

SPECIAL MEETING – May 04, 2004

BE IT REMEMBERED, that on this 4th day of May, A.D., 2004, 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, MAY 04, 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.

2. Pledge of Allegiance

Judge Garcia led the Court and the 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

- Evelyn Smith – neighbors not in compliance
- David Crook – Pueblo de Palmas Subdivision
- Godfrey Garza – Transportation
- Lynn Ramirez – Foster Care

5. Approval of Consent Agenda

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

6. County Clerk – J.D. Salinas, III: (See Exhibit H)

A. Selection of the 2004 Grievance Committee – drawing of three names

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve Christine Rodriguez, Arturo Cano, and Juan Zuniga to the Grievance Committee.

7. County Auditor – Tony Sandoval: (See Exhibit I)

A. Discussion and approval to request to extend the Annual Audit of Emergency Service District No.4 from June 1, 2004 to July 1, 2004

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

At this time the Court moved to item 8.C.

8. Planning Department – Raul Sesin: (See Exhibit J)

A. Report regarding April 16, 2004, correspondence received from the Texas Water Development Board requesting that the County: (i) suspend approval of residential subdivision plats in which the subdivision is intended to receive water service from La Joya Water Supply Corporation, (ii) provide certain documentation for Los Naranjos Subdivision Phase I, Doffing Crossing Subdivision Unit 2 and La Homa Groves Estates No. 5 Subdivision; and (iii) coordinate with the Texas Water Development Board the enforcement of the County's subdivision regulations regarding the continuing sale of lots in Los Naranjos Subdivision Phase I and Doffing Crossing Subdivision Unit 2

Presentation made by Raul Sesin.

NO ACTION taken on this item.

B. Discussion and/or possible action on Order Authorizing a Subdivider to Submit Additional Documentation from the Texas Commission on Environmental Quality and/or the Texas Water Development Board in Support of a Subdivider's Request to Use Water Supply Agreements in Certain Areas of the County to Meet Certain Model Subdivision Rule Requirements with Regard to Water Supplies in Certain Residential Subdivisions Prior to Denying a Subdivider's Request for Preliminary or Final Residential Subdivision Plat Approval

At this time the Court made a motion to enter into Executive Session.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to take NO ACTION on the order.

At this time Commissioner Garza left the meeting.

At this time the Court moved to item 12.

C. Final Approval:

1. La Quietud Subdivision – Pct. #4 (Carlos Mason, Developer)

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

At this time the Court moved back to item 8.A.

9. Head Start – Teresa Flores: (See Exhibit K)

A. Requesting approval of bid award and contract to vendor meeting all specifications for:

1. Air Conditioning Maintenance & Repairs

2. Plumbing Repairs

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve items 9.A-1 & 2.

At this time Commissioner Handy stepped away from the meeting and did not return.

10. Budget Office – Valde Guerra: (See Exhibit L)

A. J.P. Pct. #4, Pl. 1:

1. Approval to create obj. code 442 & 631 and line item transfer - \$ 125.00

B. Pct. #3 – Parks:

1. Approval to create obj. code 745 & line item transfer - \$ 3,900.00

C. 92nd District Court:

1. Approval to create obj. 748 & line item transfer - \$ 11,050.00

D. Civil Service:

1. Approval to create obj. 603 & line item transfer - \$ 420.00

E. Health – Bioterrorism Grant:

1. Approval to create obj. 534

F. Colonia Access Program – Pct. #1:

1. Approval of line item transfer - \$ 185.59

G. Visiting Judges:

1. Approval to create obj. 121 & 220 and line item transfer - \$ 81,814.00

H. Discussion, consideration and action on claim Acct. #212109 as submitted by PCR, Inc. (Pioneer Credit Recovery) on behalf of the U.S. Department of the Treasury - \$ 1,296.04

I. Acceptance of settlement check in the amount of \$ 14,060.00 from Texas Association of Counties for Sheriff's Department vehicle involved in an accident & authority for County Judge to sign documents

J. Discussion, consideration and action on charges for service - Hidalgo County local and/or long distance phone service charges/bills with authority for County Auditor to process payment for April invoices after review, audit and processing procedures are completed

K. Discussion, consideration and action authorizing County Auditor to un-reserve \$4,000.00 from Acct. #4-1224-250-10-000-000-0-000 and appropriate \$5,429.17 to Mothers Against Drunk Driving (M.A.D.D.) as per Interlocal Agreement into Acct. #4-1224-441-00-115-003-0-890

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items A-K and corrected the account # on item K to read 4-1224-441-00-115-003-0-843.

11. Urban County – Diana Serna: (See Exhibit M)

A. Pct. #4 is requesting approval of a Contract in the amount of \$ 24,140.00 utilizing Year 16 (2003) funding, with Mission Paving Company for Street Improvements

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

B. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024(a) for professional engineering services with Noe Garza Engineers, Inc. in connection with Hidalgo County Pct. #4 for the design and reconstruction of streets within Pct. #4

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

- C. Pct. #4 is requesting approval of a professional services contract with Noe Garza Engineers, Inc., in the amount of \$ 29,493.50 utilizing Year 15 (2002) funding for the design and reconstruction of streets within Pct. #4**

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

- D. Pct. #4 is requesting approval of a contract in the amount of \$ 83,254.00, utilizing Year 15 (2002) funding, with Mission Paving Company for street improvements**

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

- E. The City of Alamo is requesting approval to award testing services contract to Professional Services Industries, Inc., in the amount of \$ 2,824.00 utilizing Year 15 (2002) funding**

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

- F. Approval of 2002 Colonia Construction Grant #722065 Contract with ASAGA L.L.C. in the amount of \$ 266,660. for first time sewer services to Colonia Friendly Acres and water services to Frank Smith Subdivision**

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

At this time the Court moved to item H.

- G. Adoption of a Resolution approving the 2004 Hidalgo County Urban County Program Workplan (One Year Action Plan)**

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

- H. Public Hearing regarding the 2004 Hidalgo County Urban County Program Workplan (One Year Action Plan)**

At this time Judge Garcia opened the Public Hearing and asked the public to come up and speak, no one acknowledged themselves and no concerns were made aware of.

At this time Judge Garcia closed the Public Hearing and continued with item G.

- I. The City of Alamo is requesting approval of a contract in the amount of \$ 819,000.00 with Enriquez Enterprises Inc., for the construction of a public library. Said costs to be provided by Certificates of Obligation in the amount of \$ 780,000.00 issued by the City of Alamo and payable through CDBG funds under pre-award authorization for a period of ten years, and City of Alamo General funds in the amount of \$ 39,000.00 – payments began in Year 16 (2003)**

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

At this time the Court moved to item #13.

12. Pct. #1 – Comm. Handy: (See Exhibit N)

A. Request approval to appropriate \$ 78,728.94 for the Road & Bridge Fund 1201 for monies received from the City of Merced as a result of an Interlocal Agreement (Mile 2 West)

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

B. Request approval for Auditor to issue payment after review, audit and processing procedures completed for application #2 & #3 to Spacemaker Construction for Pct. #1 – Multipurpose Center

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

C. Request approval for Auditor to issue payment after review, audit and processing procedures completed for application no. 1 to ARC Abatement for mold remediation for Pct. #1 Multipurpose Center

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

At this time the Court moved back to item # 9.

13. Pct. #2 – Comm. Palacios: (See Exhibit O)

A. Authorization for appraisals, title reports and acquisition of additional right of way on Sioux Rd. from Jackson East to Expressway 281

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

B. Authorization for appraisals, title reports and acquisition of additional right of way on Owassa Rd. from Jackson East to Cesar Chavez

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

C. Discussion and possible action to approve Interlocal Agreement between the Hidalgo County Housing Authority and Hidalgo County Pct. #2 for Palmer Pavilion Facilities

NO ACTION taken on this item.

At this time the Court moved to item E.

D. Discussion and approval of Change Order No. 1 Las Palmas Subdivision under the Border Colonia Access Program for Pct. #2

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

E. Discussion and possible action to approve Interlocal Agreement with City of San Juan regarding Border Colonia Access Program for Colonia Primavera II, Las Palmas Estates, Arco Iris No. 2

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

At this time the Court moved back to item D.

14. Pct. #3 – Comm. Flores: (See Exhibit P)

A. Appointment to Housing Authority Board

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve Billy Leo to the Housing Authority Board.

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 claims: | 2003 – <u>24,177.98</u> |
| | 2004 – <u>196,893.43</u> |
| 2. Indigent Health Care expenditures | |

Presentation made by Rudy De La Vina.

16. Buildings & Grounds – Daniel Flores: (See Exhibit R)

A. Status of old jail building

Presentation made by Marty Salazar.

B. Maintenance of county grounds

Presentation made by Daniel Flores.

At this time the Court moved to item 18.

C. Status of renovation of administration building

Presentation made by Daniel Flores.

D. Update from Barbara Storz, Agent with the Hidalgo County Extension Service, on a design plan for the Hidalgo County Courthouse Landscaping

Presentation made by Daniel Flores.

17. Purchasing Department – Marty Salazar: (See Exhibit S)

NOTE: ANY CONTRACT AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO COUNTY AUDITOR'S OFFICE.

A. HIDALGO COUNTY –

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

1. **New Hidalgo County Jail:** Total inmate population: 985 Other Information: 12
 Physical Count: 970 Males 903
 Out of County: La Villa 0 Females 63
 Brooks's 0 Federal 12
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)**
 - b) **Presentation for discussion, consideration and action (if necessary) regarding Landmark final punch list and retainage;**
 - c) **County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**
 - d) **Presentation for consideration, discussion and approval of the following projects:**

Marty Salazar stated there was nothing to report on items 2 & 3.a-d.

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

5. **Recommending award of bid and approval of contract for "Gasoline, ON & OFF HIGHWAY DIESEL FUEL" to low bidder meeting all requirements and specifications.**

NO ACTION taken on this item.

6. **Presentation for discussion, consideration, ratification and acceptance of the sole bid received in response to the RFB- "Sale of Recorded Easements" project approved by Commissioner's Court on 4-27-04.**

NO ACTION taken on this item.

B. HIDALGO COUNTY PRECINCT NO. 3 –

1. **Presentation for discussion, consideration, acceptance and approval of request for payment of invoice # 10 totaling \$2,144.00 submitted by George A. Garcia, AGADC, for architectural services rendered for the Multi- Service Center in Precinct No. 3 with authority for Auditor to process payment after review, audit and processing procedures**

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

2. **Presentation for discussion, consideration, acceptance and approval of Certificate for Payment No. 4 from Rio Valley Construction for the Multi-Purpose Center in the amount**

of \$120,064.80 and as certified for payment by project architect, George A. Garcia, AGADC. With authority for auditor to pay after review, audit and processing procedures.

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

3. **Requesting authority to exercise the sixty (60) day grace period under the current contract for “CRS-2 (Cationic Rapid Setting) Emulsified Asphalt”, so as to have no lapse in service while bid process is on gong.**

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

4. **Requesting authority to advertise and approval of draft specifications as attached hereto for: “CRS-2 (Cationic Rapid Setting) Emulsified Asphalt”.**

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

C. HIDALGO COUNTY PRECINCT NO. 4 –

1. **Presentation for consideration, discussion, acceptance and approval of Invoice No. 8 (35980) in the amount of \$147,995.00 from Absolute Waste Services, contracted vendor for Landfill Cap and Closure Project, Phase II , Part B in Precinct No. 4 and as certified for payment by project engineer, J.E. Saenz & Associates, Inc. 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.

2. **Presentation for consideration, discussion, acceptance and approval of Invoice No. 12 ENG. 493 from J.E. Saenz & Associates, Inc. in the amount of \$67,570.00 with authority for Auditor to issue payment (after review, audit and processing procedures completed) in connection with engineering services rendered to date on the Landfill Cap and Closure Project, Phase II, Part B**

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

D. HIDALGO COUNTY BUDGET OFFICE-

1. **Approval to increase P.O. # 530338 by \$ 1942.00, in connection with “CCTV System”.**

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

E. HIDALGO COUNTY 92nd DISTRICT COURT-

1. **Requesting authority to purchase surveillance equipment from a CISV vendor, CGC Enterprises, through TBPC Catalogue Purchasing Program for Req # 49786 in the total amount of \$ 9,988.65.**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a

UNANIMOUS vote of approval.

F. HIDALGO COUNTY RIGHT OF WAY DEPARTMENT –

- 1. Presentation for discussion, consideration and acceptance, with approval of lease for sole bid received in response to the RFB “Lease of a Tract (approximately five (5) acres) of Land” project as a site for the stockpile of soil/dirt.**

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

At this time the Court moved to adjourn.

18. Fire Marshal – Art Gaytan: (See Exhibit T)

- A. Discussion, consideration and action to designate the Office of Fire Marshal’s regular work period from a seven (7) day period commencing at 12:01a.m. on Monday of each week and ending at 12:00p.m. midnight on the following Sunday to a fourteen (14) day period which commences at 12:01a.m. on Monday and ends at 12:00p.m. midnight fourteen (14) days later**

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

- B. Discussion and possible action on the decreased number of entrances and exits of the County Administration Building and the challenges posed to the public when visiting the upper-level offices**

Discussion was held and the Court suggested that the Fire Marshal draft a memo advising the public on the renovations and the exit routs they should take.

At this time the Court moved back to item #16C.

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

19. Closed Session: (See Exhibit U)

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. Potential Litigation**
- C. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- D. Civil Action No. M-04-130; Minerva Zamora a/k/a Minnie Zamora vs. Hidalgo County et.al**
- E. Cause No. C-2290-03-D; Ramiro Alejandro, III vs. Ricardo Betancourt, et.al**

20. Open Session: (See Exhibit U)

- A. Real Estate Acquisition**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve the contract with Pink Lady Corporation.

- B. Potential Litigation**
- C. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- D. Civil Action No. M-04-130; Minerva Zamora a/k/a Minnie Zamora vs. Hidalgo County et.al**
- E. Cause No. C-2290-03-D; Ramiro Alejandro, III vs. Ricardo Betancourt, et.al**

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

At this time the Court closed Executive Session and went back to item 8.B of the Regular Agenda.

21. Closed Session:

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

22. Open Session:

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

On motion of Commissioner Palacios, 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, MAY 04, 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.

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

1. **Approval of check register and payment of claims and bills - County Auditor (See Exhibit A)**
2. **Line item transfers: (See Exhibit B)**
 - A. **Constable Pct. #3 – Project SWEEP**
 - B. **Workers Compensation Fund**
 - C. **Pct. #1 – R & B**
 - D. **Human Services**
 - E. **Pct. #1 – Sanitation**
 - F. **D.A. – Inv.**
 - G. **Pct. #4 – Adm.**
 - H. **Pct. #4 – Landfill**
 - I. **Pct. #4 – Paved/unpaved**
 - J. **County Clerk**
 - K. **Constable Pct. #1**
 - L. **Risk Management**
 - M. **County Court #2**
 - N. **Civil Service**
 - O. **Human Resources (2)**
 - P. **Veterans Services**
 - Q. **J.P. Pct. #4, Pl. 2**
 - R. **Constable Pct. #3**
 - S. **Planning Department**
 - T. **Pct. #3 – Landfill**
 - U. **Criminal Auxiliary Court**
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. **Right of Way – Permits: (See Exhibit D)**
 - A. **North Alamo Water Supply -**

- Mile 6 West & Mile 9 North
- Doolittle Rd. on Ingle Rd.
- Norene Rd. north of FM 1925
- San Jose Rd. south of FM 491
- Davis Rd. on Doolittle Rd.
- FM 2812 & Mile 6 West
- Monte Cristo Rd. on Skinner Rd.
- Tower Rd. on Mile 17

B. Southwestern Bell – Western Rd. north of FM 2221/Mile 7

C. Sharyland Water Supply – 7 Mile Line & Taylor Rd.

5. Urban County: (See Exhibit E)

A. Requesting cancellation of six contracts under the Homebuyer Assistance Program as per the respective clients' request

B. Request for approval to enter into a "Homebuyer Assistance Program" Contract under the HOME Program (5 families)

6. Tax Refunds: (See Exhibit F)

A. Sun Communities Tx Lmted. Prn.	Sun Communities	\$ 7,843.26
B. El Patrimonio Apartments	Mass Mutual	\$10,934.23
C. El Pueblo Dorado Apts.	El Pueblo Dorado	\$34,514.15
D. General Electric Co.	General Electric	\$15,237.00
E. David & Delia Cedillo	David & Delia Cedillo	\$ 2,545.13

7. Purchasing Department: (See Exhibit G)

A. HIDALGO COUNTY CLERK'S DEPARTMENT-

1. Requesting authority to enter into a maintenance agreement for a Time Clock with Jones & Cook for the Req # 49764 in the total amount of \$ 157.50/yr. Effective upon approval.

B. HIDALGO COUNTY DISTRICT ATTORNEY-

1. Requesting authority to purchase computer supplies from a CISV vendor, Laserlux, through TBPC Catalogue Purchasing Program for Req # 49060 in the total amount of \$1,627.00.

C. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPARTMENT-

1. Requesting authority to purchase computer equipment and supplies from CISV vendor, through TBPC Catalogue Purchasing Program for the following:

a) Global Data Systems of Texas, LLC	\$2,680.60	Req # 49162
b) S.J.S. Computers	\$ 520.00	Req # 49749
c) S.J.S. Computers	\$ 399.00	Req # 49157
d) S.J.S. Computers	\$ 325.00	Req # 49011

2. Requesting authority to purchase wireless internet connection with Sprint PCS, a vendor with Department of Information (DIR) Texan 2000 on contract TELE 06-27-03/TEXAN 2000-SPR-W for Req # 49752 in the total amount of \$3,685.08/yr.

D. HIDALGO COUNTY SHERIFF'S DEPARTMENT-

1. Requesting authority to enter into a maintenance agreement for one (1) year for the maintenance of the Gasboy PC Support System with Gilbarco the total amount of \$175.00.

E. HIDALGO COUNTY PRECINCT NO. 2-

1. Requesting authority to purchase computer equipment from a CISV vendor, S.J.S. Computer, through TBPC Catalogue Purchasing Program for Req # 50009 in the amount of \$ 125.00.

F. HIDALGO COUNTY WIC PROGRAM-

- 1. Requesting authority to enter into a service agreement with Digital Office System for the service of a copier for one (1) year in the amount of \$864.00. (Req # 41984). Effective upon approval.**

**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, MAY 04, 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
(See Exhibit V)**

1. Roll Call

Everyone was present with the exception of Commissioner Handy and Commissioner Garza.

2. Open Forum

No Presentations were made during Open Forum.

3. Approval of Consent Agenda

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

4. Discussion & authorization regarding Mission Inlet Right of Way and/or Easements with Hunt Development for disposition

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

5. Approval to enter into Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and Hidalgo County Appraisal District

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

6. Discussion and action regarding Release of Easement, Shin Foundation I, LTD as per CON-1265-A, County Court at Law No. 1 (All of lot 136, John H. Shary Subdivision of Porciones 58,59 & 60,

**Hidalgo County, Texas according to the map thereof recorded in volume 1, page 17, Map Records,
Hidalgo County, Texas**

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

7. Purchasing Department – Marty Salazar:

**NOTE: ANY CONTRACT AWARDED AND APPROVED UNDER THIS AGENDA,
EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO
COUNTY AUDITOR'S OFFICE.**

- A. Presentation for discussion, consideration, ratification and acceptance of the sole bid received in response to the RFB- "Sale of Recorded Easements" project approved by Commissioner's Court on 4-27-04.**

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

B. Requesting approval of an "Order Confirming Sale" for the following properties:

- 1. "A 1.134 acre tract and A 0.518 acre tract of Land", in response to the RFB "Sale of Recorded Easements" project.**

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

- 2. "A 0.208 acre tract and A 1.32 acre tract of land", in response to the RFB "Sale of Real Property", (25" Strip of land) project.**

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

C. Recommending award of bid and approval of Contract for: "Pharr-McAllen South Drain South "I" Road Bridge Replacement Project" to low bidder meeting all required specifications.

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

There was not a need to enter into Executive Session.

8. Closed Session:

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

- A. Real Estate Acquisition**

9. Open Session:

- A. Real Estate Acquisition**

10. Closed Session:

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

11. Open Session:

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

On motion of Commissioner Palacios, 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, MAY 04, 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
(See Exhibit W)**

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

- 1. Approval of check register and payment of claims and bills - County Treasurer**
- 2. Discharge Permits:**
 - A. Esequiel Reyna – Pueblo Del Sol Subdivision Phase II Block 1 & Block 7**

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 May, 2004

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

By: _____
Mari Gutierrez, Deputy

I, JUAN D. SALINAS, III, County Clerk attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on May 4th 2004.

Signed this ____ day of _____ 2004.

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

By: _____
Mari Gutierrez, Deputy

(Seal)