

**SPECIAL MEETING –APRIL 1, 2003**

BE IT REMEMBERED, that on this 1st day of April, A.D., 2003, 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 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
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 TUESDAY, APRIL 01, 2003 at 9:00 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 present.

**2. Pledge of Allegiance**

Judge Garcia led the Court and Audience in the Pledge of Allegiance.

**3. Prayer**

At this time, Judge R. Garcia called on Commissioner Handy to lead the Court and Audience in Prayer.

**4. Open Forum**

No presentations made under Open Forum.

**5. Approval of Consent Agenda**

At this time the Court reviewed items on the Consent Agenda.

**6. Approval of Proclamation proclaiming the month of May as "National Day of Prayer" – Tony Espinoza (SEE EXHIBIT I)**

Commissioner Handy read the Proclamation for the record.

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

Commissioner Garza left the meeting.

**7. Approval of Proclamation proclaiming the month of April, 2003 as "Child Abuse Awareness & Prevention Month" in Hidalgo County – Soila Garcia**

**sponsored by: CASA, Child Protective Services, AVANCE, Buckner Children & Family Services, Children's Advocacy Center/Estrella's House, Children's Defense Fund-RGV, Communities in Schools, Evins Regional Juvenile Center, Foster Parent Association, Hidalgo County Triad/H.C.S.O., Hidalgo County Child Welfare Board, Hidalgo County Judge's Office, Rio Grande Children's Home, Upper Valley Community Partners, UTPA Social Work Department, Child Protection Court and Easter Seals (SEE EXHIBIT J)**

Commissioner Handy read the Proclamation for the record.

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

Commissioner Garza joined the meeting.

**8. Request by City of Edinburg for a Resolution supporting House Bill 1660 and Senate Bill 1596 requiring the placement of video surveillance systems in Texas County Jails (SEE EXHIBIT K)**

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

**9. Discussion and clarification regarding the use of office space at the Courthouse Basement by District Clerk's Office and/or Elections Department (this item is related to item 10.A.2 below) (NO EXHIBITS)**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to authorize the use of the Court House basement be awarded to the District Clerk's office and have the Election's Department phone bank moved to a different location.

**10. Elections Department: (SEE EXHIBIT L)**

**A. Approval, discussion and possible action of the following, but not limited to:**

- 1. Election Services Contract between the County of Hidalgo and the City of Edcouch, Texas (Exhibit "B")**

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

- 2. Clarify and confirm the Elections Department Phone Bank and Training Media Center as discussed and approved by Commissioners' Court on December 04, 2001 (Exhibit "C")**

Discussion made under item #9.

- 3. Early voting locations (with additions) for the November 04, 2003 Constitutional Amendments Elections (Exhibit "D")**

Teresa Navarro advised the Court that they (the Elections Department) would do everything possible to keep costs to a minimum.

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

**11. Budget Office: (SEE EXHIBIT M)**

**A. Discussion and action on current Capital Improvement Plan projects and future project funding**

Per Valde Guerra, for the record: Debt service totaled to 9.2 million for year 2003, which includes the refunding bond series 96 & 98, CO series 98, 2000, 2001, 2002 and notes payable. Include appraisal fees and tax fees.

Per Steve Crain, for the record, he does not serve as Bond Council.

\$8,132,656.32 was spent for Indigent Health care from the General Fund in the 2002 Fiscal Year.

Discussion made NO ACTION taken on this item.

**B. L.R.G.V.D.C.:**

- 1. Approval of budget amendment in the amount of \$ 4,392.00**
- 2. Approval to pay membership dues to Lower Rio Grande Valley Development Council - \$29,392.00**

NO ACTION taken on item 11,B. 1 & 2.

**C. Courthouse Security:****1. Approval to appropriate funds from unappropriated fund balance**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval in the amount of \$17,800.00.

**D. Constable Pct. #3:****1. Requesting acceptance and appropriation of the 2003 Law Enforcement Officer Standards and Education Funds in the amount of \$ 1,168.35****E. Constable Pct. #5:****1. Approval of budget amendment of L.E.O.S.E. funds - \$ 1,090.72**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for items 11.D.1 & 11.E.1.

**F. Jail Project:****1. Approval of budget amendment - \$ 2,956.76**

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

**G. District Clerk Title IV-D:****1. Approval of budget amendment - \$ 2,225.00**

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

**2. Approval of line item transfer - \$ 1,310.01**

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

**H. Criminal Auxiliary Court – LLEBG:****1. Approval to create obj. 640 (books/periodicals) & approval of line item transfer - \$ 800.00 (CORRECTED)****I. 275<sup>th</sup> District Court:****1. Approval to create obj. 550 (printing/binding) & approval of line item transfer – \$ 183.80****J. Sheriff's Department:****1. Request approval to create obj. 331 (physician services) & line item transfer - \$ 12,000.00****K. 370<sup>th</sup> District Court:****1. Approval to create obj. 745 (computer equip.) and line item transfer - \$ 3,500.00****L. 139<sup>th</sup> District Court:****1. Request approval to create obj. 550 (printing/binding) and line item transfer - \$ 371.65**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for items 11.H.1 - 11.L.1, with a correction on item #11.H.1 from \$500.00 to \$800.00.

**12. Computer Department: (SEE EXHIBIT N)****A. Approval of Internet Usage Policy**

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

**13. Consideration and action on request from City of Elsa regarding the waiver of real property taxes, penalties and interest – All of lots 3, 4, 5, 6 and 7, Block 7, Original Townsite, Hidalgo County, Texas (SEE EXHIBIT O)**

NO ACTION taken on this item.

**14. Planning Department: (SEE EXHIBIT P)**

**A. Consideration and/or possible action for adjustment of Planning/Environmental Health (OSSF Section) work hours from 7:30 a.m. - 5:30 p.m. to 8:00 a.m. - 5:30 p.m.**

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

**15. Urban County: (SEE EXHIBIT Q)**

**A. Approval of a Resolution authorizing the Urban County Program to apply for a Self Help Center Application in the amount not to exceed \$ 1,500,000.00 using the services of Proyecto Azteca and Outreach International and authorizing the County Judge to act as the County's Executive Officer and authorized representative in all matters pertaining to the County's participation in the Texas Community Development Program, TDHCA-OCI 2003 Self Help Center Program Fund Application**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve Proyecto Azteca.

**B. City of La Villa – Water/Sewer Improvements – UCP Year 14 (2001) Approval of a Construction Contract for the lowest quote submitted by McCrae Water Tower, Inc. for the Rehabilitation of the Elevated Water Storage Tank**

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

**C. Approval of Subrecipient Agreements with the following public service agencies for UCP Year 14 (2001) – Open Hands Food Pantry (Public Service) \$ 5,000.00 – City of Donna**

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

**D. HOME Housing Rehabilitation Program Construction Contract Award to Miguel Blanco County-Wide Area**

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

**E. Request for approval of Reinstatement of One (1) applicant under the Homeowner Occupied Housing Rehabilitation Program**

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

**16. County Auditor: (NO EXHIBITS )**

**B. Discussion & action on Internal Audit of Lease Agreements for County Owned Land**

At this time, the Court heard a presentation by County Auditor, Antonio Sandoval, in conjunction with item 21.A.6, 7, and 8. .

NO ACTION taken on this item.

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

**A. Discussion, consideration and action on presentation of County Judge's Jail Construction Advisory Committee**

A presentation was made by David Gerault.

NO ACTION taken on this item.

**B. Discussion, consideration and action concerning employment of attorney to represent the county and its various departments at Civil Service Commission Hearings**

Funding will be through General Litigation.

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

**C. Approval to apply for a grant from the Beaumont Foundation of America (a not-for profit corporation) for Pct. #3 – Mission Boys & Girls Club (will not require a cash match)**

NO ACTION taken on this item.

**18. Pct. #1: (SEE EXHIBIT S)**

**A. Approval of budget amendment in the amount of \$ 94,396.34 for the Road & Bridge Pct. #1 Fund 1201**

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

**B. Request for approval of payment application no. 1 to Sascon, Inc. for the C.I.P. Group V street improvement paving project**

Commissioner Flores left the meeting.

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

**C. Request approval of Supplemental Agreement No. 2 for Professional Services with TEDSI Infrastructure Group for the Mile 6 West Project**

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

**D. Authority to submit grant application for year two funding – GED Connection**

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

Commissioner Flores joined the meeting.

**E. Authority to submit grant application to Southwest Community Investment Corporation in the amount of \$176,000.00**

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

**19. Pct. #2: (SEE EXHIBIT T)**

- A. Approval to create obj. 609 (agriculture & landscaping) & 640 (books & periodicals) – Co. wide shop Acct. #3-1200-431-00-122-004-0 & line item transfer - \$ 3,900.00**

NO ACTION taken on this item.

Commissioner Palacios left the meeting.

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

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

- 1. Authorization to pay 2002 claims: \$339,713.88**

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

- 2. Authorization to pay 2003 claims: \$82,488.23**

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

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

Report made by Rudy De La Vina.  
NO ACTION taken on items 20.A.3-5.

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

- A. HIDALGO COUNTY -**

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

- a) **New Hidalgo County Jail**

Total Inmate Population:	<u>1082</u>
Physical Count:	<u>985</u>
Out of County Count: La Villa Facility (LCS):	<u>97</u>
Brooks:	<u>          </u>
Other	<u>          </u>

- 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 on items 21.A.2 and 21.A.3.a.

- b) **Acceptance, approval and authority for Auditor to pay Application and Certificate for Payment No. 25 (dated 11-30-02) by Landmark Organization, L.P. in the amount of \$1,730,416.93 with all applicable documentation provided and subject to Auditor's review, audit and processing procedures completed;**

Commissioner Handy left the meeting.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval subject to release form sub-contractors at time of payment.

- c) **Requesting acceptance and approval of Application and Certification of Payment No. 7 (dated 3-10-03) in the amount of \$66,566.60 from Velasco Construction and as certified by V-A Architecture, project architect, with authority for Auditor to issue payment (after review, audit and processing procedures completed) under the construction contract for the New Law Enforcement & Training Facility on site of the New Jail site;**

Commissioner Handy and Commissioner Palacios both joined the meeting.

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

- d) **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;**
- e) **County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**
- f) **Report of Hidalgo County Sheriff's Department on the Transition and Occupancy of the New Adult Detention Facility and Law Enforcement Center Project.**

NO ACTION taken on items 21.A.3d-f.

4. **Discussion and action on award of RFP for "Credit Card Payment Services-Hidalgo County" to sole respondent.**

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

5. **Recommending approval of contract for "Credit Card Payment Services-Hidalgo County" to sole respondent meeting all requirements. Note: A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor's Office.**

NO ACTION taken on this item.

6. **Recommending and requesting the "Lease" between Hidalgo County and Fred G. Karle be declared "Void" in connection with Tract 1 and Tract 2 (property located in Precinct No. 4) and further described herein\*\*\*;**

For the record: Antonio Sandoval has advised that there is no "lease" for the property at this time. Steve Krain did explain that he would still like to include this vote for item 21.A.6 on record.

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

7. **Authority for purchasing department to issue notification to lessee (Fred G. Karle) to vacate the property (upon receipt of said "Notice to Vacate")**

There was discussion in reference to an unofficial memo that went out from Antonio Sandoval's office. Commissioner Palacios did advise his was dated March 18, 2003. Steve Crain replied, for the record, the one that he received was dated March 28, 2003.

Per Commissioner Handy, for the record, the court has directed Steve Crain to research legal/civil action to be taken on this matter.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to give Notice to Vacate, with corrections. Commissioner Garza abstained from this vote.

**8. Requesting authority to advertise a sealed bid for: "Discing and Maintenance of Tract 1"**

Commissioner Garza motioned and Commissioner Flores seconded for approval of item 21.A.8 as written above.

The motion and second were withdrawn by both Commissioner Garza and Commissioner Flores so as to re-word the above item.

As per Judge Garcia, the above item was re-worded as follows:

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to authorize the Purchasing Department to organize a sealed bid for the Maintenance of Tract 1 only.

**9. Requesting authority to advertise and approval of specifications as attached hereto for: "Title Company Services".**

Commissioner Garza left the meeting.

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 authority to terminate contract with 4XE Inc. previously approved by CC on 11/12/02 for "Mile 4 ½ West-Bridge Rail Retrofit Project" and/or rescission of the bid awarded on 11/12/02.**

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

**2. Requesting authority to re-advertise for "Mile 4 ½ West-Bridge Rail Retrofit Project"**

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

**C. HIDALGO COUNTY PRECINCT NO. 2 –****1. Requesting approval to exercise the option to extend for an additional one (1) year term as specified under the current contract for: Hidalgo County Precinct No. 2-"Landfill Access"**

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

**D. HIDALGO COUNTY AUDITOR'S OFFICE-****1. Requesting authority to purchase computer hardware and peripherals from a QISV vendor, CDW Government, through the Resolution with the State of Texas, Texas Building and Procurement Commission's Purchasing Program in the amount of \$5,598.00.****E. HIDALGO COUNTY DISTRICT ATTORNEY'S OFFICE-****1. Requesting authority to purchase computer hardware, software, and peripherals from a QISV vendor, CDW Government, through the Resolution with the State of Texas, Texas Building and Procurement Commission's Purchasing Program in the amount of \$5,013.04**

On motion of Commissioner Flores, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 21.D.1 & 21.E.1.

**F. HIDALGO COUNTY PURCHASING DEPARTMENT -**

1. Requesting approval to delete slot #6 – Buyer
2. Requesting approval to create Buyer II position;
3. Requesting approval to set salary; and

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 21.F.1-3.

4. Requesting approval of budget amendment - \$3,828.00

NO ACTION taken on this item.

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

1. Requesting approval to exercise the additional (1) one year extension as provided in current contract for "Uniforms Section II-BDU (Battle Dress Uniforms)" under the same rates, terms, and conditions with Trooper Supply, Inc.

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

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

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to move into Executive Session.

**Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071, 551.072 & 551.074 to discuss the following:**

- A. Real Estate Acquisition
- B. Aurelio Aguilar, et al vs. Henry Escalon in his capacity as Sheriff of Hidalgo County and Hidalgo County
- C. Potential Litigation – Planning Department
- D. Potential Litigation – ADA Courthouse Project
- E. Pending and/or Potential Litigation
- F. Cottonfields, LTD vs. County of Hidalgo and the City of Weslaco
- G. County of Hidalgo vs. Alvarado Architects & Associates, L.L.C.
- H. Richard Garza vs. Hidalgo County Sheriff, et al. – Civil Action M-03-32
- I. Discussion, consideration and action on presentation of County Judge's Jail Construction Advisory Committee
- J. Discussion, consideration and action concerning employment of attorney to represent the county and its various departments at Civil Service Commission Hearings

NO ACTION taken during Executive Session on items #22.A-J.

**23. Open Session:**

Commissioner Garza is away from the Court.

**A. Real Estate Acquisition**

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

Commissioner Garza joined the meeting.

**B. Aurelio Aguilar, et al vs. Henry Escalon in his capacity as Sheriff of Hidalgo County and Hidalgo County**

Presentation made. NO ACTION taken on this item.

**C. Potential Litigation – Planning Department**

NO ACTION taken on this item.

**D. Potential Litigation – ADA Courthouse Project**

NO ACTION taken on this item.

**E. Pending and/or Potential Litigation**

RECORD: The Grand Jury has issued a subpoena in Cause Styled, State of Texas vs. George Hernandez requesting that the County Judge produces records of Executive Session meetings involving the discussions had concerning Mr. Hernandez and the issues of authority or lack of authority to enter into the contract with the firm.

At this time Judge Garcia requested that the Court entertain a motion that the County request and direct our attorney with the Atlas and Hall Law Firm to proceed to file a motion to quash this subpoena on two (2) grounds:

- 1) That the County Judge is not in possession of the records. That they are in possession of the Hidalgo County Commissioner's Court.
- 2) That the law does not allow us to provide us to provide these records on behalf of the Hidalgo County Commissioner's Court based on statute 551 and/or 552 of the government code.

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

**F. Cottonfields, LTD vs. County of Hidalgo and the City of Weslaco**

NO ACTION taken on this item.

**G. County of Hidalgo vs. Alvarado Architects & Associates, L.L.C.**

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

**H. Richard Garza vs. Hidalgo County Sheriff, et al. – Civil Action M-03-32**

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

**I. Discussion, consideration and action on presentation of County Judge's Jail Construction Advisory Committee**

**J. Discussion, consideration and action concerning employment of attorney to represent the county and its various departments at Civil Service Commission Hearings**

NO ACTION taken on items 23.I & J.

**24. Closed Session:**

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

NO ACTION taken on this item.

**25. Open Session:**

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

NO ACTION taken on this item.

On motion of Commissioner Garza, seconded by Commissioner Handy, 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 TUESDAY, APRIL 01, 2003, at 9:00 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 Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval with the exception of items 2.B , 2.C, 2.K, 2.EE and 8.A.

The above exceptions were reviewed individually for possible approval.

- 1. Approval of check register and payment of claims and bills - County Auditor (SEE EXHIBIT A)**
- 2. Line item transfers: (SEE EXHIBIT B)**
  - A. County Clerk**
  - B. HIDTA – Command Center**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, subject to change of line item transfer amount from \$19,835.53 to \$19,745.31 on item 2.B.

**C. HIDTA – Program Income**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, subject to change of the object # to 534.

- D. Pct . #1 – Parks**
- E. Right of Way**
- F. Sheriff Department**
- G. Human Services**
- H. Constable Pct. #2**
- I. Health – Environmental**
- J. Buildings & Grounds**
- K. Elections Department**

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

- L. County Judge**
- M. Probate Court**
- N. J.P. Pct. #1, Pl. 1**
- O. 93<sup>rd</sup> District Court**
- P. 275<sup>th</sup> District Court**
- Q. 370<sup>th</sup> District Court**
- R. Pct. #3 – Landfill**
- S. J.P. Pct. #3, Pl. 1**
- T. District Clerk**

Consent Agenda Continued:

- U. Youth Village
- V. Pct. #2 – Adm.
- W. Juvenile Justice Court
- X. Health – PPHSB (2)
- Y. Health – Co-pay
- Z. Health – SDI – TB Control
- AA. Health – TB Elimination
- BB. Health – Imm.
- CC. J.P. Pct. #5, Pl. 1
- DD. DPS – L/W
- EE. DPS – H/P

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, subject to change of the line item transfer amount from \$21,595.35 to \$21,506.35 on item 2.EE.

- 3. **Planning Department:** (SEE EXHIBIT C)
  - A. **Approval of the following Certificates:**
    - Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)
    - Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)
    - Certificates of Water Service Availability under Local Government Code Section (c)(2)
- 4. **Right of Way - Permits:** (SEE EXHIBIT D)
  - A. Southwestern Bell – along North Mayberry Rd.
  - B. Shell Western E & P – FM 490 & FM 681
  - C. Shell Western E & P – FM 490 & FM 681
  - D. Sharyland Water Supply – Shary Rd. & 8 ½ Mile Rd.
  - E. Sharyland Water Supply – Scheurbach Rd. & 3 Mile Line (FM 1924)
- 5. **Urban County:** (SEE EXHIBIT E)
  - A. Request for approval to enter a “Homebuyer Assistance Program” Contract under the Home Program (6 families)
  - B. Request for approval of one (1) Applicant for Assistance under the HOME Homeowner Occupied Housing Rehabilitation Program – City of Weslaco
- 6. **Monthly Fee Reports – January:** (SEE EXHIBIT F)

Office	Fees & Cost
A. J.P. Palacios	66,511.59
B. J.P. Espinosa	38,279.38
C. J.P. Morales	41,658.63
D. J.P. Ochoa	60,742.71
E. J.P. Saenz	37,217.10
F. J.P. Trevino	196,439.87
G. J.P. Garza	48,780.72
H. J.P. Contreras	26,425.50
I. J.P. Jackson	22,136.26
J. Law Library	2,126.73
K. Sheriff Escalon	57,881.41
L. Anzalduas Park	1,008.05
M. Delta Lake	786.00
N. Constable Aguirre	1,270.00
O. Constable Alaniz	790.00
P. Constable Gallardo, Jr.	575.00
Q. Constable Rios	18,862.00
R. Constable Bazan	380.00

**Consent Agenda Continued:**

**7. Approval of Minutes: (SEE EXHIBIT G)**

- B. January 17, 2003**
- C. February 11, 2003**
- D. March 4, 2003**
- E. March 11, 2003**

**8. Purchasing Department: (SEE EXHIBIT H)**

**A. HIDALGO COUNTY BUILDINGS AND GROUNDS –**

- 2. Requesting authority to enter into a service agreement with Argus Security Systems. For a three year term effective upon approval.**

NO ACTION taken on this item.

**B. HIDALGO COUNTY ELECTIONS DEPARTMENT -**

- 2. Requesting approval of maintenance contract with Phillips Magnavox for a color T.V. in the total amount of \$103.87. Effective May 17, 2003 thru May 17, 2004.**

**C. HIDALGO COUNTY 370<sup>TH</sup> DISTRICT COURT –**

- 1. Requesting authority to purchase a computer and peripherals from a QISV vendor S.J.S. Computer, through the Resolution with the State of Texas, Texas Building and Procurement Commission's Purchasing Program in the total amount of \$ 3,500.00**

**D. HIDALGO COUNTY COMPUTER DEPARTMENT –**

- 1. Ratification of a purchase for a Routefinder from a QISV vendor, CDW Government through the Resolution with the State of Texas, Texas Building and Procurement Commission's Purchasing Program in the amount of \$ 1,250.00**

**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 TUESDAY, APRIL 01, 2003 at 9:00 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**

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 (SEE EXHIBIT A)**
- 2. Approval of line item transfer - \$ 7,000.00 (SEE EXHIBIT W)**

**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 TUESDAY, APRIL 01, 2003 at 9:00 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**

**1. Roll Call**

All present.

**2. Open Forum**

NO ACTION taken on this item.

**3. Approval of Consent Agenda**

At this time the court reviewed the Drainage District Consent Agenda.

**4. Approval to remove the following items from our asset list, these are replacement parts for equipment:**

- A. Computer equipment, asset # 35347,35348,35758,35774, Tractor Water pump #35387; Dragline water pump #35393; tractor valve (foot pedal), #32436, Excavator radiator #32447 (SEE EXHIBIT X)**

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

**5. Approval to remove the following (2) 16' flat-bed trailers from our asset list (stolen) 16" flat bed #034417 & 034430 (SEE EXHIBIT Y)**

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

**6. Approval to declare surplus and remove from our asset list (4) trucks and steam-cleaner – items are of no use to the District and too costly to repair**

**1985 Chev. #27801, 1984 Chev. Blazer #27907, 1985 GMC #29357 & 1990 Shelcom Steam Cleaner #22445 (SEE EXHIBIT Z)**

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

**7. Approval to remove the following items from our asset list (various items as listed and attached) (SEE EXHIBIT AA)**

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

**8. Authorization to request property ownership of 7.13 acres +/- out of Lot 4, Blk 20 Alamo Land & Sugar Co. S/D and approval to advertise for oil and gas lease (SEE EXHIBIT BB)**

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

- 9. Authorization to declare surplus and obtain appraisal on the following: (SEE EXHIBIT CC)**
- 1. 25.0' wide strip – Lot 3, Block 9, A.J. McColl Subdivision**
  - 2. 25.0' wide strip – Lot 1, Block 18, Steel & Pershing Subdivision & Lot 3, Block 9, A.J. McColl Subdivision**

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

**10. Closed Session: (NO EXHIBITS)**

**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.

**11. Open Session:**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**12. Closed Session:**

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

NO ACTION taken on this item.

**13. 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 Garza, the Court made a UNANIMOUS vote of approval for adjournment.

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 \_\_\_\_\_ PRESENT  
COUNTY JUDGE

SYLVIA HANDY \_\_\_\_\_ PRESENT  
COUNTY COMMISSIONER, PRECINCT 1

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

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

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

Dated this the 1st day of April, 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.