

**SPECIAL MEETING – MAY 20, 2003**

BE IT REMEMBERED, that on this 20<sup>th</sup> day of May, 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, MAY 20, 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.

**2. Pledge of Allegiance**

Judge Garcia led the court in the Pledge of Allegiance.

**3. Prayer**

At this time, Commissioner Handy led the Court and Audience in Prayer.

**4. Open Forum**

Presentation made by Virginia Townsend.

**5. Approval of Consent Agenda**

At this time, the Court moved to review the Regular Consent Agenda.

**6. Approval of Resolution recognizing the "Alzheimer's Association Program" – Claudio Cruz (SEE EXHIBIT I)**

Presentation made by Claudio Cruz.

Commissioner Handy then read the Resolution into the Record.

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

**7. WIC: (SEE EXHIBIT J)**

**A. Request for a new cellular phone and new number for the WIC Mobile Clinic**

Marty Salazar, Purchasing Agent, for the Record: We called WIC yesterday, the Court is still pending on some definite policy that they wanted to entertain regarding cell phones, possibly a stipend, as opposed to actually...

Discussion continued. Commissioner Palacios commented that too much time is being spent on this item, when this phone was previously approved and is being replaced.

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

**8. County Auditor: (SEE EXHIBIT K)**

**A. Discussion and action on Memo of Understanding between STCC and County Auditor's Office**

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

**9. Budget Office: (SEE EXHIBIT L)****A. Discussion and action on future project funding – Capital Improvement Plan**

NO ACTION taken on this item.

**B. Approval of budget amendment appropriating \$110,726.74; \$55,363.37; \$55,363.37 into Pcts. #1, 3 & 4 respectively, from Road & Bridge County Wide unreserved fund balance**

A corrections in the amount was made by Valde Guerra, Budget Officer in the amount of \$105,351.64 for Pct. 1 and \$52,675.87 for Pct.'s 3 & 4

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

**C. County Auditor:****1. Approval to create obj. #671 & line item transfer - \$ 150.00**

(SEE ITEM 9.E)

**D. County Clerk:****1. Approval of budget amendment - \$ 53,117.95 in acct. #3-1237-415-40-180-003**

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

**E. Health Department:****1. Approval to create obj. #744 (equip. level I) and line item transfer - \$ 20,000.00**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 9.C.1 & 9.E.1.

**F. WIC:**

- 1. Approval to create obj. #663, 746, 462 & line item transfer - \$ 16,645.00**
- 2. Approval of budget amendment - \$ 144,737.40 (acct. #3-1292-441-00-350-001)**
- 3. Approval of budget amendment - \$ 35,024.40 (acct. #3-1292-441-00-350-002)**
- 4. Approval to create three (3) new positions and set salaries:**
  - **2 peer counselors \$15,660.00 each**
  - **1 lactation consultant \$38,500.00**

Judge Garcia for the Record: These are not General Fund dollars. The WIC program is funded entirely by the State and Federal Government.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 9.F.1-4 with corrections on items 9.F.2&3.

**G. CIP Series 2002:****1. Approval of line item transfer - \$ 216,900.00 (Pct. #4 – Landfill)**

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

At this time, the court moved to the next item, #10, but only discussed the issues and decided to come back to it later in the meeting.

**10. Risk Management: (SEE EXHIBIT M)****A. Discussion and approval of procedures needed to initiate self-funded workers' compensation program: Medical PPO, Prescription Plan, staffing, equipment & supplies**

NO ACTION taken on this item.

**B. Request approval for three (3) staff positions needed for the implementation of self-funded workers' compensation program, staffing costs to be funded entirely by administration fees from entities:**

**(2) Safety Specialist II**

**(1) Workers' Compensation Clerk II** (CORRECTED)

**C. Set salaries**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 10.B&C subject to funding.

At this time the court continued to Purchasing item #19.A.8.

**11. Head Start: (SEE EXHIBIT N)**

**A. Recommending approval to submit funding application to the Department of Health and Human Services for authorized funds in the following categories:**

- **Cost of Living Adjustments (COLA)**
- **Enhancing Salary/Fringe Benefits of Classroom Teachers**
- **Other Quality Improvements**
- **One Time Funding**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to submit funding application to Department of Health and Human Services.

**12. Urban County: (SEE EXHIBIT O)**

**A. Approval of budget and program amendment – Pct. #1 UCP Year 15 (2002)**

NO ACTION taken on this item.

**B. City of Alton – Street improvements – UC Year 13 (2000) Approval to cancel the Professional Services Contract with REO Engineers & Surveyors, LTD**

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

Commissioner Handy stepped away from the meeting.

**C. Self Help Center – Texas Community Development Program (TCDP) Contract #719023- Amendment #6**

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

**D. 2002 Colonia Construction Grant #722065 Frank Smith Subdivision – Water Improvements**

NO ACTION taken on this item.

By request of Commissioner Garza, the Court moved to item 13.A.2

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

**A. Preliminary Approval:**

**1. Selena Heights Phase I Subdivision – Pct. #4**

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

Commissioner Garza did abstain from this vote.

At this time, the court moved to item 13.B.

**2. Eldora Heights Mobile Home Subdivision Phase 3 – Pct. #3**

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

By request of Commissioner Garza, the Court moved to item 13.C.

**B. Re-plat of Los Venados Subdivision Phase I – Pct. #4**

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

Commissioner Garza did abstain from this vote.

At this time, the court moved to item 13.D.

**C. Re-plat of Ebanos Subdivision Phase I – Pct. #3**

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

At this time, the court moved to item 13.A.1.

**D. Partial Release of Letter of Credit:**

**1. Paparazzi Estates Subdivision – Pct. #4**

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

Commissioner Garza did abstain from this vote.

**2. Venetian Ranches Subdivision – Pct. #4**

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

Commissioner Garza did abstain from this vote.

**E. Discussion of county base map and other issues**

Presentation made by Raul Sesin.

NO ACTION taken on this item.

Commissioner Handy joined the meeting.

**14. Tax Office: (SEE EXHIBIT Q)**

**A. Approval of Amendment to Interlocal Cooperation Agreement for Tax Assessment and Collection between Hidalgo County and (For 2002 Tax Year):**

- **Cities of:** Alton, Mercedes, Mission, Penitas, Progreso, Weslaco
- **School Districts:** Edinburg, La Villa, McAllen, Mercedes, Mission, Monte Alto, Sharyland, Weslaco, South Texas Community College

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

**15. Pct. #1: (SEE EXHIBIT R)****A. Request approval to dedicate and name the following road as per petition: Airport Drive**

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

**B. Approval to create obj. # 333 (R&B Legal Serv.) & approval of line item transfer - \$ 7,544.00**

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

**C. Authority to request contract extension for GED Connection Project to July 31, 2003**

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

**16. Pct. #2: (SEE EXHIBIT S)****A. Authorization to create a full-time temporary Office Coordinator for Road & Bridge**

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

**B. Set salary in the amount of \$ 24,000.00**

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

**17. Pct. #3: (SEE EXHIBIT T)****A. Discussion and authorization for Pct. #3 to use the document Right of Entry and Possession, to remove the debris of the disaster tornado for the victims of April 29-30, 2003 per the Hidalgo County Disaster Plan as approved by Commissioners' Court**

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

Commissioners' Garza and Handy were not present during this vote.

**B. Discussion, consideration and action on request by the City of Sullivan for assistance to repair various roads**

Presentation made by J.D. Villarreal.

NO ACTION taken on this item.

Commissioner Handy excused herself from the remainder of the meeting.

At this time the court moved to item 19.C.

**18. Human Services: (NO EXHIBITS)****A. Discussion and/or action, including, but not limited to the following items:**

Per Rudy De La Vina: With the requests for expenditures today, this will clear out our funds available in terms of our 8%, the maximum state allocation as well as the .10 cents on the dollar that we have to match.

**1. Authorization to pay 2002 claims: \$7,394.75**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval. Commissioner Garza did abstain from this vote.

**2. Authorization to pay 2003 claims: \$68,366.35**

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

Commissioner Garza did abstain from this vote.

**3. Indigent Health Care expenditures**

Presentation made by Rudy De La Vina. NO ACTION taken on this item.

**4. Modify Services being provided**

**5. Report and Recommendations regarding Indigent Health Care**

NO ACTION taken on items 18.A.4&5.

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

**A. HIDALGO COUNTY -**

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

**1. New Hidalgo County Jail**

**Total Inmate Population:** 1,093

**a) Physical Count:** \_\_\_\_\_

**b) Out of County Count: La Villa Facility (LCS):** \_\_\_\_\_

**Brooks:** \_\_\_\_\_

**Other** \_\_\_\_\_

**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 19.A.2 and 19.A3.a.

**b) Requesting authority to purchase computer hardware, software, peripherals, licenses and maintenance agreements from Image Ware Systems, Inc., a QISV vendor, through the State of Texas Building & procurement Commission's Catalogue Purchasing Program as detailed in requisitions numbers, 15(a)-\$ 51,141.02, 16(a)- \$ 6,988.93,and 17- \$ 11,580.89,totaling \$ 69,710.84 which include shipping;**

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

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

No concerns voiced on this item from the Auditor.

**d) Report of Hidalgo County Sheriff's Department and Ray Vargas (V-A Architecture), 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 preliminary information and request for clarification and direction on the possible construction options for additional pod(s) with staffing and maintenance and operations analysis and impacts including the status of the old facility and possible anticipated date of submitting required "Order" of official closure for consideration and action;**

Commissioner Palacios excused himself from the meeting.

Presentation made by Captain Jackson.

4. **Presentation and acceptance of roster (as listed in the RFQ&P Acceptance Sheet attached hereto) of “Construction Materials Testing-R&B Pool” of pre-qualified firms submitting Statements of Qualifications for ranking on an “as needed basis” per project by all County departments requiring said services as set forth in the requirements stated in the County’s Request for Qualifications and Proposal packet.**

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

5. **Recommending award of proposal to Number One Ranked Firm for “Professional Consulting Services including, but not limited to, Workers’ Compensation, Property and Casualty, Public Officials, Law Enforcement, Automobile Liability and Physical Damage, and/or general Liability- Hidalgo County.”**

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

6. **Recommending approval of final negotiated contract with Number One Ranked Firm.**

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

7. **Requesting authority for Consultant to advertise RFPs and approval of requirements for, but not limited to, Worker’s Compensation, Property and Casualty, Public Officials, Law Enforcement, Automobile Liability and Physical Damage, and/or General Liability- Hidalgo County. A fully executed copies of the contracts will be forwarded to the Hidalgo County Auditor’s Office, before the commencement of any work or presentations of any invoices for payment.**

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

At this time, the court moved to items 10.A,B&C.

8. **Requesting authority to advertise for: “BIO-HAZARDOUS WASTE DISPOSAL” and approval of specification. A fully executed copies of contracts will be forwarded to the Hidalgo County Auditor’s Office.**

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

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 five (5) in the amount of \$ 68,996.38 (dated 05-14-03) 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 Garza, seconded by Commissioner Flores, 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 ten(10) in the amount of \$ 971.00 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 Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

- 11. Recommendation by project architect for the engagement of Raba-Kistner Consultants, Inc. to authorize additional testing to determine whether collected water is ground water or city water at a cost not to exceed \$ 940.00;**

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

- 12. Requesting exemption from competitive bidding requirements under Texas Local Government Code, Section 262.024(a) (8) for food purchase for any and all County departments and programs requiring such items;**

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

- 13. Requesting authority to advertise and approval of specifications for "MS-1 Emulsified Asphalt".**

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

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

- 1. Requesting authority to advertise for: "Construction of Roads for Loma Alta, La Palma, Angela, Chapa No III, Delmiro Jackson & Harmel Roads". (Colonia Access Program (CAP) Project).**

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

- 2. Modification and amendment to contract (C-03-057-02-18) to reflect the additional services required with and related fees under Phase I for Mile 5 Project.**

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

At this time the court moved to item 19.D.

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

**Discussion, consideration and approval, including but not limited to, Two (2) Advanced Funding Agreement(s) (AFAs) and two(2) Economically Disadvantage County Program applications(EDCs) between the State of Texas' Department of Transportation (TxDOT) and Hidalgo County for the proposed reconstruction of "I" Rd. from SH495 North to 0.25 miles North of FM 3561 (Nolana) including the requirement of either an approved "Resolution" or Certified Minutes authorizing the County of Hidalgo to participate in the development of the project.**

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

At this time, the court moved back to item 18.A.1.

**D. HIDALGO COUNTY PRECINCT NO 3 –**

- 1. Requesting authority to re-advertise and approval of specifications as attached hereto for: "Construction of Storm Drain in Friendly Acres Subdivision and Schuerbach Road"**

On motion of Commissioner Flores, seconded by Commissioner Garza, 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 (2) in a Multi-Service Center in Hidalgo County Precinct No. 3 from George A. Garcia, (AGADC), the amount of \$ 7,350.00 for architectural services in connection the design and construction of project architect.**

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

- E. HIDALGO COUNTY ADULT DETENTION CENTER -  
Recommending award of bid and approval of contract for: “Pharmaceutical and Infirmary Medical Supplies”, to low bidder meeting all requirements. A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office.**

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

- F. HIDALGO COUNTY PRECINCT NO 4-  
Requesting authority to advertise and approval of specifications for: paving of Mile 20 Road (East of Val Verde).**

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

- G. HIDALGO COUNTY JUVENILE BOARD-  
Requesting authority to advertise and approval of requirements as attached hereto for “Juvenile Justice Alternative Education Program- Hidalgo County Juvenile Board.”**

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

- H. HIDALGO COUNTY SHERIFF’S DEPARTMENT-  
Recommending award (from solicited sealed quotes) and approval of contract with Video Sound and Lights for removal, installation and repairs of surveillance equipment such as cameras, listening devices, recorders etc., for a term of one year but in no intent of exceeding the \$ 25,000.00 limit.**

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

- I. HIDALGO COUNTY HIDTA TASK FORCE-  
Recommending bid award and approval of contract to low bidder meeting all specifications for: Hidalgo County HIDTA Task Force- “Janitorial Services” (with a fully executed copy of the contract forwarded to the hidalgo County Auditor’s office).**

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

At this time the court moved to review the Addendum (see Exhibit Y).

**20. Closed Session:**

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

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

- A. Real Estate Acquisition**
- B. Potential Litigation – ADA Courthouse Project**
- C. Evaluation, duties and compensation of Fire Marshal**
- D. Cause #C-502-03; Cottonfields, Ltd. vs. County of Hidalgo and the City of Weslaco**

NO ACTION taken during Executive Session.

**21. Open Session:**

**A. Real Estate Acquisition**

Valde Guerra read all parcels into the Record:

Parcel #58 – Mile 2 West, expansion road – \$2,061.00 – Liobardo E. & Irene T. Hernandez

Parcel #41 – Mile 2 West, expansion road - \$575.00 – Israel & Lucilla Gloria and Isaias & Martha Alicia Gloria

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

- B. Potential Litigation – ADA Courthouse Project**
- C. Evaluation, duties and compensation of Fire Marshal**
- D. Cause #C-502-03; Cottonfields, Ltd. vs. County of Hidalgo and the City of Weslaco**

NO ACTION taken on items 21.B-D.

**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.

At this time, on motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to adjourn.

**COUNTY OF HIDALGO  
RAMON GARCIA  
HIDALGO COUNTY JUDGE**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, MAY 20, 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 of the Consent Agenda with the exception of items 1, 2.E, 2.F and 7.F.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to rescind previous approval of Consent Agenda.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of item 1, 2.E, 2.F, 7.F, and 2.L.

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

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item #, with the exception of Indigent Health Care bills. Indigent Health Care bills will be reviewed with item 18.A.1&2 on the Regular Agenda.

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

**A. Texas Cooperative Extension**

**B. Pct. #2 – Adm.**

**C. Pct. #2 – R & B**

**D. Pct. #2 – County Wide Shop**

**E. Pct. #1 – Parks (2) - NO ACTION taken on this item.**

**CORRECTED PAGE**

**F. Pct. #1 – Adm. – On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval, with corrections.**

**G. Colonia Access Program**

**H. Law Library**

**I. HIDTA – Task Force**

**J. Constable Pct. #5**

**K. Auxiliary Court**

**L. Constable Pct. #2 – On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval, with corrections to \$500.00.**

**M. J.P. Pct. #3, Pl. 2**

**N. J.P. Pct. #2, Pl. 2**

**O. J.P. Pct. #2, Pl. 1**

**P. Risk Management**

**Q. Sheriff Auto Theft**

**R. Sheriff COPS in Schools**

Consent Agenda Continued:

3. **Planning Department:** (SEE EXHIBIT B)
  - 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. **Monthly Fee Reports:** (SEE EXHIBIT C)
  - A. **District Clerk - \$ 326,719.42 – April** (not County Clerk)
  
5. **Right of Way – Permits:** (SEE EXHIBIT D)
  - A. **United Oil & Mineral – Dillon Rd. north of Trenton Rd.**
  - B. **North Alamo Water Supply – Exy. 83 on Mile 2**
  - C. **ECISD c/o J.E. Saenz – Raul Longoria Rd. & Wisconsin Rd.**
  - D. **North Alamo Water Supply – I Rd. & Wisconsin Rd.**
  - E. **City of Hidalgo – Dicker Rd.**
  - F. **City of Hidalgo – Las Milpas Rd.**
  - G. **City of Hidalgo – Las Milpas Rd.**
  - H. **Sharyland Water Supply – SH107 & Depot Rd.**
  
6. **Urban County:** (SEE EXHIBIT E)
  - A. **Request for approval of eligibility status for three (3) countywide HOME Occupied Housing Rehabilitation/Reconstruction Housing Program applicants**
  
7. **Tax Refunds:** (SEE EXHIBIT F)
 

A. Felipe Trevino	\$ 502.02
B. Colonial Savings	1007.56
C. Reynaldo Salazar	507.01
D. Bonifacio Lozano	631.41
E. Edward J. Family LMTD.	1094.82
F. Wells Fargo	548.55

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the Tax Refund i/a/o \$548.55 be made payable to Jose Maria and Nancy Charles and not Wells Fargo.
  
8. **Purchasing Department:** (SEE EXHIBIT G)
  - A. **HIDALGO COUNTY PRECINCT NO 3-**  
 Requesting authority to enter into a lease agreement with Xerox for 36 months at \$ 139.25 a month for a copier. Effective upon approval.
  - B. **HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEY-**
    1. Requesting authority to enter into a maintenance agreement with Xerox for nine(9) copiers in the amount of \$ 4,472.00. Effective May 1, 2003. (Please see attachments)
    2. Requesting authority to purchase computer equipment previously approved in Commissioner’s Court on 05/13/03 (from S.J.S. Computer) to reflect the corrected vendor CDW Government, a QISV vendor through the Resolution with the State of Texas, Texas Building and Procurement Commission’s Catalogue Purchasing Program in the amount of \$ 1,315.67 (See Attachment)
  - C. **HIDALGO COUNTY DISTRICT CLERK OFFICE-**  
 Requesting authority t enter into a maintenance agreement with Southwest business Machines for fourteen (14) typewriters in the amount of \$ 1,008.00. Effective upon approval. (Please see attachments)
  - D. **HIDALGO COUNTY ELECTIONS DEPARTMENT-**  
 Requesting authority to enter into a maintenance agreement with IKON for Canon fax machine in the amount of \$ 255.00. Effective upon approval.

Consent Agenda Continued:

**E. HIDALGO COUNTY TAX OFFICE-**

Requesting authority to enter into a maintenance contract with Southwest Business Machines for fifteen (15) typewriters in the amount of \$ 785.00. Effective upon approval. (Please see attachments)

**F. HIDALGO COUNTY COMPUTER DEPARTMENT-**

Requesting authority to purchase Computer equipment form a QISV vendor, CDW Government, through the Resolution with the State of Texas, Texas Building and Procurement Commission's Catalogue Purchasing Program in the amount of \$ 1,093.94.

**G. HIDALGO COUNTY TAX OFFICE-**

Requesting authority to purchase computer equipment from a QISV vendor, Multiwave, through the Resolution with the State of Texas, Texas Building and Procurement Commission's Catalogue Purchasing in the amount of \$ 63.21.

**H. HIDALGO COUNTY RISK MANAGEMENT-**

Requesting authority to enter into a Rental Agreement with Minolta, for two copiers. Copier DI351 will be \$ 287.00 a month and copier DI450 will be \$ 299.00 a month. Effective upon approval

**I. HIDALGO COUNTY EXTENSION SERVICE-**

Requesting authority to purchase computer hardware, printers and videoconferencing unit and peripherals through the annual procurement project by Texas A&M University for their 2003 County Computer Cost Share Program in an amount not to exceed \$ 3,320.00.

**9. Approval of Minutes: (SEE EXHIBIT H)**

**A. January 27, 2003**

**B. May 06, 2003**

**C. May 13, 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, MAY 20, 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 Garza, second Flores, 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. Discharge Permit: (SEE EXHIBIT W)**
  - A. City of Weslaco – Sun Valley No. 2**
- 3. Approval of Minutes: (SEE EXHIBIT H)**
  - A. January 27, 2003**
  - B. May 06, 2003**
  - C. May 13, 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, MAY 20, 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 except Commissioners' Handy and Palacios.

**2. Open Forum**

NO ACTION taken on this item.

**3. Approval of Consent Agenda**

At this time, the court moved to the Drainage District Consent Agenda.

**4. Approval to participate with the International Boundary and Water Commission (IBWC) with the installation of new data loggers for the county gaging stations (\$16,053.00)**

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

**5. Approval of Monthly Estimate #2 for Summit Contracting, LTD in the amount of \$ 66,205.00 (Bid #02-254-11-20, S. 10<sup>th</sup> St. Drainage Project)**

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

**6. Discussion and possible action regarding the issuance of Floodplain Development Permits for replacement of homes and mobile homes in western Hidalgo County (homes destroyed by high winds)**

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

**7. Purchasing Department:**

**A. Requesting authority for Consultant to advertise RFPs and approval of requirements for, but not limited to: Workers' Compensation, Property and Casualty, Public Officials, Law Enforcement, Automobile Liability and Physical Damage, and/or General Liability**

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

**8. Closed Session:**

**Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Section 551.072 to discuss the following:**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**9. Open Session:**

**A. Real Estate Acquisition**

NO ACTION taken on this item.

**10. Closed Session:**

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

NO ACTION taken on this item.

**11. Open Session:**

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

NO ACTION taken on this item.

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

**COUNTY OF HIDALGO  
RAMON GARCIA  
COUNTY JUDGE**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, MAY 20, 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:**

**ADDENDUM**

**1. Constable Pct. #4: (SEE EXHIBIT Y)**

**A. Approval to appropriate Pct. #4 Constable L.E.O.S.E. monies in the amount of \$ 1,093.11**

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

At this time, the Court moved into Executive Session.

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 20<sup>th</sup> day of May, 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.