

SPECIAL MEETING – JULY 29, 2003

BE IT REMEMBERED, that on this 29th day of July, 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, JULY 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, with the exception of Commissioners' Handy and Garza. Commissioners' Handy and Garza arrived shortly after the commencement of the meeting.

2. Pledge of Allegiance

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

3. Prayer

Judge Garcia called on Valde Guerra to lead the Court and Audience in Prayer.

4. Open Forum

Fern McClaugherty voiced her concerns on County spending. Virginia Townsend spoke on saving taxpayers money.

Commissioner Handy joined the meeting.

5. Approval of Consent Agenda

At this time, the Court moved to approve the Consent Agenda.

6. Juvenile Probation: (SEE EXHIBIT G)

- A. Request approval and acceptance of FY 2004 (June 1, 2003 to May 31, 2004) JB-Juvenile Accountability Incentive Block Grant in the amount of \$87,164.00**
- B. Request approval to appropriate Cash Match requirement in the amount of \$ 9,685.00 for FY 2004 (June 1, 2003 to May 31, 2004) JB-Juvenile Accountability Incentive Block Grant**
- C. Report on the proposed Juvenile Justice Facility Construction Project (Juvenile Probation Office and Secure Detention Facility)**
- D. Report on the Hidalgo County Youth Village Boys and Girls Residential Programs**

NO ACTION taken on item 6.A-D.

At this time, the Court continued with item #7.

7. Budget Office: (SEE EXHIBIT H)

A. Veterans Services:

- 1. Approval to create obj. #550 (printing & binding) and line item transfer - \$ 100.00**

B. Health Department:

- 1. Approval to create obj. # 331 (physician services) & line item transfer - \$ 864.00**
- 2. Approval of line item transfer - \$ 15,437.61 (TB Control Grant)**

On motion of Commissioner Palacios, seconded motion inaudible on tape, the Court made a UNANIMOUS vote to approve item 7. A.1. and B.1. & 2.

C. Court Reporter Fund:

1. **Approval of budget amendment - \$ 26,000.00 (Fund 1239)**

D. Jail Project:

1. **Approval of budget amendment \$ 8,266.84 (superior alarms change order #1 & #2)**
2. **Approval of budget amendment \$ -0- (reclassify architecture and engineering)**

E. WIC:

1. **Approval of budget amendment - \$ 23,072.25**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 7.C.1, D.1 & 2, and E.1.

F. Human Services:

1. **Approval of budget amendment - \$ 39,388.67**

On motion of Commissioner Flores and Handy seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item F.1, subject to the auditor receiving the contract.

G. Indigent Defense Program:

1. **Request approval to create obj. #336, 529, 605 & 810 & line item transfer**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$320.00.

H. Risk Management/Workers' Compensation:

1. **Approval to transfer slots 05, 07 & 08 Risk Management (Dept 230-001) to (Dept 230-014) Workers' Comp. Department**
2. **Approval to unappropriate \$ 47,128.51 (Gen. Fund)**
3. **Approval of budget amendment - \$ 47,128.51 (Fund 2202)**

*Correction should read transfer slots 05, 06, and 08 Risk Management.

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

I. Insurance:

1. **Approval to unappropriate \$ 560,505.00 – Gen. Fund Insurance Acct.**

Commissioner Garza joined the meeting at this time.

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

J. DPS – Highway Patrol:

1. **Approval to reclassify four (4) slots due to department reassignments:**

| <u>Slot</u> | <u>Old Title</u> | <u>New Title</u> |
|-------------|----------------------|----------------------|
| Slot #002 | Warrant/Adm. Tech II | Adm. Tech I |
| Slot #006 | Secretary IV | Adm. Tech I |
| Slot #007 | Adm. Tech I | Warrant Adm. Tech I |
| Slot #008 | Supervisor I | Warrant Adm. Tech II |

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

8. HIDTA – Task Force: (SEE EXHIBIT I)

A. Approval of Interlocal Governmental Agreement between Hidalgo County Task Force and the City of Palmview Police Department

NO ACTION taken on this item.

9. County Judge: (SEE EXHIBIT J)

A. Approval to request Hidalgo County's portion of the unclaimed money received from the electric cooperatives, via the Comptroller of Public Accounts, under Section 74.602 of the Texas Property Code

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$40,000.

B. Approval to allocate funds received from the Comptroller of Public Accounts, Unclaimed Property Division to the Child Advocacy Center

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

Commissioner Garza left the meeting.

C. Discussion and acceptance of Subrecipient Agreement, State Homeland Security Grant Program, between Texas Engineering Extension Service (TEEX) and Hidalgo County for grant in the amount of \$ 502,744.00

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

Commissioner Garza joined the meeting after the vote had taken place.

10. County Auditor: (SEE EXHIBIT K)

A. Presentation of CIP Report for the 2001 and 2002 Series for the Quarter ending June 30, 2003

Presentation made by Tony Sandoval, County Auditor. NO ACTION taken on this item.

B. Request to change the following positions from non-exempt status to exempt status:

1. 001-009 – Data Processing Manager
2. 001-010 – Payroll Supervisor
3. 001-016 – Accounts Payable Supervisor

NO ACTION taken on item 10.B.1-3.

C. Budget amendment to increase General Fund estimated revenues for 2003 - \$ 1,306,877.95

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

At this time the Court proceeded with item 20.D. After this item, Judge Garcia left the meeting for the day.

Commissioner Palacios left the meeting.

11. Health Department: (SEE EXHIBIT L)

A. Approval of modification to the following TDH Contracts:

| Contract Name | Current Grant | Revised Grant | Change Amt. | Current SDI Grant | Revised SDI | Change Amt. |
|----------------|---------------|---------------|-------------------|-------------------|-------------------|--------------------|
| Title V F.P. | 170,257.00 | 177,569.00 | + 7,312.00 | 171,327.00 | 164,015.00 | (7,312.00) |
| Title V M & CH | 154,995.00 | 75,516.34 | +79,478.66 | 119,045.00 | 198,523.66 | (79,478.66) |
| TB | 67,665.00 | 67,665.00 | 0.00 | 130,926.00 | 130,926.00 | 0.00 |
| TOTAL | | | +86,790.66 | 421,298.00 | 493,464.66 | (86,790.66) |

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

B. Approval of budget amendments:

- | | |
|-------------------|----------------------|
| 1. SDI | 72,166.66 increase |
| 2. Title V F.P. | 7,312.00 increase |
| 3. Title V M & CH | (79,478.66) decrease |

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 11.B.1-3.

D. Approval of salary schedule – change in allocation only (no salary increases)

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

12. Sheriff/District Attorney: (SEE EXHIBIT M)**A. Approval to accept the grant award for the Combined Governmental Drug Enforcement and Special Crimes Task Force Grant with the City of McAllen (grant period: July 01, 2003 to May 31, 2004)****B. Approval to appropriate budget amendments:**

- | | |
|----------------------|--------------|
| 1. Sheriff's Office | \$251,474.30 |
| 2. District Attorney | \$226,776.00 |

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve item 12.A. & B.1. & 2.

C. Approval of salary schedules for five employees (Sheriff's Office) and four employees (District Attorney's Office)

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

D. Approval to authorize County Auditor to process payment of clothing allowance to non-uniform officers in the Combined Governmental Drug Enforcement and Special Crimes Task Force Grant (Sheriff's Office); and make payment of same in conjunction with the next regular payroll

Captain Roy Quintanilla clarified that it would take effect on the payroll dated for August 14, 2003, and not for July 31, 2003

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

13. Urban County: (SEE EXHIBIT N)**A. Self Help Center Contract No. 719023 Contract Close-out/Certificate of Completion**

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

B. Consider awarding bid for the reconstruction of one (1) unit in the City of Palmview to De Leon Construction in the amount of \$ 31,500.00

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

C. Consider awarding bid for the reconstruction of one (1) unit in the City of Weslaco to Alpha Construction in the amount of \$ 33,850.00

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

D. Request for approval of Emergency Assistance Classification of one (1) application and the reconstruction of the housing unit under the HOME Homeowner Occupied Housing Rehabilitation Program under the Countywide Area Program

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

14. Tax Office: (SEE EXHIBIT O)

A. Approval of Interlocal Cooperation Agreement for Tax Assessment and Collection of Property Taxes for City of Edcouch

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

15. Right of Way: (SEE EXHIBIT P)

A. Budget amendment – transfer from County Road & Bridge – Right of Way (1200) to Pct. #1 Road & Bridge (1201)

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

At this time, the Court went back to item #20.

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

A. Approval of line item transfer - \$ 2,127.50 to fund GED Program salaries and fringe benefits necessary to cover the extended period as per Commissioners' Court

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

B. Request approval of contract change order (Final Quantitative Adjustment) for Group III C.I.P. Streets – S&G Paving Inc.

For the Record as stated by Alfonso Quintanilla, Project Engineer: (There was an increase in quantities due to additional driveways as follow): 15" R.C.P. – there was an additional 542 Linear Feet; 18" R.C.P – 240 L.F.; 24" R.C.P. – 72 L.F.; 36" R.C.P. – 40 L.F.; additional Subgrade work done 4,120 Square Yards; additional Caliche for 4,000 S.Y.; and then there were some items that were deducted – 42 R.C.P. – 12 L.F. ; three Barricades (each); and one (1) Type "C" Inlet and one (1) Rip-Rap. The increase in amount is \$36,480.00, and the decrease is \$4,704.00. That gives us a net increase of change order in the amount of \$31,776.00, which will add to the original contract, which was \$560,282.00 for a new total of \$592,058.00. That equates to 5.6% of the total project.

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

C. Request approval of final payment and authorize auditor to process request if all requirements are met

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

D. Request approval of payment application no. 9 and final to Asago Construction for the Monte Alto Community Park Project – final quantitative adjustment change order was approved on 6/24/03

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

- E. Discussion and action on the KGBT-TV Team 4 “Environmental Champions” award check in the amount of \$400.00**
 - 1. Request approval to deposit check into the General Fund Accounts payable acct. #3-1100-202-00-000-000-0-000
 - 2. Request approval to disburse the \$ 400.00 check to the scholarship winner – Oscar Garcia, Jr.

NO ACTION taken on item 16.E.1 & 2.

17. Pct. #3: (SEE EXHIBIT R)

- A. Approval to create obj. #739 (other structures) and obj. #439 (repair & maint.) and line item transfer - \$8,500.00**

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

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

- A. Request approval of line item transfer - \$ 101,986.48 – CIP 2002**

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

19. Human Services: (SEE EXHIBIT T)

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

- 1. Authorization to pay 2002 claims: _____
- 2. Authorization to pay 2003 claims: _____
- 3. Indigent Health Care expenditures
- 4. Modify Services being provided

NO ACTION taken on item 19.A.1-4.

5. Report and Recommendations regarding Indigent Health Care

Report made by Rudy de la Vina on the Tobacco Fund and monies they will be receiving from the settlement.

NO ACTION taken on this item.

At this time, the Court went back to item #15.

20. 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: | 1131 | Other information: 4 (@ no charge) |
| Physical Count: | 1062 | Males _____ |
| Out of County: La Villa | 65 | Females _____ |
| Brooks | 0 | Federal _____ |

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

NO ACTION taken on this item.

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

- a. **Requesting acceptance and approval of Application and Certification for Payment No. 12 (dated 7-23-03) in the amount of \$ 289.89 (99-1008) from V-A Architecture in connection with additional services under the consulting services contract for the design and construction of a New Adult Detention Facility and Law Enforcement Center with authority for Auditor to issue payment (after review, audit and processing procedures completed);**

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

- b. **Requesting authority to purchase computer hardware, equipment, training, software and peripherals including maintenance and support agreements from Motorola (w/Req.#s 24,25a & 25b) through the Texas Building & Procurement Commission's, QISV catalogue purchase and CMBL vendor award programs with a total amount of \$ 71,841.00 for the upgrade and support of the computers in the Hidalgo County Sheriff's Dept. patrol vehicles;**

On motion of Commissioner Flores, seconded by Commissioner Garza, 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;**

Nothing to report. NO ACTION taken on this item.

- d. **Reports by Hidalgo County Sheriff's Department and Rey 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 structures under construction on site and 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;**

Nothing to report. NO ACTION taken on this item.

- e. **Presentation for consideration, discussion, acceptance and approval of three invoices/claims (#82985-18-01 \$ 685.50, #8480 6-5-01/A9892 \$2,221.10, #3756 6-6-01 \$ 1,641.00) with authority for Auditor to issue payment (after review, audit and processing procedures completed) from Atlas Electric & Air Conditioning in the total amount of \$ 4,547.00 for repair services at the former location of the Hidalgo County Adult Detention Facility (county jail)**

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

4. **Requesting authority to exercise the additional (1) year extension (as provided in current contract) for: "Traffic Road Signs, Accessories & Supplies" under the same rates, terms and conditions with Delta Specialties, Signs & Supplies.**

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

5. **Requesting acceptance and approval of final negotiated "Letter of Engagement", in connection with the legal services for the Hidalgo County Civil Service Commission with the Hon. Jaime Jerry Munoz.**

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

6. **Presentation for discussion, consideration and approval of the final negotiated Inter-Local Agreement between Hidalgo County & Tropical Texas Center for Medical Health and Mental Retardation (MHMR) in connection with, but not limited to; Screening Assessments, Psychiatric Evaluations, & Follow Up Treatments for jail inmates as referred by the Hidalgo County Adult Detention (Jail) Medical Staff.**

*Correction on Agenda as stated by Marty Salazar should read Mental Health and Mental Retardation, and not Medical Health and Mental Retardation.

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

B. HIDALGO COUNTY PRECINCT NO 3-

1. **Requesting authority to advertise for: "Construction of Roads for Palm Lake Estates Unit II, Alysonders Estates & Havana" under the Colonia Access (CAP) Project**

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

C. HIDALGO COUNTY PRECINCT NO 4-

1. **Requesting authority to advertise for: "Construction of Roads for: Adam Le, Austin Gardens, Cottonwood, RCW & Summerwood Subdivisions" the Colonia Access Project (CAP)**

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

2. **Requesting authority to advertise and approval of specifications for "CRS-2 (Cationic Rapid Setting) Emulsified Asphalt"**

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

The Court skipped to E.1.

D. HIDALGO COUNTY ADULT PROBATION OFFICE-

1. **Requesting approval of an Amendment to the current lease agreement between Hidalgo County and Jack Hanshaw to reflect an expiration date of December 31, 2003 for the Hidalgo County Community Supervision and Corrections Department (Adult Probation);**

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

2. **Requesting authority to advertise for "Office Space for Hidalgo County Community Supervision and Corrections Department"**

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

E. HIDALGO COUNTY BOOT CAMP DEPT.-

1. **Recommending to reject sole bid received in connection with "One New 2003- 15 Passenger Window Van" and in the alternative**

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

2. **Requesting authority to purchase "One (1) New 2003- 15 Passenger Window Van" through the Inter Local Agreement with Houston-Galveston Area Council (H-GAC) - Philpot Motor Inc., Port Neches, Texas. The total price of the vehicle is \$ 18,109.00, H-GAC Administration Fees Included.**

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

F. HIDALGO COUNTY BUILDING & GROUNDS-

1. **Presentation of status report on Administration Building east side elevators repair project;**

Presentation made by Marty Salazar. NO ACTION taken on this item.

2. **Presentation for consideration, discussion, acceptance, and approval of the final (best and final) negotiated proposal/offer (with authority to complete Requisition # 0031129, issue purchase order and have County Judge execute proposal document) from Kone, Inc., a Certified Master Bidder's List (CMBL) vendor, through the participation with the Texas Building and Procurement Commission for the removal of existing and replacement of new hydraulic cylinders for both elevators on the east side of Administration Building in the amount of \$ 41,000.00.**

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

G. HIDALGO COUNTY HEALTH DEPARTMENT-

1. **Consideration and approval for an Interlocal Agreement between Hidalgo County Health Department and the University of Texas-Houston School of Public Health Brownsville Regional Campus;**

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

2. **Consideration and approval for an Interlocal Agreement between Hidalgo County Health Department, Texas Department of Health (TDH) and the University of North Texas for non-disclosure of information of communicable diseases;**

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

3. **Consideration and approval for an Interlocal Agreement between Hidalgo County Health Department (TB Division) and Valley AIDS Council;**

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

4. **Consideration, discussion and review of the scoring grid (if any) of the statements of qualification (SOQ's) received from participants responding to the Hidalgo County's RFQ/P for "Chief Physician" for the Health Department for the purpose of ranking;**

NO ACTION taken on this item.

5. **Authority for Purchasing Department to draft a contract with the number one ranked participant as "Chief Physician" for the Hidalgo County Health Department**

NO ACTION taken on this item.

- 6. **Requesting authority for and to purchase fifteen (15) cellular phones and enter into a service agreement with Nextel, a QISV vendor through the Resolution with the State of Texas, Texas Building and Procurement Commission’s Catalogue Purchasing Program. Agreement effective upon approval.**

- a. 15 phones \$ 89.99 ea
- b. service agreement \$ 53.99 ea

NO ACTION taken on this item.

H. HIDALGO COUNTY ELECTIONS DEPARTMENT-

- 1. **Requesting authority to enter into a short term contract with a Qualified Information Systems Vendor (QISV), Cingular Wireless, utilizing the Tex-an 2000 contract (on an needed only).**

| Number of Units | Cellular Minutes | Cost |
|-----------------|------------------|----------------------------|
| 60 | 990 | 49.99 Mo/Less 15% Discount |

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

Commissioner Palacios joined the meeting.

I. HIDALGO COUNTY PLANNING DEPARTMENT-

- 1. **Requesting approval to remove from inventory an Olympus X-3020 Digital Camera, asset number 038276. This camera was reported stolen on June 24, 2003.**

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

Commissioner Flores is away from the Court.

J. HIDALGO COUNTY SHERIFF’S DEPARTMENT-

- 1. **Presentation, acceptance and approval of claims (after review, audit and processing procedures completed) from: Alpha Temporary Hospital Staffing, Inc for a total amount of \$ 17,609.00 as follows:**
 - 1) \$ 5,501.25 Invoice # 1399-A
 - 2) \$ 5,597.00 Invoice # 1406-A
 - 3) \$ 5,782.55 Invoice # 1415-A
 - 4) \$ 728.50 Invoice # 1420-A for “Professional Nursing Services” after attaining the statutory cap \$ 25,000 under the short term contract but before the bid award of the long term contract.

For the Record as per Captain Quintanilla: it did go over the \$20,000.00 mark as per the temporary contract, however...but in May we did execute a letter to the Purchasing Department declaring an emergency under this line item, as per the policy.

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

Commissioner Flores joined the meeting.

2. **Requesting authority to enter into a new service agreement with Cingular Wireless, Utilizing the State of Texas Department of Resource Information’s “Texan 2000” for the current 21 cell phones and include 3 additional phones for the following plans;**

| Basic Rate Plan | “Texan 2000” 15% discounts | Minutes | Amt. of Phones |
|-----------------|----------------------------|---------|----------------|
| \$ 39.99 | \$ 33.99 | 675 | 2 |
| \$ 49.99 | \$ 42.49 | 990 | 9 |
| \$ 69.99 | \$ 59.49 | 1650 | 6 |
| \$ 99.99 | \$ 84.99 | 2400 | 7 |

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

3. **Requesting authority to purchase an upgrade on their existing Dispatch System from a QISV vendor, The Software Group through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 216,601.00**

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

21. Closed Session: (NO EXHIBITS)

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

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. **Cause No. #M-02-119 Jesus P. Rodriguez vs. Henry Escalon, in his individual and official capacity as Sheriff of Hidalgo County**

NO ACTION taken during Executive Session.

22. Open Session:

A. Real Estate Acquisition

- 1. Parcel #5.A, located on Nolana Loop Road Project, belonging to Kim L. Edwards was appraised at \$15,822.00. Settlement offer is in the amount of \$17,500.00, with the appropriate back-up letter and documentation.
- 2. Parcel #3.A, located on the Nolana Loop Road Project, belonging to Dwain C. Snowden was appraised at \$3,834.00. Settlement offer is in the amount of \$5,500.00.

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

Commissioner Garza left the meeting.

- B. **Cause No. #M-02-119 Jesus P. Rodriguez vs. Henry Escalon, in his individual and official capacity as Sheriff of Hidalgo County**

NO ACTION taken on this item.

At this point the Court took action on the Addendum.

23. Closed Session:

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

NO ACTION taken on this item.

24. 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 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, JULY 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.D; 2.H; 2.N; and 7.A.2.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers: (SEE EXHIBIT A)**
 - A. Jail (2)**
 - B. Courthouse Security**
 - C. Insurance**
 - D. Health – Bioterrorism Grant** – On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval, with corrections from \$5,326.55 to \$5,117.08.
 - E. Constable Pct. #3 Project SWEEP**
 - F. Criminal Auxiliary Court**
 - G. Veterans Office (3)**
 - H. Constable Pct. #3** – On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval with corrections from \$2,000.00 to \$1,678.00.
 - I. Law Library**
 - J. County Clerk**
 - K. Elections Department**
 - L. 92nd District Court**
 - M. County Court #1 (2)**
 - N. J.P. Pct. #1, Pl. 2** – NO ACTION taken on this item.
 - O. Sheriff Department**
- 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. Right of Way – Permits: (SEE EXHIBIT C)**
 - A. El Paso Field Services:**
 - 1. FM 2812 & Alamo Rd.**
 - 2. Davis Rd.**
 - 3. Alamo Rd.**
 - B. Sharyland Water Supply – Shary Rd. & 8 ½ Mile Line**

Consent Agenda Continued:

Right of Way – Permits:

C. North Alamo Water Supply:

1. 9th St. on Gill Rd.
2. FM 493 north of SH 107
3. Garza Street south of Mile 15 North
4. Eldora Rd. east of Goolie Rd.
5. FM 1015 on Mile 12 North
6. FM 1426 on Eldora Rd.
7. FM 1015 on Mile 12 North
8. Wisconsin Rd. east of Raul Longoria to Cesar Chavez Rd.

5. Urban County: (SEE EXHIBIT D)

- A. Request for approval of eligibility status of one (1) County Wide HOME Occupied Housing Rehabilitation/Reconstruction Housing Program Applicant**

6. Approval of Minutes: (SEE EXHIBIT E)

- A. July 22, 2003**

7. Purchasing Department: (SEE EXHIBIT F)

A. HIDALGO COUNTY J.P. PCT 1 PL 2-

1. Requesting authority to purchase a computer printer from a QISV vendor, CDW-Government, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 1,378.00
2. Requesting approval to enter into a 60 month lease agreement for a Canon IR2200 with IOS Capital utilizing the Interlocal agreement with the buy board (TASB) for \$ 174.00 a month. Effective upon approval.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve in the corrected amount of \$200.00.

B. HIDALGO COUNTY CONSTABLE PCT 3-

1. Requesting approval to enter into a 36 month lease agreement for a canon IR1330 with IOS Capital utilizing the Interlocal agreement with the buy board (TASB) for \$ 74.00 a month. Effective upon approval.

C. HIDALGO COUNTY COMPUTER DEPARTMENT-

1. Requesting authority to purchaser computer equipment and supplies from a QISV vendor, S.J.S. Computers, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 911.99.

D. HIDALGO COUNTY CRIMINAL DIST. ATTORNEY-

1. Requesting authority to purchase a security color camera from a QISV vendor, Superior Alarms, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 4, 254.00.

E. HIDALGO COUNTY HEALTH DEPARTMENT-

1. Requesting approval to enter into a 60 months lease agreement for a Canon IR 2200 with IOS Capital utilizing the Interlocal agreement with the buy board (TASB) for \$ 200.00 a month. Effective upon approval.
2. Requesting authority to purchase computer software from a QISV vendor, Digital Mapping Service, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 1,500.00

F. HIDALGO COUNTY RISK MANAGEMENT DEPARTMENT-

1. Requesting authority to purchase computer printer from a QISV vendor, CDW-Government, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 506.35

G. HIDALGO COUNTY 206th District Court –

1. Requesting authority to purchase a computer printer from a QISV vendor, CDW-Government, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 1,378.00.

**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, JULY 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 Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve all items listed on the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Approval of Minutes: (SEE EXHIBIT E)**
 - A. July 22, 2003**
- 3. Discharge Permits: (SEE EXHIBIT W)**
 - A. City of Weslaco – Windcrest Subdivision**

**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, JULY 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, with the Exception of Judge Garcia.

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

At this time, the Court took up the Addendum.

4. Approval to create obj. #523 & transfer funds to meet Public Officials Insurance (SEE EXHIBIT X)

Commissioner Garza joined the meeting.

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval in the amount of \$15,589.00.

5. Purchasing Department: (SEE EXHIBIT Y)

- A. Requesting authority to issue; an advanced payment (as suggested and recommended by Hidalgo County Auditor's Memo dated on 7-18-03) to The Pharr Public Scale, inasmuch as vendor will not accept County issued Purchase Order, in an amount of (\$500.00) by Board Of Director.**

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

- B. Requesting authority to advertise for "Bridge Structure Project" in the International Boundary Water Commission Floodway;**

- C. Requesting authority to advertise for: "Road Crossing Improvements" for the North San Juan Drainage Channel Crossing on Trenton Road.**

On motion of Commissioner Palacios, seconded by Commissioners' Flores and Garza, the Court made a UNANIMOUS vote to approve item 5.B. & C.

6. 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.

7. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

8. Closed Session:

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

NO ACTION taken on this item.

9. 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 Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to adjourn this day's meeting at 11:35 a.m.

**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, JULY 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:

**ADDENDUM
(EXHIBIT V)**

Commissioner Garza was not present during Executive Session.

Motion to go into Executive Session was made under the Regular Agenda.

1. Closed Session:

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Section 551.071 to discuss the following:

A. Landmark Organization, L.P. vs Hidalgo County ET AL

NO ACTION taken on this item during Executive Session.

2. Open Session:

A. Landmark Organization, L.P. vs Hidalgo County ET AL

Proceed as directed.

3. Closed Session:

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

NO ACTION taken on this item.

4. Open Session:

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

NO ACTION taken on this item.

There being no further business to come before said

Court, the meetings of the Commissioners' Court and the
Drainage District #1 Board are now hereby adjourned.

RAMON GARCIA _____
COUNTY JUDGE

SYLVIA HANDY _____
COUNTY COMMISSIONER, PRECINCT 1

HECTOR (TITO) PALACIOS _____
COUNTY COMMISSIONER, PRECINCT 2

JOSE FLORES _____
COUNTY COMMISSIONER, PRECINCT 3

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

Dated this the 29th day of July, 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.