

**REGULAR MEETING – JANUARY 27, 2003**

BE IT REMEMBERED, that on this 27<sup>th</sup> day of January, A.D., 2003, 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 RAMON GARCIA

HIDALGO COUNTY JUDGE

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  
RAMON GARCIA  
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, JANUARY 27, 2003 at 10:00 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 Commissioners' Handy and Palacios.

**2. Pledge of Allegiance**

At this time, Judge Garcia called on Antonio "Tony" Sandoval to lead the Court and Audience in reciting the Pledge of Allegiance.

**3. Prayer**

Tony Sandoval led the Court and Audience in Prayer.

**4. Open Forum**

No presentations made under Open Forum.

**5. 275<sup>th</sup> District Court: (SEE EXHIBIT I)**

**A. Reclassify title of slot #2 from Criminal Court Coordinator to Court Coordinator**

**B. Reclassify title of slot #4 from Civil Court Coordinator to Assistant Court Coordinator**

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

**C. Move interpreter's pay (\$6,000.00) from slot #2 to slot #5**

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

**D. Set salaries for slots #2, 4 & 5**

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

**6. Presentation regarding 21<sup>st</sup> Annual All America City 10K Run/Walk (SEE EXHIBIT J)**

Presentation made. NO ACTION taken on this item.

**7. Law Library: (SEE EXHIBIT K)**

**A. Approval of budget amendment to increase salaries for three (3) slots - \$ 9,534.73**

**B. Approval to set salaries for three (3) slots**

NO ACTION taken on item 7.A & B.

**8. Budget Office: (SEE EXHIBIT L)****A. County Treasurer:**

1. **Approval to create obj. #442, 583, 602 & 631**
2. **Approval of line item transfer - \$ 5,300.00**

(SEE ITEM 8.E)

**B. J.P. Pct. #3, Pl. 2:**

1. **Approval to create obj. #631, 608, 583 & 584**
2. **Approval of line item transfer - \$ 1,800.00**

(SEE ITEM 8.E)

**C. Constable Pct. #5:**

1. **Approval to create obj. #602, 606, 583 & 584**
2. **Approval of line item transfer - \$ 400.00**

(SEE ITEM 8.E)

**D. DPS – Highway Patrol:**

1. **Approval to create obj. 413(contr. Serv.) (CORRECTED)**
2. **Approval of line item transfer – \$ 120.00**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 8.D. 1 & 2.

**E. Pct. #1:**

1. **Approval to create obj. #671 (R & M Supplies)**
2. **Approval of line item transfer - \$ 3,500.00**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items 8.A.1 & 2, 8.B. 1 & 2, 8.C.1 & 2, and 8.E.1 & 2.

**F. General Litigation – Approval of budget amendment**

NO ACTION taken on this item.

**9. Urban County: (SEE EXHIBIT M)****A. Approval of budget and program amendment – Pct. #1 UC Year 12 (1999), Year 14 (2001) & Year 15 (2002)**

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

**B. Pct. #1 – Parks/Recreational Facilities UCP Year 12 (1999), Year 13 (2000) Year 14 (2001) & Year 15 (2002) – approval of construction contract to S & G Paving Company for the Monte Alto Community Park Project**

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

**10. Head Start: (SEE EXHIBIT N)****A. Discussion and possible action requesting approval to reject all bids received and authority to re-advertise for:**

1. **Solid Waste Disposal**
2. **Air Conditioning Maintenance & Repair**
3. **Electrical Repair**

- 4. Plumbing Services**
- 5. Lawn Care Services**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 10.A.1-5.

- B. Discussion and possible action requesting authority to advertise for sealed bids for the following:**
  - 1. Two way radio communication system**

NO ACTION taken on this item.

- 11. Hidalgo County Jail: (SEE EXHIBIT O)**
  - A. Reclassification of Detention Officer Positions**

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

- 12. Approval of Mutual Cooperation Agreement on Extraterritorial Peace Officer Jurisdiction related to a Regional Anti-Drug Abuse Task Force – Rick Gonzalez (SEE EXHIBIT P)**

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

- 13. Discussion regarding Emergency Management Planning, 2003: (SEE EXHIBIT Q)**
  - A. Smallpox Response Plan, Centers for Disease Control/Health Department**

Presentation made. NO ACTION taken on this item.

- B. Request to hold functional planning exercise, 3<sup>rd</sup> quarter, 2003 to include Hidalgo County, medical community, volunteer agencies**

Presentation made. NO ACTION taken on this item.

- C. Further planning issues needed in order to comply with State/Federal requirements:**
  - 1. Disaster Recovery Act of 2000/Debris Management Plan**
  - 2. Hidalgo County Mitigation Plan**

Presentation made. NO ACTION taken on item 13.C.1 & 2.

- D. Discussion regarding Lower Rio Grande Valley Development Council (COG) \$50,000.00 grant from State of Texas; request from COG that Hidalgo County Emergency Management coordinate portion of grant**

Presentation made. NO ACTION taken on this item.

- E. Discussion and possible approval of Interlocal Agreement between Hidalgo County and Lower Rio Grande Development Council (COG) for portion of \$50,000.00 grant**

Presentation made. NO ACTION taken on this item.

- 14. Elections Department: (SEE EXHIBIT R)**
  - A. Approval, discussion and possible action on the following, but not limited to:**
    - 1. Approval to delete slot #2 & slot #13**

2. **Approval to create slot #14 Executive Assistant and slot #15 Data Processor (part-time 25hrs. max./week)**
3. **Approval to set salary for slot #14 - \$ 35,000.00 & slot #15 - \$ 7.50/hr.**

After discussion with Judge Garcia in regards to Teresa Navarro, Elections Administrator, J.D. Salinas stated: We should bring everything to the Commission. Now, whether she does it before or after, that's something we have to evaluate and take into consideration.

Teresa Navarro stated for the Record in regards to the positions: When I came a couple of weeks ago on the temporary positions, I let Mr. Sandoval know this morning that Chapter 19 funds would reimburse the County \$35,000.00.

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 14.A.1-3.

**15. Planning Department: (SEE EXHIBIT S)**

**A. Preliminary Plat Approval:**

1. **Hopi Estates Subdivision – Pct. #1**

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

**B. Final Approval with Letter of Credit:**

1. **Gilbert Subdivision – Pct. #1**

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

**C. Variance Request for easement encroachment on lot 15, Pena Blanca Estates Subdivision – Pct. #3**

NO ACTION taken on this item.

**16. Human Services: (SEE EXHIBIT T)**

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

1. **Authorization to transfer out funds from General Fund to Indigent Health Care Fund**

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

2. **Authorization to pay 2002 claims**
3. **Indigent Health Care expenditures**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the claims and expenditures on item 16.A.2, & 3, with the exception of Edinburg Women's Clinic, I.H.C. code 39909, and Tax #239909

4. **Modify Services being provided**
5. **Report and Recommendations regarding Indigent Health Care**

NO ACTION taken on item 16.A.4 & 5.

**17. Pct. #4: (SEE EXHIBIT U)**

**A. Request approval to increase the following three (3) slots due to assignment of additional work duties:**

1. **Accounts payable clerk slot 124.1**

- 2. **Asst. Fields Operations Director slot 124.2**
- 3. **Special Projects Coordinator slot 124.48**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 17.A.1-3.

**18. Request from Mr. Fernando Salinas and Mr. Joe Richard Flores for reappointments to the Hidalgo County Civil Service Commission (SEE EXHIBIT V)**

NO ACTION taken on this item.

**19. 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	1089
• Physical Count:	541
• Out of County Count: La Villa Facility (LCS):	244
Brooks:	277
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) Report and Recommendations from Design/Builder, Consulting Architect and/or other on-site projects Architect in connection with the completion, turn-over, occupancy and transition into the New Adult Detention Facility and Law Enforcement Center including certification of the jail portion and other structures under construction on site.**

Report made. NO ACTION taken on this item.

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

NO ACTION taken on this item.

**d) Report of Hidalgo County Sheriff's Department on the Transition and Occupancy of the New Adult Detention Facility and Law Enforcement Center Project.**

Report made. NO ACTION taken on this item.

**4. Requesting authority to utilize a service contract from a Qualified Information Systems Vendor (QISV) thru The Texas Building and Procurement Commission Cooperative Purchasing Program (fka GSC) state award with Lexis Nexis for all "On-Line Access" including not limited to:**

- |                        |                                   |
|------------------------|-----------------------------------|
| <b>Hidalgo County:</b> | <b>District Attorney's Office</b> |
|                        | <b>Sheriff's Department</b>       |
|                        | <b>Adult Probation Department</b> |
|                        | <b>Auditor's Department</b>       |
|                        | <b>Law Library Department</b>     |
|                        | <b>All Judicial Courts</b>        |

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

5. **Requesting authority to exercise the (30) day termination notice for “Armored Car Services” with “Rochester Armored Car Co., Inc.” as provided Section 14 to become effective as of 03/03/03**

NO ACTION taken on this item.

6. **Requesting authority to issue and forward (today), the Notice of Termination/ Cancellation (expiration) of current “Group Health Benefit Plan” as requested by Aetna;**

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

7. **Requesting authority to issue and forward (today), the Notice of Termination/Cancellation (expiration) of current “Group Life with A D & D” with Blue Cross Blue Shield (current provider);**
8. **Requesting approval of the a “four (4) tiered” rate schedule group health benefit plan as described in the attached Exhibit “A” and not as initially awarded on January 14<sup>th</sup> under a five (5) tiered rate schedule;**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 19.A.7 & 8.

9. **Requesting approval of an Inter-local Cooperation Agreement between Hidalgo County and Hidalgo County Appraisal District in connection with the award and participation of the Hidalgo County Appraisal District in both the Group Health Plan and Life with A D & D contracts with Humana and Aetna respectively.**

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

10. **Requesting authority to advertise for: “Lubricants (Grease, Oil, Hydraulic Fluids) and Anti-Freeze Products”**

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

11. **Recommending award of bid for “Pipes–(Reinforced Concrete, Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes, Rubber Gasket Joint Concrete Pipes)” to low bidder meeting all requirements and specifications.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to award (for each category) Rio Valley Pipe, Hughes Supply, Varmicon Industries, and Contech Construction.

12. **Requesting approval of Contract for: “Pipes-(Reinforced Concrete, Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes, Rubber Gasket Joint Concrete Pipes)” to low bidder meeting all requirements and specifications. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office.**

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

13. **Requesting approval to exercise the option to extend for an additional sixty (60) day Grace Period as specified under the current contract for: Hidalgo County – “Janitorial Supplies/Industrial Chemicals”**

14. **Requesting authority to advertise for: “Janitorial Supplies/Industrial Chemicals”**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 19.A.13 & 14.

15. **Requesting authority to advertise a Request for Qualifications (with Proposal) for professional legal services in connection with title and/or mineral rights investigations of Hidalgo County owned properties.**

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

16. **Presentation for consideration, acceptance and approval of requisitions and/or claims for the various departments detailed on Exhibit "A" attached hereto and not meeting the December 10, 2002 deadline imposed by Hidalgo County Commissioner's Court so as to use the '02 budget balance and, if approved;**
17. **Authority to process and issue purchase orders**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 19.A.16 & 17.

#### **B. HIDALGO COUNTY PRECINCT NO. 1 -**

1. **Requesting authority to exercise the sixty (60) day grace period under the current contract for: "Hauling Services of Road Materials", so as to have no lapse in service while bid process is on going.**
2. **Requesting authority to advertise for: "Hauling Services of Road Materials".**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 19.B.1 & 2.

3. **Recommending bid award for "New & Used Guard Rail Beam Materials & Installation" to sole bidder.**
4. **Requesting approval for a contract with the sole bidder for "New & Used Guard Rail Beam Materials & Installation". Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 19.B.1 & 2 to J.R. Construction. **(CORRECTION BELOW)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve, item 19.B.3 & 4, the award and contract with Superior Disposal Systems, Inc. and not to J.R. Construction.

#### **C. HIDALGO COUNTY PRECINCT NO. 2 -**

1. **Recommending award of bid for "Geo-Grid Reinforcement Material" to low bidder meeting all requirements and specifications.**
2. **Requesting approval of Contract for: "Geo-Grid Reinforcement Material" to low bidder meeting all requirements and specifications. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of to award Bill Granot, Inc. on item 19.C.1 & 2

3. **Requesting approval to execute a Software License Agreement for the telephone system awarded on November 12, 2002, for: "San Juan CRC Telephone System"**

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

4. **Requesting approval of the Earnest Money Contract with KVS Family Limited Partnership with authority for County Judge to execute documents for the sale of property approved by Commissioners' Court on March 11, 2002.**

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

**D. HIDALGO COUNTY PRECINCT NO. 3 & 4 -**

1. Requesting authority to surplus two-way radios for purpose of trade-in equipment as detailed in Exhibit A & B attached hereto for Precincts' 3 & 4 respectively;
2. Requesting authority to enter into a Service Agreement with Rio Radio Supply, Inc., a QISV vendor, through the "Resolution" with the State of Texas, Building & Procurement Services.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 19.D.1 & 2.

**E. HIDALGO COUNTY BUDGET OFFICER -**

1. Requesting approval and authorization for County Auditor to issue payment (after review, audit, and processing procedures completed) for the amount of \$1,037.05 to CACC-Carolyn Arnold Communications Consultant for (recovery of service orders billed in error on several bills) commission refund due for services (see attachment):

Invoice NO. 03055-Dated 01-20-03	\$ 1,032.44
SWB Credit-March 2000	\$ 216.20
SWB Internet Adjustment-June 2001	\$ 216.50
SWB Adjustment-December 2001 for:	
Service order #N257983 trip charge billed in error	\$ 14.60
Service order #N569832 installation charges billed in error	\$ 71.90
Service order #n173030 installation charges billed in error	\$ 71.90
SWB adjustment posted to May 2002 bill for:	
Basic Plexas Termination rate correction	\$ 759.64
Caller ID USOC charges rate correction	\$ 1,021.09
Service order #C172645 order processing charge billed in error	\$ 52.55
Total Adjustment	\$ 3,456.82
	X30%
Total due CACC	\$ 1,037.05

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 19.E.1.

**F. HIDALGO COUNTY SHERIFF'S DEPARTMENT-**

1. Requesting authority to advertise and approve to auction abandoned and unclaimed items on Auction List #21 as listed on Exhibit "A" pages 1 and 2.

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

2. Requesting exemption from competitive bidding requirements, under the Texas Local Government Code, Section 262.024 (a)(4), for professional consulting services contract with Dr. Philip A. Ethridge, Ph.D.;
3. Approval of a short term professional consulting services contract with Dr. Philip A. Ethridge, Ph.D. in connection with assessment including, but not limited to, staffing and budgetary matters for the Hidalgo County Sheriff's Department in an amount not to exceed 100 hours so as not to have a lapse in services during the transition and occupancy of the new facility;

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 19.F.2 & 3.

4. Requesting authority to advertise a Request for Qualifications (RFQ/P for professional Consulting services for the Hidalgo County Sheriff's Department.

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

**G. HIDALGO COUNTY WIC PROGRAM -**

1. **Recommending bid award to sole bidder (current lessor) meeting all specifications attached hereto for: "Lease space WIC-Clinic in the City of Alamo"**
2. **Requesting approval of contract to sole bidder meeting all requirements and specifications hereto for: "Lease space WIC-Clinic in the City of Alamo". Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.**

NO ACTION taken on item 19.G.1 & 2.

3. **Requesting authority to advertise and approval of specifications attached hereto for: "Lease space WIC-Clinic in the City of Las Milpas" RFB**

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

At this time, the Court proceeded with the Addendum.

**20. Closed Session: (SEE EXHIBIT X)**

On motion of Commissioner Garza, 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. Civil Action – M-00-280; Aurelio Aguilar et.al vs. Henry Escalon, et.al**
- C. Cause #C-1162-02-C; County of Hidalgo vs. Alvarado Architects & Associates, LLC in the 139<sup>th</sup> District Court of Hidalgo County, Texas**
- D. Census Litigation**

The Court proceeded to make a correction on item 19.B.3 & 4.

NO ACTION taken during Executive Session.

**21. Open Session:****A. Real Estate Acquisition**

1. Parcel #6, located on Mile 3 North Road, belonging to Linda G. Flores, is appraised at \$5,720.00. Settlement offer is in the amount of \$6,200.00.
2. Parcel #8, located on Mile 3 North Road, was appraised at \$4,519.00. Settlement offer is in the amount of \$5,000.00.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 21.A.1 & 2.

**B. Civil Action – M-00-280; Aurelio Aguilar et.al vs. Henry Escalon, et.al**

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

**C. Cause #C-1162-02-C; County of Hidalgo vs. Alvarado Architects & Associates, LLC in the 139<sup>th</sup> District Court of Hidalgo County, Texas**

NO ACTION taken on this item.

**D. Census Litigation**

NO ACTION taken on this item.

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

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

NO ACTION taken on this item.

**23. Open Session:**

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

NO ACTION taken on this item.

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

**COUNTY OF HIDALGO  
RAMON GARCIA  
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, JANUARY 27, 2003, at 10:00 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 Flores, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exceptions of 2.B, C, F, and 3.C.

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

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 2.F.

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

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

**2. Line item transfers – 2002: (SEE EXHIBIT A)**

- A. County Clerk**
- B. J.P. Pct. #2, Pl. 2**
- C. Fire Marshal – NO ACTION taken on this item.**
  
- D. District Attorney Inv. Fund**
- E. District Attorney Crime Victim Fund**
- F. Planning Department**
- G. PBX**
- H. Pct. #1 – Parks**
- I. Pct. #1 – Sanitation (2)**

**3. Line item transfers – 2003: (SEE EXHIBIT B)**

- A. District Clerk**
- B. 206<sup>th</sup> District Court**
- C. J.P. Pct. #2, Pl. 2**
- D. Constable Pct. #2**
- E. County Treasurer**
- F. Pct. #1 – Parks**
- G. Pct. #1 – Sanitation**
- H. Pct. #1 – Adm.**
- I. Pct. #1 – R & B**
- J. District Attorney – Checks Acct.**
- K. District Attorney – Grand Jury**
- L. District Attorney – Gen. Fund**
- M. Adm. Bldg. Security**
- N. Courthouse Security**

Consent Agenda Continued:

- O. Risk Management
- P. Constable Pct. #3
- Q. Buildings & Grounds
- R. Health – Clinics
- S. Constable Pct. #1
- T. Health – Adm.
- U. Pct. #4 – Paved/unpaved

4. Right of Way – Permits: (SEE EXHIBIT C)

- A. North Alamo Water Supply – Mile 10 North & Mile 6 West
- B. North Alamo Water Supply – ½ Mile west of FM 88 on Charles Green Rd.
- C. North Alamo Water Supply – Mile 17 ½ on Sharp Rd.
- D. United Irrigation District – Stewart Rd. on the 8 Mile Line
- E. United Irrigation District – Stewart Rd. on the 8 Mile Line

5. Monthly Fee Reports – Nov. 2002: (SEE EXHIBIT D)

A. J.P. Palacios	38,021.81
B. J.P. Espinosa	38,365.92
C. J.P. Morales	22,038.14
D. J.P. Ochoa	45,048.46
E. J.P. Saenz	25,649.03
F. J.P. Trevino	37,205.06
G. J.P. Garza	35,092.44
H. J.P. Contreras	12,989.30
I. J.P. Jackson	18,354.94
J. Law Library	448.00
K. Sheriff Escalon	48,223.02
L. Anzalduas Park	816.05
M. Delta Lake	776.00
N. Constable Aguirre	1,632.00
O. Constable Alaniz	1,120.00
P. Constable Gallardo	460.00
Q. Constable Cerda	770.00
R. Constable Bazan	460.00

6. Tax Refunds: (SEE EXHIBIT E)

Taxpayer	Payer	Amount
A. Jack P. Dryer	Micheala Serrano	221.76
B. 99 Cent Plus Store	LGBP&S LLP3	1,090.35
C. Adan & Angel Sanchez	Adan & Angel Sanchez	130.08
D. Myron A & Sandra Spaude	Manise Erickson	520.64
E. Maria Madgalena Sanchez	Maria M. Sanchez	1,007.93
F. Jaime J & Maria T. Rodriguez	Sierra Title	446.50
G. Guadalupe & Nora Rangel	Guadalupe Rangel	56.30

7. County Treasurer: (SEE EXHIBIT F)

- A. Quarterly Investment Report – ending December 31, 2002

8. Planning Department: (SEE EXHIBIT G)

- 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)

9. Approval of Minutes: (SEE EXHIBIT H)

- A. June 08, 1999 (Revised)

**COUNTY OF HIDALGO  
RAMON GARCIA  
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, JANUARY 27, 2003 at 10:00 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:**

**NOTICE TO THE PUBLIC  
CONSENT AGENDA**

**The following items are of a routine or administrative nature. The Drainage District #1 Board of Directors has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.**

**DRAINAGE DISTRICT  
(SEE EXHIBIT Y)**

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

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Approval of Minutes:  
A. June 08, 1999 (Revised)**
- 3. Line item transfers - \$ 42,000.00**

**COUNTY OF HIDALGO  
RAMON GARCIA  
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, JANUARY 27, 2003 at 10:00 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:**

**DRAINAGE DISTRICT  
(SEE EXHIBIT Z)**

**1. Roll Call**

All Members of the Court were counted present, with the exception of Commissioners' Handy and Palacios.

**2. Open Forum**

NO ACTION taken on this item.

**3. Approval of consent agenda**

NO ACTION taken on this item.

**4. Purchasing Department:**

**A. Requesting authority to advertise a Request for Qualifications (with Proposal) for professional legal service in connection with title and/or mineral rights investigations of Drainage District No. 1 owned properties**

NO ACTION taken on this item.

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

**COUNTY OF HIDALGO  
RAMON GARCIA  
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, JANUARY 27, 2003 at 11:00 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**

**1. Budget Office: (SEE EXHIBIT AA)**

**A. District Clerk:**

**1. Approval of budget amendment**

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

**B. Public Defenders:**

**1. Approval of line item transfer**

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

**C. Human Resources:**

- 1. Approval to create obj. 431**
- 2. Approval of line item transfer**

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

**D. Jail Project:**

**1. Approval of budget amendment - \$ 1,250.00**

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

**E. Auxiliary Court:**

- 1. Approval to create obj. #350 & 550**
- 2. Approval of line item transfer - \$ 23,587.00**

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

**F. Approval of line item transfer – to cover negative balances**

**G. Approval of budget amendment – to cover negative balances**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 1.F & G, subject to auditor's review.

**H. Approval to create obj. 631**

**I. Approval of line item transfer - \$ 250.00**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 1.H & I.

**J. Adult Probation – line item transfer - \$ 250.00**

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

**K. Computer Department:**

1. **Approval to decrease slot #008 and increase slot #006 (vacant position)**
2. **Approval to set salary**

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

**2. Urban County:****A. Approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program (6 families)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve for seven (7) families, and not six (6).

**3. Closed Session:**

On motion of Commissioner Garza, 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, Section 551.071 to discuss the following:**

**A. Nicholas R. Cantu vs. Hidalgo County, Cause Number M-00-265**

NO ACTION taken on this item.

**4. Open Session:****A. Nicholas R. Cantu vs. Hidalgo County, Cause Number M-00-265**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to settle in the amount of \$5,000.00, subject to the full release to the auditor’s office.

**5. Closed Session:**

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

NO ACTION taken on this item.

**6. Open Session:**

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

NO ACTION taken on this item.

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.

RAMON GARCIA \_\_\_\_\_  
COUNTY JUDGE

SYLVIA HANDY \_\_\_\_\_ **ABSENT** \_\_\_\_\_  
COUNTY COMMISSIONER, PRECINCT 1

HECTOR (TITO) PALACIOS \_\_\_\_\_ **ABSENT** \_\_\_\_\_  
COUNTY COMMISSIONER, PRECINCT 2

JOSE FLORES \_\_\_\_\_  
COUNTY COMMISSIONER, PRECINCT 3

OSCAR L. GARZA JR. \_\_\_\_\_  
COUNTY COMMISSIONER, PRECINCT 4

Dated this the 27<sup>th</sup> day of January, 2003

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 \_\_\_\_\_ 2003.