

**SPECIAL MEETING – AUGUST 23, 2005**

**BE IT REMEMBERED, that on this 23<sup>rd</sup> 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:**

<b>HONORABLE RAMON GARCIA</b>	<b>HIDALGO COUNTY JUDGE</b>
<b>HONORABLE SYLVIA HANDY</b>	<b>COMMISSIONER, PRECINCT NO. 1</b>
<b>HONORABLE HECTOR (TITO) PALACIOS</b>	<b>COMMISSIONER, PRECINCT NO. 2</b>
<b>HONORABLE JOE M. FLORES</b>	<b>COMMISSIONER, PRECINCT NO. 3</b>

**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:**

Sylvia S. Handy  
Commissioner, Pct. #1

Ramon Garcia  
County Judge

Joe M. Flores  
Commissioner, Pct. #3



Hector "Tito" Palacios  
Commissioner, Pct. #2

**HIDALGO COUNTY  
COMMISSIONERS' COURT  
AGENDA**

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

**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 23, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**1. Roll Call**

All Members of the Court were counted present with the exception of Commissioner Garza, Commissioner Flores arrived 10 minutes late.

**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 – Concerning the Anglos being the minority in the Area.

Daniel Silva – With the Mission Economic Development Authority.

**5. Approval of Consent Agenda**

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

At this time Commissioner Flores arrived.

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

**A. Submission of effective and rollback tax rates**

Presentation made by Tax Assessor-Collector Armando Barrera.

7. **County Auditor's Office – Ray Eufrazio: (SEE EXHIBIT I)**

- A. Increase of the 2005 Special Revenue Funds by the net amount of \$ 2,008,862.34**
- B. Increase of the 2005 Debt Service Funds by the net amount of \$ 175,157.92**
- C. Increase of the 2005 Enterprise Funds by the net amount of \$ 12,000.00**

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

8. **County Judge's Office – Lorie Ochoa: (SEE EXHIBIT J)**

- A. Presentation by the Rio Grande Valley Health Services District**

Presentation made by the Rio Grande Valley Health Services District.

- B. Discussion and possible action related to the Rio Grande Valley Health Services' District Presentation**
- C. Discussion on Health Services District Tobacco Settlement Funds**

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

- D. Discussion, consideration and possible action on Hi-Tech Plastics' request for a tax abatement**

NO ACTION taken on this item.

At this time Commissioner Palacios steps out of the Court.

9. **Sheriff's Department – Chief Martinez: (SEE EXHIBIT K)**

- A. Approval to accept the STEP-Impaired Driving Mobilization Grant from the Texas Department of Transportation in the amount of \$ 24,994.00**

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

- B. Approval to appropriate budget**

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

10. **Fire Marshal – Art Gaytan: (SEE EXHIBIT L)**

- A. Approval to increase change fund to \$ 150.00**

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

**11. Constable Pct. #3 – Project STOP: (SEE EXHIBIT M)****A. Requesting approval and authorization to extend funding for Project STOP**

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

**12. Urban County – Diana Serna: (SEE EXHIBIT N)****A. Requesting approval to enter into the Urban County Program Housing Loan Agreement for the following families: Leobardo and Guadalupe Sepulveda in the amount of \$ 26,500.00 and Odilia c. Ruiz in the amount of \$ 26,500.00 due to catastrophic loss**

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.

**B. Consider awarding bid for the demolition of existing structures, and the reconstruction of one (1) unit in the City of Weslaco for the total amount of \$ 34,000.00 and one (1) unit in the countywide area for the total amount of \$ 34,000.00 to GMH Construction**

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

**13. Head Start – Teresa Flores: (SEE EXHIBIT O)****A. Discussion/approval of a “Resolution” and established Interlocal Agreement for membership with the South Texas Cooperative through Region One Education Service Center for the purpose of purchasing all food commodities (food, bread, dairy and kitchen supplies)**

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

**B. Discussion/approval of Tuition Reimbursement Agreement**

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

**C. Discussion/approval to purchase a 48-passenger school bus from awarded vendor (Thomas Bus Gulf Coast) through Texas Building and Procurement Commission**

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

**D. Discussion/approval to rescind bid award previously awarded and approved on June 21, 2005 with Valley Lawn Care for lawn care services, inasmuch as vendor has not met insurance requirements within the time specified**

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

**E. Requesting approval to award to next lowest responsible bidder meeting all specifications and requirements, Lawn Care Experts, for lawn care services**

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

**F. Update on PRISM Review**

Presentation made.

At this time Commissioner Handy steps out of the Court.

**G. Discussion/approval to submit application for continuation funding for fiscal year 2006 to the Department of Health and Human Services**

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

**H. Discussion/approval of 2006 USDA Budget**

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

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

**A. Final Approval:**

**1. Saldana Estates Subdivision – Pct. 1 (Armando Saldana)**

**B. Final Approval with a Letter of Credit:**

**1. Mirasoles Subdivision – Pct. 1 (Leopoldo Garcia)**

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

**C. Reimbursement of a Cash Deposit:**

**1. Moreno Subdivision Phase 2 – Pct. 4 (Esperanza Moreno)**

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

**15. Human Services – Rudy De La Vina: (SEE EXHIBIT Q)**

**A. Discussion and/or action, including, but not limited to Indigent Health Care Program and/or Expenditures**

NO ACTION taken on this item.

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

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

- A. Status of renovations of administration building**
- 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.

**17. Upper Valley Community Partners – Isaura Cisneros: (SEE EXHIBIT S)**

- A. Requesting consideration and approval to fund the Rainbow Room**

NO ACTION taken on this item.

**18. Pct. #1 – Comm. Handy: (SEE EXHIBIT T)**

- A. Approval to rename Cardenas Avenue as Cardenas Lane (the east to west section out of FT255) as requested by LRGVDC – 911 Department)**

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

- B. Approval to name roads as requested by LRGVDC – 911 Department in the following:  
Colonia Olivarez #2: Chato St., Salazar St., Lazaro St., Olivarez St.  
Colonia Olivarez #3: Castaneda St., Gutierrez St.**

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

**19. Pct. #3 – Comm. Flores: (SEE EXHIBIT U)**

- A. Requesting approval to create slot #012 – Solid Waste Enforcement Officer under the Sanitation Department, and set salary at \$ 31,486.00**

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

- B. Requesting approval of Revised Salary Schedule**

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

- C. Requesting approval to increase slot #005-030 from \$ 19,549.00 to \$ 22,470.00 an upgrade of \$ 2,921.00 and slot #005-013 from \$ 21,374.00 to \$ 22,470.00 an upgrade of \$ 1,096.00 due to additional duties assigned**

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 of line item transfer**

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

**F. Requesting acceptance and approval of Invoice #03-138 in the amount of \$ 12,254.18 from Hinojosa Engineering, Inc. with authority for County Auditor to issue payment (after review and processing procedures completed) in connection with Contract #C-02-238-09-30 and P.O. #508272**

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

**G. Requesting acceptance and approval of invoice #405052/03/XV in the amount of \$ 31,157.00 from Dannenbaum Engineering with authority for County Auditor to issue payment (after review and processing procedures completed) in connection with Contract #C-04-089-03-08 and P.O. #546468**

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

**H. Discussion and approval amending the Interlocal Cooperation Agreements between the City of Mission and County of Hidalgo and between the City of Palmhurst and County of Hidalgo**

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

**I. Discussion and approval of Interlocal Cooperation Agreement between the City of La Joya and the County of Hidalgo**

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

**J. Discussion and approval of Interlocal Cooperation Agreement between the County of Hidalgo and City of Palmview**

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

At this time Commissioner Handy returns to the Court.

At this time Commissioner Palacios steps out of the Court.

**20. Pct. #4 – Comm. Garza: (SEE EXHIBIT V)****A. Approval of Work Authorization No. 1 (Alberta Rd. Widening) from J.E. Saenz & Associates, Inc. Contract #05-148-04-26**

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

At this time the Court requested a 10 minutes recess.

**21. Purchasing Department – Marty Salazar: (SEE EXHIBIT W)****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:**

<b>Total inmate population:</b> <u>1292</u>	<b>Other Information:</b> <u>19</u>
<b>Physical Count:</b> <u>1120</u>	<b>Males (in house)</b> <u>1050</u>
<b>Out of County: La Villa</b> <u>153</u>	<b>Females (in house)</b> <u>70</u>
<b>Brook's</b> <u>    </u>	<b>Federal Prisoners</b> <u>12</u>
<b>Adj. /Sentenced to TDC</b> <u>170</u>	<b>Total Paper Ready TDC</b> <u>103</u>
	<b>Pending Paperwork/Crts</b> <u>34</u>
	<b>Pending Charges/Courts</b> <u>33</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;**

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

NO ACTION taken on this item.

5. **Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of a new facility to house the Hidalgo County Adult Probation Dept.:**
  - a) **General status report by project architect (when necessary) or purchasing department;**
  - b) **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 #5a thru 5c.

At this time Commissioner Palacios returns to the Court.

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

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

7. **Requesting approval of the 1997 Electronic Forms of B141 AIA Contract for Professional Architect Services with Rike Ogden Figueroa Architects Inc. connection with the assessment and preparation of Construction Documents, etc. for: “Renovation of the Property Formerly known as the K-Mart Building” as selected and approved for negotiations by Commissioners’ Court on (02-22-05).**

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

- 8. Presentation for discussion and consideration on a recommendation to reject all bids received with authority to re-advertise 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, with additional modification/clarification of current specifications.**

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

**B. HIDALGO COUNTY PRECINCT NO. 2 –**

- 1. Recommending award of Bid and approval of Contracts to sole bidder meeting all requirements and specifications for “Hauling of Dirt with an Option to Load”.**

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

- 2. Presentation for consideration, discussion acceptance and approval of Work Authorization # 14 ( with a proposed fee of \$ 10,000.00) with TEDSI Infrastructure Group to provide Hidalgo County Precinct No. 2 with, “Traffic Analysis Data- I Rd between Dicker Rd & Military Hwy,” and “Traffic Analysis Data- Nolana between FM 88 & FM 1426.”**

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

- 3. Presentation for discussion, consideration, acceptance and approval of Work Authorization No. 1 (through contract # C-05-105-03-08 with L&G Engineering in connection with ROW Acquisition Provider Services for the FM 1015 highway project ;**

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

- 4. Presentation for discussion, consideration, acceptance and approval of Invoice No. 1 (11321602) dated 7-31-05 in the amount of \$ 185,615.97 in connection with services rendered under contract # C-05-105-03-08 with authority for auditor to issue payment after review, audit and processing procedures completed;**

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

- 5. Presentation for discussion, consideration and approval to solicit proposal for “Playground Equipment (Toddler, 6 to 12 yr old and fitness station) from, Miracle Park Place, through the Interlocal Agreement between Hidalgo County and TASB Buy board.**

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

**C. HIDALGO COUNTY PRECINCT NO. 4 PARKS -**

- 1. Presentation for discussion, consideration and action on an amendment to the contract between Hidalgo County Precinct No. 4 and Quintanilla, Headley and Associates, Inc. to prepare environmental assessment required by the TEXAS Parks and Wildlife in connection with J.R. Milo Ponce Memorial Park Project.**

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

**D. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO.4 -**

- 1. Requesting approval of Change Order No. 1 (Net Increase) in the amount of \$1,206.00 in connection with: Contract # CAP-C-05-002-03-01- Road Construction of El Seco Subdivision” awarded to Sascon, Inc. (Project Engineer: J.E. Saenz & Associates, Inc.)**

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

**E. HIDALGO COUNTY CONSTABLE PRECINCT NO. 2-**

- 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. 2 and detailing the “holder and user” of fleet card under awarded contract for “Gasoline, On & Off Highway Diesel Fuel”.**

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

**F. HIDALGO COUNTY BUILDINGS & GROUNDS FOR AUDITORS OFFICE-**

- 1. Presentation for consideration, discussion, acceptance and approval of a proposal from Jamail Construction, awarded area job order contractor, for the provision of labor and materials (as attached hereto) for removal and disposal of existing flooring and cove base and to provide and install new 32 oz. commercial carpet on the 3<sup>rd</sup> floor of the Administration Building: “Carpet for County Auditor’s and Treasure front Office including Elevator’s area Hallway” in an amount not to exceed \$ 5,282.00 with authority to issue purchase order.**

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

**G. HIDALGO COUNTY BUILDINGS & GROUNDS FOR ELECTIONS DEPARTMENT –**

- 1. Presentation for discussion, consideration and action, if necessary, of recommended “alternative Options” for selecting a site/location (other than the former jail site-Data Section Option) for the storing of new elections system (computer equipment and peripherals), election supplies, election worker education/training facility and related matters with authority to solicit or seek proposals from area job contractor (Centennial and /or Jamail) if the Court determines and decides on any of the “Alternative Options” are better choices including, but not limited to, the following:**
  - a) Current location of newly acquired election voting system equipment;**
  - b) Status of requested proposals for the renovation/remodeling of Delta Section;**
  - c) San Carlos Warehouse Alternative Options:**
    - i) Storage area of Shoup Lever Elections Machines;**
    - ii) Records Storage area of Hidalgo County Clerk;**

Presentations made for items #G-1a thru cii.

**H. HIDALGO COUNTY HEALTH DEPARTMENT –**

- 1. Requesting authority to purchase computer equipment and peripherals from Zones, Inc a CISV vendor through TBPC Catalogue Purchasing Program for Req #74980 in the total amount of \$1,018.38 and Req #74981 in the total amount of \$6,837.26.**

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

- 2. Requesting authority to exercise the additional one year extension as provided in current contract for “Chief Physician” for the Health Department, under the same rates, terms and conditions with Dr. Ivan G. Melendez, M.D. Effective 08/31/05-08/31/06**

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

At this time the Court moved to the Addendum in place of items #I-1a thru c.

**I. HIDALGO COUNTY JUVENILE JUSTICE CENTER-**

- 1. Presentation for discussion, consideration and action on items in connection with the construction of the new facility, Judge Mario E. Ramirez, Jr. Juvenile Justice Center including, but not limited to the following:**
  - a) Approval of Request for payment No. 1 in the amount of \$441,225.00 ( in connection with bonds, insurances & start-up costs) from Descon Constructions, L.P. contracted vendor for “Juvenile Justice Center” and certified for payment by project architect, V-A Architecture.**
  - b) Approval of Request for Payment Invoice No. 20 in the amount of \$ 6,372.60 from V-A Architecture, contracted architect for “Juvenile Justice Center ;**
  - c) Pursuant to action taken by CC on 8/16/05 ranking & selecting material testing firm, approval for project architect, V-A Architecture to direct L&G Engineering to provide Proctor and Density Testing (needed immediately by contractor, Descon Construction – see copy of letters attached hereto).**

SEE ADDENDUM.

**J. HIDALGO COUNTY RISK MANAGEMENT –**

- 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 Risk Management and detailing the “holder and user” of fleet card under awarded contract for “Gasoline, On & Off Highway Diesel Fuel”.**

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

**K. HIDALGO COUNTY RESTITUTION CENTER-**

- 1. Presentation for discussion, consideration and approval to purchase surveillance equipment and enter into a maintenance agreement, done through quotes, to the lowest vendor meeting all requirements Superior Alarms for Req # 73725.**

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

**L. HIDALGO COUNTY SELF FUNDED GROUP HEALTH INSURANCE PROGRAM /PLAN-**

- 1. Presentation by Alamo Insurance, Group Health Benefits Consultants, for discussion, consideration, acceptance and approval of clarification through Amendment #4 to current Hidalgo County Self-Funded Group Health “Plan” with Mutual of Omaha in connection with gastric by-pass surgery;**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to provide the same coverage for employees under our current plan as we used to have under Humana.

- 2. Presentation of a request to approve an “exception” to “Plan” for payment to a health provider/physician for medical services rendered in the amount \$1,123.00.**

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

**M. HIDALGO COUNTY SHERIFF’S OFFICE –**

- 1. Requesting authority to advertise and approval of draft specifications as attached hereto for “Repairs, Installations, and Removal of Emergency Equipment, Radios, Computer & Miscellaneous Equipment” project.**

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.

**N. HIDALGO COUNTY /COUNTY TREASURER –**

- 1. Presentation by Hon. Norma Garcia, Hidalgo County Treasure, on the current time and attendance system utilized by the Payroll Division of the Treasurer’s Office;**
- 2. Presentation for discussion, consideration and approval to seek and solicit Requests for Offers from CISV vendors for a time and Attendance Software & System for County wide deployment and implementation with development and drafting of requirements, services, features and support/maintenance through County Treasurer and IT Dept.**

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

**O. 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.

**22. Colonia Access Program – Jaime Ortiz: (SEE EXHIBIT X)**

- A. Discussion and possible action authorizing an amendment to the Texas Department of Transportation Border Colonia Access Program Colonia Funding Agreement**

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

**23. Budget Office – Valde Guerra: (SEE EXHIBIT Y)**

- A. Health Insurance Department:**

- 1. Discussion, consideration and approval to transfer \$ 407,029.87 to the Hidalgo County Health Insurance Claims Bank Account for Health Insurance Claims paid for the following periods:**

<b>August 02, 2005 thru August 08, 2005</b>	<b>\$ 151,886.25</b>
<b>August 09, 2005 thru August 15, 2005</b>	<b>\$ 255,143.62</b>

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

- B. Approval to open a Hidalgo County Property & Casualty Insurance Claims bank account for the purpose of paying property & casualty claims for the county**

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

- C. Approval to transfer funds from Hidalgo County General Fund bank account to Hidalgo County Property & Casualty Insurance Claims bank acct. to pay claims in the amount of \$ 25,000.00 for the period of July 11 thru Aug. 14 .**

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

- D. Approval to create acct. #5-1100-432-00-123-034-0-890 (other) & approval of interdepartmental transfer from Co.Wide Contingency into Acct. #5-1100-432-00-123-034-0-890 in the amount of \$ 3,554.70**
- E. Approval of payment of crop damage under Earnest Money Contract to Mr. Dennis Jarzombek in the amount of \$ 3,554.70 and authority for County Auditor to issue manual check**

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

**F. Interdepartmental transfers:**

- 1. R.O.W. to Pct. 1, 2, 3 & 4 - \$ 800,000.00 (\$200,000.00 each)**

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

- G. Discussion, consideration and approval of Application for Preferred Pricing & Rating Fee Schedule offered by Moody's Investors Service & authorize Budget Officer to apply for this program on behalf of the County**

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

- H. Discussion, consideration and action on approval of Hidalgo County Property and Casualty Insurance Premium Payments (Pmt. 1 of 9) and authority for County Auditor to issue manual check in the amount of \$ 77,872.59**

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

**I. District Clerk – Child Support Section:**

- 1. Approval of Amendment No. 1 to the Cooperative Agreement #04-C0118 between the Office of the Attorney General of the State of Texas and Hidalgo County**

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

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

**24. Closed Session: (SEE EXHIBIT Z)**

**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**

**25. Open Session:**

**A. Real Estate Acquisition**

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

- 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.

**26. Closed Session:**

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

**27. Open Session:**

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

**28. Adjourn**

On motion of Commissioner Handy, 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 23, 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. Budget Office**
  - B. Buildings & Grounds & create obj. 720**
  - C. Buildings & Grounds Fund 1331 & create obj. 442**
  - D. Criminal Auxiliary Court**
  - E. HIDTA Grant Funds**
  - F. General Litigation**
  - G. Courthouse Security & create obj. 664**
  - H. Fire Marshal**
  - I. County Treasurer & create obj. 630**
  - J. Constable Pct. #3 – Project STOP & create obj. 684, 661 & 602 (2)**
  - K. Constable Pct. #3 – Project SWEEP**
  - L. Constable Pct. #3**
  - M. Safety Division**
  - N. Adult Detention Center (2)**
  - O. County Judge**
  - P. 389<sup>th</sup> District Court**
  - Q. WIC (2)**
  - R. Human Services**
  - S. Constable Pct. #1**
  - T. Constable Pct. #2**
  - U. Constable Pct. #5**
  - V. Pct. #1 – Sanitation (2)**
  - W. Pct. #1 – Parks**
  - X. Pct. #1 – R & B**
  - Y. Pct. #2 – R & B**
  - Z. Pct. #2 – Sanitation (2)**

- AA. Pct. #2 – Parks
- BB. Pct. #3 – Adm.
- CC. Pct. #4 – Parks & create obj. 334 & 810
- DD. Pct. #4 – Sanitation
- EE. Pct. #4 – Adm.
- FF. Pct. #4 – R & B

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. **Right of Way – Permits: (SEE EXHIBIT D)**

- A. **Sharyland Water Supply – Mayberry Rd. & FM 676**
- B. **North Alamo Water Supply – I Rd. on Wisconsin Rd.**

5. **Monthly Fee Reports – July: (SEE EXHIBIT E)**

- A. **District Attorney \$ 150,442.84**

6. **Urban County: (SEE EXHIBIT F)**

- A. **Request approval of one (1) applicant as an emergency case under the HOME Homeowner Occupied Housing Rehabilitation Program in the County Wide Area**

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
<b>State of Texas DIR Contracts</b>				
74835	Tax Office	Dell	\$3,305.62	5-1100-415-15-140-001-0-745
<b>TBPC CISV Program</b>				
74336	TX DPS	CDW-G	\$ 89.96	5-1100-421-00-110-013-0-601
74336	TX DPS	CDW-G	\$ 427.97	5-1100-421-00-110-013-0-661
74366	Adult Probation	HP Direct	\$ 977.00	5-1297-423-00-320-002-5-662
74512	Adult Probation	HP Direct	\$ 977.00	5-1297-423-00-320-002-5-662
74604	332 <sup>nd</sup> District	Dell	\$ 248.31	5-1100-412-00-006-001-0-661
74604	332 <sup>nd</sup> District	Dell	\$1,144.96	5-1100-412-00-006-001-0-745
74633	Jail	CDW-G	\$ 684.00	5-1100-423-21-280-002-0-672
74843	I.T. Dept	S.J.S.	\$ 234.00	5-1100-415-00-200-002-0-601
74852	I.T. Dept	S.T.E.	\$ 60.00	5-1100-415-00-200-002-0-432
74855	I.T. Dept	S.T.E.	\$ 510.00	5-1100-415-00-200-002-0-432
74856	I.T. Dept	S.T.E.	\$ 380.00	5-1100-415-00-200-002-0-432
74857	I.T. Dept	S.T.E.	\$ 50.00	5-1242-412-00-060-001-0-432
74865	I.T. Dept	S.T.E.	\$ 454.00	5-1242-412-00-060-001-0-432
74866	I.T. Dept	S.T.E.	\$ 170.00	5-1100-415-00-200-002-0-432
74872	Pct #1	CDW-G	\$ 359.94	5-1201-431-00-121-005-0-664

**B. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR –**

- 1. Requesting authority to enter into a one (1) year maintenance agreement with Cummins-Allison Corp for two (2) Jetscan money counters on Req #74701 in the total amount of \$844.00. Effective August 5, 2005 through August 4, 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, AUGUST 23, 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 AA)

**1. Roll Call**

All Members of the Board were counted present with the exception of 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 of Change Order #1 for McAllen Construction, "Extension of Contract Time" on South Inspiration Rd. Drainage Crossing (Pct. 3)**

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

**5. Approval of Claim/Invoices with authority to process payment to L & G Engineering Laboratory, LLC for South Inspiration Crossing (Mission Inlet, Pct. 3)**

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

**6. Approval of L & G Engineering proposal for geotechnical testing for South Inspiration Crossing (Mission Inlet, Pct. 3)**

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

**7. Approval of title reports, appraisals and acquisition for Alamo Drain Project (Project W/A #10 approved 07-12-05, Pct. 2)**

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

**8. Approval to advertise for a new 4x4 regular truck**

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

**9. Discussion and action regarding west tracts 157, 158, 211 & 212 out of Colonia Del Noreste and Barbosa – Lopez as requested by City of Weslaco**

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

**10. Tax Office – Armando Barrera:**

**A. Submission of Effective and Rollback Tax Rates**

Submission made.

**11. Workers' Compensation – Valde Guerra:**

**A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 1,848.68 for the period ending July 16-31, 2005**

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

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

**12. 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**

**13. Open Session:**

**A. Real Estate Acquisition**

**14. Closed Session:**

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

**15. Open Session:**

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

**16. Adjourn**

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

At this time the Court opened the Workshop.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to recess the Workshop for Aug. 24, 2005 at 1:30 P.M.

**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 23, 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. Line item transfer - \$ 70,000.00**
- 3. Line item transfer - \$ 1,000.00**

**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 23, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**ADDENDUM**

**1. Purchasing Department – Marty Salazar: (SEE EXHIBIT W)**

**A. HIDALGO COUNTY JUVENILE JUSTICE CENTER-**

**1. Presentation for discussion, consideration and action on items in connection with the construction of the new facility, Judge Mario E. Ramirez, Jr. Juvenile Justice Center including, but not limited to the following;**

**a) Approval of Request for payment No. 1 in the amount of \$441,225.00 ( in connection with bonds, insurances & start-up costs) from Descon Constructions, L.P. contracted vendor for "Juvenile Justice Center" and certified for payment by project architect, V-A Architecture.**

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

**b) Approval of Request for Payment Invoice No. 20 in the amount of \$ 6,372.60 from V-A Architecture, contracted architect for "Juvenile Justice Center ;**

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

**c) Presentation, for approval, of the negotiated professional services contract from L&G Engineering (number one ranked firm by CC on 7-16-05) in connection with construction material testing services for the new Juvenile Justice Center subject to legal review;**

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

At this time Commissioner Palacios steps out of the Court.

- d) Pursuant to action taken by CC on 8/16/05 ranking & selecting material testing firm, approval for project architect, V-A Architecture to direct L&G Engineering to provide Proctor and Density Testing (needed immediately by contractor, Descon Construction – see copy of letters attached hereto).**

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

At this time the Court moved back to #J-1.

*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 23<sup>rd</sup> 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 23, 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