

REGULAR MEETING – September 13, 2005

BE IT REMEMBERED, that on this 13th day of September, A.D., 2005, there was begun and held a REGULAR 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 REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, SEPTEMBER 13, 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

Judge Fidencio Guerra, Jr. – Concerning hurricane problems and funds available to the County.

Juan Gomez – Program Administrator for the 911 for the Counties of Hidalgo and Willacy on signing agreement in order to get funds from the State.

Sheriff Lupe Trevino – To stress the step grade pay plan.

J. D. Salinas – On raising recording fees.

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. Public Hearing to discuss 2005 Proposed Tax Rate

At this time Judge Garcia opened the Public Hearing to the Public, no one responded.

At this time Judge Garcia proceeded to close the Public Hearing.

At this time the Court moved to item #18-A6&7.

7. **Elections Department – Teresa Navarro: (SEE EXHIBIT H)**

A. Discussion, approval and possible action on the following, but not limited to:

1. Revised Early Voting Schedule for the November 8, 2005 Constitutional Amendment Election

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

At this time Commissioner Garza steps out of the Court.

2. Election Services Agreement between the County of Hidalgo and the City of Palmhurst for their November 8, 2005 Mayor & Alderman Election

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

3. Election Services Agreement between the County of Hidalgo and the City of Elsa for their November 8, 2005 “Recall” Election

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

At this time Commissioner Garza returns to the Court.

4. Set Rental Price of DRE(s) (recommended price is \$ 150.00 per unit)

Presentation made by Teresa Navarro.

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

A. Public Hearing concerning a proposed Budget & Program Amendment for Precinct No. 4. The proposed amendment will allow for surplus fund transfers that will create the Fire Station Equipment line item in Years 15, 16 & 17.

At this time Judge Garcia opened the Public Hearing to the Public, no one responded.

At this time Judge Garcia proceeded to close the Public Hearing.

B. Approval of a Budget & Program Amendment for Hidalgo County Precinct No. 4 using Urban County Year 15 (2002), Year 16 (2003) and Year 17 (2004) funding for Fire Station Equipment.

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

C. Urban County Program on behalf of Hidalgo County Precinct No. 2 requests approval to cancel the Subrecipient Agreement with Texas A & M Research Foundation in the amount of \$55,000.00 from program year 18 (2005).

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

9. Planning Department – Raul Sesin: (SEE EXHIBIT J)

A. Preliminary Approval:

1. Maiz Acres No. 2 Subdivision – Pct. 2 (Evon Harbison)

NO ACTION taken on this item.

B. Final Approval:

1. Saron Subdivision – Pct. 4 (Pablo Guel)

2. Buen Gusto Subdivision – Pct. 1 (Pablo Munoz)

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items B1&2.

C. Final Approval with a Cash Deposit:

1. Three “A” Subdivision – Pct. 1 (Esteban Garza)

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

D. Final Approval with Letter of Credit & Cash Deposit:

1. MGM Grand Ranches Phase 3 Subdivision – Pct. 4 (Garco, Ltd.)

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

Commissioner Garza – Abstain.

10. HIDTA – Task Force – Dora Munoz: (SEE EXHIBIT K)

A. Authorization and approval of the Agreement between the Hidalgo County HIDTA Task Force and the Texas Department of Public Safety, as set forth under the Texas Code of Criminal Procedures, Chapter 59 – Disposition of Forfeited Property

1. Authorization to transfer ownership of the following equipment to the Texas Department of Public Safety (as listed on Exhibit “A”)

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

2. Authorization for the Hidalgo County Auditor to remove from the HIDTA Task Force Fixed Assets Inventory Reports (as listed on Exhibit "A")

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

11. Health Department – Eddie Olivarez: (SEE EXHIBIT L)

- A. Requesting authorization and approval to accept the attached Bioterrorism Grant Contract #7460007176 2006 Change Notice #05 in the amount of \$ 873,044.00 for the period 9/1/2005 to 8/31/2006**
- B. Requesting authorization and approval of the attached Bioterrorism Grant Budget and Salary Schedules for the period 9/1/2005 to 8/31/2006 (Acct. #5-1293-441-00-340-013-6)**

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

12. County Judge's Office – Lorie Ochoa/Humberto Garza: (SEE EXHIBIT M)

- A. Discussion and possible action related to the Resolution in Support of the Indigent Care Agreement between Hidalgo County and various hospitals**

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

At this time Commissioner Flores left the Court.

- B. Discussion, consideration and acceptance of Bureau of Justice Bullet Proof Vest Reimbursement Grant**

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

13. Constable Pct. #3 – Larry Gallardo: (SEE EXHIBIT N)

- A. Discussion, consideration and action regarding the purchase of forty-two (42) body armors for Constables/Deputies and Fire Marshal/Deputies**

NO ACTION taken on this item.

At this time Commissioner Palacios steps out of the Court.

- B. Request approval and acceptance of FY 2006 (9/1/05 to 8/31/06) State Criminal Justice Planning (421) Fund Program**

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

- C. Acceptance and approval of Resolution**

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

D. Approval to appropriate grant 50% (\$68,953) and local match 50% (\$68,954)

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

E. Approval to set salaries – Truant Officers/Deputies and Administrative Assistant

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

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

NO ACTION taken on this item.

At this time Commissioner Palacios returns to the Court.

15. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT P)**Presentation for discussion, consideration and action (if necessary) including, but not limited to the following:****A. Status of renovations of administration building**

Presentation made by Daniel Flores.

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

- 1. Pursuant to CC authority to remodel, repair and renovate Elections Department building, including the basement, requesting authority to relocate records stored by Hidalgo County District Attorney and Hidalgo County District Clerk to Delta section at the site of the former Hidalgo County Jail;**

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

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

NO ACTION taken on this item.

16. Pct. #2 – Comm. Palacios: (SEE EXHIBIT Q)**A. Requesting approval to reclassify vacant position slot #02 from Sanitation – Truck Driver III to Truck Driver II and set salary at \$ 19,314.00**

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

B. Approval of Revised Salary Schedule

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

17. Pct. #4 – Comm. Garza: (SEE EXHIBIT R)

A. Request authorization to enter into an Interlocal Agreement between Hidalgo County Pct. #4 and the Hidalgo County Drainage District #1 regarding drainage improvements to Morningside Estates Subdivision Outfall

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

18. Purchasing Department – Marty Salazar: (SEE EXHIBIT S)

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>1343</u>	Other Information:	<u>26</u>
Physical Count:	<u>1133</u>	Males (in house)	<u>1057</u>
Out of County: La Villa	<u>211</u>	Females (in house)	<u>76</u>
Brook’s	<u>0</u>	Federal Prisoners	<u>12</u>
Adj. /Sentenced to TDC	<u>229</u>	Total Paper Ready TDC	<u>146</u>
		Pending Paperwork/Crts	<u>59</u>
		Pending Charges/Courts	<u>24</u>

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

3. New Hidalgo County Jail:

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

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

NO ACTION taken on items #2, 3 & 4.

5. 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)**

NO ACTION taken on items #5a thru c.

At this time the Court moved to item #8.

6. 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;**

Presentations made by Mr. Figueroa on items #6a&b.

7. 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.;**

Presentations made by Mr. Figueroa on items #7a thru c.

At this time the Court moved back to item #7.

8. Presentation by firms submitting responses to Hidalgo County's RFQ/P for : Group Health Services, in order for Commissioner's Court to finalize scoring/evaluation grid and proceed to rank the firms on order to commence to the next phase of the process:

Presentations made.

At this time Commissioner Garza steps out of the Court.

9. Approval of the ranking of the firms submitting Statements of Qualifications to Hidalgo County’s RFQ/P for: Group Health Benefits Consulting Services;

- i) _____
- ii) _____
- iii) _____
- iv) _____
- v) _____

NO ACTION taken on this item.

At this time Commissioner Garza returns to the Court.

10. Authority for Purchasing Dept. to proceed to negotiate a professional services contract with the number one ranked firm for the provision of: Group Health Benefits Consulting Services for Hidalgo County.

NO ACTION taken on this item.

B. HIDALGO COUNTY PRECINCT NO. 1 –

- 1. Presentation for discussion, consideration, acceptance and approval of Application for Payment No. 3 (Final Request with Retainage) dated 8-08-05 from S&G Paving in the amount of \$50,846.72 in connection with the Monte Alto Street Improvements Project (in Precinct #1) and as recommended for payment by project engineer, TEDSI Infrastructure Group with authority for Auditor to issue payment (through a manual check) after all review, audit and processing procedures completed as requested by Hidalgo County Precinct No. 1.**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval subject to the auditor receiving the invoice.

C. HIDALGO COUNTY PRECINCT NO. 2 –

- 1. Presentation for discussion, consideration, acceptance and approval of Application for Payment No. 4 dated 8-04-05 from S&G Paving in the amount of \$81,472.48 in connection with the “South “I” Road” as recommended for payment by project engineer, R. Gutierrez Corporation with authority for Auditor to issue payment after review, audit and processing procedures completed. NOTE: This item placed and approved on CC of 9-6-05, however requested amount was incorrect as noted to Purchasing Dept. by Auditor’s Office, thus requiring placement on Agenda for this week.**

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

D. HIDALGO COUNTY PRECINCT NO. 3 –

- 1. Presentation for discussion, consideration, acceptance and authority to advertise for sealed bids to: “Lease Land (approximately five (5) acres) West of FM 886 (in the vicinity of Cuevitas, Los Ebanos or Sullivan City, Texas)” for the establishment of a Citizens Collection Station for Hidalgo County Precinct No. 3.**

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

E. HIDALGO COUNTY CLERKS OFFICE -

- 1. Presentation for discussion, consideration and action on the Scoring/Evaluation Grid (for the purpose of ranking by Commissioner’s Court) for RFP NO.:2005-262-08-03-LHS; “Backscanning and Indexing of Deed Records” meeting all requirements.**

NO ACTION taken on this item.

- 2. Requesting authorization for Hidalgo County Purchasing to negotiate a “Best and Final Officer (BAFO) with number one ranked participant for: RFP NO.:2005-262-08-03-LHS; “Backscanning and Indexing of Deed Records” meeting all requirements.**

NO ACTION taken on this item.

F. HIDALGO COUNTY ELECTIONS DEPARTMENT –

- 1. Presentation for discussion, consideration and approval of draft specifications for “Transportation of Election Equipment and Supplies” previously approved to advertise on CC on August 13, 2005.**

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

At this time Commissioner Palacios steps out of the Court.

- 2. Requesting authority to advertise and approval of draft specifications as attached hereto for “Mesh Security (roller/caster/mobile) Carts/Caddies (aka cages) Project.**

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

G. HIDALGO COUNTY HIDTA TASK FORCE –

- 1. Requesting approval to surplus numerous seized vehicles for the purpose of disposition through auction and as set forth under Texas Local Government Code, Section 263.152 (a)(1) as detailed in Exhibit “A” and attached hereto.**

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

H. HIDALGO COUNTY IT DEPT. –

- 1. Presentation for discussion, consideration for the purposes of ranking as qualified (by Commissioner’s Court) sole proposal received from SBC Global Services Inc., in connection with: RFP No. 2005-286-09-07MSS-“LONG DISTANCE TELEPHONE SERVICES” for Hidalgo County;**

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

- 2. Requesting award of proposal and approval of contract (subject to legal review) with the qualified/ranked SBC Global Services Inc., in connection with: RFP No. 2005-286-09-07MSS-“LONG DISTANCE TELEPHONE SERVICES” for Hidalgo County or in the alternative;**

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

- 3. Reject sole response received with authority to re-advertise project for: RFP -“LONG DISTANCE TELEPHONE SERVICES” for Hidalgo County**

NO ACTION taken on this item.

I. HIDALGO COUNTY IT AND SHERIFF’S OFFICE –

- 1. Requesting approval to purchase three (3) Wireless Connection Cards (at no cost to the County after credits applied to \$179.99 - \$150.00 credit and \$ 30.00 credit) for the Sheriff’s Dept. through Sprint’s Contract with the State of Texas DIR Texan 2000 Program for a monthly service fee of \$60.00 with unlimited usage.**
- 2. Requesting authority to purchase computer equipment and peripherals from Dell Marketing, a vendor on state of Texas DIR go-Direct Program for Req. # 76092 in the total amount of \$8,357.86 and Req. # 76075 in the total amount of \$7,650.61.**

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

J. HIDALGO COUNTY JUDGE’S OFFICE –

- 1. Requesting authority to purchase computer equipment and peripherals from CDW a vendor on the State of Texas DIR Go-Direct Program for Req. #75849 in the total amount of \$ 6,428.00.**

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

K. HIDALGO COUNTY SHERIFF’S OFFICE –

- 1. Recommending award of bid and approval of contract for “Uniforms for Law Enforcement Personnel” to sole bidder (Lonestar Uniforms Inc.) meeting all specifications and/or requirements.**

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

L. HIDALGO COUNTY WIC PROGRAM –

- 1. Recommending to reject all bids received and approval to re-advertise project with modifications to the specifications for: “Lease of office space for a WIC Clinic in the City of Alamo”.**

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

- 2. Recommending of bid award and approval of the lease contract to a sole bidder received meeting all specifications and requirements as attached hereto for: “Lease of office space for the WIC Administration Building in the City of Edinburg”.**

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

Commissioner Garza – Abstain.

M. HIDALGO COUNTY RE: REAL ESTATE ACQUISITIONS –

- 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 services:**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval as discussed in Executive Session.

19. Budget Office – Valde Guerra: (SEE EXHIBIT T)**A. Safety Division:**

- 1. Acceptance of check #125483028J from State Farm Mutual Auto Insurance Company for reimbursement of damages sustained to county vehicle (Sheriff) – claim #53-E583-766**
- 2. Acceptance of check #440242740 from Progressive Mutual Insurance Company for reimbursement of damages sustained to county vehicle (Head Start) – claim #055875589**
- 3. Acceptance of check #7292045 from Southern Farm Bureau Casualty Insurance Company for reimbursement for damages sustained to county vehicle (P1) – claim #484628**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items A1 thru 3.

B. 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 \$63,167.95 for the period ending August 16-31, 2005**

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

C. Interdepartmental transfers:

1. Fire Marshal - \$ 11,300.00 (various fire depts.)
2. Co. Wide Adm./Pct. #3 Sanitation - \$ 16,196.38 (salary/fringes new pos. app.8/23/05)
3. Co. Wide Adm./County Clerk - \$ 35.00 (membership dues)
4. Co. Wide Adm./Sheriff - \$ 295,000.00 (bulk fuel)
5. Co. Wide Adm./Pct. #4 Sanitation - \$ 36,516.22 (water/garbage disposal operations)
6. Co. Wide Adm./J.P. Pct. #3, Pl. 1 - \$ 5,000.00
7. IT Department program #002 to #001 - \$ 3,350.00
8. From Various Gen. Fund Accts. to IT Department (telephone)

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items 1 thru 8.

D. Interfund transfer:

1. R & B Co.Wide Border Colonia Fund 1200 to Pct. #1 – R & B - \$ 31,228.32 (road material)

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

At this time Commissioner Palacios returns to the Court.

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

20. Closed Session: (SEE EXHIBIT U)

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. Potential and/or pending litigation; Cynthia J. Ibarra et.al. vs. County of Hidalgo

21. 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. Potential and/or pending litigation; Cynthia J. Ibarra et.al. vs. County of Hidalgo

NO ACTION taken on items A thru D.

22. Closed Session:

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

23. Open Session:

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

24. Adjourn

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, SEPTEMBER 13, 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 Drainage District 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. J.P. Pct. #1, Pl. 2**
 - C. Safety Division**
 - D. Constable Pct. #3 Fund 1285**
 - E. WIC – BF Grant**
 - F. Border Colonia Access Program**
 - G. Health – Clinics**
 - H. Elections Department**
 - I. Elections Fund 1283**
 - J. County Treasurer**
 - K. Fire Marshal**
 - L. County Court #1**
 - M. Pct. #1 – Adm.**
 - N. Pct. #1 – Sanitation**
 - O. Pct. #1 – Parks**
 - P. Pct. #2 – R & B**
 - Q. Pct. #3 – CAP**
 - R. Pct. #3 – Sanitation (2)**
 - S. Pct. #3 – 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. Urban County: (SEE EXHIBIT D)**
 - A. Request approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program. (1 Family)**

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

A. North Alamo Water Supply – Lay and maintain:

**Cesar Chavez & Texas
Tower & Minnesota
FM 1925 west of Filegonia
SH 107 west of Sharp
Mile 4, north side of Mile 14.5
Terry, north of FM 2812**

B. Southwestern Bell Telephone – Mile 13 ½ North Rd.

6. Purchasing Department: (SEE EXHIBIT F)

A. HIDALGO COUNTY –

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

Req	Department	Vendor	Amount	Account Number
State of Texas DIR				
75894	Adult Probation	Hp Direct	\$3,177.00	5-1297-423-00-320-002-6-432
State of Texas CISV Program				
74002	I.T. Dept	S.T.E.	\$ 120.00	5-1242-412-00-060-001-0-432
74002	I.T. Dept	S.T.E.	\$1,980.00	5-1242-412-00-060-001-0-748
76036	I.T. Dept.	S.J.S.	\$ 505.00	5-1100-415-00-200-001-0-664
75937	Tax Office	CDW-G	\$ 837.54	5-1100-415-15-140-001-0-661
75895	I.T. Dept	S.J.S.	\$ 300.00	5-1100-415-00-200-001-0-664

2. HIDALGO COUNTY BUIDINGS AND GROUNDS –

1. Resting authority to enter into a monitoring service agreement with Argus for the Precinct No. 3 Building in the total amount of \$1,245.00.

3. HIDALGO COUNTY HUMAN RESOURCES DEPARTMENT –

1. Requesting authority to amend the current iDocket Agreement to include additional services of an Off-site Backup from \$250.00 per month to \$300.00 per month.

**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 REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, SEPTEMBER 13, 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 V)

1. Roll Call

All Members of the Board were counted present with the exception of Commissioner Flores.

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 Interlocal Cooperation Agreement between Hidalgo County and Hidalgo County Drainage District #1 for District's participation at Morningside Estate Outfall Project

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

5. Workers' Comp. – Valde Guerra:

A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 9,222.79 for the period ending August 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.

6. 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

7. Open Session:

A. Real Estate Acquisition

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, SEPTEMBER 13, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

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

DRAINAGE DISTRICT

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

- 1. Approval of check register and payment of claims and bills – County Treasurer**
- 2. Discharge Permits:**
 - A. City of Pharr – The Grand Estate**
 - B. City of McAllen – Cardona at Bentsen Lakes Phase IV**
- 3. Utility Permit:**
 - A. City of McAllen – Cardona Estates Phase I & II**

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 REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, SEPTEMBER 13, 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. Budget Officer – Valde Guerra: (SEE EXHIBIT T)**
 - A. Discussion and overview of 2006 Budget**

NO ACTION taken on this item.

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 13th day of September, 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 September 13, 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