

SPECIAL MEETING – March 29th, 2005

BE IT REMEMBERED, that on this 29th day of March, 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 M. 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, MARCH 29, 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.

2. Pledge of Allegiance

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

3. Prayer

Tony Espinoza led the Court and Audience in Prayer.

4. Open Forum

No presentations made under Open Forum.

5. Approval of Consent Agenda

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

At this time the Court moved to item #21-A-11.

6. Civil Service – Esther Cortez: (SEE EXHIBIT G)

A. Swearing in of Emma Fuentes as Civil Service Commission Member (appointed by Commissioners' Court on Feb. 22, 2005)

At this time Judge Garcia swore in Emma Fuentes as Civil Service Commission Member.

7. Indigent Defense Program: (SEE EXHIBIT H)

A. Discussion, consideration and action on assigning of office space for public defenders program

Presentation made.

At this time the Court moved to item #21-A-4.

8. County Judge's Office – Lorie Ochoa: (SEE EXHIBIT I)

A. Discussion, consideration and action regarding Reverend Tony Espinoza's request for financial assistance to assist with media advertisements for the National Day of Prayer on May 5, 2005

NO ACTION taken on this item.

B. Discussion, consideration and possible action on approving Statement of Support for the Guard and Reserve

NO ACTION taken on this item.

C. Discussion, consideration and possible action on supplementing the salary of county employees on Military Leave

NO ACTION taken on this item.

At this time Commissioner Garza steps out of the Court.

D. Approval to set up budgets and appropriate grant funding for the Homeland Security Grants for 2002, 2003 & 2004

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval for 2003 & 2004 only.

9. District Clerk – Omar Guerrero: (SEE EXHIBIT J)

A. Requesting approval of a Deputy Clerk slot #090-001-052 for substation in Mission area

B. Set salary at \$ 25,000.00

NO ACTION taken on items A & B.

10. Presentation of Delinquent Tax Attorney Report – Cynthia Garza-Schammel (SEE EXHIBIT K)

Presentation made by Cynthia Garza-Schammel.

At this time Commissioner Flores steps out of the Court.

At this time Commissioner Garza returns to the Court.

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

A. Presentation and approval of a Proclamation declaring March 27th through April 2nd, 2005, CDBG Week.

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

- B. The Urban County Program is requesting authorization for the County Judge to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Funds and the Request for Release of Funds and Certification for the 2004 HOME Funds for Projecto Azteca, a Community Housing Development Organization (CHDO) in the amount of \$275,000.00.**

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

- C. Public Hearing concerning a proposed Budget and Program Amendment for Precinct No. 2. The proposed amendment will allow for fund transfers for a decrease of sidewalks from Program Year 14 (2001) and Year 15 (2002) and increase of street improvements from Program Year 14 (2001) & 15 (2002). The proposed amendment will allow for fund transfers for an increase of sidewalks from Program Year 16 (2003) and decrease street improvements from Program Year 16 (2003).**

At this time Judge Garcia opened the Public Hearing to the Public, no one responded.

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

At this time Commissioner Handy steps out of the Court.

- D. Approval of a Budget/Program Amendment for Hidalgo County Precinct No. 2 using Urban County Year 14 (2001), Year 15 (2002) and Year 16 (2003) funding for Street Improvements and Sidewalks totaling \$88,000.00 each.**

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

- E. Requesting approval to certify Community Hope Projects, Inc. as a Community Housing Development Organization (CHDO) within the County of Hidalgo.**

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

- F. Requesting approval to increase the 2003 HOME Contract between the Urban County Program and South Texas Economic Development Corporation, Inc. (STEDC) in the amount of \$3,500.00.**

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

- G. Hold Public Hearing to receive public comments on the draft 2005-2009 Consolidated Plan & Strategy, as proposed for submission to the U.S. Department of Housing and Urban Development.**

At this time Judge Garcia opened the Public Hearing to the Public, no one responded.

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

H. Approval to award a construction contract to Joe Williamson Construction Company on behalf of the City of Palmview utilizing Urban County Program Year 13 (2000), 14 (2001) & 15 (2002) funds in the amount of \$575,582.68, additional funding will be available from the City of Palmview in the amount of \$931,917.39 and \$637,500.00 from the Texas Parks and Wildlife Grant for a total construction contract amount of \$2,145,000.00.

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

At this time Commissioner Handy and Commissioner Flores returned to the Court.

12. Hidalgo County ROW – Godfrey Garza: (SEE EXHIBIT M)

A. Approval to enter into agreement with Texas Eastern Transmission, LP on gas line adjustment for Mile 2 West Project

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval subject to the Auditor's review.

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

A. Discussion and action regarding the Regional Mobility Authority Application

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

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

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

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

B. Reimbursement of a Cash Deposit:

1. Evergreen Valley Estates Subdivision Phase II – Pct. 4 (Herb Scurlock)

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

At this time Judge Garcia steps out of the Court.

At this time Commissioner Garza steps out of the Court.

15. County Auditor – Ray Eufrazio: (SEE EXHIBIT P)

A. Discussion, consideration and approval to certify Tobacco Settlement Distribution

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

16. Elections Department – Teresa R. Navarro: (SEE EXHIBIT Q)**A. Discussion, approval and possible action on the following, but not limited to:**

- 1. Elections Services Agreement between the County of Hidalgo and McAllen ISD for their Proposition Election May 7, 2005**

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

17. 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: 2005 _____**
- 2. Indigent Health Care Expenditures _____**

NO ACTION taken on items 1 & 2.

At this time Commissioner Garza returns to the Court.

18. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT S)**A. Status of old jail building**

NO ACTION taken on this item.

B. Maintenance of county grounds**C. Status of renovation of administration building**

Presentation made by Daniel Flores on items B & C.

19. Pct. #1 – Comm. Handy: (SEE EXHIBIT T)

- A. Requesting approval to reimburse various residents of Suarez Subdivision for culvert pipe payments made to the Hidalgo Treasury Department (subdivision was approved under the Colonia Access Program)**

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

At this time Commissioner Palacios steps out of the Court.

20. Pct. #3 – Comm. Flores: (SEE EXHIBIT U)

- A. Discussion and approval of amending the Interlocal Cooperation Agreement between the City of Palmhurst and the County of Hidalgo adopted February 1, 2005**

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

- B. Discussion, consideration and approval of Interlocal Cooperation Agreement between the City of Palmview and County of Hidalgo**

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

C. Discussion, consideration and approval of Interlocal Cooperation Agreement between the City of Mission and County of Hidalgo

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

21. Purchasing Department – Marty Salazar: (SEE EXHIBIT V)

- 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: | 1085 | Other Information: | 9 |
| Physical Count: | 1074 | Males (in house) | 988 |
| Out of County: La Villa | 0 | Females (in house) | 86 |
| Brook’s | | Federal Prisoners | 11 |
| Adj. /Sentenced to TDC | 132 | Total Paper Ready TDC | 88 |
- 2. Current inter-local(s) and/or contract(s) for the “Housing of Inmates”**
- a) **Presentation for discussion, consideration, acceptance and approval of an extension of the current contract (as provided under sections 1.02 and 4.03) with LCS in an amount of \$39.25 per diem.**

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

- 3. New Adult Detention Facility and Law Enforcement Center Project:**
- a) **Detention Facility Law Enforcement Center Design - Build Contract with including action regarding Landmark final & Application for payment, punch list and release of retainage;**

NO ACTION taken on this item.

- b) Presentation for discussion, consideration, acceptance and approval of Change Order # 1 (increase) in the amount of \$38,552.52 from CRC Design Consultants for provision of the items detailed on the AIA Document G701-2001 dated 3-15-05 and as submitted by project architect, V-A Architecture for the Hidalgo County Shooting Range Facility on site of the new Adult Detention Facility and Law Enforcement Center Project with a total contract price (after approval of Change Order # 1) of \$281,522.52;**

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

- 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 Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on item #1 of the Exhibit A.

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

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

- 5. Presentation for discussion, consideration and acceptance (as qualified), the sole response received from Border Visions for the "RFQ/P Professional Consulting Services for a Turn-Key HIPAA Compliance Solution for Hidalgo County.**

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

- 6. Requesting authority for Purchasing Department to negotiate a professional services contract with "Border Visions", for the provision of Professional Consulting Services for a Turnkey HIPAA Compliance Solution for Hidalgo County.**

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

- 7. Presentation for discussion, consideration and approval to issue a "Notice to Proceed" to Centennial Contracting Enterprises, Inc. for the construction of a Sally Port at the Hidalgo County Courthouse grounds (east side) as approved by Hidalgo County Commissioners Court on 11-23-04 with authority to issue necessary purchase order in an amount not to exceed \$155,000.00 and;**

NO ACTION taken on this item.

- 8. Presentation for discussion, consideration and approval to request a proposal from Centennial Contracting Enterprises, Inc. for the placement of lettering on east side facades of sally port walls with names of Commissioners Court members on south side wall and presiding judges on north side wall;**

NO ACTION taken on this item.

At this time Commissioner Palacios returns to the Court.

- 9. Presentation for discussion, consideration and approval of the authority to (a) advertise and (b) current specifications for the following;**
- a) Off Premises Storage, Records Management, Pick Up & Delivery Service. (B-2005-106-00-00)**
 - b) Gasoline on & off Hwy Diesel Fuel**
 - c) Crushed Caliche**
 - d) Safety End Treatment(s)**
 - e) Bio Hazardous Medical Waste**
 - f) Qualified Interpreting Services**
 - g) Industrial Welding Supplies & Services**
 - h) Fire Extinguisher Services**

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

- 10. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with County-owned building and property, aka, the Kmart Property:**
- a) General status report by project architect (when necessary) or purchasing department;**

Presentation made by Commissioner Garza.

- b) Programming, remodeling or construction related issues;**

Presentation made by Martha Salazar.

At this time Judge Garcia returns to the Court.

- 11. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with construction of a new facility to house the Hidalgo County Adult Probation Depts.:**
- a) General status report by project architect (when necessary) or purchasing department;**

NO ACTION taken on this item.

- b) Status of contract for abatement and demolition of portions of the structures (former Hidalgo County Sheriff's Dept. and Jail on S. Hwy 281);**

Presentation made by Martha Salazar.

- c) Approval to issue “Notice to Proceed” to awarded contractor R & L Abatement to commence the abatement and demolition of portions of structures on site of the former Hidalgo County Sheriff’s Department and Jail located on S. Hwy. 281, Edinburg, Texas**

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

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

B. HIDALGO COUNTY PRECINCT NO 2 –

- 1. Presentation for discussion, consideration, acceptance and approval of requests for payment no. three (3) and four (4) dated March 22, 2005 submitted by project architect, V-A Architecture for architectural services and reimbursable expenses in connection with design and construction of the North San Juan Park Project in the amount of \$6,235.22 and \$1,656.34 respectively with authority for Auditor to issue payment.**

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

C. HIDALGO COUNTY BUILDINGS & GROUNDS -

- 1. Presentation for discussion acceptance and approval of proposal document from Centennial Contractors Enterprises, Inc. (Awarded AJOC(area job order contractor) through the County’s participation/members with Region IV Texas Cooperative Purchasing Network Program between Centennial Contractors Enterprises, Inc. for the provision of labor, materials as attached hereto with authority to issue purchase order in the amount not to exceed \$4,850.00 for the County Judge’s Office;**
- a) Remove 284 ft. of vinyl rubber cove base**
 - b) Install 169 sq yards of 32oz. carpet; color 563 Illusions (4 offices and 1 meeting room).**
 - c) Install 284 ft of cove base**

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

- 2. Presentation for discussion, consideration, acceptance and approval of request for payment NO. 00-1015 dated March 23, 2005 submitted by project architect, V-A Architecture for a reimbursable expense (copies of original plans) in connection with the design and construction for the Community Resource Center in San Juan in the amount of \$444.06 with authority for Auditor to issue payment.**

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

D. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 2-

- 1. Requesting approval of Change Order No. 2(Net Increase) in the amount of \$3,158.05 in connection with: Contract # C-04-040-01-13- “Construction of Roads for Lopezville Subdivision” awarded to Jimmy Closner and Sons (Project Carried By R. Gutierrez Engineering)**

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

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

- 1. Recommending bid award and approval of contract for: “Road Construction of Seminary Estates” to low bidder meeting all specifications and requirements: (Sascon, Inc. @ \$100,952.50) (CAP-Project) (Subject to legal review) CAP-C-05-003-03-29**

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

- 2. Recommending bid award and approval of contract for: “Road Construction of Murillo, Towne East and Imperial Subdivisions” to low bidder meeting all specifications and requirements: (D.M. Roth, Inc. @ \$323,930.05) (CAP-Project) (Subject to legal review) CAP-C-05-004-03-29**

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

At this time the Court moved to item #23-A&B.

F. HIDALGO COUNTY INDIGENT DEFENSE PROGRAM-

- 1. Presentation for discussion, consideration and approval to advertise for a request for qualifications “RFQ or RFQ/P for Legal Services for Public Defenders Program”.**

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

- 2. Presentation for discussion, consideration and action to designate/ appoint (a) the Public Defenders Oversight Board: Hon Fred Garza Hidalgo County Court at Law # 4; Hon. Bobby Flores, 139th District Court; Hon. Sylvia Handy, Commissioner Pct # 1; Hon. Mario Garcia, Representative, Hidalgo County Bar Association; Hon. Ramon Garcia, Hidalgo County Judge; OR (b) select designate/appoint a committee by the Commissioners’ Court to grade, evaluate and score (for the purpose of ranking by Commissioner’s Court) the Statements of Qualifications received under the Request for Qualification/Proposal for: “Legal Services for Public Defenders Program”, project**

NO ACTION taken on this item.

G. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPARTMENT –

- 1. Requesting authority to purchase computer equipment from vendors on the State of Texas DIR Go-Direct Purchasing Program for Req# 67120 for Global Data Systems in the total amount of \$27,600.00 and for Req #67166 for CDW-G in the total amount of \$5,161.57.**

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

H. 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.

22. Risk Mgmt./Workers' Comp. – Valde Guerra: (SEE EXHIBIT W)

- A. Approval of reimbursement to the Hidalgo County Workers' Compensation claims paying account for: Workers' Compensation claims paid by Tristar Risk Management in the amount of \$ 57,194.89 for the period ending March 01-15, 2005**

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

At this time the Court moved to item #23-C.

23. Budget Office – Valde Guerra: (SEE EXHIBIT X)**A. Pct. #1:**

- 1. Discussion, approval and possible action on the State Infrastructure Bank (SIB) Loan Agreement between the State of Texas and the County of Hidalgo in the amount of \$ 1.2 million (funding is for projected cost of Mile 2 West Rd. from Mile 12N. rd. to 0.2 miles south of SH 107 in Hidalgo County)**

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

- B. Consider and approve an order authorizing the issuance, sale and delivery of Hidalgo County, Texas Limited Tax General Obligation Refunding Bonds, Series 2005; levying a continuing direct annual ad valorem tax; authorizing the refunding of certain outstanding obligations; authorizing the execution of a bond purchase contract; approving an official statement, execution of an escrow and trust agreement, the subscription and purchase of certain federal securities, and making other provisions regarding such bonds and matters incident thereto.**

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

At this time the Court moved back to item #21-F1.

C. Budget amendments/appropriations:

1. **Constable Pct. #5 (LEOSE) - \$ 35.93**
2. **Sheriff Inv. Fund 1227 - \$ 122,178.37 (unreserved fund balance)**
3. **Sheriff Inv. Fund 1226 - \$ 507.56 (interest)**
4. **Sheriff LEOSE - \$ 42,956.37 (state allocation and interest)**
5. **Sheriff Federal Sharing - \$ 4,765.92 U.S. DOJ (unreserved fund balance)**
6. **Sheriff Federal Sharing - \$ 128,069.51 U.S. DOJ (seizure award)**
7. **Sheriff Federal Sharing - \$ 59,615.68 U.S. Dept. Treasury (unreserved fund balance)**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items 1 thru 7.

D. Intradepartmental transfers:

1. **Health Department – Adm. – approval to create obj. 611 & transfer \$ 1,000.00**
2. **Health Bioterrorism – approval to create obj.(s) 745, 605, 684 & transfer - \$ 9,866.00**
3. **Constable Pct. #5 – approval to create obj. 663 & transfer - \$ 600.00**
4. **County Auditor – approval to create obj. 532 & transfer - \$ 761.94**
5. **Pct. #1 – Sanitation – approval to create obj. 890 & transfer - \$ 250.00**
6. **Pct. #2 – Adm. – approval to create obj. 663 & transfer - \$ 100.00**
7. **Pct. #2 – Sanitation – approval to create obj. 421 & transfer - \$ 40,000.00**
8. **Pct. #3 – Sanitation – approval to create obj. 421 & transfer - \$ 20,000.00**
9. **Pct. #4 – Parks – approval to create obj. 434 & transfer - \$ 1,000.00**
10. **Pct. #4 – Colonia Access Program – (3) \$ 10,663.74, \$39,579.20, \$ 185,752.62**
11. **IT Department – approval to create obj. 661 & 672 & transfer - \$ 10,000.00**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items 1 thru 11.

At this time Commissioner Flores steps out of the Court.

E. Interdepartmental transfers:

1. **Co.Wide to Historical Commission – create obj. 745 & transfer \$ 9,259.99**
2. **Co. Wide to Tax Office - \$ 10,665.00**

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

F. Interfund transfers:

1. **Pct. #3 R&B, Pct. #4 R&B, Pct. #1 C.O. to Fund 1315 – TXDOT Projects Fund for the Traffic Signals Project CJS#0255-11-011 - \$ 39,239.93**

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

G. Discussion, consideration and action on settlement offer for property damage from Old American County Mutual Insurance Company – Sheriff Department Claim #D06502RW

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

H. Progress Report – MGT Salary Step and Grade Study

Presentation made.

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

24. Closed Session: (SEE EXHIBIT Y)

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**

25. Open Session:

- 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**

NO ACTION taken on items A, B & C.

26. Closed Session:

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

27. Open Session:

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

28. Adjourn

On motion of Commissioner Handy, seconded by Commissioner Garza, 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, MARCH 29, 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 Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers: (SEE EXHIBIT B)**
 - A. Pct. #1 – Adm. (2)**
 - B. Pct.#1 – R & B**
 - C. Information Technology**
 - D. Sheriff Department**
 - E. J.P. Pct. #3, Pl. 1**
 - F. Fire Marshal**
 - G. 92nd District Court**
 - H. 389th District Court**
 - I. District Clerk**
 - J. Constable Pct. #3 (2)**
- 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. Centerline Construction – Tower Rd. north of Sioux Rd. (Paid \$ 3.75)**

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

A. J.P. Ochoa	\$ 28,839.03
B. J.P. Saenz	\$ 15,495.50
C. J.P. Trevino	\$ 58,958.50
D. J.P. Garza	\$ 50,288.56
E. J.P. Contreras	\$ 25,904.26
F. J.P. Jackson	\$ 14,535.82
G. J.P. Morales	\$ 24,365.50
H. J.P. Espinoza	\$ 47,834.42
I. J.P. Palacios	\$ 61,753.18
J. Law Library	\$ 1,624.75
K. Sheriff Trevino	\$ 56,495.34
L. Anzalduas Park	\$ 1,128.11
M. Delta Lake	\$ 750.10
N. Constable Avila	\$ 1,082.00
O. Constable Alaniz	\$ 180.00
P. Constable Gallardo	\$ 1,295.00
Q. Constable Rios	\$ 1,380.00
R. Constable Bazan	\$ 230.00

6. **Purchasing Department: (SEE EXHIBIT F)**

A. **HIDALGO COUNTY –**

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

Req	Department	Vendors	Amount	Account
67245	District Attorney	S.J.S. Computers	\$500.00	5-1100-412-00-090-001-0-661
66810	District Attorney	TSM Consulting	\$139.00	5-1222-412-00-080-006-0-661
66810	District Attorney	TSM Consulting	\$225.00	5-1223-412-00-080-007-0-745
67444	All Valley Comm	I.T. Department	\$243.00	5-1100-415-00-200-002-0-432
67425	S.T.E.	I.T. Department	\$1,920.00	5-1100-415-00-200-002-0-432

2. **Requesting authority to purchase computer equipment from vendors on State of Texas DIR Go- Direct Purchasing Program for the following**

Req	Department	Vendors	Amount	Account
67190	I.T. Dept	QA Systems	\$3,727.50	5-1100-415-00-200-002-0-747
67122	I.T. Dept	Global Data	\$1,357.00	5-1100-415-00-200-002-0-664
67122	I.T. Dept	Global Data	\$2,097.00	5-1100-415-00-200-002-0-745
66712	I.T. Dept	Global Data	\$1,357.00	5-1100-415-00-200-002-0-664
66712	I.T. Dept	Global Data	\$2,097.00	5-1100-415-00-200-002-0-745

B. **HIDALGO COUNTY ELECTIONS DEPARTMENT –**

1. **Requesting authority to enter into a one year renewal maintenance agreement with Election Systems & Software a CISV vendor through TBPC Catalogue Purchasing Program for Hardware Support on a two scanners for Req # 66952 in the total amount of \$ 3,114.00. Effective January 1, 2005 through December 31, 2005.**

**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, MARCH 29, 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 Z)

1. Roll Call

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

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

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

4. Approval of Dannenbaum Engineering Corp. Supplemental Agreement #1 to Work Authorization #1 for FM 1924 Outfall (increase \$ 14,875.56)

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

5. Approval of Dannenbaum Engineering Corp. Supplemental Agreement #1 to Work Authorization #2 for Business 83 Outfall (increase \$ 6,078.67)

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

6. Update on Workers' Compensation claims paid by Tristar Risk Management in the amount of \$ 17,198.59 for the period ending March 01-15, 2005

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.

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 Closed Session for the discussion regarding the agenda items listed

11. Adjourn

On motion of Commissioner Handy, seconded by Commissioner Palacios, 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, MARCH 29, 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 Handy, 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. City of McAllen – Falcon's Crossing Phase I**
 - B. City of Pharr – Las Baganvillas Subdivision**

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 29th day of March, 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 March 29, 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)