

**SPECIAL MEETING – January 18,2005**

**BE IT REMEMBERED, that on this 18<sup>th</sup> day of January, A.D., 2005, 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 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**

**HIDALGO COUNTY**  
**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, JANUARY 18, 2005** at 9:00 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 with the exception of Commissioner Handy.

**2. Pledge of Allegiance**

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

**3. Prayer**

Tony Sandoval and Teresa Navarro led the Court and Audience in Prayer.

**4. Open Forum**

Tracie Fresh – Humana Insurance Co.

Robert Ortiz – Amigo Park Subdivision.

**5. Approval of Consent Agenda**

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

At this time the Court moved to item #7.

**6. Planning Department – Raul Sesin: (SEE EXHIBIT G)**

**A. Final Approval:**

- 1. Neuhaus Hill Subdivision – Pct . 1 (Ruth Neuhaus, Developer)**
- 2. Anna Village Subdivision – Pct. 3 (Laura Coffman, Developer)**

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

**B. Final Approval with Letter of Credit:****1. Pena Blanca East Subdivision – Pct. 3 (Juan Pena, Jr., Developer)**

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

**C. Final Approval with a Cash Deposit:****1. Pedraza Subdivision – Pct. 1 (Juan Pedraza, Jr., Developer)**

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

**D. Release of Letter of Credit:****1. Ojo De Agua No. 2 Subdivision – Pct. 3 (Zar-Mata Properties)**

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

**E. Discussion and possible action on residential subdivisions located within La Joya Water Supply Corporation CCN Area:****1. Pueblo De Palmas Phase 6 Subdivision – Pct. 3 (J. Gary Frisby, Developer)****2. Ellis No. 4 Subdivision – Pct. 3 (G.W. “Gil” Ellis, Developer)**

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

At this time the Court moved to item #20.

**7. Tax Office – Armando Barrera: (SEE EXHIBIT H)****A. Approval to increase change fund in the amount of \$ 725.00 for the newly established property tax collections sub-station in Mission**

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

**8. Risk Management/Workers’ Comp. – Valde Guerra: (SEE EXHIBIT I)****A. Approval of reimbursement to Hidalgo County Workers’ Compensation claims paying account for: Workers’ Compensation claims paid by Tristar Risk Management in the amount of \$ 95,812.65 for the period ending December 16-31, 2004**

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

At this time the Court moved to item #10.

9. **Constable Pct. #3 – Larry Gallardo: (SEE EXHIBIT J)**

**A. Requesting approval to appropriate grant and local cash match**

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

**B. Approval to submit application for Project STOP Grant to Lower Rio Grande Valley Development Council for 2005-2006**

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

At this time the Court moved on the item # 5B of the Consent Agenda.

At this time the Court moved to item #20-5, 6 & 7.

10. **Library System: (SEE EXHIBIT K)**

**A. Discussion, consideration and possible action authorizing County Judge to sign the 2004 Texas Public Library Survey System Membership Application Form**

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

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

**A. Public Hearing concerning a proposed Budget and Program Amendment for Precinct No 2. The proposed amendment will allow for fund transfers for an increase of street improvements, increase of Public Services funding and the creation of a Health Services activity. The proposed amendment affects funding from Program year 16.**

At this time Judge Garcia Opened the Public Hearing for the Public, no one responded.

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

**B. Approval of a Budget/Program Amendment for Hidalgo County Precinct No. 2 using Urban County Year 16 (2003) funding for Street Improvements totaling \$14,009.13, public Services totaling \$24,797.82 and Health Services totaling \$10,000.00.**

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

**C. Precinct #4 is requesting approval of a contract with Mission Paving Company in the amount of \$53,460.00 for a Street Improvement Project utilizing Urban County Program Year 16 (2003) funds.**

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

- D. Emergency Shelter Grant – Mujeres Unidas/Women Together Subrecipient Agreement Amendment – UCP Year 16 (2003).**
- E. Emergency Shelter Grant – Mujeres Unidas/Women Together Subrecipient Agreement Amendment – UCP Year 17 (2004).**

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

**12. County Auditor – Tony Sandoval: (SEE EXHIBIT M)**

**A. Request approval of line item transfer 2004 - \$ 1,039.66**

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

**B. Request approval of line item transfer 2005 - \$ 2,500.00**

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

**C. Request approval to transfer \$ 610,000 from obj. 720 (buildings) to obj. 719 (Land) – Fund 1301 (K-Mart Bldg.)**

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

**D. Approval of budget amendments – TXDOT Projects:**

- 1. Fund 1201 and Fund 1315 - \$ 925.00**
- 2. Fund 1204 to Fund 1315 - \$ 60,000.00**
- 3. Fund 1202 - \$ 23,286.81 and Fund 1331 - \$ 3,450.00 to Fund 1315**
- 4. Fund 1202 to Fund 1315 - \$ 125.00**
- 5. Fund 1332 and Fund 1315 - \$ 11,029.97**
- 6. Fund 1332 and Fund 1315 - \$ 477,244.00**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items D1 thru D6.

**E. Approval of Budget Amendment (STISD Elections/Elections Dept. - interdepartmental transfer) – General Fund (2004)**

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

At this time Commissioner Garza steps out of the Court.

**13. Human Services – Rudy De La Vina: (SEE EXHIBIT N)****A. Discussion and/or action, including, but not limited to the following items:**

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

NO ACTION taken on this item.

**14. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT O)**

- A. Status of old jail building**
- B. Maintenance of county grounds**
- C. Status of renovation of administration building**

Presentation made by Daniel Flores.

At this time Commissioner Garza returns to the Court.

**15. County Treasurer – Norma Garcia: (SEE EXHIBIT P)**

- A. Request approval to move stipend amount in slot #3 to slot #8 - \$ 1,250.00 –  
Acct. #5-1100-415-16-150-001-0-117**

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

- B. Request approval to create obj. 661 and transfer - \$ 300.00**

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

**16. Head Start – Teresa Flores: (SEE EXHIBIT Q)**

- A. Discussion and approval of Commissioners' Court participation in the upcoming Federal Review during the week of April 3-8, 2005**

NO ACTION taken on this item.

- B. Discussion and approval for authorization to submit future one-time supplemental funding for Head Start**

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

- C. Discussion and approval of Center Based Service Plan**

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

At this time Commissioner Palacios steps out of the Court.

**17. Pct. #3 – Comm. Flores: (SEE EXHIBIT R)****A. Discussion and action regarding the Regional Mobility Authority (RMA) application, board members and submittal to the Texas Highway Commission**

NO ACTION taken on this item.

**18. Pct. #4 – Comm. Garza: (SEE EXHIBIT S)****A. Discussion, acceptance and approval of Final Application for Payment #2 in the amount of (\$9,254.39) from Mission Paving Company, Inc. & acceptance of Certificate of Completion with authority for County Auditor to issue payment (after review and processing procedures completed) in connection with Contract CAP 04-009-05-14 Road Construction of R.C.W., Cottonwood & Adam Lee Subdivisions**

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

**19. Budget Office – Valde Guerra: (SEE EXHIBIT T)****A. Intradepartmental transfers 2004:****1. Buildings & Grounds – CIP – approval to create obj. 339 & line item transfer - \$ 8,000.00**

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

**B. Intradepartmental transfers 2005:****1. Sheriff's Office (Jail) - approval to create obj. 320 & transfer - \$ 10,000.00****2. Pct. #1 – Parks – approval to create obj. 745 & 780 & transfer - \$ 14,446.00**

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

**C. Approval of membership dues invoices and authorize County Auditor to issue payment for the following:****1. Texas Conference of Urban Counties - \$ 12,820.00****2. TEX-21 - \$ 25,000.00**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items C1 & 2.

**D. Interdepartmental transfers – 2004:****1. Co. Wide Adm./Buildings & Grounds - \$ 42,532.76****2. Co. Wide Adm./Elections Department - \$ 31,000.00****3. Ins. Govt. Bldg./Pct. #1 – Sanitation - \$ 17,000.00****4. Ins. Govt. Bldg./PBX - \$ 36,000.00****5. Ins. Govt. Bldg./Pct. #2 – Sanitation - \$ 20,000.00**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items D1 thru 5.

**E. Juvenile Justice Court: 2005**

- 1. Discussion, consideration and appropriation of operational funds – General Fund**
- 2. Approval to set salaries to include 5% increase – Juvenile Justice Court Grant**

On motion of Commissioner Flores, seconded by Judge Garcia, the Court made a Vote of approval on item E 1 & 2.

Commissioner Garza – Abstain.

**F. Information Technology:**

- 1. Requesting approval to appropriate \$ 1,235,000.00 in Series 2004 C/O to IT Department for various projects of which \$ 1,000,000.00 is to purchase equipment necessary to implement the County Wide IP Telephony Project**

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

At this time Commissioner Palacios returns to the Court.

At this time the Court moved back to item #6.

**20. Purchasing Department – Marty Salazar: (SEE EXHIBIT U)**

- 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 ARE 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:	<u>1023</u>	Other Information:	<u>9</u>
Physical Count:	<u>1011</u>	Males (in house)	<u>940</u>
Out of County: La Villa	<u>0</u>	Females (in house)	<u>71</u>
Brook's		Federal Prisoners	<u>12</u>
Adj. /Sentenced to TDC	<u>108</u>	Total Paper Ready TDC	<u>76</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:**
  - 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;**
  - c) **County Auditor’s Report on Detention Facility Law Enforcement Center Project paid and pending payment request approval;**

Nothing to report on items 2, 3a,b & c.

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.

At this time the Court moved to item #20-8.

5. **Presentation by A.B. Flores Insurance Consultants (group health benefits consultant for Hidalgo County) for discussion, consideration and action (if necessary) of the status of the contract negotiations with H.A.S./ARCH; or in the alternative,**

Presentation made by Mr. Will Haffe.

6. **Presentation of recommendations by A.B. Flores Insurance Consultants for discussion, consideration and action as to the options available in connection with the procurement process for: Group Health Insurance Plan for Hidalgo County; and, if necessary;**

Presentation made.

7. **Authority to cease contract negotiations with the number one ranked provider HAS/ARCH and proceed to negotiate with the number two ranked provider for Hidalgo County Group Health Insurance Plan.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to cease negotiations with HAS and go with # two ranked and report tomorrow at 9:00 A.M. with an answer.

At this time the Court moved to Executive Session.

At this time Commissioner Flores steps out of the Court.

8. **Recommending award of Bid and approval of Contracts to multiple bidders meeting all requirements and specifications in each category for “New Tires and Tire Services”, subject to legal review.**

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

- 9. Presentation, discussion and consideration on a recommendation to reject all bids received and authority to re-advertise for “Catalog Miscellaneous Office Supplies and Office Furniture” RFB.**

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

At this time Commissioner Flores returns to the Court.

- 10. Presentation for discussion, consideration, acceptance and approval of the Voyager Fuel Card (under the participation with the term contract for the State of Texas Cooperative and as approved for application and use by CC on 3-11-03) for including, but not limited to, the following:**

<u>Name of Department</u>	<u>Number of Cards</u>
Hidalgo County Constable Pct. # 1	11

**Note: Use of cards will be for out of county travel or emergency purchases when current fuel card provider does not have site open or available.**

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

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

- 1. Presentation for consideration, discussion, acceptance and approval of Inv. #246389, dated 10-31-04 from TEDSI Infrastructure Group in the amount of \$31,050.00 with authority for Auditor to issue payment in connection with engineering services rendered for Monte Alto Street Improvements Project**

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

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

- 1. Requesting authority to advertise and approval of draft specifications for: “Ready Mix Concrete”.**

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

- 2. Presentation for Consideration, discussion and approval of the “Proposal(s)” as submitted by Centennial Contracting Enterprises, Inc., awarded JOB (job order contractor) through the County’s participation/membership with Texas County Purchasing Network’s Program (under the Region IV contract) with authority to issue necessary purchase order(s) including, but not limited to the following:**

- a) Pony Baseball Park
- b) Park Pavilion (Building F1 (2))
- c) Park Pavilion (Building F2 (1))
- d) Storage & Restrooms (Building G2)
- e) Baseball Concession (Building G3)

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

**D. HIDALGO COUNTY PRECINCT NO.4 –**

1. **Recommending award of bid and approval of contract for: “Hidalgo County Precinct No.4-**
2. **Hauling Services of All Road Materials (Excluding Hot-Mix)” to the lowest bidder meeting all requirements and/or specifications.**

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

At this time Commissioner Garza steps out of the Court.

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

1. **Requesting exemption from competitive bidding requirements under the Texas Local Government Code Section 262.024(a) for professional/consulting services with Raba-Kistner Consultants, Inc. in connection with “Asbestos Assessment and Testing” at the former Hidalgo County Sheriff’s Department. And Jail Bravo Building and South Storage Shed, as recommended by Project Architect for design and construction of New Adult Probation Department Facility, Mr. Luis Figueroa, AIA, Rike–Odgen-Figueroa-Wells Architects.**

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

2. **Requesting approval of professional services contract with Raba-Kistner Consultants, Inc. subject to legal review, in connection with “asbestos Assessment and Testing” at the Old Hidalgo County Adult Detention Facility (Jail) Bravo Building and South Storage Shed.**

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

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

1. **Requesting authority to advertise for: “Road Construction of Murillo & El Seco Subdivision” (Project Carried By: Quintanilla, Headley & Associates, Inc.)**

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

2. **Requesting approval of Change Order No. 1 (Net Increase) in the amount of \$<14,238.70> in connection with: Contract #. CAP -04-009-05-14- “Construction of Roads for Cottonwood, Adam Lee & R.C.W. Subdivisions” awarded to Mission Paving Company (Project Carried By J.E. Saenz & Associates, Inc.)**

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

**G. HIDALGO COUNTY ELECTIONS/I.T. DEPARTMENT –**

- 1. Discussion, consideration and approval to terminate ninety-six (96) cellular telephone lines originally approved Commissioner’s Court of Jan .20, 2004 (effective 1-22-04 on contract agreement as attached hereto) with the exception of four (4) telephone lines under the original one-hundred (100)lines;**

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

- 2. Pursuant to Hidalgo County Cellular Telephone Policy, presentation for consideration, acceptance and approval of Cellular Phone Request Forms for the following elected official(s), department head(s), program director(s) and employee(s);**

Department Name: Name of Employee(s)		Basic Rate Plan Per Month	Total Minutes Plan:	Equipment /Cost
Elections Dept.	Teresa R. Navarro, Elec. Adm.	\$65.60	1400	SanyoRL4920- FreePhone
Elections Dept.	Rene Solis, Dir. Of Oper.	\$33.75	500	SanyoRL4920- FreePhone
Elections Dept.	Mike Ramirez, I.T. Mgr	\$33.75	500	SanyoRL4920- FreePhone
Elections Dept.	Lowell Newbauer, Eqp	\$33.75	500	Sanyo RL4920- Free Phone

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on the Basic Rate Plan of \$33.75 for 500 Minutes across the board.

At this time Commissioner Garza returns to the Court.

**H. HIDALGO COUNTY DISTRICT CLERK –**

- 1. Requesting authority to purchase computer equipment from a Dell Marketing a vendor on DIR Go Direct Program for Req #63518 in the total amount of \$24,918.20.**

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

**I. HIDALGO COUNTY I.T. DEPARTMENT –**

- 1. Presentation for discussion, consideration, authority and approval of a request to purchase computer equipment, hardware, software, and peripherals from Global Data Systems of Texas, LLC, vendors on Texas DIR GoDirect program in the total amount of \$12,742.80 subject to finalization of requisition #63032 and requisition #63631 in the total amount of \$27,420.00 through purchase order.**

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

- 2. Requesting authority to advertise and approval of draft specifications for: “Purchase and Installation of a Generator”.**

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

3. Pursuant to Hidalgo County Cellular Telephone Policy, presentation for consideration, acceptance and approval of a Cellular Phone Request Forms for the following elected official(s), department head(s), program director(s) and employee(s);

Department Name:	Name of Employee(s)	Basic Rate Plan per Month	Total Minutes Plan	Equipment /Cost
Co. Judge's Office	Oscar Montoya	Option I: \$82.00	2000	Nokia 3588i\$149.99-
		Option II: \$110.70	3500	(\$150.00 credit) = Free Phone)

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the Basic Plan of \$33.75 for 500 Minutes.

**J. HIDALGO COUNTY WIC PROGRAM-**

1. Presentation, as requested by WIC Program, for Hidalgo County to consider, discuss and approve the termination notice with Campbell's Janitorial Service, as provided on Article 14 of current contract.

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

**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.

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

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

**21. Closed Session: (SEE EXHIBIT V)**

**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. Pending and/or potential litigation
- D. Pending and/or potential litigation; Paul Ray Guerra vs. Hidalgo County et.al

**22. Open Session:****A. Real Estate Acquisition**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a Vote of approval on the commercial real estate contract between the County and Richard A. Garza in the sum of \$200,000.00 and have Martha Salazar to proceed with environmental task on this property

Commissioner Garza – Abstain.

**B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project****C. Pending and/or potential litigation****D. Pending and/or potential litigation; Paul Ray Guerra vs. Hidalgo County et.al**

NO ACTION taken on items B, C & D.

**23. Closed Session:**

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

**24. Open Session:**

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

**25. Adjourn**

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

**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, JANUARY 18, 2005 at 9:00 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 Palacios, seconded by Commissioner Flores, 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. Intradepartmental transfers - 2004: (SEE EXHIBIT B)**
  - A. Adult Probation**
  - B. Buildings & Grounds**
  - C. J.P. Pct. #3, Pl. 2**
  - D. Planning Department**
  - E. Constable Pct. 5**
  - F. Constable Pct. 3**
  - G. County Treasurer**
  - H. County Court #5**
  - I. Pct. #4 – R & B (2)**
  - J. Juvenile Justice Court**
  - K. Information Technology**
  - L. J.P. Pct. #5, Pl. 1**
  - M. Pct. #1 – Landfill**
  - N. Pct. #1 – Parks**
- 3. Intradepartmental transfers – 2005: (SEE EXHIBIT C)**
  - A. Buildings & Grounds (2)**
  - B. Pct. #4 – Parks**
  - C. Indigent Defense**
  - D. District Clerk**
  - E. County Court #1**
  - F. Fire Marshal**
  - G. Planning Department**
  - H. Information Technology**
  - I. Pct. #4 – Landfill**
  - J. Pct. #3 – Landfill**
  - K. Pct. #1 – Parks**
  - L. Pct. #1 – R & B**
  - M. Pct. #1 – Adm.**

**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. Budget Office: (SEE EXHIBIT E)****A. Interdepartmental transfers:**

1. 370<sup>th</sup> District Court/332<sup>nd</sup> District Court

**B. Approval of revised salary schedules and setting of salaries/compensation:**

1. County Judge
2. Budget Office
3. 332<sup>nd</sup> District Court

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on item 5-B1 thru 3.

**6. Purchasing Department: (SEE EXHIBIT F)****A. HIDALGO COUNTY –**

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

Req	Vendor	Amount	Account
63557	332 <sup>nd</sup> District Crt	Dell Marketing	\$256.40 5-1100-412-00-006-001-0-664
63540	Tax Office	CDW-G	\$752.09 5-1100-415-15-140-001-0-747
63526	Tax Office	CDW-G	\$85.97 5-1100-415-15-140-001-0-661
63488	Jail	Superior Alarms	\$1,635.00 5-1100-423-21-280-002-0-432
63439	District Clerk	S.J.S. Computers	\$250.00 5-1100-412-00-090-001-0-601
63095	I.T. Department	S.J.S. Computers	\$200.00 5-1100-415-00-200-002-0-664
63065	I.T. Department	CDW-G	\$367.00 5-1100-415-00-200-002-0-664
63610	I.T. Department	Dell Marketing	\$256.40 5-1100-415-00-200-001-0-664
63060	I.T. Department	STE	\$1,600.00 5-1100-415-00-200-002-0-745
63626	I.T. Department	STE	\$2,455.00 5-1100-415-00-200-001-0-432
62245	Adult Probation	PC Mall	\$4,542.58 5-1297-423-00-320-002-5-661
62250	Adult Probation	PC Mall	\$1,065.16 5-1297-423-00-320-002-5-662
63151	Adult Probation	CDW G	\$2,443.97 5-1297-423-00-320-002-5-745
63009	Adult Probation	CDW-G	\$3,595.75 5-1297-423-00-320-002-5-661

2. Requesting authority to purchase computer equipment, service and peripherals from vendors on DIR Go Direct Program for the following;

Req	Department	Vendor	Amount	Account Number
62746	Indigent Defense	Sprint PCS	\$1,920.00	5-1100-412-00-009-003-0-534
63605	I.T. Dept	Dell Marketing	\$858.00	5-1100-415-00-200-001-0-664
63606	I.T. Dept	Dell Marketing	\$194.00	5-1100-415-00-200-001-0-664
63075	I.T. Dept	CDW-G	\$76.25	5-1100-415-00-200-002-0-664
63558	I.T. Dept	CDW-G	\$2,879.54	5-1100-415-00-200-002-0-745
63577	I.T. Dept	Dell Marketing	\$1,012.15	5-1242-412-00-060-001-0-664

**B. HIDALGO COUNTY INFORMATION TECHNOLOGY –**

1. Ratification of P.O. #544939 for CDW-G a vendor on DIR Go Direct Program needed urgently to relieve power failures affecting county-wide users in the total amount of \$2,879.54.

**C. HIDALGO COUNTY DISTRICT CLERK –**

1. Requesting authority to purchase computer equipment from a Dell Marketing a vendor on DIR Go Direct Program for Req #63518 in the total amount of \$24,918.20.

**D. HIDALGO COUNTY ELECTIONS DEPARTMENT –**

1. Requesting authority to enter into a one year maintenance agreement with Southwest Business Machines for ten (10) typewriters for Req #63336 in the total amount of \$883.00.

**E. HIDALGO COUNTY TAX OFFICE –**

1. Requesting authority to enter into a maintenance agreement with Cummins-Allison on the money counter for one year for Req #62802 in the total amount of \$422.00.
2. Requesting authority to enter into a maintenance agreement with General Binding Corporation on the shredder for one year for Req #62799 in the total amount of \$589.00.
3. Requesting authority to enter into a maintenance agreement with Copy Graphics, Inc., on a fax machine for one year for Req #62782 in the total amount of \$200.00.
4. Requesting authority to enter into a maintenance agreement with Copy Graphics, Inc., on a fax machine for one year for Req #62656 in the total amount of \$200.00.
5. Requesting authority to enter into a maintenance agreement with Jones & Cook Stationers on a register machine for one year for Req #63010 in the total amount of \$185.00.
6. Requesting authority to enter into a maintenance agreement with Jones & Cook Stationers on a register machine for one year for Req #63014 in the total amount of \$185.00
7. Requesting authority to enter into a maintenance agreement with Jones & Cook Stationers on a register machine for one year for Req #63019 in the total amount of \$195.00.

**DRAINAGE DISTRICT BOARD OF DIRECTORS  
AGENDA**

**Ramon Garcia  
Chairman**

**Sylvia S. Handy  
Board Member**

**Joe M. Flores  
Board Member**



**Hector "Tito" Palacios  
Board Member**

**NOTICE**

**Oscar L. Garza, Jr.  
Board Member**

**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, JANUARY 18, 2005 at 9:00 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:**

(SEE EXHIBIT W)

**1. Roll Call**

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

**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. Discussion and authorization to surplus excess property S.H. 107**

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

**5. Discussion and direction on property; Business 83 Outfall, belonging to Sharyland Investors, Ltd. & Hidalgo County Drainage District #1 (Perezville Drain)**

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

**6. 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 DRAINAGE DISTRICT –CONTRACT’S MANAGER**

Pursuant to Texas Water Code, Title 4(General Law District), Chapter 49, Section 226 (Sale or Exchange of Surplus Land or Personal Property”), requesting consideration, discussion and approval of, but not limited to the following:

1. Declaration of a “finding of Surplus” by the “Board” of Hidalgo County Drainage District No.1 for the property describes as: “A 1.49 acre tract of land out of Lot 168, John H. Shary Subdivision, located along the Southern Side of Colbath Street, just East of Bentsen Road, Hidalgo County, Texas and if approved;

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

2. Requesting approval of the “Order” by the “Board” authorizing the disposition of the surplus property described above by:
  - a. private or public sale;
  - b. exchange for other land, interest in land or personal property needed by the district

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

3. Approval of the minimum bid amount as per the “fair market value” appraisal as required by the “code” of \$55,875.00.

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

**7. Risk Management/Workers’ Comp. – Valde Guerra:**

- A. Update on Workers’ Compensation claims paid by Tristar Risk Management in the amount of \$ 4,076.74 for the period ending December 16-31, 2004

Report made.

At this time the Board moved to the Addendum.

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

**8. Closed Session:**

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

- A. Real Estate Acquisition

**9. Open Session:**

- A. Real Estate Acquisition

**10. Closed Session:**

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

**11. Open Session:**

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

**12. Adjourn**

On motion of Commissioner Garza, seconded by Commissioner Flores, 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, JANUARY 18, 2005 at 9:00 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 Board Member, 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**

**DRAINAGE DISTRICT BOARD OF DIRECTORS  
AGENDA**

**Ramon Garcia  
Chairman**

**Sylvia S. Handy  
Board Member**

**Joe M. Flores  
Board Member**



**Hector "Tito" Palacios  
Board Member**

**NOTICE**

**Oscar L. Garza, Jr.  
Board Member**

**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, JANUARY 18, 2005 at 9:00 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  
ADDENDUM**

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

- A. Presentation by A.B. Flores Insurance Consultants (group health benefits consultant for Hidalgo County) for discussion, consideration and action (if necessary) of the status of the contract negotiations with H.A.S./ARCH; or in the alternative,**

NO ACTION taken on this item.

- B. Presentation of recommendations by A.B. Flores Insurance Consultants for discussion, consideration and action as to the options available in connection with the procurement process for: Group Health Insurance Plan for Hidalgo County; and, if necessary;**

NO ACTION taken on this item.

- C. Authority to cease contract negotiations with the number one ranked provider HAS/ARCH and proceed to negotiate with the number two ranked provider for Hidalgo County Group Health Insurance Plan.**

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

*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 18<sup>th</sup> day of January, 2005

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 January 18, 2005.

Signed this \_\_\_\_ day of \_\_\_\_\_ 2005.

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

By: \_\_\_\_\_  
Norma Garza, Deputy

(Seal)