

SPECIAL MEETING – OCTOBER 25, 2005

BE IT REMEMBERED, that on this 25th 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 EDDY TREVINO, COUNTY CLERK & EX-OFICIO CLERK OF THE COMMISSIONERS' COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

Sylvia S. Handy
Commissioner, Pct. #1

Ramon Garcia
County Judge

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

**HIDALGO COUNTY
COMMISSIONERS' COURT
AGENDA**

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, OCTOBER 25, 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

Teresa Navarro – Advising the Court and the Public on Early Voting with the new DRE System.

Aaron Castillo – With the Office of Court Administration.

5. Approval of Consent Agenda

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

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

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

1. Help America Vote Act (HAVA) Title 1, Section 102, Reimbursement Agreement between the State of Texas, the Office of the Secretary of State and Hidalgo County

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

2. Review Early Voting Sites for the 2006 Primary Election, including mobile sites for disabled, elderly & VAIL

Presentation made.

7. County Judge's Office – Humberto Garza: (SEE EXHIBIT J)

A. Update and possible action regarding the Rio Grande Valley Health Services District

NO ACTION taken on this item.

At this time the Court moved to item #8.

B. Appointment and/or reappointment of Board Member to Rio Grande Valley Health Services District

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to appoint Dr. Lawrence Gillman.

At this time the Court moved to Executive Session.

8. Emergency Management – Oscar D. Montoya: (SEE EXHIBIT K)

A. Approval and acceptance of the Notice of Sub-recipient Award from the Governor's Division of Emergency Management in the amount of \$ 202,097.00

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

9. Restitution Center – Raul Macias: (SEE EXHIBIT L)

A. Acceptance and approval of claim/invoice with authority to issue payment to Cory's Fire Extinguishers in the amount of \$ 25.50

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to issue payment to Corky's Fire Extinguishers.

10. Sheriff's Department – Lupe Treviño: (SEE EXHIBIT M)

A. Approval to authorize the County Auditor to pay invoice # 09836 from Universal Auto Care & Towing in the amount of \$170.00 due to vendor submitting wrong invoice then submitting late invoice

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

B. Approval to charge said payment to Acct. #5-1100-421-00-280-001-0-346

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

- C. Approval to authorize County Auditor to pay invoice #(s) 0616-134144, 182396, 106729, 114626, 496680, 105570, 489040, 496440, 193364, 192671, 193346, 190948, 192364, 182398 & 181263 from O'Reilly Auto Parts in the amount of \$ 840.51 which were purchased under current purchase orders but due to vendor and past motor pool supervisor submitting invoices late to budget control office, payment was never made**

NO ACTION taken on this item.

- D. Approval to charge said payment to Acct. #5-1100-421-00-280-001-0-681**

NO ACTION taken on this item.

11. Planning Department – Raul Sesin: (SEE EXHIBIT N)

A. Preliminary Approval:

- 1. Santa Teresa Unit No. 1 Subdivision – Pct. 4 (Matias Peña)**

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

B. Final Approval:

- 1. Oakland Village Phase 3 – Pct. 4 (Jack McClelland)**
2. Carmen V. Avila Elementary School – Pct. 4 (Edinburg ISD)
3. Sitio Owassa Subdivision – Pct. 2 (Paul Obst)

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #1 thru 3.

- 4. La Pinata Subdivision – Pct. 1 (Paul Daniec)**

NO ACTION taken on this item.

C. Final Approval with a Letter of Credit:

- 1. Los Venados Phase 6 Subdivision – Pct. 4 (Garco., Ltd.)**

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

Commissioner Garza – Abstain.

D. Reimbursement of Cash Deposit:

- 1. Quintanilla Subdivision – Pct. 4 (Jesus Quintanilla)**

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

E. Discussion and possible action on residential subdivisions located within La Joya Water Supply Corporation CCN Area:

1. Watson Heights Subdivision – Pct. #3 (Paul Daniec, Developer)

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

12. Head Start – Teresa Flores: (SEE EXHIBIT O)

A. Discussion/approval of the recommendation to name the Head Start Administration Building located at 1901 West State Highway 107, the “Lyndon B. Johnson Head Start Administration Building”

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

13. Urban County – Diana Serna: (SEE EXHIBIT P)

A. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) for professional engineering services with Sigler, Winston, Greenwood & Associates, Inc. in connection with the specifications and plans for sewer improvements at Colonia Las Palmas in the City of Weslaco’s ETJ in Precinct No. 1.

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

B. Approval of professional services engineering contract with Sigler, Winston, Greenwood & Associates, Inc. with Precinct No. 1 for the specifications and plans for the Colonia Las Palmas sewer improvements.

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

C. Requesting approval of a budget and program amendment for the Hidalgo County Precinct #3 utilizing Urban County Program funding from Years 18 (2005). Precinct #3 will appropriate funds in the amount of \$25,000.00 from Street Improvements to Youth Services for satellite units within the Pct. #3 area by the Mission Boys & Girls Club.

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

D. Approval of Sub recipient Agreement with the Mission Boys & Girls Club, and Urban County Program on behalf of Hidalgo County Precinct No. 3 (\$25,000.00), for Urban County Program Year 18 (2005).

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

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

Presentation made by Rudy De La Vina.

15. 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**

Presentation made by Daniel Flores on items A thru C.

16. Pct. #1 – Comm. Handy: (SEE EXHIBIT S)**A. Approval of Work Authorization #1 with Rio Delta Engineering & Surveying, LLC for surveying of drainage easement in Colonia del Noreste Subdivision and Barbosa-Lopez Subdivisions 1, 2& 3 – General services professional agreement approved by Comm. Court on 6/14/05**

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

B. Request approval of Change Order #1 for the Delta Lake Park Pavilion project (net increase of this change order \$900.00)

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

C. Appointment of three (3) members to the EMS District #2

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to appoint Irma Rodriguez from Elsa and Sylvia Hernandez from La Villa.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to appoint Teresa Del Toro as the 3rd Member.

17. Right of Way – Godfrey Garza: (SEE EXHIBIT T)**A. Authority to proceed with the acquisition of Right of Way to include appraisals and title reports for the TXDOT FM 1422 Main Canal Replacement Project (CSJ: 1236-02-013) for roadway and safety improvements**

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

18. HIDTA Task Force – Dora Muñoz: (SEE EXHIBIT U)

- A. Authorization and approval to delete vacant slot #15 clerk/typist**
- B. Authorization and approval to create slot #20 custodian**

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

C. Approval to set salary at \$6,000.00

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

D. Approval of revised salary schedule

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

At this time the Court moved back to item #16-C to appoint the 3rd member.

At this time the Court moved to item #19-A10.

19. 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:

Total inmate population:	<u>1316</u>	Other Information:	<u>19</u>	
Physical Count:	<u>1071</u>	Males (in house)	<u>988</u>	
Out of County Facility	<u>220</u>	Females (in house)	<u>87</u>	
La Villa.	<u>201</u>			
Brook's Co.	<u>0</u>	Federal Prisoners	<u>7</u>	
Frio Co.	<u>19</u>	Total Paper Ready TDC	<u>165</u>	No. over 45 days <u>42</u>
Adj. / Sentenced to TDC	<u>259</u>	Pending Paperwork/Crts	<u>46</u>	
		Pending Charges/Courts	<u>48</u>	

At this time Commissioner Flores steps out of the Court.

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

NO ACTION taken on this item.

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

- a) **Detention Facility Law Enforcement Center Design - Build Contract with including action regarding Landmark 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 #3-a thru c.

4. Presentation for discussion, consideration, acceptance and approval of claims/invoices with authority for Auditor to issue payment for the items detailed in “Exhibit A” as attached hereto.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval for the amount of \$29.50.

5. 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;**
- c) **Other related items;**

NO ACTION taken on item #5-a thru c.

At this time Commissioner Palacios steps out of the Court.

6. 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 item #6-a thru c.

7. **Recommending award of bid and approval of Contracts to multiple bidders meeting all requirements and specifications for “Pest Control Service”.**

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

8. **Presentation for discussion, consideration and acceptance (as qualified) the sole response received from National Plan Administrators (NPA) and as recommended by Cafeteria Plan Section 125 consultant (Mr. William Rusteberg) for : Request for Proposal for “Section 125 Plan Administrator” for Hidalgo County;**

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

9. **Requesting authority for Purchasing Department to negotiate a professional services contract with National Plan Administrators (NPA) for the provision of Professional Consulting Services for “Section 125 Plan Administrator” for Hidalgo County.**

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

At this time Commissioner Flores returns to the Court.

At this time the Court moves to item #11.

10. **Pursuant to a directive from Comm. Court on 10/18/05, presentation for consideration, discussion, acceptance, and action (if necessary) on the response received from contracted vendor, Lone Star Shredding & Document Storage, in connection with misplaced/missing files situation as requested by the Honorable Omar Guerrero, Hidalgo County District Clerk.**

Presentation made.

At this time the Court moved back to item #19-A1.

11. **Presentation for consideration, discussion, acceptance and approval of an Amendment to the existing Inter-local Agreement between the City of Edinburg and the County of Hidalgo for the “Square-Parking Lot Project” to reflect cost reimbursements associated with the installation of drainage pipe and one manhole for a drainage outfall and not included on original agreement.**

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

B. HIDALGO COUNTY PRECINCT NO. 2-

1. **Presentation for discussion, consideration, acceptance and approval of request for payment number four (4) dated October 19, 2005 submitted by project architect, V-A Architect for architectural services in connection with the design and construction of the North San Juan Park Project in the amount of \$4,156.82 with authority for Auditor to issue payment;**

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

C. HIDALGO COUNTY BUDGET DEPARTMENT –

1. **Requesting authority to purchase Agenda Quick Software from Destiny Software, Inc. a CISV vendor through TBPC Catalogue Purchasing Program for Req #78354 in the amount of \$18,750.00.**

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

D. HIDALGO COUNTY ELECTIONS DEPARTMENT –

1. **Recommending bid award and approval of contracts for Bid 2005-327-10-05 LRM for “Hidalgo County – Elections Security Mesh Carts/Caddies” to sole bidder received meeting all specifications and requirements as attached here to;**

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

E. 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 E1-a thru c.

F. HIDALGO COUNTY 370TH DISTRICT COURT –

1. **Requesting authority to purchase computer equipment and peripherals from C & R Technologies, a CISV vendor through the TBPC Catalogue Purchasing Program for Req #78592 in the total amount of \$10,420.30.**

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

G. HIDALGO COUNTY HIDTA TASK FORCE –

- 1. Requesting approval to cancel “Request for Sealed Quotes” for “Janitorial Services” (previously approved on 10-18-05), as per request from HIDTA Task Force.**

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

H. HIDALGO HUMAN SERVICES DEPARTMENT –

- 1. Presentation for discussion, consideration and action on the Scoring/Evaluation Grid (for the purpose of ranking by Commissioner’s Court) for RFP 05-283-09-21-VGG-“Online Pharmacy Billing Services” meeting all requirements and specifications.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to rank US Script as #1, Beyond RX as #2, True Care Pharmacy as #3 and Data RX Management as #4.

- 2. Requesting authorization for Hidalgo County Purchasing Department to negotiated a “Best and Final Offer” (BAFO) with the Number One (1) ranked participant for: RFP 05-283-09-21VGG-“Online Pharmacy Billing Services”.**

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

I. HIDALGO COUNTY INFORMATION TECHNOLOGY DEPARTMENT –

- 1. Requesting authority to advertise and approval of Specifications for “Cabling Installation Services, Time and Materials” for Hidalgo County.**

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

At this time Commissioner Palacios returns to the Court.

- 2. Presentation for discussion, consideration and approval, including but not limited to:**
 - a) Reassignment of user name change from Lowell Neubauer (former employee) to be used by Elections Dept. Technicians only;**
 - b) Transfer of cellular phone equipment (assigned as Office Use phone, no longer needed) from Auditor’s Office to Tax Office Fraud Investigations Dept. (previously approved cellular phone assigned to David Juarez by Commissioner’s Court agenda of 8-02-05);**

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

J. HIDALGO COUNTY RE: REAL ESTATE ACQUISITIONS –

- 1. Requesting authority to obtain and approval of (when applicable), including, but not limited to, the following 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.

20. Budget Office – Valde Guerra: (SEE EXHIBIT W)**A. 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 \$61,606.52 for the period ending 9/16-9/30/05**

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

B. Budget Amendments:

- 1. Pct. #1 CO 2004 - \$ 13,140.00 (appropriate contributions from residents – Siesta Village)**
- 2. New Acct for Constables vests Fund 1285**

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

C. Interdepartmental transfers:

- 1. Fire Marshal - \$ 500.00**
- 2. Health Clinics to Health Adm. - \$ 2,942.41 (to correct acct.)**
- 3. Financial Advisor to Co. Wide Adm. - \$ 17,800.00 (to fund Section 125 Plan Adm.-(NPA)**
- 4. Co. Wide Adm. Cont. to New Acct. for Constables (vests)**

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

E. Interfund transfers:

- 1. Ins. Govt. Bldg. to R & B Co. Wide - \$ 65,601.03**
- 3. Ins. Govt. Bldg. to Parks Co. Wide - \$ 12,223.04**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #1 & 3.

F. Intradepartmental transfers:

- 1. Pct. #2 - Parks**
- 2. Pct. #2 – Adm.**
- 3. Pct. #2 – Sanitation & create obj. 661**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on items #1 thru 3.

At this time the Court moved to the Addendum.

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

21. 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**

NO ACTION taken on items A thru C.

At this time Judge Garcia leaves the Court.

22. Open Session:

- A. Real Estate Acquisition**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to appoint Richard Garza and Geraldo Escobar as agents for the County on Real Estate Acquisitions and as Pro Bono.

- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**

23. Closed Session:

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

24. Open Session:

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

25. Adjourn

On motion of Commissioner Garza, 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, OCTOBER 25, 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. J.P. Pct. #1, Pl. 1**
 - B. J.P. Pct. #1, Pl. 2**
 - C. Planning Department**
 - D. HIDTA – Task Force**
 - E. HIDTA – Program Income**
 - F. Right of Way**
 - G. 93rd District Court**
 - H. Tax Office**
 - I. County Judge**
 - J. J.P. Pct. #3, Pl. 1**
 - K. Constable Pct. #1**
 - L. Elections Department**
 - M. 370th District Court**
 - N. Tax Office**
 - O. County Auditor**
 - P. Fire Marshal**
 - Q. Public Defenders & create obj. 581, 631, 640 & 664**
 - R. IT Department & create obj. 604**
 - S. Buildings & Grounds (2) & create obj. 742**
 - T. B&G – Minor Structures**
 - U. J.P. Pct. #2, Pl. 2**
 - V. Health – Bioterrorism Grant**
 - W. Health – TB Control & create obj. 682**
 - X. WIC**
 - Y. Safety Division & create obj. 603**
 - Z. Pct. #1 – Sanitation**

- AA. Pct. #1 – Parks
- BB. Pct. #1 – CAP (2) & create obj. 731 & 312
- CC. Pct. #1 – Adm.
- DD. Pct. #3 – Park
- EE. Pct. #3 – CIP Fund 1332 create obj.741
- FF. Pct. #3 – CIP Fund 1331
- GG. Pct. #3 – Landfill
- HH. Pct. #4 – Parks
- II. Pct. #4 – R & B
- JJ. Pct. #4 – Landfill

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. **Monthly Fee Reports – August: (SEE EXHIBIT D)**

A. J.P. Ismael Ochoa	\$ 46,024.56
B. J.P. Gilbert Saenz	\$ 33,059.00
C. J.P. Rosa Treviño	\$ 97,843.52
D. J.P. Luis J. Garza	\$ 52,063.09
E. J.P. Bobby Contreras	\$ 51,734.34
F. J.P. Espiridion Jackson	\$ 20,121.54
G. J.P. Jesus Morales	\$ 15,051.50
H. J.P. Charlie Espinosa	\$ 88,436.15
I. J.P. Mary Alice Palacios	\$ 81,764.40
J. Law Library	\$ 2,027.30
K. Sheriff Lupe Treviño	\$ 92,137.97
L. Anzalduas Park	\$ 1,608.42
M. Delta Lake	\$ 706.24
N. Constable Avila	\$ 3,220.00
O. Constable Alaniz	\$ 460.00
P. Constable Gallardo	\$ 630.00
Q. Constable Rios	\$ 690.00
R. Constable Bazan	\$ 1,050.00
S. Tax Assessor/Collector	\$2,162,628.94
T. Fire Marshal	\$ 5,641.50

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

A. District Clerk	\$321,073.13
-------------------	--------------

6. **Urban County: (SEE EXHIBIT F)**
- A. **Request for Approval of One (1) Applicant under the HOME Homeowner Occupied Housing Rehabilitation Program – City of Edcouch**
 - B. **Request for Approval of one (1) applicant in the City of La Joya as an emergency case under the HOME Homeowner Occupied Housing Rehabilitation Program.**
 - C. **Request for Approval of two (2) Applicants in the City of San Juan under the HOME Homeowner Occupied Housing Rehabilitation Program.**
 - D. **Request for Approval of three (3) applicants under the HOME Homeowner Occupied Housing Rehabilitation Program – in the Countywide area.**
7. **Right of Way – Permits (paid \$ 3.75 each): (SEE EXHIBIT G)**
- A. **Quintanilla, Headley & Associates – 2 Mile Line Rd. & Los Ebanos Rd.**
 - B. **North Alamo Water Supply:**
 1. **Mile 12 North on Mile 2 West**
 2. **FM 88 on Mile 15 North**
 3. **Mile 8 ½ Rd. on Victoria Rd.**
8. **Purchasing Department: (SEE EXHIBIT H)**
- 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 | | | | |
| 78032 | Pct #1 | S.J.S. | \$195.00 | 5-1201-431-00-121-004-0-661 |
| 78057 | Constable Pct #1 | Dell | \$1,693.35 | 5-1100-421-00-291-001-0-745 |
| 78106 | Human Resource | Dell | \$355.92 | 5-1100-413-00-190-001-0-664 |
| 78549 | District Attorney | CDW-G | \$568.56 | 5-1222-412-00-080-006-0-661 |
| 78468 | Pct #1 | CDW-G | \$137.19 | 5-1201-431-00-121-004-0-661 |
| 78484 | County Clerk | S.J.S. | \$238.00 | 5-1237-415-40-180-003-0-661 |
| 78517 | Constable Pct #1 | S.J.S. | \$75.00 | 5-1100-421-00-291-001-0-664 |
| The State of Texas DIR | | | | |
| 78097 | Human Resource | Dell | \$2,557.74 | 5-1100-415-50-190-002-0-745 |
| 78503 | Health Dept | CDW-G | \$2,628.00 | 5-1100-441-00-340-001-0-748 |
| 78504 | Health Dept | SHI-G | \$2,432.00 | 5-1100-441-00-340-001-0-661 |
| 78586 | 370 th District | Dell | \$3,378.81 | 5-1100-412-00-007-001-0-745 |
- B. **HIDALGO COUNTY SHERIFF'S OFFICE –**
1. **Requesting authority to enter into a one-year agreement with Thomson for one user access for online training in the total amount of \$ \$1,135.00.**

**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, OCTOBER 25, 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 Judge Garcia.

2. Open Forum

Godfrey Garza – Update regarding the repair on the weir structure.

3. Approval of Consent Agenda

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

4. Approval of Originator Depository Financial Institution "ODFI" Agreement between the Hidalgo County Drainage District #1 and First National Bank and submittal of Automated Clearing House "ACH" Origination Application

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

5. Discussion and action regarding proposed Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and the City of Edinburg regarding the excavation of the Monte Cristo Drain proposed outfall

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

6. Workers' Comp. – Valde Guerra:**A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 1,727.21 for the period ending 9/16-30/05**

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

7. 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****1. Requesting authority to advertise and approval of draft specifications as attached hereto for: "RFB- TIRES".**

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

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

8. 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**9. Open Session:****A. Real Estate Acquisition****10. Closed Session:**

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

11. Open Session:

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

12. 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, OCTOBER 25, 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

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

**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 25, 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. Constable Pct. #3 – Larry Gallardo: (SEE EXHIBIT Z)

A. Requesting approval of Interlocal Coopertion Agreement between La Joya Independent School District and the County of Hidalgo

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

B. Requesting approval of Interlocal Cooperation Agreement between Mission Consolidated Independent School District and County of Hidalgo

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

C. Requesting approval to purchase bullet proof vest(s) for Constables, Deputies, Reserves, Fire Marshal (total of 67 vests)

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

At this time the Court moved back to item #7B of the Regular Agenda.

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 25th day of October, 2005

EDDY TREVINO, County Clerk
Hidalgo County, Texas

By: _____
Norma Garza, Deputy

I, EDDY TREVINO, County Clerk attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on October 25, 2005.

Signed this ____ day of _____ 2005

ATTEST:
EDDY TREVINO
County Clerk and Ex-Officio Clerk
Of the Commissioners' Court of
Hidalgo County

(Seal)

By: _____
Norma Garza, Deputy

