

SPECIAL MEETING – APRIL 30, 2002

BE IT REMEMBERED, that on this 30th 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

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 30, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 Handy, seconded by Commissioner Flores, the Court made a **UNANIMOUS** vote to approve all items listed under the Consent Agenda with the exception of 2.D, and 8.E-1.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers: (SEE EXHIBIT A)**
 - A. Sheriff Department**
 - B. J.P. Pct. #3, Pl. 2**
 - C. Pct. #1 – Parks**
 - D. J.P. Pct. #2, Pl. 2** –On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a **UNANIMOUS** vote of approval, subject to change.
 - E. District Attorney**
 - F. Pct. #1 – ROW**
 - G. Pct. #4 – Landfill**
 - H. J.P. Pct. #1, Pl. 2**
 - I. Adult Probation**
 - J. Tax Office**
 - K. Health – Adm. Program Income**
 - L. Health – Adm.**
 - M. Health – Sanitation**
 - N. Constable Pct. #3**
- 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. Sampson Lone Star – west side of Ramos Lane – Lot 64 Kelly Pharr Subdivision**
 - B. North Alamo Water Supply – Walker Rd., west of Midway Rd.**
 - C. North Alamo Water Supply – FM 2812 on Terry Rd.**
 - D. North Alamo Water Supply – Tower Rd. & Wisconsin Rd.**
 - E. North Alamo Water Supply – Mile 6 West & Mile 14 ½ North**
 - F. North Alamo Water Supply – Richardson Rd. on Tower Rd.**
 - G. E.P.G.T. Texas Pipeline, L.P. – along 7 Mile Line - Van Riper Subdivisio**
- 5. Urban County: (SEE EXHIBIT D)**
 - A. Request for approval to enter into a “Homebuyer Assistance Program” Contract under the HOME Program (6 families)**

6. **County Treasurer:** (SEE EXHIBIT E)
 A. **Quarterly Investment Report ending March 31, 2002**
7. **Approval of Minutes:** (SEE EXHIBIT F)
 A. **January 02, 2002**
 B. **January 22, 2002**
 C. **February 05, 2002**
 D. **April 16, 2002**
8. **Purchasing Department:** (SEE EXHIBIT G)
 A. **HIDALGO COUNTY PRECINCT #1 -**
 1. **Requesting authority to purchase computer hardware and peripherals from Dell Marketing, a QISV vendor, through the Resolution with State of Texas, General Services Commission, Catalogue Purchasing Program - (1) Computers/Peripherals \$1,708.95 and shipping and handling \$59.00 = total \$1,767.95.**
- B. **HIDALGO COUNTY CONSTABLE PRECINCT #1 -**
 1. **Requesting authority to purchase computer hardware and peripherals from Dell Marketing, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program - (1) Computers/Peripherals = total \$1,262.00.**
- C. **HIDALGO COUNTY COMPUTER DEPARTMENT -**
 1. **Requesting authority to purchase Digital Two Way Radios/Cellular Phones Equipment along with service from a Qualified Information Systems Vendor (QISV) utilizing the General Commission Cooperative Purchase Program (GSC) state award with Nextel Partners, Inc -**
- | | | | | |
|----|---|---|----------|------------------------|
| i) | 2 | Model Motorola i90 | \$249.99 | \$499.98 |
| | 2 | Model Motorola i30sx | \$49.99 | \$99.98 |
| | 4 | Activation | \$15.00 | \$60.00 |
| | 4 | Shipping Charge | \$8.00 | \$32.00 |
| | 2 | Free Incoming 500 Plan | \$69.99 | \$139.98 |
| | 2 | National Plan UPC (unlimited private calling) | \$39.99 | <u>\$79.98</u> |
| | | TOTAL | | <u>\$911.92</u> |
- D. **HIDALGO COUNTY DISTRICT CLERK -**
 1. **Requesting authority to purchase computer hardware and peripherals from S.J.S. Computers, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program - (1) Computers/Peripherals = total \$879.00.**
- E. **HIDALGO HEALTH DEPARTMENT -**
 1. **Requesting authority to purchase computer printers and projectors from CDW Government, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program.**
- | | | | |
|----|---|------------------------------|-------------------|
| i) | 1 | HP Deskjet 350 CBI | \$286.00 |
| | 1 | Brother HL1650 Printer | \$599.00 |
| | 1 | Viewsonic Litebird Projector | <u>\$1,530.00</u> |
| | | TOTAL | \$2,457.53 |

NO ACTION taken on item 8.E-1.

**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 30, 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 Garza.

2. Pledge of Allegiance

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

3. Prayer

Charlie Montgomery led the Court and Audience in Prayer.

4. Open Forum

No presentations made under Open Forum.

5. Resolution establishing Hurricane Awareness Week – May 19-25, 2002 (SEE EXHIBIT H)

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

Commissioner Handy is away from the court.

6. Budget Officer: (SEE EXHIBIT I)

A. J.P. Pct. #2, Pl. 1:

1. Approval of budget amendment - \$ 700.00 to purchase computer

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

B. J.P. Pct. #1, Pl. 2:

1. Approval of budget amendment - \$ 4,200.00 for postage, travel & office supplies

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

C. Right of Way:

1. Approval to create object 31 (building repair/maint. Supp.) – Acct. #2-020-431-200

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

2. Approval of line item transfer

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$500.00.

Commissioner Handy joined the meeting.

D. Elections Department:

1. Approval of budget amendment

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

E. Mission Health Clinic:

1. Approval to create object (42) Engineering

On motion of Commissioner Handy, 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 Handy, the Court made a UNANIMOUS vote of approval in the amount of \$16,421.02.

F. Authorization and approval to transfer from the unreserved road & bridge county wide fund balance \$50,000.00 to Pct. #1, 2, 3 & 4 for a total of \$ 200,000.00

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

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

1. Authorization to unappropriate funds in the amount of \$ 3,807.00 from acct. #2-010-419-410.69 into acct. #2-010-412-118

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

7. Sheriff Department: (SEE EXHIBIT J)

A. Discussion and approval of number of staff for New Adult Detention Facility

Presentation made. NO ACTION taken on this item.

B. Discussion and approval to deobligate unused salary and fringe benefits from General Fund Departments

NO ACTION taken on this item.

8. Head Start: (SEE EXHIBIT K)

A. Discussion and consideration for possible action to accept Certificate for Payment from All Pro Contractors, Inc. in connection with the General Construction of the Faysville Head Start Center

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

Commissioner Handy is away from the court.

B. Discussion and consideration for possible action to pay Certificate for Payment No. 2 (dated 04/22/02) in the amount of \$ 84,827.64 to All Pro Contractors, Inc. for the General Construction of the Faysville Head Start Center

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

C. Requesting approval for Change Order No. 1 in connection with the construction of the additions to Classroom Buildings, Alton, La Joya, Mercedes, Pharr & Sullivan City: Change Order No. 1 – (\$47,151.00)

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

D. Presentation of status report of Punch List by project Architect George A. Garcia in connection with a request to accept and approve the Certificate of Substantial Completion for the Additions to Classroom Buildings, Alton, La Joya, Mercedes, Pharr & Sullivan City

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

9. Urban County: (SEE EXHIBIT L)

A. Approval of a Construction Contract with Texas Paving Construction – City of Granjeno – Street Improvements – UCP Year 12 (1999)

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

B. Cancellation of “Letter of Commitment” to Casino Mortgage on the HOME Homebuyer Assistance Program, Contract Agreement for applicant Javier Garcia

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

Commissioner Handy joined the meeting.

10. Health Department: (SEE EXHIBIT M)

A. Approval to apply for Health Department Bioterrorism Defense Infrastructure Grant – total grant amount may not exceed \$ 862,805.00 and the term of the grant will be June 2002 through August 2003 (CORRECTED)

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

B. Request to designate J.M. Keenan, Director, Hidalgo County Health Department as the local public health coordinator of the bioterrorism preparedness and response program

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

C. Request approval to open a Health Department account at First National Bank to receive daily collection deposits from clinics and substations – (the County Treasurer can then electronically sweep funds to the General fund each week)

NO ACTION taken on this item.

D. Request permission to cease permit sales and clinic collections a half-hour before normal close of business to allow daily collection activities to be reconciled and funds deposited into the bank account

NO ACTION taken on this item.

Commissioner Palacios is away from the court.

11. Pct. #1: (SEE EXHIBIT N)

A. Request approval to appropriate unreserved Pct. #1 R & B funds to Pct. #1 R & B Acct.

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

B. Request approval to reclassify a Maintenance II position, Dept. #9121, slot #9 to Maintenance III to reflect actual duties performed

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

C. Appropriation of Empowerment Zone funds for the Monte Alto Community Park Project in the amount of \$146,255.00

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

D. Appropriation of Pct. #1 Park funds for the Monte Alto Community Park Project in the amount of \$12,745.00

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

E. Appropriation of Empowerment Zone funds to the Monte Alto Drainage Improvement Project in the amount of \$545,000.00

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

F. Request approval to transfer \$ 3,101.55 from the U.S. EPA – Keep It Clean Grant Budget line item 14 (office supplies into 03 (salaries) and 10 (unemployment compensation) for salary expenses due to contract extension

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

G. Request approval to dedicate and name the following roads as per petitions:

- 1. San Jose Rd. at Baseline Rd. intersection, one mile south of La Villa**
- 2. Nachita Street at Jackson Subdivision**
- 3. Zamorano Lane at Lott Town and Improvement Subdivision**
- 4. Barrera Street at Colonia Sunrise**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 11.G.1-4.

H. Request approval of Advance Funding Agreement with TxDOT for bridge replacement structure on Mile 2 West and Mile 12 North

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

12. Pct. #4: (SEE EXHIBIT O)

A. Request authorization to accept cost-share funds from the following project:

- 1. Country View Subdivision**

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

B. Request authorization to appropriate donations into expense Acct. #2-060-431-210.91

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

13. Human Services: (SEE EXHIBIT P)

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. NO ACTION taken on this item.

14. Purchasing Department: (SEE EXHIBIT Q)

A. HIDALGO COUNTY -

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

- a) Present Hidalgo County Jail-Total inmate population -----956**
 - Physical Count: -----531**
 - Out of County Count:**
 - La Villa Facility (LCS): ---216**
 - Brooks: -----209**
 - Frio County: -----0**
 - Other: -----0**

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

NO ACTION taken on this item.

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

- a) Detention Facility Law Enforcement Center Design-Build Contracts Amendments (if any); Discussion, consideration, and action (if necessary) of the options set forth under Exhibit “G” of the Design-Build Contract.**

Presentation made. NO ACTION taken on this item.

- b) Report on assessment of M Road lift station (as requested by City of Edinburg for a possible cost share project) by TEDSI Infrastructure, project engineers for off-site improvements;**

Presentation made. NO ACTION taken on this item.

- c) County Auditor’s Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**
- d) Report and Recommendations from Consulting Architect;**

No concerns from auditor. NO ACTION taken on this item.

4. Recommendation for contract award with sole firm submitting Statement of Qualifications in answer to County’s Adult Detention Facility and Law Enforcement Center Project RFQ&P for New Telephone System Consultant Services.

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

5. Authority to Purchasing to proceed to negotiate a best and final draft contract with sole firm.

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

6. Requesting to surplus 32 (thirty-two) vehicles and numerous items of equipment for auction.

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

7. **Presentation for consideration, discussion, and action (if necessary) to create the position of Medical Examiner for Hidalgo County.**

NO ACTION taken on this item.

8. **Requesting acceptance and approval with authority to pay (after review, audit, and processing) of final invoice from Thomas Design Group for architectural services related to Hidalgo County Health Clinic No. 7 in the amount of \$12,047.40.**

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

9. **Status report on renovations of the "Courthouse Sub-station Basement" for expansion of Inmate Holding Cells:**
 - A. **Authority to advertise approved on Tuesday, November 06, 2001 Commissioners' Court**
 - B. **Projected Cost of renovations by Alcoser-Garcia & Associates is approximately \$ 300,000.00**
 - C. **Requesting authority to proceed with advertisement for competitive bidding**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve items 14.A.9. A-C.

B. HIDALGO COUNTY JUVENILE PROBATION -

1. **Discussion, consideration, action, and approval of, but not limited to, the following:**

Site/Location of the New Juvenile Detention Facility:

- i) **Doolittle Road Site - Report from engineer of FFE (Finish, Floor, Elevation)**
- ii) **Cibolo Road**

Presentation made. NO ACTION taken on this item.

2. **New Juvenile Detention Facility:**

- a) **Beds and Infrastructure Size**
- b) **Procurement methods:**
 - i) **Conventional**
 - ii) **Competitive Sealed Proposal**
 - iii) **Construction Manager at Risk**
- c) **Estimated Budget/Cost - project architect, V-A Architecture**
- d) **Estimated time line for project**

Presentation made. NO ACTION taken on this item.

3. **Other related issues to the design and construction of the facility.**

NO ACTION taken on this item.

C. HIDALGO COUNTY PRECINCT NO. 1 -

1. **Requesting exemption from competitive bidding requirements for professional/engineering services with Rodriguez Engineering for the following:**

- i) **Monte Alto Collection Station**
- ii) **Drainage Ditch along Mile 11**
- iii) **Sewer Lines**
- iv) **Roadway around Sunrise Hill Park**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items C.1.i-iv.

2. **Requesting approval of a professional engineering services contact with Rodriguez Engineering for projects as mentioned above.**

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

3. Requesting approval to re-advertise for “Lease of Office Space-City of Weslaco” due to no bids received.

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

4. Requesting authority to exercise to sixty (60) day grace period under the current contract with “Professional Associates” for “Lease of Office Space-City of Weslaco” so as not to have a lapse in service & allow the bid process to be completed.

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

5. Acceptance and approval of claims from Universal Truckers Inc. for “hauling services for Hidalgo County Precinct #1 (Claims cannot be paid under existing “Hauling Contract” with vendor since invoices indicate vehicles used for hauling are not owned by Contractor)

NO ACTION taken on this item.

6. Authorization for Auditor to process payment for said claims to Universal Truckers, Inc. for hauling services for Hidalgo County Precinct No. 1 in the amount of: \$62,665.43.

NO ACTION taken on this item.

D. HIDALGO COUNTY PRECINCT NO. 2 -

1. Requesting authority to advertise for: “McColl Road Paving Improvements”.

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

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 No. 2.

NO ACTION taken on this item.

3. Acceptance and approval of an invoice (with purchase order no. 356225) in the amount of \$14,500.00 from Border Visions with authority for Auditor to issue payment after review and audit in connection with services rendered under the contract for “Grant Writing and Other Related Services for Park Projects” for Hidalgo County.

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

E. HIDALGO COUNTY PRECINCT NO. 3 -

1. Requesting authority to advertise for and approval of specifications as attached hereto for: “Solid Waste Collection Services”.

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

2. Requesting authority to advertise: “Paving Improvements of El Pinto Road”.

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

3. **Requesting approval of Amendment No. 2 of the current contract with Hinojosa Engineering in connection with the following project: "La Homa Rd & FM 495". Total amount of this amendment to reflect \$65,615.00.**

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

Commissioner Flores is away from the court.

F. HIDALGO COUNTY PRECINCT NO. 4 -

1. **Requesting a Modifications of Contract for the amount to reflect the corrected lump sum amount of \$148,000.00 with TEDSI for "10th Street Extension from FM 1925-Monte Cristo South approximately 2.5 miles to SH 107" and not for the amount as previously approved on 02/05/02 for \$118,000.00.**

NO ACTION taken on this item.

G. HIDALGO COUNTY SHERIFF'S DEPARTMENT -

1. **Requesting approval to exercise the one (1) additional year extension with "Trooper Supply Inc." for "Uniforms-Section I".**

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

15. Closed Session: (SEE EXHIBIT R)

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

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071, 551.072 & 551.074 to discuss the following:

- A. **Real Estate Acquisition**
- B. **Cause No. 99-327; Daniel Cabrera vs. City of Sebastian Municipal Utility District**
- C. **Personnel – Duties, Evaluation & Employment Status of Head Start Program Director**
- D. **Pending and or potential Litigation**
- E. **Cause #13865 District Court Winkler County, Texas, Kermit ISD and Wink Loving ISD vs. Various Oil Gas Producers as noted on attachment**

16. Open Session:

A. Real Estate Acquisition

Parcel #27 located on Mile 3 North Road Project, belonging to Hector Cortez and Virginia Cortez, was appraised at \$23,980.00. Settlement offer is for \$27,000.00.

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

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

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the settlement in the amount of \$2,500.00, subject to auditor receiving settlement document and issuing the check.

C. Personnel – Duties, Evaluation & Employment Status of Head Start Program Director

NO ACTION taken on this item.

D. Pending and or potential Litigation

NO ACTION taken on this item.

E. Cause #13865 District Court Winkler County, Texas, Kermit ISD and Wink Loving ISD vs. Various Oil Gas Producers as noted on attachment

NO ACTION taken on this item.

17. Closed Session:

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

NO ACTION taken on this item.

18. 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 Palacios, 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 Drainage District #1 Board of Directors will be held on TUESDAY, APRIL 30, 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 S)**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Approval of Minutes:**
 - A. January 02, 2002**
 - B. January 22, 2002**
 - C. February 05, 2002**
 - D. April 16, 2002**
- 3. Line item transfers:**
 - A. Acct. #2-780-433-250**
 - B. Acct. #2-080-433-200**
- 4. Discharge Permit:**
 - A. City of San Juan – Northgate Manor Subdivision Phase III**

**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 30, 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 T)**

1. Roll Call

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

2. Open Forum

No presentations made under Open Forum.

3. Approval of title reports, appraisals and acquisition of additional right of way for North "I" Rd. Lateral Project

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

4. Annexation of Real Property by HCDD #1 under Section 49.301 (c) of Water Code – G & D Financial Services, L.P., 23.278 acres of Share 4, Schunior's Subdivision & 69.805 acres out of share 4, Schunior's Subdivision

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

5. 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.

6. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

7. Closed Session:

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

NO ACTION taken on this item.

8. Open Session:

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

NO ACTION taken on this item.

On motion of Commissioner Palacios, seconded by Commissioner 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. _____ ABSENT
COUNTY COMMISSIONER, PRECINCT 4

Dated this the 30th 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.