

SPECIAL MEETING – NOVEMBER 04, 2003

BE IT REMEMBERED, that on this 4th day of November, 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-OFFICIO 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, NOVEMBER 04, 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 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

- Nancy Shary voiced her opinions regarding the Youth Village.
- Fern McLaugherty thanked Commissioner Flores and the Court, and talked about the old jail.
- Virginia Townsend discussed the redistricting issue.

5. Approval of Consent Agenda

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

6. Approval of Proclamation to declare November 08, 2003 "America the Proud Day" in Hidalgo County (SEE EXHIBIT E)

Commissioner Handy read the Proclamation into the Record.

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

7. Tax Office: (SEE EXHIBIT F)

A. Requesting relocation of Hidalgo County Automobile Crimes Task Force to the 1st floor, space currently occupied by Budget Office

Discussion/presentation made by Armando Barrera.

NO ACTION taken on this item.

8. County Treasurer: (SEE EXHIBIT G)

A. Approval to reclassify two positions: Slot #2 from Chief Assistant Treasurer to Office Manager ; Slot #7 from Payroll Supervisor to Chief Assistant Treasurer/Payroll and exempt from Civil Service (Acct. #3-1100-415-16-150-001-0-113)

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

B. Approval to set salary for slot #2 at \$ 40,000.00

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

9. Risk/Emergency Management: (SEE EXHIBIT H)

A. Discussion on information requested by Texas Association of Counties on mold claims

Presentation made by Adan Perez. NO ACTION taken on this item.

B. Discussion, consideration and action on claim submitted to Hidalgo County for damages to vehicle in the amount of \$ 255.65 by Ms. Sara Vela

NO ACTION taken on this item.

10. Budget Office – Valde Guerra: (SEE EXHIBIT I)

A. Approval of budget amendment in the amount of \$ 1,000.00 – HIPPA Compliance Brochure

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

B. Approval to unappropriate unused salary and fringe benefits – Gen. Fund (excluding WC & Ins.)

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$278,321.01. Commissioner Palacios was away from the Court on this item.

C. Discussion and approval of proposed holidays for 2004

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval as stated by Valde Guerra, Budget Officer.

D. Purchasing Department:

Commissioner Flores stepped away from the Court.

- 1. Discussion, consideration and authorization to utilize C.I.P. Funds for the upgrade of computer hardware, software peripherals in the amount not to exceed \$ 13,000.00**

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

- 2. Authorization to purchase from CISV vendors, S.J.S. Computers, Dell through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount not to exceed \$ 13,000.00 forwarded and reviewed by Computer Department**

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

E. Pct. #4 – Landfill:

- 1. Approval of budget amendment**

NO ACTION taken on this item.

F. County Auditor:

- 1. Approval to create obj. 746 & 748 & line item transfer**

G. Criminal Auxiliary Court:

- 1. Approval to create obj. 746 & 810 & line item transfer**

H. Health Department – TB Elimination Grant:

- 1. Approval to create obj. #745, 747 & 661 & line item transfer from salaries**

I. Workers Compensation Fund:

- 1. Approval to create obj. 684 & 611 and line item transfer**

J. 93rd District Court:

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

K. Human Resources:

- 1. Approval to create obj. 748 & line item transfer**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve item 10.F.1. – K.1.

L. Approval of budget amendments:

- 1. Human Resources**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$20,700.00.

- 2. Human Services**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval in the total amount of \$2,573.38.

3. Pct. #4 – Sanitation

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in the amount of \$95,000.00.

4. CRC – Pct. #2

Commissioner Garza stepped away from the Court.

Commissioner Palacios for the Record: I, by default, I have been assigned to be the Liaison between Buildings and Grounds and the Court. That's my reason for participating a little more into the assignment of office payment. But you and I will visit on a...(talking to Mr. Armando Barrera)

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval in the amount of \$35,000.00.

M. Courthouse Security:

1. Approval to appropriate \$ 91,000.00 from unreserved fund balance

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

N. Youth Village:

Commissioners Garza and Flores joined the meeting.

Commissioner Handy stepped away from the meeting.

1. Request approval to continue operation of the Youth Village Girls Program in 2004

Lengthy discussion held between Valde Guerra and the Court. NO ACTION taken on this item.

2. Request approval to reserve the fund balance at December 31, 2003 of the Youth Village Special Revenue Fund (1248) for the continuing operations of the girls program in 2004 (approximately \$ 272,000.00)

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

Commissioner Handy joined the meeting.

At this time, the Court took up the Addendum.

11. County Judge: (SEE EXHIBIT J)

A. Discussion, consideration and possible action related to Congressional Redistricting and support thereof

NO ACTION taken on this item.

B. Discussion, consideration and possible action related to the current status of the Rio Grande Valley Health Services District

NO ACTION taken on this item.

C. Discussion, consideration and possible action regarding budget proposal FY 2003-04 for the Health Services District

NO ACTION taken on this item.

No one present to present item #1. The Court took a short recess, and proceeded with the Drainage District.

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

After recess, and approval of the Drainage District Agenda, the Court decided to take NO ACTION taken on item #11, and moved to ADJOURN the Commissioners' Court Agenda.

12. Right of Way: (SEE EXHIBIT K)

A. Approval to surplus Hidalgo County interest on 115 acres located on the southeast corner of University Dr. & Highway 336

Mr. Ramiro Garza for the Record: the EDC...we didn't proceed to the point to have full authorization by any of our entity. We in that case, the EDC, I guess weren't in a position because we're set up to convey property, would have to be done through our city. In other words, you can transfer our...(inaudible)...for that property to the city, and in that case the city does it but. We never received that information so that we can proceed on that, so the City Counsel hasn't considered it as formally at this point. I haven't approached the water district or the...

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

13. Human Services: (SEE EXHIBIT L)

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

- 1. Authorization to pay 2003 claims: \$112,418.01**
- 2. Indigent Health Care expenditures**
- 3. Modify Services being provided**
- 4. Report and Recommendations regarding Indigent Health Care**

B. Discussion and consideration of proposal submitted by La Blanca Kountry Funeral Home to provide pauper burial services at no cost to the county

Discussion/presentation made for item 13.A.1-4 and B. NO ACTION taken on this item.

14. Fire Marshal: (SEE EXHIBIT M)

- A. Approval of salary adjustment for Fire Marshal due to assignment of additional duties**
- B. Approval of budget adjustment**
- C. Set salary**

As per Valde Guerra, the budget adjustment has a zero (0) effect.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, with the salary set at \$49,000.00.

15. Pct. #1: (SEE EXHIBIT N)

- A. Request authorization for surveys, title reports, appraisals, and acquisition of additional right of way on a TXDOT Off-System Bridge Replacement Project CSJ 0921-02-903 located on Mile 12 N. of 1 Mile East of FM 491**

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

At this time, the Court proceeded into Executive Session.

16. Purchasing Department: (SEE EXHIBIT O)**A. HIDALGO COUNTY –****Discussion and/or action, including, but not limited to the following items:**

1. **New Hidalgo County Jail:** Total inmate population: 1084 Other Information: 9 Out of County
Physical Count: 1067 Males 996
Out of County: La Villa 0 Females 71
Brooks 0 Federal 12

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) **Presentation for discussion, consideration, and approval to surplus “badges” as detailed In attachment labeled Exhibit # 1 to Law Enforcement personnel that retire, leave or are promoted (as further described in Exhibit # 1) and authority to sell said “badges” on a dollar for dollar cost basis with the prices noted on Exhibit # 1;**

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

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

NO ACTION taken on this item.

- c) **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 this item.

4. **Requesting acceptance and approval with authority for Auditor to process payment (after review, audit and processing procedures completed) of work authorization No. 1- Invoice No: U9444.101-14, totaling \$ 145,671.08 submitted by S&B Infrastructure in connection with the Raymondville Drain Outfall System Project for Hidalgo County Drainage District No. 1.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the payment to S&B Infrastructure as presented by Marty Salazar.

5. **Requesting approval of qualifications, scope of services & requirements for RFQ/P-“Hidalgo County Independent Financial Audit Services” as attached hereto.**

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

6. **Requesting authority to advertise sealed bid(s) for the various construction phases of the construction of the North San Juan Park including, but not limited to, the following: materials, supplies, construction labor and/or turnkey construction and through the assistance of project engineer, Gutierrez Engineering**

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

B. HIDALGO COUNTY 389TH STATE DISTRICT COURT- CLAIM

1. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$ 11.22 from Exquisita Tortillas with authority for Auditor to issue payment after review, audit and process procedures completed.**

C. HIDALGO COUNTY CONSTABLE PCT # 2-CLAIM

1. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$176.00 from Eli's Auto Service with authority for Auditor to issue payment after review, audit and process procedures completed.**
2. **Presentation for discussion, consideration, acceptance and approval of acclaim in the amount of \$32.95 from National Lube Express # 6 with authority for Auditor to issue payment after review, audit and process procedures completed.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve items #16.B.1.-C.2.

D. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINT NO. 1-

1. **Requesting approval of Change Order No. 1- (Net Deduct) in connection with “Road Construction of Loma Alta, La Palma, Angela, Chapa No. 3 and Delmiro Jackson” (Colonia Access Project) in the amount of \$ <66,707.03> awarded to SASCON, INC.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval, subject to TX DOT concurrence.

E. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 2-

1. **Requesting authority to advertise for: “ Construction of Roads for: “Colonia Primavera” (Colonia Access Program Project)**

Commissioner Palacios clarified to the Court that the name of the colonia was “Colonia Primavera II”.

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

F. HIDALGO COUNTY HIDTA TASK FORCE- CLAIM

1. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$110.83 from Carwash Carwash with authority for Auditor to issue payment after review, audit and process procedures completed.**
2. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$131.73 from Grease Monkey with authority for Auditor to issue payment after review, audit and process procedures completed.**

G. HIDALGO COUNTY CLERK’S OFFICE- CLAIM

1. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$146.33 from Wal-Mart Dept. with authority for Auditor to issue payment after review, audit and process procedures completed.**

H. HIDALGO COUNTY HEALTH DEPT.- CLAIM

1. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$292.13 from Star-Tech Autocare with authority for Auditor to issue payment after review, audit and process procedures completed.**

I. HIDALGO COUNTY PROBATE COURT- CLAIM

1. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$85.00 from S.J.S. Computer with authority for Auditor to issue payment after review, audit and process procedures completed.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve items #16.F.1.-I.1.

J. HIDALGO COUNTY TAX OFFICE-

1. **Requesting authority to purchase Server and Imaging Software Complete Turnkey Solution System from a CISV vendor, Quality Data Imaging, through the State of Texas Building and Procurement Catalogue Purchasing Program in the total amount of \$14,175.00. Forwarded and reviewed by Computer Department.**

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

K. HIDALGO COUNTY WIC DEPARTMENT- CLAIM

1. **Presentation for discussion, consideration, acceptance and approval of a claim in the amount of \$37.73 from Broadway Hardware with authority for Auditor to issue payment after review, audit and process procedures completed.**

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

L. HIDALGO COUNTY HUMAN RESOURCE DEPARTMENT-

1. **Requesting authority to purchase computer hardware and peripherals from a State awarded CMBL through the State of Texas Building and Procurement with I docket. Com in the amount of \$20,700.00. Forwarded, reviewed and recommended by I.T. Department. Subject to funding**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve I docket.Com in the amount of \$20,700.00.

M. HIDALGO COUNTY BUDGET OFFICE-

1. **Requesting approval and authorization for County Auditor to issue payment (after review, audit, and processing procedures completed) for the amount of \$ 711.67 and \$ 54.99 to CACC - Carolyn Arnold Communications Consultant for (recovery of service orders billed in error on several bills) commission refund due for services (see attachment):**

SBC Account # 956-318-2600

SBC Local Service- Calls re-rated to collect SBC rate due to SBC Network error	\$ 266.16
Integretel- Credit for home 800 Service not belonging to the County	\$ 12.12
MCI- Adjustment for International Saver Plan billed thru SBC but did not due to SBC Network error	\$ 1,379.81
SBCLD- Adjustment for International Saver Plan billed to County in error	\$ 80.31
SBC Messaging (Voice Mail)- should have billed at \$ 9.95 but billed at \$ 14.95	\$ 521.72
SBC Messaging (Voice Mail) Fractional Credit	\$ 10.64
Local Plus Fractional Cr. - should have disconnected 10-28-02	\$ 100.01*
Caller ID Fractional Cr. - should have billed at \$ 1.05 but billed at \$ 1.40	<u>\$ 1.35*</u>

Total Adjustments	\$2,372.22
	<u>X30%</u>
Total due CACC	\$ 711.67

SWBT ACCOUNT 956-318-2000

Adjustment for Valley calls billed that should have been at no charge due to Local plus Plan on account.	\$ 116.21
	<u>X 30%</u>
	\$ 34.86

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve all of item 16.M.1.

At this time, the Court went back to item #11.A.

17. Closed Session: (SEE EXHIBIT Q)

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 to discuss the following:

- A. Real Estate Acquisition**
- B. Litigation – Hidalgo County Ad Valorem Tax Cases**
- C. Cause #CL-39,207-D; Omar Ramon dba River Valley Construction vs. Hidalgo County**
- D. Pending/Potential Litigation; Gerald Schuller vs. Hidalgo County Sheriff's Department**
- E. M-03-156; Wanda Diaz, individually and as next friend of Roberto Castillo, Jr., minor child and as representative of the estate of Roberto Castillo, Sr., deceased vs. Hidalgo County and Enrique Escalon, Hidalgo County Sheriff and unknown deputies of the Hidalgo County Sheriff's Office**
- F. Cause #C-3950-99-B; James Brady Parker vs. Hidalgo County, et.al**
- G. Pending/Potential Litigation; International Fidelity Insurance Co., Allegheny Mutual Casualty Co., Tillman Welch dba A-Fast Bailbonds, Octavio Castaneda dba O. Castaneda Bail Bonds, and Elida Garza dba Reyes Bail Bond Co. vs. Hidalgo County Bail Bond Board, and Israel Lee Rivas, dba EZ's Bail Bond**
- H. Cause #C-1211-02-D; Irma Gonzalez et al vs. Richard A. Garza; in the 206th Judicial District, Hidalgo, Texas**

NO ACTION taken during Executive Session on item #17.A-H

18. Open Session: (SEE EXHIBIT Q)**A. Real Estate Acquisition**

NO ACTION taken on this item.

B. Litigation – Hidalgo County Ad Valorem Tax Cases

NO ACTION taken on this item.

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

Steve Crain, Legal Counsel, recommended the County withdraw all its offers to the plaintiff at 5:00 o'clock today, unless the claims delivers all executed settlement documents or occurrence to Atlas and Hall by 5:00 o'clock today.

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a 4-1 vote of approval.

Specific votes as follow:

AYE: Judge Garcia, Commissioners' Handy, Palacios, and Garza

NAY: None

ABSTAIN: Commissioner Flores

D. Pending/Potential Litigation; Gerald Schuller vs. Hidalgo County Sheriff's Department

NO ACTION taken on this item.

E. M-03-156; Wanda Diaz, individually and as next friend of Roberto Castillo, Jr., minor child and as representative of the estate of Roberto Castillo, Sr., deceased vs. Hidalgo County and Enrique Escalon, Hidalgo County Sheriff and unknown deputies of the Hidalgo County Sheriff's Office

NO ACTION taken on this item.

F. Cause #C-3950-99-B; James Brady Parker vs. Hidalgo County, et.al

NO ACTION taken on this item.

G. Pending/Potential Litigation; International Fidelity Insurance Co., Allegheny Mutual Casualty Co., Tillman Welch dba A-Fast Bailbonds, Octavio Castaneda dba O. Castaneda Bail Bonds, and Elida Garza dba Reyes Bail Bond Co. vs. Hidalgo County Bail Bond Board, and Israel Lee Rivas, dba EZ's Bail Bond

Valde Guerra, Budget Officer, requested from the Court to ask the firm of Atlas and Hall to represent the County on the Bail Bonds Issues.

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

H. Cause #C-1211-02-D; Irma Gonzalez et al vs. Richard A. Garza; in the 206th Judicial District, Hidalgo, Texas

Valde Guerra, Budget Officer, requested from the Court to ask the firm of Atlas and Hall to monitor the case on behalf of Atlas and Hall, and to act as our (the County's) lawyers.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a 4-1 vote of approval. Specific votes as follow:

AYE: Judge Garcia, Commissioners' Handy, Flores, and Palacios

NAY: None

ABSTAIN: Commissioner Garza

After going into Executive Session, the Court proceeded with the Purchasing Department, item #16.

19. Closed Session:

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

NO ACTION taken on this item.

20. 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 Garza, seconded by Commissioners' Handy and Flores, 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, NOVEMBER 04, 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 the Consent Agenda with the exception of items 2.U and 2.GG.

- 1. Approval of check register and payment of claims and bills - County Auditor**
- 2. Line item transfers: (SEE EXHIBIT A)**
 - A. 206th District Court**
 - B. 275th District Court**
 - C. 332nd District Court**
 - D. County Court #5**
 - E. J.P. Pct. #1, Pl. 1**
 - F. J.P. Pct. #4, Pl. 1**
 - G. J.P. Pct. #5, Pl. 1**
 - H. D.A. – Gen. Fund (2)**
 - I. District Clerk**
 - J. County Judge**
 - K. Historical Commission**
 - L. Pct. #1 – Sanitation (3)**
 - M. Pct. #3 – Landfill**
 - N. Elections Department (2)**
 - O. Tax Office (6)**
 - P. County Auditor**
 - Q. County Clerk (3)**
 - R. Civil Service**
 - S. Human Resources (5)**
 - T. County Treasurer**
 - U. Computer Department** – On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$12,774.44.
 - V. Planning Department**
 - W. Buildings & Grounds (2)**
 - X. Parking Lot Security (2)**
 - Y. Risk Management (2)**

Consent Agenda Continued:

- Z. Purchasing Department**
- AA. Insect Eradication**
- BB. Sheriff Department (2)**
- CC. Jail**
- DD. Health – Clinics**
- EE. Health – Adm.**
- FF. Probate Court (2)**

GG. Courthouse Security – Valde Guerra stated for the Record: there was an update/typo, it should be object #583. On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

- HH. Pct. #1 – R & B**
- II. Pct. #1 – Parks**
- JJ. Pct. #3 – R & B**
- KK. Pct. #3 – Adm.**
- LL. Budget Office**
- MM. County Clerk – Fund 1237**
- NN. Workers’ Comp. Fund**
- OO. Indigent Defense**
- PP. Health – Fund 1293**
- QQ. Colonia Access Program**

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. Tax Refunds: (SEE EXHIBIT C)

Taxpayer	Payer	Amount
A. David & Maria C. Villarreal	Washington Mutual	\$1,920.54
B. Kenneth J. & Esperanza Chand	Countrywide Home	\$7,899.14
C. Holiness Full Gospel Mission	Holiness Full Gospel	\$ 897.73

5. Purchasing Department: (SEE EXHIBIT D)**A. HIDALGO COUNTY CRIMINAL DISTRICT ATTORNEY –**

- 1. Requesting authority to purchase software from a CISV vendor, CDW- Government through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$1,140.99. Forwarded and Subject to I.T. Departments Review.**
- 2. Requesting authority to purchase Two (2) Fax Machines from a CISV vendor, Xerox, through the State of Texas Building and Procurement Catalogue Purchasing Program in the total amount of \$3,700.00**
- 3. Requesting authority to enter into a maintenance agreement with Xerox for Two (2) fax machines in the amount of \$ 58.30ea a month.**

Consent Agenda Continued:

B. HIDALGO COUNTY JUDGE'S OFFICE-

1. **Requesting authority to purchase an HP Laser Printer from a CISV vendor, CDW-Government, through the State of Texas Building and procurement Catalogue Purchasing Program in the amount of \$ 1,378.00. Forwarded and Subject to I.T. Department Review.**

C. HIDALGO COUNTY PLANNING DEPARTMENT-

1. **Requesting authority to purchase software from a CISV vendor Computer Technical, through the State of Texas Building and procurement Catalogue Purchasing Program in the amount of \$792.00. Forwarded and Subject to I.T. Department Review.**

**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, NOVEMBER 04, 2003 at 9:00 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

DRAINAGE DISTRICT

1. Roll Call

All members of the Court were counted present.

2. Open Forum

NO ACTION taken on this item.

3. Approval of Consent Agenda

At this time, the Court proceeded with the Consent Agenda.

4. Purchasing Department: (SEE EXHIBIT S)

- A. Requesting approval of qualifications, scope of services & requirements fro RFQ/P- "Hidalgo County Drainage District No. 1 Independent Financial Audit Serves" as attached hereto.**

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

5. Closed Session: (SEE EXHIBIT T)

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

- A. Real Estate Acquisition**

NO ACTION taken on this item.

6. Open Session: (SEE EXHIBIT T)

A. Real Estate Acquisition

NO ACTION taken on this item.

7. Closed Session:

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

NO ACTION taken on this item.

8. Open Session:

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

NO ACTION taken on this item.

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

At this point, the Court went back to discuss item #11.

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, NOVEMBER 04, 2003 at 9:00 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Drainage District #1 Board of Directors has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

DRAINAGE DISTRICT

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Treasurer**
- 2. Approval of line item transfers - \$ 50,000.00 (SEE EXHIBIT U)**

**Ramon Garcia
Chairman**

**Sylvia S. Handy
Board Member**

**Joe M. Flores
Board Member**



**Hector "Tito" Palacios
Board Member**

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

**COMMISSIONERS' COURT
AGENDA**

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, NOVEMBER 04, 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
(SEE EXHIBIT P)**

1. Budget Office:

A. Approval of budget amendment

Valde Guerra requested \$18,300.00 to facilitate relocation of the Budget Office to the 2nd floor.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval in the amount of \$18,300.00.

Valde Guerra requested \$105,747.63 for Room and Board for the housing of out of County prisoners. Valde Guerra for the Record: There is a current balance of \$4,813.75.

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

After the Addendum was discussed, the Court proceeded with item #11.

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 4th day of November, 2003

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

By: _____
Priscilla Torres, Deputy Clerk

I, JUAN D. SALINAS, III, County Clerk attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on November 04, 2003.

Signed this ____ day of _____ 2003.

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

By: _____
Priscilla Torres, Deputy Clerk

(Seal)