

SPECIAL MEETING – JANUARY 13, 2004

BE IT REMEMBERED, that on this 13TH day of January, A.D., 2004, there was begun and held a REGULAR 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:

STATE OF TEXAS §

COUNTY OF HIDALGO §

COMMISSIONERS' COURT

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JANUARY 13, 2004 at 9:30 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 except Commissioner Garza.

2. Pledge of Allegiance

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

3. Prayer

Judge Garcia called on Commission Handy to lead the Court and Audience in Prayer.

4. Open Forum

-Virginia Townsend reminded the court of the old jail building space for Adult Probation.

5. Approval of Consent Agenda

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

6. Texas Cooperative Extension – Brad Cowan: (SEE EXHIBIT H)

A. Consider and approve the appointment of Adelita Muñoz, County Extension Agent – Family & Consumer Sciences effective February 01, 2004

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

Commission Garza joined the meeting.

7. Right of Way – Godfrey Garza:(SEE EXHIBIT I)

A. Presentation, discussion and required action regarding development of Closner Subdivision, specifically Nava Rd.

NO ACTION taken on this item.

8. Urban County – Diana Serna: (SEE EXHIBIT J)

- A. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) for professional architectural services with Rike Odgen, Figueroa, Dickson, Wells Architects in conjunction with the City of Donna for the design and construction of a swimming pool located at Atlas Palmas Park**

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

- B. Approval of professional services architectural contract with Rike Odgen, Figueroa, Dickson, Wells Architects in conjunction with the City of Donna for the design and construction of a swimming pool located at Atlas Palmas Park**

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

- C. Requesting approval to amend the contract for engineering services to J.E. Saenz & Associates, Inc. for the sewer improvements under the 2003 Colonia Construction Contract approved by the Hidalgo County Commissioners' Court on December 23, 2003**

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

- D. Approval of amendment #1 to professional services engineering contract with J.E. Saenz & Associates, Inc. with Pct. #4 for the specifications and plans for the Colonia Tierra Del Valle 1 & 2, Country View Subdivision, John Closner Subdivision and Albino Rodriguez Subdivision sewer improvements**

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

9. County Judge – Mona Parras: (SEE EXHIBIT K)

- A. Approval of Resolution concerning the implementation of HB 2292**

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

10. Elections Department – Teresa Navarro: (SEE EXHIBIT L)

- A. Approval, discussion and possible action of the following, but not limited to:**
1. Comp time for redistricting and 2004 Primary and Runoff Elections

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval in authorizing to spend up to \$40,851.

2. **Update information regarding mailouts for voter registration certificates as it pertains to Congressional Redistricting**
3. **Election Services Agreement between the County of Hidalgo and Paradise Park, Inc**

NO ACTION taken on items 2 & 3.

11. Planning Department – Raul Sesin: (SEE EXHIBIT M)

A. Preliminary Approval:

1. **Faysville Unit No. 2 Subdivision – Pct. #4**

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

B. Final Approval:

1. **Pueblo De La Palmas Phase 5, Lot 392 – Pct. #3**

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

2. **Cardinal Hills Subdivision – Pct. #4**

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

3. **Grover Commercial Plaza Subdivision – Pct. #1**

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

C. Final Approval with Letter of Credit

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

Raul Sesin stated for the record that it is a continuation of 2 phases that have been approved.

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

Commissioner Garza stepped away from the Court.

12. Head Start – Teresa Flores: (SEE EXHIBIT N)

- A. Status of the Appeal to the Department of Health & Human Services on the Questioned Costs of \$543,541 as Presented in the Program Audit for Year Ending on December 31, 2001**

NO ACTION taken on this item.

- B. Discussion and approval of Attorney's Fees in the amount of \$ 5,464.56 related to the appeal to the Department of Health & Human Services on the question cost of \$543,541 as presented in the Program Audit ending December 31, 2001**

Commissioner Garza joined the meeting.

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

Valde Guerra stated for the record that it was an item that wasn't anticipated with funds of \$5,500.

Commissioner Handy stepped away from the Court.

13. Budget Office – Valde Guerra: (SEE EXHIBIT O)

A. Pct. #3 - Line item transfer – CIP 2004

Tony Sandoval stated that there is no CIP 2004, it was just a typographical error.

The amount of the transfer is 50,094.

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

B. Health Department:

1. Approval of amended salary schedule, adjust slot #1 & 2, set salary & amend budget

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

C. Approval of 2004 Annual TAC dues - \$ 2,440.00

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

D. Juvenile Justice Court:

1. Approval to create obj. 584 & line item transfer - \$ 749.00

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

14. Health Department – Eduardo Olivarez: (SEE EXHIBIT P)

A. Discussion regarding the Hidalgo County outcome on the State Smallpox Vaccination Program

NO ACTION taken on this item.

15. Human Services – Rudy De La Viña: (SEE EXHIBIT Q)

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

1. Authorization to pay 2004 claims: _____

Rudy De La Vina stated that \$1, 469,699.97 is 2003 claims. The current balance is 3,065,000.00 in '03 funds.

Tony Sandoval commented that the item should read “2003 claims” not “2004 claims”.

2. Indigent Health Care expenditures

NO ACTION taken on this item.

16. Risk Management – Adan Perez: (SEE EXHIBIT R)

- A. Approval of reimbursement to the Hidalgo County’s Workers Compensation Claims Paying Account for: workers compensation claims paid by Tristar Risk Management in the amount of: \$ 70,066.95 for the period ending December**

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

17. Pct. #1 – Comm. Handy: (SEE EXHIBIT S)

- A. Request approval of Invoice #1 for engineering services on the Mile 6 North Project to Sigler, Winston, Greenwood & Associates, Inc. and approval to make payment upon auditor review**

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

18. Pct. #4 – Comm. Garza: (SEE EXHIBIT T)

- A. Approval of Invoice #2220 in the amount of \$ 22,599.00 from Triple R Trucking, Inc. with authority for County Auditor to issue payment (after review and processing procedures completed) in connection with services rendered to date on the loading & hauling of fill dirt for landfill cap and closure, phase II part c project) PO #525696**

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

19. Purchasing Department – Marty Salazar: (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: 1095 Other Information: 5**

Physical Count:	<u>1066</u>	Males	<u>991</u>
Out of County:	La Villa	<u>22</u>	Females
	Brooks		<u>74</u>
		Federal	<u>11</u>
2. **Current inter-local(s) and/or contract(s) for the “Housing of Inmates”**
3. **New Adult Detention Facility and Law Enforcement Center Project:**
 - a) **Detention Facility Law Enforcement Center Design- Build Contract Action (if necessary)**

NO ACTION taken on this item.

Commissioner Flores stepped away from the Court.

- b) Presentation for consideration, discussion, and approval a request by the Hidalgo County Sheriff's Department to "retain/roll over" the following Purchase Order #'s : 520226,524119,524378,524470,524535,524940,526265(copies attached hereto) encumbered through the 2003 budget inasmuch as goods and or services have not been received or completed;**

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

- c) County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**
- 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 status of a request for qualification for architectural services pending clarifications on ownership of architectural documents;**

NO ACTION taken on this item.

- 4. 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: "Exhibit A" attached hereto.**

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

- 5. Recommending award of bid and approval of contract for "Auctioneer Services", to low bidder meeting all requirements. A fully executed copy of the contract will be forwarded to the Hidalgo County Budget and Auditor's office.**

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

- 6. Pursuant to Section 262.026 (a) Opening of Bids of the Texas Local Government Code, presentation for consideration, discussion and approval of adoption of an "Order"...."that delegates the authority to make extensions (of bid opening dates) under this subsection to the county official who makes purchases for the county".**

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

7. **Presentation of evaluation and scoring grid, with recommendations by William Rusteberg, Consultant, for the purposes of Commissioner's Court award to the Number One ranked firm(s) submitting proposals in response to County's RFP for Section 125 Cafeteria Plan Administration, Voluntary Products & Administration and Funding Vehicles for Deferred Compensation-Section 457 Plan- Hidalgo;**

NO ACTION taken on this item.

8. **Requesting approval of draft contracts for: Section 125 Cafeteria Plan Administration, Voluntary Products & Administration and Funding Vehicles for Deferred Compensation-Section 457 Plan Hidalgo County, subject to legal review. Fully executed copies of the contract(s) will be forwarded to the Budget and Auditor's office.**

NO ACTION taken on this item.

9. **Presentation of a report on participation in "Loss Control Services Pool" Project: a) vendors submitting responses (on a timely basis)-3 , b) vendors submitting late responses-1.; therefore consideration by CC to reject responses received and re-advertise to encourage more participation inasmuch as a large "Pool" of providers is required according to "Risk Management" since there are many areas of expertise for which loss control services are required by Workers Compensation Program ; or in the alterative;**

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

At this time Commissioner Handy joined the meeting.

10. **Requesting appointment and approval of staff or other designated parties to grade and score (for the purpose of ranking the responses received as "Qualified" by Hidalgo County Commissioners" Court) the statements of qualifications received in response to the County's Project-Request for Qualifications for "Loss Control Services."**

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

At this time Commissioner Flores joined the meeting.

11. **Requesting ratification and confirmation of the negotiated "benefit design with rates" for the extension of the existing contract for an additional year (provided under the current agreement) as approved by Commissioner's Court on October 28, 2003 (with effective date**

of 2-01-04) and as requested by Humana and detailed in document attached hereto and as revised by health benefits commission .

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

- 12. Requesting authority to extend the bid opening deadline for “Atrium Roof Renovations- Hidalgo County Administration Building” Project due to lack of participation; if approved, bid opening deadline would be extended from January 14, 2004 to February 11, 2004**

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

- 13. Requesting authority to advertise and approval of requirements as attached hereto for “Engineering Services- Hidalgo County Pool” RFQ.**

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

- 14. Requesting approval of specifications for: Hidalgo County –“Indoor Air Quality Testing Services” with assignment of appropriate department as Point of Contract (P.O.C.) as required on bid specification number 4.1.1. P.O.C.: Buildings & Grounds**

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

- 15. Requesting authority to advertise for Janitorial Supplies & Industrial Chemicals**

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

B. HIDALGO COUNTY PRECINCT NO. 2-

- 1. Requesting authority to exercise the sixty (60) day grace period as provided under the contract for “Hauling Services”, so as to have no lapse while bid process is on going.**

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

- 2. Requesting authority to advertise and approval of specifications as attached hereto for “Hauling Services”.**

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

- 3. Recommending award of bid and approval of contract for “North San Juan Park- Sanitary Sewer Improvements” to low bidder meeting all requirements and/or specifications. Fully executed copies of the contract will be forwarded to the Hidalgo County Auditor and Budget office.**

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

Judge Garcia stepped away from the Court.

C. HIDALGO COUNTY PRECINCT NO. 3-

- 1. Presentation for consideration, discussion, acceptance and approval of claim (invoice) (as necessitated by flood disaster emergency) from CAM Vacuum Oilfield Service LLC. In the amount of \$ 2,300.00 (services acquired through solicited quotes by precinct at time of flooding).**

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

- 2. Presentation for consideration, discussion and approval of Change Order No. 1 (increase) in the amount of \$10,329.00 in connection with the Peñitas Landfill Liner installation project as requested by Brian Dudley, Project Engineer In- Line Plastics, LLC.,**

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

D. HIDALGO COUNTY PRECINCT NO. 4-

- 1. Presentation for consideration, discussion, acceptance and approval of Invoice No.9 ENG. 469 from J. E. Saenz & Associates, Inc. in the amount of \$ 24,710.00 with authority for auditor to issue payment (after review, audit and processing procedures completed) in connection with services rendered to date on the Landfill Cap and Closure, Phase II, Part B;**

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

- 2. Presentation for consideration, discussion, acceptance and approval of Invoice No. 30242 in the amount of \$ 62,720.00 from Absolute Waste Services, awarded and contracted vendor, for work completed on the construction of final cover with authority for auditor to issue payment (after review, audit and processing procedures completed).**

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

E. HIDALGO COUNTY CONSTABLE PRECINCT 3-

- 1. Requesting exemption from competitive bidding requirements, under the Texas Local Government Code, Section 262.024 (a) (4), for professional/grant writing services with Daamars International Center.**

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

2. **Approval of a professional service contract (solicited through quotes) with Daamars International Center in connection with “Stop Truancy on Patrol Grant Writing” for Hidalgo County Constable Precinct No. 3 in an amount not to exceed \$ 3,000.00. Fully copies of the contract will be forwarded to the Hidalgo County Auditor’s Office and Budget Office.**

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

F. HIDALGO COUNTY COLONIA ACCESS PROGRAM-

1. **Recommending bid award and approval of contract for: “Road Construction of Arco Iris & Las Palmas Subdivision” to low bidder meeting all specifications. (C.A.P. - Colonia Access Project): Fully executed copies of the contract will be forwarded to the Hidalgo County Auditor and Budget Office.**

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

G. HIDALGO COUNTY INFORMATION TECHNOLOGY-

1. **Requesting authority to purchase computer software from Quantum Art, Inc. a vendor on the Central Masters Bidders List (CMBL) through the State of Texas Building and Procurement (in the amount of \$ 9,900.00).**

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

2. **Requesting authority to purchase computer equipment from CISV vendors, through the State of Texas Building and Procurement Catalogue Purchasing Program for req # 41827, Dell Marketing , in the amount of \$ 6,720.84 and req # 41674, Global Data, in the amount of \$ 48,871.80**

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

At this time, Judge Garcia joined the Court.

H. HIDALGO COUNTY WIC PROGRAM-

1. **Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provide in contract) with McKesson Medical Surgical for the purchase of medical supplies.**

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

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

20. Closed Session: (SEE EXHIBIT V)

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. Consultation with Attorney on contemplated litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Javier Avalos Montes vs. County of Hidalgo**
- D. Cause No. CL-43,750-D; Ivan Luna vs. Hidalgo County**

Commissioner Flores and Palacios were not present during open session.

21. Open Session: (SEE EXHIBIT V)

A. Real Estate Acquisition

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

- B. Consultation with Attorney on contemplated litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Javier Avalos Montes vs. County of Hidalgo**
- D. Cause No. CL-43,750-D; Ivan Luna vs. Hidalgo County**

NO ACTION taken on items B,C, & D.

22. Closed Session:

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

23. Open Session:

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

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JANUARY 13, 2004, at 9:30 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.

There was one concern voiced by Tony Sandoval on item 2.G under the Purchasing department.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval with the exception of item 2.G.

- 1. Approval of check register and payment of claims and bills - County Auditor
(SEE EXHIBIT A)**
- 2. Line item transfers - 2003: (SEE EXHIBIT B)**
 - A. Risk Management – W/C**
 - B. Juvenile Justice Court**
 - C. Criminal Auxiliary Court**
 - D. Child Protective Court**
 - E. 92nd District Court (2)**
 - F. Computer Department (2)**
 - G. Purchasing Department**

The Line item transfer price change was stated for the record from it being \$840.00 changing to \$720.00.

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

- H. WIC**
- I. County Auditor**
- J. Constable Pct. #3**
- K. Elections Department**
- L. Master Court #1**
- M. Pct. #3 – Parks**
- N. County Judge**
- O. J.P. Pct. #1, Pl. 2**
- P. Pct. #2 – Parks**
- Q. Pct. #2 – Landfill**
- R. Pct. #2 – County Wide Shop**

- S. Pct. #4 – Adm.**
- T. Pct. #4 – Paved/unpaved**
- U. Pct. #3 – Landfill**
- V. Constable Pct. #3 – Gen. Fund**

3. Line item transfers – 2004: (SEE EXHIBIT C)

- A. DPS – Highway Patrol**
- B. Purchasing Department**
- C. County Judge**
- D. Pct. #2 – CRC**
- E. Buildings & Grounds**
- F. Pct. #1 – Parks**
- G. Sheriff Department**
- H. Workers Compensation Fund**

4. Planning Department: (SEE EXHIBIT D)

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)**

5. Right of Way – Permits: (SEE EXHIBIT E)

A. Discharge Permit:

- 1. City of San Juan – Hacienda De Las Nubes**
- 2. City of McAllen – N.E. Blueline Ditch**

B. Pipeline Permits:

- 1. City of San Juan – Nolana Loop**
- 2. City of San Juan – Eldora**
- 3. City of Mercedes – Washington Ave., Mile 8 North, FM 491/Baseline, Mile 9 North, FM 1425/Mile 2 East**

6. Monthly Collection Reports – November: (SEE EXHIBIT F)

A. J.P. Palacios	50,214.75
B. J.P. Espinoza	44,474.42
C. J.P. Morales	21,789.39
D. J.P. Ochoa	39,576.77
E. J.P. Saenz	18,861.66
F. J.P. Trevino	47,910.05
G. J.P. Garza	37,662.53
H. J.P. Contreras	44,423.53
I. J.P. Jackson	8,823.87
J. Law Library	3,737.50
K. Sheriff Escalon	30,783.13
L. Anzalduas Park	1,216.02
M. Constable Aguirre	830.00
N. Constable Alaniz	230.00
O. Constable Gallardo	610.00
P. Constable Rios	3,170.00
Q. Constable Bazan	440.00

7. Purchasing Department: (See Exhibit G)

A. HIDALGO COUNTY PRECINCT NO.4-

- 1. Requesting authority to purchase five (5) hand held radios from a CISV vendor, Rio Radio Supply Inc, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 399.00 ea and \$ 15.00 activation fee.**

B. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPARTMENT-

- 1. Requesting authority to purchase computer equipment from a CISV vendors, through the State of Texas Building and Procurement Catalogue Purchasing Program for Req # 41699 Global Data Systems of Texas in the amount of \$ 1,303.72 and Req # 41616 CDW-Government in the amount of \$ 159.36. and Req #42116 in the amount of \$ 369.00**

C. HIDALGO COUNTY DISTRICT ATTORNEY-

- 1. Requesting authority to purchase computer supplies from a CISV vendor, Laserlux, through the State of Texas Building and Procurement Catalogue Purchasing Program in the amount of \$ 2,530.85.**

D. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR-

- 1. Requesting authority to purchase software update services through a CISV vendor, The Software Group, through the Software Group, through the State of Texas Building and Procurement Catalogue Purchasing Program for Req # 41810 in the amount of \$20,296.00.**

DRAINAGE DISTRICT BOARD OF DIRECTORS

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JANUARY 13, 2004 at 9:30 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 Flores and Palacios.

2. Open Forum

NO ACTION taken on this item.

3. Approval of Consent Agenda

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

At this time, Commissioner Palacios joined the meeting.

4. Authority to release a partial easement across Lot 2A, Renaissance Pointe Subdivision as requested by owner (SEE EXHIBIT W)

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

5. Risk Management: (SEE EXHIBIT X)

A. Approval of reimbursement to the Hidalgo County's Workers Compensation Claims Paying Account for: workers compensation claims paid by Tristar Risk Management in the amount of: \$ 923.66 for the period ending December

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

6. Closed Session: (SEE EXHIBIT Y)

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: (SEE EXHIBIT Y)

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

9. Open Session:

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

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 REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JANUARY 13, 2004 at 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

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

DRAINAGE DISTRICT

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

- 1. Approval of check register and payment of claims and bills - County Treasurer (See Exhibit A)**

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 13th day of January, 2004

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

By: _____
Monique Garate, Deputy

I, JUAN D. SALINAS, III, County Clerk attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on January 13th 2004.

Signed this _____ day of _____ 2004.

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

(Seal) By: _____
Monique Garate, Deputy