

SPECIAL MEETING – October 04, 2005

BE IT REMEMBERED, that on this 04th day of October, A.D., 2005, there was begun and held a SPECIAL MEETING of the Honorable Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

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

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

Ramon Garcia
County Judge

Sylvia S. Handy
Commissioner, Pct. #1

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

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

HIDALGO COUNTY
COMMISSIONERS' COURT
AGENDA

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, OCTOBER 04, 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 and Commissioner Flores, they both arrived 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 - A concern on bottle water for County Employees and what is the policy on County Employees taking County vehicle home.

Fern McClaugherty – Concerning County Employees drinking while driving county vehicles.

At this time Commissioner Flores arrived.

5. Approval of Consent Agenda

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

At this time Commissioner Garza arrived.

At this time Commissioner Flores leaves the Court.

6. Texas Cooperative Extension – Doug Denny: (SEE EXHIBIT G)

A. Proclamation of “National 4-H Week” – October 3-7, 2005

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

7. Indigent Defense Program – Judge Aida Salinas-Flores: (SEE EXHIBIT H)

A. Request approval of 2006 Indigent Defense Formula Grant Resolution

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

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

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

1. Resolution honoring Lowell Neubauer for his dedication and commitment to the elections Department and Hidalgo County

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

2. Delete Slot #006, Maintenance Technician

3. Create Slot #026, Senior Field Service Specialist

4. Set salary at \$ 28,027.00 – (same)

5. Approval of Revised Salary Schedule

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items #2 thru 5.

9. County Judge’s Office – Lorie Ochoa: (SEE EXHIBIT J)

A. Appointment and/or re-appointment of board members to the Rio Grande Valley Health Services District

NO ACTION taken on this item.

B. Approval of Proclamation honoring Breast Cancer Awareness Month

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

10. Tax Office – Armando Barrera: (SEE EXHIBIT K)

A. Requesting approval for an increase of change fund in the amount of \$ 900.00 for Mission Sub-station

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

11. County Clerk – J.D. Salinas, III: (SEE EXHIBIT L)

- A. Authorization and approval to increase salary for position #001-003, Internal Auditor, from \$37,462.00 to \$ 40,000.00**
- B. Authorization and approval to increase salary for position #001-032, Collections Supervisor from \$ 34,618.00 to \$ 40,000.00 (see fiscal note) (2006 Budgetary Impact)**

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

At this time Armando Barrera addressed item # 10.

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

- A. Requesting authorization and approval to grant over-time pay to Health Department Nurses (se attached spreadsheet) that were needed to assist with Hurricane Rita evacuees at the shelter in Edinburg during the period 9/22/05 – 9/25/05 (see fiscal note)**

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

13. Head Start – Teresa Flores: (SEE EXHIBIT N)

- A. Discussion/approval to advertise including approval of specifications (as attached hereto) for sealed bids on Lease and Classroom Space for the following areas:
 - 1. McAllen Area**
 - 2. Mission Area****

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

- B. Presentation for discussion, consideration and acceptance of roster for “Medical/Dental, Mental Health and Special Services” Pool of Pre-Qualified Providers submitting Statements of Qualifications to provide services to Children and Families in Head Start**

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.

- C. Authority to proceed with Negotiations for Contracts with all Pre-Qualified Providers approved on Pool of Pre-Qualified Providers for “Medical/Dental, Mental Health and Special Services”**

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

14. Sheriff's Department – Capt. Gonzalez: (SEE EXHIBIT O)**A. Approval of Agreement with Sharyland ISD for continuation of the retention phase of the U.S. Department of Justice – COPS in School Grant**

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

B. Approval to appropriate budget for school district regarding one (1) deputy sheriff position currently under the U.S. Department of Justice – COPS in School Grant

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

C. Approval of Salary Schedule

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval for the amount of \$44,100.00.

15. Planning Department – Raul Sesin: (SEE EXHIBIT P)**A. Consideration and possible action on approval of new uniform county commercial utility clearance form that includes Health, Fire Marshal and Planning Departments**

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

16. 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.

17. 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.

18. Purchasing Department – Marty Salazar: (SEE EXHIBIT S)**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>1413</u>	Other Information:	<u>26</u>
Physical Count:	<u>1132</u>	Males (in house)	<u>1060</u>
Out of County: La Villa	<u>213</u>	Females (in house)	<u>72</u>
Brook’s	<u>18</u>	Federal Prisoners	<u>9</u>
Frio	<u>24</u>		
Adj. /Sentenced to TDC	<u>303</u>	Total Paper Ready TDC	<u>229</u>
		Pending Paperwork/Crts	<u>30</u>
		Pending Charges/Courts	<u>44</u>

At this time Commissioner Palacios returns to the Court.

At this time Commissioner Handy steps out of the Court.

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

Presentation made.

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

- a) **Detention Facility Law Enforcement Center Design - Build Contract with including action regarding Landmark 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;**

NO ACTION taken on this item.

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

Presentation made.

c) Other related items;

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 c.

- 6. Presentation for discussion, consideration and approval of an Inter-Local Cooperation Agreement (subject to legal review) between the City of Pharr and the County of Hidalgo for the lease of office space to store the new electronic voting system & related equipment and house the education and training center for the Hidalgo County Elections Department.**

NO ACTION taken on this item.

- 7. Presentation by Hidalgo County Auditor's Office, Budget Office and Purchasing Department for discussion, consideration, and approval of an "Order" for all General Fund Budgets and any Order applicable budgets;**
- a) Cut-off date for submission of Requisitions by Friday, October 21, 2005 on goods and/or services that require sufficient time to order and receive prior to 12-31-05, i.e. major purchases: vehicles, furniture and equipment, etc.**

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

- b) All open Purchase Orders at 12-31-05 for which there is not a proper invoice for physical receipt of goods and/or services, will be charged to 2006 budgets.**

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

- 8. Presentation of general report of auction held on October 1, 2005 at McAllen Auto Auction, Hidalgo County's contracted auctioneer.**

Presentation made.

B. HIDALGO COUNTY PRECINCT NO. 1–

1. **Presentation for discussion, consideration, acceptance, and approval of Request for Payment Invoice No. 256760 in the amount of \$ 750.00, from TEDSI Infrastructure Group, contracted engineer for “Precinct No. 1 Monte Alto Improvement.”**

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

C. HIDALGO COUNTY PRECINCT NO. 2-

1. **Presentation for discussion, consideration, acceptance, and approval of request for payment invoice No. 5 in the amount of \$ 37,891.51, from S&G Paving Company, contracted for road project “South “I” Road” as recommended by project engineer, R. Gutierrez Corporation.**
2. **Presentation for discussion, consideration, acceptance and approval of request for payment Invoice No. 7 in the amount of \$82,125.00, from S&G Paving Company, contracted for road project “McColl Rd. Reconstruction & Widening” as recommended by project engineer, R. Gutierrez Corporation.**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #1&2 subject to the Auditor’s review.

3. **Requesting approval of Change Order No. 2 (increase) in connection with “McColl Rd- Reconstruction and Widening” in the amount of \$ 16,707.00 from S&G Paving Company, with authority for County Judge to execute document;**
4. **Presentation for discussion, consideration, acceptance, and approval of Request for Payment Invoice No. 1686 in the amount of \$18,238.78, from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, “South I Road Project (S. Levee-Thomas Rd.)”;**
5. **Presentation for discussion, consideration, acceptance, and approval of Request for Payment Invoice No. 1779 in the amount of \$7,271.50, from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, “GASB 34- Road Survey Project”;**
6. **Presentation for discussion, consideration, acceptance, and approval of Request for Payment Invoice No. 1783 in the amount of \$20,920.43, from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, “McColl Rd. II-Dicker-Orangewood”;**
7. **Presentation for discussion, consideration, acceptance, and approval of Request for Payment Invoice No. 1684 in the amount of \$5,856.40 & Payment Invoice No. 1726 in the amount of \$1,098.74, from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, “North “I” Road Project”;**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #3 thru 7 subject to the Auditor’s review.

At this time Commissioner Handy returns to the Court.

At this time Judge Garcia steps out of the Court.

D. HIDALGO COUNTY PRECINCT NO. 3 –

- 1. Presentation for discussion, consideration and approval of the “Option term” to extend and give the sixty (60) day required notice (of said extension) in connection with the “Option Contract” for the Eyhorn Property with authority for County Auditor to issue the \$10,000.00 extension option payment and County Judge to execute the applicable document(s)**

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

E. HIDALGO COUNTY PRECINCT NO. 4 –

- 1. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) ‘... a Professional Service’ with J. E. SAENZ & ASSOCIATES, INC. for: “YEAR 2002 C.I.P. ROAD IMPROVEMENT PROJECTS” for HIDALGO COUNTY PRECINCT NO. 4**
- 2. Approval of a Professional Engineering Service Contract for with J. E. SAENZ & ASSOCIATES, INC. for: “YEAR 2002 C.I.P. ROAD IMPROVEMENT PROJECTS” for HIDALGO COUNTY PRECINCT NO.4**

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

F. HIDALGO COUNTY PRECINCT NO.1, 2, 3, 4-

- 1. Presentation for consideration, discussion, acceptance and approval of “Work Authorization/Order Form” for use including but not limited to general services contract or other applicable engineer services contracts.**

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

G. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 3

- 1. Presentation for consideration, discussion acceptance and approval of Work Authorization #1 with L & G Engineering to provide Hidalgo County Precinct No. 3 with, “Construction Material Testing for: Goodwin Heights 1, Country Corner Estates, Havana and La Palma Subdivisions” (Estimated Cost for Services is: \$ 13,866.94)**

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

- 2. Presentation for consideration, discussion acceptance and approval of Work Authorization #2 with L & G Engineering to provide Hidalgo County Precinct No. 3 with, “Construction Material Testing for: Basham No. 12, Basham No. 13 and Basham No. 16 Subdivisions” (Estimated Cost for Services is: \$ 7,519.71)**

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

3. **Presentation for consideration, discussion acceptance and approval of Work Authorization #3 with L & G Engineering to provide Hidalgo County Precinct No. 3 with, “Construction Material Testing for: Grovewood Estates and Perlas De Naranja Subdivisions” (Estimated Cost for Services is: \$ 4,119.46)**
4. **Presentation for consideration, discussion acceptance and approval of Work Authorization #4 with L & G Engineering to provide Hidalgo County Precinct No. 3 with, “Construction Material Testing for: Carlos Acres and Vales Subdivisions” (Estimated Cost for Services is: \$ 12,563.64)**
5. **Presentation for consideration, discussion acceptance and approval of Work Authorization #5 with L & G Engineering to provide Hidalgo County Precinct No. 3 with, “Construction Material Testing for: Los Ebanos Subdivision” (Estimated Cost for Services is: \$17,475.96)**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #3 thru 5.

H. HIDALGO COUNTY AUDITOR’S OFFICE –

1. **Requesting authority to purchase computer equipment and peripherals from Dell Marketing a vendor on the State of Texas DIR-SDD-192 for Req #74486 in the total amount of \$16,780.28**

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

I. HIDALGO COUNTY BUILDINGS & GROUNDS DEPARTMENT –

1. **Presentation for discussion, consideration and approval requesting authority to advertise for: “Labor Only in connection with Drainage Improvements” for the Courthouse/Town Square Parking Lot if projected labor costs by project engineer exceed statutory bid limit;**

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

J. HIDALGO COUNTY ELECTIONS DEPARTMENT –

1. **Requesting authority to purchase and enter into a maintenance agreement with Superior Alarms in a total amount of \$7,534.20. Effective upon approval**

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

K. HIDALGO COUNTY HIDTA TASK FORCE –

1. **Recommending award of sealed quote and approval of contract to sole bidder received (Angel’s Maid and Janitorial Services) meeting all specifications and requirements for: Hidalgo County HIDTA Task Force- “Temporary Janitorial Services” (with a fully executed copy of the contract forwarded to the Hidalgo County Auditor’s office)**

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

L. HIDALGO COUNTY IT DEPARTMENT –

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

Department Name:	Name of Employee(s)	Basic Rate Plan Per Month	Total Minutes Plan:	Equipment/Cost
Purchasing Dept.	Office Use Only	\$ 33.75	500	Sanyo RI4920-Free phone

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

M. HIDALGO COUNTY NEW JUVENILE JUSTICE CENTER –

1. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of the new Hon. Mario E. Ramirez, Jr. Juvenile Detention Facility:
 - a) General status report by project architect (when necessary) or purchasing department;
 - b) Status of pending payment requests;
 - c) Other related issues;

NO ACTION taken on items #M-1a thru c.

2. Presentation for discussion, consideration and action on items in connection with the construction of new facility, Judge Mario E. Ramirez, Jr. Juvenile Justice Center including, but not limited to the following:
 - a) Approval of Request for payment for invoice no. 5295 in the amount of \$ 5,033.90 from L&G Engineering Laboratory, LLC. Contracted engineer for “Juvenile Justice Center” and certified for payment by project architect, V-A- architecture.

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

N. HIDALGO COUNTY SHERIFF’S OFFICE –

1. Requesting authority to advertise and approval of draft specifications as attached hereto for “one (1) Mobile Command Post” project.

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

O. HIDALGO COUNTY SHERIFF’S OFFICE /ADULT DETENTION FACILITY) -

1. Requesting authority to advertise and approval of draft specifications as attached hereto for “Inmate Pay Telephone Services” project.

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

P. HIDALGO COUNTY RE: REAL ESTATE ACQUISITIONS –

- 1. Requesting authority to obtain and approval of (when applicable), 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, commercial contracts (improved property) or option contracts with authority for County Auditor to issue required earnest money payment(s) or option payment(s) and County Judge to execute necessary/required document(s)**

NO ACTION taken on this item.

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

19. Budget Office – Valde Guerra: (SEE EXHIBIT T)**A. Workers' Comp. Division:**

- 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 \$ 29,074.81 for the period ending September 1-15, 2005**

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

B. Safety Division:

- 1. Acceptance of check #5081033572 from Farmers Insurance Company for reimbursement of damages sustained to county vehicle (Sheriff) – Claim #1007130871-1**

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

- 2. Discussion on the 1st and 2nd Quarter Survey Reports for Workers' Compensation**

NO ACTION taken on this item.

C. Interdepartmental transfers:

- 1. Co. Wide Adm. to General Litigation - \$ 60,000.00 (legal fees)**
- 2. Co. Wide Adm. to Purchasing - \$ 15,000.00 (advertising)**
- 3. Co. Wide Adm. to Constable Pct. #4 - \$ 2,000.00 (vehicle repairs)**
- 4. Co. Wide Adm. to Budget Office - \$ 17,500.00 (software)**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #1 thru 4.

- 5. Co. Wide Adm. to Gen. Fund Earnest Money Deposit - \$ 5,000.00**
- 6. Co. Wide Adm. to Gen Fund Option Contract - \$ 10,000.00**

NO ACTION taken on items #5&6.

D. Interfund transfer:**1. County Clerk to Co. Clerk Rec. Mgmt. - \$ 3,600.00 (negative balance- auto allow.)**

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

E. Budget Amendment:**1. Pct. #3 – TXDOT Fund 1315 – \$ 5,000.00 (ROW – FM 1924)**

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

F. Health Insurance Division:**1. Discussion, consideration and action on ASO Appeal Review Request claim #051721613500**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a VOTE to deny claim.

Judge Garcia – Against to deny.

Commissioner Palacios – Abstain.

At this time the Court discussed item #17.

At this time the Court moved to adjourn.

On motion of Commissioner Palacios, seconded by Commissioner Garza, 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**

At this time Judge Garcia returns to the Court.

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**

NO ACTION taken on items #21-A thru C.

At this time the Court moved back to item #19.

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 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, OCTOBER 04, 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. Tax Office Fund 1246**
 - B. Human Services & create obj. 584**
 - C. Constable Pct. #2 & create obj. 890**
 - D. Elections Department**
 - E. Buildings & Grounds**
 - F. B & G – Minor Structures**
 - G. County Court #1**
 - H. Emergency Management & create obj. 664**
 - I. Sheriff's Department**
 - J. Crime Victim Coordinator**
 - K. Health – Adm.**
 - L. Health – Clinics**
 - M. 92nd District Court**
 - N. 332nd District Court**
 - O. Building Insurance**
 - P. Safety Division**
 - Q. Purchasing Department**
 - R. Health Benefits & create obj. 640**
 - S. Constable Pct. #3**
 - T. Constable Pct. #3 – Project STOP**
 - U. Constable Pct. #4**
 - V. Jail**
 - W. Human Resources & create obj. 890**
 - X. Civil Service**
 - Y. Adult Probation**
 - Z. WIC**

- AA. D.A. – Grand Jury
- BB. D.A. – Gen. Fund
- CC. Pct. #2 – Sanitation
- DD. Pct. #2 – Parks
- EE. Pct. #3 – Landfill
- FF. Pct. #3 – R & B
- GG. Pct. #3 – Parks & create obj. 346
- HH. Pct. #3 – CAP
- II. 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. **Tax Refunds: (SEE EXHIBIT D)**

Taxpayer	Payer	Amount
A. Maribel & Sergio Rodriguez Olvera	Citifinancial	\$3,857.30

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

A. J.P. Ochoa	\$ 35,939.60
B. J.P. Saenz	\$ 25,452.75
C. J.P. Trevino	\$129,258.25
D. J.P. Garza	\$ 49,179.45
E. J.P. Contreras	\$ 28,474.50
F. J.P. Jackson	\$ 15,360.89
G. J.P. Morales	\$ 16,478.75
H. J.P. Espinoza	\$ 69,789.59 (June)
I. J.P. Espinoza	\$ 62,568.07
J. J.P. Palacios	\$ 41,392.78
K. Law Library	\$ 1,372.00
L. Sheriff Trevino	\$ 68,772.09
M. Anzalduas Park	\$ 2,128.46
N. Delta Lake	\$ 1,230.45
O. Constable Avila	\$ 2,035.00
P. Constable Alaniz	\$ 460.00
Q. Constable Gallardo	\$ 915.00
R. Constable Rios	\$ 630.00
S. Constable Bazan	\$ 600.00
T. Tax Assessor/Coll.	\$2,110,090.81
U. Fire Marshal	\$ 7,330.00 (April)
V. Fire Marshal	\$ 4,738.35 (May)
W. Fire Marshal	\$ 4,271.75 (June)
X. Fire Marshal	\$ 4,453.50 (July)

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
TBPC CISV Program				
76940	Sheriff Dept	CDW-G	\$1,009.95	5-1100-421-00-280-001-0-661
76942	Sheriff Dept	CDW-G	\$162.98	5-1100-421-00-280-001-0-661
77099	I.T. Dept	S.T.E.	\$875.00	5-1100-415-00-200-002-0-432
77143	I.T. Dept	S.T.E.	\$625.00	5-1100-415-00-200-002-0-432
77149	I.T. Dept	S.T.E.	\$750.00	5-1100-415-00-200-002-0-432
77151	I.T. Dept	S.T.E.	\$650.00	5-1100-415-00-200-001-0-432
77187	Pct #4	Rio Radio	\$200.00	5-1100-432-00-124-001-0-432
77166	HIDTA	S.T.E.	\$467.50	5-1291-412-00-270-002-0-748
76776	370 th District Crt	CDW-G	\$1,136.00	5-1100-412-00-007-001-0-745
77320	I.T. Dept	S.J.S.	\$87.00	5-1100-415-00-200-002-0-664
77339	Budget	Dell	\$1,226.00	5-1100-415-14-115-001-0-745
State of Texas DIR				
77257	I.T.	Dell	\$2,781.75	5-1242-412-00-060-001-0-745

B. HIDALGO COUNTY HIDTA TASK FORCE –

- 1. Requesting authority to enter into an alarm monitoring service agreement with Security Central at \$17.50 a month.**

C. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR DEPARTMENT–

- 1. Requesting authority to enter into a 60 month lease agreement for a copier CC123 with Xerox Corp. on Req #77351 for \$94.40 a month. Effective upon approval.**

**DRAINAGE DISTRICT BOARD OF DIRECTORS
AGENDA**

**Ramon Garcia
Chairman**

**Sylvia S. Handy
Board Member**

**Joe M. Flores
Board Member**



**Hector "Tito" Palacios
Board Member**

NOTICE

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, OCTOBER 04, 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

NO ACTION taken on this item.

4. Workers' Comp. – Valde Guerra:

- A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 5,632.80 for the period ending September 1-15, 2005**

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

5. 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

HIDALGO COUNTY DRAINAGE DISTRICT–

- 1. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A)(4) ‘... a Professional Service’ with RABA-KISTNER for: “Construction Material Testing of Monte Cristo Outfall Project” for Hidalgo County Drainage District No. 1**
- 2. Approval of a Professional Engineering Service Contract for with RABA-KISTNER for: “Construction Material Testing of Monte Cristo Outfall Project ” for Hidalgo County Drainage District No. 1**

NO ACTION taken on items #5-1&2.

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, OCTOBER 04, 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

1. Approval of check register and payment of claims and bills – County Treasurer

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 04th day of October, 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 October 04, 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