

SPECIAL MEETING – APRIL 29, 2003

BE IT REMEMBERED, that on this 29th 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 29, 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 of the Court were counted present. Faustino Hernandez sat in for Antonio Sandoval, County Auditor.

2. Pledge of Allegiance

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

3. Prayer

Judge Garcia called on Commissioner Handy to lead the Court and Audience in Prayer.

4. Open Forum

Godfrey Garza, Drainage District Director, made a Declaration of Emergency of a broken canal at Seven Oaks and Mission Inlet.

Commissioner Garza joined the meeting.

5. Approval of Consent Agenda

At this time, the Court proceeded with the Agenda.

Commissioner Garza is away from the Court.

6. Elections Department: (SEE EXHIBIT G)

Commissioner Garza joined the meeting.

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

1. Election Services Agreement between the County of Hidalgo and the City of Elsa, Texas for the May 3, 2003 Municipal Election (as per date of the Agreement)

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

2. Amended comp-time (estimate)

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

3. Line item transfer

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$9,879.81.

7. Child Protection Court: (SEE EXHIBIT H)**A. Extension of Contract #9901-0424 between Texas Department of Protective & Regulatory Services and Hidalgo County for Contract Funds to be paid/spent for cluster court project**

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

8. Budget Office: (SEE EXHIBIT I)**A. Health Department:****1. Approval to create the following obj. #s –**

343,583,584,603,741,743,742,744,745,746,747,748,749,661,662,663,664 & 684 for the following accts.:

- 3-1100-441-00-340-001-0
- 3-1100-441-33-340-002-0 (CORRECTED)
- 3-1100-441-00-340-003-0
- 3-1100-441-00-340-004-0
- 3-1293-441-00-340-005-0
- 3-1293-441-00-340-006-3
- 3-1293-441-00-340-007-3
- 3-1293-441-00-340-008-3
- 3-1293-441-00-340-009-0
- 3-1293-441-00-340-010-3
- 3-1293-441-00-340-011-0
- 3-1293-441-00-340-012-3
- 3-1293-441-00-340-013-3
- 3-1293-441-00-340-014-3

Valde Guerra for the Record: There is one slight correction that our office did catch, and I'll read out the account number real quickly. The second account number for the County Clerk's office of 3-1100-441-00-340-002-0 should be 3-1100-441-33-340-002-0.

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

B. Human Services:**1. Request approval to create obj. #345 & approval of line item transfer - \$ 49,250.00**

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

C. CIP – 2002:**1. Approval to unappropriate \$ 120,476.00 (CIP Series 2002)****2. Approval of budget amendment - \$ 120,476.00 (CIP Series 2002 Courthouse Basement Project)**

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

D. CIP – 2002:**1. Approval to unappropriate \$ 16,080.00 (CIP Series 2002 – Aux. Court B Project)****2. Approval of budget amendment - \$ 16,080.00 (CIP Series 2002 – Elections)**

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

9. Sheriff Department: (SEE EXHIBIT J)**A. Approve and accept donation of a Bar-B-Que Grill from Texas Corrections Industries, Huntsville, Texas**

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

10. J.P. Pct. #4, PI.2: (SEE EXHIBIT K)**A. Approval of Resolution for Hidalgo County Truancy Program****B. Approval of cash match in the amount of \$ 90,849.00**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 10.A & B.

11. HIDTA – Command Center: (SEE EXHIBIT L)**A. Approval to appropriate a budget increase for the Hidalgo County HIDTA Command Center in the amount of \$9,803.00 (no county funds will be used)**

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

12. Juvenile Justice Court: (SEE EXHIBIT M)**A. Approval of Resolution for Juvenile Justice Court**

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

B. Approval of Cash Match in the amount of \$ 268,775.00

NO ACTION taken on this item.

13. Urban County: (SEE EXHIBIT N)**A. Approval of an Amendment #2 to Reimbursement Agreement between Mujeres Unidas/Women Together Corporation – Hidalgo County Urban County Program and Pct. #2 – Year 15 (2002)**

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

14. Appointments to the Hidalgo County Housing Authority Board (2 appointments) (SEE EXHIBIT O)

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the appointment of Marco Garcia (Pct. 1), and Norman Cordova who will be replacing Jose Luis Salinas (Judge Garcia).

15. Head Start: (SEE EXHIBIT P)**A. Requesting acceptance and approval of change order #1 deducting \$ 17,900.00 from the original contract in connection with the Edinburg V Head Start Center (Faysville)**

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

B. Requesting acceptance and approval with authority for payment request #9 in the amount of \$1,836.63 for professional services – engineers/architects from Cotera, Kolar, Negrete & Reed in connection with the Edinburg V Head Start Center (Faysville)

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

C. Discussion and approval to advertise for Request for Qualifications (RFQs) for:

1. **Mental Health Providers**
2. **Medical & Dental Providers**
3. **Special Services Providers**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 15.C.1-3.

D. Requesting authority to advertise for the following bids:

1. **Food Products**
2. **Dairy Items**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 15.D.1 & 2.

E. Recommending award of bids to the low bidders meeting all requirements and specifications for the following bids:

1. **Classroom Supplies Bid #2003-01-01**
2. **Janitorial Supplies Bid #2003-01-02**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 15.E.1 & 2 to the lowest vendor meeting all specs as per the attached form.

F. Requesting approval of contracts to the low bidders meeting all requirements and/or specifications for the following bids:

1. **Classroom Supplies Bid #2003-01-01**
2. **Janitorial Supplies Bid #2003-01-02**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 15.F.1 & 2.

G. Requesting acceptance and approval with authority for payment on application and certificate for payment #12 from All Pro Contractors, Inc. in connection with the construction of the Edinburg V Head Start Center (Faysville)

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, subject to the architect signing off.

Steve Crain, Legal Counsel, for the record: We don't review Headstart's contracts. Their own Councilmen's do that.

16. Human Services: (NO EXHIBITS)

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

1. **Authorization to pay 2002 claims: \$55,781.58**

Commissioner Flores is away from the Court.

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

2. Authorization to pay 2003 claims: \$ 274,359.12

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

3. Indigent Health Care expenditures

Presentation made. NO ACTION taken on this item.

4. Modify Services being provided

Presentation made. NO ACTION taken on this item.

Commissioner Flores joined the meeting.

5. Report and Recommendations regarding Indigent Health Care

Presentation made. NO ACTION taken on this item.

17. Pct. #1: (SEE EXHIBIT R)

A. Approval to appropriate unreserved Pct. #1 Park Funds to Pct. #1 Park Acct.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval in the amount of \$30,427.64.

B. Approval to support the naming of the Monte Alto Park as “Monte Alto Veterans Park”

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

18. Pct. #4: (SEE EXHIBIT S)

A. Approval to create obj. #413 (surveillance & security)

B. Approval of line item transfer - \$ 200.00

NO ACTION taken on item 18.A & B

19. Purchasing Department: (SEE EXHIBIT T)

A. HIDALGO COUNTY -

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

1. New Hidalgo County Jail

Total Inmate Population:	<u>1069</u>
a) Physical Count:	<u>0</u>
b) Out of County Count: La Villa Facility (LCS):	<u>0</u>
Brooks:	<u>0</u>
Other	<u>0</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. NO ACTION taken on item 19.A.2 & 3.A.

- B. Clarification of Certificate for Payment No. 6 (approved by CC on 4-15-03) by Fiero Industries, Inc. in the amount of \$ 77,054.50 with authority for Auditor to issue payment to reflect and ratify the submission format of two payments requests; No.6 9re-submitted) in the amount of \$ 51,271.20 (which depicts the 4-15-03 request less the retainage amount of \$ 25,783.30) and No. 7 (Estimate & Final) in the amount of \$ 25,783.30 which is the retainage amount. Note: both equal the original request No.6 of \$ 77,054.50.**

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

- C. Requesting exemption from competitive bidding requirement, under TX. Local Gov't Code Chapter 262.024(a)(c), a state agency, for the purchase of a bookcase and two (2) drawer file from Texas Correctional Industries (TCI) in the amount of \$ 1,530.00 (as detailed in requisition # 48 attached hereto);**

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

- D. Authority to purchase 100 gallon kettle (natural gas operated) from Stepco Restaurant Supply, Inc., Harlingen, TX, through the Resolution with the State of Texas Building and Procurement Commission state awarded contract program in the amount not to exceed \$ 12,000.00 which includes delivery and set-up;**

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

- E. Ratification of the transfer of the account names with points(s) of contact (as requested by Landmark and required by City of Edinburg) from Landmark to Hidalgo County with authority for Auditor to issue payments (if applicable) with authority to execute forms and/or documents from City of Edinburg and as further detailed (see notice sent to City of Edinburg on 4-24-03) so as to avoid any suspension of services;**

Hidalgo County adult Detention Facility
 Cmdr. Adolfo Cantu, Point of Contact
 Account No. 50-1451-00(meter # 1629797)
 Account No. 50-1463-00(meter # 20001029)

Hidalgo County Law Enforcement Center
 Cmdr. Tino Garza, Point of Contact
 Account No.50-1452-00(meter #1617438)

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

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

Presentation made. NO ACTION taken on this item.

- G. Report of Hidalgo County Sheriff's Department on the Transition and Occupancy of the New Adult Detention Facility and Law Enforcement Center Project. Report from consulting Architect 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;**

Discussion/Presentation made. NO ACTION taken on this item.

- H. Requesting approval of Certificate of Completion for "Off-Site Improvements to serve Hidalgo County Jail Facility and Law Enforcement Center" by Fierro Industries, Inc., the contracted vendor and as recommended by project engineer, TEDSI**

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

Commissioner Handy is away from the Court.

4. **Clarification and Approval of specifications of Option's I, II & III in order to publish project ad for: "VENDING MACHINE SERVICE"**
- A. **Option I-Multi-Brands beverages/ snacks/ free stand candy machines**
 - B. **Option II- Single brand beverages/snacks/free stand candy machines**
 - C. **Option III- Newspapers and/or periodical stands.**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve Multi-options for item 19.A.4.a-c.

5. **Presentation for consideration, discussion, acceptance and approval of Change Order No. Two(2) in connection with the current renovation and remodeling of the Hidalgo County Courthouse basement and detailed in supporting documentation provided and submitted by project architect, George A. Garcia, AGADC in the amount of \$ 7,995.00. Note: combination of two (2) change orders does not exceed 25%;**

Commissioner Handy joined the meeting.

NO ACTION taken on this item.

6. **Discussion, consideration and applicable action on the options available for the following; a) either the up-date of the original Hidalgo County Comprehensive Roadway Assessment Study through a negotiated fee with TEDSI under the current "Professional Engineering Services Agreement", or b) the publishing of a project specific RFQ/P for a new Comprehensive County Roadway Study, or c) selecting an engineering taxes firm from the County "pool" of engineers to engage for the study project;**

NO ACTION taken on this item.

7. **Presentation for discussion, consideration and applicable action on available options for delinquent tax collection services;**
- A. **Requesting exemption from competitive bidding requirements under TX. Local Gov't. Code,262.024(a)(4) for legal services in connection with the collection of delinquent taxes with Linebarger Goggan Blair & Sampson so as not to have any lapse in collection services;**

Commissioner Handy and Commissioner Garza are away from the Court.

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

- B. **Requesting approval of "short term" legal services agreement with Linebarger Goggan Blair & Sampson for a period not to exceed 180 days in order to cover "peek" collection period under the same rates, terms and conditions.**

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

- C. **Requesting authority to advertise a Request for Qualifications with Proposal for a long term contract: "Delinquent Tax Collection Services for Hidalgo County"**

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

8. **Requesting authority to advertise a Request for Qualifications and/or Proposals for the engagement of a " Step & Grade Consulting Firm"**

Commissioner Handy joined the meeting, and Commissioner Flores left the Courtroom.

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

9. Discussion, consideration and approval of an Inter-Local Agreement with and through Region IV Education Service Center and Texas Cooperative Purchasing Network (TCPN) to provide purchasing opportunities to school districts and public entities. (Correction made)

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

10. Authority to proceed to negotiate the proposal with the ranked firm(s) to finalize and award an agreement for legal services or,(in the alternative) approve a legal services agreement/contract/letter of engagement for "Mineral Rights/Lease Investigations for Hidalgo County and /or H.C.D.D. No. 1.

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

B. HIDALGO COUNTY PRECINCT NO 4-

Requesting authority to advertise for "Hidalgo County Precinct No.4- a) Paving of Tower Road from Rodgers to FM 1925" a CIP Project, with specifications to be reviewed by Legal Counsel prior to publication. Requesting authority to advertise for: "Hidalgo County Precinct No. 4- b) Paving of Canton Road from Val Verde to Dillion" A CIP Project, with specifications to be reviewed by Legal Counsel prior to publication.

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

C. HIDALGO COUNTY CLERK-

Discussion, consideration & approval (if applicable) of Disclosure of Available Terrorism Coverage option with authority to execute same under the Errors and Omissions Policy for Hidalgo County Clerks Office.

J.D. Salinas stated for the Record: The only threat, Judge, that we've had, is the Republic of Texas claiming that they own property, but they don't. It happens once every two years. We're not secured on the south side of the Courthouse. That's a concern, but that's something we have to deal with. Basically, if Commissioners' Court wants to spend \$1,100.00 for the year for terrorism threat, that's fine. If not, well you know...

J.D. Salinas recommends against buying this insurance.

Steve Crain, Legal Counsel for the Record: You can't just think about terrorism the way the exclusion is written. It's much broader than that.

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

Commissioner Garza joined the meeting.

D. HIDALGO COUNTY ELECTIONS DEPARTMENT-

Requesting authority to purchase computer hardware and peripherals (expandable storage-backup server) from The Software Group, a QISV vendor, through the Resolution with the State of Texas Building and Procurement Commission's catalogue purchasing program in the amount pf \$ 16,080.00.

Commissioner Garza left the Courtroom.

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

Commissioner Garza joined the meeting.

E. HIDALGO COUNTY INDIGENT DEFENSE PROGRAM-

Requesting authority to purchase computer hardware and peripherals from QA Systems, a QISV vendor, through the Resolution with the State of Texas Building Procurement, Catalogue Purchasing Program for a total of \$ 12,796.00.

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

Commissioner Garza is away from the Court.

F. HIDALGO COUNTY DPS LICENSE & WEIGHT –

Requesting authority to purchase four(4) cellular phones at \$ 29.99 each and enter into service agreement for ten(10) cellular phones with Cingular Wireless, a QISV vendor, through the resolution with the State of Texas building Procurement, "Texan 2000" Catalogue Purchasing Program for the total of \$ 320.00 a month. Effective upon approval.

NO ACTION taken on this item.

G. HIDALGO COUNTY WIC PROGRAM-

Requesting approval to enter into service agreement with Joe W. Fly Co.,Inc., for: "Inspection& Replacement of A/C filters for Clinics" In the year term amount of \$ 2,220.00. From the 29th day of April 2003 through 29th day of April 2004.

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

Commissioners' Flores and Garza joined the meeting.

H. HIDALGO COUNTY COMPUTER DEPARTMENT-

Requesting authority to purchase computer equipment and peripherals from the following QISV vendors, through the Resolution of the State of Texas, Texas Building and Procurement Commission's Purchasing Program:

<u>Vendor</u>	<u>Description</u>	<u>Qty</u>	<u>Amount</u>	<u>Obj. Code</u>
S.J.S. Computers	Net Shelter (networking Equip.)	3	\$ 1,325.00	743
S.J.S. Computers	Shelf (to hold server)	1	\$ 110.00	664
S.J.S. Computers	Smart Cell (battery back-up)	1	\$ 1,109.00	743
Dell Marking	Server	1	\$ 4,438.00	745
Dell Marking	Power edge	1	\$ 6,127.00	745
Dell Marking	Rack Rail Kit for Power edge	3	\$ 212.00	664
Total Amount			<u>\$12,353.05</u>	

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

20. Closed Session: (SEE EXHIBIT U)

On motion of Commissioner Handy, seconded by Commissioner Palacios, 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. Landmark Organization, L.P. vs. Hidalgo County and Enrique Escalon as Hidalgo County Sheriff**
- C. Potential Litigation – ADA Courthouse Project**

NO ACTION taken during Executive Session.

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

1. Parcel #59, located on Mile 2, belonging to Pablo Martinez Jr. and Maria D. Martinez, in the amount of \$1,164.00.
2. Parcel #61, located on Mile 2 West, belonging to Victor Hugo Carisalez and Maria Christiana Carisalez, was appraised at \$13,072.00. Settlement offer is in the amount of \$17,072.00.
3. Pct. #3, on Mile 3, belonging to Maria Rosa Pena Garcia was appraised in the amount of \$2,080.00. Settlement offer is for \$5,000.00.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 21.A.1, 2, and 3.

4. Located on Mile 2 West Road, Parcel 36, 37, 38, 40, 42, 44, 46, 47, belonging to Drs. S.G. and Elizabeth Krishnan.

Godfrey Garza was instructed to proceed as directed for item 21.A.4.

B. Landmark Organization, L.P. vs. Hidalgo County and Enrique Escalon as Hidalgo County Sheriff

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a 4 to 1 vote of approval to assign Atlas and Hall to proceed as directed. Specific votes are as follow:

AYE: Commissioners' Garza, Palacios, Handy, and Flores

NAY: Judge Ramon Garcia

C. Potential Litigation – ADA Courthouse Project

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 Handy, seconded by Commissioner Palacios, 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 29, 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 to approve all items listed on the Consent Agenda, with the exception of item 2.A. Due to concerns from the auditor, the motion and second were withdrawn.

A second motion was made by Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve all items listed on the Consent Agenda, with the exception of the Indigent Health Care bills on item #1, and item 2.A., Insect Eradication. Indigent Health Care bills will be addressed on the Regular Agenda under item #16.A.1 & 2.

Commissioner Garza was not present for the second vote.

- 1. Approval of check register and payment of claims and bills - County Auditor (SEE EXHIBIT A)**
- 2. Line item transfers: (SEE EXHIBIT B)**
 - A. **Insect Eradication** – On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval, subject to change in the amount of \$143.42. Commissioner Garza was not present for this vote.
 - B. **J.P. Pct. #3, Pl. 2**
 - C. **Budget Office**
 - D. **County Court #4**
 - E. **D.A. – Gen. Fund**
 - F. **275th District Court**
 - G. **Adult Probation**
 - H. **Health – Sanitation**
 - I. **County Judge**
 - J. **Constable Pct. #3 (3)**
 - K. **Pct. #2 – Adm.**
- 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 – Mile 2 & Los Ebanos Rd.
 - B. Square Mile Energy – FM 3072 & Juan Balli Rd.
 - C. North Alamo Water Supply – FM 1426 on Trenton Rd.
 - D. North Alamo Water Supply – FM 493 on Mile 15
 - E. North Alamo Water Supply – Mile 10 North on Mile 3 ½
 - F. North Alamo Water Supply – FM 88 on Mile 12 ½

5. **Tax Refunds:** (SEE EXHIBIT E)

A. Mexrail Locomotives	\$ 111,500.87
B. Jerome A. & Martha J. Gulan	\$ 552.77
C. Mexrail Locomotives	\$ 93,361.67
D. Eutiquio M. & Elsa Elizondo	\$ 577.26

6. **Purchasing Department:** (SEE EXHIBIT F)
 - A. **HIDALGO COUNTY PRECINCT NO 1 –**
Requesting authority to purchase computer hardware and peripherals from CDW-Government, a QISV vendor, through the Resolution with the State of Texas Building procurement, Catalogue Purchasing Program for total of \$ 1,499.00.
 - B. **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEY –**
Requesting authority to enter into a maintenance agreement with IKON for a fax machine in the amount of 205.00 for one year. Effective march 4, 2003 thru March 4, 2004.
 - C. **HIDALGO COUNTY HIDTA TASK FORCE –**
Requesting authority to purchase one (1) Laptop computer from “Dell Marketing, L.P., a QISV vendor, through the Resolution” with the State of Texas Building Procurement, Catalogue Purchasing Program for the total of \$ 3,350.50.
 - D. **BUILDINGS & GROUNDS –**
Requesting authority to enter into a service agreement with Argus security System for a three year term effective upon approval.
 - E. **HIDALGO COUNTY PRECINCT NO 2 –**
Requesting authority to purchase computer hardware and peripherals from “S.J.S.Computers,” a QISV vendor, through the “Resolution” with the State of Texas Building Procurement, Catalogue Purchasing Program for the total of \$ 2,489.00.

**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 29, 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. Discharge Permit: (SEE EXHIBIT V)**
 - A. City of Weslaco – West Tract Subd.**
 - B. City of Edinburg – Summerwinds L.L.P. Subd. Phase I**
- 3. Pipeline Permit: (SEE EXHIBIT V)**
 - A. North Alamo Water Supply – Pharr-McAllen Lateral**

**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 29, 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. Open Forum

No Presentations made under Open Forum.

3. Approval of Consent Agenda

At this time, the court took up the Drainage District Agenda.

4. Purchasing Department: (SEE EXHIBIT W)

- A. Authority to proceed to negotiate the proposal with the ranked firm (s) to finalize and award an agreement for legal services or,(in the alternative) approve a legal services agreement/contract/letter of engagement for "Mineral Rights/lease Investigations for Hidalgo County and /or H.C.D.D.No.1.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to negotiate on behalf of the Drainage District.

5. 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.

6. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

7. Closed Session:

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

NO ACTION taken on this item.

8. Open Session:

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

NO ACTION taken on this item.

On motion of Commissioner Handy, seconded by Commissioner 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 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 29th 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.