

SPECIAL MEETING – August 16, 2005

BE IT REMEMBERED, that on this 16th 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-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, AUGUST 16, 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 – Virginia Townsend congratulating the Court for not having to borrow money and renovating the old buildings.

Fern McLaugherty on items 8-A & B.

5. Approval of Consent Agenda

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

6. Tax Office – Armando Barrera: (SEE EXHIBIT G)

A. Approval of Annual Report for July 1, 2004 through June 30, 2005.

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

B. Submission of 2005 Appraisal Roll Totals.

Presentations made by Armando Barrera.

C. Submission and Approval of 2005 Anticipated Collection Rate.

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

At this time Commissioner Flores steps out of the Court.

D. Discussion of 2005 Tax calendar.

Presentation made by Armando Barrera.

E. Requesting approval to authorize the County Treasurer to process payment for the clothing allowance of one (1) non-uniform deputy from the Special Inventory Fund and requesting \$500.00 payment to be made in conjunction with payroll of August 26, 2005. (Slot# 108)

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

F. Approval of revised salary schedule.

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

7. Planning Department – Raul Sesin: (SEE EXHIBIT H)**A. Reimbursement of a Cash Deposit****1. La Familia Estates Subdivision – Pct. 2 (Eloisa Fernandez)**

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

8. County Judge's Office – Lorie Ochoa: (SEE EXHIBIT I)**A. Discussion and possible action related to Tropical Cancer for Mental Health and Mental Retardation proposal to rebuild the Center-Owned Edinburg facility at 1901 S. 24th Street.**

SEE item #B.

B. Adoption of Resolution for Tropical Texas Center for Mental Health and Mental Retardation.

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

9. Elections – Teresa R. Navarro: (SEE EXHIBIT J)**A. Discussion, approval and possible action, including, but not limited to early voting permanent sites for the November 8, 2005 Constitutional Amendment Election.**

SEE item #C.

B. Discussion, approval and possible action, including, but not limited to early voting mobile sites for the November 8, 2005 Constitutional Amendment Election.

SEE item #C.

C. Discussion, approval and possible action, including, but not limited to Election Day polling sites for the November 8, 2005 Constitutional Amendment Election.

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

10. County Clerk's – JD Salinas, III (SEE EXHIBIT K)

A. Recognition of the Hidalgo County Clerk's Office Collection Department for their great achievements and being named 2005 Collections Department Program of the Year by the Governmental Collectors Association of Texas.

Presentation made by JD Salinas, III.

11. PCT. #4 – Comm. Garza: (SEE EXHIBIT L)

A. Resolution to congratulate, recognize and honor Hidalgo County Clerk, J.D. Salinas, III and his County Clerk's Office Collections Department for being named "2005 Program of the Year" by the Governmental Collectors Association of Texas.

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

At this time the Court moved to item #13.

12. Budget Office – Valde Guerra: (SEE EXHIBIT M)

A. BO/ Insurance Division:

1. Discussion, consideration and approval to transfer \$416,333.87 to the Hidalgo County Health Insurance Claims Bank account for health insurance claims paid for the following periods:

July 19, 2005 thru July 25, 2005	163,244.72
July 26, 2005 thru August 01, 2005	<u>253,089.15</u>
	\$ 416,333.87

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

B. BO/ Worker's Compensation Division:

1. Approval of reimbursement to the Hidalgo County Worker's Compensation claims paying account for: Workers' Compensation claims paid by Tristar Risk Management in the amount of \$39,173.06 for the period ending July 16 – 31, 2005.

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

C. BO/ Constable #1 – Celestino Avila**1. Approval to accept the Tobacco Compliance grant awarded August 5, 2005.**

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

2. Approval to furnish Tobacco Grant Acceptance Agreement and Compliance Standards letter.

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

D. Interdepartmental Transfers:**1. CO Wide Admin-Contingency to Sanitation PCT. #2**

SEE item #E-1.

E. Budget Amendments:**1. C.O., 2002 – Landfill Pct. 4 – Arch. & Eng. Service - \$24, 461.92**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #D-1 and E-1.

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

13. Purchasing Department – Marty Salazar: (SEE EXHIBIT N)**A. HIDALGO COUNTY –**

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

1. New Hidalgo County Jail:

Total inmate population:	<u>1260</u>	Other Information:	<u>19</u>
Physical Count:	<u>1107</u>	Males (in house)	<u>1035</u>
Out of County: La Villa	<u>133</u>	Females (in house)	<u>72</u>
Brook's	<u> </u>	Federal Prisoners	<u>11</u>
Adj. /Sentenced to TDC	<u>153</u>	Total Paper Ready TDC	<u>102</u>
		Pending Paperwork/Cts	<u>28</u>
		Pending Charges/Courts	<u>23</u>

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

Presentation made.

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 this item.

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

Presentation made on items b & 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;**

NO ACTION taken on items 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.;**

NO ACTION taken on items A thru C.

- 6. **Requesting authority to purchase computer equipment and peripherals from State Awarded Vendors through our participation of Cooperative Program for the following;**

Req.	Department	Vendor	Amount	Account Number
State Of Texas DIR Contracts				
74370	Adult Probation	HP Direct	\$19,255.10	5-1297-423-00-320-002-5-661
74419	Indigent Defense	Dell Mktg.	\$ 9,500.64	5-1282-412-00-009-006-6-745
74473	Restitution Center	HP Direct	\$ 820.00	5-1297-423-00-320-005-5-662
74473	Restitution Center	HP Direct	\$ 4,945.00	5-1297-423-00-320-005-5-745

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

- 7. **Presentation, discussion, consideration and approval of a recommendation to reject all bids received with authority to re-advertise for: “Dead Body Pick Up and Transport Services- Hidalgo County” (RFB 05-108-05-04)**

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

- 8. **Presentation, discussion, consideration and approval of a short term contract with a maximum of (45) forty –five days but in no event to exceed \$25,000.00 or upon award & implementation of a new contract (whichever comes first) for RFB “Off- Premises Storage, Records Management, Pick Up & Delivery Services for Hidalgo County District Clerk’s County Clerk’s Office, Purchasing Department & Various Other County Department – Hidalgo County”, while bid process is completed.**

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

- 9. **Requesting approval to reject sole bid received for: “Drug Testing Collection Service”(RFB 05-268-08-10) due to vendor submitting an incomplete bid, and authority to re-advertise with modified specifications including the following bond requirements, if applicable:**
 - A) **Bid Bond** _____
 - B) **Performance Bond** _____
 - C) **Payment Bond** _____

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

- 10. **Presentation for discussion, consideration and approval to utilize for purchase (as an additional resource) A&W Office Supply, Inc. for (Global Furniture-only) through our membership/participation with Texas Building and Procurement TXMAS Program GS-711-state purchase pricing.**

Note: Delivery of furniture under TXMAS is- 6-8 weeks and all departments will be advised to anticipate and plan with sufficient time.

(Current vendors under the program include Corporate Express, Jones/Cook Stationers & Rio Grande Valley Office Products).

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

B. HIDALGO COUNTY PRECINCT NO. 2 –

- 1. **Presentation for discussion, consideration, acceptance and approval of Application for Payment No. 3, dated 7-26-05 from S&G Paving in the amount of \$79,909.06 in connection with the South “I” Road Project (in Precinct # 2) and as recommended for payment by project engineer, Ramiro Gutierrez, P.E. (R. Gutierrez Engineering) with authority for Auditor to issue payment after all review, audit and processing procedures completed.**

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

At this time Commissioner Flores returns to the Court.

2. **Presentation for discussion, consideration and authority to solicit proposal from Centennial Contracting, Inc., an awarded vendor through The Cooperative Purchasing Network's Job Order Contractor Program, for construction of the following projects:**
 - A) **North San Juan Park**
 - I) **Basketball Courts (2)**
 - II) **Walking Trail (.75mi)**
 - III) **Water Well (North San Juan Park)**
 - IV) **Playground Equipment (Toddler, 6to 12 yr old, and Fitness Station)**
 - B) **CRC and Head Start Buildings**
 - I) **Sprinkler System**

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

C. HIDALGO COUNTY PRECINCT NO. 1 –

1. **Recommending bid award and approval of contract to the sole bidder meeting all specifications for: RFB – To Provide and Apply Two (2) Seal Coat Applications to Indian Hills Subdivision, East & West (All Roads) – CIP Street Improvement Project.**

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

D. HIDALGO COUNTY PRECINCT NO. 3-

1. **Presentation for consideration, discussion, acceptance and approval of Work Authorization # 1 (with a proposed fee of \$ 25,040.00) with Hinojosa Engineering to provide Hidalgo County Precinct No. 3. with, "Surveying Services at the Penitas Landfill."**

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

At this time Commissioner Palacios, steps out of the Court.

2. **Presentation for consideration, discussion acceptance and approval of Work Authorization # 1 (with a proposed fee of \$ 10,000.00) with Hinojosa Engineering to provide Hidalgo County Precinct No. 3 with, "Professional Engineering Services (Design Foundation Structural and Related Specifications on a Metal Bldg.)"**

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

3. **Presentation for discussion, consideration, and approval (05-305) to solicit/request a proposal from Centennial Contractors Enterprises, Inc. (ajoc), (inasmuch as vendor is currently completing additional renovations at the Precinct No 3 Multipurpose Center) for: "Renovation Pct 3 of former DPS and Tax Office spaces to house the Community Service Agency"**

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

4. **Presentation for discussion, consideration and approval of Work Authorization No.'s 2B, 2C & 2D under existing Contract No. C04-089-03-08 with Dannenbaum Environmental Corporation for the provision of engineering services related to: 2B-Completion of Boring Plan; 2C-Permit Application (Preparation of Parts 1-4); and 2D-Response to TCEQ Comments (Notice of Deficiency-NOD) for the new Landfill Project in Precinct No 3.**

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

E. HIDALGO COUNTY PRECINCT NO.4 –

1. **Presentation for discussion, consideration, acceptance and approval of Requests for Payment Invoice No. 18 in the amount of \$ 19,950.00, from J.E. Saenz & Associates, Inc., contracted engineer for engineer for “Precinct No. 4 Landfill Cap and Closure, Phase II B”**

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

F. HIDALGO COUNTY HEALTH DEPARTMENT –

1. **Requesting authority to purchase Office Imaging and Document Solutions Copying Equipment from Xerox through their TXMAS Contract 2-36060 for Req #74265 in the total amount of \$16,017.24.**

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

G. HIDALGO COUNTY HEALTH DEPARTMENT/EMERGENCY MANGEMENT –

1. **Presentation for discussion, consideration and approval, including but not limited to:**
 - A) **Pursuant to Hidalgo County Cellular Phone Policy approval of a request to re-assign five (5) existing cell phones from: Evangelina Rubio to Graciela Lopez; Danyta Delagall to Maribel Cavazos; Bertha Barajas to Monica Espinosa; Rigoberto Hinojosa to Juan Roel Torres and Magdalena Hernandez to Minerva Carranza.**

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

- B) **Approval to purchase five (5) Sanyo Model PPC6601 Smart Device cellular phones for the purpose of meeting the Bioterrorism Grant requirements, through the Sprint’s Contract with State of Texas DIR Texan 2000 program with assignment to the following employees:**

- **Evangelina Rubio – 1100 minute plan @ \$53.30/mo;**
- **Danyta Delagall – 1100 minute plan @ \$53.30/mo;**
- **Clara Rodriguez – 1100 minute plan @ \$53.30/mo;(new request)**
- **Rigoberto Hinojosa – 1100 minute plan @ \$53.30/mo;**
- **Eduardo Olivarez – 2000 minute plan @ 82.00/mo (new request)**

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

- C) Approval to purchase one (1) Sanyo Model PPC6601 Smart Device cellular phone for the purpose of meeting and resolving crucial emergency situations under the 2004 Homeland Security Program Grant, through the Sprint's Contract with the State of Texas DIR TEXAN 2000 program and assigned to Oscar Montoya – 1600 min @ \$65.60/mo**

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

H. HIDALGO COUNTY DISTRICT ATTORNEY'S OFFICE (HIDTA) –

- 1. Presentation for discussion, consideration and approval to purchase carpet, padding including installation & labor for the amount of \$4,995.95 with Diaz Floors Interiors Under TXMAS through the County's membership/participation with Texas Building and Procurement Commission Program. TXMAS Contract No.3-721010-9**

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

At this time Commissioner Palacios, returns to the Court.

I. 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
Tax Office	David Juarez Asst. Fraud Investigator	\$ 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 ELECTIONS DEPARTMENT –

- 1. Presentation for discussion, consideration, and approval to solicit/request proposal from area job order contractor(s) Centennial and/or Jamial (Awarded vendors through our participation/membership with TCPN and TASB for; "Renovations for Hidalgo County Elections Department," including but not limited to:**
- A) Roof repair and/or replacement**
 - B) 1st floor renovation/remodeling of an area to house the GIS Program**
 - C) Complete basement renovation/remodeling with all aspects detailed in "Accessibility Assessment Report" conducted by Centennial Contractors, including: a) Installation of an elevator b) 25 KVI Generator c) Pumps (sewerage and submersible)**

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

2. **Requesting authority to advertise for the following projects;**
 - A) **“Transportation of New Election Equipment & Supplies”**
 - B) **“Automated Voter Information Telephone” as an alternative to phone bank**
Specification will be reviewed and modified by Elections Department

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

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

2. **Presentation for discussion, consideration and approval of scoring grid in order to rank, select 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;**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to rank L & G Engineering Lab. LLC as #1, Raba-Kistner as #2 and Drash Consulting Engineers as #3.

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

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on L & G Engineering Lab. LLC.

L. HIDALGO COUNTY TAX ASSESSOR OFFICE –

1. **Requesting authority to advertise and approval of specifications attached hereto for: “ENVELOPES INCLUDING PRINTING FOR Tax Roll statements for the year 2005” RFB**

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

M. HIDALGO COUNTY SHERIFF’S DEPARTMENT –

1. **Requesting authority to exercise the additional sixty (60) days grace period extension (as provided under current contract) for “Repairs Installation & Removal of Emergency Equipment, Radios, Computer and Miscellaneous Equipment” for Sheriff’s Department, under the same rates, terms and conditions with Video, Sound and Lights while procurement process is completed effective 09/02/05- 10/31/05.**

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

N. HIDALGO COUNTY SHERIFF'S OFFICE (ADULT DETENTION FACILITY) –

- 1. Presentation for consideration, discussion, acceptance and approval of the best and final offer, from Rio Grande Valley Mobile X-Rays, received in response to “Mobile X-Ray Services” project.**

SEE item #2.

- 2. Recommending approval of contract for “Mobile X-Ray Services” to Rio Grande Valley Mobile X-Rays meeting all specifications and/or requirements.**

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

O. HIDALGO COUNTY WIC PROGRAM –

- 1. Recommending to reject all bids received for bid No. 05-187-07-27-JMT and approval to re-advertise with modifications to the specifications for: “Lease space WIC Administration Building in the City of Edinburg”**

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

Commissioner Garza – Abstain.

P. HIDALGO COUNTY –

- 1. Requesting authority to obtain, including, but not limited to, the following applicable items necessary in anticipation of real property/estate acquisition(s), fair market value appraisals, inspections, surveys, all phases-environmental assessments, title reports or title policies.**

NO ACTION taken on this item.

At this time the Court moved back to item #12.

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

14. Closed Session: (SEE EXHIBIT O)

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 State Acquisition**
- B. Pending and/or potential litigation**
- C. C-1821-05-A; Josefa Cuellar vs. City of Edinburg and Hidalgo County**
- D. CCD-1437-B; State of Texas vs. Gabriel Rodriguez, ET UX, ET AL.**
- E. Garcia vs. Hidalgo County**
- F. Cruz vs. Hidalgo County**

15. Open Session:

- A. Real State Acquisition**
- B. Pending and/or potential litigation**
- C. C-1821-05-A: Josefa Cuellar vs. City of Edinburg and Hidalgo County.**
- D. CCD-1437-B; State of Texas vs. Gabriel Rodriguez, ET UX, ET AL.**
- E. Garcia vs. Hidalgo County**
- F. Cruz vs. Hidalgo County**

NO ACTION taken on items A thru F.

16. Closed Session:

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

17. Open Session:

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

18. Adjourn

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, AUGUST 16, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote to approve the Consent Agenda with the corrections on item #3-A in the amount of \$217,178.31 and instead of J.P. Charlie Espinoza it should read J.P. Jesus Morales.

1. **Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
2. **Intradepartmental transfers: (SEE EXHIBIT B)**
 - A. **Courthouse Security & create object code 661**
 - B. **139th District Court**
 - C. **Elections Department**
 - D. **Human Services**
 - E. **PCT. #1 – Parks (2) & create object code 535**
 - F. **PCT. #1 – Sanitation**
 - G. **Planning Department**
 - H. **Tax Office (2) & create object code 119**
 - I. **PCT. #3 – Landfill**
 - J. **PCT. #3 – Parks**
 - K. **PCT. #3 – R&B**
 - L. **398th District Court**
 - M. **Budget Office**
 - N. **Building and Grounds**
 - O. **Constable PCT. # 3**
 - P. **Constable PCT. #4**
 - Q. **PCT. #4 – Colonia Access Program**
 - R. **J.P. PCT. #4, PL 1 & create object code 431**
 - S. **J.P. PCT. #3, PL 1 (2)**
 - T. **Information Technology (2)**
 - U. **Information Technology - Justice CRT Tech**
 - V. **PCT. #4 – Paved/Unpaved**
 - W. **J.P. PCT.#2, PL 2**
 - X. **County Court at Law #2 & create object code 664**
 - Y. **County Court at Law #5**
 - Z. **Sheriff L.E.O.S.E.**
 - AA. **PCT. #2 & create object code 531**

3. **Monthly Fee Reports: (SEE EXHIBIT C)**

A. July 2005

District Clerk	\$ 223,660.84
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G. June 2005

J.P. Jose Ismael Ochoa	\$ 44,367.58
J.P. Gilberto Saenz	\$ 21,551.75
J.P. Rosa Treviño	\$ 87,570.75
J.P. Luis J. Garza	\$ 56,338.35
J.P. "Bobby" Contreras	\$ 56,658.65
J.P. Espiridion Jackson	\$ 20,915.53
J.P. Charlie Espinoza	\$ 20,848.75
J.P. Mary Alice Palacios	\$ 88,709.81
Law Library	\$ 2,144.50
Sheriff Lupe Treviño	\$ 72,100.37
Anzalduas Park	\$ 2,228.62
Delta Lake	\$ 1,058.48
Constable Celestino Avila Jr., Pct.1	\$ 1,560.00
Constable Gilberto Alaniz, Pct.2	\$ 1,100.00
Constable Lazaro Gallardo Jr., Pct.3	\$ 540.00
Constable Andy Rios, Pct.4	\$ 1,390.00
Constable Eduardo Bazan, Pct.1	\$ 550.00
Tax Assessor/Collector	\$ 2,477,372.49

H. May 2005

J.P. Jose Ismael Ochoa	\$ 44,571.11
J.P. Gilberto Saenz	\$ 20,716.25
J.P. Rosa Treviño	\$ 67,772.00
J.P. Luis J. Garza	\$ 62,992.35
J.P. "Bobby" Contreras	\$ 30,681.00
J.P. Espiridion Jackson	\$ 13,409.93
J.P. Jesus Morales	\$ 15,930.75
J.P. Charlie Espinoza	\$ 82,640.05
J.P. Mary Alice Palacios	\$ 61,203.83
Law Library	\$ 1,562.00
Sheriff Lupe Treviño	\$ 103,662.43
Anzalduas Park	\$ 3,436.56
Delta Lake	\$ 1,664.58
Constable Celestino Avila Jr., Pct.1	\$ 1,670.00
Constable Gilberto Alaniz, Pct.2	\$ 545.00
Constable Lazaro Gallardo Jr., Pct.3	\$ 1,875.00
Constable Andy Rios, Pct.4	\$ 1,390.00
Constable Eduardo Bazan, Pct.1	\$ 630.00
Tax Assessor/Collector	\$ 2,874,885.80

4. Tax Office – Armando Barrera: (SEE EXHIBIT D)**A. Discussion, consideration and approval for a tax refund base on the adjustment approved by the Hidalgo County Appraisal District Office for the following:**

1. Margarito & Cynthia Jimenez Washington Mutual \$3,256.67

5. Right of Way – Godfrey Garza: (SEE EXHIBIT E)**A. North Alamo Water Supply**

1. Install a 2” waterline extension of 100’ going north of Curry Road on the east side of Cesar Chavez Road – Falcon Meadows.
2. Install a 2” waterline extension of 2412’ going west of FM 1015 on the south side of Mile 21 North - Gregorio Villarreal.
3. Install a 2” waterline approximately 1500’ east of I Road on Trenton Road – Bore Griselda Subdivision.
4. Install a 6” waterline approximately 40’ east of Valley View Road on Carrol Road – Bore Red River Subdivision.

B. B&J Air and Pump LTD

1. Install a 3” waterline to cross 7 Mile Line (North and South) approximately 3.4 Miles between El Pinto Road and Jara Chinas Road.

6. Purchasing: (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
TBPC CISV Program				
73821	Human Services	Compushop	\$ 294.10	5-1100-444-00-240-001-0-
73853	Computer Dept.	CDW Government	\$ 284.00	5-1100-415-00-200-001-0-664
73873	Computer Dept.	CDW Government	\$ 778.00	5-1100-415-00-200-001-0-661
74080	Precinct 3	Rio Radio Supply	\$ 75.00	5-1203-431-00-123-005-0-679
74185	Precinct 3	Rio Radio Supply	\$ 61.82	5-1203-431-00-123-005-0-432
74186	Computer Dept.	Dell Marketing	\$ 55.95	5-1100-415-00-200-001-0-664
74218	Health Dept.	SHI Government	\$1,822.00	5-1293-441-00-340-013-5-747
74301	Computer Dept.	SJS Computers	\$1,230.00	5-1100-415-00-200-002-0-664
74362	Computer Dept.	CDW Government	\$ 172.00	5-1242-412-00-060-001-0-661
74363	Computer Dept.	CDW Government	\$ 300.00	5-1242-412-00-060-001-0-661
74552	Precinct 2	Rio Radio Supply	\$ 61.90	5-1212-452-00-122-008-0-679

State Of Texas DIR Contracts

74364	Computer Dept.	Dell Marketing	\$1,202.20	5-1242-412-00-060-001-0-745
74364	Computer Dept.	Dell Marketing	\$ 311.40	5-1242-412-00-060-001-0-664
74365	Adult Probation	HP Direct	\$2,232.00	5-1297-123-00-320-002-5-745
74372	Computer Dept.	Dell Marketing	\$1,202.20	5-1242-412-00-060-001-0-745
74492	Budget Office	Dell Marketing	\$2,740.63	5-2202-419-50-230-014-0-745
74511	Adult Probation	HP Direct	\$ 256.00	5-1297-423-00-320-002-5-661
74513	Adult Probation	HP Direct	\$2,998.00	5-1297-423-00-320-002-5-745
74178	Risk Management	Dell Marketing	\$1,144.96	5-1100-419-50-230-001-0-745
74367	Adult Probation	HP Direct	\$1,020.00	5-1297-423-00-320-002-5-432
74369	Adult Probation	HP Direct	\$ 318.00	5-1297-423-00-320-002-5-432

TASB BUYBOARD PROGRAM

73142	Boot Camp	Ikon	\$1,999.00	5-1297-423-00-320-008-5-743
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B. HIDALGO COUNTY ADULT PROBATION (BOOT CAMP) –

1. Requesting authority to enter into a maintenance agreement with Ikon Office Supplies for a Canon Fax LC730i on Req. #73142 in the total amount of \$250.00. Effective upon approval.

C. HIDALGO COUNTY ELECTIONS DEPARTMENT –

1. Requesting authority to enter into a one-year maintenance agreement for eight (8) copiers with Ikon Office Supplies on Req. #74311 in the total amount of \$976.07 Effective upon approval.

D. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPARTMENT -

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

Req	Vendor	Amount	Account Number
State of Texas DIR Contracts			
74537	Dell	\$2,551.74	pending approval of line item transfer 5-1242-412-00-060-001-0-745
74544	Dell	\$2,507.49	pending approval of line item transfer 5-1280-412-00-064-002-6-745
74655	CDW-G	\$2,742.00	pending approval of line item transfer 5-1100-415-00-200-002-0-747
74654	Dell	\$2,000.00	5-1100-415-00-200-002-0-745
TBPC CISV PROGRAM			
73765	All Valley Comm.	\$260.00	5-1242-412-00-060-001-0-432
74644	CDW-G	\$375.00	5-1242-412-00-060-001-0-664
74640	CDW-G	\$525.00	5-1100-415-00-200-001-0-664

**DRAINAGE DISTRICT BOARD OF DIRECTORS
AGENDA**

**Ramon Garcia
Chairman**

**Sylvia S. Handy
Board Member**

**Joe M. Flores
Board Member**



**Hector "Tito" Palacios
Board Member**

**Oscar L. Garza, Jr.
Board Member**

NOTICE

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 16, 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 P)

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. Tax Office – Armando Barrera:

A. Approval of Annual Report for July 1, 2004 through June 30, 2005.

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

B. Submission of 2005 Appraisal Roll Totals.

C. Discussion of 2005 Tax calendar.

Submission made on items B & C.

5. Purchasing Department:

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 exercise the sixty (60) day grace period extension of term for the “lubricants (Grease, Oil, Hydraulic Fluids and Anti-Freeze) Products” Project, so as to have no lapse in service while quote process is on going.**

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

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

6. Closed Session:

Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

7. Open Session:

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

8. Closed Session:

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

9. Open Session:

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

10. Adjourn

On motion of Commissioner Garza, seconded by Commissioner Handy, 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 16, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Drainage District #1 Board of Directors has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Board Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

DRAINAGE DISTRICT

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

- 1. Approval of check register and payment of claims and bills – County Treasurer**
- 2. Utility Permit:**
 - A. Texas Gas Service CO. – 6” steel above ground crossing @ Mayberry, north of FM495 along drainage right of way.**
- 3. Line item transfer - \$20,000.00**
- 4. Line item transfer – 35,000.00**

There being no further business to come before said Court, the meetings of the Commissioners' Court and the Drainage District #1 Board are now hereby adjourned.

Dated this the 16th 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 16, 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