

REGULAR MEETING – FEBRUARY 18, 2003

BE IT REMEMBERED, that on this 18th day of February, 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 SYLVIA HANDY	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOSE FLORES	COMMISSIONER, PRECINCT NO. 3

and **J.D. SALINAS, COUNTY CLERK & EX-OFICIO CLERK OF THE COMMISSIONERS' COURT** of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

**COUNTY OF HIDALGO
RAMON GARCIA
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, FEBRUARY 18, 2003 at 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

1. Roll Call

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

2. Pledge of Allegiance

At this time Judge R. Garcia called on Commissioner Handy to lead the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Commissioner Handy led the Court and Audience in Prayer.

4. Open Forum

Godfrey Garza informed the Court on the trip to Washington.

5. Approval of Consent Agenda

At this point, the Court proceeded with the Consent Agenda.

6. Approval of Proclamations proclaiming the following: (SEE EXHIBIT I)

A. American Heart Month – February 2003 – (Texas Cooperative Extension)

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

B. Sexual Assault Awareness Month – April 2003 – (Mujeres Unidas)

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

C. Year of the Young Child – 2003 – (CASA)

Commissioner Palacios: *I believe the County is assisting with money allocations to CASA.*

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

7. Juvenile Justice Court: (SEE EXHIBIT J)

- A. Request approval to accept the JB-Juvenile Justice Incentive Block Grant #JB-01-J20-14800-04 for the fifth year funding of the Juvenile Justice Court through the Office of the Governor and the Office of Court Administration**

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

- B. Request approval to appropriate grants funding through the Juvenile Justice Incentive Block Grant in the amount of \$ 127,766.00**
- C. Request to appropriate county cash match for the Juvenile Justice Court for the Grant period covering 08/01/03 – 08/31/04 in the amount of \$ 97,437.00**
- D. Set salaries (no change)**

NO ACTION taken on items 7.B-D.

8. Health Department: (SEE EXHIBIT K)

- A. Acceptance of Service Delivery Integration Pilot Grant for \$ 421,298.00 – 74-60007176A2003 Change No. 3**

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

- B. Create clerk position (funded from service delivery integration pilot grant)**
- C. Set annual salary \$ 15,660.00**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 8.B & C.

- D. Approval of budget amendment of \$ 421,298.00 for service delivery integration pilot grant**

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

- E. Approval of budget amendment to decrease the following grants (modification approved by court on 12/31/02:**

Title V – Fee (\$ 119,045.00)
Title V – Family Planning (\$ 171,327.00)
Title V – TB Control (\$108,967.00)

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

9. County Auditor: (SEE EXHIBIT L)

- A. Approval of payment of over-time for slot #11 and slot #16 of County Auditor's Staff**

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

- B. Approval of line item transfer**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval in the amount of \$908.82.

10. Human Resources: (SEE EXHIBIT M)

A. Approval to increase salary of the Insurance Coordinator position due to additional duties and responsibilities

NO ACTION taken on this item.

B. Approval of budget amendment

NO ACTION taken on this item.

C. Approval to set salary

NO ACTION taken on this item.

D. Appointment of Chairperson to the Hidalgo County Civil Service Commission

On motion of Commissioner Handy, seconded by Commissioners' Flores and Palacios, the Court made a UNANIMOUS vote of approval to appoint Benita Valadez, subject to Legal Review.

E. Swearing in of newly appointed Civil Service Commissioners

Judge Garcia swore in Rigoberto Villareal.

F. Status Report on Workers' Compensation Program and Budgetary Impact

Commissioner Palacios stated for the Record: *That Particular Budget (for Public Defense) has been deleted. The Court took action a couple of weeks ago, or three weeks ago.*

Valde Guerra, Budget Officer, responded: *The Court had taken action to shift the responsibilities to the Board of Judges, under the new grant.*

Presentation made. NO ACTION taken on this item.

11. Risk Management: (SEE EXHIBIT N)

A. Discussion and possible approval to increase slot #3 Adm. Secretary by \$ 2,500.00 & set salary

NO ACTION taken on this item.

12. Budget Office: (SEE EXHIBIT O)

A. Jail Project:

1. Approval of line item transfer - \$ 182,570.97

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

B. Approval of line item transfer and budget amendment for Workers' Compensation Insurance

Valde Guerra: He (the County Auditor) should have a copy of the (line item transfers and budget amendment) document as well as the Court Reporter.

NO ACTION taken on this item.

C. Approval to create object codes as listed on the attachment for the listed departments

Valde Guerra: County Court at Law #3, Probate Court \$442,590, & 608 creating objects
 93rd District Court – obj. # 442, 337
 District Court - obj. # 550, 608, 661
 370th District Court - obj. # 442
 Criminal D.A. Grand Jury - obj. # 442
 92nd District Court – obj. # 550
 275th District Court – obj. # 442
 370th District Court – obj. # 608
 Budget Office creation of object #'s 412,529,535,581,604,607,608,611,630,661,746,747,748,810
 J.P. Pct. 4 Pl. 2 – obj. # 602
 Veterans Service – obj. # 534
 Master Court #2 – obj. # 432, 671

Valde Guerra: *These numbers are to properly classify the new object codes for expenditures.*

Comm. Palacios: *Last few meetings, we've had a lot of new creations, object items...for the benefit of the Court and the general public, can you explain why this is taking place. I realize that...I think the auditor has requested n order to comply with...*

Valde Guerra: *In order to comply with GSB 34, which are accounting practices that the auditor's office must follow.*

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

D. Computer Department:**1. Approval to create obj. #607 (cleaning & janitorial supplies)**

(See item 12.F.1.)

E. District Attorney:**1. Approval to create obj. #611 in the D.A. General Fund Acct.**

(See item 12.F.1.)

2. Approval of line item transfer - \$ 1,300.00

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

F. Pct. #2:**1. Request approval to create obj. #626 in R & B Acct.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 12. D.1., E.1., and F.1.

2. Request approval of line item transfer - \$ 20,000.00

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

G. Approval of settlement of complaint number BLR2003001047D with the Texas Department of Licensing and Regulation and authorize County Auditor to issue a manual check in the amount \$ 125.00

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

13. Head Start: (SEE EXHIBIT P)

- A. Discussion and possible action requesting acceptance and approval with authority for payment request no. 8 in the amount of \$ 3,634.59 to Cotera, Kolar, Negrete & Reed Architects in connection with the construction of Edinburg V Head Start**

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

14. Pct. #1: (SEE EXHIBIT Q)

- A. Request approval to execute Supplemental Agreement No. 2 for Professional Services with TEDSI Infrastructure Group for the Mile 2 West Project**

Steve Crain, Legal Counsel stated for the Record: *I am looking at attachment "F" of that TEDSI Contract and I think what this does is increase the maximum amount payable from \$361,702.50 to \$483,456.50. An increase in the previous contract.*

Commissioner Handy stated for the Record: The new amount of \$483,456.50.

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

Commissioner Flores is away from the Court.

15. Urban County: (SEE EXHIBIT R)

- A. Consider awarding bid for the demolition of the existing structures; and the reconstruction of two (2) new units in the City of Hidalgo to J.L.Q. Construction for the total bid amount of \$ 63,090.00**

NO ACTION taken on this item.

- B. Approval of budget & program amendment – City of Mercedes – UCP Year 10 (1997)**

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

- C. Request from Proyecto Azteca to contribute \$ 5,000.00 HOME funds for the development of affordable rental housing**

Commissioner Palacios: *The County has approved \$100,000.00. to Proyecto Azteca.*

Diana Serna, Urban County Director: *It is an excess of \$100,000.00. I'm under the impression it's about \$300,000.00.*

Commissioner Palacios: *The new project is related to Los Campecos, ...are in someway connected to them?*

Diana Serna: *To the Contero, Fino Conteros Affordable Housing Corporation, Los Encinos*

Commissioner Palacios: *This application that you're talking about is on Las Milpas Rd., east of Jackson.*

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval, subject to getting something in writing from either HUD or the attorney for HUD.

16. Planning Department: (SEE EXHIBIT S)

A. Partial Release of Letter of Credit:

1. Frontera Heights East Phase I – Pct. #1

Raul Sesin, Planning Director: The amount is \$15,674.85. That leaves a balance and Letter of Credit \$156,275.70.

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

B. Release of Letter of Credit:

1. New Monte Cristo Phase III – Pct. #3

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval of the Release of letter of Credit in the amount of \$47,000.00.

Commissioner Flores joined the meeting.

17. Right of Way: (SEE EXHIBIT T)

A. Concurrence of approval on TXDOT Proposed Improvement on US 281 (9 miles south of FM 490)

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve 9/10 of a mile.

18. Human Services: (NO EXHIBITS)

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**
- 2. Authorization to pay 2002 claims**
- 3. Indigent Health Care expenditures**
- 4. Modify Services being provided**
- 5. Report and Recommendations regarding Indigent Health Care**

NO ACTION taken on item 18.A. 1-5.

19. Purchasing Department: (SEE EXHIBIT U)

A. HIDALGO COUNTY –

Commissioner Palacios is away from the Court.

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

a)	Present Hidalgo County Jail-Total inmate population	1102
	• Physical Count:	581
	• Out of County Count: La Villa Facility (LCS):	245
	Brooks:	276
	Other	0

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

NO ACTION taken on this item.

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

a) Detention Facility Law Enforcement Center Design-Build Contract Amendments (if any);

NO ACTION taken on this item.

- b) **Requesting authority to advertise for: 35 Dataradio* 19.2 DBA UHF Mobilpac Radios, 2 khz and 35-20 foot right hand connectors RS-232 cable for Sheriff's Dept. vehicles (units).**

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

- c) **Requesting approval to add the New Adult Detention Facility to the existing membership with Magic Valley Cooperative, Inc. (sole provider authorized by PUC of Tx.) upon turn over of facility to Hidalgo County from Landmark so as not to have lapse in electric power service**

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

- d) **Report and Recommendation 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.

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

NO ACTION taken on this item.

- f) **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 advertise and approval of specifications as attached hereto for: "Flexible Base Material (Caliche) – Hidalgo County".**

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

5. **Presentation for consideration, discussion, and approval for the purpose of ranking by Commissioner's Court the sole response received from Video Sound & Lights, as "qualified" in connection with the RFP-for: "Consulting of a Turnkey Solution for Courthouse Security Equipment" for Hidalgo County.**

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

6. **Requesting of authority to negotiate a contract with: Video Sound & Lights for: "Consulting of a Turnkey Solution for Courthouse Security Equipment" for: Hidalgo County.**

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

7. **Requesting authority to advertise and approval of requirements as attached hereto for "Real Estate Appraising and Surveying Services-Hidalgo County."**

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

8. Requesting authority to advertise and approval of requirements as attached hereto for “Credit Card Payment Services-Hidalgo County.”

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

B. HIDALGO COUNTY PRECINCT NO. 1 –

1. Requesting exemption from competitive bidding under the Texas Local Government Code 262.024 (a) (4) for professional engineering services with Rodriguez Engineering in connection with the “Several Roads-CIP Road Improvement Program” of Precinct No. 1 for Mile 5 (from Mile 4 to FM 1015); Mile 6 North (from Mile 1 East to Business 83); Mile 6 (from Mile 9 to Mile 11); and Mile 19 (from FM 88 to FM 493).

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

Commissioner Palacios joined the meeting.

2. Requesting approval of a professional engineering services contract, subject to legal review, with Rodriguez Engineering for the “Several Roads-CIP Road Improvement Program” of Precinct No. 1 for Mile 5 (from Mile 4 to FM 1015); Mile 6 North (from Mile 1 East to Business 83); Mile 6 (from Mile 9 to Mile 11); and Mile 19 (from FM 88 to FM 493). Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office.

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

C. HIDALGO COUNTY PRECINCT NO. 2 –

1. Recommending award of bid for “Aerial Mapping & Photogrammetric Service” to lowest bidder meeting all requirements and/or specifications.

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to award Stewart Geo Technologies, Inc.

2. Requesting approval of Contracts for: “Aerial Mapping & Photogrammetric Service” to lowest bidder meeting all requirements and/or specifications. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office.

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

D. HIDALGO COUNTY PRECINCT NO. 3 –

1. Requesting authority to purchase “Five (5) – Thirty (30) Cubic Yards Solid Waste Containers” through the inter local agreement with Houston-Galveston Area Council (H-GAC) – Vendor is B & C Body Equipment, on the total amount of \$14,748.00, H-GAC Fees and Delivery charge already included.

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

2. Requesting authority to advertise for: “Construction of Mayberry Rd. from 2 Mile Line to 3 Mile Line” (project carried by Urban County Program)

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

E. HIDALGO COUNTY PRECINCT NO. 4 –

- 1. Requesting approval of change order no. 1 (decrease in amount) in connection with “Paving of Pinkston Road, San Francisco Drive & Mile 19 North Road” in the amount of \$881.73 with Mission Paving Company.**

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

F. HIDALGO COUNTY CLERK’S OFFICE-

- 1. Requesting authority to advertise for: “Providing Land Records Information for Hidalgo County Clerk’s Office on the Internet”.**

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

G. HIDALGO COUNTY DEPARTMENT OF PUBLIC SAFETY-

- 1. Requesting approval to remove 21 items listed on “Exhibit A” be removed from inventory.**

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

H. HIDALGO COUNTY HIDTA Task Force-

- 1. Requesting approval to exercise the option to extend for an additional sixty (60) day Grace Period as specified under the current lease contract with “Bill-Sonic Trading Company, Inc. as to not have a lapse in service, and allow bid process to be completed.**

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

At this point, the Court proceeded with the Addendum item 1.A.

I. HIDALGO COUNTY URBAN COUNTY –

- 1. Requesting authority to advertise and approval of draft specifications as attached hereto for: Rental of Office Space for Hidalgo County Urban County Program.**

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

J. HIDALGO COUNTY WIC PROGRAM –

- 1. Requesting approval of reject all bids received for: “Lease space WIC Clinic #3 in the City of McAllen”.**

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

- 2. Requesting authority to re-advertise the project with modifications to the original specifications as recommended by WIC Program, attached hereto for: “Lease space WIC Clinic #3 in the City of McAllen”. RFB**

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

- 3. Recommending bid award to lowest bidder meeting all specifications attached hereto for: “Lease space WIC-Clinic #2 in the City of Mission”.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve A.V.L., L.P.

- 4. Requesting approval of contract to lowest bidder meeting all requirements and specifications for: Lease space WIC Clinic #2 in the City of Mission. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.**

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

20. Closed Session: (SEE EXHIBIT V)

On motion of Commissioner Handy, 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. Potential and or pending litigation**
 - 1. Civil Service File #0802-BG-T-026**
- C. Cause #C-1162-02-C; County of Hidalgo vs. Alvarado Architects & Associates, LLC in the 139th District Court of Hidalgo County, Texas**

NO ACTION taken on item 20.A-C.

21. Open Session:

A. Real Estate Acquisition

- 1. Parcel #3, located on Mile 3 North Road, was appraised at \$43,913.00. Settlement offer is in the amount of \$46,322.90.
- 2. Parcel #4, located on Mile 3 North Road, belonging to Beatrice Quintanilla, was appraised at \$69,000.00. Settlement offer is in the amount of \$71,797.00.
- 3. Condemnation Case 1279-D, Parcel #3, Sugar Road Right of Way, in the amount of \$2,500.00.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 21.A.1-3.

B. Potential and or pending litigation

- 1. Civil Service File #0802-BG-T-026**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to authorize Judge Garcia to visit with department head and instruct him as per discussions.

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

Attorneys proceed as directed.

22. Closed Session:

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

**COUNTY OF HIDALGO
RAMON GARCIA
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, FEBRUARY 18, 2003 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:

**REVISED ADDENDUM
(NO EXHIBITS)**

1. Purchasing Department:

- A. HIDTA – Requesting approval of specifications and authority to advertise for: “Hidalgo County HIDTA – Task Force Lease of Office Space in the City of McAllen”**

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

2. Acceptance of gift of tree from the City of Edinburg

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

**COUNTY OF HIDALGO
RAMON GARCIA
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, FEBRUARY 18, 2003, 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 Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of item 2.K, 2.FF, and 2.GG. Commissioner Flores abstained.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 2.K, subject to corrections. Commissioner Flores abstained.

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

2. Line item transfers: (SEE EXHIBIT A)

- A. Human Resources**
- B. Budget Office**
- C. Master Court #1**
- D. Risk Management (2)**
- E. Constable Pct. #1**
- F. Veterans Service**
- G. 206th District Court**
- H. J.P. Pct. #2, Pl. 1**
- I. Planning Department**
- J. J.P. Pct. #1, Pl. 2**
- K. J.P. Pct. #3, Pl. 1**
- L. County Court #1 (2)**
- M. County Judge**
- N. J.P. Pct. #4, Pl. 2 (2)**
- O. County Extension Service**
- P. Buildings & Grounds**
- Q. Child Welfare**
- R. 275th District Court**
- S. Health – Sanitation**
- T. Health – Clinics**
- U. Health – Adm.**
- V. Youth Village**
- W. Pct. #3 – Park**
- X. Pct. #1 – ROW**
- Y. HIDTA – Task Force**
- Z. Pct. #2 – R & B (2)**
- AA. Pct. #2 – Parks**
- BB. Pct. #2 – Adm. (2)**
- CC. 370th District Court**
- DD. Civil Service**
- EE. Computer Department**

Consent Agenda Continued:

FF. **DPS – Highway Patrol** – NO ACTION taken on this item.

GG.**DPS – License & Weight** – NO ACTION taken on this item.

HH. **T.A.B.C.**

3. **Urban County: (SEE EXHIBIT B)**
 - A. **Request for approval of one (1) applicant under the HOME Homeowner Occupied Housing Rehabilitation Program – City of Hidalgo**
 - B. **Request for approval to enter into a “Homebuyer Assistance Program” Contract under the HOME Program (7 families)**
 - C. **HOME “Homebuyer Assistance Program” Change of Property Locations (2 families)**

4. **Planning Department: (SEE EXHIBIT C)**
 - A. **Approval of the following Certificates:**
 - **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
 - **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)**
 - **Certificates of Water Service Availability under Local Government Code Section (c)(2)**

5. **Right of Way – Permits: (SEE EXHIBIT D)**
 - A. **Stephens Production Co. – Juan Balli Rd.**
 - B. **Tennessee Gas Pipeline – along Cibolo Rd. east of 281**
 - C. **United Irrigation District – Devan Dr. adjacent to FM 2993**
 - D. **Balcones Starr Pipeline – FM 1427 & Military Hwy.**
 - E. **North Alamo Water Supply – FM 1423 on Wisconsin Rd.**
 - F. **North Alamo Water Supply – Mile 12 North on Mile 4 ½ West**
 - G. **North Alamo Water Supply – Mile 20 Rd. on Brushline Rd.**
 - H. **Dewbre Petroleum Corporation – Mile 12 North**
 - I. **Dewbre Petroleum Corporation – Mile 12 North**
 - J. **J & R Valley Oil Field Services – 23rd St. & 10th St.**

6. **Monthly Fee Reports: (SEE EXHIBIT E)**
 - A. **District Clerk – \$ 237,546.60 – January**
 - B. **County Clerk - \$ 495,285.64 – January**

7. **Monthly Fee Reports – December 2002: (SEE EXHIBIT F)**

A. J.P. Palacios	45,727.62
C. J.P. Espinoza	29,379.97
D. J.P. Morales	22,550.46
E. J.P. Ochoa	32,190.69
F. J.P. Saenz	24,114.23
G. J.P. Trevino	82,351.37
H. J.P. Garza	28,601.14
I. J.P. Contreras	8,864.23
J. J.P. Jackson	18,071.44
K. Law Library	3,340.27
L. Sheriff Escalon	86,736.06
M. Anzalduas Park	996.04
N. Delta Lake	568.00
O. Constable Aguirre	800.00
P. Constable Alaniz	810.00
Q. Constable Gallardo, Jr.	490.00
R. Constable Rios	460.00
S. Constable Bazan	360.00

Consent Agenda Continued:

8. Approval of Minutes: (SEE EXHIBIT G)

- A. December 17, 2002**
- B. December 24, 2002**
- C. February 04, 2003**

9. Purchasing Department: (SEE EXHIBIT H)

A. HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEY -

- 1. Requesting authority to purchase a Fuji Scanpartner from CDW Government a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement f.k.a. General Services Commission, Catalogue Purchasing Program in the amount of \$1,199.03**
- 2. Requesting authority to purchase a (38) keyboards from CDW Government a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement f.k.a. General Services Commission, Catalogue Purchasing Program for a total amount of \$1,661.00**
- 3. Requesting authority to purchase a computer hardware and peripherals from CDW Government a QISV vendor, through the Resolution with the State of Texas, Texas Building and Procurement f.k.a. General Services Commission, Catalogue Purchasing Program in the amount of \$1,753.53**

B. HIDALGO COUNTY FIRE MARSHAL -

- 2. Requesting approval of a maintenance agreement with Xerox for a Copier in the amount of \$682.80 per year. Effective February 01, 2003 thru January 31, 2004.**

C. HIDALGO COUNTY PLANNING DEPARTMENT -

- 1. Requesting authority to purchase computer hardware and peripherals from Computer Technical Services a QISV Vendor, through the Resolution with the State of Texas, Texas Building and Procurement f.k.a. General Services Commission, Catalogue Purchasing Program in the amount of \$3,156.00**

**COUNTY OF HIDALGO
RAMON GARCIA
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, FEBRUARY 18, 2003 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

On motion of Commissioner Handy, seconded by Commissioner Palacios, 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. Discharge Permits: (SEE EXHIBIT W)**
 - A. City of Mission – Las Fuentes Subdivision**
 - B. City of McAllen – ECISD #50**
- 3. Line item transfers (SEE EXHIBIT W)**
- 4. Approval of Minutes: (SEE EXHIBIT G)**
 - A. December 17, 2002**
 - B. December 24, 2002**
 - C. February 04, 2003**

**COUNTY OF HIDALGO
RAMON GARCIA
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, FEBRUARY 18, 2003 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

1. Roll Call

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

2. Open Forum

NO ACTION taken on this item.

3. Approval of Consent Agenda

At this time, the Court took up the Drainage District Consent Agenda.

4. Approval to create obj. #631 & 342 in Adm. Acct. #3-7100-433-00-000-003-0 (SEE EXHIBIT X)

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

5. Approval to line item transfer of \$ 1,500.00 (SEE EXHIBIT X)

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

**6. Concurrence of approval on TXDOT proposed improvement on U.S. 281 (overpass at FM 490)
(SEE EXHIBIT X)**

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

7. Approval of budget amendment (\$20,000.00)

8. Approval of budget amendment \$ 20,000.00

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to decrease item 7 by \$20,000.00 & increase #8 by \$20,000.00.

9. Requesting approval to appropriate (budget) in the year 2003, the unliquidated (outstanding) purchase orders at December 31, 2002 (see attached itemized list) (SEE EXHIBIT Y)

On motion of Commissioner Handy, seconded by Commissioners' Palacios, and Flores, the Court made a UNANIMOUS vote of approval in the amount of \$1,894,798.22.

10. Purchasing Department: (SEE EXHIBIT Z)

- A. Requesting authority to purchase a projector from CDW Government, a QISV vendor, through the Texas Building and Procurement Commission's purchasing program for a total of \$2,993.71.**

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

- B. Recommending to reject bids received for: "South I Road Levee Adjustment and Bridge Project", due to budget cost.**

Commissioner Palacios stated: *The way it was bided out, it came in way over the estimated cost, so basically what the precinct has decided to do is reject the bids on that, and the precincts will go out and do a lot of the work, including hauling of dirt close to the job site. In doing so, I think the precinct can reduce the cost by close to a million dollars, maybe.*

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

- C. Requesting authority to advertise for and approval of specifications as attached hereto for: "Lubricants (Grease, Oil, Hydraulic Fluids) and Anti-Freeze Products."**

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

11. Closed Session: (NO EXHIBITS)

On motion of Commissioner Handy, seconded by Commissioners' Palacios, and 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**

NO ACTION taken on this item.

12. Open Session:

- A. Real Estate Acquisition**

1. Track of land located at the Lowell Drain Ditch Project

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$40,000.00.

13. Closed Session:

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

NO ACTION taken on this item.

14. 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 Commissioners Flores, and Palacios, the Court made a UNANIMOUS vote of approval to adjourn this day's meeting.

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

RAMON GARCIA _____
COUNTY JUDGE

SYLVIA HANDY _____
COUNTY COMMISSIONER, PRECINCT 1

HECTOR (TITO) PALACIOS _____
COUNTY COMMISSIONER, PRECINCT 2

JOSE FLORES _____
COUNTY COMMISSIONER, PRECINCT 3

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

Dated this the 18th day of February

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.