

SPECIAL MEETING – July 05 , 2005

BE IT REMEMBERED, that on this 05th day of July, 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-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, JULY 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.

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

No presentations made under Open Forum.

5. Approval of Consent Agenda

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

At this time Commissioner Handy steps out of the Court.

6. Presentation and approval of Hidalgo County Independent Audit Report for 2004(SEE EXHIBIT G)

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

At this time the Judge requested from the Court and Audience a moment of silence in respect to the death of Deputy Constable George Anzaldua.

7. County Judge's Office – Lorie Ochoa: (SEE EXHIBIT H)

A. Discussion and possible action on allocation of 2004-2005 tobacco money through Rio Grande Valley Health Services District

NO ACTION taken on this item

8. Health Department – Eddie Olivarez: (SEE EXHIBIT I)

- A. Requesting authorization and approval to accept the attached change to Imm. Contract #74600071762005, Change #11 (Acct. #5-1293-441-00-340-012-0) in the amount of \$54,270.90 (total amount of grant is \$ 459,461.00)**
- B. Requesting authorization and approval to create obj. 664 & 748 and line item transfers**
- C. Requesting authorization and approval to accept the attached amended SDI Contract #7460007176A2005, Change #02 in the amount of \$263,776.00 for a total award of \$ 937,851.00 during the period 9/1/04 to 8/31/05**
- D. Requesting authorization and approval of the SDI Grant Budget for the above amount**
- E. Requesting authorization and approval to create obj. 601, 602, 604 & 661**
- F. Requesting authorization and approval for the Memorandum of Agreement between Hidalgo County Health Department and Department of State Health Services to comply with our CDC Public Health Preparedness and Response Guidelines and Grant Requirements**

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

9. Fire Marshal – Art Gaytan: (SEE EXHIBIT J)

- A. Discussion and approval of Rural Fire Contracts with the Local Fire Departments within our County:
Alamo, Hidalgo, Mission and Monte Alto**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on Alamo, Hidalgo and Monte Alto.

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

At this time Commissioner Handy returns to the Court.

10. Sheriff Department – Lupe Treviño: (SEE EXHIBIT K)

- A. Approval to unappropriate funds in the amount of \$ 10,000.00 - Sheriff's Inv. Fund HB 65 – Acct. #5-1227-421-00-280-005-0 (obj. 311 & 748)**
- B. Authorization and approval to appropriate \$ 10,000.00 into Acct. #5-1227-152-03-000-426-0-000 – Advance to Sheriff's Petty Cash**
- C. Approval to establish a petty cash fund in the amount of \$ 10,000.00 to be used for payment of informants and investigation purposes**
- D. Approval to authorize the County Treasurer to issue a check in the amount of \$ 10,000.00 made payable Hidalgo County Sheriff's Office, Sheriff Guadalupe Treviño**

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

E. Approval to appropriate budget for the second and third year of the COPS Universal Hiring Grant No. 2004ULWX0008 from the U.S. Department of Justice

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

F. Approval to authorize the County Treasurer to process payment of clothing allowance to non-uniform officers in the Sheriff's Office and Jail and make payment of same in conjunction with the regular payroll of July 15, 2005

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

11. Sheriff's Department/District Attorney – Capt. Gonzalez/Roy Cazares: (SEE EXHIBIT L)

A. Authorization and approval to apply for the Victim Coordinator and Liaison Grant from the Office of the Attorney General, Crime Victim Services Division, for the offices of the Sheriff and District Attorney

B. Approval of Resolutions

C. Authorization for County Judge to sign the Comprehensive Certification Form and Assurance of Audit Form (as part of application requirement for both offices)

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

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

A. Preliminary Approval:

1. Hernandez Brothers Subdivision – Pct. 1 (Rogelio Hernandez)

SEE item #E1.

B. Final Approval:

1. Maiz Acres Subdivision – Pct. 2 (Rick Harbison)

SEE item #E1.

C. Final Approval with a Cash Deposit:

1. Falcon Meadows Subdivision – Pct. 4 (Joel Jacobsen)

SEE item #E1.

D. Discussion and possible action on residential subdivisions located within La Joya Water Supply Corporation CCN Area:

1. Watson Heights Subdivision – Pct. 3 (Paul Daniec, Developer)

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

E. Final Plat Approval:**1. Faysville Unit No. 2 Subdivision – Pct. 4 (Matias Pena)**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items A1, B1, C1 and E1.

13. Urban County – Diana Serna: (SEE EXHIBIT N)**A. Authorization for Hidalgo County Judge Ramon Garcia to execute the Hidalgo County Urban County Program Interlocal Agreements with the 18 – Member City Consortium for Urban County Year 18 (2005).**

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

B. Consideration and Approval of the Cooperation Agreements necessary for the re-qualification of Hidalgo County as an Urban County.

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

C. Requesting authorization for County Judge to sign 2005 Hidalgo County Urban County Program (One Year Action Plan) Notice of Intent to Request for Release of Funds (NOI/RROF) and Finding of No Significant Impact (FONSI) and Request for Release of Funds HUD form 7015.15.

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

D. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) for professional engineering services with MGM Engineering Group, LLC in connection with City of Weslaco for Parks, Recreational Facility.

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

E. The City of Weslaco is requesting approval of a professional service contract with MGM Engineering Group, LLC in the amount of \$20,000.00 utilizing Year 17 (2004) funding.

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

F. The City of Mercedes is requesting approval of a construction contract with A.J. Construction Company in the amount of \$79,200.00, for Parks, Recreational Facility for the construction of two bathroom facilities in conjunction with it's Urban County Program, utilizing funds from Fiscal Year 15 & 16 (2002 & 2003).

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

G. Approval of a Subrecipient Agreement with Mujeres Unidas/Women Together and the Urban County Program-ESG/UCP Year 18 (2005) under the Emergency Shelter Grant Program for Maintenance and Operations and Essential Services.

SEE item #aa.

H. Approval of a Subrecipient Agreement with The Salvation Army and the Urban County Program-ESG/UCP Year 18 (2005) under the Emergency Shelter Grant Program for Maintenance and Operations, Essential Services, and Homeless Prevention Services.

SEE item #aa.

I. Approval of a Subrecipient Agreement with Hidalgo County Homeless Coalition and the Urban County Program-ESG/UCP Year 18 (2005) under the Emergency Shelter Grant Program for supportive services under Essentials.

SEE item #aa.

J. Approval of a Subrecipient Agreement with The American Red Cross and the Urban County Program-ESG/UCP Year 18 (2005) under the Emergency Shelter Grant Program for Operations and Essential Services.

SEE item #aa.

K. Approval to execute a 2005 HOME contract with Community Development Corporation of South Texas, Inc. (CDCST) in the amount of \$700,000 contingent upon receipt of HUD-HOME funding for Fiscal Year 2005.

SEE item #aa.

L. Approval to execute a 2005 HOME contract with Proyecto Azteca in the amount of \$825,000 contingent upon receipt of HUD-HOME funding for Fiscal Year 2005.

SEE item #aa.

M. Approval of Subrecipient Agreements with La Union Del Pueblo Entero, (Public Services), and Urban County Program on behalf of Hidalgo County Precinct No.1 (12,500.00), Hidalgo County Precinct #2 (7,500.00), Hidalgo County Precinct No. 3 (12,500.00) and Hidalgo County Precinct No.4 (3,500.00) for Urban County Program Year 18 (2005).

SEE item #aa.

N. Approval of Subrecipient Agreements with Nuestra Clinica Del Valle (Health Services), and Urban County Program on behalf of the Hidalgo County Precinct #1 (\$10,000.00), and the City of Edcouch (\$10,000.00) for Urban County Program Year 18 (2005).

SEE item #aa.

- O. Approval of Subrecipient Agreements with Amigos Del Valle, Inc., (Senior Services), and Urban County Program on behalf of Hidalgo County Precinct No. 1 (5,000.00), Hidalgo County Precinct #2 (5,000.00), City of Mercedes (4,477.00), City of Elsa (5,000.00), and the City of San Juan (10,000.00) for Urban County Program Year 18 (2005).**

SEE item #aa.

- P. Approval of Subrecipient Agreements with CASA of Hidalgo County (Abused & Neglected Children), and Urban County Program on behalf of Hidalgo County Precinct #1 (10,000.00), Hidalgo County Precinct #2 (17,500.00), Hidalgo County Precinct #3 (7,500.00), Hidalgo County Precinct #4 (17,500.00), City of Elsa (5,000.00), and the City of San Juan (5,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- Q. Approval of Subrecipient Agreements with Children's Advocacy Center (Abused & Neglected Children), and Urban County Program on behalf of Hidalgo County Precinct #1 (5,000.00), Hidalgo County Precinct #2 (7,500.00), Hidalgo County Precinct #3 (10,000.00) and Hidalgo County Precinct #4 (20,000.00) for Urban County Program Year 18 (2005).**

SEE item #aa.

- R. Approval of Subrecipient Agreements with Boys & Girls Club of Alamo (Youth Services), and Urban County Program on behalf of Hidalgo County Precinct # 1 (\$10,000.00) and City of Alamo (\$20,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- S. Approval of Subrecipient Agreements with Boys & Girls Club of Alamo-San Juan Units (Youth Services), and Urban County Program on behalf of Hidalgo County Precinct # 2 (\$10,000.00) and City of San Juan (\$10,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- T. Approval of Subrecipient Agreements with Boys & Girls Club of Mid Valley-Donna Unit (Youth Services), and Urban County Program on behalf of Hidalgo County Precinct # 1 (\$10,000.00) and City of Donna (\$10,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- U. Approval of Subrecipient Agreements with Open Hands Community Charitable Services (Public Services), and Urban County Program on behalf of Hidalgo County Precinct # 1 (\$10,000.00), City of Donna (\$10,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- V. Approval of Subrecipient Agreements with Boys & Girls Club of Edinburg Rio Grande Valley (Youth Services), and Urban County Program on behalf of Hidalgo County Precinct # 1 (\$10,000.00), Hidalgo County Precinct #4 (\$30,000.00), City of Edcouch (\$15,000.00), and the City of Elsa (\$30,000.00) for Urban County Program Year 18 (2005).**

SEE item #aa.

- W. Approval of Subrecipient Agreement with Girls Scouts-Tip of Texas Council (Youth Services), and Urban County Program on behalf of Hidalgo County Precinct # 1 (\$10,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- X. Approval of Subrecipient Agreements with Boys & Girls Club of Mid Valley-Mercedes Unit (Youth Services), and Urban County Program on behalf of Hidalgo County Precinct # 1 (\$10,000.00) and City of Mercedes (\$11,907.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- Y. Approval of Subrecipient Agreements with Boys & Girls Club of Mid Valley-Weslaco Unit (Youth Services), and Urban County Program on behalf of Hidalgo County Precinct # 1 (\$10,000.00) and City of Weslaco (\$58,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- Z. Approval of Subrecipient Agreement with LRGVDC-Foster Grandparent Program (Senior Services), and Urban County Program on behalf of City of Weslaco (\$5,000.00), for Urban County Program Year 18 (2005).**

SEE item #aa.

- aa. Approval of Subrecipient Agreement with Senior Community Outreach Services (Senior Services), and Urban County Program on behalf of the City of Weslaco (\$5,000.00), for Urban County Program Year 18 (2005).**

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

- bb. Requesting approval of a budget and program amendment for the City of Sullivan City utilizing Urban County Program funding from Years 16 & 17 (2003 & 2004). City of Sullivan City will utilize a combined total of \$380,321.00, increasing the Fire Station/Equipment work plan for new construction of a Fire Station Facility.**

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

- cc. Requesting approval of a budget and program amendment for the City of Alton utilizing Urban County Program funding from Years 15 & 16 (2002 & 2003). City of Alton will utilize a combined total of \$211,093.55, increasing the Water/Sewer Improvements (Colonia Match) work plan for new construction infrastructure as Casa De los Vecinos Subdivision.**

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

- dd. Consideration and Approval of the Urban County Program Monitoring Policy.**

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

- ee. Consideration and Approval of the Urban County Program CDBG Program Policy.**

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

- ff. Consideration and Approval of the Urban County Program Property Control and Disposition Policy.**

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

14. 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.

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

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

- 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**

Presentations made by Daniel Flores on items A thru E.

- F. Authorization for the Indigent Defense Department to utilize the old Buildings & Grounds office space in the Hidalgo County Administration Building (to house new Public Defenders Offices)**

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

16. Pct. #1 – Comm. Handy: (SEE EXHIBIT Q)**A. Approval of Resolution recognizing and designating Perez Subdivision as a Colonia within the boundaries of Hidalgo County, Texas**

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

B. Requesting approval for Auditor to issue payment to Rodriguez Engineering after review, audit and processing procedures are completed for invoice #507 (covered by PO 544170 & contract #C-04-359-11-23)

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

17. Pct. #2 – Comm. Palacios: (SEE EXHIBIT R)**A. Approval of Amendment No. 2 to Advance Funding Agreement between the State of Texas and the County of Hidalgo for “I” Rd. Project – the amendment will extend the project limits from SH 495 farther North to Owassa Rd. (Original limit were from SH 495 to .25 miles north of FM 3461 (Nolana Rd.))**

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

B. Appointment of board member(s) to the Hidalgo County Emergency Services District #4

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to appoint Melvin Rutledge Jr.

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

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

19. Pct. #4 – Comm. Garza: (SEE EXHIBIT T)**A. Authorization to submit updates to the Urban Park and Recreation Recovery Program and Texas Parks and Wildlife Department for the County of Hidalgo Park Plan****B. Approval of Resolution for County of Hidalgo Park Master Plan****C. Authorization to submit grant application for Outdoor Recreational Park to Texas Parks and Wildlife Department for the J.R. “Milo” Ponce Memorial Park located in Pct. #4****D. Approval of Resolution for County of Hidalgo Outdoor Recreational Park**

NO ACTION taken on items A thru D.

20. Purchasing Department – Marty Salazar: (SEE EXHIBIT U)

NOTES:

- 1. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO COUNTY AUDITOR’S OFFICE.**
- 2. ANY/ALL REQUESTS FOR ACCEPTANCE AND APPROVAL OF CLAIMS/INVOICES UNDER THIS AGENDA WILL INCLUDE AUTHORITY FOR AUDITOR TO ISSUE PAYMENT AFTER REVIEW, AUDIT AND PROCESSING PROCEDURES ARE COMPLETED**
 - a) The Purchasing Department does not participate in the acquisition or purchase of the good/services presented under this caption. The Purchasing Department merely facilitates the placement of such items since they deal with procurement related issues.**
 - b) Departments/Programs and Vendors are all advised that acquisition of goods and/or services must be done in accordance with applicable laws/statutes and Hidalgo County Purchasing Policies & Procedures.**

A. HIDALGO COUNTY –

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

1. New Hidalgo County Jail:

Total inmate population:	<u>1225</u>	Other Information:	<u>15</u>
Physical Count:	<u>1160</u>	Males (in house)	<u>1078</u>
Out of County: La Villa	<u>49</u>	Females (in house)	<u>82</u>
Brook’s	<u> </u>	Federal Prisoners	<u>11</u>
Adj. /Sentenced to TDC	<u>160</u>	Total Paper Ready TDC	<u>109</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.

- b) Requesting authority to renew the current Inter-Local Agreement with Brooks County for a period of One (1) year for “Housing of Inmates” under the same rates, terms and conditions as stated in the contract effective date: 07/29/05 to 07/29/06**

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

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 the final design and program elements and roster of 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) **Presentation of final design and program elements as developed through/with Joe Lopez, Director, Adult Probation Dept. for completion of plans and specification with revised estimated projected costs, if any;**
 - c) **Status of Construction documents phase and projected time line for bid advertisement, bid opening, etc.**

NO ACTION taken on items 5a thru 5c.

- 6. Presentation for discussion, consideration and necessary action on Hidalgo County's RFP: "Property and Casualty, Public Officials, Law Enforcement, Automobile Liability, Automobile Physical Damage, General Liability, Crime, and/or Inland Marine Insurances Project" including, but not limited to, the following:**
- a) **Publication of re-advertisement of RFP was 6-19-05 & 6-26-05;**
 - b) **Report on packets issued to prospective participants;**
 - c) **Report on date and time of acceptance of responses to the RFP, Tuesday, July 5, 2005 @ 3:00 p.m.;**
 - d) **Current coverages with TAC will expire at 12:01a.m., July 10, 2005**

Presentations made on items 6a thru 6d.

- 7. Presentation for discussion, consideration and action necessary in connection with Hidalgo County's RFP for: Commercial Property, Boiler & Machinery, Exporter's Package (Difference In Conditions) & Mexico Coverage, awarded to Chubb (through Montalvo Insurance Agency) on June 21, 2005 including selection and approval of premium option(s) attached hereto as:**
- a) **Alternative I - with an annual premium of \$297,394.00;**

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

At this time Commissioner Garza steps out of the Court.

- b) **Alternative II - with an annual premium of \$261,250.00;**

NO ACTION taken on this item.

- 8. Presentation for discussion, consideration, acceptance and approval of Claims/Invoices with authority for Auditor to issue payment for the items detailed in: "Exhibit A" attached hereto.**

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

- 9. Recommending award of bid to multiple low bidders meeting requirements and/or specifications attached hereto for the “Pipes- Reinforced Concrete, Polyethylene, Heavy Wall Concrete, Polyvinyl Chloride (PVC) Irrigation Pipe 80 PSI, Corrugated PVC & Steel Storm Sewer Pipes, Rubber Gasket Joint Concrete Pipes & Additional Miscellaneous Items”.**

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

- 10. Presentation for discussion, consideration and approval of a final negotiated contract(s) for “Qualified Interpreting Services” with project Valley Associates for Independence Living and A Sign Language Co., as both ranked by Commissioners Court on June 27, 2005.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on A Sign Language Co. as #1.

- 11. Recommending award of Bid and approval of Contracts to multiple bidders meeting all requirements and specifications in each category for “Industrial Welding Services and Supplies” project.**

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

- 12. Recommending award (Bid No. 05-186-29-JMT) and approval of contract to sole bidder meeting all specifications attached here to for: “Armored Car Services- Hidalgo County” RFB**

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

At this time Commissioner Garza returns to the Court.

- 13. Requesting authority to exercise the additional one (1) year extension as provided in the contract in connection with “Legal Services representing Hidalgo County Civil Service Commission” under the same terms and conditions with Honorable Jaime J. Munoz; Or in the alternative**

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

- 14. Requesting authority to advertise for Request for Qualifications/Proposal (RFQ/P) in connection with “Legal Services representing Hidalgo County Civil Service”.**

NO ACTION taken on this item.

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

Req	Department	Vendor	Amount	Account Number
72245	Risk/Loss Mgmt	Dell	\$ 311.43	5-1100-419-50-230-001-0-601
72245	Risk/Loss Mgmt	Dell	\$14,001.36	5-1100-419-50-230-001-0-745
71920	Health Dept	HP Direct	\$ 9,457.01	5-1293-441-00-340-013-5-745
71926	Health Dept	HP Direct	\$ 6,620.00	5-1100-441-00-340-003-0-661
71960	I.T. Dept	Global Data	\$24,379.00	5-1283-429-10-230-019-0-745

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

16. Presentation of the status as well as request by S&G Paving, Inc. fro discussion, consideration and approval to substitute the current performance and payment bonds from (North American Sureties, LTD) and replace with new (original documents) complaint payment, performance bonds and applicable certificate of insurances (subject to legal review) for new awards and/or unfinished/in completed portions of contractors including but not limited to, the following contracts;

Project	Contract Number	Dept.	Bond Company	Bond Amount
Rancho Nuevo –Summer Wood	CAP-05-001-02-24	Precinct # 4	ACSTAR	\$228,481.00
Reconstruction & Widening of McColl Road	C-04-299-11-16	Precinct # 2	_____	\$700,000.00
Paving & Curbing of South “I” Road	C-04-300-11-16	Precinct # 2	_____	\$200,000.00

NO ACTION taken on this item.

17. Consideration, discussion and action necessary in connection with deadlines imposed (including extensions discussed by CC on 6-14-05) with consequences for non-compliance by Hidalgo County on S&G Paving through issuance of a certified letter.

NO ACTION taken on this item.

18. Presentation for discussion, consideration and approval to extend acceptance date (by publishing notice) from July 13, 2005 to July 27, 2005 project regarding a Request for Proposals for “Section 125 Plan Administrator” for the Hidalgo County.

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

19. Presentation fro discussion, consideration, and acceptance and approval of a Work Authorization No.1 from project engineer Ricardo Hinojosa, P.E. in connection with Tom Gill Intersection Improvements.

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

20. Requesting authority to re-advertise For: “Pathologist to Provide Turnkey Autopsy and Related Services” RFB, due to no SOQ’s received.

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

At this time Commissioner Palacios steps out of the Court.

- 21. Pursuant to the presentation by Alamo Insurance on June 14,2005 in connection with South Texas Health System Hospital (UHS) termination with Texas True Choice, Inc., discussion, consideration and approval of a Hospital Discount Agreement between Hidalgo County and Provider Cash Management Group, Inc., for in network hospital discount**

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

B. HIDALGO COUNTY PRECINCT NO. 1 –

- 1. Presentation for consideration, discussion acceptance and approval of Work Authorization # 3 for lump sum amount of \$97,500.00 with TEDSI Infrastructure Group for the construction plans and estimate for reconstruction of Mile 6 West from Mile 9 North to Mile 11 North;**

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

- 2. Requesting approval of Change Order No. 1 (increase) in the amount of \$19,931.08 with Hidalgo and Cameron Counties Irrigation District # 9 for irrigation line relocation in connection with Mile 2 West Project;**

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

- 3. Presentation for discussion, consideration and approval to include Siesta Village Subdivision in RFB to Provide and Apply Two(2)Seal Coat Applications to Indian Hills Subdivision, East & West (All Roads)- CIP Street Improvement Project, (previously approved 6-21-05 to re-advertise).**

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

C. HIDALGO COUNTY PRECINCT NO. 3–

- 1. Recommending of bid No. 05163-06-15-JMT awarded to a sole bidder meeting all specifications attached hereto for: One (1) Use truck Mounted Spray Injection Road Repair MachineTotal Cost \$50,000.00**
- a) 1999 Freightliner Cab-Over**
 - b) Truck mileage 21,331**
 - c) Pot Hole Patching unit 312.1 hours**

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

D. HIDALGO COUNTY PRECINCT NO. 3 AND BUILDINGS AND GROUNDS-

1. **Presentation for discussion, acceptance, and approval (TCPN No. 05-200-JMT) of a proposal from Centennial Contractors Enterprises, Inc. (awarded AJOC (area job order contractor) through the County's participation/membership with (TCPN) Region IV The Cooperative Purchasing Network Program, for the provision of labor, an materials (as attached hereto) including but not limited to Demolition and Removal, Framing, Flooring, Plumbing, Finishes and Electrical work in an amount not to exceed \$17,240.54 with authority to issue purchase order for: "DPS New Office Setup at Precinct 3 Multipurpose Center Building"**

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

E. HIDALGO COUNTY ADULT PROBATION –

1. **Requesting authority to purchase an IR5000 Cannon Copier from Ikon through their TBPC State Award contract 600-A4 for Req #72164 in the total amount of \$8,053.00**
2. **Requesting authority to enter into a one year maintenance contract after the 90 day warranty for an IR5000 Cannon Copier with Ikon through their TBPC State Award Contract 600-A4 for Req #72164 in the total amount of \$1,657.27.**

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

F. HIDALGO COUNTY –BUILDINGS AND GROUNDS-

1. **Presentation for discussion, acceptance, and approval (TCPN NO. 05-232-JMT) of a proposal from Centennial Contractors Enterprises, Inc. (Awarded AJOC (Area job order contractor) through the County's participation/membership with (TCPN) Region IV The Cooperative Purchasing Network Program, for the provision of labor, and materials (as attached hereto) including but not limited to Turnkey Fire Sprinkler Pump, Finishes, Plumbing and Electrical work, and Testing in an amount not to limited to Turnkey Fire Sprinkler Pump, Finishes, Plumbing and Electrical work, and Testing in an amount not to exceed \$ 41,358.81 with authority to issue purchase order for: "Administration Building Fire Sprinkler Pump"**

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

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

1. **Presentation for discussion, consideration, acceptance and approval of Payment Application # 12 (final payment) submitted by Jimmy Closner & Sons Construction in the amount of \$ 5,933.48 in connection with (contract No. C-03-238-09-30 Road Construction of Lopezville Subdivision)**

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

2. **Presentation for discussion, consideration, acceptance and approval of Payment application # 13 (Retainage Payment) submitted by Jimmy Closner & Sons Construction in the amount of \$ 53,081.85 in connection with (Contract No. C-03-238-09-30- Road Construction of Lopezville Subdivision)**

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

H. HIDALGO COUNTY HEALTH DEPARTMENT –

1. **Requesting authority to purchase (05-218-JMT) hardware and software equipment from awarded vendor through the State of Texas DIR Go-Direct Program with Software House International Inc. under Contract No. 313-001A in an amount not to exceed \$86,829.84 for: “Web EOC Emergency Operations Center System”**

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

2. **Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A)(4) ‘...a Professional Service’ with _____ for: “The Construction of a New Health Clinic in the City of Pharr”**

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

3. **Approval of a Professional Architectural Service Contract for with Mata-Villarreal for: “The Construction of a New Health Clinic in the City of Pharr” (subject to legal review)**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to rank Mata-Villarreal-Garcia as #1, Milnet & IDE-A Group as #2, and TDCI as #3.

I. HIDALGO COUNTY IT DEPARTMENT –

1. **Presentation for discussion, consideration and approval to terminate the contract (as yet un-executed by Hidalgo County) with Total Technologies for the Voice Communication System Project awarded by Commissioner’s Court on 5-17-05 due to non-compliance with payment and performance bonds requirements; and**

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

At this time Commissioner Palacios returns to the Court.

2. **Requesting authority to re-issue Voice Communications System Project with modification of requirements.**

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

3. 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
Risk Management	Armando Guzman Safety Officer	\$ 33.75	500	Sanyo RL4920-Free Phone
Risk Management	Pete Luna Safety Specialist	\$33.75	500	Sanyo RL4920-Free Phone
Risk Management	Adolfo Trevino Safety Specialist	\$33.75	500	Sanyo RL4920-Free Phone
Risk Management	Rene Parrao Safety Specialist	\$33.75	500	Sanyo RL4920-Free Phone
Risk Management	Darryn Caraveo Safety Specialist	\$33.75	500	Sanyo RL4920-Free Phone

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

J. HIDALGO COUNTY SHERIFF'S DEPARTMENT –

- 1. Requesting authority to exercise the additional one (1) year extension as provided in the current contract for “Tires” under the same rates, terms and conditions with The Tire Coral effective date: 07/15/05 to 07/15/06**

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

- 2. Discussion, consideration, approval and acceptance of a donation consisting of three (3) Canines, one (1) from Martin Segura and two (2) from Barbra Stadts (341st Training Squadron) fro the Hidalgo County Sheriff's Office Canine Program.**

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

K. HIDALGO COUNTY TAX OFFICE –

- 1. Requesting approval to suspend/cancel Bid No. 05-219-07-06-JMT opening date set for 7-06-05 for: “Printing Tax Rolls, Folding, Inserting, Pre-Sorting and Delivering of Tax Statements for the year 2005 to the Edinburg Post Office” RFB Inasmuch as Tax Office has not completed specifications ready including additional language required under Senate Bill 18 (SB18) .**

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

At this time Commissioner Garza steps out of the Court.

2. **Requesting authority to re-advertise project with bid opening date determined upon receiving specifications from the Tax Office for: “Printing Tax Rolls, Folding, Inserting, Pre-Sorting and Delivering of Tax Statements for the year 2005 to the Edinburg Post Office” RFB**

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

L. HIDALGO COUNTY WIC PROGRAM-

1. **Requesting authority to advertise and approval of specifications (Bid No. 05-187-07-27-JMT) attached hereto for: “Lease Space WIC Administration Building in the City of Edinburg” RFB**

On motion of Commissioner Handy, 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.

21. Human Resources/Civil Services Department – Esther Cortez: (SEE EXHIBIT V)

- A. **Approval to delete vacant slot 190-002-006 (clerk/receptionist) & vacant slot 190-001-001 (secretary)**

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

- B. **Approval to create slot 190-002-012 Executive Assistant & set salary**

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

At this time Commissioner Garza returns to the Court.

- C. **Approval of Revised Salary Schedule**

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

22. Budget Office – Valde Guerra: (SEE EXHIBIT W)**A. Approval of reimbursement to the Hidalgo County Workers' Compensation claims paying account for: Workers' Compensation claims paid by Tristar Risk Management in the amount of \$ 74,097.65 for the period ending June 1-15, 2005**

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

B. Acceptance of check #745672509 from Allstate Insurance Company for reimbursement of damages sustained to county vehicle (Sheriff's Department) claim #1764166565

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

C. Discussion, consideration and action authorizing Mr. Valde Guerra, Budget Officer to process invoice #246405 in the amount of \$ 52,000.00 for engineering services rendered through May 31, 2005 and subsequent invoices in connection with the General Engineering Contract for GASB 34 compliance with Traffic Engineering Design Systems Inc. (TEDSI) Contract #C-03-270-09-02

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

D. Pct. #3:**1. Approval of Intradepartmental transfer - \$ 163,218.75 (to fund R&B Acct. – for ROW Acquisition on Bus. 83 & FM 1924 Phase I Project, (if CIP funds are exhausted)**

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

E. Approval to process payment to Tropical Texas Center MH/MR in the amount of \$534,825.00 for the county allocation required local match

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

F. Approval of membership dues to the South Texas County Judges and Commissioners' Association for years 2003-2005 - \$ 450.00

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

G. Safety Division:**1. Reclassification of all safety positions to safety officers**

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

2. Adjustment of slot #001 (property & casualty allowance) and #009 (correction of error w/retroactive pay)

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

3. Revised salary schedule

4. Approval of line item transfer

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

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

23. Closed Session: (SEE EXHIBIT X)

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

24. Open Session:

A. Real Estate Acquisition

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to settle on parcel #107D belonging to Gilberto and Isable Martinez in amount of \$6,976.00.

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

C. Pending and/or potential litigation

NO ACTION taken on items B & C.

25. Closed Session:

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

26. Open Session:

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

27. Adjourn

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, JULY 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 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. Indigent Defense & create obj. 746**
 - B. Purchasing Department**
 - C. 332nd District Court**
 - D. D.A. – Gen. Fund**
 - E. D.A. – Inv. Fund**
 - F. HIDTA – Task Force 2005 Program Income & create obj. 810**
 - G. Sheriff's Department (2)**
 - H. J.P. Pct. #3, Pl. 1 (2)**
 - I. Planning Department**
 - J. J.P. Pct. #4, Pl. 2 & create obj. 608**
 - K. County Court #4**
 - L. Health Benefits & create obj. 432**
 - M. County Judge & create obj. 343**
 - N. Health OPHP Grant**
 - O. Elections Department**
 - P. WIC**
 - Q. Pct. #1 – GED create obj. 601 & 661**
 - R. Pct. #1 – Parks**
 - S. Pct. #1 – Sanitation**
 - T. Pct. #1 – GED (to close out grant)**
 - U. Pct. #2 – R & B**
 - V. Pct. #2 – County Wide Shop**
 - W. Pct. #2 – Landfill**
 - X. Pct. #2 – CRC & create obj. 663**
 - Y. Pct. #3 – C/O 2001**
 - Z. Pct. #3 – Parks**

- AA. Pct. #3 – R & B
- BB. Pct. #4 – R & B (2)
- CC. Pct. #4 – Landfill (2)
- DD. Constable Pct. #3 - & create obj. 540
- EE. Constable Pct. #3 – Proj. SWEEP
- FF. Auxiliary Court
- GG. County Court #1
- HH. IT Department
- II. WIC Grant & create obj. 601, 602, 603
- JJ. Constable Pct. #5

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)**

Taxpayer	Payer	Amount
A. Ramiro Montemayor	Litton Loan	\$ 8,677.78
B. Raul & Martha G. Rosales	Wells Fargo	\$ 3,029.54
C. Higinio Ramirez	King, Guerra, Davis Garcia	\$12,355.82

5. **Right of Way: (SEE EXHIBIT E)**

- A. **El Paso Production – north Moorefield Rd. (paid \$ 3.75)**
- B. **North Alamo Water Supply – FM 493 on Mile 15 North (paid \$ 3.75)**
- C. **West Port Oil and Gas – north of FM 1925 (paid \$ 3.75)**
- D. **West Port Oil and Gas – north of FM 1925 (paid \$ 3.75)**
- E. **West Port Oil and Gas – Mile 19 (paid \$ 3.75)**
- F. **Sharyland Water Supply – Monte Cristo Rd. & Big “5” Rd. (paid \$ 3.75)**
- G. **Samson Lone Star L.P. – Abram Rd. north of FM 490**
- H. **Southwestern Bell – Sioux Rd. on Golie Rd.**
- I. **Southwestern Bell – Tower Rd. and Curve Rd.**
- J. **Southwestern Bell – along Bryan Rd.**
- K. **Southwestern Bell – along Mile 22 North and Valdez Street**
- L. **Southwestern Bell – along Cesar Chavez Rd.**

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

A. HIDALGO COUNTY –

1. Requesting authority to purchase computer equipment and peripherals from State Awarded through our participation of Cooperative Programs for the following;

Req	Department	Vendor	Amount	Account Number
CISV Purchases				
71929	I.T. Dept	QA Systems	\$ 597.60	5-1100-415-00-200-001-0-661
71957	I.T. Dept	S.J.S.	\$ 198.00	5-1100-415-00-200-001-0-664
71959	I.T. Dept	S.J.S.	\$ 49.00	5-1100-415-00-200-001-0-664
72087	I.T. Dept	S.J.S.	\$ 755.00	5-1100-415-00-200-001-0-664
72103	Planning	Compusa	\$ 337.68	5-1100-419-10-210-001-0-664
72145	Risk/Loss Mgmt	CDW-G	\$ 144.00	5-1100-419-50-230-001-0-601
72285	Adult Probation	STE	\$ 300.00	5-1100-423-00-320-001-0-431
72431	District Clerk	STE	\$ 120.00	5-1100-412-00-090-001-0-531
71957	I.T. Dept	S.J.S.	\$ 198.00	5-1100-415-00-200-001-0-664
72431	District Clerk	STE	\$ 120.00	5-1100-412-00-090-001-0-531
DIR Purchases				
71798	District Clerk	CDW-G	\$ 10.00	5-1100-412-00-090-001-0-604
71798	District Clerk	CDW-G	\$ 298.00	5-1100-412-00-090-001-0-661
70660	Court at Law #3	Dell	\$ 622.80	5-1243-412-00-023-002-0-745
72208	District Attorney	CDW-G	\$ 736.00	5-1222-412-00-080-006-0-661
72091	I.T. Dept	Dell	\$ 640.75	5-1100-415-00-200-001-0-661
71969	I.T. Dept	Global Data	\$3,970.60	5-1100-415-00-200-001-0-745

B. HIDALGO COUNTY 93RD DISTRICT COURT –

1. Requesting authority to renew a one year Service agreement for a copier with Copy Graphics for Req #72333 in the total amount of \$500.00. Effective June 29, 2005 through June 29, 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, JULY 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:

(SEE EXHIBIT Y)

1. Roll Call

All Members of the Board were counted present.

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

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

4. Approval of Texas Association of Counties Unemployment Compensation Participation Agreement with the Hidalgo County Drainage District #1

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

5. Approval of TEDSI Work Authorization #5, drainage improvements to Weslaco Drain Outfall (Pct. 1, contract dated 3-23-04)

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

6. Approval of TEDSI Work Authorization #6, drainage improvements to Mile 4 West Outfall (Pct. 1, contract dated 3-23-04)

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

7. Approval of budget amendment from capital project and appropriate \$ 79,730.00 to fund Lateral project in Pct. 1

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

8. Approval of Dannenbaum Engineering Corporation Supplemental Agreement #2 for Work Authorization #2 Bus. 83 Outfall (Pct. 3, contract dated 3-23-04)

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

9. Approval of Dannenbaum Engineering Corporation Work Authorization #8, Goodwin Outfall (Pct. 3, contract dated 3-23-04)

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

10. Approval of Dannenbaum Engineering Corporation Work Authorization #9, Linda Vista Outfall (Pct. 3, contract dated 3-23-04)

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

11. Approval of budget amendment to transfer out of District's general fund to capital projects and appropriate \$ 398,420.00 to fund lateral projects in Pct. 3

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

12. Approval to create Right of Way Agent position and set salary at \$ 55,000.00

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

13. Approval of budget amendment from District's fund balance to fund new position

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

14. Approval of Interlocal Cooperation Agreement between the City of Edinburg and the Hidalgo County Drainage District #1 for proposed "Owassa Drain Ditch"

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

15. Requesting approval of exemption from competitive bidding requirements for professional/engineering services with Javier Hinojosa Engineering

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

16. Approval of engineering services contract with Javier Hinojosa Engineering for services related to Los Ebanos & 3 ½ Mile Line (Pct. 3)

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

17. Risk Management/Workers' Comp. – Valde Guerra:

A. Update on Workers' Compensation claims paid by Tristar Risk Management in the amount of \$ 15,631.46 for the period ending June 1-15, 2005

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

18. Purchasing Department – Marty Salazar:

NOTES: A. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO COUNTY DRAINAGE DISTRICT – CONTRACT'S MANAGER

- 1. Requesting approval to rescind bid award (Drainage District No. 1 – previously approved 06-21-05) with Columbus County Ford, inasmuch as specifications are for a ½ Ton-4X4 Diesel Regular Truck, which has been confirmed that Ford does not manufacture ½ Ton Diesel Trucks.**

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

- 2. Presentation for discussion, consideration and necessary action in connection with Hidalgo County Drainage District No. 1's award of RFP to Texas Municipal League on 6-21-05 for: "Property and Casualty, Public Officials, Automobile Liability, Automobile Physical Damage, General Liability, Crime, and/or Inland Marine Insurances Project" including, but not limited to, the following:**

- a. Review of comments received from Hon. Rex Leach, Atlas & Hall in connection with review of proposal response submitted by Texas Municipal League (TML);**

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

b. Approval of Interlocal Agreements (for the applicable Coverages, Limits, Deductibles, Contributions, Effective & Anniversary Dates being elected/accepted) including, but not limited to the following:

- 1) Proposal Acceptance Form - Property
- 2) Liability Proposal Acceptance Form
- 3) Liability/Property Interlocal Agreement;
- 4) Prior Acts Coverage - Errors & Omissions Liability (Warrant of Incident Report) (if applicable);

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

3. Designation of a Fund Contact as required by TML: currently the contact(s) with TAC for DD #1 are:

- 1) Valde Guerra, Hidalgo County "Pool Coordinator" and
- 2) **Godfrey Garza, Manager, Drainage District #1; or in the alternative, or if applicable;**
- 3) Lora Briones Fund Contact, and
- 4) _____ **Fund Contact**

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

4. Authorization for DD #1's Board Chairman or designation of a Board Member to sign/execute the applicable Interlocal Agreement(s), Documents, Forms for membership and participation in the Intergovernmental Risk Pool of Texas Municipal League (TML).

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

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

19. 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

20. Open Session:

A. Real Estate Acquisition

21. Closed Session:

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

22. Open Session:

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

23. Adjourn

On motion of Commissioner Handy, 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, JULY 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 Handy, seconded by Commissioner Palacios, the Board made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

1. Approval of check register and payment of claims and bills – County Treasurer

2. Discharge Permits:

- A. City of Mission – Orchards @ Shary Rd. Subdivision**
- B. City of Mission – Heritage Parks Subdivision Unit II**
- C. Jack McLelland – Weslaco Manor**

3. Pipeline Permit:

- A. Westport Oil & Gas L.P. – North Main Drain along the east side of Sharp Rd.**
- B. Valero Logistics Operations, L.P. – along North Main Drain off of Mile 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 05th day of July, 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 July 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

(Seal) By: _____
Norma Garza, Deputy