

SPECIAL MEETING – OCTOBER 23, 2001

BE IT REMEMBERED, that on this 23rd day of October, 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, OCTOBER 23, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Garza, seconded by Commissioner Handy, the Court made a **UNANIMOUS** vote to approve all items listed under the Consent Agenda, with the exception of item 1, line items 2-J, 2-N, 2-P and 2-T.

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

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a **UNANIMOUS** vote of approval, subject to the auditor's review.

2. Line item transfers: (SEE EXHIBIT A)

- A. Purchasing Department**
- B. County Judge**
- C. Youth Village**
- D. Pct. #1 – Parks**
- E. Pct. #2 – Parks**
- F. Pct. #2 – Landfill**
- G. Pct. #2 – Adm.**
- H. Pct. #2 – R & B**
- I. Pct. #2 – County Wide Shop**
- J. WIC** – Correction made, on motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a **UNANIMOUS** vote of approval.
- K. Planning Department**
- L. Veterans Services**
- M. District Clerk – Atty. General**
- N. County Clerk** – NO ACTION taken on this item.
- O. Child Welfare**
- P. Constable Pct. #1**- NO ACTION taken on this item.
- Q. 93rd District Court**
- R. Adult Probation**
- S. Auxiliary Court**
- T. Fire Marshal** – NO ACTION taken on this item.
- U. Pct. #4 – Paved/unpaved**
- V. Pct. #4 – Adm.**
- W. Pct. #4 – Landfill**
- X. Right of Way**

3. **Right of Way – Permits: (SEE EXHIBIT B)**
 - A. North Alamo Water Supply – south of 495 on Border (west side) west to east
 - B. North Alamo Water Supply – south of 495 on Border (west side) west to east
 - C. North Alamo Water Supply – Mile 10 on Mile 5 ½
 - D. North Alamo Water Supply – Mile 5 ½ on Mile 10
 - E. North Alamo Water Supply – east of FM 88 on Mile 12 ½
 - F. North Alamo Water Supply – Cesar Chavez Rd. on Iowa Rd.
 - G. North Alamo Water Supply – Mile 2 West north of Nitler Rd.
 - H. North Alamo Water Supply – east of Gill St. on 5th St.
 - I. Sharyland Water Supply – Bryan Rd. and 4 Mile Line
 - J. Sharyland Water Supply – Palm Drive and FM 2221
 - K. Shell Exploration – FM 490 & 681
 - L. Southwestern Bell – along Tower Rd. south of Cherokee

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)

5. **Monthly Fee Reports - August: (SEE EXHIBIT D)**

A. J.P. Palacios –	\$ 29,043.14
B. J.P. Espinoza –	\$ 36,812.16
C. J.P. Morales –	\$ 17,768.92
D. J.P. Ochoa –	\$ 40,709.30
E. J.P. Saenz –	\$ 20,423.42
F. J.P. Trevino –	\$ 62,007.20
G. J.P. Garza –	\$ 30,819.28
H. J.P. Contreras –	\$ 16,932.24
I. J.P. Jackson –	\$ 10,317.04
J. Law Library –	\$ 5,305.75
K. Sheriff Escalon –	\$118,799.18
L. Anzalduas Park –	\$ 1,737.02
M. Delta Lake –	\$ 3,596.00
N. Constable Aguirre –	\$ 1,260.00
O. Constable Alaniz –	\$ 2,770.00
P. Constable Gallardo –	\$ 5,300.00
Q. Constable Cerda –	\$ 1,900.00
R. Constable Bazan –	\$ 900.00

6. **Urban County: (SEE EXHIBIT E)**
 - A. Request for approval to enter into a “Homebuyer’s Assistance Program” Contract under the HOME Program (3 Families)

7. **Approval of Minutes:**
 - A. October 16, 2001

8. **Purchasing Department: (SEE EXHIBIT F)**
 - A. **HIDALGO COUNTY CIVIL SERVICE – Requesting authority to purchase computer hardware and peripherals from Micro Warehouse, Inc., a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program for a total of \$1,980.00.**

**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, OCTOBER 23, 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:

1. Roll Call

All Members of the Court were counted present.

2. Pledge of Allegiance

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

3. Prayer

Teresa Navarro led the Court and Audience in Prayer.

4. Open Forum

No presentations made under Open Forum.

5. Approval of Proclamation proclaiming November 01, 2001 as "National Family Literacy Day" in Hidalgo County (SEE EXHIBIT G)

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

6. Approval of Proclamation proclaiming November 12-16, 2001 to be "Keep Justice Alive" Week (SEE EXHIBIT H)

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

7. CIP: (SEE EXHIBIT I)

A. Requesting approval to create line item (43) Engineering and Architectural Services

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

B. Approval of line item transfer

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$6,600.00

C. Elections Department:

1. Requesting approval to create line item (95) Machinery & Equipment

2. Approval of line item transfer

NO ACTION taken on items C-1 & C-2.

8. County Judge: (SEE EXHIBIT J)

A. Approval of appointments of Historical Commission Board Members

NO ACTION taken on this item.

B. Requesting approval to contribute \$ 3,500.00 to the City of Edinburg in connection with the 150th Sesquicentennial Celebration

NO ACTION taken on this item.

9. Budget Officer: (SEE EXHIBIT K)

A. Health Department:

1. Approval to unappropriate funds from acct. #1-010-418-000.46 in the amount of \$ 900.00 and appropriate same into acct. #1-010-441-700.46 and transfer related P.O. #333790

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

B. Library System:

1. Approval to create line item (95) Equipment

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

2. Approval of line item transfer

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

C. Approval to appropriate funds into Acct. #1-010-419-410.55 in the amount of \$ 731.00 from general fund revenue acct.

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

D. Buildings & Grounds:

1. Approval to unappropriate funds in the amount of \$ 13,000.00 from acct. #1-010-419-410.69 and appropriate same amount into #1-010-419-400.31

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

10. Head Start: (SEE EXHIBIT L)

A. Requesting approval of Change Order No. 4 in connection with the construction of the Palmview II Head Start Center – Change Order No. 4 - \$ 12,052.00

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

11. WIC: (SEE EXHIBIT M)

A. Approval to amend budget by \$ 6,216.50

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

B. Set salaries \$ 27,825.00 for WCS I for positions 169, 170, 171, 172 & 173

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

12. County Auditor: (SEE EXHIBIT N)

A. Approval to implement the Hidalgo County Capital Asset Guide required as per Statement No. 34 by the Governmental Accounting Standards Board effective January 01, 2002

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

13. Civil Service: (SEE EXHIBIT O)

A. Approval to create line item (61) Building Repairs

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

B. Approval of line item transfer

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$960.00.

14. Urban County: (SEE EXHIBIT P)

A. Award of a Construction Contract to Solis and Chapa, Inc. – City of La Joya – Water & Sewer Improvements – UC Year 11, 12 13 & 14

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

B. Approval of a Construction Contract with General Garage Doors – City of San Juan – Fire Station/Equipment UCP Year 13 (2000)

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

C. Approval of a Sub-recipient Agreement with Boys & Girls Club of Alamo (Youth Services) & City of Alamo, City of San Juan & Pct. #2 – UCP Year 14 (2001)

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

D. Approval of a Sub-recipient Agreement with Boys & Girls Club of Weslaco (Youth Services) & the City of Weslaco & Pct. #1 – UCP Year 14 (2001)

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

E. Approval of a Sub-recipient Agreement with CASA (Abused & Neglected Children) & Pct. #1 & Pct. #4 – UC Program Year 14 (2001)

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

F. Approval of a Sub-recipient Agreement with Mujeres Unidas/Women Together (Battered & Abused Spouses) & the Cities of Donna, La Joya, Palmview and Pct. #4 – UCP Year 14 (2001)

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

G. Approval of a Budget and Program Amendments – Pct. #1 – UC Year 13 (2000)

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

15. Risk Management: (SEE EXHIBIT Q)

A. Approval to file the following annexes with the State of Texas under the Hidalgo County Emergency Management Plan:

- **Annex H – Health and Medical**
- **Annex N – Direction and Control**
- **Annex V – Terrorist Incident Response**

NO ACTION taken on this item.

16. Planning Department: (SEE EXHIBIT R)

A. Preliminary Plat Approval:

1. Aztec Phase III Subdivision – Pct. #2

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

2. Las Canas Subdivision – Pct. #3

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

ABSTAINED: Commissioner Flores.

B. Variance Request/Final Plat Approval with Letter of Credit:

1. Monte Bonito Subdivision – Pct. #3

NO ACTION taken on this item.

C. Final Plat Approval with Letter of Credit:

1. Huisache Acres Subdivision – Pct. #2

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

2. Pueblo De Palmas Phase III Subdivision – Pct. #3

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

D. Line item transfer

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$5,134.00.

17. Pct. #1: (SEE EXHIBIT S)

A. Request authority to enter into contract with Nextel for mobile phone service as follows:

- 1. Parks – 2 units**
- 2. Sanitation – 2 units**
- 3. Road & Bridge – 6 units**

NO ACTION taken on this item.

18. Pct. #2: (SEE EXHIBIT T)

A. Approval of Interlocal Cooperation Agreement between the City of Pharr and County of Hidalgo – Pct. Participation in construction of Minnesota Rd.

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval, subject to the auditor's review.

B. Approval of Interlocal Cooperation Agreement between City of Hidalgo and County of Hidalgo – Pct. Participation in construction of Convention Center Road (currently unnamed county road)

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval, subject to the auditor's review.

C. Presentation by Border Visions – Status Report on Texas Parks & Wildlife Grant Application – Phase I

Presentation made.

19. Pct. #3: (SEE EXHIBIT U)

A. Request authorization to accept cost-share funds for the pavement project of Bates Road

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

B. Request approval to appropriate donations into expense account # 1-050-431-210.91

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

20. 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 items 20A-1 thru 20A-3.

21. 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: -----854

Physical Count ----- 537

Out of County Count

Brooks County ----- 184

Frio County ----- 133

Other, La Villa Facility --- NA

2. Current contract for the Housing of Inmates

NO ACTION taken 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)

NO ACTION taken on this item.

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

NO ACTION taken on this item.

c) Report and Recommendations of Owner's Consulting Architect:

NO ACTION taken on this item.

4. Discussion, consideration, and approval of, but not limited to, the following:

a) Requesting direction from the Court in connection with information received from the Hon. Ann McGeehan, Elections Director, Texas Secretary of State Office:

i. Approve travel to Austin for further information regarding potential impact (if any) from HB(s) 1419, 1856 & 2923 effective (09-01-01) on the current project; and, if possible

NO ACTION taken on this item.

ii. Visit Travis County for briefing on status of their Election Voting System Project

NO ACTION taken on this item.

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

NO ACTION taken on this item.

c) Reporting negotiations status of Turnkey Elections Voting System-Hidalgo County RFP and requesting authority to:

i. Accept negotiated costs/fees including systems requirements, terms and conditions; and

NO ACTION taken on this item.

ii. Award RFP to number one ranked qualified vendor; (or)

NO ACTION taken on this item.

iii. **Reject negotiated costs/fees and proceed with further negotiations; (or)**

NO ACTION taken on this item.

iv. **Reject the response received and proceed to re-advertise the project with modified requirements**

NO ACTION taken on this item.

d) **Requesting authority to direct legal counsel to draft a final contract with number one ranked vendor**

NO ACTION taken on this item.

5. **Requesting approval to exercise the option to extend for an additional ninety (90) day term as specified under the current contract for: Hidalgo County - Lubricants (Grease, Oil, Hydraulic Fluids) and Anti-Freeze Products.**

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

6. **Requesting approval and authority for Auditor to pay (after review) invoice number one (1) in the amount of \$2,640.00 for design, development and budgetary services for Interior Remodeling for the Court of Appeals located on the 5th Floor, Administrative Building, from George A. Garcia, Project Architect.**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval, subject to the auditor's review.

B. HIDALGO COUNTY PRECINCT NO. 1 -

1. **Requesting approval of the Modification of a Professional Service Contract BC-01-183-08-14) with TEDSI Infrastructure Group, to reflect the increase of the scope of service for Photogrammetric Services.**

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

2. **Requesting approval of a Modification to a Professional Service Agreement (C-01-184-08-14) for street improvements with Rodriguez Engineering and Hidalgo County Precinct No. 1 to reflect the paving (as requested by Precinct No. 1) of an additional road, Mile 13 from Mile 1 West to FM 491.**

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

3. **Acceptance and approval of claims/invoices totaling \$37,784.46 and authority for Auditor to pay (after review) from Universal Truckers, Inc. for hauling services rendered during the contract term however not accomplished with vendor owned vehicles.**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval, subject to the auditor's review.

4. **Requesting authority to advertise for the following projects:**
 - a) **01-273-11-14 - One (1) 2001 or Newer Motorgrader**
 - b) **01-279-11-14 - One (1) 2001 or Newer Nine Wheel Pneumatic Roller**
 - c) **01-280-11-14 - One (1) 2001 New - 42 Ft. - 30 Ton Tandem Trailer**

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

C. HIDALGO COUNTY PRECINCT NO. 2 -

1. **Requesting authority to advertise a Request for Proposals (RFP) for: Pre-Construction Lease of Office Space to a Non-Profit Organization available at the New Community Resource Center in San Juan, Texas.**

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

2. **Requesting authority to cancel the following current projects and to re-advertise same projects with modified specifications.**
 - a) **Bid No. 01-183-10-24 One (1) 2001 or Newer Four (4) Wheel Drive Rubber Tired Loader (articulating loader).**
 - b) **Bid No. 01-185-10-24 One (1) 2001 or Newer Load All Medium Range Class w/Brush Attachment & 2 Yard Bucket**
 - c) **Bid No. 01-186-10-24 One (1) 2001 or Newer Front End Loader**
 - d) **Bid No. 01-187-10-24 One (1) 2001 or Newer Nine Wheel Pneumatic Roller**
 - e) **Bid No. 01-188-10-24 One (1) 2001 or Newer Tractor w/6 Ft. Shredder Included**
 - f) **Bid No. 01-191-10-24 One (1) 2001 or Newer Tractor w/Grooming Mower Included**

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

D. HIDALGO COUNTY PRECINCT NO. 3 -

1. **Requesting authority to re-advertise & approval of specifications as attached hereto for: Hauling Services of Type D Hot Mix due to no bids received.**

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

2. **Requesting exemption from competitive bidding requirements for professional/engineering services for Landfill Engineering Assistance.**

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

3. **Approval of a professional engineering services contract with Brian Dudley Engineering for Engineering Services for Penitas Landfill.**

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

E. HIDALGO COUNTY PRECINCT NO. 4 -

1. **Recommending bid award for: Paving of Hargill Community and Paving of Monte Cristo Subdivision to sole bidder meeting all specifications and insurance requirements.**

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

2. **Requesting approval of contracts for: Paving of Hargill Community and Paving of Monte Cristo Subdivision to sole bidder meeting all specifications and insurance requirements.**

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

F. HIDALGO COUNTY BUILDINGS & GROUNDS -

1. **Reconsideration in approving the Service Contract for: Roof Repairs of the North Wing of the Hidalgo County Courthouse to bidder meeting all specifications; or (if not approved)**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a 3 to 1 vote of approval.

AYE: Judge Pulido, Commissioners Handy and Flores.

NAY: Commissioner Palacios.

NO VOTE: Commissioner Garza, away from court.

2. **Requesting authority to advertise for Roof Repairs at the Courthouse.**

NO ACTION taken on this item.

G. HIDALGO COUNTY COMMUNITY SERVICE AGENCY -

1. **Discussion, consideration and approvals necessary, but not limited to the following:**
 - a) **Requesting authority to exercise the option to extend the current contract, under the present rate, terms and conditions for an additional one (1) year period; or**
 - b) **Requesting authority to award bid to lowest qualifying bidder meeting all specifications and approval of contract; or**
 - c) **Requesting authority to reject the bids received for the rental of office space due to budgetary constraints; and; if approved**
 - d) **Requesting authority to re-advertise the project with any modification necessary; and**
 - e) **Reporting to Court that during procurement process the department will continue at present location under the Holdover provision of the contract at a 20% rate increase until award of bid and approval of a new rental agreement. New rate amount will not exceed \$0.42 sq. ft. or \$7,140.00 per month Holdover provision effective 11-01-01.**

NO ACTION taken on items G1-a thru G1-e.

H. HIDALGO COUNTY ELECTIONS DEPARTMENT -

1. **Requesting authority to purchase One (1) New 2002 Ford F-150 Cargo Van through the Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) - Philpott Motors, Inc., Port Neches, Texas. The total price of this vehicle is \$17,959.83 which includes the H-GAC administration fee and delivery charge.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval, subject to servicing the vehicle on regular basis.

I. HIDALGO COUNTY RIGHT OF WAY -

1. **Requesting exemption from competitive requirements for professional/appraisals services for the Hidalgo County Right of Way Department for the rendering of fair market value appraisals in connection with acquisitions of right of ways for the Mile 2 West Road (US Expy 83 North to SH 107) with Leonel Garza, Jr. & Associates.**

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

2. **Requesting approval of professional services contract with Leonel Garza, Jr. & Associates for the provision of fair market appraisals for sixty-one (61) parcels for right of way acquisitions for the Mile 2 West Road Project for Hidalgo County.**

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

22. Personnel Department: (SEE EXHIBIT X)

A. Approval to restructure and rename the Personnel Department to Human Resource Department

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

B. Approval to reclassify slot #1 Personnel Director to Human Resources Director

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

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

23. Closed Session: (SEE EXHIBIT Y)

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

A. Real Estate Acquisition

NO ACTION taken on this item.

B. Pending or Contemplated Litigation

NO ACTION taken on this item.

C. 99-127; North Alamo Water Supply Corporation vs. BFI Waste Management

NO ACTION taken on this item.

24. Open Session:

A. Real Estate Acquisition

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval for the land acquisition from Jose Eliseo and Edalia Sanchez parcel #17 on the appraised value of \$1305.00 with the negotiated valued of \$3900.00 and include damages for the parking area.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to proceed on parcel # 41 in the amount \$7700.00 with the appraised value \$6554.00.

On motion of Commissioner Handy, seconded by Commissioner Palacios the Court made a UNANIMOUS vote approval to proceed on parcel # 14 with the appraised value of \$914.00 and settlement offer \$1706.00 include damages.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval for land acquisition from Wendle J. Furnes and daughter Mary C. Furnes on real estate contract where the County of Hidalgo will be the purchaser, subject to survey, subject to the appraisal, and subject to the environmental report.

B. Pending or Contemplated Litigation

Judge Pulido stated to proceed as directed in Executive Session.

C. 99-127; North Alamo Water Supply Corporation vs. BFI Waste Management

NO ACTION taken on this item.

25. Closed Session:

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

NO ACTION taken on this item.

26. 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 Handy, seconded by Commissioner Garza, 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, OCTOBER 23, 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 Palacios, seconded by Commissioner Handy, 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 Z)**
- 2. Discharge Permit:**
 - A. Ken Bookout – Aztec Subdivision Phase III**
- 3. Line item transfers:**
 - A. 1-080-433-100**
 - B. 1-080-433-200**
- 4. Approval of Minutes:**
 - A. October 16, 2001**

**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, OCTOBER 23, 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.

2. Open Forum

No presentations made under the Open Forum.

3. Approval requesting exemption from competitive bidding requirements for professional services/engineering services with J.E. Saenz & Associates, Inc. (SEE EXHIBIT AA)

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

4. Approval of professional engineering services with J.E. Saenz & Associates, Inc. for services related to Lull Ditch area drainage improvement

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

5. Purchasing Department: (SEE EXHIBIT BB)

A. Recommending bid award for: TIRES Project to multiple vendors meeting all specifications and insurance requirements.

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

B. Recommending approval of contract(s) for: TIRES Project to multiple vendors meeting all specifications and insurance requirements.

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

6. Closed Session:

Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

A. Real Estate Acquisition

NO ACTION taken on this item.

B. 99-127; North Alamo Water Supply Corporation vs. BFI Waste Management

NO ACTION taken on this item.

7. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

B. 99-127; North Alamo Water Supply Corporation vs. BFI Waste Management

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.

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

**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 23rd day of October, 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 30th day of October, 2001.

