

**SPECIAL MEETING-NOVEMBER 28,2001**

BE IT REMEMBERED, that on this 28<sup>th</sup> day of November, A.D., 2001, there was begun and held a SPECIAL MEETINNG of the Honorable Commissioner's 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 JOE M. FLORES	COMMISSIONER, PRECINCT NO. 3
HONORABLE OSCAR L. GARZA JR.	COMMISSIONER, PRECINCT NO. 4

And **J.D. SALINAS, COUNTY CLERK & EX-OFFICIO CLERK OF THE COMMISSIONER'S 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 **WEDNESDAY, NOVEMBER 28, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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-E, 2-Q, AND 2-W.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers:**
  - A. Historical Commission**
  - B. Pct. #1 – R & B**
  - C. District Clerk**
  - D. District Clerk – Atty. Gen.**
  - E. R & B – Insurance -NO ACTION taken on this item.**
  - F. Health – Clinics**
  - G. Health – Sanitation**
  - H. Constable Pct. #2**
  - I. County Clerk**
  - J. Pct. #2 – R & B**
  - K. Pct. #2 – Landfill**
  - L. Pct. #2 – Adm.**
  - M. Pct. #2 – Parks**
  - N. J.P. Pct. #2, Pl. 2**
  - O. County Court #2 (2)**
  - P. Youth Village**
  - Q. Buildings & Grounds (2) -NO ACTION taken on this item.**
  - R. Minor Structures**
  - S. DPS – License/Weight**
  - T. 332<sup>nd</sup> District Court**
  - U. Pct. #1 – Parks**
  - V. Pct. #1 – Landfill**
  - W. Computer Department -NO ACTION taken on this item.**
  - X. J.P. Pct. #2, Pl. 1**
  - Y. Pct. #3 – Parks**
  - Z. Pct. #4 – Paved/unpaved**
  - AA. Pct. #4 – Landfill**
- 3. Planning Department:**
  - A. Approval of the following Certificates:**
    - **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
    - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)**
    - **Certificates of Water Service Availability under Local Government Code Section (c)(2)**

**4. Right of Way – Permits:**

- A. Guzman Utility Contractors – Davis Rd. east of Doolittle Rd.**
- B. GeoStrata – Mile 2 East and Mile 9 ½ North**
- C. North Alamo Water Supply – Rogers Rd. on east side of Jasmin Rd.**
- D. North Alamo Water Supply – Ebony Street**
- E. North Alamo Water Supply – west of Mile 1 East on Ingle Rd.**
- F. North Alamo Water Supply – Border Rd. on Sioux Rd.**
- G. North Alamo Water Supply – north of Eldora Rd. on Raiders Ave.**
- H. North Alamo Water Supply – east of Raiders Ave. on Eldora Rd.**
- I. North Alamo Water Supply – north of Eldora Rd. on Raiders Ave.**
- J. North Alamo Water Supply – Mile 17 North Rd. at Terry Rd.**

**COUNTY OF HIDALGO  
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 Lucio Duke to lead the Court and Audience in reciting the Pledge of Allegiance.

**3. Prayer**

Lucio Duke led the Court and Audience in Prayer.

**4. Open Forum**

Commissioner Handy made a presentation under Open Forum.

**5. County Auditor:**

- A. Approval of line item transfer from obj. 03 (salaries) to obj. 01 (salary-officials) in the amount of \$ 6,300.00 and obj. 12 (office equipment) in the amount of \$ 500.00**

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

**6. Planning Department:**

- A. Requesting utility connections for two (2) proposed structures on a 7.5 acre tract:**  
**1. Frankie Sr. and Kathy Lawrence**

NO ACTION taken on this item.

**7. Sheriff Department:**

- A. Approval of budget amendment from General Fund to Jail Acct. #1-010-423-100.78 (room & board-prisoners) in the amount of \$ 430,000.00**

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

**8. J.P. Pct. #2, Pl. 2:**

- A. Approval of budget amendment - \$ 3,529.95 for office supplies, equipment & telephone**

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

**9. Budget Officer:**

- A. Approval to appropriate funds in the amount of \$ 698.49 into Acct. #1-010-419-410.55 from General Revenue Fund**

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

**B. Approval to unappropriate funds from Fire Marshal Acct. 1-010-422-270.67 and appropriate to the following:**

1. **Acct. #1-010-441-700.95 - \$ 7,000.00**
2. **Acct. #1-130-423-000.95 - \$ 6,000.00**

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

**C. Approval to deobligate \$ 25,000.00 from R & B County Wide Appraising Acct. and transfer from R & B into General Fund and appropriate same into Pct. #1 Landfill Acct. #1-010-431-210.82**

NO ACTION taken on this item.

**D. Approval of budget amendment – Gen. Fund for Pct. #1 Landfill**

NO ACTION taken on this item.

**E. County Court#1:**

1. **Approval of line item transfer from salaries (.03) to office supplies (.14) in the amount of \$ 2,400.00**

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

**10. County Judge:**

**A. Approval of Order prohibiting the “Keeping of Wild Animals”**

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

**B. Approval of Deed & Closing Statement for Purchase of Property**

NO ACTION taken on this item.

**C. Approval to set up Acct. #1-698-421-215.89 – New Buildings – Motor Pool Facility**

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

**D. Approval of budget amendment - \$ 1,133,365.00**

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

**E. Approval to set up Acct. #1-698-421-220.89 – New Buildings – Law Enforcement Training Facility**

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

**F. Approval of budget amendment - \$ 1,099,037.07**

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

**11. Urban County:**

**A. Approval of a Construction Contract with United Contracting, Inc. – City of Edcouch – Water & Sewer Improvements – UC Years 13 & 14 (2000 & 2001)**

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

**B. Approval of a Professional Services Contract with Noe Garza Engineering, Inc. – City of Elsa – Street Improvements – UC Year 14 (2001)**

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

**12. Head Start:**

**Discussion and possible action on 2002 Budget Adjustment**

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

**13. Elections Department:**

**A. Approval for the County of Hidalgo to perform Election Services for the Hidalgo County Democratic Party for the March 12, 2002 Primary Election (Texas Election Code Section 31.092 (a))**

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

**B. Approval of the written agreement between the County of Hidalgo and the Hidalgo County Democratic Party for the March 12, 2002 Primary Election (Exhibit “B”)**

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

**C. Approval for the County Elections Administrator to serve as the duly authorized representative for the County of Hidalgo, specifically in the capacity of the “County Election Officer” for the purpose of performing election services for the Hidalgo County Democratic Party, March 12, 2002 Primary Election (Pursuant to Section 31.091 (1) of the Texas Election Code, the County Election Officer means the Elections Administrator) (Exhibit “C”)**

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

**14. Pct. #1:**

**A. Consideration to adopt a Proclamation declaring December 02, 2001 as Ruben Rodriguez Day**

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

**15. Pct. #4:**

**A. Authorization to approve Professional Services Agreement with S & B Infrastructure, LTD. for the advanced project development (APD), preliminary engineering, final design, plan specifications and estimates for the Inner-Outer Loop within Pct. #4, Hidalgo County**

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

**16. Human Services:**

**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**

Nothing to report on this item.

**17. Purchasing Department:**

**A. HIDALGO COUNTY -**

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

- a) **Present Hidalgo County Jail - Total inmate population: 897**  
**Physical Count -563**  
**Out of County Count:**  
**Brooks County -191**  
**Frio County -133**  
**Other -10**
- 2. **Status of current Interlocal Agreement(s)/contract(s) for the Housing of Inmates.**
  - a) **Interlocal agreements currently in place for Hidalgo County, Brooks and Frio Counties.**
  - b) **Pursuant to results of bankruptcy court proceedings the contract with Texson Management was not sold or transferred to a new company. Therefore, Hidalgo County does not have a contract for the placement, housing, detention and supervision of inmates within the County (on as needed basis).**
- 3. **Requesting authority to advertise an Request for Proposals (RFP) for: Housing of Inmates in Hidalgo County.**

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

- 4. **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:**

Nothing to report on this item.

- 5. **Requesting approval to exercise the sixty (60) day grace period option for: Janitorial Supplies & Industrial Chemicals so as to not have lapse in service while bidding process is completed.**

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

**B. HIDALGO COUNTY PRECINCTS' 1, 2 AND 4 -**

- 1. **Requesting authority to exercise the sixty (60) day grace period under current contract with Frontera Materials and Martin Marietta Materials for Crushed Caliche so as not to have a lapse in service & allow the bid process to be completed.**

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

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

- 1. **Recommending bid award for: Hauling Services of Type D Hot Mix (Gravel and/or Limestone) to sole bidder.**

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

- 2. **Requesting approval of contract for: Hauling Services of Type D Hot Mix (Gravel and/or Limestone) to sole bidder.**

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 bid award for: Pit Run Caliche to low bidder.**

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

**2. Requesting approval of contract for: Pit Run Caliche to low bidder.**

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

**3. Requesting authority to advertise for and approval of specifications as attached hereto for: Hauling Services of Type D Hot Mix.**

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.

**18. Closed Session:**

**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.

**19. 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 purchase price of \$7,500.00.

**20. Closed Session:**

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

NO ACTION taken on this item.

**21. 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 **WEDNESDAY, NOVEMBER 28, 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 Handy, seconded by Commissioner Garza, 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**
- 2. Permit – CP & C Co. – Placement of utility pole off drainage easement (Sprague, between FM 1426 Exp. 281)**
- 3. Discharge Permit:**
  - A. City of Pharr – Plantation South Subdivision Unit #13**

**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 WEDNESDAY, NOVEMBER 28, 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 Court were counted present.

**2. Open Forum**

No presentations made under Open Forum.

**3. Discussion and action on information for the Department of the Army Corps of Engineers regarding the construction of Hidalgo County Drainage District #1 Master Drain**

NO ACTION taken on this item.

**4. 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.

**5. Open Session:**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**6. Closed Session:**

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

NO ACTION taken on this item.

**7. 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.