

SPECIAL MEETING – August 09, 2005

BE IT REMEMBERED, that on this 09th day of August, A.D., 2005, there was begun and held a SPECIAL MEETING of the Honorable Commissioners’ Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

HONORABLE RAMON GARCIA	HIDALGO COUNTY JUDGE
HONORABLE SYLVIA HANDY	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOE M. FLORES	COMMISSIONER, PRECINCT NO. 3
HONORABLE OSCAR L. GARZA JR.	COMMISSIONER, PRECINCT NO. 4

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

Ramon Garcia
County Judge

Sylvia S. Handy
Commissioner, Pct. #1

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

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

HIDALGO COUNTY
COMMISSIONERS' COURT
AGENDA

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, AUGUST 09, 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 – Irma Mata on behalf of Hidalgo County Crime Stoppers.

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

Fern McClaugherty on item #20-B1.

Olga Cardoso with La Union del Pueblo Entero thanking Commissioner Garza for his assistance.

5. Approval of Consent Agenda

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

At this time the Court moved to item #8.

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

A. Proclamation honoring District Court Judge Mario Ramirez and naming the Mario E. Ramirez, Jr. Juvenile Justice Center

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

At this time Judge Garcia leaves the Court.

At this time the Court moved to item #7.

B. Discussion, consideration and action on the request for 2006 funding for the International Museum of Art & Science (IMAS)

NO ACTION taken on this item.

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

At this time Commissioner Garza leaves the Court.

7. Juvenile Probation – Buddy Silva: (SEE EXHIBIT I)

A. Request approval of Grant Acceptance Notice for JB-04-J20-13378-07 Juvenile Justice Accountability Block Grant Early Intervention Program – CJD Award is \$ 34,805.00 and local match is \$ 15,000.00 for a total of \$ 49,805.00

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

At this time the Court moved to item #17.

At this time Judge Garcia steps out of the Court.

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

A. Approval of Sub recipient Agreements with the Lower Rio Grande Valley Development Council Rio Metro Public Transportation (Transportation Services), and Urban County Program on behalf of Hidalgo County Precinct No. 1 (25,000.00), Hidalgo County Precinct #2 (10,000.00) and Hidalgo County Precinct #3 (25,000.00) for Urban County Program Year 18 (2005).

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

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

A. Increase of the General Fund 2005 Revenue Accounts by the net amount of \$ 1,874,832.32

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 #11.

10. Sheriff's Department (Crime Stoppers) – Irma Mata: (SEE EXHIBIT L)

A. Discussion and possible action requesting \$ 25,000.00 donation from Hidalgo County for Hidalgo County Crime Stoppers

NO ACTION taken on this item.

B. Discussion and possible action to enter into a one (1) year contract with Hidalgo County

NO ACTION taken on this item.

At this time the Court moved back to Open Forum.

11. Head Start – Teresa Flores: (SEE EXHIBIT M)**A. Discussion/approval of bid awards and contracts to sole bidder meeting all specifications for the lease of classroom space in the following areas:**

- 1. Edinburg Area #2005-07-015**
- 2. Mission Area # 2005-07-016**

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

At this time Judge Garcia returns to the Court.

B. Discussion/approval of bid awards and contract to sole bidder meeting all specifications for the lease of land space in McAllen Area Bid #2005-07-017

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

At this time Judge Garcia steps out of the Court.

12. District Attorney – Roy Cazares: (SEE EXHIBIT N)

- A. Approval to delete slot #5 from the D.A. Inv. Fund**
- B. Approval to increase the salary in slot #1 in the D.A. Inv. Fund due to additional duties in the amount of \$ 7,400.00**
- C. 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 C.

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

NO ACTION taken on this item.

At this time the Court moved to item #15.

14. Planning Department – Raul Sesin: (SEE EXHIBIT P)**A. Preliminary Approval:**

- 1. San Cristobal Phase 2 Subdivision – Pct. 4 (William Schwarz)**
- 2. Tierra Norte Subdivision – Pct. 1 (Ricardo Ochoa)**
- 3. Fargo Subdivision – Pct. 4 (Victor Farias)**
- 4. Resubdivision of Lot 1, Texas Valley – Pct. 3 (Julio Rodriguez)**
- 5. Taurus Estates No. 18 Subdivision – Pct. 3 (Leonel Bazan)**
- 6. JECRG Subdivision – Pct. 4 (Encarnacion Calderon)**

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

B. Final Approval:

- 1. Lots 21A & 21B, Rincon De Palmas Subdivision – Pct. 1 (Mario Lozano)**

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

C. Final Approval with a Letter of Credit:

- 1. Seminole Valley No. 4 Subdivision – Pct. 2 (Jack McClelland)**
- 2. Weslaco Manor Subdivision – Pct. 1 (Jack McClelland)**

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

D. Final Approval with a Cash Deposit:

- 1. Torre Fuente Subdivision – Pct. 1 (Jose Villarreal)**

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

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

- 1. Ellis No. 4 Subdivision – Pct. 3 (Gilbert Ellis, Developer)**

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

F. Reappointment of Members for the Hidalgo County Subdivision Advisory Board:

- 1. Celeste Cardenas Leas - Judge**
- 2. Jerry Garza – Pct. 2**

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

G. Approval of TxDOT Plans for FM 1925 (Monte Cristo Rd.) from US 281 to 0.22 miles east of Kenyon Rd.

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

At this time the Court moved to item #16.

15. Right of Way – Godfrey Garza: (SEE EXHIBIT Q)

A. Discussion and action on Memorandum of Understanding (MOU) as it relates to projects funded under H.R. 3, Transportation Equity Act: A Legacy for Users, related to Hidalgo County

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

At this time Judge Garcia returns to the Court.

B. Discussion and action on Work Authorization #2 related to South East connector of the Hidalgo County Loop

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

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

16. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT R)

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

- A. Landscape and Maintenance of courthouse grounds project**
- B. Status of other ongoing county owned building construction, renovation repair projects**
- C. Report of unanticipated, or emergency situation occurring since last agenda meeting**

Presentations made by Daniel Flores on items A thru C.

At this time the Court moved to item #19.

17. Pct. #1 – Comm. Handy: (SEE EXHIBIT S)

A. Request authorization to enter into an Agreement with Region One Education Service Center for testing services for the GED Connection & Job Readiness Program

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

B. Approval and authorization to create a new position (Maintenance II, position 001-016) under the Sanitation Department

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

C. Approval to set salary in the amount of \$ 19,000.00

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

D. Approval of Revised Salary Schedule

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

E. Approval and authorization to create two (2) temporary positions not to exceed six months, due to personnel out on FMLA – Road & Bridge position #005-016 and Parks Department 013-003 (\$ 8.42/hr.)

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

F. Discussion, consideration and action on salary adjustment due to additional duties and responsibilities for slot #005-031 Pct. #1 R & B - \$ 4,282.00

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

G. Approval to set salaries and revise salary schedules**H. Approval of intradepartmental transfer for Pct. #1 – R & B****I. Approval to create obj. 121 in Pct. #1 Parks & intradepartmental transfer**

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

18. Pct. #3 – Comm. Flores: (SEE EXHIBIT T)**A. Requesting authorization for appraisals, title reports and acquisition of right of way on outfall channels for FM 1924 Phase I (FM 494 to SH 107) and US Business 83 Phase I**

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 #22-B.

19. Pct. #4 – Comm. Garza: (SEE EXHIBIT U)**A. Request authorization to name an unnamed county dedicated road within Hidalgo County Pct. #4 as follows:****1. Carmen Avila Blvd.: located within Vista Bonita #11 Subdivision**

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

B. Request authorization to name an unnamed county dedicated road within Hidalgo County Pct. #4 as follows:

1. La Cuchilla Rd.: Located btw. Hwy 107 & Tower Rd.

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

C. Presentation for consideration, discussion, acceptance and approval of Invoice #2005-500 in the amount of \$ 15,500.00 from Quintanilla, Headley & Associates, Inc. with authority for County Auditor to issue payment (after review and processing procedures completed) in connection with Contract #03-083-01-29 J.R. Milo Ponce Park Project P.O. #508998

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

At this time the Court moved to go into Executive Session.

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

NOTES:

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

A. HIDALGO COUNTY –

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

1. New Hidalgo County Jail:

Total inmate population:	<u>1238</u>	Other Information:	<u>16</u>
Physical Count:	<u>1092</u>	Males (in house)	<u>1173</u>
Out of County: La Villa	<u>126</u>	Females (in house)	<u>79</u>
Brook’s	<u> </u>	Federal Prisoners	<u>12</u>
Adj. /Sentenced to TDC	<u>126</u>	Total Paper Ready TDC	<u>87</u>
		Pending Paperwork/Crts	<u>8</u>
		Pending Charges/Courts	<u>31</u>

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

Nothing to report on this item.

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;**
- b) Construction of additional pod(s)**
- c) Selection and engagement of an architect for the construction of additional pod(s)**

Nothing to report on items #3-a thru c.

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

Nothing to report on items #4-a&b.

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 document phase and projected time line for bid advertisement, bid opening, etc.;**

Nothing to report on items #5-a thru c.

6. Presentation for consideration, discussion, and approval for Hidalgo County to exercise its thirty (30) days written notice prior for cancellation of contract (C05-144-05-24) with the awarded vendor, Sterling's Public Safety Uniforms and Equipment Co., for the "Communication Officer Uniforms" under the Hidalgo County Sheriff's Office

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

7. 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 Cameron Land & Cattle, Inc.

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

B. HIDALGO COUNTY PRECINCT NO. 1 –

1. **Requesting authority to purchase through the Inter Local Agreement with Houston Galveston Area Council (H-GAC) Philpott Motor Co. Port Neches, Texas with specifications attached hereto and as requested by Precinct No. 1 (#05-291-07-28CGV) for: “One (1) New 2006 Model, Ford F-250 Extended Cab 4X4**

Pickup.....	Unit Price	\$29,167.25
	H-GAC Admin. Fee.	<u>\$ 600.00</u>
Total Amount FOB Pct. # 1		\$29,767.25

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

C. HIDALGO COUNTY CONSTABLE PRECINCT NO. 3-

1. **Presentation for consideration, discussion, acceptance and approval of Fleet Fueling System Application (ORIGINAL) to be forwarded to Arguindegui Oil Co. II, Ltd. as submitted by Hidalgo County Constable Precinct No. 3 and detailing the “holder and user” of fleet fuel card under awarded contract for “Gasoline, On & Off Highway Diesel Fuel”.**

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

D. HIDALGO COUNTY PRECINCT NO. 2-

1. **Requesting authority to purchase One (1) New, Latest Model, Peterbilt 335 Chassis with Roll Off Body, from an awarded vendor, Rush Truck Center, through the Interlocal Agreement with TASB Buyboard for Hidalgo County Precinct No. 2 Total purchase price \$97,976.00. Administration and delivery fees included.**

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

2. **Presentation for discussion, consideration, acceptance and approval of an Invoice dated 7-26-05 from S&G Paving in the amount of \$69,308.02 in connection with the reconstruction and widening of McColl Road Project (for Precinct # 2) for Pay request No. 5 by project engineer, Ramiro Gutierrez P.E. (Gutierrez Engineering) with authority for Auditor to issue payment through a manual check**

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

3. **Acceptance and approval in Invoice # 1752 dated 7-7-05 in the amount of \$101,140.00 as submitted by R. Gutierrez Engineering for Engineering in connection with engineering services for the Nolana Loop Project with authority for Auditor to issue payment.**

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

E. HIDALGO COUNTY PRECINCT NO. 3-

1. **Presentation for discussion, consideration, acceptance and approval of a Work Authorization No. 3 from project engineer, Hinojosa Engineering in connection with Friendly Acres Subdivision in the amount not to exceed \$ 1,200.00.**
2. **Presentation for discussion, consideration, acceptance and approval of a Work Authorization No. 2 for project engineer Hinojosa Engineering in connection with surveying services at Texan Gardens in the amount not to exceed \$1,000.00.**

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

F. HIDALGO COUNTY ADULT DETENTION FACILITY –

1. **Recommending award of Bid and approval of Contractors to low bidder meeting all requirements and specifications for “Pest Control Service”.**

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

G. HIDALGO COUNTY BUILDINGS AND GROUNDS –

1. **Presentation for discussion, consideration, and approval (05-290-JMT) to solicit/request proposals 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 stripping, white washing, paint all office walls, re-laminate all banisters, jury boxes, Judges benches, cleaning & finishes work for: “398th State District Courtroom Renovations”**

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

2. **Presentation for discussion acceptance and approval (05-236-JMT) of a proposal from Centennial Contractors Enterprises, Inc. awarded area job order contractor (AJOC) through the County’s participation/membership with (TCPN) for the provision of labor, and materials as attached hereto with authority to issue purchase order in an amount not to exceed \$3,551.75 in connection with partial work (remedy) to secure and fasten loose stone quarried panels located along the East elevation of Courthouse building: “Seal (selected) Courthouse Façade Panels”**

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

3. **Presentation for consideration, discussion, acceptance and approval of Fleet Fueling System Application (ORIGINAL) to be forwarded to Arguindegui Oil Co. II, Ltd. as submitted by Hidalgo County Buildings & Grounds and detailing the “holder and user” of fleet fuel card under awarded contract for “Gasoline, On & Off Highway Diesel Fuel”. (New Employees)**

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

H. HIDALGO COUNTY COMMUNITY SERVICE –

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 Rio Grande Valley Gas, Inc.**
2. **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 Air Plus Heating and Cooling, Inc.**

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

I. HIDALGO COUNTY ELECTIONS DEPARTMENT –

1. **Presentation for discussion acceptance and approval (05-178-JMT) to adjust the total (correct) amount of proposal document from Centennial Contractors Enterprises, Inc. awarded contractors (AJOC) through the County’s participation/membership with The Cooperative Purchasing Network (TCPN) Program for the provision of labor and material as attached hereto with authority to issue purchase order in the amount not to exceed \$15,352.10 including but not limited to remove and dispose asbestos material, and cleaned of debris each day for: “Asbestos Abatement Elections Department Basement Building”**

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

J. HIDALGO COUNTY IT DEPARTMENT –

1. **Pursuant to Hidalgo County Cellular Telephone Policy, presentation for consideration, acceptance and approval of Cellular Phone Request Forms for the following elected official(s), department head(s), program director(s) and employee(s);**

Department Name	Name of Employee(s)	Basic Rate Plan Per Month	Total Minutes Plan	Equipment/Cost
Risk Management	Sergio Reyes Safety Officer	\$33.75	500	Sanyo RL4920- Free Phone

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

K. HIDALGO COUNTY HEALTH DEPARTMENT –

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

Req	Department	Vendor	Amount	Account Number
73994	Health Dept	Zones, Inc	\$7,714.85	5-1293-441-00-340-018-5-661
73997	Health Dept	CDW-G	\$6,281.93	5-1293-441-00-340-018-5-661

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

2. **Presentation for discussion, consideration and approval to correct/increase the proposal (as previously approved by HCCC on 7-19-05 for \$356,437.00) by \$4,647.39 from Centennial Contractors Enterprises, Inc. (awarded area job order contractor through the County's participation/membership with TCPN) to reflect a new total \$362,084.39 in connection with the "Health Department Building Interior Renovations"**

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

L. HIDALGO COUNTY HUMAN SERVICES -

1. **Presentation for discussion, consideration and approval to exercise the option to renew for an additional one (1) year term (as provide in contract) of an Interlocal Agreement between Hidalgo County Department of Human Services and Rio Grande Regional Hospital to place a County Indigent Health Care Eligibility Worker on site at:**

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

M. HIDALGO COUNTY SHERIFF'S DEPARTMENT –

1. **Presentation for discussion, consideration, and approval to solicit/request proposal from area job order contractor(s) Centennial and/or Jamail (awarded vendors through our participation/membership with TCPN And TASB programs for: "Construction of two(2) Basketball Courts at the Adult Detention Facility"**

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

2. **Requesting authority to advertise and approval of draft specifications as attached hereto for "Uniforms for Law Enforcement Personnel" project.**
3. **Requesting authority to exercise the additional one year extension as provided in current contract for "Section II- BDU's (Battle Dress Uniforms)" for Sheriff's Department, under the same rates, terms and conditions with Uniforms of Texas. Official 8/10/05 - 08/10/06**

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

N. HIDALGO COUNTY JUVENILE PROBATION DEPARTMENT –

1. **Requesting exemption from competitive bidding requirements, Texas Local Government Code, Section 262.024 (a) (4), professional service, in connection with material testing services for the construction of the new Juvenile Justice Center for Hidalgo County;**

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

2. **Presentation for discussion, consideration and approval of recommendation by project architect V-A Architecture to select/rank and engage the services of the firm (based on review of County's "Pool") of _____ to provide material testing services for the new Juvenile Justice;**

NO ACTION taken on this item.

3. **Authority for purchasing department to negotiate a professional service contract with the ranked/selected firm of _____ to provide material testing services for the construction of the new Juvenile Justice Center for Hidalgo County.**

NO ACTION taken on this item.

O. HIDALGO COUNTY WIC PROGRAM –

1. **Presentation for consideration, discussion and approval to reject and re-advertise for "Lease Space WIC Clinic in the City of Alamo" with the following modifications to specifications and/or requirements:**
- a) **Option 1- Lease of an existing building with an initial lease term of five (5) years with an option to extend for 2 additional 1 year term(s);**

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

- b) **If applicable, requesting approval to require:**
- i **Bid Bond**
 - ii **Performance Bond**
 - iii **Payment Bond**

NO ACTION taken on this item.

- c) **Option II- If Construction of a new building, term of lease as follows:**
- i **Initial five (5) years with County's option to renew/extend and additional one (1) year;**
 - ii **Initial five(5) years with County's option to renew/extend and additional two, five (5) year term(s);**
 - iii **Other**

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

- d) **If applicable, requesting approval to require:**
- i **Bid Bond**
 - ii **Performance Bond**
 - iii **Payment Bond**

NO ACTION taken on this item.

P. HIDALGO COUNTY TAX ASSESSOR –

- 1. Presentation for discussion, consideration, and acceptance and approval of a modification to Amendment One (Lease of State of Texas Registration and Title System (RTS) Information Resources and Support) to the current agreement for the use of State of Texas Automation Equipment to reflect the deletion/withdrawal of a subcontractor Guzman Insurance, thus bringing the current total to 15 instead of 14 sub-contractors, 1 RSPS instead of two and 8 DTA instead of 10 DTA units with authority for County Judge to execute modified Amendment.**

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

Q. 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 – Esther A. Cortez: (SEE EXHIBIT W)

- A. Approval to decrease slot #190-002-002 by \$ 870.00 and decrease slot #190-002-010 by \$ 950.00**

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

- B. Approval to increase vacant slot #190-002-011 by \$ 1,820.00**

- C. Approval of Revised Salary Schedule**

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

At this time the Court moved to adjourn.

22. Budget Office – Valde Guerra: (SEE EXHIBIT X)

- A. Presentation of Delinquent Tax Attorney Report for the period of July 01, 2004 through June 30, 2005 – Lucy G. Canales**

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

At this time the Court moved back to item #14.

B. Discussion, consideration and action on Amendment to Agreement between Hidalgo County and the Upper Valley Humane Society

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

C. Workers' Compensation:

- 1. 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 \$ 54,771.03 for the period ending July 01-15, 2005**

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

D. Interdepartmental transfers:

- 1. Co. Wide Contingency Adm. to County Court #1 - \$ 2,000.00 (postage)**
- 2. Co. Wide Contingency Adm. to County Court #4 - \$ 2,000.00 (postage)**
- 3. Co. Wide Contingency Adm. to Humane Society - \$ 29,000.00 (amendment to agree.)**
- 4. Co. Wide Contingency Adm. to Court Reporters Fund - \$ 800.00 (travel)**

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

E. Budget Amendments:

- 1. Co. Wide Contingency Adm. - \$ 1,874,832.32 (2005 Revenues)**
- 2. Juvenile Department – CO 2002 - \$ 434,047.88 (**

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

F. County Clerk:

- 1. Requesting consideration and approval to collect digital data fees, as per Government Code – Section 118.011**
- 2. Requesting consideration and approval to setup a new revenue account to facilitate the collection of the aforementioned fees**

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

G. Acceptance of gift (PDA) personal digital assistant from Business & Legal Reports and properly inventory on Budget Office Inventory List

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

At this time the Court moved back to item #22-A.

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

23. Closed Session: (SEE EXHIBIT Y)

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

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Civil Action No. M-04-130; Minerva Zamora vs. Hidalgo County**

24. Open Session:

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Civil Action No. M-04-130; Minerva Zamora vs. Hidalgo County**

NO ACTION taken on items A thru D.

At this time the Court moved back to item #20.

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 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, AUGUST 09, 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. Tx. Coop. Extension Service**
 - B. Constable Pct. #3**
 - C. Constable Pct. #5 & create obj. 346**
 - D. HIDTA – Task Force (2) & create obj. 747**
 - E. Adult Detention Center**
 - F. County Judge & create obj. 606**
 - G. D.A. Inv. Fund**
 - H. D.A. Gen. Fund**
 - I. Health – Bioterrorism Grant (2)**
 - J. Health – C.O. 2004**
 - K. 92nd District Court & create obj. 605**
 - L. Elections Department**
 - M. DPS – Highway Patrol & create obj. 661**
 - N. Tax Office & create obj. 681**
 - O. Pct. #1 – R & B & create obj. 741**
 - P. Pct. #2 – R & B**
 - Q. Pct. #2 – Parks**
 - R. Pct. #4 – CAP**
 - S. Pct. #4 – R & B & create obj. 343 & 532**
 - T. Pct. #4 – Parks & create obj. 431 & 532**
 - U. District Clerk & create obj. 743**
 - V. Planning Department**
 - W. Auxiliary Court**
- 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. **Urban County: (SEE EXHIBIT D)**
- A. **The Urban County Program requests cancellation of one (1) contract under the Home Buyer Assistance Program.**
5. **Monthly Fee Reports – June: (SEE EXHIBIT E)**
- A. **District Attorney - \$ 194,103.31**
6. **Right of Way – Permits: (SEE EXHIBIT F)**
- A. **Bazan Construction – 7 Mile Line & La Homa Rd.**
- B. **Enterprise Texas Pipeline, L.P. – Guajolote Rd. & FM 681**
- C. **Southwestern Bell – along Bentsen Palm Drive**
- D. **Southwestern Bell – along Pinkston & Brushline Rd.**
7. **Purchasing Department: (SEE EXHIBIT G)**
- 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 |
|--------------------------|--------------------|-------------|------------|-----------------------------|
| 74098 | Indigent Defense | Global Data | \$2,285.00 | 5-1100-412-00-009-003-0-745 |
| 74093 | District Attorney | Dell | \$129.45 | 5-1222-412-00-080-006-0-601 |
| 74093 | District Attorney | Dell | \$189.00 | 5-1223-412-00-080-007-0-661 |
| 74073 | Constable Pct #5 | Dell | \$1,121.25 | 5-1100-421-00-295-001-0-745 |
| 73950 | Budget Officer | Dell | \$1,169.49 | 5-2202-419-50-230-014-0-745 |
| 73779 | Tax Office | Dell | \$3,184.04 | 5-1100-415-15-140-001-0-747 |
| TBPC CISV Program | | | | |
| 73645 | Adult Probation | S.T.E. | \$250.00 | 5-1297-423-00-320-002-5-664 |
| 73718 | Restitution Center | Rio Radio | \$514.00 | 5-1297-423-00-320-005-5-662 |
| 73765 | I.T. Dept | All Valley | \$260.00 | 5-1242-412-00-060-001-0-432 |
| 73772 | Health Dept | SHI-G | \$986.00 | 5-1293-441-00-340-018-5-661 |
| 73786 | Tax Office | CDW-G | \$108.99 | 5-1100-415-15-140-001-0-745 |
| 74080 | Pct #3 | Rio Radio | \$75.00 | 5-1203-431-00-123-005-0-679 |
| 74111 | I.T. Dept | S.T.E. | \$192.50 | 5-1242-412-00-060-001-0-432 |
| 74134 | I.T. Dept | S.T.E. | \$962.50 | 5-1242-412-00-060-001-0-432 |
| 74142 | I.T. Dept | S.T.E. | \$120.00 | 5-1242-412-00-060-001-0-432 |
| 74142 | I.T. Dept | S.T.E. | \$1,980.00 | 5-1242-412-00-060-001-0-748 |
| 74161 | Planning | Rio Radio | \$295.00 | 5-1100-419-10-210-001-0-664 |
- B. **HIDALGO COUNTY TAX OFFICE -**
1. **Requesting authority to enter into a maintenance agreement with Copy Graphics for a fax machine on Req #73884 in the total amount of \$150.00. Effective upon approval.**
- C. **HIDALGO COUNTY ELECTIONS DEPARTMENT –**
1. **Requesting authority to enter into rental agreement with Ikon Office Solutions for a Copier IR 5570, a vendor on TASB BuyBoard for Req #74033 in the amount of \$700.00 a month. Effective upon approval.**

**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, AUGUST 09, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

(SEE EXHIBIT Z)

1. Roll Call

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

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 requesting exemption from competitive bidding requirements for professional service/engineering services with Javier Hinojosa Engineering

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

5. Approval of engineering services contract with Javier Hinojosa Engineering for services related to Peñitas Drainage Basin (Pct. 3)

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

6. Approval of Summit Contracting, Ltd. payment request #2 for work completed through June 30th & payment request #3 for work completed through July 29, 2005 (Mile 2 West bridge widening, Pct. 1)

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

7. Approval of McAllen Construction, Inc. payment request #3, for south Inspiration Rd. Crossing (Pct. 3)

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

8. Acceptance of drainage ditch right of way dedication adjacent to Flores Del Sol Subdivision

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

9. Workers' Comp. – Valde Guerra:

A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 13,159.19 for the period ending July 01-15, 2005

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

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

10. 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

11. Open Session:

A. Real Estate Acquisition

12. Closed Session:

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

13. Open Session:

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

14. 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, AUGUST 09, 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. Discharge Permits:**
 - A. Paul Obst – Sitio Owassa**
 - B. Matis Pena – Santa Teresa Subdivision**
- 3. Utility Permit:**
 - A. City of McAllen – Rado Drainage Alternate**

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 09th day of August, 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 August 09, 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