of Directors' meeting on Monday, November 13, 2000 for Change Order Number One erroneously posted as "An Extension of the Mission Lateral" instead of the correct title of "El Camino Real Project" with Border Contractors, Inc. in the amount of \$ 3,500.00**

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 Rosel, the Court made a UNANIMOUS 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 SPECIAL MEETING of the Commissioners' Court will be held on MONDAY, NOVEMBER 27, 2000 at 9:00 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. Closed Session: (SEE EXHIBIT O)**

On motion of Commissioner Rosel, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to go into Executive Session to discuss the following item, as well as line items # 14/M and 15/M.

**Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Section 551.071 to discuss the following:**

**A. Potential Litigation – Claim of Elizabeth Bazan against Hidalgo County**

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

**2. Open Session: (SEE EXHIBIT O)**

**A. Potential Litigation – Claim of Elizabeth Bazan against Hidalgo County**

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

**3. Closed Session:**

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

NO ACTION taken on this item.

**4. Open Session:**

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

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 MONDAY, NOVEMBER 27, 2000 at 9:00 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. #1: (SEE EXHIBIT P)**

**A. De-obligation of Precinct 2 Road & Bridge unreserved funds and appropriation to the County Wide Road & Bridge Fund**

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

**B. Appropriation of County Wide Road & Bridge funds to Precinct 1 Road & Bridge.**

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

**C. Approval of Line Item Transfer – Project Recover**

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

**2. Planning Department: (SEE EXHIBIT Q)**

**A. Final plat approval:**

- 1. Brittany Subdivision – Pct. #3**
- 2. Curry Estates Phase II – Pct. #4**

NO ACTION taken on this item.

**3. Pct. #4: (SEE EXHIBIT R)**

**1. Line Item Transfer**

**A. Landfill**

**B. Paved/Unpaved Roads**

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

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

**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 27<sup>th</sup> day of November, 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 5<sup>th</sup> day of December, 2000.*