

**SPECIAL MEETING – September 20, 2005**

**BE IT REMEMBERED, that on this 20<sup>th</sup> day of September, 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>
<b>HONORABLE OSCAR L. GARZA JR.</b>	<b>COMMISSIONER, PRECINCT NO. 4</b>

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

**Ramon Garcia**  
**County Judge**

**Sylvia S. Handy**  
**Commissioner, Pct. #1**

**Joe M. Flores**  
**Commissioner, Pct. #3**



**Hector "Tito" Palacios**  
**Commissioner, Pct. #2**

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

**HIDALGO COUNTY**  
**COMMISSIONERS' COURT**  
**AGENDA**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, SEPTEMBER 20, 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**

Oscar Montoya – Risk Management Coordinator updating Hurricane Rita.

Fern McLaugherty – On item #10-D concerning the children of Hidalgo County.

Teresa Flores – Concerning the Prism last week and was very successful.

**5. Approval of Consent Agenda**

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

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

**A. Public Hearing to discuss 2005 Proposed Tax Rate**

At this time Judge Garcia opened the Public Hearing on the proposed tax rate of .5900 to the Public.

At this time Fern McLaugherty went before the Court on the concerns of the Tax Rate.

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

At this time Commissioner Handy exits the Court.

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

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

**1. Set rental fee for new voting system (DRE & ADA units)**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to set fees at \$100.00.

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

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

**3. Delete slot #12, Data Processor**

**4. Create slot #25, Field Service Specialist**

**5. Set salary \$ 23,000.00**

**6. Approval of Revised Salary Schedule (see fiscal note)**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #3 thru 6.

**7. Appointment of Early Voting Ballot Board for the November 8, 2005 Constitutional Amendment Election**

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

**8. Appointment of the Central Counting Station for the November 8, 2005 Constitutional Amendment Election**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to appoint Manager Teresa Navarro, Supervisor Mike Ramirez, and Assistance Supervisors Mariana Mansano and Oscar Cantu.

**8. Constable Pct. #3 – Larry Gallardo: (SEE EXHIBIT J)**

**A. Requesting approval and consideration to appoint Rosalinda Galindo to the position of Deputy Constable for Pct. 3 as prescribed by Local Government Code 86.011**

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

**B. Approval to authorize the County Treasurer to process payment of clothing allowance of two (2) non-uniform deputies from the Constable Pct. 3 department Deputy Ochoa and Deputy Munoz are to receive a total of \$ 250.00 each from acct. # 5-1100-421-00-293-001-0-119**

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

9. **Urban County – Diana Serna: (SEE EXHIBIT K)**  
**A. Consider cancellation of bid for the demolition of an existing structure and the reconstruction of one (1) unit in the City of Weslaco in the amount of \$34,000.00 to GMH Construction.**

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

- B. Requesting approval to enter into the Urban County Program Housing Loan Agreement for the Camilo & Lydia Ontiveros family in the amount of \$29,500.00.**

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

- C. Approval of Sub recipient Agreement with Lower Rio Grande Valley Development Council Foster Grandparent Program (Senior Services) and Urban County Program on behalf of Hidalgo County Precinct No. 2 (\$10,000.00) for Urban County Program Year 18 (2005).**

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

- D. Approval of Resolution to officially request from the Texas Department of Housing and Community Affairs (TDHCA) Office of Colonia Initiatives (OCI) – Self Help Center Program Contract No. 723013. Budget and Performance Statement Amendment No. 3**

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

10. **County Judge's Office – Lorie Ochoa: (SEE EXHIBIT L)**

- A. Discussion, consideration and approval of the 911 Contract with the Lower Rio Grande Valley Development Council**

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

- B. Appointment to the Rio Grande Valley Health Services District Board of Directors**

On motion of Judge Garcia, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on the appointments of Dr. Fred Perez and Dr. Benjamin Bujanda.

- C. Discussion, consideration and action on transfer of State Tobacco Funds to the Rio Grande Valley Health Services District**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval for the amount of \$226,761.84.

- D. Presentation from the Rainbow Room requesting financial assistance**

Presentation made.

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

- A. Requesting authorization and approval to accept the attached OPHP Grant Contract #7460007176 2006 Change Notice #01 in the amount of \$ 69,258.00 for the period 9/1/2005 to 2/28/2006**

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

- B. Requesting authorization and approval of the attached OPHP Grant Budget and Salary Schedules for the period 9/1/2005 to 2/28/2006 (acct. #5-1293-441-00-340-006-6)**

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

- C. Requesting authorization and approval to accept the attached SDI Grant Contract #7460007176 2006 Change Notice #04 in the amount of \$ 337,198.00 for the period 9/1/2005 to 8/31/2006 and SDI Grant Contract #7460007176A2006 in the amount of \$ 103,034.00 for the period 9/1/2005 to 12/31/2005**

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

- D. Requesting authorization and approval of the attached SDI Grant Budget and Salary Schedules for the period 9/1/2005 to 8/31/2006 (Acct. #5-1293-441-00-340-018-6)**

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

**12. Sheriff Department – Capt. Gonzalez: (SEE EXHIBIT N)**

- A. Authorization and approval to accept the Texas Department of Transportation Selective Traffic Enforcement Program – Driving While Intoxicated (STEP-DWI) Grant Award for \$ 35,858.00**

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

- B. Approval of local cash match of \$ 3,873.00**

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

- C. Approval of budget amendment for \$ 39,731.00 to appropriate grant budget (represents \$ 35,858 grant award and \$ 3,873.00 local cash match)**

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

**D. Authorization for County Judge to sign Grant Agreement and Signature Authority Letter**

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

**E. Approval of Sheriff/Constable Fee Schedule for Year 2006**

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

**13. Head Start – Teresa Flores: (SEE EXHIBIT O)****A. Discussion/approval on Request to Purchase Office Supplies and Office Furniture through the Hidalgo County's Membership/Participation with the following programs/cooperatives;****1. Office Supplies:**

- Texas Cooperative Purchasing Network (TCPN) awarded vendor – Office Depot in addition;
- Texas Association School Board (TASB) Buyboard's awarded vendors Corporate Express

**2. Office Furniture:**

- Texas Building & Procurement TXMAS Program – Corporate Express and Jones/Cook Stationers

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

**14. WIC – Norma Longoria: (SEE EXHIBIT P)****A. Amend the WIC Grant by \$ 48,491.22 to use funds made available by the WIC State Office and transfer funds to obj. #603, 604, 661 & 664**

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

- A. Requesting approval for Auditor to issue payment to Rodriguez Engineering after review, audit and processing procedures are completed for invoices #0521, #0523 & 0524 (PO 544170)**

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

**18. Pct. #2 – Comm. Palacios: (SEE EXHIBIT T)**

- A. Requesting authorization to appropriate funds from Pct. #2 Parks unreserved fund balance the amount of \$ 73,912.62**

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

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

- A. Approval of Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and Hidalgo County (Pct. 3) for acquisition of land for Business 83 drainage outfall improvements to Perezville Drain**

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.

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

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

**A. HIDALGO COUNTY –**

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

**1. New Hidalgo County Jail:**

<b>Total inmate population:</b>	<u>1425</u>	<b>Other Information:</b>	<u>28</u>
<b>Physical Count:</b>	<u>1177</u>	<b>Males (in house)</b>	<u>1283</u>
<b>Out of County: La Villa</b>	<u>220</u>	<b>Females (in house)</b>	<u>114</u>
<b>Brook's</b>	<u>          </u>	<b>Federal Prisoners</b>	<u>11</u>
<b>Adj. /Sentenced to TDC</b>	<u>248</u>	<b>Total Paper Ready TDC</b>	<u>190</u>
		<b>Pending Paperwork/Crts</b>	<u>35</u>
		<b>Pending Charges/Courts</b>	<u>23</u>

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

- a) Requesting approval of an inter-local agreement between Hidalgo County & Frio County for the housing of inmates;**

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

**3. New Adult Detention Facility and Law Enforcement Center Project:**

- a) Detention Facility Law Enforcement Center Design - Build Contract with including action regarding Landmark Application for payment, final 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 #3a thru c.

**4. Presentation for discussion, consideration and action including , but not limited to, the following items in connection with the County-owned building and property, fka, the Kmart Property:**

- a) General status report by project architect (when necessary) or purchasing department;**
- b) Projected time lines for bids of all exterior and/or interior repairs and renovations;**

NO ACTION taken on items #4a & 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.;**
  - d) **Presentation for discussion, consideration, acceptance and approval of an Invoice (assessed fee) received/dated 8-22-05 in the amount of \$2,086.00 from the Texas Department of Health Services in connection with Demolition/Renovation Notification #2005041142 with authority for Auditor to issue payment.**

NO ACTION taken on items #5a thru d.

6. **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:**

Presentation made.

7. **Approval of the ranking of the firms submitting Statements of Qualifications to Hidalgo County's RFQ/P for: Group Health Benefits Consulting Services;**
- i) Alamo Insurance Group
  - ii) Whesye & Associates.
  - iii) Insurance Advisory
  - iv) McGriff, Seibels & Willaims, Inc.
  - v) Valley Risk Consultants

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to rank Alamo Insurance Group as #1, Whesye & Associates as #2, Insurance Advisory as #3, McGriff, Inc. as #4 and Valley Risk Consultants as #5.

8. **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.**

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

9. **Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provided in contract) with Delta Specialties Supply in connection with Traffic-Road Signs and Accessories.**

SEE item #11.

- 10. Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provided in contract) with Memorial Funeral Home for the “Funeral & Burial Services for Paupers”.**

SEE item #11.

- 11. Requesting authority to exercise the additional one year extension as provided in current contract for “Repairs on Emergency Equipment, Radios and Miscellaneous Equipment and Installation and/or Removal of Radios” for the Hidalgo County, under the same rates, terms and conditions with Video Sound & Lights, Inc., Effective 09/11/05-09/11/06.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #9, 10 & 11.

**B. HIDALGO COUNTY PRECINCT NO. 1,2,3 & 4 –**

- 1. Requesting authority to reject bids received for “Pest Control Service” due to modifications of specifications;**
- 2. Requesting authority to advertise and approval of specifications for “Pest Control Services”**

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

- 3. Bid Bond, Performance Bond and Payment bond, Bonds not applicable, project is not a public work.**

NO ACTION taken on this item.

**C. HIDALGO COUNTY PRECINCT NO. 3 –**

- 1. Acceptance and approval of Invoice # 03-138 dated 9-13-05 in the amount of \$4,084.72 a submitted by Hinojosa Engineering, Inc. in connection with engineering services for Mile 4 Road, Mile 5 Road and Mile 6 Road Projects with authority for Auditor to issue payment.**

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

- 2. Presentation for consideration, discussion, acceptance and approval of Work Authorization #4 with Javier Hinojosa Engineering to provide Hidalgo County Precinct No 3 with, “7 Mile Line North Project (Texas Road 7 Mile Line to 10 Mile 7).”**

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

3. **Presentation for consideration, discussion, acceptance and approval of Work Authorization #5 with Javier Hinojosa Engineering to provide Hidalgo County Precinct No 3 with, “7 Mile Line North Project (9 Mile Line Inspiration to Conway).”**

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

**D. HIDALGO COUNTY PRECINCT NO. 4 –**

1. **Requesting authority to advertise and approval of specifications for a request for bids for “Material and Installation of a 10ft. high mesh chain link fence at the Linn-San Manuel Recovery Center” (Bid No. 2005-331-10-12-MSS)**

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

**E. HIDALGO COUNTY BUILDINGS AND GROUNDS DEPARTMENT –**

1. **Requesting approval of Change Order No. 2 (decrease) in connection with “Asbestos Abatement and Demolition of Portions of the Former Site of the Hidalgo County Sheriff’s Department and Jail on Hwy 281” in the amount \$ 17,500.00 from R.L. Abatement, Inc. with authority for County Judge to execute document;**

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

2. **Requesting approval of an amendment to the existing contract with Dannennbaum Engineering Corporation for “Engineering Services for Hidalgo County Square-Parking Lot Project” to reflect the following: a) Setting of blue tops; b) The locating of Drainage Structures.**

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

**F. 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.**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to rank ACS as #1, AmCad as #2, Land Data as #3, Apex as #4, and First National Information as #5.

At this time Commissioner Palacios returns to the Court.

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.**

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

3. **Requesting authority to purchase through the Inter Local Agreement with Houston – Galveston Area Council (H-GAC) Philpott Motor Co., Port Neches, Texas with specifications attached hereto and as requested by County Clerk for:**

**One (1) New Model 2006 Super Crew Cab Style side Pick-up Truck ..... \$21,538.25**  
**H-GAC Adm. Fee..... \$ 600.00**  
**Total Amount FOB Edinburg, Tx ..... \$22,138.25**

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

**G. HIDALGO COUNTY ELECTIONS DEPARTMENT –**

1. **Requesting authority to purchase computer equipment and peripherals from Dell Marketing through the State of Texas DIR Go-Direct Program for Req #76028 in the total amount of \$6,000.00.**

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

At this time Commissioner Garza steps out of the Court.

2. **Requesting exemption from competitive bidding requirements, Texas Local Government Code, Chapter 262, Section 262.024 (a) (C) for the purchase of used TV/VCRs from Bexar County Elections Administration Department;**

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

3. **Requesting authority to purchase 100 units used TV/VCRs at \$ 50.00 per unit from Bexar County for education/training purposes for the Hidalgo County Elections Department.**

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

**H. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPARTMENT –**

1. **Requesting authority to purchase computer equipment and peripherals from C & R Technologies, a CISV vendor through TBPC Catalogue Purchasing Program for Req #76613 in the total amount of \$11,468.04.**

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

At this time Commissioner Garza returns to the Court.

**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. 2 in the amount of \$158,132.00 from Descon Construction, 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. 21 in the amount of \$2,124.20 from V-A Architecture, contracted architect for “Juvenile Justice Center.”**

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

At this time Commissioner Flores steps out of the Court.

**J. HIDALGO COUNTY JUSTICE OF THE PEACE PCT 2, PL 2-**

1. **Requesting authority to exercise the additional one year extension as provided in current contract for “Lease of Office Space in the City of Pharr” for the Hidalgo County Justice of the Peace Pct. 2, Pl 2, Effective 09/16/05-09/16/06.**

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

**K. HIDALGO COUNTY TAX OFFICE –**

1. **Recommending of bid award and approval of contract to the lowest bidder meeting all requirements and specifications attached hereto for: “Printing Tax Rolls, Folding, Inserting, Presorting and Delivering of Tax Statements for the Tax year 2005 to the Edinburg Post Office”**

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

2. **Recommending of bid award to sole bidder meeting all specifications attached hereto for: “Envelopes including Printing for Tax Roll Statements” RFB**

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

**L. HIDALGO COUNTY WIC PROGRAM –**

1. **Requesting authority to advertise and approval of specifications attached hereto for: “Lease Space WIC Clinic in Las Milpas” RFB**

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

**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:**

NO ACTION taken on this item.

**21. Budget Office – Valde Guerra: (SEE EXHIBIT W)****A. Approval of Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and Hidalgo County**

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

**B. Public Defenders' Office:**

- 1. Requesting consideration and approval of salary schedule for Public Defender's Office**

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

**C. Risk/Safety Division:**

- 1. Acceptance of check #125098537J from State Farm Mutual Auto Insurance Company for reimbursement of damages sustained to county vehicle (Sheriff) – Claim #53-E541-800**

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

**D. Interdepartmental transfers:**

- 1. Co. Wide Adm. to Co. Clerk - \$ 22,150.00 (warrant officer vehicle app. on 7/19/05)**
- 2. B & G Cthse. Bldg to CO 2004 Elections Bldg. - \$ 35,000.00**

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

At this time Commissioner Flores returns to the Court.

At this time Commissioner Garza steps out of the Court.

**E. Budget Amendments:**

1. **Juvenile Justice Court - \$ 36.45 (transfer in/out) for unemployment**
2. **Constable Pct. #3 - \$ 46.00 (deobligate difference not needed for grant cash match)**
3. **Gen. Fund Escheats to Child Advocacy Center - \$ 37,595.73 (Estella House)**
4. **So. Texas Auto Theft - \$ 120,000.00 (transfer out/in to Gen. Fund)**
5. **Co. Wide Contingency - \$ 120,000.00 (deobligated cash match So. Tx. Auto Theft)**
6. **Refunding Bonds 1998 - \$ 40.63 (to pay agent fees)**

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

**F. Intradepartmental transfers:**

1. **Refunding Bonds 1998 / CO's 1998 - \$ 1,042.48 (to pay agent fees)**

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

**G. Courthouse Parking Lot:**

1. **Requesting approval and consideration to extend the time of employment for one full-time employee (slot 1T) until December 31, 2005**

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

2. **Approval to set salary for the aforementioned slot (salary is to remain the same)**
3. **Approval of interdepartmental transfer to fund extension of temporary full-time employee**

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

At this time the Court moved to item I.

**H. Discussion and overview of 2006 Budget**

Presentation made by Valde Guerra.

At this time the Court brought up item #20-I-1a&b for discussion.

At this time the Court moved to Executive Session.

**I. Health Insurance:**

1. **Discussion, consideration and approval to transfer \$ 408,128.37 to the Hidalgo County Health Insurance Claims Bank Account for Health Insurance Claims paid for the following periods:**

<b>August 30, 2005 thru September 05, 2005</b>	<b>\$ 138,569.61</b>
<b>September 06, 2005 thru September 12, 2005</b>	<b>\$ 269,558.76</b>

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

At this time Commissioner Garza returns to the Court.

**J. Discussion and consideration to use IRS mileage guidelines for reimbursement of mileage to county employees for use of personal vehicle while conducting county business**

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

At this time the Court moved back to item H.

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

**22. Closed Session: (SEE EXHIBIT X)**

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

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Potential and/or pending litigation; Cynthia J. Ibarra et. al vs. County of Hidalgo**

**23. 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.

**24. Closed Session:**

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

**25. Open Session:**

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

**26. Adjourn**

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, SEPTEMBER 20, 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. Elections Department (2)**
  - B. Budget Office & create obj. 671**
  - C. J.P. Pct. #2, Pl. 2**
  - D. Juvenile Justice Court & create obj. 640**
  - E. Purchasing Department**
  - F. Human Services**
  - G. Sheriff Inv. Fund 1227**
  - H. Constable Pct. #3 – LEOSE**
  - I. Fire Marshal**
  - J. WIC (2)**
  - K. Health – Clinics**
  - L. Sheriff Department (2)**
  - M. Health Insurance Benefits & create obj. 661**
  - N. Tax Office**
  - O. 332<sup>nd</sup> District Court**
  - P. 370<sup>th</sup> District Court (2)**
  - Q. Buildings & Grounds CO 2004 & create obj. 739**
  - R. Pct. #1 – R & B**
  - S. Pct. #1 – Parks & create obj. 606**
  - T. Pct. #2 – Sanitation**
  - U. Pct. #2 – R & B**
  - V. Pct. #2 – CRC**
  - W. Pct. #3 – Adm.**
  - X. Pct. #3 – R & B**
  - Y. Pct. #3 – Parks**
  - Z. Pct. #4 – CAP (2)**
  - AA. Pct. #4 – R & B & create obj. 640**
  - BB. Constable Pct. #3 – Proj. STOP**
  - CC. County Auditor**
  - DD. Pct. #2 – Parks**

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 for Approval of One (1) Applicant Classified as an Emergency Case under the HOME Homeowner Occupied Housing Rehabilitation Program – in the County Wide area.**
- B. **Request approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program. (1 Family)**
5. **Monthly Fee Reports – August:** (SEE EXHIBIT E)
- A. **County Clerk - \$ 646,215.03**
- B. **District Clerk - \$ 291,955.21**
6. **Right of Way – Permits:** (SEE EXHIBIT F)
- A. **North Alamo Water Supply – Nittler Rd. on Filegonia Rd. (paid \$ 3.75)**
- B. **North Alamo Water Supply – Tower Rd. on Canton Rd. (paid \$ 3.75)**
- C. **Sharyland Water Supply – Big “5” Rd. & Monte Cristo Rd.**
- D. **Sharyland Water Supply – Monte Cristo Rd. & La Homa Rd.**
- E. **Southwestern Bell – Franklin St. west of Bryan Rd.**
- F. **Southwestern Bell – west of Trosper Rd.**
7. **Purchasing Department:** (SEE EXHIBIT G)
- A. **HIDALGO COUNTY –**
1. **Requesting authority to purchase computer equipment and peripherals from State Awarded through our participation of Cooperative Programs for the following;**
- | Req                                | Department   | Vendor    | Amount     | Account Number              |
|------------------------------------|--------------|-----------|------------|-----------------------------|
| <b>State of Texas CISV Program</b> |              |           |            |                             |
| 76049                              | Pct #1       | CDW-G     | \$ 118.00  | 5-1100-432-00-121-001-0-661 |
| 76116                              | Pct #1       | CDW-G     | \$ 359.98  | 5-1201-431-00-121-004-0-664 |
| 76229                              | Pct #4       | Rio Radio | \$ 100.00  | 5-1100-432-00-124-001-0-432 |
| 76229                              | Pct #4       | Rio Radio | \$ 425.00  | 5-1204-431-00-124-007-0-432 |
| 76037                              | Purchasing   | Valcom    | \$1,758.00 | 5-1100-415-18-160-001-0-661 |
| <b>TCPN</b>                        |              |           |            |                             |
| 75881                              | Fire Marshal | Xerox     | \$ 355.96  | 5-1100-422-10-300-001-0-601 |
| 75881                              | Fire Marshal | Xerox     | \$1,824.00 | 5-1100-422-10-300-001-0-745 |
- B. **HIDALGO COUNTY ELECTIONS DEPARTMENT –**
1. **Requesting authority to enter into a maintenance agreement with Ikon on a Fax Machine for Req #76424 in the total amount of \$301.29. Effective upon approval.**
- C. **HIDALGO COUNTY HUMAN RESOURCES DEPARTMENT –**
1. **Requesting authority to amended with the current iDocket Agreement to include additional services of an off-site back up at \$350.00 a month ( previously approved in CC on 9/13/2005) and to include a one time start up fee of \$1,500.00**

**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, SEPTEMBER 20, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

(SEE EXHIBIT Y)

**1. Roll Call**

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

**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 payment request #4 to McAllen Construction, Inc. for South Inspiration Rd. Drainage Crossing (Pct. 3)**

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

**5. Approval of proposed State Highway Improvement FM 1925 (Monte Cristo Rd.)**

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

**6. Approval of Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and Hidalgo County**

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

**7. Approval of claim/invoice #4976 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.

**8. Approval of Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and Hidalgo County (Pct. 3) for acquisition of land for Business 83 drainage outfall improvements to Perezville Drain**

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

**9. Tax Office – Armando Barrera:**

**A. Public Hearing to discuss 2005 Proposed Tax Rate**

At this time Judge Garcia opened the Public Hearing on the proposed rate tax of .0435 to the Public, no one responded.

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

**10. Purchasing Department – Marty Salazar:**

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

**A. Presentation for discussion, consideration, acceptance and approval of negotiated contract (as reflected on proposed work plan attached hereto) with Raba - Kistner Consultants, Inc. for the Phase II-Aboveground/Belowground Storage Tanks Compliance Assessment Project.**

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

**B. Requesting award of bids (solicited through quotes) and approval of contract(s) for: Lubricants (Grease, Oil, Hydraulic Fluids) and Anti-Freeze Products, to multiple vendors (Oil Patch Fuel and Supply, Inc. & Hollon Oil Company).**

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

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

**11. 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**

**12. Open Session:**

**A. Real Estate Acquisition**

**13. Closed Session:**

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

**14. Open Session:**

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

**15. Adjourn**

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, SEPTEMBER 20, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**NOTICE TO THE PUBLIC  
CONSENT AGENDA**

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

**DRAINAGE DISTRICT**

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

- 1. Approval of check register and payment of claims and bills – County Treasurer**
- 2. Discharge Permits:**
  - A. City of Mission – The Oaks at Holland**
  - B. City of Mercedes – Tiger Crossing**
  - C. City of Pharr – Jackson South**
  - D. City of Pharr – South Creek Phase II**
  - E. Paul Daniec – The Village Green Subdivision**
  - F. RHTJ Properties – Huisache Acres #6 Subdivision**
- 3. Line item transfer - \$ 32,000.00**
- 4. Line item transfer - \$ 63,500.00**
- 5. Line item transfer - \$ 12,301.30**

*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 20<sup>th</sup> 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 20, 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