

SPECIAL MEETING – NOVEMBER 25, 2003

BE IT REMEMBERED, that on this 25th 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 25, 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

- Mr. Fermin Olivarez had concerns regarding a road easement on his property.
- Ms. Virginia Townsend voiced her concerns regarding cell phone usage.
- Mr. Celso Gonzalez discussed problems on his property on Moorefield Road.
- Ms. Fern McClagherty commented on wasting tax payer's money.
- Mr. Eloy Pulido discussed the 5% penalty fees on late taxes and Proposition #2.

5. Approval of Consent Agenda

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

6. Head Start: (SEE EXHIBIT F)

A. Discussion and approval to advertise for sealed bids on rental of classroom space in the McAllen & Weslaco Areas

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

B. Discussion and approval to extend Interlocal Agreement on Centers from January 01, 2004 through December 31, 2004 as per Contract Agreement

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

C. Discussion and approval of Interlocal Agreement between the City of McAllen and Hidalgo County Head Start Program for the Relocation of the McAllen III Head Start Center Playground to City Park

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval, subject to all parties being in agreement.

D. Discussion and approval to enter into Contract for the 2004 Program Year for Mission I and Western Road Head Start Centers

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

E. Discussion and approval to request permission from Department of Health and Human Services to Carry Forward 2003 budget funds

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

7. County Judge: (SEE EXHIBIT G)

A. Approval of Resolution honoring the Rio Grande Valley Mental Health Coalition

Mr. Joseph McCoy read the Resolution into the record.

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

B. Discussion, consideration and possible action regarding the request by the Texas Conference of Urban Counties that the Hidalgo County Commissioners' Court appoint a member of the court to the Urban Counties Policy Committee

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

C. Discussion and possible action regarding additional duties and salary adjustment for Dr. Lorie Ochoa

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a 4-1 vote of approval of the salary adjustment in the amount of \$5,000.00 with the additional duties, effective today, November 25, 2003. Specific votes as follow:

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

NAY: Commissioner Palacios

ABSTAIN: None

Commissioner Garza stepped away from the Court, and was absent for the remainder of the meeting.

D. Discussion related to the current status of the Rio Grande Valley Health Services District

Discussion/presentation made by Mr. Perez and Mr. Paul Villas.

NO ACTION taken on this item.

8. Urban County: (SEE EXHIBIT H)

A. Approval to cancel the lowest bid submitted by R.W. Liquidators and permission to re-bid the project for Alton Recreation Center office furnishings and recreational equipment – City of Alton – UCP – Section 108 Loan

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

B. Award of construction contract to Roy's Concrete – City of Penitas – UCP 14 (2001) – Street Improvements Project

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

9. County Clerk: (SEE EXHIBIT I)

A. Consideration and approval of Resolution supporting a constitutional amendment to prohibit unfunded mandates by the State

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

10. Health Department: (SEE EXHIBIT J)

A. Approval to reclassify the following positions:

- **Administrative Assistant to Director of Operations/Budget (Dept. 340-006) Slot #3**
- **Chief Animal Control Officer to Animal Control Officer (Dept. 340-002) Slot #11**
- **Personnel Assistant/Timekeeper to Personnel Officer (Dept. 340-003) Slot #16**
- **Epidemiologist to Program Director – Epidemiologist (Dept. 340-013) Slot #1**
- **Assistant Public Health Administrator to Public Health Preparedness Coordinator (Dept. 340-013) Slot #2**

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

B. Approval to delete Chief Inspector (Dept. 340-002) Slot #13

C. Approval to create Assistant Chief Inspector (Dept. 340-002) Slot #25

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

Commissioner Garza was absent for the remainder of the meeting.

D. Approval to set salary at \$ 26,133.66 & auto allowance at \$ 5,000.00

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, effective today, November 25, 2003.

E. Approval to reclassify Director (Dept. 340-001) Slot #45 to Chief Administrative Officer

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

F. Approval to increase slots # 9, 20, 23 (Dept. 340-002) to \$ 18,415.00 due to additional duties

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, effective today, November 25, 2003.

Judge Garcia stepped away from the Court.

11. Budget Office: (SEE EXHIBIT K)

Commissioner Palacios stated for the Record: I may have a conflict of interest in one of the items. A notice has been filed.

A. WIC:

1. Approval to create obj. #524 & 121 & line item transfers

NO ACTION taken on this item.

B. District Attorney:

1. Approval to create obj. #523 & line item transfer – D.A. Bad Checks Acct. – \$452.14

2. Approval to create obj. #524 & line item transfer – D.A. Inv. Fund – \$300.42

C. Elections Department:

1. Approval to create obj. #605 & line item transfer – \$6,600.00

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of item 11.B.1 & 2. & C.1.

D. County Court #2:

1. Approval to create obj. #663 & line item transfer - \$ 1,000.00

Commissioner Palacios stated for the Record: I may have a conflict of interest in one of the items. A notice has been filed.

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

Judge Garcia was present for this vote.

Commissioner Garza was absent for the remainder of the meeting.

E. Discussion and possible action regarding county wide cell phone usage

In regards to a meeting canceled by Mike Robledo , IT Department, he stated for the record: I am the one who rescheduled it.

Regarding the usage of personal calls on County phones Mike Robledo stated: We (Renan Ramirez and Mike Robledo) both have personal phones. This is my phone.

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to authorize going out for proposals as presented, and at the same time go out for different options.

F. Criminal Auxiliary Court:

1. Approval of payment of longevity pay:

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

2. Approval of line item transfer

Valde Guerra: Longevity pay for employee #043443 in the amount of \$2,691.83 & Employee #001961 in the amount of \$3,373.00. Line item transfer to take care of the longevity pay in the amount of \$7,409.40.

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of item 11.F.1. & 2. effective today, November 25, 2003.

G. Workers Compensation:

1. Approval of line item transfer - \$ 8,397.70

2. Approval to appropriate \$ 8,602.30 from unappropriated fund balance (Fund 2202)

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval of item 11.G.1 & 2.

H. Pct. #1 - CIP:

1. Approval to adjust/amend building addition renovation account

Judge Garcia joined the meeting.

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

I. Approval to unappropriate funds from Insurance Acct. and appropriate into General Litigation Acct. in the amount of \$ 27,509.28

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

Commissioner Palacios excused himself from the meeting.

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

12. Elections Department: (SEE EXHIBIT L)

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

- 1. Authorize and direct Auditor to issue a manual check - Acct. #3-1100-414-00-130-001-0-535 payable to U.S. Postmaster in the amount of \$ 50,000.00 (to pay for "mass mailout" fees)**

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

- 2. Authorize and direct the Buildings & Grounds Director to assist the Elections Department Phone Bank/Media Center with a location at the "old" Urban County Conference Room OR another location the Court deems appropriate and award said location as the Elections Department Phone Bank/Media Center OR take any other action deemed necessary to expedite the preparations for the phone bank/media center for the 2004 Elections**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of the location at the "old" Urban County Conference Room.

- 3. Approval to create four (4) temporary data processors (voter registration) (positions already budgeted for 2004)**

NO ACTION taken on this item.

- 4. Approval to set salary**

NO ACTION taken on this item.

13. Buildings & Grounds: (SEE EXHIBIT M)

A. Authorization to pay past due invoices:

- 5. York International – Inv. # SD160307 - \$ 6,838.77**
- 6. York International – Inv. # SD160306 - \$ 156.00**
- 7. York International – Inv. # SDI60288 - \$ 274.41**
- 8. York International – Inv. # SDI60289 - \$ 172.44**
- 9. Absolute Services – Inv. # 2881 - \$ 177.70**

Tony Sandoval for the Record: We recommend if these invoices are approved, that they be subject to review, audit, and so, as all other bills are. Since it was not worded here. I believe they were on an emergency basis, and mostly for the District Courts.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of item 13.A.5-6.

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

14. Planning Department: (SEE EXHIBIT N)

A. Preliminary Approval:

- 1. Taurus Estates No. 11 Subdivision Phase I – Pct. #3**
- 2. Diamondback Steakhouse Subdivision – Pct. #4**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 14.A. 1&2.

B. Final Approval:

- 1. North San Carlos Estates Subdivision – Pct. #4**
- 2. El Lucero Subdivision Phase I – Pct. #3**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve 14.A.1&2.

- 3. Koepke Subdivision – Pct. #2**
- 4. Jeff Hollenhead Subdivision – Pct. #3**

NO ACTION taken on item 14.B.3&4.

C. Final Approval with Letter of Credit:

- 1. Campo Alegre Subdivision – Pct. #3**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval with a letter of credit #142-03 in the amount of \$31,000.00.

D. Final Approval with Cash Deposit:

- 1. J & E Subdivision – Pct. #1**

NO ACTION taken on this item.

E. Partial Reimbursement of Cash Deposit:

- 1. Catete Farms Subdivision – Pct. #1**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of the reimbursement in the amount of \$1,000.00.

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

A. Request approval of Supplemental Agreement No. 3 for Professional Services with TEDSI Infrastructure Group for the Mile 2 West Project

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of approximately \$22,000.00.

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

16. Pct. #4: (SEE EXHIBIT P)

A. Request authorization to name an unnamed county dedicated road located within "Fountain Subdivision" as follows: "Old Fountain Road"

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, subject to approval of 911.

B. Requesting approval and authorization for County Auditor to issue Final Payment (after review and processing procedures completed) to: S&B Infrastructure, LTD. for a total of \$ 18,343.43 for the following invoice #U0061.100-10 – Hidalgo County Outer Loop "Pct. #4" P.O. #357923

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

17. Human Services: (SEE EXHIBIT Q)

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

1. Authorization to pay 2003 claims: \$101,789.96

Rudy de la Vina informed the Court that this item was approved through the Consent Agenda.

2. Indigent Health Care expenditures

Total to date is in the amount of \$780,064.25 in expenses paid since September 01, 2003. The remaining 03 fund balance is \$4,292,870.00.

3. Modify Services being provided

4. Report and Recommendations regarding Indigent Health Care

NO ACTION taken on item 17.A.3&4.

18. Purchasing Department: (SEE EXHIBIT R)

A. HIDALGO COUNTY –

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

1. New Hidalgo County Jail: Total inmate population: 1024 Other Information: 8
 Physical Count: 1006 Males 939
 Out of County: La Villa 10 Females 67
 Brooks 0 Federal 11

2. Current inter-local(s) and/or contract(s) for the "Housing of Inmates"

NO ACTION taken on this item.

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

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

- a) Clarification, confirmation and approval of action and directive by CC on 11-18-03 to reject all bids received for Item A and Item A.1 (Law Enforcement Shooting Range and Canopy) respectively and authority to re-advertise same through project architect V-A Architecture;**

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

- b) Presentation for consideration, discussion, acceptance and approval Change Order No. Four (4) reflecting a net increase in the contract price of \$7,277.10 in connection with the re-routing of 4" stand pipe, 6" sewer pipe, and two (2) existing electrical conduits located above the new entry stairs to the basement (due to ground water problems encountered during construction) of the Hidalgo County Courthouse for the Sheriff's Dept. Sub-Station as submitted by project architect, George A Garcia, AGADC & subject to proper funding and/or appropriation, if necessary.**

On motion of Commissioner Handy, seconded by Commissioner Flores, 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;**
- d) 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 item 18.A.3.c&d.

4. Requesting appointment of purchasing dept. and/or other designated parties to grade & evaluate the responses received for the RFQ/P- "Hidalgo County Independent Financial Audit Services".

Commissioner Flores, Pct. 3, appointed J.D. Villareal, Commissioner Handy, Pct. #1, appointed Raul Lozano, Judge Garcia appointed Dr. Lorie Ochoa. Appointments for Commissioners' Garza and Palacios will be set at a later date due to their absence.

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

5. **Recommending award of bid and approval of contract for: Tires- Hidalgo County, to sole bidder meeting all specifications and/or requirements.**

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

6. **Requesting authority to re-advertise for: “Tires- Hidalgo County”, to encourage more participation on the items that were no bids received. A fully executed copy of the contract will be forwarded to the Hidalgo County Auditor’s Office.**

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

7. **Presentation for discussion, consideration, acceptance and approval of claims/invoices with authority for Auditor to issue payment after review, audit and processing procedures completed for the following:**

a) Hidalgo County WIC Department	- Affirmed Medical-	\$ 176.36	3-1292-441-00-350-001-3-604;
	Paragon Scientific	\$ 1,960.00	same as above
	Atlas Electric	\$ 316.80	3-1292-441-00-350-001-3-431;
	Flores Plumbing	\$ 67.50	same as above
	Risica & Sons	\$ 137.50	same as above
	Signs Unlimited	\$ 510.00	same as above
	Joe Fly	\$ 170.00	same as above
	All Valley Communications	\$ 110.00	same as above
	Universal Electric	\$ 230.00	same as above
	Rudy’s Electric	\$ 540.10	3-1292-441-00-350-001-3-434;
	The Monitor	\$ 172.50	3-1292-441-00-350-001-3-550;
	Edinburg Trophy	\$ 57.90	3-1292-441-00-350-001-3-601;
	Federal Express	\$ 86.55	3-1292-441-00-350-001-3-535;
	Copygraphics	\$ 85.00	3-1292-441-00-350-001-3-432;
South Texas Landscaping	\$ 235.00	3-1292-441-00-350-001-3-424;	
A-Sign Language	\$ 815.00	3-1292-441-00-350-001-3-339;	
b) Hidalgo County Elections Dept.	-Starr Telecommunications Etc	\$ 315.00	3-1100-414-00-130-001-0-432;
	Shell Fleet Plus	\$ 70.96	3-1100-414-00-130-001-0-682;

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

8. **Presentation for discussion, consideration, and approval to rank, select and negotiate a contract with an architect (utilizing the County’s “pool” of architectural firms) to provide architectural services related and connected with the assessment & condition of areas, equipment and/or systems in need of renovation, re-construction, repair, replacement so as to draft plans, specifications and procurement documents for the advertising of sealed bids for the Administration Building.**

Commissioner Flores, Pct. 3, appointed J.D. Villareal, Commissioner Handy, Pct. 1, appointed Raul Lozano, Judge Garcia appointed Dr. Lorie Ochoa. Appointments for Commissioners’ Garza and Palacios will be set at a later date due to their absence.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to evaluate all the firms listed in our pool.

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

9. **Requesting authority to advertise an RFQ/P or RFP/Q for the provision of "Loss Control Services" and as required as per Sub-chapter E, Accident Prevention Services, Section 411.061, of the Texas Workers Compensation Act, 2003;**

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

10. **Presentation for consideration, discussion, acceptance and approval of claims/invoices from TRISTAR (after review, audit, and processing procedures completed) in the amount of \$10,829.00 for reimbursement of expenses for Loss Control Services;**

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

11. **Presentation for consideration, discussion, acceptance and approval of two claims/invoices (#3535 & #2050) from J.C. Villafranca Consulting/Claims Service (after review, audit, and processing procedures completed) totaling \$6,077.50 for Loss Control Services rendered;**

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

12. **Requesting authority to approve the following Requisitions that were submitted after the November 7, 2003 deadline, as ordered by CC on 10-03-03, process and issue purchase orders for the items listed and detailed on "Exhibit A" attached hereto.**

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

B. HIDALGO COUNTY PRECINCT NO.1-

Requesting authority to solicit a Request For Offer (RFO's) from CMBL (Certified Master Bidders' List) vendors under the Texas Building an Procurement Commission for "Additional Mold Remediation Services for Hidalgo County Precinct NO. 1 Multi- Purpose Center" Project.

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

C. 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 \$ 32.04 to CACC - Carolyn Arnold communications Consultant (see attachment):
SWBT ACCOUNT 956-283-1711
Refund of State & Federal taxes billed in error from March to June 2003 (Refund posted on August 2003 bill)**

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

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

D. HIDALGO COUNTY ELECTION DEPARTMENT-

- 1. Requesting exemption from competitive bidding requirements under Tex. Local Government Code, 262.024 (a), a professional service, for legal services in connection with necessary modifications under Tex. Elect. Code, Section 42.005, as a result of H.B. No. 3, Third Call Sessions, 78th Legislature (Congressional Redistricting Plan 1374"), including the submission of said modifications to the Department of Justice for pre-clearance;**

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

- 2. Requesting approval of a professional services contract with Bickerstaff, Heath, Smiley, Pollan, Keiver & McDaniel, LLP in an amount not to exceed \$2,500.00**

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

- 3. Requesting authority to solicit Request for Offers (RFO) from CISV (catalogue information systems vendors) through the Texas Building & Procurement Commissions catalogue purchasing program for the purchase of date phone cards for the early voting substation computers;**

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

E. HIDALGO COUNTY HIDTA TASK FORCE-

- 1. Presentation for discussion, consideration, approval and authority to have County Judge execute a formal request and Authorization for Central Power & Light to release information (as detailed in document attached hereto) to Reliant Energy, In. to obtain historical usage information for the HIDTA Task Force.**

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

F. HIDALGO COUNTY RISK & EMERGENCY MGT.-

- 1. Requesting authority to advertise and approval of specifications attached hereto for: "Three (3) New Model 2004 Regular Short Bed V6 Pick up Trucks"**

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

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

19. Closed Session: (SEE EXHIBIT S)

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

Commissioners' Court 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.

20. Open Session: (SEE EXHIBIT S)

A. Real Estate Acquisition

All parcels are located on Mile 2 West Project:

1. Parcels #8 and 11 belong to W.R. Jones, were appraised at \$3,820.00. Settlement offer is in the amount of \$7,000.00.
2. Parcels 12 and 24 belonging to W.B. Jones, were appraised at \$4,297.00. Settlement offer is in the amount of \$6,000.00.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve all four (4) parcels.

21. Closed Session:

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

NO ACTION taken on this item.

22. 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 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 25, 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.

All members of the Court were present.

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 items 2.C and 2.I.

- 1. Approval of check register and payment of claims and bills - County Auditor (SEE EXHIBIT A)**
- 2. Line item transfers: (SEE EXHIBIT B)**
 - A. Buildings & Grounds**
 - B. Pct. #1 – Adm.**
 - C. Pct. #1 – R & B** – On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval, with corrections.
 - D. Pct. #1 – Parks**
 - E. Jail**
 - F. WIC**
 - G. Pct. #3 – R & B (2)**
 - H. D.A. – Checks Fund**
 - I. D.A. – Inv. Fund** – On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, with corrections.
 - J. Pct. #2 – Adm.**
 - K. Pct. #3 – Park**
 - L. Indigent Defense**
 - M. 92nd District Court**
 - N. 275th District Court**
 - O. 398th District Court**
 - P. J.P. Pct. #1, Pl. 1**
 - Q. J.P. Pct. #4, Pl. 1**
 - R. Pct. #1 – Landfill**
 - S. Tax Office**
 - T. Purchasing Department**
 - U. County Clerk**

Consent Agenda Continued:

- V. Computer Department**
- W. Planning Department**
- X. Constable Pct. #3 (3)**
- Y. County Clerk**

3. Planning Department: (SEE EXHIBIT C)

A. Approval of the following Certificates:

- **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
- **Certificates of Residence Construction under Local Government Code Section 232.029 (c)(1)**
- **Certificates of Water Service Availability under Local Government Code Section (c)(2)**

4. Monthly Fee Reports – October (SEE EXHIBIT D)

- A. District Attorney - \$ 171,900.89**
- B. County Clerk - \$ 562,292.57**

5. Purchasing Department: (SEE EXHIBIT E)

A. HIDALGO COUNTY PRECINCT NO. 1 –

- 1. Requesting authority to enter into a maintenance agreement with Ikon for a Canon Copier in the amount of \$275.00. Effective May 23, 2003 through May 22, 2004.**

B. HIDALGO COUNTY BUILDINGS AND GROUND –

- 1. Requesting authority to enter into a maintenance agreement with Ikon Solutions for a Canon Copier GP200's in the amount of \$778.64 for one year. Effective June 21, 2003 through June 20, 2004.**

C. HIDALGO COUNTY HISTORICAL COMMISSION –

- 1. Requesting authority to purchase computer equipment, hardware, supplies and peripherals form a CISV vendor, CDW-Government through the State of Texas Building and Procurement Catalogue Purchasing Program for the following: All items were submitted by the November 7, 2003 deadline.**

Req#	Amount	Object #
23	\$ 632.82	743
22	\$ 383.16	743
19	\$ 502.64	743
18	\$ 655.08	743
15	\$ 816.97	601
13	\$ 399.39	743
12	\$ 988.30	743
9	\$2,215.68	743

**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 25, 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 Commissioners' Palacios and Garza.

2. Open Forum

NO ACTION taken on this item.

3. Approval of Consent Agenda

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

4. Purchasing Department: (SEE EXHIBIT T)

A. Recommending award of sole bid and approval of contract for: "North San Juan Drainage Channel Improvements Project-Trenton Road" to low bidder meeting all required specifications, subject to funding and/or appropriation of funds. A fully executed copy of the contract will be forwarded to Hidalgo County Budget and Treasurer's Office.

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

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

B. Requesting appointment of purchasing dept. and/or other designated parties to grade and evaluate the responses received for the RFQ/P- Hidalgo County Drainage District No. 1 Independent Financial Audit Services.

Commissioner Flores, Pct. 3, appointed J.D. Villareal, Commissioner Handy, Pct. 1, appointed Raul Lozano, Judge Garcia appointed Dr. Lorie Ochoa. Appointments for Commissioners' Garza and Palacios will be set at a later date due to their absence.

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

C. Requesting authority to advertise and approval of draft specifications as attached hereto for: "Pipes- Reinforced Concrete, Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes" Project.

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

D. Requesting authority to advertise an RFQ/P or RFP/Q for the provision of "Loss Control Services" and as required as per Sub-chapter E, Accident Prevention Services, Section 411.061, of the Texas Workers Compensation Act, 2003;

E. Presentation for consideration, discussion, acceptance and approval of claims/invoices from TRISTAR in the amount of \$10,829.00 for reimbursement of expenses for Loss Control Services;

F. Presentation for consideration, discussion, acceptance and approval of two claims/invoices (#3535 & #2050) from J.C. Villafranca Consulting/Claims Service totaling \$6,077.50 for Loss Control Services rendered;

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to proceed and do exactly on items 4.D, E, and F that we did for the County on those three similar items.

G. Requesting authority to advertise for: "One (1) New (unused) 2004- One Ton – 4 Wheel Drive Regular Crewcab Truck".

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

5. Approval of budget amendment of \$ 102,537.72 to fund the North San Juan Drainage Channel Improvement – Trenton Rd. (SEE EXHIBIT U)

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

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

6. **Approval to surplus a 2000 GMC Sierra pickup, VIN #1GTGC33R4YF478027 and remove it from our inventory (total loss involved in auto accident 11-10-03) (SEE EXHIBIT V)**

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

7. **Closed Session: (SEE EXHIBIT W)**

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.

8. **Open Session: (SEE EXHIBIT W)**

- A. **Real Estate Acquisition**

NO ACTION taken on this item.

9. **Closed Session:**

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

NO ACTION taken on this item.

10. **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 Flores, the Court made a UNANIMOUS vote of approval to adjourn this 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, NOVEMBER 25, 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

Commissioners' Palacios and Garza were absent for the remainder of the meeting.

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

- 1. Approval of check register and payment of claims and bills - County Treasurer (SEE EXHIBIT A)**
- 2. Discharge Permit:**
 - A. J. Edgar Ruiz – Grandora Subdivision, Formerly JRM (SEE EXHIBIT X)**

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 25th day of November, 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 November 25, 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

(Seal)