

SPECIAL MEETING – May 17th, 2005

BE IT REMEMBERED, that on this 17th day of May, 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 JOE M. FLORES

COMMISSIONER, PRECINCT NO. 3

HONORABLE OSCAR L. GARZA JR.

COMMISSIONER, PRECINCT NO. 4

and J.D. SALINAS, COUNTY CLERK & EX-OFFICIO CLERK OF THE COMMISSIONERS' COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

Ramon Garcia
County Judge

Sylvia S. Handy
Commissioner, Pct. #1

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

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

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, MAY 17, 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

Commissioner Handy led the Court and Audience in Prayer.

4. Open Forum

Dan McClaine – Executive Director of the Universal Health Systems McAllen Medical Center.

At this time the Court moved to item #13-D.

5. Approval of Consent Agenda

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

6. Elections Department – Teresa Navarro: (SEE EXHIBIT I)

A. Discussion, approval and possible action on the following, but not limited to:

1. Canvass of the May 7, 2005 Incorporation Election for the Community of Abram (Attorney Rick Gonzalez)

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

2. Declaration of the Results and other findings and Orders incorporating City of Abram & the Election of a Mayor and two (2) City Commissioners

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

3. Order to incorporate the Community of Abram into a “city”

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

4. Elections Services Agreement for the Recount of the May 7, 2005 San Juan Municipal Election

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 #17I-1, 2 & 3.

7. Urban County – Diana Serna: (SEE EXHIBIT J)

A. The Urban County Program is requesting authorization for the County Judge to sign the Combined Notice of Finding of No Significant Impact (FONSI) and Notice of Intent to Request for Release of Funds (RROF) for the 2004 Colonia Construction Grant #724065.

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

B. Approval to terminate the 2003 HOME Contract between the Urban County Program and Housing Plus, Inc., a Community Housing Development Organization (CHDO) within the County of Hidalgo.

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

C. The City of Peñitas is requesting approval of a construction contract with Valley Paving, Inc. in the amount of \$189,585.00, for Street Improvements utilizing funding from Years 16 & 17 (2003 & 2004).

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

8. County Auditor – Ray Eufrazio: (SEE EXHIBIT K)

A. Approval of budget amendments:

1. Fund 1435 – 2005 Refunding Bonds

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

9. **Buildings & Grounds – Daniel Flores: (SEE EXHIBIT L)**

Presentation for discussion, consideration and action (if necessary) including, but not limited to the following:

A. Request from 206th District Court to use space available for use as a jury room

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

B. Status of relocation of B&G Dept. to former jail site

Presentation made by Daniel Flores.

C. Landscape and Maintenance of courthouse grounds project

Presentation made by Daniel Flores.

D. Status of renovations of administration building

Presentation made by Daniel Flores.

E. Status of other ongoing county owned building construction, renovation repair projects

NO ACTION taken on this item.

F. Report of unanticipated, or emergency situation occurring since last agenda meeting

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to sign the propose repair for the elevator.

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

A. Huisache Acres No. 4 Subdivision – Pct. 2 (Rick Harbison)

NO ACTION taken on this item.

At this time the Court moved to item #12.

11. **Constable Pct. #4 – Andy Rios: (SEE EXHIBIT N)**

A. Requesting approval and consideration of appointment of four (4) Deputy Constable(s) being transferred from Constable Pct. #2 to Pct. #4 as prescribed by Local Government Code Section 86.011

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 #13.

12. Pct. #1 – Comm. Handy: (SEE EXHIBIT O)**A. Request approval to increase salary of slot #005-020 from \$ 27,562.00 to \$ 32,000.00 due to additional duties assigned**

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

B. Request approval of line item transfer

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

C. Approval of revised salary schedule (see fiscal note)

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

**D. Request approval to name the following road as requested by LRGVDC 911 Department:
1. CR1546 south of U.S. Hwy. 281 in Donna: South Valley View Road**

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 #11.

13. Pct. #2 – Comm. Palacios: (SEE EXHIBIT P)**A. Approval of Resolution supporting El Milagro Clinic Expansion**

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

B. Authorization to submit Antiquities Permit documentation on McColl Rd.

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

C. Discussion regarding 5-year Capital Improvement Plan

Discussion made.

At this time the Court moved to item #14.

D. Approval of Resolution in support of the creation of Hidalgo County Upper Payment Limit Program

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval subject to not having any adverse financial impact on the County.

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

14. Pct. #3 – Comm. Flores: (SEE EXHIBIT Q)**A. Requesting approval to increase slot #005-040 by \$ 6,000.00 and slot # 001-009 by \$ 3,000.00 due to additional administrative duties**

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

B. Approval of revised salary schedule (see fiscal note)

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

C. Requesting approval to appropriate funds from Pct. #3 Parks Unreserved Fund Balance into operating budget

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

15. Human Services – Rudy De La Vina: (SEE EXHIBIT R)**A. Discussion and/or action, including, but not limited to Indigent Health Care Program and/or Expenditures**

Presentation made by Rudy De La Vina.

At this time Commissioner Palacios steps out of the Court.

16. Sheriff's Department – Chief Martinez: (SEE EXHIBIT S)**A. Approval to rescind prior action taken by Comm. Court on 5/3/05 regarding the budget appropriation and creation/setting of salary for one (1) deputy sheriff position in each of the following school districts:**

- 1. La Villa ISD**
- 2. Progreso ISD**

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

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

NOTES: 1. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO COUNTY AUDITOR'S OFFICE.

- 2. ANY/ALL REQUESTS FOR ACCEPTANCE AND APPROVAL OF CLAIMS/INVOICES UNDER THIS AGENDA WILL INCLUDE AUTHORITY FOR AUDITOR TO ISSUE PAYMENT AFTER REVIEW, AUDIT AND PROCESSING PROCEDURES 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:	1120	Other Information:	11
Physical Count:	1108	Males (in house)	1035
Out of County: La Villa	0	Females (in house)	73
Brook's		Federal Prisoners	13
Adj. /Sentenced to TDC	161	Total Paper Ready TDC	116

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 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;**

Presentation made by Mr. Figueroa.

- b) Pursuant to CC directive on 5-10-05, report on the meeting held with departments identified as candidates for re-location with Court’s approval of the final roster;**

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

At this time Commissioner Palacios returns to the Court.

- c) Report on anticipated finalization of design and program elements for department identified for re-location;**

Report made by Mr. Figueroa.

- d) Projected time lines for bids of all exterior and/or interior repairs and renovations;**

Report made by Mr. Figueroa.

- e) Proposed name for building so as to identify for procurement/bidding process**

_____.

NO ACTION taken on this item.

5. **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 Department and Jail on S. Hwy.281);**

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

- c) **Presentation for discussion, consideration, acceptance and approval of applications and Certificates for Payment #05-561-01 from R.L. Abatement, Inc. awarded contractor for the asbestos abatement and demolition of portions of the former site of Hidalgo County Sheriff's Dept. and Jail on South Highway 281, Edinburg, Texas in the amount of \$24,225.00 for the period ended 04-22-05 and as certified for payment by project architect, Luis A. Figueroa, ROF, with authority for Auditor to issue payment;**

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

- d) **Status of Construction documents phase and projected time line for bid advertisement, bid opening, etc.**

NO ACTION taken on this item.

6. **Presentation for discussion, consideration and approval to advertise a Request for Qualifications "RFQ/P" Consulting Services in connection with Group Health Life, Accident Death and Dismemberment Benefits.**

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

7. **Presentation, consideration, and acceptance of report on County's Auction held at McAllen Auto Auction April 30, 2005.**

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

At this time Judge Garcia steps out of the Court.

- 8. Presentation for discussion, consideration and approval to draft and issue S&G Paving, Inc. a demand letter with a compliance date of _____ to obtain and submit the applicable bid, payment and performance bonds from a company authorized/licensed to do business in the State of Texas and subject to legal review(s) for all unfinished portions of awarded contracts including Notice to Stop all project(s) if bonds are not in place by compliance date.**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval for the 20 business days.

- 9. Presentation by Walter Reyna, Reyna Financial for discussion, consideration and approval of an additional component to Hidalgo County's 457 Plan the Flex Plan for Active Money Management through Flexible Plan Investments, Ltd..**

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

At this time Judge Garcia returns to the Court.

- 10. Presentation for discussion, consideration, and approval to purchase Office Supplies from Office Depot, awarded vendor through our membership/participation with The Cooperative Purchasing Network(TCPN) as an additional resource in addition to the current use of TASB, Buyboard's awarded vendor, Corporate Express**

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

- 11. Requesting exemption from competitive bidding requirements under Texas Local Government Code, Section 262.024 (a) (8) & (d) , for food purchases for any and all County Departments and programs requiring such items with Commissioner's Court setting and specifying the interval(s) 30 days for the solicitation of quotations.**

Note: Historically, Hidalgo County has required a 30 day quote be held by Hidalgo County Sheriff's Department for purposes of audit.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for the 30 days.

- 12. Presentation for discussion, consideration and approval for County Judge to execute CONSENT TO SEARCH document.**

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

B. HIDALGO COUNTY WORKERS COMPENSATION PROGRAM-

1. **Presentation from Alamo Insurance (agent) for discussion, consideration, and approval to exercise the County's option to accept the renewal premium from safety National; for Excess Workers Compensation Insurance for an additional year in an amount not to exceed \$ _____; or in the alternative;**

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

2. **Presentation for discussion, consideration and approval to advertise a Request for Proposal for Excess Workers Compensation Insurance for Hidalgo County's Workers Compensation Program;**

NO ACTION taken on this item.

At this time the Court moved to item D.

C. HIDALGO COUNTY PRECICNT NO. 3-

1. **Presentation for discussion acceptance and approval of a proposal from JAMAIL Construction awarded area job order contractor (AJOC) through the County's participation/membership with Texas Association of School Board (TASB) Cooperative Purchasing Buyboard for the provision of labor and material (as attached hereto) with authority to issue purchase order for the Demolition, Finishes, Plumbing and Electrical work in an amount not to exceed \$35,357.00 for: "Veterans Memorial Pavilion Restrooms Renovations Project"**

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

2. **Presentation for discussion acceptance and approval of a proposal from Centennial Contractors Enterprises, awarded area job order contractor (AJOC) through the County's participation/membership with Texas Cooperative Purchasing Network Program TCPN Region IV, for the provision of labor, and materials attached hereto with authority to issue purchase order for the renovation of an existing space (originally intended for use by County Clerk's Office) but reassigned to the County Tax Office in an amount not to exceed \$ 18,554.63 at Precinct 3 Multipurpose Center "Interior Renovations to County Tax Office Area Project"**

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

3. **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 Constable Precinct No. 3 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 Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

4. **Recommending to reject all bids received for Bid No. 05-018-04-13- JMT and approval to cancel project for: “Sub-Grade Preparation & Flexible Base for Chihuahua Road”**

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

5. **Requesting authority to purchase through our membership with BuyBoard vendor J.C. Brown, Pharr, Texas with specifications (attached hereto) and as requested by Precinct # 3 for:
One (1) New Model CP 142 Pneumatic Tire Roller” \$48,688.00.**

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

At this time the Court moved to item #18.

D. HIDALGO COUNTY PRECINCT No.’s 2, 3 & 4-

1. **Requesting approval of an amendment to the existing contract(s)/work authorizations(s) between a) R. Gutierrez Engineering Corporation (Precinct No. 2); b) L&G Engineering (Precinct No. 3-Work Authorization(s); c) Quintanilla, Headley & Associates Inc. (Precinct 4) for “Engineering Services for GASB-34 Road Survey Projects” to reflect the following:**
 - a) **Number 8 of Exhibit B to add at the end of the sentence, by May 31, 2005,” in the Service Contract**
 - b) **To modify section 5.1 of the Contract to add an additional sentence to the end of section 5.1 to read as follow: “Invoices requesting for payment on services contracted should be submitted by no later than August 1, 2005 to Hidalgo County Auditor’s Office.”**

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

E. HIDALGO COUNTY SHERIFF’S DEPARTMENT –

1. **Requesting authority to advertise and approval of draft specifications as attached hereto for “One (1) 1998 OR Newer Motor Home (For use as a Command Center)” project.**

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

F. HIDALGO COUNTY CLERK OFFICE-

1. **Presentation for discussion, consideration, acceptance and approval of contracts (subject to legal review) from iDocket. Com, LCC. number one ranked firm meeting all requirements for: “County Court at Law Internet Information Services” - RFP**

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

G. HIDALGO COUNTY BUILDINGS & GROUNDS FOR VARIOUS DEPARTMENT –

1. **Presentation for discussion, consideration, and approval to solicit/request proposal from area job order contractor(s) Centennial and/or Jamial (awarded vendors through our participations/memberships with TCPN and TASB) including, but not limited to, the following due to water damage sustained on weekend on May 7-8, 2005:**
 - a) **398th State District Court- carpet squares for courtroom for immediate installation with other flooring to follow;**
 - b) **County Clerk’s Office- commercial grade carpeting for all areas;**
 - c) **139th State District Court- commercial grade carpeting for damaged;**
 - i **Court’s administrative offices**
 - ii **Damaged Hallway; with option to;**
 - iii **Continue carpeting from hallway to entire courtroom so as not to have a “patched effect” although courtroom area did not sustain water damage;**

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

H. HIDALGO COUNTY BUILDINGS & GROUNDS FOR ELECTIONS DEPARTMENTS-

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 (TCPN/Region IV) between Centennial Contractors Enterprises, for provision of labor and materials (as attached hereto) with authority to issue purchase order in the amount not to exceed \$ 8,797.00 for:**
 - a) **Provide and install 225 Amp 3 Ph 600 V heavy–duty discount, riser & weather head, County hook-up power**
 - b) **Provide and install meter can 225 Amp 3P/120/208, circuit panel board, 42 ea. 20 Amp breakers in new panel**
 - c) **Provide and install one quad receptacle for copy machine.**

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

At this time the Court moved to item J.

I. HIDALGO COUNTY ELECTIONS DEPARTMENT –

1. **Presentation of an Accessibility Assessment Report conducted by Centennial Contractors Enterprises, Inc. for the Elections Department Building in connection with the possible contemplated renovations of the basement area for expansion of the Elections Dept.;**

Presentation made by Martha Salazar.

2. **Presentation for status on Voting Election System Workshop and Vendor Showcase by certified and state awarded vendors commencing at 9:00 a.m. on Friday, May 20, 2005 at the UT-Pan Am's International Trade & Technology (ITT) Building located on the corner of University Drive and 4th. Street (Miguel Nevarez Ave.) in Edinburg, Texas.**

Presentation made by Martha Salazar.

3. **Report on Workshop Format:**
 - a) **Vendor set-up 8:00 a.m. to 9:00 a.m.**
 - b) **Workshop opens with vendors given approximately one (1) hour to make presentation including question and answer session**
 - c) **Lunch to be provided to Commissioners Court & Election Commission after all vendors presentations**
 - d) **Resume Workshop, if necessary**
 - e) **Adjournment**
 - f) **Public Showcase**

Report made on items a thru f.

At this time the Court moved back to item #7.

J. HIDALGO COUNTY I.T. DEPT. AND PRECINCT NO. 3 –

1. **Presentation for discussion, consideration and approval including but not limited to:**
 - a) **Reassignment of user name change from J.D. Villarreal to Norma Ceballos, Executive Assistant;**
 - b) **Change plan from 1100 min. @ \$53.30/month to 500 min. @ \$33.75/month;**
 - c) **Cellular phone number change.**

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

K. HIDALGO COUNTY CONSTABLES PCT 1,2,3,4 AND 5-

1. **Requesting authority to advertise and approval of draft specifications as attached hereto for "UNIFORMS" project**

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

L. 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.

M. HIDALGO COUNTY I.T. DEPARTMENT-

- 1. Presentation for discussion, consideration of the grading and scoring grid for the purposes of ranking and/or qualifying by Commissioner's Court of the Offer(s) received from (C.I.S.V. Vendors) in connection with: RFO No. 05-073-05-11-Voice Communication System for Hidalgo County.**

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

- 2. Requesting award of offer and approval of contract (subject to legal review) with the ranked/qualified (C.I.S.V. Vendor) Total Techologies for: RFO No. 05-073-05-11- Voice Communication System for Hidalgo County. (Subject to Legal Review)**

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

At this time the Court moved back to item #17-C.

18. Budget Office – Valde Guerra: (SEE EXHIBIT U)**A. Interdepartmental transfers:**

- 1. B.O. Contingency to J.P. Pct. #1, PL.1 - \$ 25,880.45**
- 2. B.O. Contingency to J.P. Pct. #1, Pl. 2 - \$ 26,232.56**
- 3. Co. Wide Adm. to J.P. Pct. #2, Pl. 1 - \$ 20,686.76**
- 4. Co. Wide Adm. to J.P. Pct. #2, Pl. 2 - \$ 20,686.76**
- 5. B.O. Contingency to J.P. Pct. #5, Pl. 1 - \$ 26,232.56**
- 6. B.O. Contingency to Constable Pct. #2 - \$ 27,357.85**

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

- 7. B.O. Contingency to GED Workforce - \$ 1,258.43 (due to disallowed cost – expired grant)**

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

B. Intradepartmental transfers:

- 1. J.P. Pct. #1, Pl. 1**

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

C. Appointment of Safety Director for the Risk and Safety Program

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

D. Requesting approval to create a secretary position

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

E. Approval to set salaries and revised salary schedule

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

F. Approval of intradepartmental transfer

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

G. 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 \$ 57,059.02 for the period ending April 16-30, 2005

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

H. Pct. #1 – GED:**1. Requesting approval of the pre-agreement letter for the GED Grant**

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

2. Requesting approval to set the budget for 30 working days until contract is fully executed – not to exceed 10% (\$ 36,625.68) of the projected contract amount

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

3. Requesting approval to set salaries

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

At this time the Court moved to the Addendum.

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

19. 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. Cause No. M-03-156; Wanda Diaz vs. Hidalgo County et.al**

20. 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**
- D. Cause No. M-03-156; Wanda Diaz vs. Hidalgo County et.al**

NO ACTION taken on items A thru D.

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 Garza, seconded by Commissioner Palacios, 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, MAY 17, 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. DPS – Highway Patrol & create obj. 550**
 - B. Child Welfare**
 - C. 370th District Court**
 - D. Human Resources**
 - E. IT Department**
 - F. Probate Court (2) & create obj. 581, 661, 743 & 745**
 - G. J.P. Pct. #2, Pl. 2 – DPS FMCFA Grant**
 - H. J.P. Pct. #3, Pl. 1**
 - I. Pct. #1 – Sanitation**
 - J. Pct. #1 – R & B**
 - K. Pct. #1 – Parks**
 - L. Pct. #1 – Adm.**
 - M. Pct. #1 – CAP (7) & create obj. 899**
 - N. Pct. #2 – Parks**
 - O. Pct. #3 – Adm.**
 - P. Pct. #4 – R & B & create obj. 531**
 - Q. Pct. #4 – Landfill**
 - R. Pct. #4 – Parks (2) & create obj. 890 & 531**
 - S. Buildings & Grounds**
 - T. County Court #1 & create obj. 661**
- 3. Right of Way – Permits: (SEE EXHIBIT C)**

Kerr McGee Oil and Gas Onshore LLC: Install a 3 1/2 “ gas line across Trenton Road, 3000’ east of FM 1423- Valverde Road – Bore. Paid 3.75

North Alamo Water Supply: Install a 2” waterline approximately 3/4 mile north of FM 1925- Monte Cristo Road, on Sharp Road – Paid 3.75

Shell Exploration and Production Co.: Install a 3” gas line; All distances taken from the intersection of FM 2058 and FM 490. Theiss # 8 is located 1.6 miles south on FM 2058 then west on county road 1.1 miles south .4 miles then east .6 miles to location. IT Well produce to Theiss # 1 Manifold located 1.6 miles south of FM 2058 1.1 miles west of County Road .5 miles north ¼ mile east to location site. Paid 3.75

Denali Oil and Gas: Install a 6” gas line Rooth Road north of Monte Cristo Road 2.7 Miles.- Tap into an existing 16” gas line. – Paid 3.75.

4. Planning Department: (SEE EXHIBIT D)

A. Approval of the following Certificates:

- Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)
- Certificates of Residence Construction under Local Government Code Section 232.029(c)(1)
- Certificates of Water Service Availability under Local Government Code Section (c)(2)

5. Urban County: (SEE EXHIBIT E)

A. 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.

6. Monthly Fee Report: (SEE EXHIBIT F)

A. District Clerk	\$ 283,856.36 – April
B. County Clerk	\$ 651,207.98 – March
C. County Clerk	\$ 687,231.40 – April
D. District Attorney	\$ 179,619.84 – April

7. Tax Refunds: (SEE EXHIBIT G)

A. Lance C. Powell	\$ 16,248.08
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8. Purchasing Department: (SEE EXHIBIT H)

A. HIDALGO COUNTY –

1. Requesting authority to purchase computer equipment and peripherals from vendors on the State of Texas DIR Go-Direct Program for the following;

Req	Department	Vendor	Amount	Account Number
69725	Jail	Valcom Computer	\$4,746.00	5-1100-423-21-280-002-0-745
69848	District Attorney	CDW-G	\$1,186.96	5-1222-412-00-080-006-0-661
69360	Juvenile Probation	CDW-G	\$3,072.00	5-1294-423-00-330-014-0-745
69609	I.T. Dept	Dell Marketing	\$4,800.00	5-1100-415-00-200-002-0-745
69660	I.T. Dept	Dell Marketing	\$1,376.00	5-1100-415-00-200-001-0-748
69958	I.T. Dept	Dell Marketing	\$ 909.20	5-1100-415-00-200-001-0-664
69959	I.T. Dept	Dell Marketing	\$1,286.49	5-1242-412-00-060-001-0-745
69962	I.T. Dept	Dell Marketing	\$2,572.98	5-1242-412-00-060-001-0-745
69966	I.T. Dept	CDW-G	\$ 112.02	5-1100-415-00-200-001-0-661
69968	I.T. Dept	CDW-G	\$ 50.61	5-1100-415-00-200-001-0-661

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

Req	Department	Vendor	Amount	Account Number
69710	Health Dept	Milesteck, Inc	\$ 281.70	5-1100-441-00-340-001-0-664
69585	I.T. Dept	S.T.E.	\$ 800.00	5-1100-415-00-200-002-0-432
69588	I.T. Dept	S.T.E.	\$ 365.00	5-1242-412-00-060-001-0-432
69589	I.T. Dept	S.T.E.	\$ 900.00	5-1100-415-00-200-002-0-432
69899	I.T. Dept	S.T.E.	\$ 980.00	5-1242-412-00-060-001-0-664
69590	I.T. Dept	S.T.E.	\$ 890.50	5-1100-415-00-200-002-0-432
69591	I.T. Dept	S.T.E.	\$ 335.00	5-1100-415-00-200-002-0-432
69593	I.T. Dept	S.T.E.	\$1,000.00	5-1242-412-00-060-001-0-432
69599	I.T. Dept	S.T.E.	\$ 980.00	5-1242-412-00-060-001-0-432
69600	I.T. Dept	S.T.E.	\$ 225.00	5-1242-412-00-060-001-0-432
69633	I.T. Dept	S.T.E.	\$ 540.00	5-1100-415-00-200-002-0-432
69634	I.T. Dept	S.T.E.	\$ 720.00	5-1100-415-00-200-002-0-432
69865	I.T. Dept	S.T.E.	\$1,000.00	5-1100-415-00-200-002-0-432
69894	I.T. Dept	S.T.E.	\$1,000.00	5-1100-415-00-200-002-0-432
69868	I.T. Dept	S.T.E.	\$ 200.00	5-1100-415-00-200-002-0-661
69780	I.T. Dept	S.T.E.	\$1,000.00	5-1242-412-00-060-001-0-432
69897	I.T. Dept	S.T.E.	\$1,000.00	5-1242-412-00-060-001-0-743
69899	I.T. Dept	S.T.E.	\$ 980.00	5-1242-412-00-060-001-0-664
69914	I.T. Dept	S.T.E.	\$1,000.00	5-1242-412-00-060-001-0-432
69917	I.T. Dept	S.T.E.	\$ 80.00	5-1242-412-00-060-001-0-432
69917	I.T. Dept	S.T.E.	\$ 850.00	5-1242-412-00-060-001-0-664
69920	I.T. Dept	S.T.E.	\$ 773.00	5-1242-412-00-060-001-0-664

B. HIDALGO COUNTY AUXILIARY COURT -

1. Requesting authority to enter into a lease agreement with Xerox for a copier through their awarded contract with TCPN for Req #65514 for \$179.99 a month.

C. HIDALGO COUNTY RESTITUTION CENTER -

1. Requesting authority to purchase Canon Fax machine from IKON an awarded vendor through TASB Buyboard and to enter into a one year maintenance for Req #69505 in the total amount of \$1,499.00

D. HIDALGO COUNTY TAX/ASSESSOR-COLLECTOR'S OFFICE -

1. Requesting authority to enter into a maintenance agreement with Copygraphics for a fax machine on Req #69960 in the total amount of \$200.00. Effective May 22, 2005 through May 22, 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, MAY 17, 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 presented with the exception of Judge Garcia.

2. Open Forum

No Presentation made under Open Forum.

3. Approval of Consent Agenda

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

4. Risk Mgmt./Workers' Comp. – Valde Guerra:

- A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 5,558.41 for the period ending April 16-30, 2005**

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

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

5. 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

6. Open Session:

A. Real Estate Acquisition

7. Closed Session:

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

8. Open Session:

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

9. Adjourn

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Board made a UNANIMOUS vote of approval to adjourn today's meeting.

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, MAY 17, 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 Garza, 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 Edinburg – MGM Ranches Phase III**
 - B. City of Edinburg – Northbrook Estates**
 - C. City of Pharr – Empire #2**

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, MAY 17, 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
(SEE EXHIBIT X)

1. Pct. #3 – Comm. Flores:

- A. Discussion, consideration and possible action regarding approval of the following TXDOT Advance Funding Agreement; 1924 County of Hidalgo, CSJ #1802-01-029**

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

At this time the Court moved back to item #19.

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 17th day of May, 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 May 17, 2005.

Signed this _____ day of _____ 2005

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

(Seal)

By: _____
Norma Garza, Deputy