

SPECIAL MEETING – February 01, 2005

BE IT REMEMBERED, that on this 01st day of February, 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 SYLVIA HANDY

COMMISSIONER, PRECINCT NO. 1

HONORABLE HECTOR (TITO) PALACIOS

COMMISSIONER, PRECINCT NO. 2

HONORABLE JOSE FLORES

COMMISSIONER, PRECINCT NO. 3

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, FEBRUARY 01, 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 Garza.

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

Fern McClaugherty – Saving of Taxpayers' money by having the County employees use the telephone book and using the regular phones instead of the cell phones.

Godfrey Garza – Report on the trip to Washington D.C. on Federal funding reductions.

5. Approval of Consent Agenda

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

6. County Clerk – J.D. Salinas, III: (SEE EXHIBIT H)

A. Approval of Official Bond:

1. Eduardo Bazan – Constable Pct. #5

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

7. **Sheriff Department – Sheriff Trevino: (SEE EXHIBIT I)**

- A. Approval to authorize County Treasurer to process payment of clothing allowance to non-uniform officers in the Sheriff's Office, Jail, Combined Governmental Drug Enforcement and Special Crimes Task Force and the South Texas Auto Theft Enforcement Task Force and make payment of same in conjunction with the regular payroll of February 11, 2005**

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

- B. Approval of the Federal Equitable Sharing between Hidalgo County Sheriff's Department and the Federal Government**

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

At this time the Court moved to item #19-G1&2.

8. **J.P. Pct. #3, Pl. 1 – Judge Garza: (SEE EXHIBIT J)**

- A. Approval to create a warrant secretary**
B. Approval to set salary

NO ACTION taken on items A & B.

9. **Elections Department – Teresa Navarro: (SEE EXHIBIT K)**

- A. Discussion and approval of Election Services Agreement between the County of Hidalgo, Texas and McAllen ISD for their May 7, 2005 School Trustee Election**

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

10. **Planning Department – Raul Sesin: (SEE EXHIBIT L)**

- A. Discussion and possible action on residential subdivisions located within La Joya Water Supply Corporation CCN Area:**
1. Watson Heights Subdivision – Pct. 3 (Paul Daniec, Developer)

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

11. **Hidalgo County – Godfrey Garza: (SEE EXHIBIT M)**

- A. Approval of Work Authorization #3, FEMA Grant application (provide digital flood insurance rate maps (FIRM) for Hidalgo County**

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

12. TEDSI – Albert Aldana: (SEE EXHIBIT N)**A. Discussion, consideration and possible approval requesting County Judge’s signature on an application for a reduced local match regarding the replacement of bridge and repair of 150ft. of approach road**

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

13. Urban County – Diana Serna: (SEE EXHIBIT O)**A. Approval of a Budget and Program Amendment for the City of La Villa Urban County Program Years 14, 15, 16 & 17 (2001,2002,2003 & 2004).**

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

B. Approval of Contract with ASAGO L.L.C. in the amount of \$446,030.00 for first time sewer services to seven (7) Colonias in the Donna ETJ area Pct. # 1. Funds will be utilized from following ORCA Grants:

- **ORCA 2003 EDAP Colonia Grant #723225 Contract in the amount of \$360.620 for first time sewer services to Colonia I.B. Avila, Balli # 2, Tierra Prieta, Schroeder and South Donna Estate Subdivision for sanitary sewer improvements for the five (5) Colonias in the Donna ETJ area in Pct.# 1.**
- **ORCA 2003 EDAP Colonia Grant #723245 Contract in the amount of \$85,410 for first time sewer service to Colonia Tierra Bella and River Road for sanitary sewer improvements for the two (2) Colonias in the Donna ETJ area in Pct. # 1.**

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

14. Pct. #1 – Comm. Handy: (SEE EXHIBIT P)**A. Appointment of Board Member to the Hidalgo County Fire District**

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

15. Pct. #3 – Comm. Flores: (SEE EXHIBIT Q)**A. Discussion and approval of Interlocal Cooperation Agreement between the City of Palmhurst and the County of Hidalgo**

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

16. Human Services – Rudy De La Vina: (SEE EXHIBIT R)**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 items 1 & 2.

17. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT S)

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

Presentation made by Daniel Flores.

18. 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 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>1043</u>	Other Information:	<u>10</u>
Physical Count:	<u>1030</u>	Males (in house)	<u>984</u>
Out of County: La Villa	<u>0</u>	Females (in house)	<u>83</u>
Brook’s		Federal Prisoners	<u>12</u>
Adj. /Sentenced to TDC	<u>125</u>	Total Paper Ready TDC	<u>90</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, 3-a,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 Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

5. **Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) YEAR TERM (As provided in contract) with the City of Edinburg for the use of the City Auditorium.**

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

6. **Requesting authority to ratify and extend for one (1) additional year (as provide in Article 5 of the current Interlocal Government Agreement) with Hidalgo County Appraisal District and the County of Hidalgo.**

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

7. **Report by Appraisal District Board to Hidalgo County Commissioners' Court their approval of the vendor awarded the Group Health Insurance with Hidalgo County pursuant to the Appraisal District Board Meeting on Tuesday, January 11, 2005.**

Presentation made by Martha Salazar.

8. **Pursuant to a directive by CC on 1-18-05, presentation of Hidalgo County's "Pool" of Architects for the purpose of ranking a firm for necessary renovations to the newly acquired K-Mart building and property: or in the alternative;**

NO ACTION taken on this item.

9. **Determination of the process the Court desires to utilize to rank an architectural firm from the County's "Pool" of architects for necessary renovations to the newly acquired K-Mart building and property:**

NO ACTION taken on this item.

10. **Authorization to proceed to negotiate a contract with the number one ranked architectural firm for renovation of the former K-Mart Building**

NO ACTION taken on this item.

B. HIDALGO COUNTY PRECINCT NO. 1 –

1. **Recommending bid award and approval of contract (subject to legal review) for: "Monte Alto Street Improvement Project" for "Reconstruction of Flexible Base Only on Existing Caliche Roadways", to the low bidder meeting all requirements and specifications.**

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

C. HIDALGO COUNTY PRECINCT NO.4 –

- 1. Presentation for discussion, consideration, acceptance and approval of request for payment of invoice #17 ENG-603 totaling 30,303.40 submitted by J.E. Saenz & Associates for Engineering Services rendered for the Precinct No. 4 Landfill Cap and Closure, Phase II B.**

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 specifications for the following CIP road improvement projects with J.E. Saenz & Associates, Inc serving as project engineer:**
 - a) Mile 17 ½ from 23rd to Rooth Rd. (Bid No. 2005-034-02-23)**
 - b) Mile 21 from Drain Ditch to Fm 2812 (Bid No. 2005-033 -02-23)**

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

D. HIDALGO COUNTY PRECINCT NO. 3-

- 1. Requesting approval of Change Order No. 1 (increase) in connection with “Contract # C-04-164-07-13 Construction of restroom facility- Anzalduas Park” in the amount of \$2,131.25 (increase) with A.J. Construction and as approved by Architect, Alcoser Garcia Associates Design Consulting.**

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

E. HIDALGO COUNTY BUILDING & GROUNDS–

- 1. Presentation for consideration, discussion, acceptance and approval of Fleet Fueling System Application (ORIGINAL) to be forwarded to Arguindegui Oil Co. II, Ltd. as submitted by Hidalgo County Building & Grounds and detailing the “holder and user” of fleet fuel card under awarded contract for “Gasoline, On & Off Highway Diesel Fuel”. (New Employee)**

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

- 2. Pursuant to action taken by Commissioner Court on 12-14-04 in connection with the imposition of a sanction in the form of an administrative penalty of \$1,000.00 plus \$100.00 filing fee by State of Texas’ Dept. of Licensing & Regulations for non-compliance with Texas Accessibility Standards as reported by Alcoser Garcia Associates Design Consulting for: “Renovations to Existing Facilities, Hidalgo County Pct. #1 Multipurpose Center, 1902 Joe Stephens Drive, Weslaco, Texas”, notification of a reduction of the administrative penalty to \$500.00 plus \$ 100.00 filing fee and requesting approval to make payment with authority for County Auditor to issue a manual check including authority for County Judge to execute applicable forms related to these issues or as required by state agency.**

On motion of Commissioner Palacios, seconded by Commissioner Handy, 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 Seminary Estates & Town East Subdivisions” (Project Carried By: J.E. Saenz & Associates, Inc.) Bid No. CAP-05-003-00-00**

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

- 2. Requesting authority to advertise for: “Road Construction of Imperial & Tropicana Subdivisions” (Project Carried By: J.E. Saenz & Associates, Inc.)**

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

G. HIDALGO COUNTY I.T. DEPARTMENT –

- 1. Requesting authority to purchase computer networking equipment for Global Data Systems of Texas, LLC a vendor in the State of Texas Department of Information Go Direct Program for Req #64418 in the total amount of \$175,205.20 and for Req #64429 in the total amount of \$13,456.66.**

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

- 2. Presentation for discussion, consideration and approval to advertise including basic specifications and requirements (drafted by I.T. Department) as attached here to for Requests for Offers/Proposals for: Voice Communications System Project for Hidalgo County**

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

H. HIDALGO COUNTY JUVENILE JUSTICE DEPARTMENT-

- 1. Presentation for discussion, consideration, acceptance and approval of request for payment for the original zone change for the Juvenile Justice Center Subdivision for the amounts of \$375.00 (Subdivision Review Fee) – City of Edinburg; \$ 200.00 (Rezoning Application Fee) – City of Edinburg; \$ 250.00 (Subdivision Review Fee)-North Alamo Water Supply Corp. ; and \$ 300.00 (Subdivision Review Fee)- Hidalgo Irrigation District No.1 from Quintanilla, Headley & Associates, Inc., project engineer for “Juvenile Justice Center” with authority for Auditor to issue manual check to comply with City of Edinburg requirements.**

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

2. **Presentation for discussion, consideration, and action with authority for Co. Judge to execute Rezoning Application & Plat Application to comply with City of Edinburg Planning & Zoning.**

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

I. HIDALGO COUNTY WIC DEPARTMENT –

1. **Recommending of bid No. 05-005-01-19 award and approval of contract to multiple (Lowest) bidders meeting all specifications attached hereto for: “Hidalgo County WIC Program Medical Supplies” RFB**

On motion of Commissioner Handy, seconded by Commissioner Flores, 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.

19. Budget Office – Valde Guerra: (SEE EXHIBIT U)

A. Human Services:

1. **Approval to appropriate (budget amendment) unreserved fund balance of the Indigent Health Care Fund into Indigent Health Care expenditures fiscal year 2005**

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

B. Intradepartmental transfers – 2004:

1. **Constable Pct. #3 Proj. STOP – approval to create obj. 540 & transfer - \$ 398.70**
2. **Pct. #1 – Parks**
3. **Pct. #2 – R & B**
4. **Pct. #2 – Adm.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 1 thru 4.

C. Intradepartmental transfers – 2005:

1. **Pct. #3 Parks – approval to create obj. 720 & transfer - \$ 2,131.25**
2. **J.P. Pct. #3, Pl. 1 – approval to create obj. 431 & transfer - \$ 162.37**
3. **J.P. Pct. #3, Pl. 2 – approval to create obj. 431 & transfer - \$ 150.00**
4. **Civil Service – approval to create obj. 432 & transfer - \$ 137.27**
5. **Pct. #2 R&B – approval to create obj. 748 & transfer - \$ 2,000.00**
6. **Pct. #2 Parks – approval to create obj. 711 & transfer - \$ 1,000.00**
7. **398th D.C. – approval to create obj. 663 & transfer - \$ 200.00**

8. **J.P. Pct. #5, Pl. 1 – approval to create obj. 661 & transfer - \$ 260.00**
9. **Planning Department – approval to create obj. 432, 684 & 346 & transfer - \$ 2,990.50**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items 1 thru 9.

D. Interdepartmental transfers (to cover negatives) – 2004:

1. **Elections Department/various accts. (telephone)**
2. **Various Departments – Gen. Fund**
3. **Co. Comm./Tax Office Lock Box Serv. - \$ 3,763.00**
4. **D.A./Gen. Litigation - \$ 17,500.00**
5. **Alamo Fire/Edcouch Fire Dept. - \$ 6,960.00**
6. **Pct. #1 – R&B/Pct. #1 Adm. - \$ 4,875.61**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 1 thru 6.

E. Interdepartmental transfers – 2005:

1. **County Wide Ins./J.P. Pct. #3, Pl. 1**
2. **County Wide Ins./J.P. Pct. #3, Pl. 2**

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

F. Discussion regarding the proposed Hidalgo County, Texas General Obligation Refunding Bonds, Series 2005 and any action necessary to authorize finance team to proceed with refunding

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

G. Courthouse Security:

1. **Discussion, consideration and action on appropriation of funds from unappropriated fund balance for the creation of one (1) Sergeant, three (3) deputy sheriffs and one (1) security specialist**

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

2. Set salaries

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to set salaries, \$38,142.00 for the Sergeant with longevity pay of 495.00, \$34,060.00 for the Deputy Sheriff one slot for \$1,308.00 and 2 slots for \$345.00 of longevity and \$25,357.00 for the Security Specialist.

At this time the Court moved back to item #8.

H. Interfund transfer – 2005:**1. County Wide Adm./Pct. #3 – R&B - \$95,000.0**

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

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

20. 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 – Robert Garate vs. Hidalgo County****21. Open Session:****A. Real Estate Acquisition**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on parcel #122 belonging to Jose and Gloria Padron in the amount of \$9,606.00 and on parcel #115 belonging to Ramon and Irma Vasquez with a different of \$92.00 less then the amount of \$4,039.00.

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

NO ACTION taken on this item.

C. Pending and/or potential litigation

NO ACTION taken on this item.

D. Pending and/or potential litigation – Robert Garate vs. Hidalgo County

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the settlement amount of \$25,000.00.

22. Closed Session:

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

23. Open Session:

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

24. Adjourn

On motion of Commissioner Palacios, seconded by Commissioner Handy, 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, FEBRUARY 01, 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 Handy, 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. **Intradepartmental transfers – 2005: (SEE EXHIBIT B)**
 - A. Pct. #4 – Paved/unpaved
 - B. Pct. #3 – R & B
 - C. Pct. #3 – Landfill
 - D. J.P. Pct. #3, Pl. 1
 - E. Purchasing Department
 - F. Co. Clerk – Records Mgmt.
 - G. Civil Service
 - H. Human Resources
 - I. 92nd District Court
 - J. 93rd District Court
3. **Tax Refunds: (SEE EXHIBIT C)**

A. Albert Ornelas	Albert Ornelas	\$ 28,424.35
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4. **Monthly Fee Reports – December: (SEE EXHIBIT D)**

A. County Clerk	\$ 548,185.21
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5. **Right of Way – Permits: (SEE EXHIBIT E)**
 - A. **La Joya Water Supply: Install a 12" waterline crossing Breyfogle Road and continues towards west from the west ROW Line of Breyfogle Road. From this point the proposed 12" waterline runs approximately 1266.51 linear feet towards west inside the County's ROW – Mile 1 South Road. The proposed line reaches the southeast corner of the intersection between Mile 1 South Road and Scott Lane. At this point the proposed line start to cross Mile 1 South Road, permit application for which has already been approved by the county. A series of vaults will be constructed. Paid \$3.75**

- B. Reconstruction and repaving of roads located in Colonia Tierra Bonita under the Border Colonia Access Program. Storm drainage for this colonia will be directed north along a bar ditch and the east side of Tower Road. The first cut across Tower Road will occur at STA.9+00, Exhibit A (equalizer); the second cut will occur at approximately STA.18+75, Exhibit B (equalizer); third cut will occur across Minnesota Road, along North Tower Road STA.19+00, Exhibit C; fourth cut will occur at approximately STA.19+75, Exhibit D (equalizer); and the fifth and final cut will occur across Tower Road at STA35+60.67, Exhibit E towards east of an outfall irrigation ditch. – Payment pending Commissioners' Court approval**
- C. South Western Bell: Bore and bury a cable along South Inspiration Road.(No Fee)**

6. Planning Department: (SEE EXHIBIT F)

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)**

7. Purchasing Department: (SEE EXHIBIT G)

A. HIDALGO COUNTY –

- 1. Requesting authority to purchase computer equipment and peripherals from vendors on the State of Texas Department of Information (DIR) Go Direct Program for the following:**

Req	Department	Vendor	Amount	Account
64416	Precinct No 1	CDW-G	\$1,528.05	5-1211-452-00-121-013-0-745
64319	I.T. Dept	Dell Marketing	\$1,040.57	5-1100-415-00-200-002-0-745
64394	Precinct No 4	Dell Marketing	\$1,316.49	5-1204-431-00-124-005-0-745
64540	I.T Dept	CDW-G	\$ 644.05	5-1100-415-00-200-001-0-664
64540	I.T. Dept	CDW-G	\$1,526.61	5-1100-415-00-200-002-0-664
64540	I.T. Dept	CDW-G	\$1,701.30	5-1100-415-00-200-002-0-664
64557	I.T. Dept	Dell Marketing	\$ 449.25	5-1100-415-00-200-002-0-664
64558	I.T. Dept	S.J.S. Computers	\$ 580.00	5-1100-415-00-200-005-0-664
64507	Law Library	CDW-G	\$ 385.15	5-1247-412-50-100-001-0-661

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

Req	Department	Vendors	Amount	Amount
64059	Tax Office	Trillion Partners	\$3,398.01	5-1100-415-15-140-001-0-743
63943	Sheriff's Dept	Yoder Enterprises	\$199.50	5-1100-421-00-280-001-0-664
64059	Health Dept	COMPUSA	\$121.14	5-1100-441-00-340-003-0-601
64059	Health Dept	COMPUSA	\$93.72	5-1100-441-00-340-003-0-661

B. HIDALGO COUNTY AUDITOR'S OFFICE -

- 1. Requesting authority to enter into a maintenance agreement with Ikon for the copier for one year for Req #63429 in the total amount of \$1,911.88. Effective upon approval.**

C. HIDALGO COUNTY CLERK -

- 1. Requesting authority to enter into a maintenance agreement with Lanier for the transcriber and recorder for Req #63337 in the total amount of \$770.00.**

D. HIDALGO COUNTY INFORMATION TECHNOLOGY -

- 1. Requesting authority to enter into a one year maintenance contract with Telemate.Net Software for the web filter for Req #63601 in the total amount of \$1,997.50. Effective January 28, 2005 through January 27, 2006.**

E. HIDALGO COUNTY PRECINCT No 3 -

1. Requesting authority to enter into a maintenance agreement with Avaya, Inc. for the telephone service for Req #62569 in the total amount of \$90.56.

F. HIDALGO COUNTY DISTRICT CLERK -

1. Requesting authority to enter into a maintenance agreement with Advance Business Equipment for the check signer for Req #63270 in the total amount of \$395.00. Effective January 1, 2005 through January 1, 2006.

G. HIDALGO COUNTY SHERIFF'S DEPARTMENT -

1. Requesting authority to purchase from a vendor that is a state agency (TX Local Government Code 262.024 (a)(9)(C)) Texas Department of Criminal Justice for Req #64048 in the total amount of \$475.00 and Req #64049 in the total amount of \$471.11.

**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, FEBRUARY 01, 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 Garza.

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 Interlocal Cooperation Agreement between the City of McAllen and the Hidalgo County Drainage District #1 (Balboa RDF ditch)

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

5. Approval to declare various items surplus and remove from inventory list (as detailed on Exhibit A)

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

6. Approval to place Hidalgo County DD #1 2005 approved budget on the county website

On motion of Commissioner Palacios, seconded by Commissioner Handy, 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 DRAINAGE DISTRICT –CONTRACT’S MANAGER

- 1. Requesting authority to purchase, under the State Term Contract, Rodeo (Monsanto) and Roundup (Monsanto) Herbicide from state awardees utilizing the District’s membership through the Resolution with the Texas Building and Procurement Commission through July 31, 2005.**

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

- 2. Requesting approval to exercise the option to renew an additional Three Month Term for contract 04-042-11-23-oil Patch Fuel & Supply, Inc. and 04-42A-11-23 Hollon Oil Company, as stated in the current contract(s) for “Lubricants (Grease, Oil, Hydraulic Fluids) and Anti-Freeze Products”, under the same rate, terms and conditions.**

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

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 Handy, 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, FEBRUARY 01, 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 Palacios, seconded by Commissioner Handy, 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 Permit:**
 - A. City of Edinburg – Graciela Estates Subdivision**
- 3. Line item transfers – 2004:**
 - A. Administration**
 - B. M & O**

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 01st day of February, 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 February 01, 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,

(Seal)