

**SPECIAL MEETING – June 1st, 2004**

BE IT REMEMBERED, that on this 1<sup>st</sup> day of June, 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, JUNE 01, 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**

Everyone was present and accounted for with the exception of Commissioner Flores.

**2. Pledge of Allegiance**

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

**3. Prayer**

Commissioner Handy led the Court and the Audience in Prayer.

**4. Open Forum**

- Virginia Townsend – Re: Cell phone Contract, Atrium Renovations, The Old Jail

**5. Approval of Consent Agenda**

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

**6. County Clerk – Christina Walker: (See Exhibit F)**

**A. Selection of the 2004 Grievance Committee drawing of one name**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve Pamela M. Ramirez, DOB: 12/18/1961, 101 E. Martha Louise Ave, Edinburg, Texas.

**7. Fire Marshal – Art Gaytan: (See Exhibit G)**

**A. Approval of Hidalgo County Fire Marshal Revised Fee Schedule – effective June 01, 2004**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to set the fee at \$100.00 for new or existing stand effective June 1, 2004.

**8. County Judge – Lorie Ochoa: (See Exhibit H)**

**A. Update on status of the Rio Grande Valley Health Services District**

Presentation made by Humberto Garza and Rudy De La Vina.

**B. Discussion on the role of the Hidalgo County Appraisal District and the rights of taxpayers**

Presentation made by Alonzo Vega.

Judge Garcia stepped out at this time.

**9. Urban County – Diana Serna: (See Exhibit I)**

**A. Approval of a Subrecipient Agreement with Hidalgo County Triad (Crime Awareness) and the UCP on behalf of Hidalgo County Pct. #2 using UCP Year 16 (2003) funds in the amount of \$2,699.00**

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

**B. Public Hearing for proposed budget and program amendment for Hidalgo County Pct. #3 utilizing UCP funding from Years 14, 15 & 16 (2001, 2002 & 2003) Pct. #3 will utilize all available funding for street improvements within the Pct. #3 area**

At this time Commissioner Handy opened the public hearing and asked the public for comments and concerns for or against this item. No one voiced their concerns, therefore Commissioner Handy closed the public and continued with the next item on the agenda.

**C. Requesting approval of a budget and program amendment for the Hidalgo County Pct. #3 utilizing UCP funding from Years 14, 15 & 16 (2001, 2002 & 2003) Pct. #3 will utilize a combined total of \$ 150,625.26 increasing the street improvement work plan for construction and reconstruction of various streets**

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

At this time Judge Garcia came back to the meeting.

**D. Appointment or Re-appointment of Hidalgo Housing Finance Corporation Members**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to appoint Dan Beltran, Commissioner Oscar Garza, Commissioner Joe Flores, Commissioner Hector “Tito” Palacios, and Commissioner Sylvia Handy to the Hidalgo Housing Finance Corporation.

At this time the Court moved to item 14.A.

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

**A. Release and Renewal of Remainder Letter of Credit:**

**1. Tower Trails Subdivision – Pct. #4 (Jack McClelland)**

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

**11. County Library System – Rusty Dove: (See Exhibit K)**

**A. Approval of Annual Software Maintenance Agreement for Sirsi for the effective period of August 01, 2004-July 31, 2005**

NO ACTION taken on this item.

**12. Right of Way – Godfrey Garza: (See Exhibit L)**

**A. Authorization to enter into an Agreement to Contribute funds with the Texas Department of Transportation in the amount of \$ 98,463.00 for the Bus. 83 – Palmview - .5 Miles west of Showers Rd. to Bus. 83**

**B. Approval of budget amendment to fund project in the amount of \$ 98,463.00 from the 2001 Bond Series**

NO ACTION taken on these items.

**13. Head Start – Teresa Flores: (See Exhibit M)**

**A. Discussion and approval of change in summer schedule of central office Head Start Staff**

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

**14. Budget Office – Valde Guerra: (See Exhibit N)**

**A. Consider and approve 2004 Business Agreements as prescribed by HIPAA Regulations**

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

At this time the Court moved to item 18.A and 19.A.

**B. Discussion, consideration and action on participation with Workforce Solutions as it pertains to Work Site Training Employer Agreement for Summer Youth Internship – June 7, 2004 through July 30, 2004**

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

**C. Pct. #2 – Parks:**

**1. Approval to unappropriate funds from Pct. #2 Parks in order to adjust fund balance**

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

**D. Pct. #1:****1. Approval of budget appropriation - \$ 7,486.50**

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

**E. Pct. #1 – Border Colonia Access Program:****1. Approval of line item transfers**

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

**F. Computer Department:****1. Approval to create obj. #890 & line item transfer****G. Constable Pct. #3:****1. Approval to create obj. 661 & line item transfer****H. District Attorney:****1. Approval to create obj. 746 & line item transfer – Grand Jury Acct.****2. Approval to create obj. 533 & line item transfer – D.A. Inv. Fund****3. Approval to create obj. 121 & 583 & line item transfer – D.A. Checks Acct.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve items F-1, in the amount of \$215.94, G-1 in the amount of \$264.38, H-1 in the amount of \$362.64, H-2 in the amount of \$357.00 and H-3 in the amount of \$6,950.00.

**4. Approval to create a temporary part-time position and set salary in D.A. Checks Acct.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval and set salary in the amount of \$2,210.00.

**5. Request approval and authorization to extend the payment of salaries & fringe benefits and operating expenses for employees from the D.A.'s Office and Sheriff's Office assigned to the Combined Governmental Drug Enforcement and Special Crimes Task Force Grant until we receive the new grant award notification**

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

At this time Commissioner Palacios stepped out of the meeting.

**15. Human Services – Rudy De La Viña: (See Exhibit O)****A. Discussion and/or action, including, but not limited to the following items:**

- 1. Authorization to pay claims: 2003 \_\_\_\_\_ 2004 \_\_\_\_\_**
- 2. Indigent Health Care expenditures**

Rudy de la Vina reported the amount approved on the consent agenda being \$211,795.50.

NO ACTION taken on this item.

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

**A. Status of old jail building**

Presentation made by Marty Salazar.

**B. Maintenance of county grounds**

Presentation made by Daniel Flores.

**C. Status of renovation of administration building**

Presentation made by Marty Salazar.

**17. Pct. #1 – Comm. Handy:** (See Exhibit Q)

**A. Approval of Interlocal Agreement between the City of Donna and Hidalgo County for road improvements to: Valley View Road (from Bus. Hwy. 83 to North Ave.); North Ave. (from Valley View Rd. to Billman Rd.); Billman Road (from North Ave. to frontage U.S. Expwy. 83) and extend Valley View Rd. to frontage road U.S. Expwy. 83**

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

**18. Pct. #2 – Comm. Palacios:** (See Exhibit R)

**A. North San Juan Park Indoor Recreational Facilities Project:**

- 1. Approval to resubmit Indoor Grant Application to Texas Parks and Wildlife**
- 2. Approval of Resolution (North San Juan Recreational Facilities Project)**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval for 1 & 2.

**19. Pct. #3 – Comm. Flores:** (See Exhibit S)

**A. Anzalduas Park Boat Ramp Project:**

- 1. Approval to submit Boat Ramp Reconstruction Grant Application to Texas Parks and Wildlife**
- 2. Approval of Resolution (Anzalduas Park Boat Ramp Project)**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval for 1 & 2 subject to the appropriation of the 25% cash match from their parks budget.

At this time the Court moved to item 10.

**20. Purchasing Department – Marty Salazar:** (See Exhibit T)

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

**B. ANY/ALL REQUESTS FOR ACCEPTANCE AND APPROVAL OF CLAIMS/INVOICES UNDER THIS AGENDA WILL INCLUDE AUTHORITY FOR AUDITOR TO ISSUE PAYMENT AFTER REVIEW, AUDIT AND PROCESSING PROCEDURES COMPLETED**

**A. HIDALGO COUNTY –**

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

1. **New Hidalgo County Jail:** Total inmate population: 1032 Other Information: 11  
     Physical Count:                   1019 Males 950  
     Out of County: La Villa       0       Females69  
                             Brooks's       0       Federal 8
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 certificate and application for payment, punch list and release of retainage;**
  - c) **County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**

Marty Salazar stated there was nothing to report on items 2 & 3.a, b, and c.

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 Handy, the Court made a UNANIMOUS vote of approval.

At this time Commissioner Palacios returned to the meeting.

5. **Requesting exemption from competitive bidding under the Texas Local Government Code 262.024 (a) (4) for professional engineering services with Dannenbaum Engineering Corporation in connection with the "Hidalgo County Square-Parking Lot Project" under Building and Grounds Department.**

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

6. **Requesting approval of a professional engineering services contract, subject to legal review, with Dannenbaum Engineering Corporation in connection with the "Hidalgo County Square-Parking Lot Project" under Buildings and Grounds Department.**

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

7. **Discussion, consideration and action on 1) Professional Consulting Services, including but not limited to, Workers Compensation Property & Casualty/Public Officials/Law Enforcement/Automobile Physical Damage and/or General Liability,, 2) RFPs for Property & Casualty, Public Officials, Law Enforcement, Automobile Physical Damage and/or General Liability, and 3) Quality Claims Administration Services for Hidalgo County's Workers Compensation Program RFQ/Ps;**
  - a) **Project #1 Professional Consulting Services – RFQ/P:**

1. **Accept the sole response received in connection with Hidalgo County's RFQ/P with assignment or designation of a Committee to score and evaluate same for the purpose of ranking as qualified;**
  2. **Reject the sole response received and re-advertise the project to solicit more participation;**
  3. **Cancel the project altogether; and**
- b) **Project #2 RFPs for Property & Casualty Insurances:**
1. **Proceed to receive the response to the RFP for Property & Casualty, Public Officials, Law Enforcement, Automobile Physical Damage and/or General Liability on 6-9-04 and make determination as to how to proceed at that time;**
  2. **Proceed to approve a renewal with TAC for another year;**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve item 7a-3 and b-1 appointing the following to the committee: Tony Sandoval, Auditor, Valde Guerra, Budget Office, Marty Salazar, Purchasing Dept., Charlie Montgomery and Adan Perez, Risk Management Office, and Steve Crain, Legal Council.

- c) **Project #3 Quality Claims Administration Services – RFQ/P:**
1. **Appoint or designate a Committee to score and evaluate the three (3) Statements of Qualifications received so as to present grid to Commissioners Court for ranking of firms and continue to the negotiation phase of the process;**
  2. **Consideration of current provision under TRISTAR Risk Management contract to continue Quality Claims Administration Services under prevailing hourly rates and expenses until new provider contract implemented.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for c-1.

8. **Requesting authority to publish a Request for Qualifications/Proposal for: Professional Consulting/Grant Writing and Other Related Services for Park Project for Hidalgo County”**

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

9. **Presentation for discussion, consideration and action on an Amendment to the agreement with UNUM Provident (for Short-Term/Long-Term Disability Plan(s)-Group Policy #113769-effective date 2-01-04) to reflect the waiver of the required 25% enrollment rate and commitment for County to hold a re-enrollment and with authority for County Judge to execute Amendment and Master Application documents.**

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

10. **Requesting modification of contract for the “Recording and Delay Broadcast of Hidalgo County Commissioner’s Court Meetings” with RGV Educational Broadcasting, Inc. to reflect that in the event of a cancellation of an Hidalgo County Commissioner’s Court Hidalgo County will notify RGV Educational Broadcasting, Inc by 5:00 p.m. on the Monday before meeting is slated/posted to be held.**

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

**B. HIDALGO COUNTY PRECINCT NO. 1-**

- 1. Recommendation of award and approval of a contract of the sole bid received (Universal Truckers, Inc) for: “Hauling Services of Road Materials”, meeting all specifications.**

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

**C. HIDALGO COUNTY PRECINCT NO. 2-**

- 1. Requesting clarification of award for Bid No. 03-226-12-10 “Two New or Current Tandem Heavy Duty Dump Trucks with Bed” (Commissioner’s Court awarded 01-01-04) to confirm the acceptance of two (2) 2005 year models delivered (no change in awarded amount of \$120,316.00) as complying with Hidalgo County advertisement and bid specifications for “Two New or Current Tandem Heavy Duty Dump Trucks with Bed”(with supporting documentation as attached hereto with authority for County Judge to execute title documents.**

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

- 2. Presentation for consideration, discussion, approval and acceptance of notice of termination with an effective date of July 25, 2004 for “Lease of office space to a non-profit Organization” with Texas Migrant Council, Inc at the Hidalgo County Community Resource Center-Precinct No 2.**

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

- 3. Requesting authority to advertise “Lease of office space to a Non-Profit Organization”**

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

**D. HIDALGO COUNTY PRECINCT NO. 3-**

- 1. Requesting authority to re-advertise and approval of draft specifications for: “CR-2 (Cationic Rapid Setting) Emulsified Asphalt” due to no bids received.**

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

**E. HIDALGO COUNTY COURT AT LAW #2 –**

- 1. Presentation for discussion, consideration and approval of Invoice #TB132204HD (P.O. #533633) from Tony’s Business Interiors with authority for Auditor to issue a manual check today in the amount of \$5,833.25.**

At this time Commissioner Palacios abstained from this item and signed an affidavit to enter it on record.

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

**F. HIDALGO COUNTY HEALTH DEPARTMENT-**

- 1. Recommending award of solicited quote to vendor submitting the lowest and qualified quote (Kone Elevator Inc. in an amount not to exceed \$11,500.00) for the following: "Removal, Relocation and Installation of Existing Elevator" at the County Health Department located at 1304 S. 25<sup>th</sup> Street- Edinburg, Texas, in order to proceed to complete renovation/remodeling project for addition of office spaces for the Bio-Terrorism Team.**

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

- 2. Requesting authority to advertise the following Request for Bids: "Construction for Central Office Renovation/Office Space for Bio-Terrorism Team" at the Hidalgo County Health Dept. located at 1304 South 25th St., Edinburg, Texas and to be carried by project architect, Eli R. Ochoa, Principal, ERO, International, LLP.**

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

**G. HIDALGO COUNTY INFORMATION TECHNOLOGY-**

- 1. Requesting authority to purchase drop cabling and computer equipment from a CISV vendor, \_\_\_\_\_ through TBPC Catalogue Purchasing Program in the total amount not to exceed \$ \_\_\_\_\_ for the renovation building at 1902 Joe Stevens Weslaco, TX for Precinct No. 1's Multi-Purpose Building(s)**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve SJS as the vendor and not to exceed the amount of \$14,630.00.

**H. HIDALGO COUNTY JUVENILE PROBATION –**

- 1. Requesting authority to publish and issue an RFQ/P for "Consulting Services" as requested by Juvenile Detention Director, Israel "Buddy" Silva.**

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

**I. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR –**

- 1. Requesting authority to advertise and approval of specifications as attached hereto for: "Printing tax rolls, folding, pre-sorting and delivering of tax statements for the year 2004 to the Edinburg Post Office" RFB**

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

**J. HIDALGO COUNTY WIC PROGRAM –**

- 1. Requesting approval of modification to existing contract with Superior Alarms for a "Security Alarm System Including Monitoring Services" of removal of the system from the**

**former lease building location and installation to the new lease facility for the continuing monitoring services**

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

**K. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 4-**

- 1. Requesting authority to advertise for: “Road Construction of Seminary Estates, Faysville Subdivision & Hillcrest Terrace” (A Colonia Access Program Project) (Project Carried By: J.E. Saenz & Associates, Inc.)**

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

**L. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 1-**

- 1. Presentation for discussion, consideration, acceptance and approval of two (2) claims in the amounts of: (Application # 1- \$252,958.05 & Application # 2 - \$167,723.10 from S & G Paving Company in connection with Contract#. CAP-04-001-02-10- “Construction of Roads for Catherine, Rosalito, La Quinta, Mesquite, Ramiro Leal, Oak and Flea Market Subdivisions”**

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

- 2. Presentation for discussion, consideration, acceptance and approval of thirteen (13) claims/invoices as detailed in the amounts as follows:**

<u>VENDOR</u>	<u>DESCRIPTION</u>	<u>INVOICES</u>	<u>AMOUNT</u>
a) Frontera Materials Inc	Road Material	530881	\$222.44
b) Frontera Materials Inc	Road Material	530948	\$159.82
c) Frontera Materials Inc	Road Material	530937	\$273.56
d) Frontera Materials Inc	Road Material	530879	\$271.06
e) Frontera Materials Inc	Road Material	530658	\$970.81
f) Frontera Materials Inc	Road Material	529125	\$615.38
g) Frontera Materials Inc	Road Material	530551	\$1,156.32
h) Frontera Materials Inc	Road Material	530549	\$277.74
i) Frontera Materials Inc	Road Material	530880	\$1,419.03
j) Frontera Materials Inc	Road Material	530550	\$164.18
k) Unversal Trucking Inc.	Hauling	4220	\$954.51
l) Unversal Trucking Inc.	Hauling	4236	\$1,793.59
m) Raba-Kistner	Material Testing010740		\$1,577.50

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

**M. HIDALGO COUNTY –**

- 1. Requesting authority to obtain, including, but not limited to, the following applicable items necessary in anticipation of real property/estate acquisition(s), fair market value appraisals, inspections, surveys, all phases-environmental assessments, title reports or title policies.**

NO ACTION taken on this item.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to enter into executive session and include the addendum.

**21. 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. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. CL-43,436-A; Rosalena Reyes, Maria Berlanga vs. La Joya ISD and Hidalgo County**

**22. Open Session:** (See Exhibit U)

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. CL-43,436-A; Rosalena Reyes, Maria Berlanga vs. La Joya ISD and Hidalgo County**

At this time Judge Garcia stepped out of the meeting.

NO ACTION was taken on items A, B, & C.

**23. Closed Session:**

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

**24. Open Session:**

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

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

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, JUNE 01, 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 Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

- 1. Approval of check register and payment of claims and bills - County Auditor (See Exhibit A)**
- 2. Line item transfers: (See Exhibit B)**
  - A. Computer Department (2)**
  - B. Sheriff Department**
  - C. J.P. Pct. #4, Pl. 2**
  - D. Human Resources**
  - E. Constable Pct. #3 Project STOP**
  - F. Pct. #1 – Adm.**
  - G. Pct. #1 – Parks**
  - H. Pct. #1 – R & B**
  - I. Juvenile Justice Court**
  - J. HIDTA – Task Force**
- 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. Urban County: (See Exhibit D)**
  - A. Urban County Program requests cancellation of one (1) contract under the Homebuyer Assistance Program as per the respective client's request**
- 5. Purchasing Department: (See Exhibit E)**
  - A. HIDALGO COUNTY ADULT PROBATION –**
    - 1. Requesting authority to purchase computer equipment form a CISV vendor, CPU Data Inc., through TBPC Catalogue Purchasing Program for Req #51470 in the total amount of \$2,099.00.**
  - B. HIDALGO COUNTY AUDITOR'S DEPARTMENT -**

- 1. Requesting authority to purchase from a CISV vendor, CDW-Government, through the TBPC Catalogue Purchasing Program for Req # 51222 in the amount of \$530.20**
- C. HIDALGO COUNTY DISRTICT CLERK -**
- 1. Requesting authority to enter into a maintenance agreement with Southwest Business Machines for five (5) typewriters for Req#51412 in the total amount of \$360.00 for one year. Effective upon approval.**
- D. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPT. -**
- 1. Requesting authority to purchase computer equipment from a CISV vendor, S.J.S. Computer, through TBPC Catalogue Purchasing Program for Req#51370 in the total amount of \$310.00.**
- E. HIDALGO COUNTY JUVENILE JUSTICE COURT -**
- 1. Requesting authority to enter into a 36-month Lease agreement with Xerox for a 420C2Digital Copier through TBPC State Contract 985-A3 for Req #50657 in the amount of \$278.00 a month.**
- F. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR -**
- 1. Requesting authority to purchase computer equipment from a CISV vendor, CDW-Government, through TBPC Catalogue Purchasing Program for Req #50492 in the amount of \$349.72.**
  - 2. Requesting authority to enter into a maintenance agreement for typewriters with Southwest Business Machines for Req #51521 total amount of \$550.00, Req #51506 total amount of \$685.00, and Req #51505 total amount of \$450.00.**
- G. HIDALGO SHERIFF'S DEPARTMENT -**
- 1. Requesting authority to purchase pagers from a CISV vendor, Yoder Enterprises, Inc., dba Advanced Paging & Wireless, through TBPC Catalogue Purchasing Program for Req #51444 in total amount of \$179.55.**

**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, JUNE 01, 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 W)**

**1. Roll Call**

Everyone was present and accounted for with the exception of Commissioner Flores.

**2. Open Forum**

No one signed up for the open forum.

**3. Approval of Consent Agenda**

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

**4. Presentation of Independent Audit Report for 2003**

Presentation made by Burton, McCumber, and Cortez, L.L.P.

**5. Purchasing Department – Marty Salazar:**

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

- A. Discussion, consideration and action on 1) Professional Consulting Services, including but not limited to, Workers Compensation Property & Casualty/Public Officials/Law Enforcement/Automobile Physical Damage and/or General Liability,, 2) RFPs for Property & Casualty, Public Officials, Law Enforcement, Automobile Physical Damage and/or General Liability, and 3) Quality Claims Administration Services for Hidalgo County's Workers Compensation Program RFQ/Ps;**

- a) **Project #1 Professional Consulting Services – RFQ/P:**
  - 1. **Accept the sole response received in connection with Hidalgo County’s RFQ/P with assignment or designation of a Committee to score and evaluate same for the purpose of ranking as qualified;**
  - 2. **Reject the sole response received and re-advertise the project to solicit more participation;**
  - 3. **Cancel the project altogether; and**
- b) **Project #2 RFPs for Property & Casualty Insurances:**
  - 1. **Proceed to receive the response to the RFP for Property & Casualty, Public Officials, Law Enforcement, Automobile Physical Damage and/or General Liability on 6-9-04 and make determination as to how to proceed at that time**
  - 2. **Proceed to approve a renewal with TAC for another year;**
- c) **Project #3 Quality Claims Administration Services – RFQ/P:**
  - 1. **Appoint or designate a Committee to score and evaluate the three (3) Statements of Qualifications received so as to present grid to Commissioners Court for ranking of firms and continue to the negotiation phase of the process;**
  - 2. **Consideration current provision under TRISTAR Risk Management contract to continue Quality Claims Administration Services under prevailing hourly rates and expenses until new provider contract implemented.**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote to approve 5 a-3, b-1, and c-1 appointing the following to the committee: Tony Sandoval, Auditor, Valde Guerra, Budget Office, Marty Salazar, Purchasing Dept., Charlie Montgomery and Adan Perez, Risk Management Office, and Steve Crain, Legal Council.

No need to enter into executive session.

## 6. Closed Session:

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

### A. Real Estate Acquisition

## 7. Open Session:

### A. Real Estate Acquisition

## 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 the day’s meeting.

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JUNE 01, 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 X)**

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

- 1. Approval of check register and payment of claims and bills - County Treasurer**
- 2. Discharge Permit:**
  - A. City of Pharr – Fairview Village**

**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, JUNE 01, 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:**

**ADDENDUM**  
(See Exhibit W)

**1. Closed Session:**

**Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 to discuss the following:**

**A. C-640-03-A, C-641-03-B, C-644-03-E, C-645-03-F, C-647-03-H; Hidalgo County vs Texaco, Inc.; Kerr-McGee Oil & Gas Onshore, L.L.C.; Total Elf E & P USA, Inc.; El Paso Production Oil & Gas Co.; SWEPI, L.P.**

**2. Open Session:**

**A. C-640-03-A, C-641-03-B, C-644-03-E, C-645-03-F, C-647-03-H; Hidalgo County vs Texaco, Inc.; Kerr-McGee Oil & Gas Onshore, L.L.C.; Total Elf E & P USA, Inc.; El Paso Production Oil & Gas Co.; SWEPI, L.P.**

NO ACTION taken at this time.

**3. Closed Session:**

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

**4. Open Session:**

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

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 1st day of June, 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 June 1st 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)

