

SPECIAL MEETING – June 15, 2004

BE IT REMEMBERED, that on this 15th 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-OFICIO 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 15, 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 presented with the exception of Commissioner Handy.

2. Pledge of Allegiance

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

3. Prayer

Judge Garcia called on Virginia Townsend to lead the Court and the Audience in Prayer.

4. Open Forum

Virginia Townsend – Mandate on voter machines, plans for the old jail

Godfrey Garza – Traveling to Washington D.C. on the Transportation Bill

5. Approval of Consent Agenda

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

6. Juvenile Probation – Buddy Silva: (SEE EXHIBIT H)

A. Request approval to authorize Juvenile Facility Project Architect (V.A. Architectural) to proceed with the Construction Document Phase of the 135 Bed Juvenile Justice Facility Project

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, based on a 96 Bed Juvenile Justice Facility.

B. Pct. #2:

1. **Request authorization to create obj. 609 (agriculture & landscaping) for Road Adm. Acct.**
2. **Approval of line item transfer**

On motion of Commissioner Garza, seconded by Commissioner Flores the Court made a UNANIMOUS vote of approval on items 1 and 2, \$500.00 line item transfer amount.

C. Pct. #4:

1. **Request authorization and approval to delete the following vacant positions:**
 - **R & B 007-016 Heavy Equip. Operator III \$ 25,467.75**
 - **Landfill 001-001 Truck Driver I \$ 20,851.96**
2. **Request authorization and approval to create the following two positions and set salary:**
 - **R & B 007-051 Truck Driver III \$ 23,000.00**
 - **Landfill 001-010 Truck Driver III \$ 23,000.00**

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

D. WIC:

1. **Approval to create obj. #748 & line item transfer**
2. **Approval of budget adjustment - \$ 7,548.00**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 1 & 2, \$4,000.00 line item transfer amount.

3. **Approval to create a Breastfeeding Peer Counselor position and set salary**

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

E. Intradepartmental transfers (line items):

1. **Pct. #1 – Border Colonia Access – 2**
2. **Pct. #2 – CIP**
3. **Pct. #3 – CIP (aerial mapping)**
4. **CO 2001 – (aerial mapping)**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items 1, 2, 3, & 4.

F. Approval of membership dues:

1. **County Judges & Commissioners Association - \$ 1,000.00/2003 \$ 1,100.00/2004**

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

9. Fire Marshal – Art Gaytan: (SEE EXHIBIT K)

- A. Discussion & approve an Interlocal Agreement with the cities of Mission, Edinburg and Weslaco for the inspection of retail firework stand in the county area**

NO ACTION taken on this item.

10. Urban County – Diana Serna: (SEE EXHIBIT L)

- A. The City of Weslaco requests the approval of a budget & program amendment for UCP Years 14, 15 & 16 (2001-2003) for Water/Sewer Improvements, Public Facilities and deletion of Code Enforcement and Transportation Services**

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

- B. Requesting authorization for County Judge to sign Notice of Intent to Request for Release of Fund (NOI/RROF) and Request for Release of Funds (RROF) for 2002 City of Weslaco – Water/Sewer Improvements**

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

- C. The City of Mercedes is requesting the cancellation of a UCP Year 15 (2002) Subrecipient Agreement between Urban County Program on behalf of City of Mercedes and Lower Rio Grande Valley Development Council-Rio Metro for Transportation Services in the amount of \$20,000.00**

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

- D. Consider awarding bid for the demolition of existing structure, and the reconstruction of one (1) unit in the County Wide Area to Alpha Construction for the total amount of \$ 33,900.00**

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

- E. Consider awarding bid for the demolition of existing structures, and the reconstruction of two (2) units in the cities of Donna and La Villa to J.L.Q. Construction for the total amount of \$ 62,280.00**

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

- F. The City of Donna is requesting the approval of an amendment to the Subrecipient Agreement between Open Hands Food Pantry and the City of Donna through the UCP Year 15 (2002) – the city has requested that surplus funding in the amount of \$ 3,885.32 be approved**

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

11. Head Start – Teresa Flores: (SEE EXHIBIT M)**A. Discussion and approval to advertise for sealed bids:**

- 1. Classroom supplies**
- 2. Janitorial supplies**

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

B. Discussion and approval to advertise for “Request for Qualifications” for the following providers:

- 1. Medical & Dental Providers**
- 2. Mental Health Providers**
- 3. Special Services Providers**

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

C. Requesting authority to contract with The Cooperative Purchasing Network (TCPN) for the Relocation of McAllen III Head Start Center

NO ACTION taken on this item.

D. Recommending to reject single bid received for the Relocation of McAllen III Head Start Center (Bid #2004-05-003) due to budget constraints

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

12. Planning Department – Raul Sesin: (SEE EXHIBIT N)**A. Preliminary Approval:**

- 1. Falcon’s Crest Gardens Subdivision – Pct. 4 (Domingo Flores, Developer)**

B. Final Approval:

- 1. Beda Subdivision – Pct. 1 (Jose G. Hernandez, Developer)**

C. Final Approval with a Cash Deposit:

- 1. Joel Fuentes Subdivision – Pct. 3 (Joel Fuentes, Developer)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items A1, B1, & C1.

D. Reimbursement of Cash Deposit:

- 1. Llamas Subdivision – Pct. 3 (Refugio Llamas, Developer)**

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

7. **Requesting rescission of the award in Commissioners' Court on 06/08/04 to Koch Materials, for "Hidalgo County MS-1Emulsified Asphalt" due to an erroneous announcement.**

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

8. **Request authority to award the bid and approval of contract to the lowest bidder (Eagle Asphalt) meeting all requirements and/or specifications for "Hidalgo County MS-1 Emulsified Asphalt".**

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

9. **requesting approval to exercise the sixty (60) day grace period extension of term for the "Title Report Services Pool"**

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

10. **Requesting authority to advertise and approval of draft specifications as attached hereto for the "Title Report Services Pool".**

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

11. **Requesting authority to exercise the additional one year extension as provided in current contract for "Bio Hazardous Waste Pickup" under the same rates, terms and conditions with Envirotech Carriers Inc. Effective 07/02/04 thru 07/02/05 for the following departments:**
 - a) **Health Department & Mobile Clinic**
 - b) **WIC Program & Mobile Clinic(s)**
 - c) **Sheriff's Department**
 - d) **Juvenile Probation Department**

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

12. **Discussion, consideration and action on approval 457 Prototype Plan for County employees as provided under the "Cafeteria Plan Administration-Deferred Compensation Component" subject to review by Legal Counsel.**

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

13. Requesting authority to re-advertise due to no bids received for; “Auctioneer Services Project.

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

14. Presentation of status report in response to the RFP for: “Cellular Phones/ Services for Hidalgo County”,

Presentation made by Marty Salazar.

15. Presentaion for discussion, consideration and approval of the final negotiated Standard Form of Agreement between Owner (Hidalgo County) and Architect (Rike Ogden Figueroa Dickson Wells Architects, PLLC) with Standard Form of Architect’s Services–AIA Document B141-1997 (subject for final review) in connection with the Renovation/addition/Remodeling of the former facilities for the Hidalgo County Sheriff’s Dept. & Adult Detention Center located on South 281, Edinburg, Texas

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

16. Recommending award of bid and approval of Contract for “Tire Disposal Services” to sole bidder meeting all requirements and specifications.

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

At this time Judge Garcia moved to take a 10 minute break.

17. Requesting authority to exercise the additional one year extension as provided in current contract for “Off Premises Storage & Records Management” under the same rates, terms and conditions with The Document Storage Company. Effective 06/18/04 thru 06/18/05.

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

B. HIDALGO COUNTY PRECINCT NO. 3-

1. Presentations for discussion, consideration, acceptance and approval of Certificate for Payment No.5 from Rio Valley Construction for the Multi-Purpose Center in the amount of \$295,347.34 and as certified for payment by project architect, George A. Garcia, AGADC.

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

C. HIDALGO COUNTY PRECINCT NO. 4-

- 1. Requesting authority to advertise and approval of specifications for “Hidalgo County Precinct No.4 - Sofia Drive Cul-De-Sac Road Reconstruction Improvements”.**

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

D. HIDALGO COUNTY AND COLONIA ACCESS PROGRAM –

- 1. Recommending bid award and approval of contracts to multiple bidders meeting all specifications and requirements for: “Flexible Base Material (Crushed Caliche)”.**

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

E. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 4-

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

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

F. HIDALGO COUNTY CONSTABLE PRECINCT NO. 4-

- 1. Presentaion for discussion, consideration, and authority to allow the Hon. Andres Rios, Constable, Precinct No. 4 to submit an “Application for TLETS Interface Connection Project” to include hardware, monthly fee for services at no cost to Hidalgo County in connection with implementing the use of laptop computers in units with wireless internet services.**

NO ACTION taken on this item.

G. HIDALGO COUNTY SHERIFF DEPARTMENT-

- 1. Presentation for discussion, consideration & approval of a request by vendor (Pueblo Tire) to withdraw the bid submitted for: “Tires” with copy of request attached hereto.**

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

- 2. Requesting award of bid and approval of contract for: “Tires” to lowest bidder meeting all specifications and/or requirements.**

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

- 3. Requesting Commissioners Court to consider waving the time element and accepting the sole quote received “Late” (due at 3:00pm and was received at 3:49pm) for the project: “Lease of Tower Space” if approved.**

NO ACTION taken on this item.

4. **Requesting award of sole sealed quote and approval of “Lease of Tower Space” in the amount of \$1,050.00 per month, but in no event to exceed the statutory bid limit of \$25000.00 per year to O.E. Investments Inc., the sole bidder meeting all specifications.**

NO ACTION taken on this item.

5. **Requesting authority to reject bids received and re-advertise due to modification of specifications for “Repairs on Emergency Equipment, Radios & Miscellaneous Equipment and Installation and Removal of Radios & Computer Equipment” project.**

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

6. **Requesting exemption from competitive bidding requirements under section 262.024(a)(4) for professional/legal services with the law firm of Cynthia Contreras Gutierrez;**

NO ACTION taken on this item.

7. **Requesting authority to negotiate a “short term” letter of engagement (effective date of 7-10-01) with Cynthia Contreras Gutierrez for legal services in connection with employment law and other related services for the Hidalgo County Sheriff’s Department with an expiration date of 12-31-04;**

NO ACTION taken on this item.

8. **Requesting authority to advertise and Request for Qualification with Proposal for the provision of: “Registered Pharmacist Services”;**

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

9. **Requesting authority to purchase both legend and non-legend medications and supplies from the state award contracts for pharmaceuticals through our participation with Texas Building and Procurement Cooperative with purchase to commence after engagement of Registered Pharmacist;**

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

10. **Requesting authority to advertise for: “legend and Non-Legend Pharmaceuticals and Infirmary Medical Supplies” on an “As Needed Basis”**

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

11. Requesting approvals to destroy numerous bullet proof vests as requested by Hidalgo County Sheriff's Department, no longer suitable for Law Enforcement use.(unsafe)

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

H. HIDALGO COUNTY DEPARTMENT OF PUBLIC SAFETY-

- 1. Presentation for discussion, consideration, acceptance, and approval, of (pursuant to award) vendor, Siesta Village Inc. (Lessor) has completed all Specifications, Requirements, and Other Terms & Conditions, as documented by the City of Weslaco's inspection and Certificate of Occupancy, and as accepted by Sgt. Felipe Escobedo for Department of Public Safety with authority for Auditor to issue manual check in the amount of \$762.509 (prorated) to complete the month of June's rental fee.**

NO ACTION taken on this item.

I. HIDALGO COUNTY ROW-PCT NO. 2-

- 1. Requesting approval of amendment/modification to current lease with Lessor (Moschel Realty Co.) for the RFB "Lease of a Tract of Land" in connection with the site stockpile and hold soil/dirt for the reconstruction of the McColl Road & Mission Inlet levees including road ramps project.**

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

J. HIDALGO COUNTY WIC PROGRAM-

- 1. Presentation for discussion, consideration and approved for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provided in contract with John Phillips dba Nebraska Avenue Development.**

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

K. HIDALGO COUNTY INFORMATION TECHNOLOGY FOR CRIMINAL AUXILIARY COURT-

- 1. Requesting authority to purchase computer equipment from a CISV vendor, Global Data Systems, through TBPC Catalogue Purchasing Program for Req# 52290 in the Total amount of \$10,491.00.**

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

L. HIDALGO COUNTY 389TH STATE DISTRICT COURT-

- 1. Requesting exemption from competitive bidding requirements under section 262.024(a)(4) for professional engineering contract with the firm of Drach Consulting (a firm from the County’s “Pool” of Engineering Firms) for the provision of Asbestos Assessment and Testing for ACM including abatement services, if necessary, in connection with the repair of the air handler system for the 389th. State District Court;**

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

- 2. Requesting authority for purchasing to negotiate a letter of engagement with the firm of Drach Consulting for engineering services for the provision of Asbestos Assessment & Testing for ACM and abatement, if necessary, in connection with order to proceed to repair the air handler system at the 389th. State District Court and subject to funding;**

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

M. HIDALGO COUNTY BUILDINGS & GROUNDS-

- 1. Requesting authority to advertise a sealed bid for: “Paving of the Courthouse Square Parking Lot”, or in the alternative;**

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

- 2. Presentation for discussion, consideration and any necessary action to have the “Paving of the Courthouse Square” done through County forces (i.e., Building & Grounds providing materials and Precincts providing equipment and staff)**

NO ACTION taken on this item.

N. 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 Flores, the Court made a UNANIMOUS vote of approval to go into Executive Session.

18. Closed Session: (SEE EXHIBIT T)

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. Cause #C-919-03-A; Cecilia Ochoa vs. Hidalgo County**
- D. C-2287-02-A; Chris Yelland vs. County of Hidalgo**

19. Open Session:

A. Real Estate Acquisition

NO ACTION taken on this item.

B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project

NO ACTION taken on this item.

C. Cause #C-919-03-A; Cecilia Ochoa vs. Hidalgo County

NO ACTION taken on this item.

D. C-2287-02-A; Chris Yelland vs. County of Hidalgo

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to settle for the amount of \$15,000.00.

20. Closed Session:

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

21. Open Session:

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

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 15, 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 Palacios, the Court made a UNANIMOUS vote to approve 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. Budget Office**
 - B. Pct. #1 – Adm.**
 - C. Pct. #1 – R & B**
 - D. Pct. #2 – Adm.**
 - E. Pct. #2 – Parks**
 - F. Pct. #3 – Landfill**
 - G. Pct. #3 – Adm.**
 - H. Pct. #4 – R & B**
 - I. Pct. #4 – Parks**
 - J. District Clerk - 2**
 - K. 398th District Court**
 - L. Law Library**
 - M. J.P. Pct. #5, Pl. 1**
 - N. WIC**
 - O. Fire Marshal**
 - P. Buildings & Grounds**
 - Q. Elections Department**
 - R. 332nd District Court**
 - S. Veterans Services**
- 3. Right of Way – Permits: (SEE EXHIBIT C)**
 - A. North Alamo Water Supply:**
 - **FM 2812 on Skinner Rd.**
 - **Ramseyer on Kenyon Rd.**
 - **FM 2812 on Brushline Rd.**
 - B. Shell Western:**
 - **FM 490 & FM 2058**

- **FM 490 & FM 681**

C. Sharyland Water Supply:

- **Wallace Rd. & Monte Cristo Rd.**
- **Monmack Rd. & Rogers Rd.**

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. Urban County: (SEE EXHIBIT E)

- A. Request approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program (4 families)**
- B. Request cancellation of four (4) contracts under the Homebuyer Assistance Program as per the respective client’s request**

6. Monthly Fee Report – May: (SEE EXHIBIT F)

- A. County Clerk \$ 594,907.55**
- B. District Clerk \$ 385,799.69**

7. Purchasing Department: (SEE EXHIBIT G)

A. HIDALGO COUNTY –

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

Req #	Dept.	Vendor	Amount
a) 51879	Adult Probation	Dell Marketing	\$ 740.60
b) 51868	Information Technology	CDW-Government	\$ 359.94
c) 51752	Jail	CDW-Government	\$ 129.99
d) 51720	Tax Assessor/Collector	Superior Alarms	\$ 29.95
e) 51712	Law Library	Dell Marketing	\$2,543.80
f) 51653	CompUSA	Health Department	\$ 149.99
g) 52290	Information Technology	Global Data Systems	\$1,794.00

B. HIDALGOCOUNTY 398TH DISTRICT COURT-

- 1. Requesting authority to enter into a (1) one year maintenance for a fax machine with Copy Data Valleywide for Req # 52334. 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, JUNE 15, 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 U)**

1. Roll Call

All Members of the Board were counted present with the exception of Commissioner Handy and Commissioner Palacios.

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

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

4. Authorization to execute required documentation for the land acquisition on the Mission Inlet re-route through Hunt Development

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

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.

1. **Requesting approval of a Deed documents in reference to the “Sale of Real Property”, (25” strip of land) described as:**

Tract I – “A 0.208 acre tract out of Hidalgo County Drainage District No. 1, levee right of way across Lot 3, Block 9; A.J. McColl Subdivision of Porcion 68, Hidalgo County, Texas;

Tract II- “A 1.32 acre tract of land out of Hidalgo County Drainage District No.1., levee right of way across Lot 1, Block 18; Steel & Pershing Subdivision and Lot 3, Block 9; A.J. Subdivision of Porciones 66,67 & 68; Hidalgo County, Texas;

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

2. **Requesting approval to execute “Order Confirming Sale” document (previously approved on May 4, 2004) for the property described in Item # 1 above.**

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

3. **Requesting approval to exercise the sixty (60) day grace period extension of term for the “Title Report Series Pool”.**

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

4. **Requesting authority to advertise and approval of draft specifications as attached hereto for the “Title Report Services Pool”.**

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

5. **Presentation for discussion, consideration and acceptance of the sole bid (nomination) received from Dominion Oklahoma Texas Exploration and Production, Inc., in the amount of \$333.33 per acre for a maximum of three (3) years Paid-Up lease for “Lease of Land for Mineral Development” project, if approved;**

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

6. **Authority to negotiate lease agreement with Dominion Oklahoma Texas Exploration and Production, Inc., for the following described parcel of land; the property owned by Hidalgo County Drainage District No. 1 and described as:**

- a. **“ 18.00 acres (more or less) out of Lots 1, 2 and 3, block 2, Rio Bravo Plantation Subdivision, Hidalgo County, as shown in Vol.330, Page 559 deed records of Hidalgo County, Texas”;**

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

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 Garza, 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, JUNE 15, 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 Garza, seconded by Commissioner Flores the Court made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Treasurer**

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 15th day of June, 2004

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

By: _____
Norma Garza, 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 15, 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: _____
Norma Garza,

(Seal)