

SPECIAL MEETING – APRIL 16, 2002

BE IT REMEMBERED, that on this 16th day of April, 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, APRIL 16, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve all items listed under the Consent Agenda, with the exception of 2-B.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
 - A. **Tax Office**
 - B. **Human Services- NO ACTION taken on this item.**
 - C. **Constable Pct. #4**
 - D. **J.P. Pct. #1, Pl. 2**
 - E. **HIDTA Task Force**
 - F. **Health – Clinics**
 - G. **Fire Marshal**
 - H. **Pct. #1 – Adm. (2)**
 - I. **Pct. #1 – Parks**
 - J. **County Clerk (2)**
 - K. **Pct. #4 – Paved/unpaved**
 - L. **Pct. #4 – Landfill**
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. **Monthly Fee Reports: (SEE EXHIBIT C)**
 - A. **District Clerk - \$ 282,852.32 – March**
5. **Urban County: (SEE EXHIBIT D)**
 - A. **Request for approval to enter into a “Homebuyer Assistance Program” Contract under the HOME Program (7 families)**
6. **Right of Way – Permits: (SEE EXHIBIT E)**
 - A. **North Alamo Water Supply – ¼ mile east of Valverde Rd. on Mile 21 ½**
 - B. **North Alamo Water Supply – north of FM 1925 on east side of Noreen St.**
7. **Approval of Minutes: (SEE EXHIBIT F)**

- A. January 08, 2002
- B. January 29, 2002

- 8. Tax Refunds: (SEE EXHIBIT G)
 - A. King, Guerra, Davis & Guerra - \$ 26,240.48
 - B. Jose Amador - \$ 2,161.41
 - C. Laredo National Bank - \$ 5,270.40
 - D. Prudential Real Estate Services - \$ 9,459.21

9. Purchasing Department: (SEE EXHIBIT H)

A. HIDALGO COUNTY COMPUTER DEPARTMENT -

- 1. Requesting authority to purchase 8 Port 10/100 Computer Switch from Micro Warehouse, a QISV vendor, through the Resolution with State of Texas, General Services Commission, Catalogue Purchasing Program: (5) Netgear FS308 8 Port 10/100 Switch Int. \$189.00 each and shipping and handling \$30.00 = total \$975.00.

B. HIDALGO COUNTY TREASURY -

- 1. Requesting approval of a maintenance agreement with Xerox for a copy machine for \$456.00 per year. Effective January 1, 2002 through June 31, 2002.

C. HIDALGO COUNTY SHERIFF DEPARTMENT -

- 1. Requesting authority to purchase Locking, Docking station/capture lock key system from Precision Mounting, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program: (4) CR48 Locking, docking station/capture lock key system, DC Power cord, Flex light with Rocker switch tilt 6.5" double articulating arm, 360 degree swivel \$765.00 ea. = total \$3,060.00.
- 2. Requesting authority to purchase Computer Hardware and Peripherals from QA Systems, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program: (4) Panasonic Pentium III, 900Mhz with monitor \$1,819.00 each = total \$7,276.00.

D. HIDALGO COUNTY TAX OFFICE -

- 1. Requesting authority to purchase Printers and Monitors from Multiwave Direct, a QISV vendor, through the Resolution with State of Texas, General Services Commission, Catalogue Purchasing Program:

(3)	HP Deskjet 940C Printer	\$139.00 ea.	\$417.00
(3)	BI-Direction Printer Cable 6"	\$7.00 ea.	\$21.00
(3)	USB Cable A to B 6'	\$5.00 ea.	\$15.00
(3)	Viewsonic 17" Monitor	\$630.00 ea.	\$1,890.00
(1)	Shipping & Handling	\$133.96 ea.	\$133.96
		TOTAL:	\$2,476.96

- 2. Requesting authority to purchase Computer Hardware and Peripherals from Dell Marketing, a QISV vendor through the Resolution with the State of Texas, General Service Commission, Catalogue Purchasing Program: (2) Celeron Processor \$651.00 ea. and (1) Shipping and Handling \$90.00 = total \$1,392.00.

**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, APRIL 16, 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, with the exception of Commissioner Sylvia Handy, who arrived shortly after the commencement of the meeting.

2. Pledge of Allegiance

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

3. Prayer

P.R. Avila led the Court and Audience in Prayer.

4. Open Forum

No presentations made under Open Forum.

5. Approval of Proclamation honoring David Liu (SEE EXHIBIT I)

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

Commissioner Sylvia Handy joined the meeting.

6. Request for funding from Hidalgo County to continue operation of program for mentally ill individuals – Options, Inc. (Alma de la Garza) (SEE EXHIBIT J)

Presentation by Alma de la Garza. NO ACTION taken on this item.

7. County Judge (SEE EXHIBIT K)

A. Approval of Re-Appointment to Civil Service Commission

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

B. Approval of Resolution granting Tax Exemption of Ad Valorem Taxes for Charitable Organizations

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

8. Texas Water Development Board: (SEE EXHIBIT L)

A. Presentation regarding Alternative Water Sources for identifying and assessing groundwater in the Lower Rio Grande Valley using airborne geophysical tools

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

9. Budget Officer: (SEE EXHIBIT M)

A. Juvenile Detention Project (CIP):

1. Approval to create object (42) Engineering

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

2. Approval of line item transfer - \$ 27,731.93

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

B. Jail Project:

1. Approval to create object (43) Legal Services

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

2. Approval of line item transfer - \$ 412.50

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

C. Risk Management:

1. Approval to create object (53) Printing/Binding

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

2. Approval of line item transfer - \$ 350.00

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

D. County Commissioners:

1. Approval to create object (46) Other Prof. Serv.

2. Approval of line item transfer - \$ 390.00

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve items D-1, and D-2.

E. Pct. #4:

1. Approval to create object (86) Other

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

2. Approval of line item transfer - \$ 500.00

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

F. Constable Pct. #3:

1. Appropriation of funds received from insurance company in the amount of \$ 8,819.75 into acct. #2-010-421-233.95

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

G. Pct. #1:

1. Approval to create object (42) Engineering – Acct. #2-010-432-410

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

2. Approval of line item transfer - \$ 9,300.00

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

3. Approval to create object (42) Engineering, (43) Legal Services and (46) Other Prof. Serv. – Acct. #2-020-431-211

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

4. Approval of line item transfer - \$ 16,000.00

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

H. District Clerk:

1. Approval of budget amendment - \$ 67,950.00

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

I. Sheriff Department:

1. Approval to create object (12) office equipment – Acct. #2-010-423-100

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

2. Request approval of line item transfer - \$ 5,000.00

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

10. County Clerk: (SEE EXHIBIT N)

A. Approval to increase change fund from \$ 240.00 to \$ 600.00

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

11. County Auditor: (SEE EXHIBIT O)

A. Presentation and discussion on:

1. Progress Expenditure Report on the Jail Construction – Capital Projects Fund 698

Presentation made. NO ACTION taken on this item.

2. Projected Fund Balance for Jail Fund as of March 31, 2002

Presentation made. NO ACTION taken on this item.

Commissioner Palacios is away from the court.

12. Urban County: (SEE EXHIBIT P)

A. Approval of budget and program amendment – City of La Joya – UC Year 9 (1996), Year 13 (2000) & Year 14 (2001)

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

B. Approval of budget and program amendment – City of Edcouch – UC Year 13 (2000) and 14 (2001)

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

C. Approval of budget and program amendment – Pct. #1 – UC Year 13 (2000)

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

D. Award of a Construction Contract to Mission Paving – Pct. #4 – Street Improvements – UCP Year 14 (2001)

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

E. Resolution – Office of Rural Community Affairs 1998 Colonia EDAP Grant No. 718175

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

F. Resolution – Texas Department of Housing and Community Affairs 2002 Colonia Construction Fund Application

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

13. Buildings & Grounds: (SEE EXHIBIT Q)

A. Approval to create a position (Executive Assistant) under the Buildings & Grounds Department

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 of \$35,000.00.

C. Budget amendment

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

14. Head Start: (SEE EXHIBIT R)

A. Discussion and possible action on Employee Educational Benefits

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

Commissioner Garza is away from the Court, and Commissioner Palacios joined the meeting,.

B. Discussion and possible action regarding Health Care Services

NO ACTION taken on this item.

15. Health Department: (SEE EXHIBIT S)

Commissioner Garza joined the meeting.

A. Approval of Order appointing public health enforcement officers (18 officers): Noel Barrera, Alfonso Cruz, Jose Cruz, Jonas Escalante, Domingo Espinosa, Albeiro Giraldo, Felix Gutierrez, James M. Keenan, Fabian Luevano, Rene Luna, Salvador Luna, Rey Martinez, Ruben Morales, Elizardo Ramos, Dalila Rivas, Reyes Rodriguez, Rogelio Tijerina, Richard Uresti

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

16. Planning Department: (SEE EXHIBIT T)

A. Variance Request:

1. Petra Silva, 2 acres out of Farm Tract and Adams Tract Subdivision – Pct. #1

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval, subject to getting the letter from Ms. Silva’s lawyer stating that they accept the settlement offer, and signing the agreement.

2. Joaquin Mendoza, Lot 1 out of Vista Terrace Subdivision – Pct. #3

NO ACTION taken on this item.

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

A. Approval to extend the Keep It Clean – Hidalgo County Environmental Education Program period to June 30, 2002 in accordance with the Environmental Protection Agency Assistance Amendment

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

B. Authorize County Judge to sign Assistance Amendment

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

18. Purchasing Department: (SEE EXHIBIT V)

A. HIDALGO COUNTY -

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

- a) **Present Hidalgo County Jail-Total inmate population -----924**
 - **Physical Count: -----521**
 - **Out of County Count**
 - La Villa Facility (LCS): ----204**
 - Brooks: -----199**
 - Frio County: -----0**
 - Other: -----0**

2. **Current inter-local(s) and/or contract(s) for the “Housing of Inmates”;**

Nothing to report.

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

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

Nothing to report.

b) **Acceptance, approval, and authority for Auditor to pay Application and Certificate for Payment No. 19 (dated 4-03-02) by Landmark Organization, L.P. in the amount of \$857,420.50 with all applicable documentation provided and subject to Auditor’s review, audit, and processing procedures completed.**

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

c) **Requesting acceptance and approval of Change Order No. 3 in the amount of \$13,832.00 in order to increase CAT 3 copper underground rated phone lines routed from the Adult Detention Facility to the Law Enforcement Center as per owner request from one Hundred (100) pair to four hundred (400) pair.**

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

d) **Requesting acceptance and approval of two (2) Requests for Payments from V-A Architecture with authority for County Auditor to issue payments (after review, audit, and processing procedures completed) for the following:**

- i) **Under the architectural contract for the design and construction of Maintenance & Motor Pool Facility Project - Request for Payment No. 4 in the amount \$2,782.00; and**
- ii) **Under the architectural contract for the design and construction of Law Enforcement Training Facility Project - Request for Payment No. 3 in the amount of \$2,541.74.**

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

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

Nothing to report.

f) **Report and Recommendations from Consulting Architect;**

- i) **Presentation of monthly report on “Project”**
- ii) **Requesting approval of suggested amount of five hundred dollars (\$500.00) per day for “Liquidated Damages” for both the Maintenance & Motor Pool Building and Law Enforcement Center Training Facility**

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

4. **Presentation for consideration and discussion of concerns (location of land) in connection with sole offer/proposal received for “Acquisition of Land for a New Juvenile Detention Facility” for Hidalgo County. By:**

- i) **Honorable Maxine Longoria, Hidalgo County Juvenile Justice Court**
- ii) **Israel “Buddy” Silva, Jr., Chief/Director-Hidalgo County Juvenile Center**

NO ACTION taken on this item. Item will be discussed during today’s Workshop.

5. **Presentation for discussion, consideration, and approval (if necessary) of the sole/proposal received from Joe H. Ramon in connection with the: "Acquisition of Land for a New Juvenile Detention Facility" site.**

NO ACTION taken on this item. Item will be discussed during today's Workshop.

6. **Authority and approval to proceed to obtain a fair market value appraisal for the land offered/proposed by Joe H. Ramon.**

NO ACTION taken on this item. Item will be discussed during today's Workshop.

7. **Recommending bid award for "Hidalgo County Crushed Caliche" to multiple vendors.**

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

8. **Requesting approval of contracts for "Hidalgo County Crushed Caliche" to multiple vendors.**

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

9. **Requesting authority to advertise and approval of specifications for "Emulsified asphalt MS-1 Hidalgo County".**

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

Commissioner Flores is away from the court.

10. **Presentation for discussion, consideration, and approval of final negotiated proposed contract for "Grant Writing and other related services for Park Projects" with the number one ranked firm (as previously approved by Commissioner's Court on March 26, 2002) Border Visions.**

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

11. **Requesting modification of contract: Hidalgo County-Leasing of Vehicles; to reflect a reduced rate on one item by vendor after award. (Commissioner's Court March 11, 2002)**

- i) **Description of vehicle: Toyota Tacoma Crew Cab 4-wheel drive;**
- ii) **Previous Bid was as follow: \$700.00 (monthly lease)/\$8400.00 (12 Month Lease)**
- iii) **Approval to modify to: \$625.00 (monthly lease)/\$7,500.00 (12 Month Lease)**

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

12. **Requesting approval of extension of Lease Agreement for office space for Senator Eddie Lucio until January 14, 2003.**

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

B. HIDALGO COUNTY PRECINCT NO. 1 -

1. **An order authorizing issuance of \$82,769.60 County of Hidalgo Property Note, Series 2002-A: prescribing the terms and form thereof; levying a continuing direct annual ad valorem tax for the payment of said notice; approving the sale and delivery of the note; and making other provisions regarding such note and matters incident thereto.**

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

C. HIDALGO COUNTY PRECINCT NO. 2 -

- 1. 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 No. 2.**

Presentation made. NO ACTION taken on this item.

- 2. Requesting consideration, acceptance, and approval with authority for Auditor to issue payment (after review, audit, and payment procedures completed) of Requests for payment Nos. 2 & 3 in the amounts of \$38,104.14 each for a total of \$76,208.28 from V-A Architecture for architectural services in connection with North San Juan Park Project.**

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

D. HIDALGO COUNTY PRECINCT NO. 3 -

- 1. Requesting authority to advertise and approval of specifications for “Crushed Caliche (Zones A, B, & C)”.**

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

E. HIDALGO COUNTY PRECINCT NO. 4 -

- 1. Recommending bid award for “Paving of Sunny Brooks Subdivision” to sole bidder meeting all specifications.**

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

- 2. Requesting approval of contracts for “Paving of Sunny Brooks Subdivision” to sole bidder meeting all specifications.**

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

- 3. Recommending bid award for “Overlay and paving of country view subdivision” to sole bidder meeting all specifications.**

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

- 4. Requesting approval of contracts for “Overlay and paving of country view subdivision” to sole bidder meeting all specifications.**

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

Commissioner Garza is away from the court.

F. HIDALGO COUNTY SHERIFF’S DEPARTMENT -

- 1. Requesting to destroy several seized weapons from the Sheriff’s Department.**

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

G. HIDALGO COUNTY WIC PROGRAM -

1. **Requesting approval to exercise the one (1) additional year extension (as provided in current contract Article 1.2) with “BIC Investments” for “Off Premises Storage & Training Area”**

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

19. 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**

Nothing to report on items 19.A-1, thru A-3. NO ACTION taken on this item.

Commissioner Garza joined the meeting.

20. Closed Session: (SEE EXHIBIT X)

On motion of Commissioner Handy, seconded by Commissioner Palacios, 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. **Cause No. 99-327; Daniel Cabrera vs. City of Sebastian Municipal Utility District**
- C. **M-01-104; Patrick Daniel Francis vs. Hidalgo County, et al**
- D. **M-01-238; Sonia Rivera Garcia, et al vs. Hidalgo County**

NO ACTION taken on items 20-A, thru 20-D.

21. Open Session:

A. Real Estate Acquisition

Judge Pulido instructed Godfrey Garza to proceed.

1. Parcel #3, located on West and I Road Project, belonging to Emilio Jr. and Gloria Rivas. Property was appraised at \$4,377.00. Settlement offer is for \$4,800.00.
2. Parcel #16, located on North I Road Project, belonging to Veronica Avendano. Property was appraised at \$7,705.00. Settlement offer is for \$10,000.00.
3. Parcel #15, belonging to Ofelia Cavazos. Appealed offer is for \$4,874.91.00. Settlement offer is for \$7,00.00.
4. Parcel #36, belonging to Francisco Rodriguez, was appraised at \$11,423.00. Settlement offer is for \$15,000.00.
5. Lot # 72, and #73, located on Nuevo Alton Street, belonging to Rosa Luz Muniz, and Luz Elena Muniz was appraised at \$4,900.00. Settlement offer is for \$5,500.00.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve items A-1 thru A-5.

B. Cause No. 99-327; Daniel Cabrera vs. City of Sebastian Municipal Utility District

NO ACTION taken on this item.

C. M-01-104; Patrick Daniel Francis vs. Hidalgo County, et al

NO ACTION taken on this item.

D. M-01-238; Sonia Rivera Garcia, et al vs. Hidalgo County

NO ACTION taken on this item.

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 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, APRIL 16, 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 Y)**

On motion of Commissioner Palacios, seconded by Commissioner Garza, 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. Line item transfers**
- 3. Permits:**
 - A. City of Pharr – The Moores Subdivision**
 - B. City of Weslaco – Estancia Del Valle Subdivision**
- 4. Approval of Minutes:**
 - A. January 08, 2002**
 - B. January 29, 2002**

**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, APRIL 16, 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 Z)**

1. Roll Call

All Members of the Court were counted present, with the exception of Judge Pulido.

2. Open Forum

No presentations made under Open Forum.

3. Approval to amend budget and appropriate \$ 34,464.64 from fund balance into Acct. #2-080-415-200.46

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

4. Annexation of Real Property by Drainage District #1 under Section 49.301 (c) of Water Code. (G & D Financial Services, L.P. 28.278 Ac. Out of Share 4, Schunior's Subdivision)

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

5. Purchasing Department:

A. Requesting approval to cancel the bid project (previously approved on February 26, 2002) for: "East City of Hidalgo Drainage Outfall Project (South 10th Street Drainage Ditch)" as recommended by the project engineer - (Gutierrez Engineering Firm)

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

B. Requesting approval to re-advertise for: "East City of Hidalgo Drainage Outfall Project (South 10th Street Drainage Ditch)".

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

6. Closed Session:

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

A. Real Estate Acquisition

NO ACTION taken on this item.

7. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

8. Closed Session:

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

NO ACTION taken on this item.

9. Open Session:

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

NO ACTION taken on this item.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to adjourn this day's meeting.

**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, APRIL 16, 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
ADDENDUM
(SEE EXHIBIT AA)**

1. County Judge

B. Approval of Resolution granting Tax Exemption of Ad Valorem Taxes for Charitable Organizations.

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

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 16th day of April, 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.