

SPECIAL MEETING – May 24th, 2005

BE IT REMEMBERED, that on this 24th 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 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-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, MAY 24, 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 Judge Garcia.

2. Pledge of Allegiance

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

3. Prayer

Godfrey Garza led the Court and Audience in Prayer.

4. Open Forum

Gabby Garcia – From Pct. #2, Organizer with the La Union Del Pueblo Entero reporting on community clean-ups.

Hortencia Arbendarez – Led organizer with the La Union Del Pueblo Entero on the campaign for clean communities.

Virginia Townsend – Acknowledging the positive things in the County.

5. Approval of Consent Agenda

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

6. **Criminal Auxiliary Court – Irma Guzman: (SEE EXHIBIT I)**
- A. **Approval to delete slot #045-001-001 Court Administrator**
 - B. **Approval to create slot #045-001-005 Court Bailiff/Interpreter**
 - C. **Approval to set salary at \$ 34,000.00 and \$ 6,000.00 Interpreter Pay**
 - D. **Approval of Revised Salary Schedule**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items A thru D.

At this time Commissioner Garza steps out of the Court.

7. **Human Resources – Esther Cortez: (SEE EXHIBIT J)**
- A. **Approval of Workforce Solutions Work Site Training Provider Agreement**

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

- B. **Swearing in of Humberto Rodriguez as Civil Service Commission member appointed by Commissioners' Court on May 03, 2005**

NO ACTION taken on this item.

- C. **Appointment of Chairperson for Civil Service Commission**

NO ACTION taken on this item.

8. **Right of Way – Godfrey Garza: (SEE EXHIBIT K)**
- A. **Approval of partial abandonment of road (Val Verde Rd.) out of Lot (1) Val Verde Subdivision, out of El Gato Grant (Hidalgo County Map Records Vol. 2 Page 26)**

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

At this time the Court moved to item #10.

9. **Planning Department – Raul Sesin: (SEE EXHIBIT L)**
- A. **Preliminary Approval:**
 - 1. **Los Llanitos Subdivision – Pct. #4 (Rigoberto De La Cruz)**
 - 2. **Hernandez Brothers Subdivision No. 2 – Pct. #3 (Rogelio Hernandez)**
 - B. **Final Approval:**
 - 1. **Hacienda Valentin No. 2 Subdivision – Pct. 2 (Roel Rodriguez)**
 - 2. **Huisache Acres No. 4 Subdivision – Pct. 2 (Rick Harbison)**
 - C. **Reimbursement of a Cash Deposit:**
 - 1. **Valle Rico Subdivision – Pct. 1 (Cohrs Properties)**
 - D. **Release of Letter of Credit:**
 - 1. **Cascabel Estates Phase 3 Subdivision – Pct. 1 (Tim Gearhart)**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items A1&2, B1&2, C1 & D1.

At this time the Court moved to Executive Session.

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

A. Discussion/approval of bid awards and contracts to low bidders meeting all specifications for:

- 1. Air Conditioning Maintenance & Repair #2005-03-001**
- 2. Plumbing Repair #2005-03-002**

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

B. Discussion/approval of bid awards and contracts to multiple bidders meeting all specifications for:

- 1. Classroom supplies #2005-03-003**
- 2. Janitorial supplies #2005-03-004**

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

At this time Commissioner Garza returned to the Court.

C. Discussion/approval to ratify participation in the Rio Grande Valley Early Childhood Education Program

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

D. Discussion/approval to relocate seven (7) classrooms: 3 to Galilean Apartments, 3 to Rio de Vida Apartments and 1 to Palmview I Headstart Center

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for the Palmview I Headstart Center only.

E. Discussion/approval to ratify participation in the Early Childhood Start Smart Grant with the University of Texas Pan American

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

F. Discussion/approval of Texas Association of Counties Unemployment Compensation Interlocal Agreement

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

G. Discussion/approval to advertise for Request for Qualifications (RFQ) for the following:

- 1. Medical & Dental Providers**
- 2. Mental Health Providers**
- 3. Special Services Providers**

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

H. Discussion/approval of the Hidalgo County Head Start Program 2005-2006 Program Plans:

- | | |
|---------------------------|----------------------------------|
| 1. Education | 5. Transition |
| 2. Transportation | 6. Mental Health Services |
| 3. Family Services | 7. Special Services |
| 4. Health | 8. Nutrition |

NO ACTION taken on this item.

11. Urban County – Diana Serna: (SEE EXHIBIT N)**A. Emergency Shelter Grant – Mujeres Unidas/Women Together Subrecipient Agreement Amendment – UCP Year 16 (2003)**

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

B. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) for professional engineering services with Quintanilla, Headley & Associates in connection with Precinct No. 1 on behalf of the City of Edcouch for the design of Year 16 & 17 Water/Sewer Improvements in the amount of \$35,000.00.

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

C. Approval to enter into a Professional Services Agreement with Quintanilla, Headley & Associates for Water/Sewer Improvements utilizing UCP Year 16 & 17 (2003 & 2004) funds in the amount of \$35,000.00. The project includes the design for the installation and upgrades of the following: upgrade of elevated storage tank and upgrading of sewer plant aerator, liftstation pumps/control panel, terrace valves, v-notch weir meter and flow meter, and install lighting. Rating sheets and approved minutes are attached for your review.

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

D. Approval to award a Construction Contract to Joe Williamson Construction Company for Precinct No. 3 on behalf of the City of Palmview using Urban County Program Street Improvements funding from Year 16 (2003) and 17 (2004) in the amount of \$195,820.00 for the construction of Palmview Drive.

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

- E. Approval to award a Construction Contract to Joe Williamson Construction Company for Precinct No. 3 on behalf of the City of Palmview using Urban County Program Street Improvements funding from Year 15 (2002), Year 16 (2003) and 17 (2004) in the amount of \$312,823.00 for the construction of Bentsen Palm Drive and East Goodwin Road.**

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

- F. The City of Palmview requests approval of an amendment to a professional services agreement with Dannenbaum Engineering Corporation for additional services for the design and project completion of Street Improvements on Bentsen Palm Drive utilizing UCP YR 16 (2003) funds in the amount of \$4,000.00.**

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

- G. 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 Certification for the City of Elsa 2001, 2003 & 2004 CDBG Funds.**

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

- H. The Hidalgo County Affiliated Departments Retirement Plan Trustees are requesting authorization for the Plan to change in custodial trading services providers from Circle Trust Company to TrustLynx.**

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

- I. The Hidalgo County Affiliated Departments Retirement Plan Trustees are requesting authorization for the Plan to change in Money Market Accounts from MainStay Money Market Fund to TrustLynx through its parent company FiServ Money Market Account.**

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

- J. The Hidalgo County Affiliated Departments Retirement Plan Trustees are requesting authorization for the County Judge to sign The Pension Company Service Agreement.**

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

- K. The Hidalgo County Affiliated Departments Retirement Plan Trustees are requesting authorization for the County Judge to sign the TrustLynx Custodial/Service Agreement and Establishment Form.**

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

12. 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.

13. 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**

Presentations made by Daniel Flores on items A thru C.

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

Presentation made by Martha Salazar.

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

NO ACTION taken on this item.

14. Pct. #1 – Comm. Handy: (SEE EXHIBIT Q)**A. Approval to create slot #121-005-059 Accountant****B. Approval to set salary****C. Approval of Revised Salary Schedule**

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

D. Appointment of Mr. Florentino Vela, tenant, to the Hidalgo County Housing Authority Board

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

E. Request approval to rename Main Street in Val Verde Grove Subdivision, Donna to: Main Grove Street as requested by LRGVDC – 911 Department

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

F. Request approval to name a road in Colonia Whalen Road Subdivision, Donna to: Church Street

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

G. Request approval for Auditor to issue payment to Rodriguez Engineering after review, audit & processing procedures are completed for invoices #501, #502 & #503 – (these are covered by C-04-359-11-23 – PO#544170)

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

15. Purchasing Department – Marty Salazar: (SEE EXHIBIT R)

- 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.**

At this time Commissioner Palacios steps out of the Court.

A. HIDALGO COUNTY –

Discussion and/or action, including, but not limited to the following items:

1. New Hidalgo County Jail:

Total inmate population:	<u>1134</u>	Other Information:	<u>11</u>
Physical Count:	<u>1123</u>	Males (in house)	<u>1062</u>
Out of County: La Villa	<u>0</u>	Females (in house)	<u>61</u>
Brook’s	<u> </u>	Federal Prisoners	<u>12</u>
Adj. /Sentenced to TDC	<u>150</u>	Total Paper Ready TDC	<u>117</u>

2. Current inter-local(s) and/or contract(s) for the “Housing of Inmates”

3. New Adult Detention Facility and Law Enforcement Center Project:

- a) Detention Facility Law Enforcement Center Design - Build Contract 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;**
 - b) **Report on anticipated finalization of design and program elements for departments identified for re-location;**
 - c) **Projected time lines for bids of all exterior and/or interior repairs and renovations;**

NO ACTION taken on items 4a thru 4c.

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 Construction documents phase and projected time line for bid advertisement, bid opening, etc.**

NO ACTION taken on items 5a & 5b.

6. **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.

7. **Requesting authority to advertise and approval of specifications for a request for bids for “Drug Testing Collection Services” (Bid No. 2005-168-06-22-MSS)**

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

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval for 25% of the employees.

8. **Recommending award of bid and approval of contract to sole bidder meeting all requirements and specifications for “Humane Services for Facility to Quarantine and Impound Dogs, Cats, or Other Small Animals in Unincorporated/Rural Areas”, subject to legal review.**

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

9. **Presentation for discussion, consideration and approval of request to extend RFP acceptance date (through issuance of an Addendum) from June 1, 2005 to June 15, 2005 in order to allow participants sufficient time to have underwriters review information pertinent for the submission of proposed premiums and coverages for Hidalgo County Property and Casualty, Public Officials, Law Enforcement, Automobile Liability, Automobile Physical Damage, General Liability, Crime, and/or Inland Marine Insurances Project.**

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

B. HIDALGO COUNTY – ALL FUNDING SOURCES-

1. **Recommending bid award and approval of contract for: “CRS-2 (Cationic Rapid Setting) Emulsified Asphalt” to lowest responsible bidder meeting all specifications and requirements (Bid No. 2005-147-05-04-MSS)**

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

C. HIDALGO COUNTY PRECINCT NO. 3-

1. **Presentation for discussion, consideration, and approval to solicit/request proposal(s) for area job order contractor(s) Centennial and/or Jamail (awarded vendors through our participation /memberships with TCPN and TASB including but not limited to demolition, construct and build walls, finishes, and electrical work to accommodate office setup services for: “DPS at the New Multipurpose Center”**

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

2. **Presentation for discussion, consideration, and approval to solicit/request proposal(s) from area job order contractor(s) Centennial and/or Jamail (awarded vendors through our participation/membership with TCPN and TASB including but not limited to demolition, finishes, plumbing and electrical work for:**
 - a) **Veterans Memorial Pavilion - BBQ Smokehouse Renovations Services.**
 - b) **Anzalduas Park Restroom, 1, 2 and 3 - Renovations Services.**

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

D. HIDALGO COUNTY PRECINCT NO. 3 COLONIA ACCESS PROGRAM –

1. **Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024(A) (4) ‘....a professionals service’ with L&G Engineering for the remaining: “Construction Materials Testing” for (Colonia Access Road Construction Projects Round II) Hidalgo County Precinct No. 3**

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

2. **Approval of a professional engineering services contract with L&G Engineering for: “Construction Materials Testing” for the remaining (Colonia Access Road Construction Projects Round II) – Hidalgo County Precinct No. 3’s (subject to legal review)**

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

3. **Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) ‘... a professional service’ with Javier Hinojosa Engineering for: “professional engineering services” for Hidalgo County Precinct No. 4 (Colonia Access Program Projects Round II)**
4. **Approval of a professional engineering service contract with Javier Hinojosa Engineering for: “Professional Engineering Services” for Hidalgo County Precinct No. 4 (Subject To Legal Review) (Colonia Access Program Projects Round II)**

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

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

1. **Requesting approval of Change Order No. 1 (net decrease) in the amount of \$<5,514.50> in connection with: Contract # C-04-010-06-29 – Road Construction of Simpatico Acres and Sandy Ridge Subdivision” awarded to Sascon, Inc. (Project Carried By J.E. Saenz & Associates, Inc.)**

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

2. **Requesting exemption from competitive bidding requirements under Texas Local Government Code, Section 262.024 (A) (4) ‘... a professional service” with Millenium Engineers Group, Inc. for: “Construction Materials Testing” for Hidalgo County Precinct No. 4 (Colonia Access Program Projects)**
3. **Approval of a professional engineering service contract with Millenium Engineering Group, Inc. for: “Construction Materials Testing” for Hidalgo County Precinct No. 4 (subject to legal review) for (Colonia Access Program Projects Round II)**

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

4. **Requesting exemption from competitive bidding requirements under Texas Local Government Code, Section 262.024(A) (4) ‘...a professional service’ with J.E. Saenz & Associates, Inc. for: “Professional Engineering Services” for Hidalgo County Precinct No. 4 (Colonia Access Program Projects Round II)**
5. **Approval of a professional engineering service contract for with J.E. Saenz & Associates, Inc. for: “Professional Engineering Services” for Hidalgo County Precinct No. 4 (subject to legal review) (Colonia Access Program Projects Round II)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items 4 & 5.

F. HIDALGO COUNTY PRECINCT NO. 2 COLONIA ACCESS PROGRAM –

- 1. Presentation for discussion, consideration, acceptance and approval of invoices Payment Application # 7 submitted by D. M. Roth, in the amount of \$12,124.67 and Payment Application # 11 submitted by Jimmy Closner & Sons Construction Co., Inc. in the amount of \$83,902.82 with authority for County Auditor to issue manual checks after review, audit and processing procedures completed as requested by Pct # 2.**

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

- 2. Requesting approval of Change Order No. 2 – (Net Decrease) in the amount of \$<21,412.40> in connection with: Contract # C-04A-302-01-13- “Road Construction of Arco Iris Subdivision” awarded to D.M. Roth, Inc. (Project Carried by R. Gutierrez Engineering)**

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

At this time Commissioner Palacios returns to the Court.

- 3. Requesting approval of Change Order No. 3 – (Net Decrease) in the amount of \$<3,889.00> in connection with Contract #. C-04B-301-01-13-“Road Construction of Las Palmas Subdivision” awarded to D.M. Roth, Inc. (Project Carried by R. Gutierrez Engineering)**

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

- 4. Requesting approval of Change Order No. 2 – (Net Decrease) in the amount of \$<7,924.74> in connection with Contract #. C-03-194-10-01- “Road Construction of Whitewing Subdivision” awarded to D.M. Roth, Inc. (Project Carried by R. Gutierrez Engineering)**

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

G. HIDALGO COUNTY SHERIFF’S DEPARTMENT –

- 1. Recommending award of bid and approval of contract for “Communication Officer Uniforms” to Sterling Public Safety Uniforms, the lowest bidder meeting all specifications and/or requirements.**

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

H. HIDALGO COUNTY BUILDINGS & GROUNDS –

- 1. Requesting approval of Change Order No. 1 (within the allowance) in connection with Asbestos Abatement and Demolition original contract (C-05-006-01-25) amount remains the same as certified by project architect, Luis A. Figueroa, ROF, for: “Disposal of approx. 40 Elbows/Joints of Asbestos Pipe Insulation from the Bravo Building.”**

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

I. HIDALGO COUNTY HEALTH DEPARTMENT –

- 1. Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provided in contract) with HemoCue, Inc.**

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

J. HIDALGO COUNTY ELECTIONS DEPARTMENT –

- 1. Discussion, consideration and action (if applicable) Voting Election Systems Workshop and Vendor Showcase by certified and state awarded vendors held on Friday, May 20, 2005 at the UT-Pan A M’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.

- 2. Discussion, consideration and action on selection of a state certified and awarded vendor with authority to purchase and Electronic Voting System through TBPC’s non automated contract #578-N1; or in the alternative,**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the recommendation of Judge Ramon Garcia and the Election Department to select ESS.

- 3. Discussion, consideration and approval to advertise and solicit other procurement methods (RFB or RFP) for the purchase of an Electronic Voting System to include hardware, software, training, support and maintenance with specifications, requirements and scope of services to be developed, drafted and presented by the Elections Dept. (with direction from the “Court”) for approval to Commissioner’s Court before publication of the project.**

NO ACTION taken on this item.

K. HIDALGO COUNTY TAX OFFICE –

- 1. Presentation for consideration, discussion, acceptance and approval of negotiated final contract (subject to legal review) from Appraisal and Collection Technologies, number one ranked firm (by CC on April 26, 2005) meeting all requirements for: “Tax Office Hardware and Software Computer system” RFP**

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

L. HIDALGO COUNTY WIC PROGRAM-

- 1. Requesting authority to advertise and approval of specifications (Bid No. 05-190-06-15-JMT) attached hereto for: “Lease Space WIC – Clinic in the City of Alamo” RFB**

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

M. 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.

16. Budget Office – Valde Guerra: (SEE EXHIBIT S)**A. Pct. #2:**

- 1. Interfund transfer – Pct. #2 R&B to TXDOT Fund 1315 - \$70,000.00**

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

- B. 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 \$ 53,935.62 for the period ending May 1-15, 2005**

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

At this time Commissioner Flores steps out of the Court.

- C. Discussion, consideration and approval to increase current Workers’ Comp. Fund to comply with Article 5 – Claims Fund Service Agreement between Tristar Risk Management and County of Hidalgo (to be increased by \$95,000.00 (from \$ 175,000.00 to \$270,000.00)**

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

D. Discussion, consideration and approval of Texas Association of Counties Unemployment Compensation Interlocal Agreement with the County of Hidalgo

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

E. Discussion, consideration and action to acknowledge comp –time hours of employee #112135 and authorize payment of comp-time in conjunction with the next regular payroll (38.25hrs.)

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

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

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

17. Closed Session: (SEE EXHIBIT T)

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. Civil Action No. M-05-115; Jose Luis Ramirez et.al vs. Deere & Company d/b/a John Deere Company, et.al**

18. Open Session:

At this time Commissioner Flores returns to the Court.

- 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. Civil Action No. M-05-115; Jose Luis Ramirez et.al vs. Deere & Company d/b/a John Deere Company, et.al**

NO ACTION taken on items A thru D.

19. Closed Session:

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

20. Open Session:

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

21. 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, MAY 24, 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 Garza, 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 – Parks**
 - B. Pct. #1 – R & B**
 - C. Pct. #2 – R & B**
 - D. Pct. #2 – Parks**
 - E. Information Technology**
 - F. County Judge**
 - G. J.P. Pct. #4, Pl. 2**
 - H. Risk Management**
 - I. Emergency Management (2)**
 - J. Sheriff Department & create obj. 890**
 - K. Health – Adm.**
 - L. Pct. #2 – Colonia Access Program**
 - M. Constable Pct. #1 – LEOSE**
 - N. Constable Pct. #1**
- 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. Tax Refunds: (SEE EXHIBIT D)**

A. Texas Jewelers	One Remont LLC	\$ 9,587.78
B. Maria Ines Gonzalez	Bank of America	\$ 3,040.09
C. Lexington Mission	Lexington Mission	\$14,106.53
D. Alonzo Cantu	Alonzo Cantu	\$10,627.01

5. Right of Way – Permits: (SEE EXHIBIT E)

ESKINE Energy: Install a 6” gas line along Mile 6 West Between Mile 13 ½ Road and Mile 13 N. Road. Proposed – Bore - Paid 3.75.

North Alamo Water Supply: Install a 2” waterline extension of 450’ going east of FM 493, on Mile 11 North – Ramon Guerrero Jr. Paid 3.75

North Alamo Water Supply: Install a 2” waterline at La Estancia Estate Lot 16 located on Mile 4 West W/S Mile 11 North Road – Viviana Vela. Paid 3.75

North Alamo Water Supply: Install a 2” waterline approximately 200’ north of Richardson Road on Cesar Chavez Road – Bore – Ernesta Arispe. Paid 3.75

North Alamo Water Supply: Install an 8” waterline approximately 138’ south of Carrol Road on Valley View Road – Bore – Red River Road. Paid 3.75

North Alamo Water Supply: Install a 2” waterline approximately 33’ west of Valley View Road – Bore – Red River Road. Paid 3.75

6. Monthly Fee Reports – March: (SEE EXHIBIT F)

A. J.P. Ochoa	\$35,886.75
B. J.P. Saenz	\$23,854.00
C. J.P. Trevino	\$57,751.25
D. J.P. Garza	\$58,691.36
E. J.P. Contreras	\$44,288.53
F. J.P. Jackson	\$15,284.97
G. J.P. Morales	\$33,248.04
H. J.P. Espinoza	\$62,637.07
I. J.P. Palacios	\$65,089.64
J. Law Library	\$ 1,468.50
K. Sheriff Trevino	\$80,431.23
L. Anzalduas Park	\$11,241.52
M. Delta Lake	\$ 4,370.64
N. Constable Avila	\$ 1,460.00
O. Constable Alaniz	\$ 1,160.00
P. Constable Gallardo	\$ 1,460.00
Q. Constable Rios	\$ 1,150.00
R. Constable Bazan	\$ 610.00

7. Monthly Fee Reports: (SEE EXHIBIT G)

A. Tax Assessor/Collector	\$45,792,755.55	January
B. Tax Assessor/Collector	\$ 7,386,326.40	February
C. Tax Assessor/Collector	\$ 4,819,053.55	March

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
69964	Jail	Valcom Computer	\$950.00	5-1100-423-21-280-002-0-745
69984	Tax Assessor/Coll	CDW-G	\$43.99	5-1100-415-15-140-001-0-664
70170	I.T. Dept	CDW-G	\$1,239.00	5-1100-415-00-200-001-0-745
70175	I.T. Dept	CDW-G	\$731.25	5-1100-415-00-200-001-0-661
70176	I.T. Dept	Dell Marketing	\$616.77	5-1100-415-00-200-001-0-664
70279	Human Resource	Dell Marketing	\$1,318.93	5-1100-415-50-190-002-0-745
70305	I.T. Dept	Dell Marketing	\$176.22	5-1100-415-00-200-002-0-664
70339	Pct #1	CDW-G	\$309.19	5-1201-431-00-121-004-0-661
70343	Pct #1	CDW-G	\$479.99	5-1201-431-00-121-004-0-661
70394	I.T. Dept	CDW-G	\$273.00	5-1242-412-00-060-001-0-661

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
69867	I.T. Dept	S.T.E.	\$1,000.00	5-1100-415-00-200-002-0-432
66870	I.T. Dept	S.T.E.	\$1,000.00	5-1242-412-00-060-001-0-432
70036	I.T. Dept	S.J.S.	\$450.00	5-1100-415-00-200-001-0-664
70080	I.T. Dept	S.J.S.	\$390.00	5-1242-412-00-060-001-0-664
70101	I.T. Dept	S.J.S.	\$99.00	5-1100-415-00-200-002-0-664
70255	Co Clerk	S.J.S.	\$45.00	5-1100-415-40-180-001-0-661
70299	I.T. Dept	All Valley Comm	\$65.00	5-1242-412-00-060-001-0-432

**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 24, 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 U)

1. Roll Call

All Members of the Board were counted present with the exception of Judge Garcia.

2. Open Forum

No presentations made under Open Forum.

At this time Commissioner Garza steps out of the Court.

3. Approval of Consent Agenda

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

4. Approval of Warranty Letter for construction of Mile 2 Siphon at Mile 10, TxDot, CSJ:0921-02-0096 (Pct. 1)

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

5. Approval of budget amendment and appropriation of funds for temporary full-time position (Landman) for six (6) months

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

6. Discussion and action regarding Irrigation Facility located south of Mile 4 West & SH 107

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

7. Risk Management/Workers' Compensation:

A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 9,593.25 for the period ending May 1-15, 2005

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

8. 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 discussion, consideration and approval of request to extend RFP acceptance date (through issuance of an Addendum) from June 1, 2005 to June 15, 2005 in order to allow participants sufficient time to have underwriters review information pertinent for the submission of proposed premiums and coverages for Hidalgo County Drainage District No. 1's Property and Casualty, Public Officials, Automobile Liability, Automobile Physical Damage, General Liability, Crime, And/or Inland Marine Insurances Project.**

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

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

9. 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

10. Open Session:

A. Real Estate Acquisition

11. Closed Session:

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

12. Open Session:

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

13. 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, MAY 24, 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 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. Utility Permit:**
 - A. City of Donna – place 8” sanitary sewer line within drainage facility right of way at Victoria Rd.**
- 3. Line item transfer - \$ 1,000.00**

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 24th 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 24, 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)