

SPECIAL MEETING – April 05th, 2005

BE IT REMEMBERED, that on this ^{05th} day of April, 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 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, APRIL 05, 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 the Judge Garcia and Commissioner Handy, Judge Garcia arrived 10 minutes late.

2. Pledge of Allegiance

Commissioner Palacios led the Court and Audience in the Pledge of Allegiance.

3. Prayer

Godfrey Garza led the Court and Audience in Prayer.

4. Open Forum

Virginia Townsend – Legal counsel should speak up, unable to be heard.

Nancy Shary – The only Commissioner people hear is Commissioner Garza.

Fern McClaugherty – County attorney needs to be heard since he is being pay by the taxpayers.

Judge Garcia – On the trip to Austin concerning the Health Services District.

At this time the Court moved to item #10-B.

5. Approval of Consent Agenda

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

6. **Juvenile Probation – Buddy Silva: (SEE EXHIBIT H)**

A. Request authorization to submit CJD Juvenile Justice Alternative Grant Application for 2006 CY funding - \$ 60,400.00 (no local match required)

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

B. Request authorization to submit CJD Juvenile Justice Accountability Block Grant Early Intervention Project application for 2006 FY funding (August 01, 2005 thru July 31, 2006) in the amount of \$ 49,805.00 (cash match is \$ 15,000.00)

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

7. **Approval of Proclamation proclaiming the month of April as “Child Abuse Awareness and Prevention Month” – CASA of Hidalgo (SEE EXHIBIT I)**

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

8. **County Judge’s Office – Humberto Garza: (SEE EXHIBIT J)**

A. Discussion, consideration and action on re-appointment of board member to the Tropical Texas Center for MHMR Board

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to re-appoint Hermes Villarreal as board member to the Tropical Texas center for MHMR Board.

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

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the 5 star Statement of Support.

C. Emergency Management:

1. Requesting approval to appropriate funds for the 2002 Homeland Security Grant in the amount of \$ 273,164.00

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

At this time the Court moved to the County Judge’s Addendum.

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

A. Requesting authorization and approval to appropriate the Health Department’s Adm. Program Income Budget in the amount of \$ 86,926.20 for the period of 01/01/05- 12/31/05 (Acct. #5-1293-441-00-340-005-0)

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.

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

A. Approval of a Proclamation declaring April 2005 FAIR HOUSING MONTH.

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

B. Precinct #4 is requesting approval of a contract with Sharyland Water Supply Corporation, in the amount of \$71,458.43 for a Water/Sewer Improvements Project Utilizing Urban County Program Years 15 & 16 (2002 & 2003) funds.

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

At this time the Court moved back to item #5.

C. Public Hearing concerning a proposed Budget and Program Amendment for Precinct No. 3 allowing for the addition of two streets to the existing Year 16 work-plan and the fund transfers from Year 17 (FY 2004) Sidewalk Improvements to Public Services for the purchase of safety flashers for the benefit of Precinct 3 residents within the La Joya I. S. D.

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.

D. Approval of a Budget and Program Amendment for Precinct No. 3 allowing for the addition of two streets to the existing Year 16 (FY2003) work-plan and the fund transfer from Year 17 (FY 2004) Sidewalks to Public Services for the purchase of safety flashers for the benefit of Precinct 3 residents within the La Joya I. S. D.

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

11. Head Start Program – Teresa Flores: (SEE EXHIBIT M)

A. Discussion/approval of Updated and Revised Job Descriptions

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

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

A. Approval of Work Authorization #2 with S&B Infrastructure, Ltd. to perform Phase I Route Analysis – US 83 Connector North (Pct. #4)

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

13. **Human Services – Rudy De La Vina: (SEE EXHIBIT O)**

- A. Discussion and/or action, including, but not limited to Indigent Health Care Program and/or Expenditures**

NO ACTION taken on this item.

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

- A. Status of relocation of B&G Dept. to former jail site**
B. Landscape and Maintenance of courthouse grounds project
C. Status of renovations of administration building
D. Status of other ongoing county owned building construction, renovation repair projects
E. Report of unanticipated, or emergency situation occurring since last agenda meeting

Presentation made by Daniel Flores on items A thru E.

15. **Pct. #3 – Comm. Flores: (SEE EXHIBIT Q)**

- A. Requesting approval to create slot #018 – Parks Security Officer and set salary at \$ 33,060.00**
B. Requesting approval of revised salary schedule
C. Requesting approval of budget amendment (from Pct. #3 – Parks Fund Balance)
D. Requesting approval to increase slot #123-005-049 from \$ 19,548.82 to \$ 20,522.00 (due to additional duties) – R & B
E. Requesting approval of revised salary schedule
F. Approval of Intradepartmental transfer

NO ACTION taken on items A thru F.

At this time the Court moved to item # 17.

16. **Pct. #4 – Comm. Garza: (SEE EXHIBIT R)**

- A. Presentation for consideration, discussion, acceptance and approval of invoice #3 (ENG 640) in the amount of \$30,413.94 from J.E. Saenz & Associates, Inc. with authority for County Auditor to issue payment (after review and processing procedures completed) in connection with CIP Paving Improvements Projects Contract # 02-281-12-10**

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

At this time the Court moved to the Addendum Pct. 1.

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

- 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:	1098	Other Information:	9
Physical Count:	1087	Males (in house)	1011
Out of County: La Villa	0	Females (in house)	76
Brook’s		Federal Prisoners	12
Adj. /Sentenced to TDC	160	Total Paper Ready TDC	106

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 with including action regarding Landmark final & Application for payment, punch list and release of retainage;**

Nothing to report on items 2 & 3a.

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

5. Requesting approval to surplus numerous vehicles and pieces of equipment a requested by Hidalgo County Departments, for the purpose of disposition through auction and as set forth under Texas Local Government Code, Section 263.152.(a)(1) as detailed on Exhibit “A” and Attached hereto.

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

6. Requesting authority to reject bids received for Bid 04-196 “Copy Paper and Assorted Color Paper”, and authority to re-advertise and approval of current specifications for “COPY PAPER AND ASSORTED COLOR PAPER”.

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

- 7. Presentation for discussion, consideration and action including but not limited to, the following items in connection with the County–owned building and property, fka, the Kmart Property:**
- a) General status report by project architect (when necessary) or purchasing department;**
 - i. Program and design options**
 - ii. Projected costs associated with options**

Presentation made by Mr. Figueroa.

- b) Direction and selection of the “program and design option” for architect to proceed with in order to finalize design plan of the project;**

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

- 8. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of a new facility to house the Hidalgo County Adult Probation Dept.:**
- a) General status report by project architect (when necessary) or purchasing department;**
 - b) Status of abatement and demolition project by contractor, R&L Abatement of portions of the structures (former Hidalgo County Sheriff’s Dept. and Jail on S. Hwy. 281);**
 - c) Status of construction document phase of project and advertising of project**

Presentation made on items a, b & c by Mr. Figueroa.

At this time the Court moved to item #16.

- 9. 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 including drainage improvements (if required) with authority to issue necessary purchase order in an amount not to exceed \$ _____; and**

NO ACTION taken on this item.

- 10. Presentation for discussion, consideration and approval to request a proposal from Centennial Contracting Enterprises, Inc. for the placement of lettering on the presiding judges on the north side wall;**

NO ACTION taken on this item.

At this time Commissioner Garza returns to the Court.

- 11. Presentation for consideration, discussion and approval to submit application(s) to Texas Association of Counties for renewal of general Liability, Law Enforcement, Public Officials Liability (E&O), Auto Liability & Auto Physical Damage policies; or in the alternative;**

NO ACTION taken on this item.

- 12. Requesting authority to advertise the following projects(s):**

- a) Requests for Qualifications with Proposals (RFQ/P) for the engagement of a Consultant for the provision of professional consulting services in connection with the scoring, grading, evaluation, recommendations to Commissioners Court for ranking and award, implementation and monitoring of all insurance components including, but not limited to, Property and Casualty; Public Officials; Law Enforcement; Automobile Liability; Automobile Physical Damage; General Liability; Crime; and/or Inland Marine including the approval of the qualifications and scope of services attached hereto;**

NO ACTION taken on this item.

At this time Commissioner Flores steps out of the Court.

- b) Request for Proposals (RFP) and approval of requirements as attached hereto for, but not limited to:
Property and Casualty; Public Officials; Law Enforcement; Automobile Physical Damage; General Liability; Crime; and/or Inland Marine;**

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

- 13. Requesting selection or designation of the committee that will be assigned to grade, score and evaluate the Statements of Qualifications received for the RFQ for Consultants for the purposes of ranking by Commissioners Court; and/or in the alternative;**

NO ACTION on this item.

- 14. Requesting selection or designation of the committee that will be assigned to grade, score and evaluate the Responses received for the RFP for numerous Insurances (as described in Item B) for the purposes of ranking and award of proposal by Commissioners Court;**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to appoint Valde Guerra, Martha Salazar and the Auditor.

At this time Commissioner Flores returns to the Court.

15. Presentation for discussion, consideration and approval including, but not limited to the following:

- a) **Term of engagement of consultant: Option 1) initial one year term; Option 2) and with the County 's option to renew and extend for _____additional _____year terms;**

NO ACTION taken on this item.

- b) **Request for Proposals for Insurances: Option 1) initial one year term; Option 2) and with the County's option to negotiate renewals and extensions for option 1 _____additional 1 _____year terms;**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on Option 1 for 1 year with no increase.

At this time the Court moved back to item #17-A7&8.

16. Presentation for discussion, consideration with authority to advertise for: "RFB Truck Mounted Spray Injection Road Repair Machine" and approval of draft specification (attached hereto) as requested by Precinct's 1&3, including Precinct Precinct's 2&4 if requested:

- a) **Opt. 1- _____ New (Unused) Current Model with warranty;**

NO ACTION taken on this item.

- b) **Opt.2- _____ Used Current Model with a maximum of and/or less than 100 total time hours.**

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.

17. Requesting authority to award the bid and approval of contract to the lowest bidder meeting all requirements and/or specification for "Hidalgo County MS-1 Emulsified Asphalt"

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

18. Requesting approval of specifications for: Hidalgo County- "Humane Services for Facility to Quarantine and impound Dogs, Cats, or Other small animals in Unincorporated/Rural areas Hidalgo County".

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

- 19. Requesting approval to exercise the ninety (90) day grace period under the current contract with Varmicon Industries, W.T. Liston, Contech Construction Products, Inc., for: “Pipes-(Reinforced Concrete, Polyethylene, Heavy Wall Concrete, Corrugated PVC & Steel Storm Sewer Pipes, Rubber Gasket Joint Concrete Pipes) & Additional Miscellaneous Items”, so as to have no lapse in service while the bidding process is completed. Effective date is April 21, 2005**

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

- 20. Requesting approval to exercise the sixty (60) day grace period under the current contract with National Water Works for: “Pipes-Polyethylene Pipe 20ft. Joints, Polyvinyl Chloride (PVC) Irrigation Pipe 80 PSI & Additional Miscellaneous Items”, so as to have no lapse in service while the bidding process is complete. Effective date is May 26, 2005.**

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

At this time Commissioner Garza returns to the Court.

- 21. Requesting authority to advertise and approval of draft specifications as attached hereto for the “Pipes-(Reinforced Concrete, Polyethylene, Polyethylene Pipe 20 ft. Joints, Heavy Wall Concrete, Polyvinyl Chloride (PVC) Irrigation Pipe 80 PSI, Corrugated PVC & Steel Storm Sewer Pipes, Rubber Gasket Joint Concrete Pipes) & Additional Miscellaneous Items”. (05-133-00-00)**

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

B. HIDALGO COUNTY PRECINCT NO 2 –

- 1. Requesting authority to reject sole bid received for “Ready Mix Concrete”, due to bidder not meeting specifications.**

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

C. HIDALGO COUNTY PRECINCT NO. 3 -

- 1. Requesting authority to advertise and approval of specifications as attached hereto for: “Street Improvements of Mile 4, 5 and 6 between Iowa and Western Road” RFB**

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

D. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPARTMENT –

- 1. 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
Auditor's	Raymundo Eufrazio, County Auditor	\$33.75	500	SanyoRI4920 (Free phone)

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

- 2. Clarifying previously assigned cellular phone under Antonio R. Sandoval be reassigned (as per Ray Eufrazio, CPA Hidalgo County Auditor's request) to be classified as general staff/office use unit.**

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

E. HIDALGO COUNTY JUVENILE JUSTICE COURT-

- 1. Requesting authority to exercise the additional one year extension as provided in current contract for "Lease of Office Space in the City of Edinburg" for Juvenile Justice Court, under the same rates, terms and conditions with Jose E. Garcia d/b/a/ Maxima Business Center. Effective 04/13/05 thru 04/13/06.**

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

F. HIDALGO COUNTY INDEGENT DEFENSE PROGRAM-

- 1. Presentation for discussion, consideration and approval to cancel (as per Commissioner's Court directive) the previously approved request to advertise for "Lease or Office Space for Public Defenders Program".**

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

G. HIDALGO COUNTY SHERIFF'S DEPARTMENT –

- 1. Requesting exemption from competitive bidding requirements under Texas Local Government Code, Section 262.024 (A) (7) (C), "by a political subdivision of the state, a state agency of this..." for Texas Department of Criminal Justice for the Sheriff's Department.**

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

- 2. Requesting authority to purchase work stations from Texas Department of Criminal Justice on Req # 67612 in the total amount of \$19,161.00.**

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

At this time the Court moved back to item #16.

18. Budget Office – Valde Guerra: (SEE EXHIBIT T)**A. Approval of Budget Amendments/Appropriations:**

1. **Pct. #4 C/O 2002 – \$ 361,451.00 (Outer Loop N. Corridor)**
2. **Pct. #3 – R & B - \$ 70,000.00 (Interlocal – City of Mission)**
3. **Pct. #3 – R & B - \$ 63,000.00 (Interlocal – City of Palmhurst)**
4. **Pct. #3 – R & B - \$ 5,740.00 (Interlocal – City of Palmview)**

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

B. Inter-fund transfers:

1. **R & B Adm./TXDOT Fund 1315 (US 83 Illumination) - \$ 6,500.00**

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

C. Discussion, consideration and action on settlement offer for property damage from Texas Association of Counties – Pct. #1 Claim #05-0096

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

D. Acceptance of Reimbursement check in the amount of \$ 39,144.78 from the county's excess workers' compensation insurance, Safety National Casualty Corporation for claim #04109712

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

E. Intradepartmental transfers:

1. **Pct. #3 – Adm. – approval to create obj. 890 & transfer - \$ 200.00**

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

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

19. Closed Session: (SEE EXHIBIT U)

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Cause No. M-04-130; Minerva Zamora vs. Hidalgo County et.al**
- E. Cause No. C-655-05-A; City of Mission vs. County of Hidalgo, et.al**

20. Open Session:

A. Real Estate Acquisition

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on parcel #104 belonging to Anita Benavides for the settlement amount of \$32,511.00.

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a Vote of approval on parcel #96 belonging to Rolando Palacios in the settlement of \$6,000.00.

Abstain – Commissioner Palacios.

- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Cause No. M-04-130; Minerva Zamora vs. Hidalgo County et.al**
- E. Cause No. C-655-05-A; City of Mission vs. County of Hidalgo, et.al**

NO ACTION taken on items B thru E.

21. Closed Session:

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

22. Open Session:

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

23. 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, APRIL 05, 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.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers: (SEE EXHIBIT B)**
 - A. J.P. Pct. #1, Pl. 2**
 - B. Pct. #4 – Adm.**
 - C. Constable Pct. #4 – approval to create obj. 602**
 - D. WIC**
 - E. Human Resources**
 - F. Indigent Defense Program – approval to create obj. 608**
 - G. Tax Office – approval to create obj. 890**
 - H. Pct. #1 – R & B – approval to create obj. 711 & 742**
 - I. HIDTA – Task Force 2005 program income – approval to create objs. 346 & 431**
 - J. HIDTA – Task Force Grant – approval to create obj. 431**
 - K. District Attorney – approval to create obj. 746**
 - L. Pct. #1 – Parks**
 - M. Juvenile Justice Court – approval to create obj. 583**
 - N. Constable Pct. #3 – approval to create obj. 682**
 - O. Elections Department**
- 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 (paid \$ 3.75 each): (SEE EXHIBIT D)**
 - A. North Alamo Water Supply – Mile 20 North on Engleman Rd.**
 - B. North Alamo Water Supply – Midway Rd. on 8 ½ Rd.**
 - C. North Alamo Water Supply – Mile 7 North east of Midway Rd.**
 - D. North Alamo Water Supply – Palms Rd. west side of Bus. 83**
 - E. North Alamo Water Supply – Mile 17 ½ & Mile 6 West**
 - F. North Alamo Water Supply – Mile 22 on West side of Uncle Petes Rd.**

5. **Tax Refunds:** (SEE EXHIBIT E)

- A. Valley Transit Co. **\$ 8,227.85**
 B. RRR Development LP **\$ 3,732.67**

6. **Urban County:** (SEE EXHIBIT F)

- A. Request approval to enter into one (1) “Homebuyer Assistance Program” Contract under the Home Program. The family will be provided with \$5,000 grant for down-payment/closing cost assistance.
- B. Request approval to enter into two (2) “Homebuyer Assistance Program” Contracts under the Home Program. The families will be provided with \$5,000 grant for down-payment/closing cost assistance.

7. **Purchasing Department:** (SEE EXHIBIT G)A. **HIDALGO COUNTY –**

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

Req	Department	Vendors	Amount	Account
67692	Precinct NO. 4	Rio Radio Supply	\$1,078.00	5-1204-431-00-124-007-0-664
67577	Adult Probation	S.T.E.	\$1,025.50	5-1297-423-00-320-008-5-431

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
67707	I.T. Dept	Global Data Systems	\$328.50	5-1100-415-00-200-002-0-664
67499	Precinct No. 1	CDW-G	\$134.94	5-1211-452-00-121-013-0-661

B. **HIDALGO COUNTY –**

1. Requesting authority to enter into a one year support agreement on the Gasboy gas pump with Gilbarco on Req # 67562 in the total amount of \$175.00. Effective April 2005 through April 2006.
2. Requesting authority to enter into a one year maintenance agreement for the time clock with Jones & Cook on Req # 67539 in the total amount of \$157.50. Effective January 1, 2005 through January 1, 2006.
3. Requesting authority to into a one year maintenance agreement for the money counter with Cummins-Allison on Req# 67494 in the total amount of \$ 422.00. Effective April 9, 2005 through April 8, 2006.
4. Requesting authority to enter into a one year maintenance agreement on a shredder with General Binding Corporation for Req #62799 in the total amount of \$764.00. Effective March 21, 2005 through March 21, 2006.

**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, APRIL 05, 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:

(EXHIBIT V)

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. Approval to grant easement to Total Gas & Power North America, Inc. for the purpose of transporting gas from McAllen Fieldwide Unit, across a District facility along El Gato Rd.

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

5. 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. **Presentation for consideration, discussion and approval to submit application(s) to Texas Association of Counties for renewal of general Liability, Law Enforcement, Public Officials Liability (E&O), Auto Liability & Auto Physical Damage policies; or in the alternative;**

2. **Requesting authority to advertise the following projects(s)**
- a) **Requests for Qualifications with Proposals (RFQ/P) for the engagement of a Consultant for the provision of professional consulting services in connection with the scoring, grading, evaluation, recommendations to Commissioners Court for ranking and award, implementation and monitoring of all insurance components including, but not limited to, Property and Casualty; Public Officials; Law Enforcement; Automobile Liability; Automobile Physical Damage; General Liability; Crime; and/or Inland Marine including the approval of the qualifications and scope of services attached hereto;**

NO ACTION taken on this item.

- b) **Request for Proposals (RFP) and approval of requirements as attached hereto for, but not limited to, Property and Casualty; Public Officials; Law Enforcement; Automobile Physical Damage; General Liability; Crime; and/or Inland Marine;**

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

3. **Requesting selection or designation of the committee that will be assigned to grade, score and evaluate the Statements of Qualifications received for the RFQ for Consultants for the purposes of ranking by Board of Directors; and/or in the alternative;**

NO ACTION taken on this item.

4. **Requesting selection or designation of the committee that will be assigned to grade, score and evaluate the Responses received for the RFP for numerous Insurances (as described in Item B) for the purposes of ranking and award of proposal by Board of Directors;**

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

5. **Presentation for discussion, consideration and approval including, but not limited to the following:**

A **Term of engagement of consultant: Opion1) initial one year term; Option 2) and with the District's option to renew and extend for _____additional _____year terms;**

NO ACTION taken on this item.

B **Request for Proposals for Insurances: Option 1) initial one year term; Option 2) and with the District's option to negotiate renewals and extensions for _____1_____additional _____1_____year terms;**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Board made a UNANIMOUS vote of approval at no rate increase renewal.

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

6. 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

7. Open Session:

A. Real Estate Acquisition

8. Closed Session:

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

9. Open Session:

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

10. Adjourn

On motion of Commissioner Palacios, 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, APRIL 05, 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 Flores, 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. William R. Nelson – Cotton Estates Central**

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, APRIL 05, 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:

ADDENDUM

- 1. Pct. #1 – Comm. Handy: (SEE EXHIBIT W)**
 - A. Approval of Resolution of Support for S519/HR386 and Appropriations for Water Conservation Projects**

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

At this time the Court moved back to item #18

Ramon Garcia
County Judge

Sylvia S. Handy
Commissioner, Pct. #1

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

HIDALGO COUNTY
COMMISSIONERS' COURT
AGENDA

Oscar L. Garza, Jr.
Commissioner, Pct. #4

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, APRIL 05, 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:

ADDENDUM

1. County Judge: (SEE EXHIBIT X)

A. Discussion, consideration and action on supplementing the salary and/or benefits of county employees on Military Leave

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on supplementing the salary only subject to the final amount.

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

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 05th day of April, 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 April 05, 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)