

SPECIAL MEETING – SEPTEMBER 30, 2002

BE IT REMEMBERED, that on this 30th day of Sept., A.D., 2002, there was begun and held a SPECIAL MEETING of the Honorable Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

HONORABLE JOSE ELOY PULIDO	HIDALGO COUNTY JUDGE
HONORABLE SYLVIA HANDY	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOSE FLORES	COMMISSIONER, PRECINCT NO. 3
HONORABLE OSCAR L. GARZA JR.	COMMISSIONER, PRECINCT NO. 4

and **J.D. SALINAS, COUNTY CLERK & EX-OFFICIO 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 SPECIAL MEETING of the Commissioners' Court will be held on MONDAY, SEPTEMBER 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.

2. Pledge of Allegiance

CORRECTED PAGE

At this time, Judge Pulido called on the HeadStart children, from Sullivan City, to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Tina Guerra led the Court and Audience in Prayer.

At this point, the Court proceeded with item #10.
The Court proceeded with #6.
Then continued with item 22.A.4.

4. Open Forum

Merle Willams made a presentation on water buildup caused by recent rains.

5. 2003 Budget: (SEE EXHIBIT F)

A. Public Hearing for the 2003 Proposed Budget

Judge Pulido Opened the Public Hearing.

A presentation was made by the following:

1. Valde Guerra
2. Judge Noe Gonzalez
3. Fern McClarity
4. Judge Rudy Gonzalez
5. Judge Garza
6. Rene de la Cruz
7. Judge Aida Salinas
8. Judge Mario Ramirez
9. Hugh Hawkins
10. Ramon Garcia-County Judge Elect
11. Judge "Speedy" Jackson
12. Virginia Townsend
13. Judge Homer Garza
14. Bobby Tiel
15. Judge Mary Alice Palacios
16. Fern Mclarity
17. Roy Quintanilla
18. Charles Bernie
19. Shan Renkin
20. Judge Joe B. Evins
21. Judge Espinosa
22. Joe Lopez
23. Sam Barnet

Judge Pulido closed the Public Hearing.

B. Adoption of 2003 Annual Budget for Hidalgo County including setting of salaries and auto allowances for elected officials and employees

7.05 tax rate increase, 3 percent cut/reduction, 100 to the museum, making an adjustment on the fire marshal of 200 and County Judge's budget changes on monies will be changed to include Valde's position, workman's comp., insurance and the two clerks out of the budget, and Dairen's position/slot stays in there

For the Record as per Valde Guerra: *The statement was that there were no new salaries, and no new slots. This budget does include salaries which will translate to new slots for County Court at Law 5, the new court, two clerks under the District Clerk to support County Court at Law 5, the Assistant D.A.'s, the two Assistant D.A.'s to support County Court at Law 5, the Computer Department to support the brand new facility at the jail, and two slots under the office of Budget Office. There all, there was, um, I'll bring it up, the Elections Department requested, I believe four permanent positions. They were previously temporary and requested to make them permanent.*

Commissioner Palacios stated that he believed that those positions were already approved.

Discussion continued, and J.D. Salinas, County Clerk, stated that he had not requested positions as the District Clerk had. He continued to say that it would not be fair if the District Clerk would collect on the two clerks for the new County Court at Law 5, when he/his staff would also be working with Court 5 without any additional staff. The Court continued to discuss this matter. Judge Pulido recommended to have the slots for District Clerk's Office removed. If after the end of the first quarter (of year 2003) these positions are still needed, the District Clerk's and County Clerk's could come back and request these positions. Commissioner Garza's suggestion was to have these positions divided between the two departments. Commissioner Palacios amended his motion to delete those two jobs (for District Clerk's).

Valde Guerra: I'm sorry, one final word for the record, J.P.'s, the part-timers did go to full time, in, um, along with the balance, that already had them at full time. They should be included in the budget.

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

AYE: Judge Pulido, Commissioners' Palacios, Flores, and Garza

NAY: Commissioner Handy

C. Set 2002 Tax Rate

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a 4-1 vote to approve a 59¢ tax rate. Specific votes are as follow:

AYE: Judge Pulido, Commissioners' Palacios, Flores, and Garza

NAY: Commissioner Handy

At this time, the Court recessed, and will reconvene at 2:30 p.m.

At this point, the Court continued with item #11.

6. County Extension Service: (SEE EXHIBIT G)

A. Proclamation of "National 4-H Week" October 6-12, 2002

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

Commissioners' Garza and Flores are away from the Court.

7. County Auditor: (SEE EXHIBIT H)

A. Discussion and action to allow County Auditor to fill one vacant position (slot #48)

NO ACTION taken on this item.

8. Elections Department: (SEE EXHIBIT I)

Commissioners' Flores and Garza joined the meeting.

A. Approval, discussion and possible action of the following, but not limited to, in preparations for the November 05, 2002 General Election: 1. Budget amendment or line item transfer

Commissioner Palacios for the Record: If that comes to pass (Rollback Petition), then we're looking at the County's going to have to spend over a quarter of a million dollars in order to conduct that.

Teresa Navarro: A conservative figure I gave to Judge Pulido was about \$250,000.00. That's just to run the election. That doesn't include what we need for the machines, materials or anything like that. That's just the election.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$9,500.00

Commissioner Handy is away from the Court.

9. WIC: (SEE EXHIBIT J)**A. Requesting approval of contract between Texas Department of Health (WIC) and Hidalgo County for the provision of WIC services for FY 2003 commencing October 01, 2002 to September 30, 2003**

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

B. Set Budget for FY 2003 at \$ 6,811,412.00 (Oct. 01, 2002 to Sept. 30, 2003)**C. Approval of salary schedules for FY 2003**

Salary increase of 3% effective October 01, 2002

D. Approval of BF Peer Counselor Program – Discretionary Funding**E. Set salaries for 5 peer counselors**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items 9. B-E, subject to auditor's concern.

10. Head Start: (SEE EXHIBIT K)**A. Proclamation declaring October 2002 as National Head Start Awareness Month in Hidalgo County, Texas**

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

B. Appointment of one (1) Community Representative by each member of the Commissioners' Court, to serve on the Hidalgo County Head Start Program Policy Council, for a one (1) year term according to 45CFR Chapter XIII, Section 1304.50 (b)(1)-(b)(7)

Commissioner Flores, Pct. 3 reappointed Filomena Leo, and Commissioner Garza, Pct. 4 appointed Dr. Lucas Hinojosa Sr. They are to serve for one (1) year, not to exceed three (3) consecutive terms.

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

CORRECTED PAGE**11. County Judge: (SEE EXHIBIT L)**

- A. Requesting exemption from competitive bidding requirements under Texas Local Government Code, Chapter 262.024,(a)(4) for a professional services contract (letter of engagement) to retain legal services in connection with the recovery of underpayment of ad valorem taxes on mineral interests by oil and gas companies for Hidalgo County with the law firms of Cunningham & Associates, P.C. and Howard Rubenstein, Attorney at Law**

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

- B. Retain the law firms of Cunningham & Associates, P.C. and Howard Rubenstein, Attorney at Law, to represent Hidalgo County in actions to recover underpayment of ad valorem taxes on mineral interest by oil and gas companies subject to negotiations of acceptable attorney's fees**

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

- C. Approval of membership dues in the amount of \$8,000.00 – U.S. Mexico Border Counties Coalition**

NO ACTION taken on this item.

12. HIDTA – Task Force: (SEE EXHIBIT M)

- A. Approval to appropriate a budget increase for the Hidalgo County HIDTA Command Center in the amount of \$ 12,071.00 (no county funds will be used)**

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

13. Approval of adopted revised flood insurance rate map (FIRM) Community Panel Number 480334 0450 C – Godfrey Garza (SEE EXHIBIT N)

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

14. Budget Officer: (SEE EXHIBIT O)

- A. Courthouse Parking Lot: Commissioner Handy away from the Court for item 14.A & B.**

- 1. Approval to create obj. code 681 (vehicle repair/maint.) – Acct. #2-1100-419-40-220-003-0**

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

- 2. Approval of line item transfer - \$ 71.00**

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

- B. Jail Project:**

- 1. Approval of budget amendment \$ 54,500.00 (cubbyholes & computer work stations)**
2. Approval of budget amendment \$ 14,900.00 (access door controls and security system)

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 14.B.1 & 2.

15. Pct. #1: (SEE EXHIBIT P)**A. Request approval of payment application no. 4 to Asago LLC for the Monte Alto Community Park Project construction**

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

B. Request authorization to negotiate contract with service provider (Nextel) and approval for service activation of two (2) mobile phones for the Sanitation Department

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

Commissioner Handy joined the meeting.

16. Pct. #3: (SEE EXHIBIT Q)**A. Requesting approval to create line items 333 (legal services) & 339 (other prof. serv.) under Pct. #3 R & B Acct. #2-1203-431-00-123-005-0**

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

B. 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 \$39,608.00.

C. Acceptance and approval of the Interlocal Contract between County of Hidalgo and Lower Rio Grande Development Council 2002-2003 Regional Solid Waste Enforcement Grant

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

D. Approval to appropriate the budget in the amount of \$ 24,967.00

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

17. Pct. #4: (SEE EXHIBIT R)**A. Request approval to create line item 890 (other) in Pct. #4 Adm. Acct.**

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

B. Approval of line item transfer

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

18. Urban County: (SEE EXHIBIT S)**A. Approval of Reimbursement Agreement between Nuestra Clinica Del Valle & Hidalgo County Urban County Program – City of Edcouch – Health Facilities Year 13 (2000)**

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

- B. Hidalgo County – Excessive Force Resolution
- C. HOME “Homebuyer Assistance Program” Change of property locations
- D. Requesting authority to purchase “one (1) new 2004 Ford F-650 cab/chassis series 961D” for a total purchase price of \$ 38,029.00 through the Interlocal Agreement with the General Service Commission State Awarded Program – Philpott Motors, Inc., Port Neches, Texas

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 18.B-D.

19. Planning Department: (SEE EXHIBIT T)

- A. Variance Request for Setback Encroachment
 - 1. Timothy Plezia, Lot 11 Moonlight Subdivision

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

20. Sheriff Department: (SEE EXHIBIT U)

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

NO ACTION taken on this item.

21. Human Services: (SEE EXHIBIT V)

- 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

NO ACTION taken on item 21.A.1-3.

- B. Request approval of appropriation of state reimbursements and unreserved fund balance in the amount of \$ 3,984,000.00 into Indigent Health Care Expenditures

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

22. Purchasing Department: (SEE EXHIBIT W)

A. HIDALGO COUNTY -

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

a)	Present Hidalgo County Jail-Total inmate population	1137
	• Physical Count:	544
	• Out of County Count: La Villa Facility (LCS):	270
	Brooks:	323

- 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 authority to advertise exercise equipment for the Adult Detention Facility;

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

c) Report and Recommendations from Consulting Architect;

Report made. NO ACTION taken on this item.

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

Report made. NO ACTION taken on this item.

4. Presentation for discussion consideration and approval of an Interlocal Agreement with the City of Edinburg in connection with a twelve (12) acre tract of land located on Sprague Road (west of Mon Mack Rd.) - Tract of land is the subject of a proposal by the Veterans Land Board to select two sites for the location of a Veteran's Nursing Home.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, subject to selection and funding of the site by the Veteran's Land Board.

Commissioner Handy is away from the Court.

5. Presentation of tabulation sheet recommending the award of bid for "Catalogue-Miscellaneous Office Supplies, Office Furniture & Office Equipment" RFB for:

a) Office supplies category to:

- i) Primary vendor (Vendor #2) with lowest bid based on single discount: net pricer (0%); and**
- ii) Secondary Vendor (Vendor #1) with second lowest bid; single discount-61%.**

Corporate Express will be the Primary vendor, and A & W Office Supply Inc. will be the Secondary vendor.

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 22. A.5.

b) Office Equipment category to:

- i) Primary Vendor (Vendor #8) with highest discount bid: 45.1%; and**
- ii) Secondary Vendor (Vendor #2) with second highest discount bid: 35%.**

Primary Vendor (Vendor #8) is Tony's Business Interiors, and the Secondary Vendor (Vendor #2) is Corporate Express.

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

Commissioner Handy joined the meeting.

- c) **Office Furniture category to:**
- i) **Primary Vendors with highest - discount bids on Major Brands;**
 - a) **57% - (Hon, Global) - Vendor #2**
 - b) **50% - (Artopex-Vision) - Vendor #4; Custom orders only; and**
 - c) **46.1% - (Allsteel) - Vendor #5; Factory orders only; and**
 - ii) **Secondary Vendor (Vendor #8) 52.1% with second highest discount bid on Major Brands;**
 - iii) **Primary Vendor (Vendor #8) 52.1% with highest discount bids on Other Brands;**
 - iv) **Secondary Vendor (Vendor #5) 44.1% with second highest discount bid on Other Brands; to vendors meeting all specifications and requirements.**

Vendor #2 – Corporate Express

Vendor #4 – Indoff Inc.

Vendor #5 – Jones & Cook Stationers

Vendor #8 – Tony's Business Interiors

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

6. Presentation of tabulation sheet recommending the approval of contract for “Catalog-Miscellaneous Office Supplies, Office Furniture & Office Equipment” RFB for:

- a) **Office Supplies category to:**
- i) **Primary Vendor (Vendor #2) contract with lowest bid based on single discount: net pricer (0%); and**
 - ii) **Secondary Vendor (Vendor #1) contract with second lowest bid; single discount - 61%.**
- b) **Office Equipment category to:**
- i) **Primary Vendor Contract (Vendor #8) to highest discount bid: 45.1%; and**
 - ii) **Secondary Vendor (Vendor #2) contract to second highest discount bid: 35%.**
- c) **Office Furniture category to:**
- i) **Primary Vendors with highest discount bid on Major Brands;**
 - a) **57% - (Hon, Global) - Vendor #2**
 - b) **50% - (Artopex-Vision) - Vendor #4; Custom orders only**
 - c) **46.1% - (Allsteel) - Vendor #5; Factory orders only; and**
 - ii) **Secondary Vendor (Vendor #8) with second highest discount bid on Major Brands; 52.1%.**
 - iii) **Primary Vendor (Vendor #8) 52.1% with highest discount bid on Other Brands;**
 - iv) **Secondary Vendor (Vendor #5) 44.1% with second highest discount bid on Other Brands; to vendors meeting all specifications and requirements.**
- (With Executed Copy of Contract to Auditor's Office) or;**

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

7. Requesting action to reject all bids received and authority re-advertise for: “Catalog-Miscellaneous Office Supplies, Office Furniture & Office Equipment” RFB.

NO ACTION taken on this item.

8. Presentation for discussion, consideration and approval the Requirements for the Request for Proposal for Group Health Benefits Plan with Life and Accidental Death and Dismemberment (Life & A D & D) as drafted and recommended by Hidalgo County's group health benefits consultants, A. B. Flores Insurance Consultants;

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

9. **Authority to advertise a Request for Proposals for: Group Health Benefits Plan with Life and Accidental Death & Dismemberment for Hidalgo County.**

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

Commissioner Garza joined the meeting.

10. **Requesting the authority to advertise sealed bids for “Renovation of the Hidalgo County Courthouse to meet ADA Compliance” and any related renovations incident thereto as designed and specified by the project architect firm of Alcoser, Garcia & Associates Design Consulting.**

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

B. HIDALGO COUNTY PRECINCT NO. 2 -

1. **Requesting approval of change order No. 1 in connection with “Hiline Road Paving Improvements” in the amount of \$2,955.00 with Mission Paving Company.**

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

2. **Requesting acceptance and approval with authority for Auditor to pay (after review) Request for Payment/Invoice number ten (10) from V-A Architecture, project architectural firm, for the services related to the design and construction of the CRC for Precinct #2 in the amount of \$6,072.57.**

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

3. **Requesting authority to advertise for: “Hauling Services”**

On motion of Commissioner Handy, 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 Hinojosa Engineering in connection with: a) “Construction of Multi-Office Building”; and b) “Developing Various Road & Bridge” Projects within Hidalgo County Precinct Number Three.**

Commissioner Palacios for the Record: If that comes to pass (Rollback Petition), then we’re looking at the County’s going to have to spend over a quarter of a million dollars in order to conduct that.

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

2. **Requesting approval of a professional engineering services contract, subject to legal review, with Hinojosa Engineering for: a) “Construction of Multi-Office Building”; and b) “Developing Various Road & Bridge” Projects within Hidalgo County Precinct Number Three. With Executed Copy of Contract to Auditor’s Office.**

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

3. **Presentation for discussion, consideration, acceptance, and approval of two (2) claims (Invoices (01-153- & 01-256 in the amounts of \$6,454.58 & \$12,097.62)) for services rendered as requested and directed by Precinct No. 3 in connection with engineering services for Rafael's Subdivision and Western Road & Mile 2 Line Canal Crossing Projects respectively with authority for Auditor to issue payment (after all processing and review procedures completed) to Hinojosa Engineering, Inc.**

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

D. HIDALGO COUNTY PRECINT NO. 4 -

1. **Recommending bid award to low bidder meeting all requirements for "Paving Improvements - Capital Improvement Project" for the following three (3) roads:**
 - i) **Pinkston Road**
 - ii) **San Francisco Drive**
 - iii) **Mile 19 North Road**

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

2. **Requesting approval of contract for "Paving Improvements -Capital Improvement Project" for the following three (3) roads:**
 - i) **Pinkston Road**
 - ii) **San Francisco Drive**
 - iii) **Mile 19 North Road****to low bidder meeting all requirements.**
Note: Executed copy of the contract will be forwarded to County Auditor.

Commissioner Garza stated for the Record: I have no property in this area.

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

E. HIDALGO COUNTY BUILDING AND GROUNDS-

1. **Recommending bid award for "Chillers Service and Repair" to the lowest bidder meeting all requirements and specifications.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve Advanced Cooling Inc.

2. **Requesting approval of contract for "Chillers Service and Repair" to the bidder meeting all requirements and specifications. With Executed Copy of Contract to Auditor's Office.**

First motion inaudible, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

F. HIDALGO COUNTY HUMAN SERVICES -

1. **Recommending award of RFP for "On-Line Pharmacy Billing/Claims Program" to the sole offer or meeting all of the requirements.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve True Care Pharmacy.

2. **Requesting approval of contract for "On-Line Pharmacy Billing/Claims Program" to the sole offeror meeting all of the requirements. With Executed Copy of Contract to Auditor's Office.**

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

G. HIDALGO COUNTY SHERIFF'S DEPARTMENT -

1. **Requesting authority to purchase the following law enforcement vehicles through the Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) - Philpott Motors, Inc., Port Neches, Texas. Total price will be \$552,339.61. H-GAC Administration Fee and Delivery Charges are included.**
 - i) **Fourteen (14) 2003 Ford Expeditions**
 - ii) **Eight (8) 2003 Crown Victoria's**
 - iii) **One (1) 2003 Ford Cargo Van**
 - iv) **One (1) 2003 Ford - 15 Passenger Van**
 - v) **One (1) 2003 Ford F-250 Truck**

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

23. Closed Session: (NO EXHIBITS)

Commissioners' Court 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.

24. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

25. Closed Session:

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

NO ACTION taken on this item.

26. Open Session:

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

NO ACTION taken on this item.

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

**COUNTY OF HIDALGO
JOSÉ ELOY PULIDO
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 MONDAY, SEPTEMBER 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 Garza, the Court made a UNANIMOUS vote to approve the Consent Agenda.

1. **Approval of check register and payment of claims and bills - County Auditor**
2. **Line item transfers: (SEE EXHIBIT A)**
 - A. **Constable Pct. #2**
 - B. **J.P. Pct. #1, Pl. 2**
 - C. **Constable Pct. #3 (2)**
 - D. **Pct. #1 – Landfill**
 - E. **Pct. #1 – Parks**
 - F. **Pct. #1 – R & B**
 - G. **Pct. #1 – Adm.**
 - H. **Law Library**
 - I. **D.A. – Checks Acct.**
 - J. **J.P. Pct. #2 Pl. 2**
 - K. **Adult Probation**
 - L. **93rd District Court**
 - M. **J.P. Pct. #4, Pl. 2**
 - N. **Pct. #4 – Landfill**
3. **Planning Department: (SEE EXHIBIT B)**
 - A. **Approval of the following Certificates:**
 - **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
 - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)**
 - **Certificates of Water Service Availability under Local Government Code Section (c)(2)**
4. **Right of Way – Permits: (SEE EXHIBIT C)**
 - A. **Sharyland Water – 4 Mile Rd. & Los Ebanos Rd.**
 - B. **North Alamo Water – north of Canton Rd. on Cesar Chavez Rd.**
 - C. **North Alamo Water – north of Canton Rd. on Cesar Chavez Rd.**
 - D. **North Alamo Water – south of Valdez Avenue on 1st St.**
 - E. **North Alamo Water – north of Minnesota Rd. on I Rd.**
 - F. **Tennessee Gas Pipeline – county roads east of Alamo Road:
Radio Station Rd., Tower Rd., Las Milpas Rd., Anaya Rd., Dicker Rd. (FM 3072), Highline Rd., Valleyview Rd., Military Highway, Run School Rd. (FM 493)**
 - G. **Tennessee Gas Pipeline – county roads east of Expressway 281:
Ingle Rd., Pinkston Rd., Ramseyer Rd., Davis Rd., Rogers Rd., Russel Drive, Chapin Rd.**

Consent Agenda Continued:

- 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. Purchasing Department: (SEE EXHIBIT E)**
 - A. HIDALGO COUNTY COMMUNITY SUPERVISION & CORRECTIONS DEPT. -**
 - 1. Requesting approval of a maintenance agreement with Financial Business Machines for Money Counter for \$186.00 per year. Effective September 01, 2002 thru August 31, 2003.**
 - B. HIDALGO COUNTY TAX OFFICE -**
 - 1. Requesting authority to purchase computer software (Refund Module) and peripherals from The Software Group, a QISV vendor, through the Resolution with the State of Texas, General Services Commission, Catalogue Purchasing Program - (1) ATC Refund Module \$2,500.00**

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on MONDAY, SEPTEMBER 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
(NO EXHIBITS)**

On motion of Commissioner Handy, seconded by Commissioner Garza, 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**

**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 MONDAY, SEPTEMBER 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 X)**

1. Roll Call

All Members of the Court were counted present.

2. Open Forum

No presentations made under Open Forum.

3. 2003 Budget:

A. Public Hearing for the 2003 Proposed Budget

Judge Pulido opened the Public Hearing.

The following made a presentation under the Public Hearing:

1. Valde Guerra

Judge Pulido closed the Public Hearing.

B. Adoption of 2003 Annual Budget for Hidalgo County Drainage District #1 including setting of salaries and auto allowances for elected officials and employees

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

AYE: Judge Pulido, Commissioner Palacios, Flores, and Garza

NAY: Commissioner Handy

C. Set 2002 Tax Rate

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a 4-1 vote to approve the unchanged tax rate of 0.0456. Specific votes are as follow:

AYE: Judge Pulido, Commissioner Palacios, Flores, and Garza

NAY: Commissioner Handy

4. Discussion and action regarding Contract Renewal with Integ Inc., to perform the services of general manager of the district under Texas Water Code Section 49.056

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

There being no further business to come before said Court, the meetings of the Commissioners' Court and the Drainage District #1 Board are now hereby adjourned.

JOSE ELOY PULIDO _____
COUNTY JUDGE

SYLVIA HANDY _____
COUNTY COMMISSIONER, PRECINCT 1

HECTOR (TITO) PALACIOS _____
COUNTY COMMISSIONER, PRECINCT 2

JOSE FLORES _____
COUNTY COMMISSIONER, PRECINCT 3

OSCAR L. GARZA JR. _____
COUNTY COMMISSIONER, PRECINCT 4

Dated this the 30th day of September, 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.