

**SPECIAL MEETING – SEPTEMBER 25, 2001**

BE IT REMEMBERED, that on this 25<sup>th</sup> day of September, A.D., 2001, 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 JOSE FLORES	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:

**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, SEPTEMBER 25, 2001, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote to approve all items listed under the Consent Agenda, with the exception of line items 2-A, 2-B, 2-D, 2-M and 2-T.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
  - A. **Pct. #1 – Project Recover** – Correction made, on motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote of approval.
  - B. **Pct. #1 – Sanitation** – Correction made, on motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote of approval.
  - C. **Pct. #2 – Adm.**
  - D. **Pct. #2 – Sanitation (corrected)** – Correction, made, on motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote of approval.
  - E. **Human Services**
  - F. **J.P. Pct. #1, Pl. 1**
  - G. **WIC**
  - H. **Health – Adm.**
  - I. **Health – Mobile Clinic**
  - J. **Health – Clinics**
  - K. **County Clerk – Rec. Mgmt.**
  - L. **County Clerk**
  - M. **J.P. Pct. #2, Pl. 1-** Correction made, on motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote of approval.
  - N. **J.P. Pct. #2, Pl. 2**
  - O. **Master Court #1**
  - P. **District Clerk**
  - Q. **Elections Department**
  - R. **Pct. #3 – Adm.**
  - S. **Pct. #3 – CIP**
  - T. **Pct. #4 – Adm.** – Correction made, on motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote of approval.
  - U. **Pct. #4 – Lateral Rd.**
  - V. **Pct. #4 – C/O's**

**3. Right of Way – Permits: (SEE EXHIBIT B)**

**A. North Alamo Water Supply – Mile 19 on Kenyon Rd.**

**B. Western Geco:**

- **About 13 miles along Hwy 490 crossing 281, 4 miles west of intersection and 9 miles east**
- **South crossing 11-16 Mile lines on Depot to FM 1925**
- **5 Miles east to Gwin Rd. then south on Raul Longoria Rd. on “M” Rd. to Owassa Rd.**
- **East on Owassa Rd. to Roosevelt Rd. to Mile 12 Rd.**
- **North crossing 12 ½, 13, 13 ½, 14, 14 ½, 15, 15 ½ and 16 Mile lines into Edcouch north and then Mile 18 to Hwy 2812**

**C. United Irrigation District – south of the intersection of Los Ebanos Rd. and 8 Mile Line**

**D. United Irrigation District – south of the intersection of Trosper Rd. and 8 Mile Line**

**4. Planning Department: (SEE EXHIBIT C)**

**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)**

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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 Don Medina to lead the Court and Audience in reciting the Pledge of Allegiance.

**3. Prayer**

Don Medina led the Court and Audience in Prayer.

**4. Open Forum**

Pablo Silva, Vice President with the Hidalgo County Sheriff Law Enforcement Association, regarding the pay proposals.

**5. County Extension Service: (SEE EXHIBIT D)**

**A. Approval of Proclamation of "National 4-H Week" October 7-13, 2001**

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

**6. Presentation with regard to the creation of a tax increment reinvestment zone by the City of Mission, Hidalgo County, Texas (SEE EXHIBIT E)**

Presentation made.

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

**A. Approval of Proclamation honoring rescuers of The Queen Isabella Incident**

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

**B. Approval of Interlocal Agreement between County of Hidalgo and the cities of Sullivan City, Granjeno, Palmview, La Joya, Alton & Penitas for mosquito spraying**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval base on the date of December 31, 2001.

**C. Discussion and action to authorize optional benefit eligibility plan four (20-year/any age retirement eligibility) under Sec. 844.212 a member shall have the right to retire and receive a service retirement annuity when the years of such credited service equals or exceeds twenty (20)**

NO ACTION taken on this item.

**D. Discussion and approval of retirement plan change documents or no change plan documents**

NO ACTION taken on this item.

**8. 370<sup>th</sup> District Court: (SEE EXHIBIT G)**

**A. Approval to increase slot #4 Assistant Court Coordinator**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval, which will include additional duties.

**B. Approval of line item transfer**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval in the amount of \$4,033.15.

**C. Approval to set salary @ \$ 37,100.00 with a \$ 2,400.00 Administrative Pay**

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

**9. County Clerk: (SEE EXHIBIT H)**

**A. Discussion and/or possible action to reclassify Hidalgo County Clerk's Office, slot #11, from "Website Designer" to "Deputy Clerk part-time"**

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

**10. Budget Officer: (SEE EXHIBIT I)**

**A. Health:**

**1. Approval to unappropriate funds from Acct. #1-010-419-410 in the amount of \$ 15,000.00 and appropriate same into Acct. #1-010-441-700**

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

**B. County Judge:**

**1. Approval of budget amendment for workers' compensation – Gen. Fund**

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

**2. Approval of budget amendment for workers' compensation – Special Revenue Funds**

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

**C. Human Services:**

**1. Approval to transfer the available balance of IHCP expenditures from FY 2001 to FY 2002 and appropriate the available unreserved fund balance to expenditures for FY 2002**

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

**11. Tax Office: (SEE EXHIBIT J)**

**A. Ministerial approval of appropriation in the Special Vehicle Inventory Fund**

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

**12. County Auditor: (SEE EXHIBIT K)**

**A. Recommendation to terminate the Interlocal Agreement between the City of Weslaco and the County of Hidalgo dated March 02, 1999**

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

**B. Approval to de-obligate funds totaling \$ 150,000.00 in acct. #1-030-431-210.67 to be made available for Pct. #2 expenditures**

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

**13. Risk Management: (SEE EXHIBIT L)**

**A. Approval of line item transfer for obj. 27 - \$ 70.00**

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

**B. Request to have an obj. code set up for purchases related to safety**

NO ACTION taken on this item.

**C. Request to reclassify slot #3 from Secretary to Administrative Secretary**

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

**14. WIC: (SEE EXHIBIT M)**

**A. Requesting approval of contract between Texas Department of Health and Hidalgo County for the provision of WIC services for FY 2002 commencing October 1, 2001 to September 30, 2002**

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

**B. Set budget for FY 2002 at \$ 6,000,000.00 (Oct. 1, 2001 – Sept. 30, 2002)**

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

**C. Approval of salary schedules for FY 2002 – salary increases 7% to 5%**

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

**D. Approval of BF-Peer Counselor Program – Discretionary Funding set at \$ 29,500.00**

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

**E. Set salaries for two peer counselors – 7% increase**

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

**15. Sheriff Department: (SEE EXHIBIT N)**

**A. Approval of Sheriff/Constable Fee Schedule**

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

**B. Approval of Resolution for Crime Victim Liaison**

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

**C. Approval of budget amendment for the Victim Assistance Grant (VAG) – Crime Victim Liaison**

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

**D. Approval to create position**

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

**E. Set salary**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval in the amount of \$30,000.00.

At this time Judge Pulido requested to discuss item # 22 Head Start.

**16. Right of Way: (SEE EXHIBIT O)**

**A. Approval requesting exemption from competitive bidding requirements for professional services/appraisal services with Triple “R” Realty & Appraisal Services, Inc.**

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

**B. Approval of professional appraisal services agreement contract with Triple “R” Realty & Appraisal Services, Inc. for appraisal services related to parcels on Sugar Rd. (Interlocal Agreement approved 7-31-01)**

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

**C. Discussion and possible action for variance on dedicated unopened, non-traveled county roads – escrowing 1/3 of construction cost per design engineer**

NO ACTION taken on this item.

**17. Planning Department: (SEE EXHIBIT P)**

**A. Release Letter of Credit:**

**1. Loya Estates Subdivision – Pct. #3**

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

**B. Partial Release Letter of Credit:**

**1. Los Mirasoles Subdivision – Pct. #1**

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

**C. Variance Request:**

**1. Monte Bonito Subdivision – Pct. #3**

NO ACTION taken on this item.

**18. Urban County: (SEE EXHIBIT Q)**

**A. Authorization to terminate a professional services agreement with Earth Tech (formerly Rust, Lichtliter, Jameson) – Planning – City of Donna – UC Year 11 (1998)**

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

**B. Authorization to terminate a Sub-recipient Agreement with Proyecto Derecho Del Corazon – City of Donna – Youth Services – UC Year 11 (1998)**

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

**C. Authorization to allow the City of Mercedes to commit future Urban County allotments to repay Certificates of Obligation**

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

**D. Formal action to rescind a demolition contract with Delta Caliche & Fill Dirt Service – City of Elsa – Clearance & Demolition – UC Year 12 (1999)**

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

**E. TDHCA Contract # 718175 – Sewer Improvements – 22 Housing (bathroom) Rehabilitation/Sewer Connections – Approval of rejection of bid and requesting to re-advertise for invitation for bids**

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

**F. Approval of the Consolidated Annual Performance Evaluation Report (CAPER) for the Hidalgo County Urban County Program for the year ended June 30, 2001**

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

At this time Judge Pulido left the Court.

**G. Approval of Contract for Professional Services with Alvarado Architects & Associates Pct. #1 – Fire Station & Equipment – UC Year 13 (2000)**

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

**H. Approval of Professional Service Contract with S & B Infrastructure, LTD. for the Texas Department of Housing & Community Affairs – TCDP – 2000 Colonia Comprehensive Planning Grant #720076 and 2001 Colonia Comprehensive Planning Grant #721135**

NO ACTION taken on this item.

**19. Pct. #1: (SEE EXHIBIT R)**

**A. Consideration and adoption of a Proclamation declaring October 7-13, 2001, Mental Illness Awareness Week in Hidalgo County, Texas**

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

**20. Pct. #2 (SEE EXHIBIT S)**

**A. Public Hearing:**

**1. 2001 Parks & Recreation Master Plan**

At this time Commissioner Handy opened the Public Hearing to the Public, there being no participation, Commissioner Handy declared the Public Hearing closed.

**2. Approval of Resolution for the adoption of 2001 Parks & Recreation Master Plan**

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

**B. Benefits committee report and possible discussion/action on the following items:**

**1. Recommendation of establishment of a County-Wide Sick Leave Pool**

NO ACTION taken on this item.

**2. Implementation of a policy authorizing Insurance Benefits for retiring Hidalgo County Employees**

NO ACTION taken on this item.

**21. Pct. #3: (SEE EXHIBIT T)**

**A. Authority to submit a joint grant pre-application to the U.S. Department of Commerce, Economic Development Administration between County of Hidalgo and the City of La Joya**

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

**B. Requesting authorization to transfer fund balance into 2001 Paved/unpaved roads operating budget**

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

**C. Approval of budget amendment and appropriation of same**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval in the amount of \$37,683.93.

**22. Head Start: (SEE EXHIBIT U)**

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

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on the following appointments:

Commissioner Handy - Arturo Castillo  
Commissioner Palacios - Ermin Villarreal  
Commissioner Flores - Filomena Leo  
Commissioner Garza - Ester Gomez  
Judge Pulido - Silvia Karam

**B. Discussion and possible action on the Hidalgo County Head Start Program Budget for Fiscal Year 2000 Section 1304.50 (b)(3)-(b)(7)**

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

NO VOTE: Judge Pulido, away from Court.

**C. Requesting approval of short term Contract with Ann Await for the preparation of Strategic Planning Services and Training for the Hidalgo County Head Start Program for the total amount not to exceed \$4,000.00 as per Federal Regulations 1304.51 (a)(1) (I) (iii)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote approval subject to legal review.

NO VOTE: Judge Pulido, away from Court.

**D. Requesting exemption from competitive bidding and renewal of Lease Agreements on the following centers - Requesting exemption through the resolution with the State of Texas Local Government Code 262.023 - (these lease agreements will commence January 01, 2001 through December 31, 2001):**  
**Public: Abram, Alamo, Alton, Donna II, Donna III, Elsa, Hidalgo, La Villa, Las Milpas, McAllen IV, Mission I, Mission Kitchen, Palmview, Palmview Annex, Penitas, Pharr, Progreso, San Carlos, San Juan, Sullivan City, Weslaco I, Western Rd.**  
**Schools: Edcouch/Edcouch Kitchen, Edinburg III, La Joya, Monte Alto**  
**Housing Authority: Edinburg I, Edinburg II, McAllen V, Mercedes, Mission II, Vine Terrace**  
**Literacy Sites: City of Edinburg (Boys & Girls Club), City of Donna, Edcouch ISD, McAllen Housing Authority, Progreso - Texas A & M Extension Facility, Valley View ISD, Weslaco I ISD, Weslaco II ISD**

NO ACTION taken on this item.

At this time Judge Pulido joins the Court.

- E. Requesting approval to advertise for sealed bid(s) for the 2002 School Year for the following:**
- 1. Classroom supplies – bid #2001-09-05-20**
  - 2. Janitorial supplies – bid #2001-09-05-21**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items E-1 and E-2.

- F. Requesting approval to advertise for sealed bid(s) for the following information:**
- 1. Classroom furniture and supplies bid #2001-09-05-22**

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

- 2. Playground equipment bid #2001-09-05-23**

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

- G. Requesting approval to advertise for sealed bid(s) for a three (3) year lease term for the following:**

- 1. Land bid #2001-09-12-27**
  - Granjeno Area**
  - McAllen Area**

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

- 2. Facility bid #2001-09-12-28**
  - Edinburg/McAllen Area**
  - Lopezville Area**
  - Lull Area**
  - McAllen Area**
  - Weslaco Area**

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

- 3. Kitchen bid #2001-09-12-29**
  - Donna Area**

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

- H. Requesting approval to award bid to vendor(s) meeting all specifications for Lawn Care Service bid #2001-06-04-19 to Tuff Turf Landscape, Edinburg, Texas**

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

- I. Requesting approval of contract for Lawn Care Service Bid #2001-06-01-19 with Tuff Turf Landscape, Edinburg, Texas**

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

**23. Human Services: (SEE EXHIBIT V)**

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

- 1. Indigent Health Care expenditures**
- 2. Modify Services being provided**
- 3. Report and Recommendations regarding Indigent Health Care**

NO ACTION taken on this item.

**24. Purchasing Department: (SEE EXHIBIT W)**

**A. HIDALGO COUNTY -**

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

- a) Present Hidalgo County Jail - Total inmate population:----- 818**
  - X Physical Count ----- 536**
  - X Out of County Count: Brooks----- 181**  
**Frio----- 101**  
**Other**
- X La Villa Facility**

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

Nothing to report on this item.

**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 Recommendations of Owner's Consulting Architect:**
- d) Requesting acceptance and approval of Change Order No. 2 as presented by owner's consulting architect, Mr. Reynaldo Vargas, AIA, V-A Architecture, for a MATV, (master antenna and television system) in the amount of \$ 371,017.00 with Landmark Organization.**

Nothing to report on items 3-a thru 3-d.

**4. Requesting exemption from competitive bidding requirements under the Tex.Loc.Govt. Code, Section 262.024 (a), (7) an item that can be obtained from only one source, including: (D) captive replacement parts and components for equipment; for an upgrade to the existing financial accounting system (including maintenance/support for one year and software for laser printing of payroll checks) for the Hidalgo County Auditor's office from: Information Design Incorporated, (IDI).**

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

**5. Requesting approval and authority to purchase an upgrade to the existing financial accounting system (SAGE Legacy Systems) including a laser printer of payroll checks and one year's maintenance and support from Information Design Incorporated, (CI) in the amount of \$120,721.00 (total includes shipping charges).**

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

6. **Requesting authority to purchase hardware and peripherals through participation with the Resolution with the State of Texas General Services Commission, Catalogue Purchase Program, Qualified Information Systems Vendor, Dell Computers for a total of \$87,598.00 (total includes shipping charges).**

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

7. **Recommending bid award for: TIRES to multiple vendor(s) meeting all required specifications.**

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

8. **Requesting approval of contract(s) for: TIRES to vendor(s) meeting all required specifications.**

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

9. **Report, comments and/or recommendations from all committees involved in the drafting and evaluation (grading) of Hidalgo County's (RFP) Request for a Turnkey Elections Voting System.**

NO ACTION taken on this item.

10. **Reporting negotiations status of Turnkey Elections Voting System-Hidalgo County RFP and requesting authority to:**

- a) **Accept negotiated costs/fee including systems requirements, terms and conditions; and**
- b) **Award of RFP to number one ranked qualified vendor; (or in the alternative)**
- c) **Reject negotiated costs/fee and proceed with further negotiations**

NO ACTION taken on this item.

11. **Requesting authority to direct legal counsel to draft a final contract with vendor.**

NO ACTION taken on this item.

12. **Requesting approval for Change Order No. 1 in connection with the construction of the Hidalgo County Health Clinic No. 7:a) Change Order No. 1 - \$7,770.00**

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

13. **Request acceptance & approval with authority for Auditor to pay (after review & audit) of Request for Payment No. 1 received from V-A Architecture for:**

- a) **Hidalgo County Maintenance Motor Pool Facility in the amount of \$24,342.50.**
- b) **Hidalgo County Law Enforcement Training Facility in the amount of \$23,204.73.**

On motion Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval subject to the auditor's review on items 13-a and 13-b.

14. **Requesting approval of a line item transfer from 03 to supply & equip, renovate, furnish, cable and repair the north wing of the fourth floor area due to relocation of the purchasing department. This request, if approved, would eliminate the need to request a budget amendment to effect the relocation of the department.**

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

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

- 1. Recommending award of bid for: Hauling of Rap Material Services to low bidder meeting all requirements and specifications.**

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

- 2. Requesting approval of Contract for: Hauling of Rap Material Services to low bidder meeting all requirements and specifications.**

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

- 3. Recommending to reject all bids received in as much as no vendor met specifications for: One (1) New Current Model Shredder/Grinder Tub Type.**

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

- 4. Requesting authority to re-advertise for: One (1) New Current Model Shredder/Grinder Tub Type.**

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

- 5. Requesting authority to advertise for Street Improvements as follow:**

**Group III:** Mile 17 North / From 6 West to Dead End - Mile 17 ½ North / West of 6 West (Mary Ann Subdivision) - Mile 17 ½ North / Colonia West of Mary Ann Subdivision) - Mile 17 ½ North / West of 6 West on Jackson Street - About 17 ¾ North / West of 6 West (Where Pavement Ends) - About 17 ¾ North / On Mile 6 West to Monte Cristo Road - Mile 17 ½ from 1015 to Mile 2 West

Mile 14 ½ (493 to Dead End) - Mile 8 North from Mile 2 ½ to 1 ½ West - Mile 1 ½ West from Mile 8 North to Mile 9 North - Mile 1 from Floodway to Mile 10  
**Group IV:** Mile 13 North / From FM 1015 to FM 491 - Mile 1 West / from Mile 15 North to FM 491- Mile 15 ½ North / from FM 1015 to Mile 4 West - Mile 16 North / from FM 1015 to Mile 4 West - Mile 14 North - from Mile 4 West to Mile 6 West - Mile 13 North Hwy 88 to Mile 4 West

**Group V:** Walker Road / From FM 493 to Midway - Soderquist Road / from Stites to Lott Road - Victoria Road / from Lott Road to Mile 4 - South Hutto / South Avenue to Dead End (South) - Mile 9 from Golie to Hutto

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

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

- 1. Requesting authority to re-advertise for One (1) New Unused Paver Special Trailer 40-Ton Tandem Axle due to no bids received.**

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

2. **Requesting authority to purchase One (1) New 2001 Mack RD688S Roll Off Truck through the Interlocal Agreement with the Houston-Galveston Area Council (HGAC)-Dallas Mack, L.P., Sales, of Dallas, Texas. The total price for truck is \$64,801.88 which includes the HGAC administration fee & delivery charges.**

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

3. **Requesting authority to purchase One (1) New G & H Tilt Frame Rail Roll-Off Hoist & One (1) New RP 4600 Pioneer Tarper through the Interlocal Agreement with the Houston-Galveston Area Council (HGAC)-Rush Truck Center of Houston, Texas. The total price for truck is \$23,897.92 which includes the HGAC administration fee & delivery charges.**

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

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

1. **Recommending award of bid for: Two (2) New 2001 or Newer Unused Dump Trucks to low bidder meeting all specifications.**

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

2. **Recommending award of bid for: Two (2) New 2001 or Newer Unused Dump Trucks to low bidder meeting all specifications.**

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

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

1. **Requesting exemption from competitive bidding requirements for Professional Service/Medical Service with Dr. Fernando Ortegon and Dr. Javier Cortinas.**

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

2. **Requesting approval of Professional Service Contract for Dr. Fernando Ortegon and Dr. Javier Cortinas or in the alternative.**

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

3. **Requesting approval of any action or procedure necessary in order to affect a contract with a physician to provide the mandated medical services for the residents of the department's jail facility.**

NO ACTION taken on this item.

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to go into Executive Session.

Agenda  
September 25, 2001

**25. Closed Session: (SEE EXHIBIT X)**

**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**

NO ACTION taken on this item.

**26. Open Session:**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**27. Closed Session:**

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

NO ACTION taken on this item.

**28. 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 Flores, the Court made a UNANIMOUS vote of approval to adjourn.

**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, SEPTEMBER 25, 2001 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 Flores, the Board made a UNANIMOUS vote to approve all items listed under the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor (SEE EXHIBIT Y)**
- 2. Permit – City of McAllen**
- 3. Line item transfers**

**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, SEPTEMBER 25, 2001 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. Roll Call**

All members of the Board were counted present with the exception of Judge Pulido.

**2. Approval of budget amendment from unappropriated fund balance into #1-080-433-200.42 (\$57,788.00) (SEE EXHIBIT Z)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval.

**3. Approval to amend budget and appropriate \$ 50,000.00 from Drainage Reviews into #1-080-433-200.93**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval.

**4. Discussion and action to authorize optional benefit eligibility plan four (20-year/any age retirement eligibility) under Sec. 844.212 a member shall have the right to retire and receive a service retirement annuity when the years of such credited service equals or exceeds twenty (20)**

NO ACTION taken on this item.

**5. Discussion and approval of retirement plan change documents or no change plan documents**

NO ACTION taken on this item.

**6. Closed Session:**

**Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Section 551.072 to discuss the following:**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**7. Open Session:**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**8. Closed Session:**

**Board of Directors may reconvene into Closed Session for the discussion regarding the agenda items listed**

NO ACTION taken on this item.

**9. Open Session:**

**Board of Directors 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 TUESDAY, SEPTEMBER 25, 2001 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. Discussion of funding options for Hidalgo County Voting System (SEE EXHIBIT AA)**

NO ACTION taken on this item.

**2. Pct. #2 (Parks) – line item transfer**

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

**3. Approval of budget amendment – workers' compensation**

NO ACTION taken on this item.

**4. Approval of Cooperation Agreement between Texas Department of Health and County Health Department - Immtrac**

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

**5. Purchasing Department:**

**A. Human Services – Requesting approval to exercise the sixty (60) day grace period under current contract with RxAmerica, L.L.C. for “On-Line Pharmacy Billing/Claims Program**

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

**6. Closed Session:**

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

**A. Potential Litigation – Victor Segovia vs. County of Hidalgo**

NO ACTION taken on this item.

**7. Open Session:**

**A. Potential Litigation – Victor Segovia vs. County of Hidalgo**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to settle in the amount of \$1500.00 and direct legal counsel to prepare a settlement release.

Agenda  
September 25, 2001

**8. Closed Session:**

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

NO ACTION taken on this item.

**9. 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 Flores, the Board made a UNANIMOUS vote of approval to adjourn.

**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, SEPTEMBER 25, 2001 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  
ADDENDUM**

**1. Line item transfer**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval in the amount of \$684.83.

**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**

**JOSE FLORES \_\_\_\_\_  
COUNTY COMMISSIONER, PRECINCT 3**

**OSCAR L. GARZA JR. \_\_\_\_\_  
COUNTY COMMISSIONER, PRECINCT 4**

**Dated this the 25<sup>th</sup> day of September, 2001**

**JUAN D. SALINAS, III, County Clerk  
Hidalgo County, Texas**

**By: \_\_\_\_\_  
Norma Garza, Deputy**

*Minutes approved by the Commissioners' Court and the Drainage District #1 Board on the   9<sup>th</sup>   day of  
  October  , 2001.*

