

REGULAR MEETING – SEPTEMBER 03, 2002

BE IT REMEMBERED, that on this 3rd day of Sept., 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 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
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, SEPTEMBER 03, 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 Judge J. E. Pulido.

2. Pledge of Allegiance

At this time, Commissioner Handy called on Paul Vanzaldua to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Paul Vanzaldua led the Court and Audience in Prayer.

4. Open Forum

Presentation made by Don Medina on park improvements in Hidalgo County.

5. Presentation of plaque honoring the Hidalgo County Commissioners for their service and support to our school community – Dr. Marla M. Guerra (SEE EXHIBIT F)

Presentation of plaque made by: Romero Garcia, Weslaco; Maria Leal, Mission; Romeo Villareal, Edinburg; Miguel de los Santos, Edinburg; Francisco Alvarado, San Juan.

NO ACTION taken on this item.

6. Tax Office: (SEE EXHIBIT G)

A. Discussion of 2002 Tax Rate

Discussion made. NO ACTION taken on this item.

B. Vote on Proposed Tax Rate & Record Vote

On motion of Commissioner Garza, seconded by Commissioner Palacios and Flores, the Court made a UNANIMOUS vote to approve the tax rate at 0.6295. Specific votes are as follow:
AYE: Commissioner Flores, Garza, Palacios, Handy

C. Schedule a Public Hearing

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to schedule a Public Hearing for September 17, 2002.

D. Ministerial approval of appropriation in the Special Vehicle Inventory Fund

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

At this point, the Court went into Executive Session.

7. County Auditor: (SEE EXHIBIT H)

A. Approval of budget amendment to increase estimated revenues by \$ 493,424.54 and deobligation of certain expenditure accounts by \$ 353,642.90

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

8. Elections Department: (SEE EXHIBIT I)

A. Approval, discussion and possible action of the following, but not limited to, for the Nov. 5th Gen. Election
1. Approval to create 40 temporary positions (phone bank)

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

2. Approval to set salary

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

At this point, the Court proceeded with item 19.G.1 & 2.

9. Buildings & Grounds: (SEE EXHIBIT J)

A. Approval to reassign parking spaces at the Courthouse Parking Lot

For the Record as per Commissioner Handy: *Parking space #26 would be for the Computer Department, parking #26 going to #46 for County Clerk, and parking #66, and #67 for the Auxiliary Court/Crime prevention Department.*

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

10. Head Start: (SEE EXHIBIT K)

A. Recommending approval to pay Certificate No. 6 in the amount of \$ 76,840.73 to All-Pro Contractors, Inc. in connection with the Faysville (Edinburg V) Head Start Center

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

Commissioner Palacios is away from the Court.

11. Sheriff Department: (SEE EXHIBIT L)

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

Discussion made. NO ACTION taken on this item.

B. Approval of federal equitable sharing Agreement between Hidalgo County Sheriff's Department and the Federal Government

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

C. Approval to create three (3) custodian positions in the Sheriff's Department

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

D. Approval of budget amendment for \$ 22,588.43 (salaries/benefits)

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

Commissioner Palacios joined the meeting.

E. Approval to set salary at \$ 18,308.31

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve at \$7.50 per hour, and whatever monies is left over from item 11.E will be applied to the next position that's coming up.

F. Approval of budget amendment – Gen. Fund for \$ 50,000.00 in Acct. #2-1100-423-21-280-002-0

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

G. Discussion and possible action to approve and pay Goodwyn Enterprises the amount of \$ 440.00 for services rendered from March 21, 2002 through September 08, 2002

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

H. Jail Project:

1. Approval of budget amendments:

\$ 188,898.50 (contract PABX Telephone System including installation, training & maintenance)

\$ 6,935.00 (19 SSTL Laundry Table 36"x72"x36")

\$ 21,555.00 (3 EZGO – Model #881 Industrial Utility Vehicles)

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of item H.1.

12. Planning Department: (SEE EXHIBIT M)

A. Variance Request for Setback Encroachment - Jacinto G. Trevino, Lot 34, North Bryan Estates Subdivision

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

13. Commissioners Court: (SEE EXHIBIT N)

A. Approval of Resolution authorizing the execution of a Contract with Texas Department of Protective and Regulatory Services providing for the reimbursement of costs associated with Welfare Programs for the benefit of abused and neglected children of Hidalgo County – Contract #2003113134 & 2003113060

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

14. Urban County: (SEE EXHIBIT O)**A. Approval of a Sub-recipient Agreement with Options, Inc. (services for the disabled) & UCP on behalf of Pct. #2 – UCP Year 12 (1999)**

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

B. Approval of Contract with Mission Paving Company – Pct. #4 – Street Improvements – UCP Year 14 (2001)

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

15. Request from A & H Enterprises, Inc. for payment from retainage by Urban County for La Villita Meadows Lift Station (SEE EXHIBIT P)

Presentation made. NO ACTION taken on this item.

16. Pct. #1: (SEE EXHIBIT Q)**A. Request approval to dedicate and name the following roads as per petitions:**

1. Joel Cardoza Sr. Rd. for Mile 14N from FM 1015 to Mile 2W
2. Adams Street for a street in Adams Tract Subdivision of Farm Tract 1063
3. Black Street for a street in Adams Tract Subdivision of Farm Tract 1063

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 16.A. 1-3.

B. Request approval of payment application No. 3 to Asago LLC for the Monte Alto Community Park Project construction

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

C. Approval to create obj. 540 (advertising) under Acct. #2-1290-466-00-121-012-0 (ACS State & Local Solutions)

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

D. Approval to transfer funds from Acct. #2-1290-466-00-121-012-0-601 (office supplies) to Acct. #2-1290-466-00-121-012-0-540 (advertising) - \$ 368.00

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

E. Request approval of budget appropriation for Pct. #1 Community Development Coordinator (funds are to be reimbursed by the Pct. #1 Urban County Program Budget) as approved by Commissioners' Court on 08/27/02

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

F. Set salary

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the salary in the amount of \$35,000.00, effective September 03, 2002.

17. Pct. #3: (SEE EXHIBIT R)

A. Request authorization to name two unnamed county dedicated roads within Pct. #3 as Tula Street and Rosa Street

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

18. Pct. #4: (SEE EXHIBIT S)

A. Request authority to advertise for the following pavement projects:

1. Pinkston Rd. (west of Bridge to San Fransisco Dr.)
2. San Fransisco Drive (south of Pinkston)
3. Mile 19 North Rd. (Valverde to F.M. 493)

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

B. Request approval of “Amendment No. 5” CIP Street Improvements Contract with Quintanilla, Headley & Associates, Inc.

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

C. Request approval of Contract increase in the amount of \$ 3,000.80 – New CIP Contract amount shall be \$478,267.00

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

19. Purchasing Department: (SEE EXHIBIT T)

A. HIDALGO COUNTY -

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

a) Present Hidalgo County Jail-Total inmate population	1074
• Physical Count:	538
• Out of County Count: La Villa Facility (LCS):	257
Brooks:	279
Other	0

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

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 item 19.A. 2 & 3.a.

b) Acceptance, approval and authority for Auditor to pay Application and Certificate for Payment No. 24 (dated 8-30-02) by Landmark Organization, L.P. in the amount of \$748,321.24 with all applicable documentation provided and subject to Auditor’s review, audit, and processing procedures completed;

NO ACTION taken on this item. As per architect’s request, this item will be brought back next week.

- c) **Requesting authority to purchase nineteen (19) Laundry Tables through the inter-local agreement with the State of Texas, Building and Procurement Commission's, Cooperative Program from Texas Correctional Industries on the total Amount of \$6,935.00.**

On motion of Commissioner Palacios, seconded by Commissioner Flores, 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 19.A.3.d & e.

Commissioner Garza is away from the Court.

- 4. **Presentation for consideration, discussion, and action the draft requirements for "Consultant/Registered Lobbyist" RFQ.**

NO ACTION taken on this item.

B. HIDALGO COUNTY PRECINCT NO. 1 -

- 1. **Recommending to rescind a bid award for "Bridge Rail Retrofit Project" that has lapsed "(12) months" & requesting approval to re-advertise.**

For the Record as per Steve Crain, Legal Counsel: *"The vendor is in agreement with this?"*

Marty Salazar, Purchasing Agent: *"...He (the vendor) will only agree, if he has a...percent increase. This was a straight bid, he can not be allowed an increase..."*

Steve Crain: *"So, in effect, he is in agreement?"*

Marty Salazar: *"Oh, yes sir. He has been made aware."*

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

C. HIDALGO COUNTY PRECINCT NO. 2-

- 1. **Requesting exemption from competitive bidding under the Texas Local Government Code 262.024 (a) (4) for professional consulting services with Carolyn Arnold Communications Consultant, Inc. in connection with the "Telephone System Consultant-Community Resource Center Project(s)" of Precinct Number Two.**

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

- 2. **Requesting approval of a professional consulting services contract, subject to legal review, with Carolyn Arnold Communications Consultant, Inc. in connection with the "Telephone System Consultant-Community Resource Center Project(s)" of Precinct Number Two. 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 presentation of any invoices for payment.**

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

D. HIDALGO COUNTY PRECINCT NO. 3 -

1. **Recommending bid award for “Mile 2 Line Road from Buena Vista Avenue to Western Road Paving & Drainage Improvements” to low bidder meeting all requirements.**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval, for the base bid amount of \$86,644.00.

2. **Requesting approval of contract for “Mile 2 Line Road from Buena Vista Avenue to Western Road Paving & Drainage Improvements” to low bidder meeting all requirements. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office. As detailed in requirements and/or, specifications, special, or additional instructions, terms and conditions approved by Hidalgo County Commissioner’s Court, before the commencement of any work or presentation of any invoices for payment.**

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

E. HIDALGO COUNTY PRECINCT NO. 4 -

1. **Recommending bid award to Mission Paving Company, Inc., who was the low bidder meeting all requirements for “Paving Improvements-Capital Improvement Project” for the following two (2) paving projects.**
 - a) **3rd Street, from Edge of Pavement to Mile 19 North Road**
 - b) **Southern Breeze Subdivision**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval in the amount of \$53,136.00.

2. **Requesting approval of contract for “Paving Improvements-Capital Improvement Project” for the following two (2) paving projects:**
 - a) **3rd Street, from Edge of Pavement to Mile 19 North Road**
 - b) **Southern Breeze Subdivision**

to Mission Paving Company, Inc., who was the low bidder meeting all requirements. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office. As detailed in requirements and/or, specifications, special, or additional instructions, terms and conditions approved by Hidalgo County Commissioner’s Court, before the commencement of any work or presentation of any invoices for payment.

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

F. HIDALGO COUNTY COMPUTER DEPARTMENT -

1. **Requesting authority to purchase computer hardware and peripherals from CDW Government, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program - (3) Computer hardware/peripherals Intel Pentium 4 processor (laptop) \$2,101.20 ea. total \$6,303.60.**

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

G. HIDALGO COUNTY ELECTIONS DEPARTMENT -

1. **Presentation for consideration, discussion, and action for approval of vendors (low bidder) request to withdraw bid submitted for: “Optical Scan Ballots”.**

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

Recommending award of bid to lowest bidder meeting all specifications for: "Optical Scan Ballots" to low bidder meeting all requirements and specifications.

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to award Ferey International Inc.

2. **Requesting approval of contract for: "Optical Scan Ballots" to lowest bidder meeting all requirements and specifications. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office. As detailed in requirements and/or, specifications, special, or additional instructions, terms and conditions approved by Hidalgo County Commissioner's Court, before the commencement of any work or presentation of any invoices for payment.**

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

At this point, the Court returned to item #9.

20. 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 this item.

21. Closed Session: (SEE EXHIBIT U)

On motion of Commissioner Garza, 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. Claim of Eladio Villarreal vs. Hidalgo County Sheriff's Department**
- C. Cause No. C-1298-02-B; Hidalgo County Sheriff's Department vs. Hidalgo County Civil Service Commission and Jessie Rodriguez**
- D. Cause No. C-1162-02-C; Hidalgo County vs. Alvarado Architect**

Upon return, Commissioner Handy certified that NO ACTION had been taken during Executive Session.

22. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

B. Claim of Eladio Villarreal vs. Hidalgo County Sheriff's Department

Proceed as directed.

C. Cause No. C-1298-02-B; Hidalgo County Sheriff's Department vs. Hidalgo County Civil Service Commission and Jessie Rodriguez

Preston will proceed as directed.

D. Cause No. C-1162-02-C; Hidalgo County vs. Alvarado Architect

NO ACTION taken on this item.

23. Closed Session:

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

NO ACTION taken on this item.

24. 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
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, SEPTEMBER 03, 2002, at 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve all items listed on the Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers: (SEE EXHIBIT A)**
 - A. Tax Office**
 - B. Health Department – Adm.**
 - C. Constable Pct. #4**
 - D. Pct. #2 – ROW**
 - E. 93rd District Court**
 - F. County Court #4**
 - G. Constable Pct. #3 (2)**
 - H. Health – Clinics**
 - I. Health – Sanitation**
 - J. Planning Department**
 - K. County Treasurer**
 - L. Pct. #3 – Landfill**
 - M. Buildings & Grounds**
 - N. J.P. Pct. #1, Pl. 1**
- 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. Urban County: (SEE EXHIBIT C)**
 - A. Request for approval to enter into a “Homebuyer Assistance Program” Contract under the HOME Program (6 families)**
- 5. Right of Way – Permits: (SEE EXHIBIT D)**
 - A. Southwestern Bell – along Cesar Chavez south of FM 2128**
 - B. Southwestern Bell – along North Trospen Rd. south of Mile 6 Rd.**
 - C. Southwestern Bell – along Mile 2 North south of Moorefield Rd.**
 - D. Southwestern Bell – along Davis Rd. east of Doolittle**
 - E. Southwestern Bell – along Cesar Chavez Rd. south of Ridge Rd.**
 - F. Southwestern Bell – along Goodwin Rd. south of Veterans Blvd.**
 - G. El Paso Production Oil & Gas Co. – Jara Chinas Rd.**

Right of Way Permits Continued:

- H. North Alamo Water Supply – SH 107 on Sunflower Rd.**
- I. North Alamo Water Supply – Mile 4 West south of Mile 20 North**
- J. North Alamo Water Supply – south of Ebony St. on west side of Bluebonnet St.**
- K. BP America Inc. – crossing Tower Rd. – Alamo Land & Sugar Co. Subd.**

6. Purchasing Department: (SEE EXHIBIT E)

A. HIDALGO COUNTY 370th DISTRICT COURT -

- 1. Requesting authority to purchase computer hardware and peripherals from CDW Government, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program - (1) Computers/Peripherals = total \$2,296.00.

B. HIDALGO COUNTY COMPUTER DEPARTMENT -

- 1. Requesting acceptance and approval of a claim/invoices with authority for auditor to pay (after review, audit, and processing procedure completed) from Micro Warehouse, in the total amount of \$3,788.65 for the purchase of computer hardware and peripherals.

C. HIDALGO COUNTY HUMAN SERVICES -

- 1. Requesting approval of an amendment to a software license agreement (to delete PC Grouper and add a CMC Grouper) with 3M Company for \$2,252.00 per year. Effective September 21, 2002 thru September 19, 2005.

There being no further business to come before said
Court, the meeting of the Commissioners' Court
Is now hereby adjourned.

JOSE ELOY PULIDO _____ ABSENT _____
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 3rd day of September, 2002

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

By: _____
Priscilla Torres, Deputy

Minutes approved by the Commissioners' Court on the 5 day of November 2002.

**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, SEPTEMBER 03, 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 V)**

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

Commissioner Garza and Judge Pulido are away from the Court.

- 1. Approval of check register and payment of claims and bills - County Auditor**

**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, SEPTEMBER 03, 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 W)**

1. Roll Call

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

2. Open Forum

No presentations made under Open Forum.

3. Tax Office:

A. Discussion of 2002 Tax Rate

Discussion made on Tax Rate.

B. Vote on Proposed Tax Rate & Record Vote

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the proposed Tax Rate of 0.456. Specific votes are as follow:
AYE: Commissioners' Flores, Palacios, and Handy.

C. Schedule a Public Hearing

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to set the Public Hearing for September 17, 2002.

4. Closed Session:

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

Upon return, Commissioner Handy certified that NO ACTION had been taken during Executive Session.

5. Open Session:

A. Real Estate Acquisition

Madero Drainage Project, condemnation case 1227-D, was appraised at \$1540.00. Settlement offer is for \$1750.00.

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

6. Closed Session:

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

NO ACTION taken on this item.

7. Open Session:

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

NO ACTION taken on this item.

On motion of Commissioner 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 Drainage District #1 Board is now hereby adjourned.

JOSE ELOY PULIDO ABSENT
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 3rd day of September, 2002

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

By: _____
Priscilla Torres, Deputy

Minutes approved by the Drainage District #1 Board on the 12 day of November 2002.