

**SPECIAL MEETING – NOVEMBER 13, 2001**

BE IT REMEMBERED, that on this 13<sup>th</sup> day of November, 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 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, NOVEMBER 13, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 line items 2-C, 2-L and 2-U.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
  - A. **332<sup>nd</sup> District Court**
  - B. **Adult Probation**
  - C. **WIC – NO ACTION taken on this item.**
  - D. **370<sup>th</sup> District Court (2)**
  - E. **County Clerk**
  - F. **Pct. #4 – Paved/unpaved**
  - G. **92<sup>nd</sup> District Court**
  - H. **Constable Pct. #1 (2)**
  - I. **Fire Marshal**
  - J. **Pct. #2 – R & B**
  - K. **Pct. #2 – Landfill**
  - L. **206<sup>th</sup> District Court – NO ACTION taken on this item.**
  - M. **Pct. #4 – C.O.s**
  - N. **County Judge**
  - O. **County Court #1**
  - P. **Health Department – Clinics**
  - Q. **Health Department – Adm.**
  - R. **Health Department – Sanitation (2)**
  - S. **Right of Way**
  - T. **Pct. #1 – Parks**
  - U. **Pct. #1 – Landfill – NO ACTION taken on this item.**
  - V. **Pct. #1 – Adm.**
  - W. **Pct. #1 – CIP**
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)**
    - **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)**
4. **Right of Way – Permits: (SEE EXHIBIT C)**
  - A. **North Alamo Water Supply – east of FM 1423 on Earling Rd.**
  - B. **North Alamo Water Supply – east of FM 907 on Trenton Rd.**
  - C. **Western GECO – West Tract Subdivision and Tex-Mex Subdivision**

Consent Agenda  
November 13, 2001

- 5. Monthly Fee Reports: (SEE EXHIBIT D)**
  - A. District Clerk - \$ 218,728.62 – October**
  - B. County Clerk - \$ 510,043.20 – October**
  - C. District Attorney - \$ 214,199.97 – October**
  - D. District Attorney - \$ 157,940.87 – September**
  
- 6. HIDALGO COUNTY PURCHASING DEPARTMENT – (SEE EXHIBIT E)**
  - A. Requesting authority to purchase computer hardware from SJS Computers, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program for a total of \$5,786.00.**
  - B. Requesting authority to purchase computer hardware from Dell Marketing, L.P., a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program for a total of \$2,538.64.**

**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, NOVEMBER 13, 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 with the exception of Commissioner Jose Flores.

**2. Pledge of Allegiance**

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

**3. Prayer**

Keith led the Court and Audience in Prayer.

**4. Open Forum**

No presentations made under Open Forum.

**5. Elections Administration: (SEE EXHIBIT F)**

**A. Authorization to pay comp-time hours to Elections employees**

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

**B. Approval of budget amendment**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$972.26.

**6. Budget Officer: (SEE EXHIBIT G)**

**A. Pct. #4:**

**1. Approval to create line item 88 (land)**

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

**2. 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 \$1,000.00.

**B. 389<sup>th</sup> District Court:**

**1. Approval of line item transfer from salaries to office equipment - \$ 13,473.13**

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

**C. Planning Department:**

**1. Approval of line item transfer to salaries (to correct previous action) - \$ 5,134.99**

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

**D. Approval to appropriate funds in the amount of \$ 67,200.00 from General Fund Revenue Account into:**

- 1. Acct. #1-010-444-710.68 - \$ 5,000.00**

NO ACTION taken on this item.

- 2. Acct. #1-010-421-260.47 - \$ 200.00**

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

- 3. Acct. #1-010-418-000.46 - \$ 40,000.00**

NO ACTION taken on this item.

- 4. Acct. #1-010-418-000.43 - \$ 22,000.00**

NO ACTION taken on this item.

**E. Approval to appropriate funds in the amount of \$ 24,578.00 from General Revenue Fund Account into:**

- 1. Acct. #1-010-419-410.54 - \$ 5,000.00**

- 2. Acct. #1-010-419-410.55 - \$ 2,289.00**

- 3. Acct. #1-010-419-410.56 - \$ 2,289.00**

- 4. Acct. #1-010-419-410.69 - \$ 15,000.00**

NO ACTION taken on items E-1 thru E-4.

**F. Public Defenders:**

- 1. Approval of budget amendment - \$ 290,000.00**

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

**G. County Judge:**

- 1. Requesting approval to deobligate \$ 1,300.00 from the cash match of \$ 80,000.00 entered as part of the original budget for the Project Recovery Grant**

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

- 2. Request approval to transfer fund balance of \$ 197,104.17 from retired debt service fund 285 to fund 256 (Refunding bonds 1996), fund 258 (Refunding bonds 1998), Fund 288 (Certificates of Obligation, 1998) and Fund 298 (Certificates of Obligation, 2000) prorated 17% to 256, 25% to 258, 1% to 288, and 57% to 298**

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

**7. Planning Department: (SEE EXHIBIT H)**

**A. Preliminary Plat Approval:**

- 1. Bluebonnet Village Phase I Subdivision – Pct. #1**
- 2. Melissa Estates Subdivision – Pct. #4**
- 3. Lantana Acres No. 3 Subdivision – Pct. #1**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items 7A-1 thru 7A-3.

**B. Final Plat Approval with Letter of Credit:**

- 1. Moreno Subdivision – Pct. #4**

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

**C. Final Plat Approval:**

- 1. Brenda Estates No. 3 Subdivision – Pct. #4**

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

ABSTAINED: Commissioner Oscar Garza.

- 2. Valle Alegre Subdivision – Pct. #4**

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

**8. Tax Office: (SEE EXHIBIT I)**

**A. Ministerial approval for appropriation in the Special Inventory Fund**

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

**9. County Judge: (SEE EXHIBIT J)**

**A. Approval of Selection for the Hidalgo County Appraisal District Board of Directors**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on the selection of Amador Requenez with 202 votes, Roy Rodriguez with 202 votes, Arturo Guerra Jr. with 303 votes and Richard Garza with 303 votes as Hidalgo County Appraisal District Board of Directors.

**B. Approval of Proposed Holidays for 2002 Year**

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

**C. Appointments of Historical Commission Board Members**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on the reappointments of all the Members of the Historical Commission in addition to appointing Shea Guerra by Judge Pulido, Becky Guerra by Commissioner Garza, Mario Alaniz and Oralia Alaniz by Commissioner Palacios, and the reappointments of the members of the committee from Pct. 1 by Commissioner Handy.

- D. Public Hearing considering the passage of an Order designation as a reinvestment zone property within the unincorporated areas of Hidalgo County in particular: Being a 12.906 acre tract of land situated in Porcion No. 59, Hidalgo County, Texas, said tract being a part of Lots 55, 56, 65 and 66, John H. Shary Subdivision, as recorded in Volume I, Page 17, Map Records, Hidalgo County, Texas, (M.R.H.C.T.), said tract being a part of a tract of land described in deed to Hunt Valley Industrial I, L.P., as recorded in County Clerk's No. 72686, Deed Records, Hidalgo County, Texas (D.R.H.C.T.), and a part of a tract of land described in deed to Hunt Valley Industrial I, L.P., as recorded in County Clerk's No. 911291**

At this time Judge Pulido opened the Public Hearing.

Mike Allen and Daniel Cavazos came before the Court and addressed the issues and benefits of a reinvestment zone property in Hidalgo County.

At this time Judge Pulido closed the Public Hearing.

- E. Approval of an Order designating certain real property within the unincorporated areas of Hidalgo County as Reinvestment Zone, more particularly: Being a 12.906 acre tract of land situated in Porcion No. 59, Hidalgo County, Texas, said tract being a part of Lots 55, 56, 65 and 66, John H. Shary Subdivision, as recorded in Volume I, Page 17, Map Records, Hidalgo County, Texas, (M.R.H.C.T.)**

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

- F. Approval of an Agreement between County of Hidalgo and Symbol Technologies, Inc. (Lessor) granting tax abatement in accordance with the Guidelines and Criteria adopted February 27, 2001**

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

**10. Right of Way: (SEE EXHIBIT K)**

- A. Authorization for title reports, appraisals and acquisition of additional right-of-way for West Anaya Road (Pct. #2)**

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

- B. Authorization for title reports, appraisals and acquisition of additional right-of-way for 3 Mile Line Road (Pct. #3)**

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

**11. Health Department: (SEE EXHIBIT L)**

- A. Authorization to approve and appropriate a funding increase in Contract No. 7460007176-2002 Change No.4 TB Control for \$ 21,959.00**

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

**12. Risk Management: (SEE EXHIBIT M)**

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

- **Basic Plan – List of Changes**
- **Annex H – Health & Medical**
- **Annex L – Utilities**
- **Annex N – EOC/Direction/Control**
- **Annex R – Search & Rescue**
- **Annex S – Transportation**
- **Annex T – Donations Management**
- **Annex V – Terrorist Incident Response**

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

**13. Pct. #1: (SEE EXHIBIT N)**

**A. Authorization to create the Executive Director position for the Hidalgo County Colonia Access Program (Hidalgo CAP)**

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

**B. Set salary**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount up to \$50,000.00.

**C. Budget Amendment**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$7,042.00 out of County Wide.

**14. Pct. #2: (SEE EXHIBIT O)**

**A. Proclamation to honor Latin Grammy Award Winner “Ramon Ayala Y Sus Bravos Del Norte” in the Best Norteño Album category**

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

**15. Pct. #3: (SEE EXHIBIT P)**

**A. Requesting authorization to appropriate monies that were transfer from Road District #5 and #12 into Pct.#3 Road & Bridge Fund**

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

**B. Requesting authorization to purchase one mobile phone for Pct. #3 Sanitation Director**

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

**16. Pct. #4: (SEE EXHIBIT Q)**

**A. Request approval of budget amendment in the amount of \$100,000.00 for Pct. #4 Landfill, Acct. #1-010-432-440.82**

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

**17. Human Services: (SEE EXHIBIT R)**

**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 17-A1 thru 17-A3.

**18. Purchasing Department: (SEE EXHIBIT S)**

**A. HIDALGO COUNTY -**

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

- a) Present Hidalgo County Jail - Total inmate population: ----- 881**  
**Physical Count: ----- 569**  
**Out of County Count:**  
**Brooks County:----- 194**  
**Frio County: ----- 118**  
**Other: ----- N/A**

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

NO ACTION taken on this item.

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

NO ACTION taken on this item.

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

NO ACTION taken on this item.

**b) Acceptance, approval and authority for Auditor to pay Application and Certificate for Payment No. 14 (dated 11-07-01) by Landmark Organization, L.P. in the amount of \$ 3,124,006.68 with all applicable documentation provided and subject to Auditor's review.**

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

**(c) Requesting acceptance and approval of:**

- (1) Revision to previously submitted and approved invoice #006352 (dated 08-08-01) reflecting a credit amount of (\$7.78) from Raba-Kistner Consultants, Inc.;**

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

- (2) **Two (2) invoices totaling \$7,336.57 with authorization for Auditor to issue payment (subject to review and audit) to Raba-Kistner Consultants, Inc. under the materials testing contract for the construction of the New Adult Detention Facility and Law Enforcement Center Project.**

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

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

NO ACTION taken on this item.

- (e) **Report and Recommendations of Owner's Consulting Architect:**

Report made.

4. **Requesting approval of an Amendment to Lease between the County of Hidalgo and Mujeres Unidas/Women Together Foundation, Inc. (C-00-219-12-19) to reflect an exclusion to a portion of real property from the lease.**

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

5. **Requesting approval to exercise the one (1) year (as provided by contract) extension of letter of engagement with Burton McCumber & Cortez, L.L.P., for Hidalgo County for the provision of Independent Audit Services for the Fiscal Year 2001" under the same rates, terms & conditions.**

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

6. **Requesting acceptance and approval with authority for auditor to pay (after review & audit) of Invoice No. 2 received from Alcocer Garcia Associates for Interior Remodeling of the 5<sup>th</sup> Floor for Court of Appeals in the amount of \$3,630.00.**

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

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

1. **Requesting approval of an Amendment to an Inter-local Cooperation between the City of Mercedes and the County of Hidalgo in connection with improvements in Precinct No. 1 to Mile 1 East and Mile 6 North. Agreement will identify the contribution by Precinct No. 1 and the City of Mercedes as the responsible party for the procurement of work necessary to construct the improvements.**

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

2. **Recommending award of bid for: Bid No. 01-250-10-24-Two (2) New Tractors with Mowing Shredders Included to vendor meeting all specifications.**

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

3. **Recommending award of bid for: Bid NO. 01-258-10-24-Street Improvements-Group III to vendor meeting all specifications.**

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

4. **Requesting approval of contract for: Bid No. 01-258-10-24-Street Improvements - Group III to vendor meeting all specifications.**

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

**C. HIDALGO COUNTY PRECINCT NO. 2 -**

1. **Requesting approval for Change Order No. 1 in the amount of \$1,994.00 for an additional 23 driveways in connection with the Curb and Gutter and Asphalt Paving Improvements to the Sanchez Ranch Project.**

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

2. **Requesting approval & authority for Auditor to issue the First and Final Payment in the amount of \$90,677.96 (after review & audit) in connection with the Curb and Gutter and Asphalt Paving Improvements to the Sanchez Ranch Project.**

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

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

1. **Recommending to reject all bids for: (2) New Unused 2001 or Newer Tandem Dump Trucks due to no bidders meeting all required specifications.**

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

2. **Requesting authority to advertise & approval of specifications as attached hereto for: (2) New Unused 2002 Tandem Dump Trucks.**

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

3. **Requesting authority to advertise for: Construction of various streets as follows: Yoli, Madison, North Maple, North John, & North Carlos for a total of 6,984 linear feet at Nuevo Alton Subdivision Phase II.**

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

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

1. **Requesting approval and acceptance of claims/invoices and authority for Auditor to pay (after review and audit) in the amount of \$6,803.00 from ABC WASTE COLLECTION incurred prior to the award of a bid/contract and after expiration of the short term contract with ABC WASTE COLLECTION.**

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

2. **Requesting authority to exercise the sixty (60) day grace period as provided under the current contract for: Hauling Services of all Road Materials (Excluding Hot Mix), so as to have no lapse in service while bid process is on going.**

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

3. **Requesting authority to advertise and approval of specifications as attached hereto for: Hauling Services of all Road Materials (Excluding Hot Mix).**

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

**F. HIDALGO COUNTY WIC PROGRAM -**

1. **Requesting authority and approval of specifications as attached hereto for: Medical Supplies.**

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

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

**19. Closed Session: (SEE EXHIBIT T)**

**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. Claim of Mrs. Maurilia Lopez against Hidalgo County**

NO ACTION taken on this item.

**C. Civil No. M-01-192; La Joya Real Estate & Development Inc. vs. Hidalgo County**

NO ACTION taken on this item.

**20. Open Session:**

**A. Real Estate Acquisition**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval for the purchase price of \$110,000.00 subject to legal review.

**B. Claim of Mrs. Maurilia Lopez against Hidalgo County**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on the settlement amount of \$1,349.00 and for the County Auditor cut a manuel check upon his approval of the claim with the proper release.

**C. Civil No. M-01-192; La Joya Real Estate & Development Inc. vs. Hidalgo County**

NO ACTION taken on this item.

**21. Closed Session:**

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

NO ACTION taken on this item.

**22. 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 Handy, 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, NOVEMBER 13, 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 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 U)**
- 2. 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, NOVEMBER 13, 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 Commissioner Jose Flores.

**2. Open Forum**

No presentations made under Open Forum.

**3. Approval of Selection for the Hidalgo County Appraisal District Board of Directors (SEE EXHIBIT V)**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Board made a UNANIMOUS vote of approval on selecting Mario Dominguez with 10 votes from Pct. #1 and Richard Garza with 65 votes.

**4. Approval of Proposed Holidays for 2002 Year**

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

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

**A. Requesting authority to exercise the sixty (60) day grace period under the current contract for: Loading and Hauling Services for Fill Dirt and Hauling Services for Gravel and/or Sand, so as to have no lapse in service while bid process is on going.**

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

**B. Requesting authority to advertise and approval of specifications as attached hereto for: Loading and Hauling Services for Fill Dirt and Hauling Services for Gravel and/or Sand.**

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

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

**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.

On motion of Commissioner Handy, seconded by Commissioner Garza, 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** \_\_\_\_\_ **ABSENT**  
**COUNTY COMMISSIONER, PRECINCT 3**

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

**Dated this the 13<sup>th</sup> day of November, 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 \_\_\_\_ day of  
\_\_\_\_ November \_\_\_\_, 2001.*

