

SPECIAL MEETING – OCTOBER 21, 2003

BE IT REMEMBERED, that on this 21st day of October, 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:

Ramon Garcia
County Judge

Sylvia S. Handy
Commissioner, Pct. #1

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

Oscar L. Garza, Jr.
Commissioner, Pct. #4

**COMMISSIONERS' COURT
AGENDA**

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, OCTOBER 21, 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 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

- Presentation made by Virginia Townsend in reference to County expenditures and the phone committee.
- Presentation made by Fern McClagherty in reference to storage.
- Presentation made by J.D. Villarreal in reference to the Precinct 3 update.

5. Approval of Consent Agenda

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

6. County Clerk: (See Exhibit H)

A. Discussion and action regarding the approval of minutes through Commissioners' Court (as per House Bill 2931)

Presentation made by Annette Muniz.
NO ACTION taken on this item.

7. Tax Office: (See Exhibit I)**A. Approval of 2003 Tax Roll Totals for Hidalgo County as per Sec. 26.09(e), Texas Property Tax Code**

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

8. Head Start: (See Exhibit J)**A. Appointment of one (1) Community Representative by each member of the Commissioners' Court, to serve on the Hidalgo County Head Start Program Policy Council for one year term according to 45CFR Chapter XIII, Section 1304.50(b)(1)-(b)(7)**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to appoint Micheal Pruneda on behalf of Commissioner Palacios.

9. County Auditor: (See Exhibit K)**A. Quarterly Report on CIP 2001 and CIP 2002****B. Presentation on purposes of Certificates of Obligations for the following Series:**

1. Series 1996
2. Series 1998
3. Series 2000
4. Series 2001
5. Series 2002

Presentation made by Cindy Sanchez.

NO ACTION taken on items A & B.1-5.

10. Emergency Management: (See Exhibit L)**A. Proclamation of Local Disaster 10/13/03****B. Discussion of Declaration of Local Disaster issued 10/13/03****C. Approval to extend Declaration of Disaster until 10/27/03**

On motion of Commissioner Garza, seconded by Commissioner Flores and Palacios, the Court made a UNANIMOUS vote to approve item 10.C to extend the Declaration of Disaster.

D. Discussion of known issues regarding Flood Event of 10/12/03:

- Results of State and Federal disaster inspections
- Status of State of Texas Declaration of Disaster
- SBA Loan Availability
- Status of Federal Declaration of Disaster (FEMA)
- Status of Debris Management

Presentation made by Charlie Montgomery on item 10.A-D.

The SBA Declaration issued on September 12th for Cameron County has been extended to October 16th and this includes Hidalgo County. This regards item 10.D.

At this time, Judge Garcia stepped away from the meeting.

11. Budget Office: (See Exhibit M)

A. Approval of payment of back longevity pay

- **Employee #010456**

On motion of Commissioner Palacios, seconded by Commissioners' Flores and Garza, the Court made a UNANIMOUS vote to approve the payment of back longevity pay to Employee #010456.

- **Employee #001961**
- **Employee #043443**

NO ACTION taken on Employees' #001961 & #043443.

B. Risk/Emergency Management:

1. **Approval to create obj. #431, 603, 661 & line item transfer**

C. Risk Mgmt – Workers Comp.:

1. **Approval to create obj. #608, 631, 663, 679, 684, 681 & line item transfer - \$ 6,820.00**

D. Constable Pct. #2:

1. **Approval to create obj. #661 & line item transfer**

E. J.P. Pct. #5, Pl. 1:

1. **Approval to create obj. 550 & line item transfer**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve items 11-B.1-E.1 (J.P) and item 11-F.1.

E. County Treasurer:

1. **Approval to unappropriate \$ 5,356.72 from acct. #3-1100-419-50-110-009-0-522 and appropriate same in acct. #3-1100-415-16-150-001-0-**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to make the adjustment as stated above in the Agenda.

F. WIC:

1. **Approval to create obj. #605 & line item transfer**

Item 11-F.1 was approved under item 11.E.

At this time, Judge Garcia joined the meeting.

12. Right of Way: (See Exhibit N)

A. Approval of Contractual Agreement for Right of Way Procurement – Local Government (TXDOT Project FM 1924 – from FM 494 to SH 107, Pct. #3)

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

At this time, Commissioner Flores stepped away from the meeting.

13. Planning Department: (See Exhibit O)

A. Partial Release of Letter of Credit:

1. Eagle's Nest Estates Subdivision – Pct. #1

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve a draw down on the Letter of Credit in the amount of \$8,375.00 leaving a balance of \$23,800.00.

B. Relinquishment of Letter of Credit and Renewal with Cash Deposit:

1. Tops Subdivision – Pct. #1

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve the Relinquishment of the Letter of Credit and the Renewal With Cash Deposit in the amount of \$2,000.00.

C. Discussion regarding Subdivision Regulations

Presentation made by Raul Sesin.

At this time, Commissioner Flores joined the meeting.

At this time, Commissioner Handy stepped away from the meeting.

Steve Crain, joined the meeting at 11:00 a.m. and assumed his position of Legal Counsel which was being handled by Rex Leech.

14. Urban County: (See Exhibit P)

A. Approval of a Subrecipient Agreement with the Alton Boys & Girls Youth Club (Youth Services) and the UCP on behalf of the City of Alton – UCP Year 16 (2003)

On motion of Commissioner Palacios, seconded by Commissioners' Flores and Garza, the Court made a UNANIMOUS vote to approve the Agreement for Youth Services in the amount of \$30,000.00.

15. Buildings & Grounds: (See Exhibit Q)

A. Authorize County Judge to sign necessary documents for the transfer of an M60A3 Tank from the Courthouse to the Mission Veterans' Memorial park in Mission, Texas

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to transfer the M60A3 Tank to the Mission Veterans' Memorial Park in Mission, TX.

16. Pct. #2: (See Exhibit R)

- A. Approval to increase salary of vacant slot #32 Chief Administrator (Road & Bridge) & set salary at \$ 55,340.00**
- B. Approval to increase salary of vacant slot #21 Heavy Equipment Operator (Road & Bridge) & set salary at \$ 26,190.50**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items 16-A & B.

17. Pct. #4: (See Exhibit S)

- A. Requesting approval and authorization for County Auditor to issue payment (after review and processing procedures completed) to STFC DBA Fresno Construction in the amount of \$69,327.00 less 10% retainage \$ 6,932.70 for a total of \$ 62,394.30 for the following:
Invoice #1 – (Drainage Improvements – J.R. Milo Ponce Park) PO #515691**

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

18. Human Services: (See Exhibit T)

- A. Discussion and/or action, including, but not limited to the following items:**
 - 1. Authorization to pay 2003 claims: \$75,742.95**
 - 2. Indigent Health Care expenditures**
 - 3. Modify Services being provided**
 - 4. Report and Recommendations regarding Indigent Health Care**

Discussion/presentation made by Rudy de la Vina on item 18.A.1-4.

Item 18-A.1 has been approved through the Consent Agenda.

NO ACTION taken on items 18-A.2-4.

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: 1165 Other Information: 8

Physical Count:	<u>1081</u>	Males	<u>993</u>
Out of County:	La Villa <u>76</u>	Females	<u>88</u>
	Brooks <u>0</u>	Federal	<u>12</u>

Presentation made by Dr. Phil Etheridge.

At this time, Commissioner Handy joined the meeting.

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

- b) Discussion and possible action on-site projects on site of the New Adult Detention Facility and Law Enforcement Center including, but not limited to, structures (i.e. Shooting Range Facility, Jogging Track, Driver Training Track, Parking Lot(s) and Utility Extensions, under or anticipated 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.**

NO ACTION taken on items 2 & 3.a & b.

- 4. Presentations by three (3) legal firms submitting Statements of Qualifications in response to the “Delinquent Tax Collection Services-Hidalgo County” RFQ&P for the purposes of completing the evaluation and scoring grid and for the ranking of firms by Commissioners’ Court.**

First presentation made by Lucy Canales of the law firm Linebarger, Goggen, Blair, and Sampson.

Second presentation made by John David Franz on behalf of the Perdue Law Firm and The Law Offices of John David Franz.

Third presentation made by Ray Bonilla and Jerry Munoz of Raywood and Bonilla.

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to rank the law firm of Linebarger, Goggen, Blair, and Sampson as number one, the Perdue Law Firm as number two, and Raywood and Bonilla as number three.

- 5. Requesting authority to direct Purchasing and Legal Counsel to negotiate a final contract with number One Ranked firm for “Delinquent Tax Collection Services- Hidalgo County.”**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to direct Purchasing and Legal Counsel to negotiate a final contract with the number one ranked firm which is Linebarger, Goggen, Blair, and Sampson.

At this time, Commissioner Palacios left the meeting.

- 6. Presentation for discussion, consideration and approval of a Modification to the present contract with George A. Garcia, AGADC, (cover page attached) to reflect a deletion of a portion from EXHIBIT D- ADMINISTRATION BUILDING IMPROVEMENTS, and be incorporated in a separate, stipulated or lump sum contract for the renovation of the Administration Building Improvements; Executed copy to be forwarded to Budget and Auditor’s Office.**

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

7. **Presentation for discussion consideration and approval of a architectural services contract, 1997 Edition, AIA form B141, in connection with the re-design (as approved for advertising by CC on (-23-03) for the renovation and improvements to the Administration Building Atrium area for a stipulated/lump sum amount of \$ 20,000.00 which includes all consulting services fees and subject to legal review; Executed copy to be forwarded to Budget and Auditor's Office.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the contract as stated in the Agenda.

8. **Discussion and action on a) recommendation to rank sole respondent as qualified and authority for Purchasing and Legal Counsel to negotiate a final contract for "DEFERRED COMPENSATION AND/OR VOLUNTARY INSURANCE PLANS CONSULTANT SERVICES FOR HIDLAGO COUNTY"-RFQ; OR b) selection of an Evaluation Committee to evaluate and score the sole proposal received; OR c) rejection of sole response and authority to re-advertise for above-referenced consultant services project.**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 8.a and rank William Rustburg as sole respondent.

9. **Presentation for discussion, consideration, acceptance and approval and/or ratification of purchases for flood related machinery and/or equipment from State of Texas – Building and Procurement Commission awarded vendor(s) NPE (Nueces Power Equipment) in the amount \$231.201.44.**

On motion of Commissioner Garza, seconded by Commissioners' Flores and Handy, the Court made a UNANIMOUS vote to approve and ratify the purchases for flood related machinery and/or equipment.

B. HIDALGO COUNTY PRECINCT NO 1-

1. **Presentation for consideration, discussion, acceptance and approval of Invoice Number Six (6) totaling \$ 3,740.00 for building 1 & 2 (\$2,400.00) & building 3 (\$1,340.00) in connection with the architectural services for the renovations of the existing facilities of the multi-purpose center buildings as submitted by project architect, George A. Garcia, AGADC, (subject to appropriation) with authority for Auditor to issue payment after review, audit processing procedures completed..**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve Invoice Number Six totaling \$3,7400.00 subject to Auditor's review.

2. **Requesting modification of contract for "Hauling Services" awarded to Universal Trucking to reflect the item for Hot Mix –Cold Laid from the McAllen Pit to the LaJoya Plant (Frontera Materials Inc.) to correct the cost per ton of \$ 7.49 the same as the Type D Hot Mix (Limestone)**

On motion of Commissioner Handy, seconded by Commissioners' Garza and Flores, the Court made a UNANIMOUS vote to approve the modification of the contract for "Hauling Services."

At this time, Judge Garcia stepped away from the meeting.

C. HIDALGO COUNTY PRECINCT NO 4-

- 1. Presentation for discussion, consideration and approval of an Assignment of Interest Agreement, as request by contracted vendor, between Absolute Industries LLC a wholly owned subsidiary of Absolute Waste Services, Inc. & First Victoria National Bank in connection with the award for “Landfill Cap & Closure, Phase II-Part C- Precinct No. 4 Landfill”.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the Assignment of Interest Agreement as requested by the contacted vendor.

D. HIDALGO COUNTY COLONIA ACCESS PROGRAM-

- 1. Recommending bid award and approval of contract for: “En-1 Road Stabilizer Material” to low bidder meeting all specifications. (C.A.P.-Colonia Access Program Project)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the recommendation of the bid award and contract for “En-1 Road Stabilizer Material” to the low bidder meeting all specifications.

E. HIDALGO COUNTY INDIGENT DEFENSE PROGRAM-

- 1. Presentation for discussion, consideration, acceptance and approval of a claim from Jason Leonard for services in connection with providing programming hours in the amount of \$ 720.00 with authority for Auditor to issue payment after review, audit and process procedures completed.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the claim from Jason Leonard in the amount of \$720.00 subject to Auditor review.

At this time, Judge Garcia joined the meeting.

F. HIDALGO COUNTY SHERIFF’S DEPT. (ADULT DETENTION CENTER)

- 1. Authority to award a contract for “Steam Clean Exhaust(s) Ventilation Systems & Servicing of Automatic Fire Suppression Systems” to Argus Security Systems, Inc., a State Awarded Vendor under the Texas Building and Procurement Commission, for a period of fourteen (14) months, so as to have a fiscal/calendar year, with an effective and expiration date of October 21, 2003 through December 31, 2004. A fully executed copy of the contract will be forwarded to Hidalgo County Budget and Auditor’s Office.**

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

20. Closed Session:

On motion of Commissioner Garza, seconded by Commissioner Handy, 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. Cause #CL-39,207-D; Omar Ramon dba River Valley Construction vs. Hidalgo County**
- C. Pending and/or potential litigation; Hermenegildo Rodriguez vs. Henry Escalon, in his official capacity**
- D. Pending and/or potential litigation; Civil Service No. 0403-DC-T-012**
- E. Evaluation of duties and responsibilities of the Human Resources Director/Civil Service Secretary**

NO ACTION taken on items 20.A-E.

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

NO ACTION taken on this item.

B. Cause #CL-39,207-D; Omar Ramon dba River Valley Construction vs. Hidalgo County

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve the settlement in the amount of \$100,000.00. Specific votes are as follow:

AYE: Judge Garcia, Commissioners' Handy and Garza

NAY: None

ABSTAIN: Commissioner Flores (Commissioner Palacios was away from the Court).

C. Pending and/or potential litigation; Hermenegildo Rodriguez vs. Henry Escalon, in his official capacity

NO ACTION taken on this item.

D. Pending and/or potential litigation; Civil Service No. 0403-DC-T-012

NO ACTION taken on this item.

E. Evaluation of duties and responsibilities of the Human Resources Director/Civil Service Secretary

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve the additional duties and responsibilities of the Human Resources Director/Civil Service Secretary.

22. Budget Office – Human Resources:

- A. Approval of line item transfer**
- B. Approval to set salary**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve items 22-A & B and to set the base salary at \$60,000.

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 Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to adjourn.

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, OCTOBER 21, 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 Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve the Consent Agenda subject to the correction on item 2.F.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve all items on the Consent Agenda.

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

2. Line item transfers: (See Exhibit A)

- A. Human Resources**
- B. Civil Service**
- C. Constable Pct. #5**
- D. County Court #2**
- E. Pct. #1 – Adm.**
- F. Criminal Auxiliary Court (2)**
- G. WIC (002)**
- H. Constable Pct. #3**
- I. Sheriff Department**
- J. Elections Department**
- K. Pct. #4 – Landfill**
- L. D.A. – Grand Jury**
- M. D.A. – Gen. Fund**
- N. J.P. Pct. #3, Pl. 1**
- O. J.P. Pct. #1, Pl. 2**
- P. 139th District Court**
- Q. 389th District Court**
- R. 398th District Court**
- S. County Court #1**

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. Urban County:** (See Exhibit C)
- A. HOME “Homebuyer Assistance Program” Change of Property Location (1 family)**
- B. Request for approval of one (1) application and the reconstruction of the housing unit under the present HOME Homeowner Occupied Housing Rehabilitation Program – City of Alamo**
- 5. Right of Way – Permits:** (See Exhibit D)
- A. North Alamo Water Supply – Mile 4 & Mile 15**
- B. Sharyland Water Supply – Monmack & Rogers Rd.**
- C. Sharyland Water Supply – 3 Mile Line & Los Ebanos Rd.**
- D. Sharyland Water Supply – Glasscock Rd. & 5 Mile Line**
- E. Denali Oil & Gas Resources – Alberta Rd.**
- 6. Court Cost and Fee Monthly Report:** (See Exhibit E)
- A. County Clerk - \$ 560,933.48 – September**
- 7. Tax Refunds:** (See Exhibit F)
- | Taxpayer | Payer | Amount |
|-------------------------------|-----------------------------|-------------------|
| A. Andrade’s Auto Mart | Mclaren & Assoc. | \$4,362.03 |
| B. Maria Elena Cantu | Crown Bank | \$4,216.08 |
| C. Francisco Navarro | Norwest Electronic | \$3,308.28 |
| D. Dora L. Diaz | Wells Fargo | \$2,365.23 |
- 8. Purchasing Department:** (See Exhibit G)
- A. HIDALGO COUNTY 398th DISTRICT COURT –**
- 1. Ratification of a purchase for a PC Card from a QISV vendor, CDW Government, through the Resolution with the State of Texas, Texas Building and Procurement Commission’s Purchasing Program in the amount of \$ 132.00. Forwarded & Subject to I.T. Departments Review**
- B. HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEY-**
- 1. Requesting authority to purchase computer software and equipment from a CISV vendor, CDW- Government, through the State of Texas Building and Procurement Catalogue Purchasing Program for the following; Req # 329 for software in the amount of \$ 2,756.00 and Req # 322 for a printer in the amount of \$ 3,184.00. Forwarded & Subject to I.T. Departments Review**
- C. HIDALG COUNTY HEALTH DEPARTMENT-**
- 1. Requesting authority to purchase computer hardware and peripherals from a CISV vendor, Computer Technical Services, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 1,075.00. Forwarded & Subject to I.T. Departments Review**

Consent Agenda Continued:

D. HIDALGO COUNTY INDIGENT DEFENSE DEPT.-

- 1. Requesting authority to purchase computer equipment from a CISV vendor, CDW-Government, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 563.00. Forwarded & Subject to I.T. Departments Review

E. HIDALGO COUNTY TAX OFFICE-

- 1. Requesting authority to purchase computer equipment from a CISV vendor, Multiwave, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 729.79. Forwarded & Subject to I.T. Departments Review

F. HIDALGO COUNTY VETERANS SERVICES-

- 1. Requesting authority to purchase computer equipment from a CISV vendor, Dell Marketing, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$2,742.00. Forwarded & Subject to I.T. Departments Review

G. HIDALGO COUNTY 93RD DISTRICT COURT-

- 1. Requesting authority to purchase computer equipment from a CISV vendor, S.J.S. Computer, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 3,417.00. Forwarded & Subject to I.T. Departments Review

H. HIDALGO COUNTY RISK MANAGEMENT-

- 1. Requesting authority to purchase two (2) T900 Two-way Messaging Pagers through the Interlocal agreement with Texas Department of Information's "Texan 2000" with Metrocall in the amount of \$ 39.95 per pager.
- 2. Requesting authority to enter into a service plan with Metrocall for five (5) pagers through the Interlocal agreement with Texas Department of Information's "Texan 200" with Mertocall for the following:

2 plans under Two-Messaging	\$ 14.95 per pager
3 plans under Alphanumeric	\$ 4.45 per pager (no cost for the purchase of pager)

**DRAINAGE DISTRICT BOARD OF DIRECTORS
AGENDA**

**Ramon Garcia
Chairman**

**Sylvia S. Handy
Board Member**

**Joe M. Flores
Board Member**



**Hector "Tito" Palacios
Board Member**

**Oscar L. Garza, Jr.
Board Member**

NOTICE

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, OCTOBER 21, 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 Commissioner Palacios.

2. Open Forum

No presentations were made.

3. Approval of Consent Agenda

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

4. Tax Office: (See Exhibit Y)

A. Approval of 2003 Tax Roll Totals for Hidalgo County Drainage District #1 as per Sec. 26.09(e), Texas Property Tax Code

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the 2003 Tax Roll Totals for Hidalgo County Drainage District #1 as stated.

5. Purchasing Department: (See Exhibit Z)

A. Requesting exemption from competitive bidding requirements and approval of contract for professional/engineering services for the "Rado Drainage Project"- Materials Testing with Melden & Hunt, Inc.,

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to authorize the exemption from competitive bidding requirements as stated.

- B. Recommending award of bid and approval of contract for: “Hauling Services for Dirt – Additional Roads (required for the construction of the North and South Levee on I Road project”, o low bidder meeting all requirements. A fully executed copy of the contract will be forwarded to the Hidalgo County Budget & Treasurer’s Office.**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve the recommendation of the bid award and approval of contract to the low bidder meeting all requirements.

The Court did not go into Executive Session.

- 6. 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.

- 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 Handy, seconded by Commissioners’ Flores and Garza, the Court made a UNANIMOUS vote of approval to adjourn the day’s meeting.

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, OCTOBER 21, 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:

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

- 1. Approval of check register and payment of claims and bills - County Treasurer**
- 2. Discharge Permits: (See Exhibit X)**
 - A. City of Edinburg – Rio Verde Subdivision Phase I**
- 3. Permits: (See Exhibit X)**
 - A. McAllen Public Utilities – 2nd & Wisconsin**

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.

Dated this the 21st day of October, 2003

JUAN D. SALINAS, III, County Clerk
Hidalgo County, Texas

By: _____
Priscilla Torres, Deputy

I, JUAN D. SALINAS, III, COUNTY CLERK, attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on October 21, 2003.

Signed this ____ day of _____ 2003.

ATTEST:

JUAN D. SALINAS
County Clerk and Ex-Officio Clerk
Of the Commissioners' Court of
Hidalgo County