

SPECIAL MEETING – FEBRUARY 12, 2002

BE IT REMEMBERED, that on this 12th day of Feb., A.D., 2002, 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, FEBRUARY 12, 2002, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 of approval to accept all items listed under the Consent Agenda, with the exception of #10.A-E, and 10.I.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a **UNANIMOUS** vote to approve items #10.A-E with contract to auditor, and 10.I, with corrections.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers: (SEE EXHIBIT A)**
 - A. Pct. #4 – Landfill**
 - B. Courthouse Security**
 - C. Purchasing Department**
 - D. Human Resources**
 - E. Constable Pct. #5**
 - F. Fire Marshal**
 - G. Pct. #2 – County Wide**
 - H. Elections Department**
 - I. Computer Department**
 - J. Pct. #3 – Parks**
 - K. Pct. #4 – Paved/unpaved**
 - L. Planning Department**
 - M. Pct. #1 – Landfill**
 - N. Pct. #1 – Parks**
 - O. Pct. #3 – Landfill**
 - P. Health – Environmental**
 - Q. Health – Clinics**
 - R. J.P. Pct. #1, Pl. 2**
- 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. Southwestern Bell – Minnesota Road North of FM 2221**
 - B. Southwestern Bell – Orchid Street and Jasmin Rd.**
 - C. Southwestern Bell – north Bentsen Palm Drive south of 3 Mile Line**

- D. Southwestern Bell – Western Avenue south of FM 2221
- E. Southwestern Bell – along Bensten Palm Drive north of FM 676
- F. Shell Western E & P – Davis & FM 490
- G. North Alamo Water Supply – Val Verde & Earling Rd.
- H. North Alamo Water Supply – east of Tower on Texas Rd.
- I. Synergy/Trade Star Acquisitions, Inc. –
 - FM 2221 – from Rio Grande River north to Mile 5 Rd.
 - FM 2221 – north/south/east/west to Inspiration Rd.

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

- A. District Clerk - \$ 221,003.02 – December 2001

6. **District Attorney:** (SEE EXHIBIT E)

- A. Monthly Fee Report - \$ 210,497.64 – January 2002

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

- A. Request for approval to enter into a “Homebuyer Assistance Program” Contract under the HOME Program (2 families)

8. **County Clerk:** (SEE EXHIBIT G)

- A. Annual Report for Court Cost and Fees – 2001

9. **Approval of Minutes:** (SEE EXHIBIT H)

- A. December 11th, 18th, 28th, 2001

10. **Purchasing Department:** (SEE EXHIBIT I)

A. **HIDALGO COUNTY ELECTIONS DEPARTMENT**

- 1. Requesting approval of a maintenance agreement for 7 Wheelwriters and 2 time recorders for \$674.00 per year from Southwestern Business Machines Effective January 1, 2002 thru December 31, 2002.
- 2. Requesting approval of a service agreement on a Color TV from Phillips Magnavox for \$93.04 per year. Effective January 31, 2002 thru December 31, 2002.

B. **HIDALGO COUNTY TREASURER**

- 1. Requesting approval of a service agreement a 2000 Check Signer from US Check Protector Company for \$325.00 per year. Effective January 29, 2002 thru January 29, 2003.

C. **HIDALGO COUNTY 275TH DISTRICT COURT**

- 1. Requesting approval of a maintenance agreement for a copier from Copy Data for \$360.00 per year. Effective February 16, 2002 thru February 16, 2003.

D. **HIDALGO COUNTY HUMAN SERVICES**

- 1. Requesting approval of a maintenance agreement for software support from CAD for \$800.00. Effective January 1, 2002 thru December 31, 2002.

E. **HIDALGO COUNTY DISTRICT ATTORNEY**

- 1. Requesting approval of a maintenance agreement for a Lathem Lit Time Stamp from Jones & Cook for \$450.00 per year. Effective January 6, 2002 thru January 5, 2003.

F. **HIDALGO COUNTY CLERK OFFICE**

- 1. Requesting authority to purchase computer hardware and peripherals from Dell Computer Corporation, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program - The purchase of two (2) Computers/Peripherals, one at \$1757.00 and the other at \$2749.00 =total of \$4506.00.

G. **HIDALGO COUNTY PROPOSITION 2 COLONIA ACCESS PROGRAM PROJECT -**

- 1. Requesting authority to purchase Digital Two Way Radios/Cellular Phones Equipment along with service contract from a Qualified Information Systems Vendor (QISV) utilizing the General Commission Cooperative Purchase Program (GSC) state award with Nextel Partners, Inc. -

1) One unit - Model Motorola i90 @\$249.99ea	\$249.99
One time activation fee -	\$15.00
Shipping Fee/One Time Charge of -	\$8.00
Free Incoming 500 minutes plan i90c -	\$69.99
Unlimited Nights & Weekends -	\$10.00
10% County Discount -	<u>-\$7.99</u>
Total Cost -	<u>\$344.19</u>

H. HIDALGO COUNTY HEALTH DEPARTMENT –

1. Requesting authority to purchase computer laser printers and pocket print server from CDW Government, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program –

(7) Laser printer	\$274.50	\$1,921.50
(7) Pocket print server	\$124.00	\$868.00
One time charge freight		<u>\$118.54</u>
		TOTAL \$2,908.04

I. HIDALGO COUNTY PRECINCT NO. 2 –

1. Requesting authority to purchase to the previous approved purchase approved on 2/5/02 to Dell Marketing L.P., a QISV Vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program, for software not included in the original agenda –two (2) software \$ 225.00 each. One for Pct. #2 – 2-040-431-100.14 and the other for Proposition 2 Colonia Access Program Project for a total increase of \$ 450.00 (CORRECTED)

**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, FEBRUARY 12, 2002 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 Mark Luther to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Mark Luther led the Court and Audience in Prayer.

4. Open Forum

No presentations made under Open Forum.

5. J.P. Pct. #4, Pl. 2: (SEE EXHIBIT J)

A. Discussion of additional office space

Presentation made.

6. Elections Department: (SEE EXHIBIT K)

A. Approval to rescind action taken on October 30, 2001, Item #17A – approval to accept and order to lease lever (shoup) voting machines at a fee of \$ 100.00 per day per machine as allowed by Texas Election Code Section 123.032

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

B. Approval to accept and order to lease lever (shoup) voting machines at a fee of \$ 100.00 per machine, per election period

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

C. Approval to amend the election services contract between the South Texas Consolidated School District and the County of Hidalgo

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

7. County Auditor: (SEE EXHIBIT L)

A. Requesting approval to appropriate (budget) in the year 2002, the unliquidated (outstanding) purchase orders at December 31, 2001

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

8. Budget Officer: (SEE EXHIBIT M)

A. Discussion and approval to freeze all general fund budget amendments

NO ACTION taken on this item.

B. Discussion and approval to implement a temporary hiring freeze

NO ACTION taken on this item.

C. Adult Probation:

1. Approval to create line item (12) office equipment and (39) minor equipment

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

2. Approval of line item transfer

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$1,000.00.

Commissioner Palacios is away from the court.

D. Right of Way:

1. Approval of budget amendment to deobligate the original budget of \$ 800,000.00 in the ROW department Acct. #2-020-431-200.87 ROW acquired and appropriate same into separate ROW accounts for each commissioner (\$200,000.00 each)

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

E. Constable Pct. #1:

1. Request approval to appropriate L.E.O.S.E. funds

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

F. TABC:

1. Approval to unappropriate funds in the amount of \$3,200.00 from acct. #2-010-419-410.69 and appropriate same amount into acct. #2-010-421-260.47

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

G. Health Insurance:

1. Budget amendment – Gen. Fund

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

H. Colonia Access Program (CAP):

1. Approval to transfer funds from Acct. #2-020-413-110 into acct. #2-020-413-120 and appropriate same (salary & fringes)

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

2. Approval to unappropriate funds in the amount of \$ 11,550.00 from Acct. #2-020-431-210.69 and appropriate same amount into acct. #2-020-413-120

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

Commissioner Palacios joined the meeting.

I. J.P. Pct. #4, Pl. 2:

1. Approval to unappropriate funds from acct. #2-010-419-410.69 & appropriate funds into J.P. acct. #2-010-412-118.47 in the amount of \$ 985.00

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

9. County Judge: (SEE EXHIBIT N)

A. Approval of Resolution honoring Maria Lydia Rodriguez

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

B. Approval of Resolution in support of House Joint Resolution 81 introduced in the 107th Congress, 1st Session

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

Specific votes are as follow:

AYE: Judge J. E. Pulido, and Commissioners Garza, Flores, Palacios

NAY: Commissioner Handy

ABSTAIN: None

10. Colonia Access Program: (SEE EXHIBIT O)

A. Approval of Resolution authorizing submission of applications to the Border Access Colonia Program under TxDOT

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

B. Approval of the Border Colonia Access Program funding distribution by County Precinct

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to award 3 million dollars to each Pct., 1 &3, and the remaining balance to be distributed by Pct. 2&4.

11. Urban County: (SEE EXHIBIT P)

A. Approval of Sub-recipient Agreement with the Boys & Girls Club of Edcouch-Elsa (Youth Services) & UCP on behalf of the cities of Edcouch, Elsa & Pct. #1 – UCP Year 14 (2001)

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

B. Approval of budget and program amendment – Pct. #4 – UCP Year 14 (2001)

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

C. Approval of a Professional Service Contract with Noe Garza Engineering – City of Granjeno – Street Improvements – UCP Year 12 (1999)

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

D. Construction Contract Award with The 5125 Company of Mission, Texas 1999 Colonia Construction Grant #719175

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

E. Approval of Interlocal Agreement between the City of Edinburg and Hidalgo County, Urban County Program –Office of Rural Community Affairs – 2001 Colonia Construction Grant #721045 for Colonia Tierra Amarrilla, R.C.W. and Bar 6

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

12. Sheriff Department: (SEE EXHIBIT Q)

A. Approval to appropriate budget amendment for \$ 1,656,928.00 for the COPS in School 2001 (U.S. Dept. of Justice) Grant

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

B. Set salaries for 14 officers

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

C. Request approval to create line item 65 (land & bldg. Rental) in Acct. #2-098-421-110

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

D. Request 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 \$900.00.

13. Planning Department: (SEE EXHIBIT R)

A. Final Plat Approval:

1. Brenda Ranchettes Subdivision – Pct. #4

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a 4-1 vote of approval. Specific votes are as follow:

AYE: Judge J. E. Pulido, and Commissioners Flores, Palacios, Handy

NAY:

ABSTAIN: Commissioner Garza

Commissioner Garza is away from the court.

2. Bluebonnet Village Phase I Subdivision – Pct. #1

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

Commissioner Garza joined the meeting.

3. Cardenas Estates Subdivision – Pct. #3

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

4. Las Canas Subdivision – Pct. #3

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a 4-1 vote of approval. Specific votes are as follow:

AYE: Judge J. E. Pulido, and Commissioners Garza, Palacios, Handy

NAY:

ABSTAIN: Commissioner Flores

B. Final Plat Approval with Letter of Credit:

1. Brittanni Estates Subdivision – Pct. #3

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

C. Variance Request:

1. Petra Silva, 0.60 Acre out of West and Adams Tract Subdivision

NO ACTION taken on this item.

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

A. Approval to create object 22 (chemicals, drugs & medicines) under acct. #2-010-432-410.22 – Sanitation

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

B. Approval to transfer funds from acct. #2-010-431-410.18 (fuel) into acct. #2-010-432-410.22 (chemicals, drugs & medicines) – Sanitation

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

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

A. Approval to appropriate \$ 250,000.00 from Pct. #2 R & B Fund Balance into Pct. #2 R & B Right of Way Acquired Acct.

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

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

A. Requesting approval to transfer out \$ 75,000.00 from County Wide Park Fund Balance into Pct. #3 Park Budget and appropriation of same

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

17. Pct. #4: (SEE EXHIBIT V)

A. Request approval of budget amendment

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

B. Request authorization to name an unnamed private road located within Pct. #4 – Soto Drive

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

18. Human Services: (SEE EXHIBIT W)

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**

Presentation made for item 18. A. 1-3.

19. Purchasing Department: (SEE EXHIBIT X)

A. HIDALGO COUNTY -

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

- a) Present Hidalgo County Jail-Total inmate population -----921**
Physical Count -----560
Out of County County:
La Villa Facility (LCS) -----115
Brooks -----195
Frio County -----51
Other -----0

2. Current inter-local(s)/contract(s) for the Housing of inmates

Nothing to report. 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)

Nothing to report. NO ACTION taken on this item.

b) Acceptance, approval and authority for Auditor to pay Application and Certificate for Payment No. 17 (dated 1-31-02) by Landmark Organization, L.P. in the amount of \$1,588,893.21 with all applicable documentation provided and subject to Auditor's review, audit and processing procedures completed.

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

c) Requesting acceptance and approval of Certificate of Substantial Completion for a portion thereof, New Law Enforcement Center, effective Wednesday, February 13, 2002.

NO ACTION taken on this item.

d) Requesting acceptance and approval with authority for Auditor to process payment (after review, audit and processing procedures completed) of three (3) invoices totaling \$5,541.02, submitted by Raba Kistner Consultants, Inc., Materials Testing Contractors, and as certified for payment by V-A Architecture in connection with construction materials testing for the Jail Project

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

Commissioner Garza is away from the court.

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

Nothing to report. NO ACTION taken on this item.

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

Monthly report submitted. NO ACTION taken on this item.

4. **Recommending bid award for: PIPES (Reinforced Concrete, Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes) to multiple vendors as follows:**
Varmicon Industries - Reinforced Concrete Pipes - From 15" to 72"
Heavy Wall Concrete Pipes - From 15" to 30"
Hughes Supply - Polyethylene Pipes - from 15" to 60"
W.T. Liston Co. - Heavy Wall Concrete Pipe - From 36" to 48"
Contech Const. - Corrugated Polyvinyl Chloride (PVC) Storm Sewer Pipes -
From 12" to 36" and Corrugated Steel Storm Sewer Pipes -
Type IR, IA & I

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

5. **Requesting Approval of contract(s) for: PIPES (Reinforced Concrete Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes) to multiple vendors as follows:**
Varmicon Industries - Reinforced Concrete Pipes - From 15" to 72"
Heavy Wall Concrete Pipes - From 15" to 30"
Hughes Supply - Polyethylene Pipes - from 15" to 60"
W.T. Liston Co. - Heavy Wall Concrete Pipe - From 36" to 48"
Contech Const. - Corrugated Polyvinyl Chloride (PVC) Storm Sewer Pipes -
From 12" to 36" and Corrugated Steel Storm Sewer Pipes -
Type IR, IA & I

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

6. **Presentation and acceptance of roster (as listed in the RFQ Acceptance Sheet attached hereto) of Engineers Pool of pre-qualified firms submitting Statements of Qualifications for ranking on an as needed basis per project by all County Departments requiring said services as set forth in the requirements stated in the County's Request For Qualifications packet with are effective date of April 01, 2002**

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

7. **Requesting authority to advertise a Request for Proposal with Qualifications (RFP w/Q) for Road & Bridge Construction Materials Testing Services in connection with Road and Bridge Projects as well as Proposition 2, Colonia Access-Program Projects.**

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

8. **Requesting consideration, discussion, and approval (if applicable) to declare surplus approximately 3.14 acres of located directly behind the Hidalgo County Health Department.**

NO ACTION taken on this item.

9. **Requesting authority to authority reject all quotes received for Pest Control Services, due to modifications of specifications. (Bid No. 2002-06-01-28)**

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

Commissioner Handy is away from the court.

10. **Requesting authority to advertise for: Hidalgo County, Hidalgo County Precincts 1, 2, 3, & 4 and Hidalgo County WIC Program - Pest Control Services**

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

11. **Discussion, consideration and action (if necessary) on the “Amendment to Lease between the County of Hidalgo, as Lessor and Mujeres Unidas/Women Together Foundation, Inc., as Lessor”**

NO ACTION taken on this item.

Commissioner Handy joined the meeting.

B. HIDALGO COUNTY PRECINCT NO. 2 -

1. **Presentation of bids received for award in connection with the Construction of a Community Resource Center Project in Precinct #2 by project architect, V-A Architecture and recommendation of lowest bid meeting all specifications with any applicable alternates;**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve Velasco Construction on the option 2, incorporating on the roof.

2. **Presentation for discussion, consideration, acceptance and approval (if applicable) the final negotiated rental lease agreement with Texas Migrant Council, Inc. for the Pre-Construction Lease of Office Space to a Non-Profit Organization in the Community Resource Center in Precinct #2.**

NO ACTION taken on this item.

3. **Requesting exemption from competitive bidding requirements for professional/engineering services in connection with Proposition 2, Colonia Access Program.**

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

4. **Requestng approval of a professional engineering services contract with R. Gutierrez Engineering for Colonia Access Program.**

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

Commissioner Palacios is away from the court.

C. HIDALGO COUNTY PRECINCT NO. 3 -

1. **Requesting approval to exercise the option to extend for an additional sixty (60) day Grace Period as specified under the current contract for: Hidalgo County Precinct No. 3-Hauling Services (Crushed Caliche)**

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

D. HIDALGO COUNTY SHERIFF’S DEPARTMENT -

1. **Requesting award of bid to the lowest bidder, meeting all specifications for: Repairs on Emergency Equipment, Radios & Miscellaneous Equipment Installed in Sheriff’s Department Vehicles.**

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

2. **Request approval of a contract to the award bidder.**

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

E. HIDALGO COUNTY TAX OFFICE -

1. **Recommending bid award for Lease of Office Space (Mission Sub-Station)-City of Mission to sole bidder.**

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

2. **Requesting approval of contract for Lease of Office Space (Mission Sub-Station) - City of Mission to sole bidder.**

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

3. **Requesting approval of a Lease Agreement between First United Methodist Church of Mission and Hidalgo County in connection with accessing additional parking areas for the Tax and WIC Offices**

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

F. HIDALGO COUNTY WIC PROGRAM -

1. **Recommending bid award for: Floor Maintenance at Eleven (11) Locations to sole bidder meeting all specifications.**

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

2. **Requesting approval of contract for: Floor Maintenance at Eleven (11) Locations to sole bidder meeting all specifications.**

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

20. Closed Session: (SEE EXHIBIT Y)

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

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**
- B. **99-127; North Alamo Water Supply Corporation vs. BFI Waste Management**
- C. **Cause #C-412-01-F; County of Hidalgo vs. Petra Silva**
- D. **Civil No. M-01-192; La Joya Real Estate & Development Inc. vs. Hidalgo County**
- E. **Claim of Maria Elena Gaitan against Urban County Program**

NO ACTION taken on items A-E.

21. Open Session:

A. Real Estate Acquisition

1. Parcel #4, belonging to Edward J. Coog and Family Limited Partnership, was appraised at \$3,242.00. Settlement offer is for \$4,800.00.

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

- B. **99-127; North Alamo Water Supply Corporation vs. BFI Waste Management**
- C. **Cause #C-412-01-F; County of Hidalgo vs. Petra Silva**

- D. Civil No. M-01-192; La Joya Real Estate & Development Inc. vs. Hidalgo County**
- E. Claim of Maria Elena Gaitan against Urban County Program**

NO ACTION taken on items 21. B-E.

22. Closed Session:

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

NO ACTION taken on this item.

23. 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 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 Commissioners' Court will be held on TUESDAY, FEBRUARY 12, 2002 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
(SEE EXHIBIT Z)

- 1. Budget Officer - Health Insurance:**
 - A. Approval of budget amendment – Special Revenue Funds**

NO ACTION taken on this item.

**COUNTY OF HIDALGO
JOSÉ ELOY PULIDO
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, FEBRUARY 12, 2002 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
(SEE EXHIBIT AA)**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court 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. Discharge Permit:**
 - A. City of Edinburg – Edinburg Estates Subdivision**
 - B. City of La Joya – La Joya Middle School**
- 3. Approval of Minutes:**
 - A. December 11, 2001**
 - B. December 18, 2001**
 - C. December 28, 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, FEBRUARY 12, 2002 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
(SEE EXHIBIT BB)**

1. Roll Call

All Members of the Court were counted present, with the exception of Commissioners Palacios, and Garza.

2. Open Forum

NO ACTION taken on this item.

3. Approval to enter into Interlocal Agreement between Lower Rio Grande Valley Development Council and Hidalgo County Drainage District #1, for "regional water plan" as per Senate Bill #1

NO ACTION taken on this item.

4. Approval of Change Order #1 increase in the amount of \$ 22,923.00 (Weslaco Lateral 18B Home Depot Project)

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

5. County Auditor:

A. Requesting approval to appropriate (budget) in the year 2002, the unliquidated (outstanding) purchase orders at December 31, 2001

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

6. Purchasing Department:

A. Recommending bid award for : PIPES (Reinforced Concrete, Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes) to multiple vendors as follows:

- | | | |
|----|-----------------------|--|
| 1) | Varmicon Industries - | Reinforced Concrete Pipes - From 15" to 72"
Heavy Wall Concrete Pipes - From 15" to 30" |
| 2) | Hughes Supply - | Polyethylene Pipes - from 15" to 60" |
| 3) | W.T. Liston Co. - | Heavy Wall Concrete Pipe - From 36" to 48" |
| 4) | Contech Const. - | Corrugated Polyvinyl Chloride (PVC) Storm Sewer Pipes - From 12" to 36" and Corrugated Steel Storm Sewer Pipes - Type IR, IA & I |

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

B. Requesting Approval of contract(s) for: PIPES (Reinforced Concrete Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes) to multiple vendors as follows:

- | | | |
|----|-----------------------|--|
| 1) | Varmicon Industries - | Reinforced Concrete Pipes - From 15" to 72"
Heavy Wall Concrete Pipes - From 15" to 30" |
|----|-----------------------|--|

- | | | |
|----|--------------------------|---|
| 2) | Hughes Supply - | Polyethylene Pipes - from 15" to 60" |
| 3) | W.T. Liston Co. - | Heavy Wall Concrete Pipe - From 36" to 48" |
| 4) | Contech Const. - | Corrugated Polyvinyl Chloride (PVC) Storm Sewer Pipes - From 12" to 36" and Corrugated Steel Storm Sewer Pipes - Type IR, IA & I |

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

7. 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**
- B. 99-127; North Alamo Water Supply Corporation vs. BFI Waste Management**

NO ACTION taken on items 7.A&B.

8. Open Session:

- A. Real Estate Acquisition**
- B. 99-127; North Alamo Water Supply Corporation vs. BFI Waste Management**

NO ACTION taken on items 8.A&B.

9. Closed Session:

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

NO ACTION taken on this item.

10. 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 Flores, the Court made a UNANIMOUS vote of approval to adjourn this day's meeting.

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 12th day of February, 2002

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

By: _____
Priscilla Torres, Deputy

Minutes approved by the Commissioners' Court and the Drainage District #1 Board on the _____ day of _____ 2002.