

**REGULAR MEETING – AUGUST 13, 2002**

BE IT REMEMBERED, that on this 13<sup>th</sup> day of August, A.D., 2002, there was begun and held a REGULAR 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  
COUNTY JUDGE**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, AUGUST 13, 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 Jerry Bell to lead the Court and Audience in reciting the Pledge of Allegiance.

**3. Prayer**

Jerry Bell led the Court and Audience in Prayer.

**4. Open Forum**

No presentations made under Open Forum.

**5. Budget Officer: (SEE EXHIBIT J)**

**A. Discussion on action taken July 23, 2002 regarding General Fund Hiring Freeze**

Discussion made. NO ACTION taken on this item.

**B. Authorization and approval of transfer from unappropriated Road & Bridge Funds into General Fund:**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to transfer in the amount of \$325,000.00.

**1. Approval of budget amendments:**

- a. Public Defense** – 290,000.00
- b. Health Department** - 12,000.00
- c. Tax Office** - 20,500.00
- d. Lunacy Trials** – 2,500.00

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the budget amendments for the amounts stated on 5.B. 1.a-d.

**6. Tax Office: (SEE EXHIBIT K)**

**A. Approval to create position of Collections Clerk**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a 3-1 vote of approval. Specific votes are as follow:

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

**B. Approval of budget amendment**

*Revenues total is a washout as Tony Sandoval, the Auditor, stated. We're recognizing the revenues and the expenditures at this time. He had submitted only the expenditure part, we're just acknowledging the revenues is also gonna be set up on the current budget.*

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a 3-1 vote of approval in the amount of \$8,666.66, with amendments.

Specific votes are as follow:

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

NAY: Commissioner Palacios

**C. Approval to set salary**

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

Specific votes are as follow:

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

NAY: Commissioner Palacios

**7. District Attorney: (SEE EXHIBIT L)**

**A. Approval of Victim Assistant Coordinator Grant for 2002-2003**

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

**B. Approval of budget amendment and set salary for Victim Assistant Coordinator**

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

**C. Approval of 2002- 2003 D.A. State Supplement Budget**

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

**D. Approval of D.A. State Supplement Salary Schedule**

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

**E. Approval to eliminate a secretary position from the 2002-2003 Combined Task Force Grant**

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

**F. Approval to de-obligate funds from 2002-2003 Combined Task Force Budget**

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

**8. County Auditor: (SEE EXHIBIT M)**

**A. Presentation on Certificates of Obligation Series 2001 (Fund 701 – CIP)**

Presentation made. NO ACTION taken on this item.

**9. County Court #3: (SEE EXHIBIT N)**

**A. Approval to create obj. 671 (Building supplies) in Acct. #2-1243-412-00-023-002-0-**

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

**B. Approval of line item transfer - \$ 646.39**

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

**10. Health Department: (SEE EXHIBIT O)**

**A. Authorization and approval to accept, appropriate funds and set salaries for the following TDH Contracts for year 2002-2003:**

<u>Grant</u>	<u>Contract</u>	<u>Term</u>	<u>Amount</u>
• Title V-ACFH/FEE-FP	7460007176A2003 Att. 01	9/1/02-8/31/02	\$341,584.00
• Title V-ACFH/Fee	7460007176A2003 Att. 02	9/1/02-8/31/02	274,040.00
• TB Prevention & Control	7460007176A2003 Att. 03	9/1/02-8/31/02	176,632.00
• OPHP-Local Public Health System	7460007176A2003 Att. 05	9/1/02-8/31/02	138,516.00
• Immunization Division	7460007176A2003 Att. 06	9/1/02-8/31/02	207,168.00
• Immunization Program Income			70,608.00

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

**11. County Extension Service: (SEE EXHIBIT P)**

**A. Approval of travel requests**

Note: This item stems from action taken on May 21, 2002.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the Conference trip to South Padre Island only.

Commissioner Handy is away from the Court.

**12. Head Start: (SEE EXHIBIT Q)**

**A. Recommending bid award for Dairy Products to the following low bidder meeting all requirements and/or specifications – Bid #2002-07-213 – Milk Products, LP (Borden)**

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

**B. Requesting approval of contract for Dairy Products to the following low bidder meeting all requirements and/or specifications – Milk Products, LP (Borden)**

For the Record as per Steve Crain, Legal Council: *“Items 12. C, D, E, F, and G were based on Request For Qualifications (RFQ’s)”*.

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

**C. Recommending bid award for Medical and Dental services to the following low bidders meeting all requirements and/or specifications – Bid #2002-06-208:**

- |                                |  |
|--------------------------------|--|
| 1. Selso Martinez, D.D.S.      | 8. The Children’s Dentist                  |
| 2. Nuestra Clinica del Valle   | 9. Noel O. Garza, D.D.S                    |
| 3. Iris Well Child Physicals   | 10. Mid Valley Pediatrics & Allergy Center |
| 4. La Blanca Family Clinic     | 11. Southeast Texas Eye Associates         |
| 5. Dr. H. Mirmahammadi, D.D.S. | 12. Lee’s Pharmacy                         |
| 6. Delta Pharmacy, Inc., DBA   | 13. Cornerstone Pharmacy                   |
| 7. Dr. Carlos Medrano          |  |

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval of item 12.C.1-7.

**D. Requesting approval of contracts for Medical and Dental services to the following low bidders meeting all requirements and/or specifications**

- |                                |  |
|--------------------------------|--|
| 1. Selso Martinez, D.D.S.      | 8. The Children’s Dentist                  |
| 2. Nuestra Clinica del Valle   | 9. Noel O. Garza, D.D.S                    |
| 3. Iris Well Child Physicals   | 10. Mid Valley Pediatrics & Allergy Center |
| 4. La Blanca Family Clinic     | 11. Southeast Texas Eye Associates         |
| 5. Dr. H. Mirmahammadi, D.D.S. | 12. Lee’s Pharmacy                         |
| 6. Delta Pharmacy, Inc., DBA   | 13. Cornerstone Pharmacy                   |
| 7. Dr. Carlos Medrano          |  |

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval of item 12.D.1-13, as stated on the agenda

**E. Recommending bid award for Mental Health Services to the following low bidders meeting all requirements and/or specifications – Bid #2002-06-209:**

1. Thahira Ahmed, LPC
2. Stewart Enterprises
3. Esther Lopez Fraire, LPC
4. George Roper, LPC
5. International & Multicultural Psychological Services

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval of item 12. E.1-5.

**F. Requesting approval of contracts for Mental Health Services to the following low bidders meeting all requirements and/or specifications:**

1. Thahira Ahmed, LPC
2. Stewart Enterprises
3. Esther Lopez Fraire, LPC
4. George Roper, LPC
5. International & Multicultural Psychological Services

For the Record: *“Item 12. F. 1-5 was based on Request For Qualifications (RFQ’s)”*.

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

**G. Recommending bid award for Special Services Providers to the following low bidders meeting all requirements and/or specifications – Bid #2002-06-210:**

- |                                      |                                      |
|--------------------------------------|--------------------------------------|
| 1. Kids in Motion                    | 6. A Sign Language Company           |
| 2. Niskers Pediatric Rehab Institute | 7. Quality Aquatics and Therapy Inc. |
| 3. Renaissance Outpatient Rehab      | 8. Therapy Associates Corp.          |
| 4. Therapy to Go, Inc.               | 9. Just for Kids                     |
| 5. Nexus Therapy Services, LLC       | 10. APTUS Therapy Services           |

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval of item 12. G.1-10.

**H. Requesting approval of contracts for Special Services Providers to the following low bidders meeting all requirements and/or specifications:**

- |                                      |                                      |
|--------------------------------------|--------------------------------------|
| 1. Kids in Motion                    | 6. A Sign Language Company           |
| 2. Niskers Pediatric Rehab Institute | 7. Quality Aquatics and Therapy Inc. |
| 3. Renaissance Outpatient Rehab      | 8. Therapy Associates Corp.          |
| 4. Therapy to Go, Inc.               | 9. Just for Kids                     |
| 5. Nexus Therapy Services, LLC       | 10. APTUS Therapy Services           |

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval of item 12. H.1-10, as previously read.

**I. Recommending bid award for Registered Nurse (RN) services to the following low bidder meeting all requirements and/or specifications – Bid #2002-06-211:**

1. Health Care Unlimited, Inc.

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

**J. Requesting approval of contract for Registered Nurse (RN) services to the following low bidder meeting all requirements and/or specifications: Health Care Unlimited, Inc.**

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

**K. Recommending bid award for Lease of Classroom space to the following low bidders meeting all requirements and/or specifications:**

- |   |                  |
|---|------------------|
| 1. El Patrimonio Apartments, McAllen    | Bid #2002-07-215 |
| 2. Mennonite Church, Lull               | Bid #2002-07-216 |
| 3. El Pueblo Apartments, Pharr          | Bid #2002-07-217 |
| 4. La Amistad Apartments, Donna         | Bid #2002-07-218 |
| 5. La Estancia Apartments, Weslaco      | Bid #2002-07-219 |
| 6. Abundant Grace Church (Edinburg III) | Bid #2002-07-214 |
| 7. Daniel Garza (Granjeno – Land Only)  | Bid #2002-04-207 |

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of item 12. K.1-7.

**L. Requesting approval of contracts for Lease of Classroom space to the following low bidders meeting all requirements and/or specifications:**

- |   |                  |
|---|------------------|
| 1. El Patrimonio Apartments, McAllen    | Bid #2002-07-215 |
| 1. Mennonite Church, Lull               | Bid #2002-07-216 |
| 2. El Pueblo Apartments, Pharr          | Bid #2002-07-217 |
| 3. La Amistad Apartments, Donna         | Bid #2002-07-218 |
| 4. La Estancia Apartments, Weslaco      | Bid #2002-07-219 |
| 5. Abundant Grace Church (Edinburg III) | Bid #2002-07-214 |
| 6. Daniel Garza (Granjeno – Land Only)  | Bid #2002-04-207 |

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of item 12. L.1-6.

**13. Urban County: (SEE EXHIBIT R)**

**A. Cancellation of "Letter of Commitment" to Inter National Bank on the HOME Homebuyer Assistance Program, Contract Agreement" for applicant Jose Barrios**

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

**B. Cancellation of "Letter of Commitment" to The Laredo National Bank on the HOME Homebuyer Assistance Program, Contract Agreement for applicants Josefina Padilla & David R. Gonzalez**

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

Commissioner Handy joined the meeting.

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

**A. Approval of Interlocal Cooperation Agreement between the City of Pharr and the County of Hidalgo for Highline Rd.**

NO ACTION taken on this item.

**B. Approval of Interlocal Cooperation Agreement between the City of Pharr, the City of San Juan, and the County of Hidalgo for "I" Rd. Phase I**

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

**C. Approval of Interlocal Cooperation Agreement between the City of Pharr, the City of San Juan, and the County of Hidalgo for "I" Rd. Phase II**

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

**15. Pct. #4: (SEE EXHIBIT T)**

**A. Request approval of "Amendment No. 4 CIP Street Improvements Contract with Quintanilla, Headley & Associates, Inc.**

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

Commissioner Palacios is away from the Court.

**B. Request approval of Contract increase in the amount of \$ 20,357.20 – New CIP Contract amount shall be \$475,266.20**

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

**C. Request approval to create line item 609 (agriculture & landscaping) in the Pct. #4 Parks Account**

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

**D. Approval of line item transfer - \$ 1,000.00**

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

**E. Request approval to create line item 442 (equipment rentals) in the Pct. #4 Community Resource Center Account**

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

**F. Approval of line item transfer - \$ 358.07**

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

**G. Approval of line item transfer – CIP \$ 186,850.58**

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

At this point, the Court proceeded with item 11.

Commissioner Palacios joined the meeting.

**16. Planning Department: (SEE EXHIBIT U)**

**A. Preliminary Plat Approval:**

**1. Amales Subdivision – Pct. #3**

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

**2. Shelby Subdivision – Pct. #3**

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

**B. Final Plat Approval with Variance Request:**

**1. Eldora Heights Mobile Home Subdivision Phase II – Pct. #2**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval without the corner clips.

**C. Final Plat Approval:**

**1. Montes & Reyna Subdivision – Pct. #3**

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

**2. Erica Subdivision – Pct. #4**

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

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

**1. Tom Gill No. 4 Subdivision – Pct. #3**

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

**17. County Judge: (SEE EXHIBIT V)**

**A. Discussion and approval of the advertisement for the following positions:**

**1. Head Start Director**

Discussion made. NO ACTION taken on this item.

**2. Fire Marshal**

NO ACTION taken on this item.

**18. Sheriff Department: (SEE EXHIBIT W)**

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

Discussion made. NO ACTION taken on this item. The Court then proceeded with the addendum.

Judge Pulido is away from the Court.

**19. Human Services: (NO EXHIBITS)**

**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 item 19. A.1-3.

**20. Colonia Access Program: (SEE EXHIBIT Y)**

**A. Approval of Resolution entering into Funding Agreement with the Texas Department of Transportation for Border Colonia Access Program funding**

NO ACTION taken on this item.

**21. Purchasing Department: (SEE EXHIBIT Z)**

**A. HIDALGO COUNTY -**

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

a) Present Hidalgo County Jail-Total inmate population	1075
• Physical Count:	531
• Out of County Count: La Villa Facility (LCS):	262
Brooks:	282

**2. Current inter-local(s) and/or 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) Requesting approval of the AIA Documents #A101-1997, Standard Form of Agreement between Owner and Contractor (contract) as awarded on June 25<sup>th</sup>., and July 9<sup>th</sup>., 2002 to Velasco Construction for the construction of both the Motor Pool & Maintenance Building as well as the Law Enforcement Training Facility respectively with authority for project architect to issue the "Notice(s) to Proceed" for both structures to reflect a commencement date of on or before August 19<sup>th</sup>, 2002.**

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

**c) Requesting authority to purchase three (3) EZGO-Model #881 industrial utility vehicles (at a cost of \$6,985.00 each plus \$200.00 each for delivery) from American Golf Cars, Irving, Texas (state awarded vendor through the participation with the General Services Commission's contract awards for a total purchase including delivery charges of \$21,555.00).**

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

**d) County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;****e) Report and Recommendation from Consulting Architect.**

Nothing to report. NO ACTION taken on item 21.A. 3.d & e.

**f) Requesting authority to extend bid opening date from August 14, 2002 until September 04, 2002 in order to issue addendum scheduling a pre-bid conference to all vendors for inmate pay telephone system project**

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

**4. Requesting approval to surplus Vehicles and Equipment for Auction under Texas Local Government Code, Section 263.152. (a) (1).**

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

**5. Requesting approval of specifications as attached hereto for: Lease of Office Space for Department of Public Safety (DPS) in the City of Weslaco**

NO ACTION taken on this item.

**B. HIDALGO COUNTY PRECINCT NO. 1 -****1. Requesting authority to advertise & approval of specifications as attached hereto for "Hauling of Rap (Recovered Asphalt Products) Materials".**

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

2. **Requesting approval to exercise the additional (1) year extension as provided in the current contract (Item 1) with, "BFI Waste Systems of North America, Inc.," for "Landfill Access".**  
**NOTE: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office and as detailed in requirements and/or, specifications, special or additional instructions, terms and conditions approved by Hidalgo County Commissioners' Court, before the commencement of any work or presentations of any invoices for payment.**

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

3. **Requesting approval to reject all bids for "Street Improvements-CIP Groups III & IV" due to 2001 CIP (Road Construction) Budgetary constraints.**

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

4. **Requesting authority to re-advertise for "Street Improvements-CIP Group III & IV" as follows:**

- a) **Group III - Mile 17 ½ from Fm 1015 to Mile 2 West, Mile 8 North from Mile 2 ½ to Mile 1 ½ West, Mile 1 ½ West from Mile 8 North to Mile 9 North, Mile 1 from Floodway to Mile 10, Mile 17 ½ North on Mile 6 West to Monte Cristo Road.**  
**(Previous Bid No. 02-045-02-13) ( New Bid No. 02-217-09-04)**

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

- b) **Group IV - Mile 13 North/From FM 1015 to FM 491 - Mile 15 ½ North/From FM 1015 to Mile 4 West - Mile 16 North/From Fm 1015 to Mile 4 West - Mile 14 North - from Mile 4 West to Mile 6 West - Mile 13 North Hwy.88 to Mile 4 West**  
**(Previous Bid No. 01-255-10-24) ( New Bid No. 02-218-09-04)**

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

5. **Requesting authority to advertise for "Street Improvements-CIP Group V" (previous approval was granted by Commissioners' Court on, 09/25/01), however modifications (addition/deletion of roads) have been made since.**

- a) **Group V - Walker Road / From FM 493 to Midway-Soderquist Road / From Stites to Lott Road - Victoria Road / from Lott Road to Mile 4 - West 8 ½ from Victoria Road to FM 493.**

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

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

1. **Requesting exemption from competitive bidding under the Texas Local Government Code 262.024 (a) (4) for professional engineering services with L&G Engineering in connection with the "Preparation of a Schematic and a Right-of-Way Map for the Proposed US 83 & Abram Road underpass and Engineering Services as Required for Completing Miscellaneous Roadway Projects" in Hidalgo County Precinct Number Three.**

- 2. **Requesting approval of a professional engineering services contract, subject to legal review, with L & G Engineering for the “Preparation of a Schematic and a Right-of-Way Map for the Proposed US 83 & Abram Road underpass and Engineering Services as Required for Completing Miscellaneous Roadway Projects” in Hidalgo County Precinct Number Three.**

**NOTE: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office and as detailed in requirements and/or, specifications, special or additional instructions, terms and conditions approved by Hidalgo County Commissioners’ Court, before the commencement of any work or presentations of any invoices for payment.**

NO ACTION taken on item 21. C. 1 & 2.

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

- 1. **Requesting approval for Change Order #1 in connection with the additional 6,465 L.F. of paving for Davis Road, North Alamo Road and Ware Road in the amount of \$18,683.85 with Mission Paving Company.**

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

- 2. **Recommending bid award to low bidder meeting all requirements for “Paving Improvements-Capital Improvement Project” for the following two (2) roads:**

- a) **Kenyon Road, North and South of Mile 19 Road**
- b) **Mile 19 North Road, from Edge of Pavement to Kenyon Road**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 21.D.1. a & b to award Mission Paving.

- 3. **Requesting approval of contract for “Paving Improvements - Capital Improvement Project” for the following two (2) roads to low bidder meeting all requirements:**

- a) **Kenyon Road, North and South of Mile 19 Road**
- b) **Mile 19 North Road, from Edge of Pavement to Kenyon Road**

**NOTE: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office and as detailed in requirements and/or, specifications, special or additional instructions, terms and conditions approved by Hidalgo County Commissioners’ Court, before the commencement of any work or presentations of any invoices for payment.**

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

**22. Closed Session: (SEE EXHIBIT AA)**

On motion of Commissioner Palacios, 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. Cause #M-01-238 Sonia Rivera Garcia et al vs. Hidalgo County**

Upon return, Commissioner Handy certified that NO ACTION had been taken during Executive Session on items 22. A & B.

**23. Open Session:**

**A. Real Estate Acquisition**

Parcel 28, located on the Mile 3 North Road

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

**B. Cause #M-01-238 Sonia Rivera Garcia et al vs. Hidalgo County**

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

**24. Closed Session:**

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

NO ACTION taken on this item.

**25. 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 REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, AUGUST 13, 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 X)**

**1. Sheriff Department:**

**A. Approval to set salary \$ 22,866.10**

*Commissioner Palacios stated for the Record, I voted "in the negative, and the reason for that is, I don't think the Court is, is prepared, is really in a position to make any more expenditures until we have a better understanding of when the new facility is going to be open".*

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

Specific votes as follow:

AYE: Commissioners Flores, and Handy

NAY: Commissioner Palacios

NO VOTE: Judge Pulido is away from the Court.

**B. Approval of budget amendment - \$ 327,390.50**

*Commissioner Palacios stated for the Record, "For the same reason" as stated on item A.*

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a vote of approval, subject to funding. Specific votes as follow:

AYE: Commissioners Flores, and Handy

NAY: Commissioner Palacios

NO VOTE: Judge Pulido is away from the Court.

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, AUGUST 13, 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 Handy, the Court made a UNANIMOUS vote to approve all items listed under the Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor (SEE EXHIBIT A)**
- 2. Line item transfers: (SEE EXHIBIT B)**
  - A. Courthouse Parking Lot**
  - B. Health – Immunization Grant**
  - C. Health – Imm. Program Income**
  - D. Buildings & Grounds**
  - E. Elections Department**
  - F. County Judge (2)**
  - G. County Auditor**
  - H. Constable Pct. #5**
  - I. J.P. Pct. #3, Pl. 2**
  - J. Pct. #1 – R & B**
  - K. Pct. #1 – Parks**
  - L. Pct. #1 – Landfill**
  - M. Pct. #1 – ROW**
  - N. Pct. #2 – R & B**
  - O. Pct. #3 – Parks**
  - P. Pct. #3 – Landfill**
  - Q. Pct. #4 – Paved/unpaved**
  - R. Pct. #4 – Landfill**
  - S. Pct. #4 – R & B**
- 3. Planning Department: (SEE EXHIBIT C)**
  - 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 D)**
  - A. North Alamo Water Supply – south of Bus. 83 on Valverde Rd.**
  - B. North Alamo Water Supply – Ingle Rd. & Terry Rd.**
  - C. North Alamo Water Supply – off “I” Rd.**
  - D. North Alamo Water Supply – north of Owassa Rd.**
  - E. North Alamo Water Supply – north of Wisconsin Rd. east of Soto Dr.**

**5. Monthly Fee Reports – June 2002: (SEE EXHIBIT E)**

A. J.P. Palacios	72,684.90
B. J.P. Espinoza	39,378.10
C. J.P. Morales	20,675.30
D. J.P. Ochoa	39,076.31
E. J.P. Saenz	23,131.35
F. J.P. Trevino	47,460.34
G. J.P. Garza	34,577.74
H. J.P. Contreras	13,236.96
I. J.P. Jackson	16,294.08
J. Law Library	3,114.00
K. Sheriff Escalon	145,376.37
L. Anzalduas Park	3,572.46
M. Delta Lake	3,308.00
N. Constable Aguirre	940.00
O. Constable Alaniz	1,950.00
P. Constable Gallardo, Jr.	3,090.00
Q. Constable Cerda	1,196.50
R. Constable Bazan	740.00

**6. Monthly Fee Reports – July 2002: (SEE EXHIBIT F)**

- A. County Clerk – 228,239.58
- B. District Clerk - \$ 230,641.01

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

- A. Request approval to enter into a “Homebuyer Assistance Program” Contract under the HOME Program (3 families)

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

- A. April 02, 2002
- B. April 08, 2002
- C. June 11, 2002
- D. June 25, 2002

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

- A. HIDALGO COUNTY TAX OFFICE -  
Requesting approval of a maintenance agreement with The Software Group for one (1) printer for \$1,524.00 per year. Effective August 13, 2002 through August 12, 2003.
- B. HIDALGO COUNTY WIC PROGRAM -  
Requesting authority of a maintenance agreement with Digital Office Systems for two (2) copiers for \$250.00 for 5 months. Effective July 1, 2002 through October 31, 2002.
- C. HIDALGO COUNTY COMPUTER DEPARTMENT -  
Requesting authority to purchase Printer HP Laser Jet 4100N 25 PPM (1200DPI Network) from a QISV (qualified information systems vendor) utilizing the cooperative purchasing program under the Resolution with the State of Texas’ Building and Procurement Commission, fka, General Services Commission, from Micro Warehouse - Norfolk, CT in the amount of \$1,567.20 which includes shipping and handling.

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, AUGUST 13, 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 BB)**

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

Judge J. E. Pulido, and Commissioner Garza are away from the Court.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfer - \$ 2,000.00**

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, AUGUST 13, 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 CC)

**1. Roll Call**

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

**2. Open Forum**

No presentations made under Open Forum.

**3. Approval to amend budget and appropriate \$ 675,762.00 from District's fund balance into #2-7100-433-00-000-006-0-733 (replace funds paid to City of Mission from Main Drain construction account)**

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

**4. Approval to amend budget and appropriate \$ 43,750.00 from Drainage review fees into #2-7100-433-00-000-006-0-334 (engineering)**

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

**5. Purchasing Department:**

**A. Requesting authority to reject all bids received for: Hidalgo County Drainage District #1 - "Notice of Intent to Lease Land for Mineral Development"**

On motion of Commissioner Palacios, seconded by Commissioner Flores, 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 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 13<sup>th</sup> day of August, 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.