

REGULAR MEETING – July 13th, 2004

BE IT REMEMBERED, that on this 13th day of July, A.D., 2004, there was begun and held a REGULAR MEETING of the Honorable Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

HONORABLE RAMON GARCIA	HIDALGO COUNTY JUDGE
HONORABLE SYLVIA HANDY	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOSE FLORES	COMMISSIONER, PRECINCT NO. 3
HONORABLE OSCAR L. GARZA JR.	COMMISSIONER, PRECINCT NO. 4

and **J.D. SALINAS, COUNTY CLERK & EX-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 REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JULY 13, 2004 at 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

1. Roll Call

All Members of the Court were counted present.

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 Audience in Prayer.

4. Open Forum

Virginia Townsend – CIP

Fern McClaugherty – Stop raising taxes

5. Approval of Consent Agenda

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

At this time Commissioner Garza requested to move to item #8A&B

6. County Judge – Lorie Ochoa: (SEE EXHIBIT G)

A. Presentation and discussion of letter addressed to Dr. Eduardo Sanchez, Commissioner of Health, Texas Department of Health from the Rio Grande Health Services District

Presentation made by Dr. Linda Villarreal.

At this time Judge Garcia called on Judge Guerra to address the concerns of the Adult Probation Department, item # 10G.

B. Discussion, consideration and possible action regarding the following:

- 1. Due to construction which is currently in progress at the Hidalgo County Administration Building, which is the present location of the Hidalgo County Commissioners' Court, continued use of the current location is not in the best interest of the safety of the public. During the period of construction of the Hidalgo County Adm. Bldg., the Hidalgo County Commissioners' Court shall hold their meetings at the University of Texas Pan American ITT Building, which is located within the City of Edinburg, Texas**

On motion of Commissioner Garza seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on the findings of the current location is not in the best interest of the safety of the public.

NO ACTION taken on the location.

7. Pct. #1 – Comm. Handy: (SEE EXHIBIT H)

- A. Discussion and action to authorize the Planning Administrator to address drainage requirements in subdivisions and to establish a drainage requirements policy for implementation during the subdivision process to present to legal counsel and County Commissioners' Court for approval**

NO ACTION taken on this item.

At this time Commissioner Flores steps out of the Court.

- B. Approval of a Resolution authorizing Hidalgo County to submit a revolving loan application to the State Infrastructure Bank (TxDOT) for the financing of the agreed local participation for improvements to FM 1015**

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

- C. Approval of a Resolution authorizing Hidalgo County to submit a revolving loan application to the State Infrastructure Bank (TxDOT) for the financing of the agreed local participation for improvements to Mile 2 West Road**

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

8. Pct. #4 – Comm. Garza: (SEE EXHIBIT I)

- A. Request authorization of Resolution honoring Mr. J.D. Salinas, III, for being named County Clerk of the Year for the State of Texas**

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

B. Hidalgo County Irrigation District #2, requests variance from boring to open cut on Tower Rd. (70' North of Wisconsin Rd.)

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

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

A. Resolution authorizing renewal of a Revolving Line of Credit with First National Bank of Edinburg for the Urban County Program

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

B. Approval of a Subrecipient Agreement with Girl Scouts – Tip of Texas Council (Youth Services) and UCP on behalf of Hidalgo County Pct. #1 (\$17,250.00) for UCP Year 17 (2004)

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

C. Approval of a Subrecipient Agreement with Easter Seals (Health Services) and UCP on behalf of Hidalgo County Pct. #2 (\$5,000.00) for UCP Year 17 (2004)

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

At this time Commissioner Garza step out of the Court.

D. Approval of a Subrecipient Agreement with La Union Del Pueblo Entero (Public Service) and UCP on behalf of Hidalgo County Pct. #1 (\$12,500.00) and Hidalgo County Pct. #2 (\$7,500.00) for UCP Year 17 (2004)

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

E. Approval of a Subrecipient Agreement with Mujeres Unidas/Women Together and the UCP – ESG/UCP Year 17 (2004) under the emergency shelter grant program for maintenance and operations, essential services and renovation

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

F. Approval of a Subrecipient Agreement with Salvation Army and the UCP – ESG/UCP Year 17 (2004) under the emergency shelter grant program for maintenance and operations and homeless prevention

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

At this time Commissioner Flores returns to the Court.

G. Approval to execute 2004 HOME contracts with Proyecto Azteca, Community Development Corporation of South Texas, and Housing Plus, Inc. and to certify these organizations as CHDO's (Community Development Housing Organizations) within the County of Hidalgo

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

10. Budget Office – Valde Guerra: (SEE EXHIBIT K)

A. County Court #1:

1. Approval to create obj. 748 & line item transfer - \$ 668.66

B. County Clerk:

1. Approval to create obj. 747 & line item transfer - \$ 2,000.00

C. Constable Pct. #3 – Project SWEEP:

1. Approval to create obj. 682, 604, 607, 611, 681, 664 & 434 & line item transfer - \$ 1,480.00

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 10A, B & C.

D. Approval to create obj. 719 (other land) - line item transfer \$78,691.17

At this time Valde Guerre requested to move to item E.

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

At this time Commissioner Garza returns to the Court.

E. Approval to unappropriate funds from the 1998, 2001 & 2002 Certificates of Obligations Series

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

F. Requesting authorization and approval to transfer the 2nd Qtr. Lapsed salaries and fringe benefits into the County's Contingency Account

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

At this time Valde Guerra requested to move back to item D.

G. Discussion, consideration and action on adoption of plan of finance for Series 2004 Certificates of Obligation

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a Vote of approval to authorized Mr. Hinojosa to proceed with option A as presented to the Court, if that includes a public sale of the bonds or certificates that's included in the motion.

Judge Garcia – Nay

H. Consider and approve a Resolution designating the County Judge or his designee of Hidalgo County as Authorized Representative to give Notice of Intent by the County to Reimburse Project Expenditures with Proceeds of Tax-Exempt Obligations

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

I. Consider and approve a Resolution authorizing Publication of the County's Notice of Intent to Issue with Respect to the Hidalgo County, Texas Certificates of Obligation, Series 2004

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

At this time Commissioner Palacios steps out of the Court.

J. Discussion, consideration and action on request for funds from the State Comptroller's Office as authorized under Section 74.602 of the Texas Property Code

At this time Judge Garcia steps out of the Court.

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

K. Discussion, consideration, action and directive from Commissioners' Court as to utilization of funds prescribed by Texas Local Government Code 381.004 (b)-(h) in reference to item G

NO ACTION taken on this item.

11. Health Department – Eddie Olivarez: (SEE EXHIBIT L)

- A. Requesting authorization and approval to increase the Immunization Grant (contract #4-1293-441-00-340-012-0) in the amount of \$ 63,701.00 revised contract amount \$ 183,785.00**
- B. Requesting authorization to accept budget**
- C. Requesting authorization to accept the salary schedule and approve 2 positions approved by Texas Department of Health Position #'s 012-003 and 012-009)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 11A, B, & C.

At this time Judge Garcia returns to the Court.

12. Risk/Emergency Management – Adan Perez: (SEE EXHIBIT M)

- A. Presentation and discussion by Tristar Risk Management (Third Party Administrator) regarding the Hidalgo County Self-Funded Workers' Compensation Fund – Annual Report**

Presentation made by Adan Perez and Jimmy Dyer.

At this time Commissioner Palacios returns to the Court.

B. Approval to increase advance from \$ 80,000.00 to \$ 175,000.00 to Tristar for Workers' Compensation (from Workers' Compensation Fund)

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

13. Hidalgo County – Godfrey Garza: (SEE EXHIBIT N)

A. Discussion and action on Federal Emergency Management Agency Community Partner Memorandum of Agreement and re-authorization to submit Cooperating Technical Partner (CTP) authorization

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

B. Discussion, consideration and possible action to enter into a Right of Way Procurement Agreement on FM 2061 – 1.5 miles south of Ridge Rd. to FM 3072 as requested by the Texas Department of Transportation (Pct. #2)

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

At this time Judge Garcia excused himself from the Court for the day.

14. Planning Department – Raul Sesin: (SEE EXHIBIT O)

A. Preliminary Approval:

1. **Silke Village Subdivision – Pct. 4 (Laura Coffman, Developer)**
2. **Rosa Flor Subdivision – Pct. 1 (Paula Faz & Jose Campos, Developer)**
3. **Raul Gonzalez Subdivision – Pct. 4 (Raul Gonzalez, Developer)**
4. **Cascabel Estates Phase 3 Subdivision – Pct. 1 (Tim Gearhart, Developer)**
5. **Dionicio Villarreal Subdivision – Pct. 3 (Dionicio Villarreal, Developer)**
6. **Stonny Brook Subdivision – Pct. 4 (Antonio Villarreal, Developer)**
7. **Samantha Lee Subdivision – Pct. 2 (Juan Bermea, Developer)**
8. **Anna Village Subdivision – Pct. 3 (Laura Coffman, Developer)**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 14A-1 thru A-8.

B. Final Approval:

1. **Cameron Subdivision – Pct. 1 (Gildardo Cameron, Developer)**
2. **Oakland Village Phase I – Pct. 4 (Jack McClelland, Developer)**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items B-1 & B-2.

C. Final Approval with a Cash Deposit/Variance Request:

1. Re-subdivision of Lot 8, Saratoga Terrace Subdivision – Pct. 4 (Arnulfo Gomez, Jr.)

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

D. Release of Cash Deposit:

1. Santa Cruz Ranches No. 1 – Pct. 4 (Richard Ruppert)

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

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

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

- 1. Authorization to pay 2004 claims: \$6,558,694.04**
- 2. Indigent Health Care expenditures**

Presentation made by Rudy De La Vina.

16. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT Q)

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. Purchasing Department – Marty Salazar: (SEE EXHIBIT R)

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:	<u>1102</u>	Other Information:	<u>10</u>	Paper Ready for TDC	<u>138</u>
Physical Count:	<u>1068</u>	Males (in house)	<u>989</u>		
Out of County: La Villa	<u>21</u>	Females (in house)	<u>79</u>		
Brook’s	<u> </u>	Federal Prisoners	<u>9</u>		

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

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

- 1. Detention Facility Law Enforcement Center Design- Build Contract Action (if necessary)**
- 2. Presentation for discussion, consideration and action (if necessary) regarding Landmark final Certificate & Application for Payment, punch list and retainage;**
- 3. County Auditor's Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**

Nothing to report on items 1, 2, & 3.

At this time Commissioner Flores steps out of the Court.

- 4. Presentation for discussion, consideration, acceptance and approval of claims/invoices with authority for Auditor to issue payment after review, audit and processing procedures completed for the following: "Exhibit A" attached hereto.**

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

- 5. Presentation for consideration, discussion and approval of Fleet Fueling System Applications (Originals) to be forwarded to Arguindegui Oil Co. II, Ltd. as submitted by Elected Officials, Department Heads, and/or Supervisors and detailing the "holders and users" of fleet fuel cards under awarded contract for "Gasoline, On & Off Highway Diesel Fuel".**

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

- 6. Requesting approval to exercise the sixty (60) day grace period as provided under the current contract with Delta Specialties for: "Traffic Road Signs, Accessories & Supplies" so as to have no lapse in service while bidding process is completed. Effective date is August 1, 2004.**

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

- 7. Requesting authority to advertise and approval of draft specifications as attached hereto for "Traffic Road Signs, Accessories & Supplies"**

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

- 8. Presentation of status report for the RFP Project: "Cellular Phones/Services for Hidalgo County".**

Presentation made by Marty Salazar.

9. **Recommending bid award and approval of contracts to multiple bidders meeting all specifications and requirements for: “Industrial Welding Services and Supplies”.**

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

10. **Requesting approval to extend acceptance date from July 21, 204 to August 4, 2004 for the RFP-“Notice of Intention to Lease Land for Mineral Development”, project.**

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

11. **Presentation for discussion, consideration, acceptance and approval of Application and Certificate for payment labeled No. 2, for the period ending June 8, 2004 from Asago, LLC in the amount of \$80,424.62 under the contract for construction of Hidalgo County Shooting Berm Project on site of the New Adult Detention Facility on El Cibolo Road and as certified by project engineer, Quintanilla, Headley & Associates, Inc.;**

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

12. **Requesting authority to advertise “Non-Captive Automotive Parts & Supplies Project” including approval of the proposed format for the specifications (to be completed after receipt of surveys from all departments requiring such items) with the following features:**
 a) **County would be divided into four areas (1,2,3,&4) using Precinct lines as boundaries;**
 b) **Each area would have primary & secondary vendor awards;**

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

B. HIDALGO COUNTY ADULT DETENTION FACILITY-

1. **Requesting authority to exercise the sixty (60) day grace period extension as provided under the current contract for: “Pest Control Services” with Esparza Pest Control effective July 22, 2004 through September 21, 2004, so as to have no lapse while bid process is completed.**
2. **Requesting authority to advertise and approval of draft specifications for: “Pest Control Services”**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items B1 & 2.

3. **Requesting authority to purchase a copier with maintenance from Ikon Office Solution through TBPC State Contract 600-A5 for Req # 53337 in the total amount of \$8,053.00 and for Req #53333 for maintenance in the total amount for one year \$1,657.27.**

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

C. HIDALGO COUNTY BUILDING & GROUNDS-

1. **Recommending bid award and approval of contract to the lowest primary and secondary bidders meeting all requirements and specifications attached hereto for: ‘Service and Repairs of all HVAC Equipment’ RFB**

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

D. HIDALGO COUNTY HIDTA TASK FORCE-

1. **Recommending bid award and approval of contract to low bidder meeting all requirements and/or specifications for: Hidalgo County HIDTA Task Force- “Janitorial Services”.**

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

E. HIDALGO COUNTY HEALTH DEPARTMENT-

1. **Presentation for discussion, consideration and acceptance and approval of the negotiated proposal received from Centennial Contractor Enterprises, Inc., an awarded vendor through The Cooperative Purchasing Network as recommended by project architect, ERO with authority to execute any applicable documents and purchase orders in connect in the Hidalgo County Health Department- “Central Office Renovation-Bio-terrorism Team”**

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

2. **Requesting exemption from competitive bidding requirements, under Texas Local Government Code 262.0235 (a) (7) (C),“a state agency of this state”, to purchase modular furniture from Texas Correctional Industries in an amount not to exceed \$35,000.00**

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

F. HIDALGO COUNTY SHERIFF’S DEPARTMENT-

1. **Presentation for consideration, discussion, acceptance and approval regarding request by vendor (Trooper Supply) to terminate the award & contract (contract document unexecuted by vendor) for Battle Dress Uniforms (BDU’s) and requesting authority to re-advertise with approval of specifications as attached hereto.**

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

G. HIDALGO COUNTY PRECINCT NO. 3-

1. **Recommending of bid award and approval of contract to the lowest bidder meeting all specifications attached hereto for: “Construction of a Restroom Facility at Anzalduas Park” as recommended by project architect Alcocer Garcia Associates, AGADC**

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

H. HIDALGO COUNTY TAX OFFICE-

- 1. Recommending of bid awed and approval of contract to the lowest bidder meeting al requirements and specifications attached hereto for: "Printing Tax Rolls, Folding, Inserting, Pre-Sorting and Delivering of Tax Statements for the Tax year 2004 to the Edinburg Post Office" RFB**

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

I. HIDALGO COUNTY-

- 1. Presentation of discussion, consideration, and approval to authorize payment (issue check) of closing costs as shown by the closing statement to consummate the purchase of real property (described as Lots Two (2) and Three(3), Block Two Hundred Ninety Six (296), Original Townsite of Edinburg, as per amended map or plat thereof recorded in Volume 1, Page 23, Map Records, Hidalgo County, Texas) from "Pink Lady Corporation" as approved by Commissioners Court on 6-29-04.**

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

J. HIDALGO COUNTY PRECINCT NO.4-

- 1. Presentation of discussion, consideration, and approval to authorize County Judge to execute the County of Hidalgo, Texas Master Installment Purchase Agreement Series 2004 including related documents (i.e. Order, Attachment A-1, Certificate of Acceptance, and Form of Amortization Schedule) in connection with an Order Authorizing the Purchase and Acquisition of Certain Personal Property and the Financing Thereof as approved by Commissioners Court on 6-8-04 for Hidalgo County Precinct No. 4 in an amount not to exceed \$ 220,000.00.**

NO ACTION taken on this item.

K. 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 Palacios, the Court made a UNANIMOUS vote of approval to go into Executive Session.

18. Closed Session: (SEE EXHIBIT S)

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

19. Open Session:

A. Real Estate Acquisition

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

NO ACTION taken on items 19-A & B.

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

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JULY 13, 2004, at 9:30 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

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

On motion of Commissioner Handy, seconded by Commissioner Garza, 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. County Auditor**
 - B. HIDTA – Task Force**
 - C. Constable #3 – Project STOP (2)**
 - D. Law Library**
 - E. J.P. Pct. #1, Pl. 1**
 - F. County Court #4**
 - G. Risk Management**
 - H. Budget Office**
 - I. Courthouse Parking Lot**
 - J. Human Resources**
 - K. Buildings & Grounds**
 - L. County Clerk**
 - M. Pct. #1 – R & B**
 - N. Pct. #1 – Parks**
 - O. Pct. #4 – Parks**
 - P. Health – Bioterrorism Grant**
- 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 - \$ 3.75 paid on each permit:**

1. ¼ Mile north of Ramseyer Rd. on Gwin Rd.
2. north of Mile 10 on Mile 3 ½
3. FM 1015 WS/S 12 North

5. Urban County: (SEE EXHIBIT E)**A. Request for approval of Emergency Assistance Classification of one (1) applicant under the HOME Homebuyer Occupied Housing Rehabilitation Program – Countywide Area****6. Purchasing Department: (SEE EXHIBIT F)****A. HIDALGO COUNTY –**

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

<u>Department</u>	<u>Vendor</u>	<u>Amount</u>	<u>Req #</u>	<u>Acct #</u>
1. Jail	CDW-Government	\$476.00	53577	4-1100-423-21-280-002-0-672
2. Tax Office	CDW-Government	\$118.65	53524	4-1100-415-15-140-001-0-601
3. HIDTA	CDW-Government	\$985.00	53505	4-1291-412-00-270-002-0-747
4. HIDTA	Dell Marketing	\$269.96	53502	4-1291-412-00-270-002-0-747
5. HIDTA	Dell Marketing	\$199.43	53494	4-1291-412-00-270-002-0-745
6. HIDTA	Dell Marketing	\$1,331.98	53485	4-1291-412-00-270-002-0-745
7. Health Dept	SPSS Inc	\$313.00	53476	4-1293-441-00-340-013-4-432
8. Health Dept	Computer Technical	\$2,075.00	53423	4-1293-441-00-340-013-4-748
9. Risk Mgmt	Dell Marketing	\$2859.81	52390	4-2202-419-50-230-014-0-745
10. Purchasing Dept	CDW-Government	\$293.98	53740	4-1100-415-18-160-001-0-745
11. Purchasing Dept	CDW-Government	\$240.00	53740	4-1100-415-18-160-001-0-661
12. I.T. Dept.	IBM-Corporate	\$1,313.18	53691	4-1100-415-18-160-001-0-350
13. Budget Office	CDW-Government	\$38.11	53417	4-1100-415-14-115-001-0-601
14. Constable Pct # 3	Dell Marketing	\$224.99	53674	4-1100-421-00-293-006-4-661
15. Budget Office	S.J.S. Computers	\$931.00	53861	4-1100-415-14-115-001-5-745
16. I.T. Dept.	Austin Typewriters	\$498.00	53697	4-1100-415-00-200-001-0-743

B. HIDALGO COUNTY HEALTH DEPARTMENT-

- 1 Requesting authority to purchase computer equipment from a CISV vendor, CDW-Government, through TBPC Catalogue Purchasing Program for Req #53401 in the total amount of \$3,375.23.

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

**DRAINAGE DISTRICT
(SEE EXHIBIT T)**

1. Roll Call

All Members of the Board were counted present with the exception Judge Garcia and Commissioner Flores.

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

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

4. Approval of Change Order #1 Quintanilla, Headley & Assoc. for the amount of \$ 4,200.00 (SH 107 Mon Mack – LOMR)

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

5. Approval of Change Order #2 Asago Construction, increase for the amount of \$ 5,250.00 (Progreso Drainage Improvement)

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

6. Approval to accept refund check in the amount of \$ 396.00 from the Hidalgo County Appraisal District (excess of expenditures)

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

7. 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. Requesting award of bid to low bidder meeting all required specifications for: "One (1) New 2004 Tractor W/Cab"

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

B. Requesting authority to advertise for: "Lubricants (Grease, Oil, Hydraulic Fluids) and Ant-Freeze Products"

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

C. Requesting approval to extend acceptance date from July 21, 2004 to August 4,2004 for the RFP-"Notice of Intention to Lease Land for Mineral Development", project

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

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

NO ACTION taken on items 8 & 9.

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

NO ACTION taken on items 10 & 11.

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Board made a UNANIMOUS vote of approval to adjourn today's meeting.

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JULY 13, 2004 at 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

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

DRAINAGE DISTRICT

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Board made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Treasurer**
- 2. Utility Permits:**
 - A. City of Mission:**
 - **Propose to place a PVC utility lines on drainage right of way of Mission Lateral @ Bryan Rd.**
 - **Shary Rd. to Inspiration Rd.**
 - **Bryan to Inspiration Rd.**
 - **Inspiration Rd. & Mile 1 south**
 - **Mission Main Canal & Mile 1 south**
 - **Los Ebanos Rd. to Inspiration Rd.**
- 3. Discharge Permits:**
 - A. City of Mission – Westover Park Subdivision**
 - B. City of Hidalgo – Tres Fuentes Industrial Park Phase I**
- 4. Line item transfer - \$ 65,000.00**

There being no further business to come before said Court, the meetings of the Commissioners' Court and the Drainage District #1 Board are now hereby adjourned.

Dated this the 13TH day of July, 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 July 13th, 2004.

Signed this _____ day of _____ 2004.

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

By: _____
Norma Garza

(Seal)

