

SPECIAL MEETING – APRIL 22, 2003

BE IT REMEMBERED, that on this 22nd 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
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 22, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 for the Consent Agenda excluding items 2.G, 2.H, 2.M, 4.A and 7.Q. It was also decided on this motion that the Indigent Health Care checks on item 1 (Check Register) would be moved for approval to item 18.A.1&2 on the Regular Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers: (See EXHIBIT A)**
 - A. County Extension**
 - B. Jail**
 - C. Sheriff's Department (2)**
 - D. Human Services**
 - E. 93rd District Court**
 - F. Parking Lot**
 - G. Courthouse Security**

NO ACTION was taken at this time.

H. Constable Pct. #2

NO ACTION was taken at this time.

- I. Constable Pct. #3**
- J. Pct. #4 – Landfill**
- K. Purchasing Department**
- L. Computer Department**
- M. District Clerk**

NO ACTION was taken at this time.

- N. District Attorney**
- O. Civil Service**
- P. County Clerk**
- Q. County Auditor**
- R. County Treasurer**
- S. 332nd District Court**
- T. County Court #1**
- U. Master Court #2**
- V. J.P. Pct. #4, Pl. 1**
- W. Budget Office**

(Consent Agenda Continued)

- X. Tax Office
- Y. HIDTA – Command Center
- Z. D.A. Child Protective Service
- AA. D.A. Combined Task Force
- BB. D.A. Inv. Fund

- 3. Right of Way – Permits: (See EXHIBIT B)
 - A. El Paso Field Services – 10th St. & Convention Center
 - B. El Paso Field Services – 10th St. & Convention Center
 - C. Sharyland Water Supply – Depot Rd. & Rogers Rd.
 - D. Sharyland Water Supply – 5 Mile Line & Moorefield Rd.
 - E. North Alamo Water Supply – Walker Rd. east of Victoria Rd.
 - F. North Alamo Water Supply – east of Tower Rd. on Tex-Mex Rd.
 - G. Shell Western – FM 490 & FM 681

4. Tax Refunds: (See EXHIBIT B)

- A. Darryl & Angela Johnson \$ 1,460.53

On motion of Commissioner Handy, seconded by Commissioner Flores, the court made a UNANIMOUS vote of approval with the monetary amount changed/corrected to \$1019.31.

- A. James & Floret Innis \$ 560.96
- B. Daimlerchrysler \$ 2,017.26
- C. Metrology Laboratories \$ 2,012.11
- D. Rodolfo Lopez Sr. \$ 599.71
- E. Joyce Derrick \$ 5,605.92
- F. Homer Scott \$ 2,495.35

5. Monthly Fee Reports – March: (See EXHIBIT D)

- A. District Clerk - \$ 355,212.85

6. Planning Department: (See EXHIBIT E)

- 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)

7. Monthly Fee Reports – February: (See EXHIBIT F)

- A. J.P. Palacios \$ 59,972.44
- B. J.P. Espinoza \$ 42,778.07
- C. J.P. Morales \$ 41,302.47
- D. J.P. Ochoa \$ 62,163.07
- E. J.P. Saenz \$ 48,859.69
- F. J.P. Trevino \$ 55,479.25
- G. J.P. Garza \$ 54,316.54
- H. J.P. Contreras \$ 51,118.90
- I. J.P. Jackson \$ 19,985.15
- J. Law Library \$ 1,446.85
- K. Sheriff Escalon \$ 33,743.65
- L. Anzalduas Park \$ 1,880.06
- M. Delta Lake \$ 1,536.00
- N. Constable Aguirre \$ 920.00
- O. Constable Alaniz \$ 165.00
- P. Constable Gallardo \$ 912.00

Q. Constable Rios \$152,283.00

On motions of Commissioner Handy, seconded by Commissioner Flores, the court made a UNANIMOUS vote of approval with the correction ON ITEM 7.Q.

R. Constable Bazan \$ 110.00

8. Urban County: (See EXHIBIT G)

A. Request for approval to enter into a “Homebuyer Assistance Program” Contract under the HOME Program (12 families)

9. County Treasurer: (See EXHIBIT H)

A. Quarterly Investment Report ending March 31, 2003

10. Approval of Minutes: (See EXHIBIT I)

- A. February 3, 2003**
- B. March 18, 2003**
- C. March 25, 2003**
- D. April 1, 2003**

11. Purchasing Department: (See EXHIBIT J)

A. HIDALGO COUNTY COMPUTER DEPARTMENT-

- 1. Requesting authority to purchase computer equipment and peripherals from a QISV vendor, S.J.S. Computer, through the Resolution of the State of Texas, Texas Building and Procurement Commission’s Purchasing Program in the amount of \$ 2,235.00.**
- 2. Requesting authority to purchase computer tape cartridges from a QISV vendor CDW-Government, through the Resolution of the State of Texas, Texas Building and Procurement Commission’s Purchasing Program in the amount of \$ 1,150.00.**

B. HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEY-

- 1. Requesting authority to enter into a service agreement with Xerox for a fax machine WCPro 765 in the amount of \$ 699.60. Purchase of the fax machine was approved in Commissioner’s Court on April 8, 2003. Effective upon approval.**

**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 22, 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 members were present.

2. Pledge of Allegiance

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

3. Prayer

Commissioner Sylvia Handy led the Court and Audience in Prayer.

4. Open Forum

Fern McClaughrey addressed the court in reference to scheduling an appointment with Commissioner Garza. She also spoke in reference to Taxes.

Virginia Townsend addressed the court in reference to Taxes and the Lease agreement for Mineral Rights.

5. Approval of Consent Agenda

At this time, the court reviewed the Consent Agenda.

6. Budget Office: (See EXHIBIT K)

A. Youth Village:

1. Approval to create obj. 425 (pest control) & line item transfer - \$ 2,300.00

B. Fire Marshal:

1. Approval of line item transfer – CIP - \$ 10,000.00

C. County Judge:

1. Approval to create obj. 607 (cleaning/janitorial supp.), 608 (household/inst.supp.) & 748 (other equipment)

D. 206th District Court:

1. Request approval to create obj. 748 (other equipment) & line item transfer - \$ 2,725.05

E. HIDTA:

1. Approval to create obj. 540 (advertising) & line item transfer – 14,800.00

F. Indigent Defense Program:

1. Approval to create obj. #744 (equipment) & line item transfer - \$ 650.00

G. Right of Way:

1. Authorization to create obj. 602 & line item transfer \$ 500.00

H. Human Resources:

1. Approval to create obj. 607 (cleaning & janitorial supplies) & line item transfer - \$ 4,950.00

On Motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items 6.A.1,B.1, C.1, D.1, E.1(not to create object, transfer only), F.1, G.1 and H.1.

7. Discussion and presentation regarding the shortage of endocrinologists in Hidalgo County – Dr. Chowdary (EXHIBIT L)

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

8. County Judge: (EXHIBIT M)**A. Approval to apply for a grant from the Department of Agriculture under the Community Facility Loans and Grants application (no matching funds will be required)**

Record: The grant is in the amount of \$280,000.00. Lori Ochoa advised the Court that there will be a no funds match by Hidalgo County. The funds are to be divided as follows:

Granjeno - \$50,000.00 (Mobile Clinic)
 La Villa - \$50,000.00 (Mobile Clinic)
 Hidalgo - \$40,000.00 (Fire Department Assistant)
 Elsa - \$40,000.00 (not mentioned)
 Edcouch - \$100,000.00 (Library)

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

B. Discussion, consideration and action on presentation of the Reduced Variance Coupon structure by Apex Pryor Securities

NO ACTION taken at this time.

At this time Commissioner Flores left the meeting.

At this time Commissioner Handy left the meeting.

9. HIDTA – Task Force: (EXHIBIT N)**A. Acceptance and approval of the Cooperative Agreement between Hidalgo County and the Executive Office of the President Grant Number I3PSSP573 in the amount of \$697,314.00 for the grant period of January 01, 2003 to December 31, 2003**

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

At this time Commissioner Handy joined the meeting.

B. Approval to appropriate the budget for the Hidalgo County HIDTA in the amount of \$ 697,314.00

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

C. Set salary (no pay increase & no county funds will be used)

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

10. Urban County: (EXHIBIT O)**A. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) for professional services with Quintanilla, Headley & Associates in connection with the City of Alamo – Street Improvements**

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

B. Approval of professional services contract with Quintanilla, Headley & Associates & the City of Alamo – Street Improvements – Year 10, 13 & 15 (1997, 2000 & 2002)

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

C. Consider awarding bid for the demolition of the existing structure; and the reconstruction of one (1) new unit; as well as the rehabilitation of two (2) units, in the City of Mercedes, to G.M.H. Construction for the amount of \$ 66,500.00

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

11. County Commissioners: (EXHIBIT P)

A. Discussion and possible action of the favorable determination of the Hidalgo County Affiliated Departments Retirement Plan by the Internal Revenue Service District Directors on March 19, 2003

Commissioner Palacios left the meeting.

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

12. Sheriff Department: (EXHIBIT Q)

A. Approval to appropriate budget for school districts for positions under the U.S. Department of Justice – COPS in School Grant:

- 1. Weslaco ISD \$ 243,044.00
- 2. Mercedes ISD \$ 81,287.00
- 3. Sharyland ISD \$ 40,235.00

As per the Auditor funding is no longer coming from the Federal Government.

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

B. Set salaries at \$ 28,558.06 each

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

13. Planning Department: (EXHIBIT R)

A. Preliminary Approval:

- 1. Gabrielle Subdivision – Pct. 3
- 2. Taurus Estates No. 14 Subdivision – Pct. #3
- 3. Franco Estates Subdivision – Pct. #1

B. Final Approval:

- 1. Silva Heights Subdivision – Pct. #3
- 2. Garcia Canton Subdivision – Pct. #4

Record: All of the above mentioned subdivisions have been reviewed by the Subdivision Advisory Board, as per Raul Sessin.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items 13.A.1-3 and B.1&2.

C. Final Approval with Letter of Credit:

- 1. Paloma de Valle Subdivision Phase II – Pct. #4

Record: Letter of Credit for item 13.C.1 is #1741-S in the amount of \$674,473.29.

2. Val Verde Terrace Phase II Subdivision – Pct. #4

Record: Letter of Credit for item 13.C.2 is #40803 in the amount of \$41,000.00.

Record: Both items 13.C.1 & 2 have been presented to the Subdivision Advisory Board.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval of items 13.C.1&2.

D. Final Approval with a Cashier's Check:

1. Buena Vida Subdivision Phase II – Pct. #3

Record: Item 13.D.1 has been presented to the Subdivision Advisory Board.

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

At this time, the Court moved to item #17.

14. Pct. #1: (EXHIBIT S)

A. Approval to inappropriate \$ 510.00 – CIP (1331 Series)

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

B. Approval to appropriate \$ 510.00

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

C. Approval of line item transfer - \$19,398.00 (1332 Series)

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

15. Pct. #2: (EXHIBIT T)

A. Approval to inappropriate \$ 30,000.00 (CIP 2001 R & B Pct. #2)

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

B. Approval to appropriate \$ 30,000.00 (CIP 2001 Pct. #2 Loop Study)

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

C. Approval to appropriate \$ 323,605.06 into R & B Acct. #3-1202-431-00-122-006-0 and Adm. Acct. #3-1202-431-431-00-122-005-0

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

At this time, the Court moved to item #18.

16. Pct. #3: (EXHIBIT U)**A. Requesting authorization to accept cost-share funds from Martin Valley Ranch for the overlay of Western Rd.**

Commissioner Palacios joined the meeting at this time.

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

B. Requesting authorization to appropriate cost-share funds from Martin Valley Ranch into Pct. #3 expense acct. #3-1203-431-00-123-005-0-673 (road material) \$ 2,000.00

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

C. Approval of budget amendment - \$ 1,366.38

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

At this time, the Court moved to item #15.

17. Pct. #4: (EXHIBIT V)**A. Approval of line item transfer – CIP 2002 - \$ 140,000.00**

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

B. Authorization to appropriate fund balance – Parks Acct.**C. Request approval to create the following obj. #425(pest control), 442 (rental of equip.), 607 (cleaning/janitorial supplies) in Parks Acct.****D. Authorization to appropriate fund balance – Paved/unpaved & Adm.****E. Approval to create obj. 608 (household & inst. supp.) – Landfill****F. Approval of line item transfer - \$ 200.00**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items 17.B-F.

At this time, the Court moved to item #16.

18. Human Services: (NO EXHIBITS)**A. Discussion and/or action, including, but not limited to the following items:****1. Authorization to pay 2002 claims: \$58,252.20**

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

2. Authorization to pay 2003 claims: \$213,295.27

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

3. Indigent Health Care expenditures: \$7,534,375.00 has been spent to date**4. Modify Services being provided****5. Report and Recommendations regarding Indigent Health Care**

NO ACTION taken on items 18.A.3-5.

19. Purchasing Department: (EXHIBIT W)

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>1083</u>
Physical Count:	
Out of County Count: La Villa Facility (LCS):	<u>0</u>
Brooks:	<u>0</u>
Other	<u>0</u>

Record: Per Marty Salazar there are no inmates being housed out of County for the second week in a row.

At this time, Judge Garcia left the meeting.

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

Nothing to Report.

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.

b) Requesting authority to advertise a sealed bid for the construction of the “ Law Enforcement Shooting Range Facility” on site of the new jail facility complex on Cibolo Road;

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

c) Report from consulting Architect and/or Sheriff’s Dept. regarding on-site projects 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;

NO ACTION taken on this item.

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

NO ACTION taken on this item.

4. Recommending bid award and approval of contracts to multiple vendors meeting all requirements for: “Industrial Welding Services and Supplies”(with a fully executed copy of the contract forwarded to the Hidalgo County Auditor’s office);

Record: Marty Salazar explained to the Court that there were two items in which multiple vendors had submitted identical bids therefore there must be a random drawing in order to select the vendor. At this time, Commissioner Handy was called upon to draw the names of the vendors to be selected:

For Metal Welding Rods, 532” gauge, the selected vendor is AOC. (vendor NOT SELECTED is Mathison Tri-Gas). Each bid was for \$40.00.

For Standard Torch Gauges, the selected vendor is Mathison Tri-Gas. (vendor NOT SELECTED is Cactus Iron Works). Each bid was for \$46.00

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

5. Requesting authority to advertise and approval of requirements as attached hereto for “Construction Materials Testing-R-B Hidalgo County.”

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

Judge Garcia joined the meeting.

6. Presentation by the two firms submitting statements of qualifications in response to Hidalgo County Drainage District No.1’s Request for Qualifications with Proposal for legal services for “Mineral Rights/ Lease Investigations” in order to complete the evaluation of each firm for the purpose of ranking by Commissioners Court and Board of Directors of HCDD#1;

Presentation made by Jon C. Amberon of Jon C. Amberson P.C.

Presentation made by John Thomas of Hicks, Thomas and Lilienstern.

Record: Godfrey Garza advised the Court that he will come before them next meeting to discuss the issue of making two new positions for this project.

NO ACTION taken on this item.

7. Approval of the Ranking of the firms responding to the RFQ/P for legal service for “Mineral Rights/ Lease Investigations” for Hidalgo County and Hidalgo Drainage District No.1;

Record: Judge Garcia advised the Court that he knows both firms and has worked with them before therefore he will abstain from this vote.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval in ranking the firms as follows:

Number 1: Hicks, Thomas and Lilienstern

Number 2: Jon C. Amberson P.C.

8. Authority to proceed to negotiate the proposal with the number one ranked firm to finalize and award an agreement for legal service for “Mineral Rights/Lease Investigations”;(Commissioners’ Court to designate the negotiator);

NO ACTION taken on this item.

9. Presentation for consideration, discussion, acceptance and approval with authority for Auditor to pay (after review, verification and processing procedures completed) Application and Certificate for payment number (4) in the amount of \$ 75,132.65 (dated 04-03-03) from Finco Construction, Inc. and as certified by project architect, George A. Garcia, AGADC and with all applicable documentation provided in connection with the remodeling and renovations at the basement of the Hidalgo County Courthouse for the Sheriff’s Dept. Sub-station.

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

10. Presentation for consideration, discussion, acceptance and approval with authority for Auditor to pay (after, review, verification and processing procedures completed) invoice number nine(9) in the amount of \$ 1,280.00 for architectural services in connection architectural services for the Sub-station remodeling and renovation project at the Hidalgo County Courthouse basement from George A. Garcia, (AGADC), project architect.

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

- 11. Requesting rescission of the action approved on Commissioner’s Court meeting of 4-08-03 for advertise an RFQ/P for the engagement of legal services in the area of Employment Law in connection with representation Hidalgo County and its various departments and/or programs, if applicable, at Civil Service Commission Hearing.**

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

- 12. Requesting authority to advertise an RFQ/P for the engagement of a legal firm to provide representation services to the Hidalgo County Civil Commission in connection with matters related to hearings.**

Record: As per Marty Salazar, there will be specific direction by the Court as to what services will be provided.

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

- 13. Presentation for consideration, discussion and action the County’s option to extend the present agreement with Estrada Hinojosa Investment Bankers, the additional two(2) year engagement as provided in the contract under the same rates, fees, terms and conditions for the provision of financial advisory services.**

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

- 14. Discussion, consideration and action for the possible approval to proceed to issue certificates of obligation series for year 03;**

Commissioner Flores joined the meeting.

At this time Judge Garcia entertained a motioned that the Court wait on borrowing any more money through the certificates of obligation Series for Year 2003 until the county wide Road Needs Assessment Study is updated. Motion dies for lack of second.

Record: 7 million dollars have been allotted for Roads. The following is a breakdown of how the funds are being divided among the Precincts:

Pct #1 - \$1,000,000.00 (*COMBINED FUNDS from Pct #2 - \$500,000.00, Pct #3 - \$250,000.00 and Pct#4 - \$250,000.00 and also \$200,000.00 – \$300,000.00 from Pct #2 for pavement*)
Pct #2 - \$1,500,000.00
Pct #3 - \$1,750,000.00
Pct #4 - \$1,750,000.00
Loop - \$1,000,000.00

NO ACTION taken on this item at this time.

- 15. Requesting authority to advertise a Request for Qualifications with Proposal to conduct a county-wide Road Assessment Study.**

Commissioner Palacios left the meeting.

NO ACTION taken on this item.

16. **Recommending award of RFP for: Providing Land Records Information for Hidalgo County Clerk's Office on the Internet.**
17. **Requesting approval of contract for: Providing Land Records Information for Hidalgo County Clerk's Office on the Internet. 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 on items 19.A.16&17.

B. HIDALGO COUNTY PRECINCT NO 1-

1. **Requesting approval for award to the lowest bidder (Rodriguez Ford), as attached hereto for:**
 - a. **One (1) new (unused) 2003, 4x4, F-150 truck for Sanitation Department.**
 - b. **One (1) new (unused) 2003, 4x2, F-150 truck for Parks Department.**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items 19.B.1.a&b.

2. **Requesting approval of Amendment No. 1 of the current contract with Alcoser Garcia Associates Design in Connection with "Repair & Remediation (Renovations) to existing facilities, Hidalgo County Precinct No. 1 Multi-Purpose Center- 1902 Joe Stephens Drive, Weslaco, Texas". Total amount of amendment to reflect \$ 19,398.00.**

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

C. HIDALGO COUNTY PRECINCT NO 3 –

1. **Recommending to reject sole bid received for: "Construction of Storm Drain in Friendly Acres Subdivision and Achenbach Road", due to above average cost per unit price of the bid proposal, which consequently affects project budget. (Project carried by Hinojosa Engineering, Inc.)**

Commissioner Garza left the meeting.

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

2. **Presentation for consideration, discussion, acceptance and approval with authority for Auditor to pay (after, review, verification and processing procedures completed) invoice number one(1) in the amount of \$ 12,250.00 for architectural services in connection with architectural services for the design and construction of a Multi-Service Center in Hidalgo County Precinct No. 3 from George A. Garcia, (AGADC), project architect.**

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

D. HIDALGO COUNTY URBAN COUNTY PROGRAM-

1. **Recommending award of bid and approval of lease and on "Rental of Office Space within the specified areas in the cities of Pharr and Edinburg" to low bidder meeting all requirements.(with a fully executed copy of the contract forwarded to the Hidalgo County Auditor's office);**

Commissioner Palacios returned to the meeting.

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

E. HIDALGO COUNTY WIC PROGRAM-

1. **Requesting approval to reject sole bid received for: "Lease space WIC Clinic in Las Milpas" Project.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, 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 both the purchasing department and the WIC Program attached hereto for : “Lease space WIC Clinic in Las Milpas” RFB**

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

20. Closed Session:

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

Commissioner Garza returned to the meeting.

At this time, on motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to move into Executive Session.

- A. Real Estate Acquisition**
- B. Danhash Realty vs. Pauline Gonzalez – Cause No. C-720-00-C**
- C. Pending and/or potential litigation**

NO ACTION taken during Executive Session.

21. Open Session:

A. Real Estate Acquisition

Four Parcels of land brought to the Court for consideration are located on the Mile 2 West project:

- 1) Parcel #45, Martin Cantu – appraised @ \$2,538.00
- 2) Parcel #32, Paul Brook Limited Partnership – appraised @ \$5,741.00
- 3) Parcel #10, Paul Brook Limited Partnership – appraised @ \$1,317.00
- 4) Parcel # 49, Olivia Garcia – appraised @ \$3,110.00

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

B. Danhash Realty vs. Pauline Gonzalez – Cause No. C-720-00-C

NO ACTION taken on this item.

C. Pending and/or potential litigation

NO ACTION taken on this item.

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 Palacios, seconded by Commissioner Garza, 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 SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, APRIL 22, 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 Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval for the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Approval of Minutes: (EXHIBIT I)**
 - A. February 3, 2003**
 - B. March 18, 2003**
 - C. March 25, 2003**
 - D. April 1, 2003**

**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 22, 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 members of the Court were counted present.

2. Pledge of Allegiance

NO ACTION taken on this item.

3. Prayer

NO ACTION taken on this item.

4. Open Forum

NO ACTION taken on this item.

5. Approval of Consent Agenda

At this time the Court moved to the Drainage District Consent Agenda.

6. Purchasing Department: (EXHIBIT Y)

A. Presentation by the two firms submitting statements of qualifications in response to Hidalgo County Drainage District No.1's Request for Qualifications with Proposal for legal services for "Mineral Rights/ Lease Investigations" in order to complete the evaluation of each firm for the purpose of ranking by Commissioners Court and Board of Directors of HCDD#1;

Item #6.A. was addressed on the Regular Agenda.

NO ACTION taken on this item.

B. Approval of the Ranking of the firms responding to the RFQ/P for legal service for "Mineral Rights/ Lease Investigations" for Hidalgo County and Hidalgo Drainage District No.1;

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the following ranking:

Number 1: Hicks, Thomas and Lilienstern

Number 2: Jon C. Amberson P.C.

C. Authority to proceed to negotiate the proposal with the number one ranked firm to finalize and award an agreement for legal service for "Mineral Rights/Lease Investigations";(Commissioners' Court to designate the negotiator);

NO ACTION taken on this item.

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

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 22nd 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.