

**SPECIAL MEETING – August 17, 2004**

**BE IT REMEMBERED, that on this 17<sup>th</sup> day of August, 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:**

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

**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, AUGUST 17, 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 Audience in the Pledge of Allegiance.

**3. Prayer**

Commissioner Handy led the Court and Audience in Prayer.

**4. Open Forum**

No presentations made under Open Forum.

At this time the Court requested to move to item #8-B.

**5. Approval of Consent Agenda**

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

**6. IT Department – Renan Ramirez: (SEE EXHIBIT I)**

**A. Approval to disconnect SBC "Local Plus" service from sixty (60) county telephone numbers**

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

**7. Tax Office – Armando Barrera: (SEE EXHIBIT J)**

**A. Approval to authorize the County Treasurer to process payment for the clothing allowance of one (1) non-uniform deputy from the Special Inv. Fund and requesting \$ 500.00 payment be made in conjunction with the regular payroll of August 27, 2004**

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

**B. Approval of Annual Report for July 1, 2003 through June 30, 2004**

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

**C. Calculation of 2004 Effective & Rollback Tax Rates**

Presentation made by Armando Barrera.

**D. Discussion of 2004 Planning Calendar**

Presentation made by Armando Barrera.

At this time Commissioner Handy requested to move to item #13

**8. County Judge – Lorie Ochoa: (SEE EXHIBIT K)**

**A. Discussion, consideration and action on increasing the current five percent unrestricted fund balance policy to ten percent**

NO ACTION taken on this item.

At this time Commissioner Handy excuses herself from the Court.

**B. Proclamation honoring Victor Garcia from Pharr, Texas for his civil contributions**

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

At this time Commissioner Garza steps out of the Court.

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

**A. Authorization and approval to create and set salary for Community Preparedness Coordinator position in the amount of \$ 38,000.00 (Bioterrorism grant acct. #4-1293-441-00-340-013-5)**

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

**10. Urban County – Diana Serna: (SEE EXHIBIT M)****A. Resolution to officially request from the Texas Department of Housing and Community Affairs (TDHCA) Office of Colonia Initiatives (OCI) – Self Help Center Program – Performance Statement and Budget Amendment No. 1 for Contract No. 723013**

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

At this time Commissioner Garza returns to the Court.

**B. Consider awarding bid for the demolition of existing structures, and the reconstruction of three (3) units in the County Wide Area to G.M.H. Construction for a total amount of \$ 89,500.00**

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

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

- 1. Verde Ranch Subdivision – Pct. 2 (Micheal Rhodes, Developer)**
- 2. Weslaco Manor Subdivision – Pct. 1 (Jack McClelland, Developer)**
- 3. Seminole Valley No. 4 Subdivision – Pct. 2 (Jack McClelland, Developer)**

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

**B. Final Approval:**

- 1. La Joya Elementary School No. 18 – Pct. 3 (Filomena Leo, Superintendent)**

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

**C. Final Approval with a Cash Deposit:**

- 1. Dionicio Villarreal Subdivision – Pct. 3 (Dionicio Villarreal, Developer)**

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

- 2. Ruben Guerra Subdivision – Pct. 3 (Ruben Dario Guerra, Developer)**

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

**D. Discussion and possible action on residential subdivisions located within La Joya Water Supply Corporation CNN Area:**

- 1. Pueblo De Palmas Phase 6 Subdivision – Pct. 3 (J.Gary Frisby, Developer)**
- 2. Ellis No. 4 Subdivision – Pct. 3 (Gilbert Ellis, Developer)**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval for the 60 day extended period.

- 3. Watson Heights Subdivision – Pct. 3 (Paul Daniec, Developer)**

NO ACTION taken on this item.

At this time Commissioner Flores steps out of the Court.

**12. Risk/Emergency Management – Charlie Montgomery: (SEE EXHIBIT O)**

- A. Discussion and approval for County Judge to sign Notice of Subrecipient Award for 2004 State Homeland Security Law Enforcement terrorism Prevention Program (LETPP); grant through the Lower Rio Grande Valley Development Council, Emergency Management; approved items are JRIES Homeland Security Network Link and Cybersecurity equipment (see attached list); amount of grant \$44,322 for county purchase, \$41,618 for regional planning, total \$ 85,940**
- B. Discussion and approval for County Judge to sign Notice of Subrecipient Award for 2004 State Homeland Security Program; grant through the Lower Rio Grande Valley Development Council, Emergency Management, list of approved equipment attached; plan is to receive a command post trailer for Sheriff Department amount of grant \$ 109,155 for regional planning, \$ 109,155 for County purchase**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items 12-A&B.

**13. Pct. #1 – Comm. Handy: (SEE EXHIBIT P)**

- A. Approval to accept the grant awarded to Hidalgo County Pct. 1 from the Rio Grande Valley Empowerment Zone and authorize County Judge to execute agreements**

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

- B. Approval to set up budget from Rio Grande Valley Empowerment Zone for equipment and furniture for the GED Connection & Job Readiness Program**

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

- C. Request approval to advertise for GED/Job Readiness Program positions: Director, Assistant Director, two (2) instructors and driver aide pending agreements with The Texas Workforce Development Board**

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

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

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

- 1. Authorization to pay claims: 2004 \$7,774,292.45**
- 2. Indigent Health Care expenditures**

Presentation made by Rudy De La Vina.

**B. Consideration to provide optional services for participants in the Indigent Health Care Program beginning September 1, 2004**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval with the exception of item #9 of the packet.

**15. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT R)**

**A. Status of old jail building**

Presentation made by Martha Salazar.

At this time Commissioner Flores returns to the Court.

At this time Commissioner Garza steps out of the Court.

**B. Maintenance of county grounds**

Presentation made by Daniel Flores.

At this time Commissioner Garza returns to the Court.

Presentation made by Juan Bernal.

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

Presentation made by Martha Salazar.

At this time the Court requested to go into Executive Session.

**16. Budget Office – Valde Guerra: (SEE EXHIBIT S)**

**A. Intradepartmental transfers:**

- 1. Insurance Govt. Bldg. Ins.**

**B. Pct. #3 – R & B:**

- 1. Approval to create obj. 531 & item transfer - \$ 100.00**

**C. County Auditor:**

- 1. Approval to create obj. 604 & line item transfer - \$ 300.00**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items 16-A1,B1 and C1.

**D. LLEBG – Grant 2004 LB-BX-0501 – Dairen Cedillo:**

**2. Public Hearing of the US Department of Justice – Local Law Enforcement Block Grant**

At this time Judge Garcia opened the Public Hearing to the Public, on one responded.

At this time Judge Garcia proceeded to close the Public Hearing.

**3. Accept, approve and appropriate the US Dept. of Justice Local Law Enforcement Block Grant \$ 91,274.00**

**4. Accept and appropriate local cash match \$ 13,603.00 & set salaries**

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

**E. Discussion, consideration and action on setting the additional Road & Bridge fee as it relates to Child Safety Fund**

NO ACTION taken on this item.

**17. Purchasing Department – Marty Salazar: (SEE EXHIBIT T)**

- NOTES: 1. 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.**
- 2. 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) The Purchasing Department does not participate in the acquisition or purchase of the good/services presented under this caption. The Purchasing Department merely facilitates the placement of such items since they deal with procurement related issues.**
  - b) Departments/Programs and Vendors are all advised that acquisition of goods and/or services must be done in accordance with applicable laws/statutes and Hidalgo County Purchasing Policies & Procedures.**

**A. HIDALGO COUNTY –**

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

- 1. New Hidalgo County Jail:** Total inmate population: 1110 Other Information: 12  
 Physical Count: 1094 Males (in house) 1014  
 Out of County: La Villa 0 Females (in house) 80  
                                     Brook’s                      Federal Prisoners 9  
 Adj. /Sentenced to TDC 123 Total Paper Ready TDC 78
- 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 & Application for Payment, punch list and retainage;**

Nothing to report on items 2 & 3-A B.

At this time Commissioner Garza steps out of the Court.

- C. Requesting exemption from competitive bidding requirements under Section 262.024 (a) ‘...if by Commissioners Court by order grants the exemption’, (2) ‘an item necessary to preserve and protect the public health or safety...’ (and as further required by Texas Commission on Jail Standards), a short term contract to the vendor quoting the highest percentage on Legend (Brand & Generic) & Non-Legend Pharmaceutical and Infirmary Medical Supplies” until the award of the term contract for the same project currently being published\* (see notes under Background);**

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

At this time Commissioner Garza returns to the Court.

- D. Requesting authority to rescind the final negotiated contract for Registered Pharmacist Services with David M. Castro (approved by CC on 7-29-04) with authority to re-advertise an RFQ/P with modified requirements and scope of services for: Registered Pharmacist Consulting Services Project”;**

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

- E. County Auditor’s Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**

NO ACTION taken on this item.

- 4. Presentation for discussion, consideration, acceptance and approval of claims/invoices with authority for Auditor to issue payment for the items detailed in: “Exhibit A” attached hereto.**

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

- 5. Requesting authority to advertise and approval of draft specifications for: “Uniforms”**

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

6. **Presentation for discussion and consideration of the scoring/evaluation grid for the purpose of ranking by Commissioners Court as “Qualified”, the sole Statement of Qualifications submitted in response to the RFQ/P for “Arbitrage Rebate Compliance Services project for Hidalgo County”;**

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

7. **Requesting authorization for Purchasing Department to negotiate a contract with the “Qualified” participant for Hidalgo County Auditor’s Office for the Request for Qualifications/Proposal for “Arbitrage Rebate Compliance Services” project.**

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

8. **Requesting approval to exercise the sixty (60) day grace period under the current contract with Corporate Express, Jones & Cook Stationers, Tony’s Business Interiors and A & W Office Products for: “Catalog-Miscellaneous Office Supplies, Office Furniture and Office Equipment – Hidalgo County” so as to have no lapse in service while they bidding process is completed. Effective date is October 2, 2004.**

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

9. **Requesting authority to advertise and approval of draft specifications as attached hereto for: “Catalog – Miscellaneous Office Supplies, Office Furniture and Office Equipment – Hidalgo County”.**

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

**B. HIDALGO COUNTY PRECINCT NO 3 –**

1. **Presentation for discussion, consideration, acceptance and approval of Certificate for payment No. 7 from Rio Valley Construction for the Multi-Purpose Center in the amount of \$79,646.10 and as certified for payment by project architect, George A. Garcia, AGADC.**

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

2. **Presentation for discussion, consideration, acceptance and approval of request for payment of invoice #13 totaling \$3,400.00 submitted by George A. Garcia, AGADC, for architectural services rendered for the Multi-Service Center in Precinct No 3.**

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

**C. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO 1 –**

- 1. Requesting authority to advertise for the: “Road Construction of Bar #7” (Project Carried By: T.E.D.S.I. Infrastructure Group) (Colonia Access Program Project)**

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

**D. HIDALGO COUNTY ADULT DETENTION –**

- 1. Requesting approval of draft specifications as attached hereto for “Legend and Non-Legend Pharmaceutical & Infirmary Medical Supplies” project.**

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

- 2. Recommending award of Bid and approval of Contract for “Pest Control Service” to low bidder meeting all requirements and specifications.**

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

**E. HIDALGO COUNTY BUILDINGS & GROUNDS –**

- 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 with authority to execute any applicable documents and purchases order for the floor repair of Human Resource and to install carpet in the Commissioner’s Court Room in the total amount of \$16,429.47. (Does not include replacement of Public address system for Commissioner’s Courtroom)**

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

- 2. Presentation for discussion, consideration, authority and approval for the Hidalgo County (Purchasing Department) to negotiate (s) with Centennial Contractor Enterprises, Inc., an awarded vendor through The Cooperative Purchasing Network’s Job Order Contractor Program for necessary renovations and/or repairs for the County Depts. requiring such services as a supplemental option when the occasion/need arises and Buildings & Grounds is unable to comply due to back-log or work orders/requests or personnel for required work not staffed by Buildings & Grounds.**

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

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on a one year time limit or when contract expires.

**F. HIDALGO COUNTY HEALTH DEPARTMENT –**

1. **Requesting authority to purchase hand held radios and equipment from a CISV vendor, Texas 2-Way, through TBPC Catalogue Purchasing Program for Req #55800 in the total amount of \$33,684.00.**

NO ACTION taken on this item.

2. **Requesting ratification of P.O. #538742 for Computer Technical Services a CISV vendor through TBPC Catalogue Purchasing Program for the purchase of Cabling drops for the Bio-Terrorism Offices for Computer Telephone and Video in the total amount of \$7,445.00.**

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

**G. HIDALGO COUNTY HUMAN SERVICES DEPARTMENT –**

1. **Presentation for discussion, consideration and approval to exercise the option to renew for an additional one (1) year term (as provided in contract) of an Interlocal Agreement between Hidalgo County Human Services with the following to place a County Indigent Health Care Eligibility Worker on site.**
  1. **Mission Hospital**
  2. **McAllen Medical**
  3. **Knapp Medical**
  4. **Edinburg Regional**
  5. **Rio Grande Regional**

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

At this time Commissioner Flores leaves the Court.

**H. HIDALGO COUNTY RISK MANAGEMENT DEPARTMENT–**

1. **Pursuant to an inquiry from Texas Association of Counties (after review of the Proposal Acceptance Forms received from Hidalgo County on 8-04-04) presenting for discussion, consideration and action on acceptance of a proposed contribution quote of \$10,947.00 for an Endorsement limit of \$1M to include the District Clerk as part of the Public Officials Liability (Claims Made From); or in the alternative,**
2. **Consideration, discussion and approval to acceptance and approval an Endorsement limit of \$500,000.00 ( same as County Clerk) in an amount of \$5,474.00**

NO ACTION taken on items 1 & 2.

**I. HIDALGO COUNTY SHERIFF'S DEPARTMENT –**

1. **Recommending award of bid and approval of contract for “Repairs, Installation and Removal of Emergency Equipment, Radios, Computer and Miscellaneous Equipment”, to bidder meeting all requirements and/or specifications.**

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

**J. 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 Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to go into Executive Session.

**18. 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. **Potential Litigation**
- D. **C-502-03-G; Cottonfields, Ltd. vs. Hidalgo County and City of Weslaco**
- E. **Cause No. T-931-95-G; Mcallen ISD, et al vs. E.M. Pile, Jr. to consider Resolution authorizing Tax Sale**
- F. **Pending claim and/or potential litigation; Theodora J. Aguilar et.al vs. Hidalgo County**

**19. Open Session:**

- A. **Real Estate Acquisition**
- B. **Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. **Potential Litigation**
- D. **C-502-03-G; Cottonfields, Ltd. vs. Hidalgo County and City of Weslaco**
- E. **Cause No. T-931-95-G; Mcallen ISD, et al vs. E.M. Pile, Jr. – to consider and take action on Resolution Authorizing Tax Sale**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for the amount of \$10,000.00 on item E.

- F. **Pending claim and/or potential litigation; Theodora J. Aguilar et.al vs. Hidalgo County**

NO ACTION taken on items 19-A,B,C,D or F.

**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 SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, AUGUST 17, 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 to approve the Consent Agenda with the exception of item #5-B

- 1. Approval of check register and payment of claims and bills - County Auditor (SEE EXHIBIT A)**
- 2. Line item transfers: (SEE EXHIBIT B)**
  - A. Pct. #1 – Adm.**
  - B. Pct. #1 – R & B**
  - C. Pct. #1 – Landfill**
  - D. Pct. #1 – Parks**
  - E. Pct. #3 – Landfill**
  - F. Pct. #4 – R & B**
  - G. J.P. Pct. #3, Pl. 1**
  - H. Constable Pct. #3**
  - I. Constable Pct. #3 – Proj. STOP**
  - J. Constable Pct. #3 – Proj. SWEEP**
  - K. Buildings & Grounds**
  - L. Sheriff Department**
  - M. Jail (2)**
  - N. County Clerk – Rec. Mgmt.**
  - O. Computer Department**
  - P. County Judge**
  - Q. WIC**
- 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. Melden & Hunt – Mile 6 ½ west rd. south of Bus. 83 (paid 3.75)**
- B. Sharyland Water Supply – Bentsen Palm Dr. & 5 Mile Line (paid 3.75)**
- C. Southwestern Bell – Mile 21 North west of US 281**

**5. Monthly Fee Reports – July: (SEE EXHIBIT E)**

- A. County Clerk – \$ 532,175.88**
- B. District Clerk - \$ 244,721.80 – NO ACTION taken on this item.**

**6. Monthly Fee Reports – June: (SEE EXHIBIT F)**

<b>A. J.P. Palacios</b>	<b>62,190.10</b>
<b>B. J.P. Ochoa</b>	<b>32,371.91</b>
<b>C. J.P. Saenz</b>	<b>32,822.29</b>
<b>D. J.P. Trevino</b>	<b>61,708.70</b>
<b>E. J.P. Garza</b>	<b>50,856.27</b>
<b>F. J.P. Contreras</b>	<b>35,053.99</b>
<b>G. J.P. Jackson</b>	<b>20,999.05</b>
<b>H. J.P. Morales</b>	<b>25,768.19</b>
<b>I. J.P. Espinoza</b>	<b>45,044.30</b>
<b>J. Law Library</b>	<b>1,560.25</b>
<b>K. Sheriff Escalon</b>	<b>86,579.58</b>
<b>L. Anzalduas Park</b>	<b>1,880.05</b>
<b>M. Delta Lake</b>	<b>1,700.06</b>
<b>N. Constable Aguirre</b>	<b>1,100.00</b>
<b>O. Constable Alaniz</b>	<b>340.00</b>
<b>P. Constable Gallardo</b>	<b>900.00</b>
<b>Q. Constable Rios</b>	<b>2,870.00</b>
<b>R. Constable Bazan</b>	<b>300.00</b>

**7. Tax Refunds: (SEE EXHIBIT G)**

<b>Taxpayer</b>	<b>Payer</b>	<b>Amount</b>
<b>A. Citifinancial Mortgage</b>	<b>Citifinancial</b>	<b>4,751.47</b>
<b>B. Angela M R Barrera</b>	<b>Countrywide Home</b>	<b>5,512.61</b>
<b>C. Hi-Lo Auto Supply</b>	<b>Hi-Lo Auto Supply</b>	<b>3,063.78</b>
<b>D. Hi-Lo Auto Supply</b>	<b>Hi-Lo Auto Supply</b>	<b>3,574.72</b>
<b>E. Hi-Lo Auto Supply</b>	<b>Hi-Lo Auto Supply</b>	<b>2,696.07</b>
<b>F. Hi-Lo Auto Supply</b>	<b>Hi-Lo Auto Supply</b>	<b>3,163.12</b>
<b>G. Wal-Mart Real Estate</b>	<b>Wal-Mart</b>	<b>85,637.50</b>
<b>H. Wal-Mart Real Estate</b>	<b>Wal-Mart</b>	<b>60,307.01</b>
<b>I. Kerr McGee</b>	<b>Kerr McGee</b>	<b>3,812.96</b>
<b>J. Kerr McGee</b>	<b>Kerr McGee</b>	<b>8,721.55</b>

**8. Purchasing Department: (SEE EXHIBIT H)**

**A. HIDALGO COUNTY -**

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

Req	Departments	Vendors	Amount	Account
55645	I.T. Department	QA Systems, Inc	\$3,147.00	4-1100-415-00-200-001-0-745
55639	I.T. Department	Distributed Comm	\$2,174.25	4-1100-415-00-200-001-0-534
55627	I.T. Department	QA Systems Inc	\$535.00	4-1100-415-00-200-001-0-664
55590	Health Dept	Computer Technical	\$4,000.00	4-1100-441-00-340-001-0-747
55555	I.T. Department	CDW Government	\$205.94	4-1100-415-00-200-001-0-664
55393	Elections	CDW Government	\$999.00	4-1100-414-00-130-001-0-745
55219	Tax Office	Multiwave	\$340.00	4-1100-415-15-140-001-0-745
52909	Indigent Defense	SW Bell	\$1,320.00	4-1100-412-00-009-003-0-534
55770	I.T. Department	RioPlex Wireless	\$195.00	4-1100-415-00-200-001-0-664
55770	I.T. Department	RioPlex Wireless	\$345.00	4-1100-415-00-200-001-0-534

**B. HIDALGO COUNTY CONSTABLE PCT NO 3 –**

**1. Requesting authority to enter into a rental agreement with Pitney Bowes for a digital stand along meter through TBPC State Automated Contract 985-A2 for Req #55479 in the amount of \$35.90 a month.**

**C. HIDLAGO COUNTY PLANNING DEPARTMENT –**

**1. Requesting authority to add an amendment to the current lease agreement with Ikon to include 300 additional images per month at no additional cost giving them an allowance of 12,300 images a month. Effective upon approval.**

**D. HIDALGO COUNTY TAX OFFICE –**

**1. Requesting authority to enter into a service agreement for a fax machine with Copy Graphics for one year in the amount of \$150.00. Req #55055 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, AUGUST 17, 2004 at 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:**

**DRAINAGE DISTRICT  
(SEE EXHIBIT V)**

**1. Roll Call**

All Members of the Board were counted present with the exception of Commissioner Handy 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 to create obj. 820 and line item transfer - \$ 10,000.00**

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

**5. Approval of budget amendment to transfer out \$ 378,239.00 from unreserved fund balance to Capital Project (Pharr-McAllen South Drain/Bridge Replacement, approved May 4, 2004)**

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

**6. Tax Office – Armando Barrera:**

**A. Approval of Annual Report for July 1, 2003 through June 30, 2004**

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

**B. Calculation of 2004 Effective & Rollback Tax Rates**

**C. Discussion of 2004 Planning Calendar**

Presentation made by Armando Barrera on items B & C.

At this time the Board request not to go into Executive Session.

**7. 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**

**8. Open Session:**

**A. Real Estate Acquisition**

**9. Closed Session:**

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

**10. Open Session:**

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

On motion of Commissioner Palacios, seconded by Commissioner 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 SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, AUGUST 17, 2004 at 9:30 A.M., in the Commissioners Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:**

**NOTICE TO THE PUBLIC  
CONSENT AGENDA**

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

**DRAINAGE DISTRICT**

On motion of Commissioner Garza, seconded by Commissioner Palacios, 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. Discharge permits:**
  - A. Leopoldo Garcia – Mirasoles Subdivision**
  - B. City of Edinburg – Via Dulce Estates**
  - C. City of Edinburg – Kellye Estates**
- 3. Line item transfer - \$ 205,152.08**

*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 17<sup>th</sup> day of August, 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 August 17<sup>th</sup>, 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)