

**SPECIAL MEETING – December 28, 2005**

**BE IT REMEMBERED, that on this 28<sup>th</sup> day of December, 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**

**and EDDY TREVINO, 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 WEDNESDAY, DECEMBER 28, 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.

**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**

Mike Blum – Concerning a road condition in Progresso, Tex.

**5. Approval of Consent Agenda**

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

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

**A. Resolution honoring Noe Larralde on his retirement after 34 years of service to Hidalgo County**

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

At this time the Court moved to item #9.

7. **Urban County – Diana Serna: (SEE EXHIBIT H)**

**A. Approval of a Budget / Program Amendment for the City of San Juan using Urban County Year 12 (1999), Year 16 (2003), Year 17 (2004) and Year 18 (2005) funding.**

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

**B. Approval of a Subrecipient Agreement between San Juan Youth Program and the Urban County Program on behalf of Hidalgo County Precinct No. 2 and the City of San Juan using Urban County Program Year 18 Youth Services (2005) funds.**

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

8. **District Clerk – Omar Guerrero: (SEE EXHIBIT I)**

**A. Discussion, consideration and action approving the County Judge to sign the new State Disbursement Unit Contract from the Attorney General's Office**

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

At this time the Court moved to item #13.

9. **Sheriff's Department – Sheriff Treviño: (SEE EXHIBIT J)**

**1. Approval and Acceptance of the Operation Linebacker Grant with the Office of the Governor, Criminal Justice Division – Grant No. DJ-05-A10-18148-01.**

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

**2. Approval and Authorization for County Judge to sign the Grantee Acceptance Notice.**

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

**3. Approval of Budget Amendment (appropriation of funds) in the amount of \$367,500.00.**

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

**4. Approval to create five positions – one sergeant and four senior deputy sheriff positions.**

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

**5. Approval to set salaries and other compensation.**

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

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

**10. Planning Department – Raul Sesin: (SEE EXHIBIT K)**

**A. Preliminary Approval:**

**1. Alarcon Subdivision – Pct. 4 (Oscar Alaron, Jr.)**

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

**2. Huisache Acres No. 6 Subdivision – Pct. 1 (Rick Harbison)**

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

**B. Final Approval:**

**1. Llano Escondido Saldana Subdivision – Pct. 1 (Lauro Saldana)**

NO ACTION taken on this item.

**C. 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 Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval.

**11. Right of Way – Joe Pena: (SEE EXHIBIT L)**

**A. Pct. #4 – Authorization for surveys, title report, appraisals, and acquisition of additional Right of Way for Murillo Subdivision.**

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

**12. Elections – Teresa Navarro (SEE EXHIBIT M)**

**A. Discussion, approval and possible action on the following, but not limited to request County Auditor to issue check in the amount of \$6,000.00 from account # 5-1100-414-00-130-001-0-535 to US Postmaster for Permit #48, for voter registration mass mailout.**

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

At this time the Court moved to item #14.

**13. HIDTA Task Force – Dora Muñoz: (SEE EXHIBIT N)**

- A. Authorization and approval of the Agreement between the Hidalgo County HIDTA Task Force and the Organized Crime Drug Enforcement Task Force (OCDETF) Program for the use of the State and Local Overtime and Authorized Expense Program (beginning from January 1, 2006 to December 31, 2006)**

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

At this time the Court moved to item #19.

**14. Human Services – Rudy De La Viña: (SEE EXHIBIT O)**

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

NO ACTION taken on this item.

At this time Commissioner Palacios excuses himself from the Court.

**15. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT P)**

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

- A. Status of renovations of administration building**  
**B. Status of other ongoing county owned building construction, renovation repair projects**  
**C. Report of unanticipated, or emergency situation occurring since last agenda meeting**

NO ACTION taken on items A thru C.

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

- A. Approval to reclassify job titles as approved by Civil Service Commission on December 19, 2005**

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

**17. Pct. #3 – Comm. Flores: (SEE EXHIBIT R)**

- A. Requesting approval of Interlocal Agreement between the City of Mission and the County of Hidalgo**

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

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

**NOTES:**

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

**A. HIDALGO COUNTY –**

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

1. **New Hidalgo County Jail:**

	<b>Total inmate population:</b>	<u>1214</u>
<b>Physical Count:</b>	<u>1084</u>	<b>Males (in house)</b>
<b>Out of County Facility</b>	<u>109</u>	<b>Females (in house)</b>
<b>La Villa.</b>	<u>109</u>	
<b>Brook’s Co.</b>	<u>          </u>	<b>Federal Prisoners</b>
<b>Frio Co.</b>	<u>          </u>	<u>8</u>
<b>Other: (n/c)</b>	<u>          </u>	
<b>Adj. / Sentenced to TDC</b>	<u>189</u>	<b>Total Paper Ready TDC</b>
		<u>70</u>
		<b>No.over45days</b>
		<u>24</u>
		<b>Pending Paperwork/Courts</b>
		<u>69</u>
		<b>Pending Charges/Courts</b>
		<u>50</u>
2. **Current inter-local(s) and/or contract(s) for the “Housing of Inmates”**
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 #2 & 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 line for of all exterior and/or interior repairs/remodeling and renovations;**
  - c) **Other related items;**

NO ACTION taken on item #4 a thru c.

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) **Other Related Items;**

NO ACTION taken on item #5a & b.

6. **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 item #6a thru c.

7. **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 Pueblo Tires.**

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

8. **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 Sign Language Interpreters, LLC., for Qualified Interpreting Services.**

SEE item #11.

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 Alamo Iron Works and Steel for Industrial Welding Services and Supplies.**

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 EnviroTech Carriers, Inc., for Biohazardous Waste Disposal Service.**

SEE item #11.

11. **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 TriStar Risk Management for Liability Claims Service.**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #8, 9, 10, & 11.

**12. Requesting authority to advertise an RFP including, but not limited to the following:****a) Group Life; or, in the alternative,**

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

**b) Group Life w/Accidental Death & Dismemberment**

**For all Hidalgo County and/or Hidalgo County Drainage District No. 1 retirees with the same benefits as current employees.**

NO ACTION taken on this item.

**13. Presentation by Alamo Insurance Group Hidalgo County's Group Health Benefits Consultant, of the evaluation grid (for the purpose of ranking by Hidalgo County Commissioner's Court) the responses received in connection with Hidalgo County's Request for Proposals (RFP's) for;****a) Stop Loss Insurance**

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to increase from \$75,000.00 to \$100,000.00 on County's Stop Loss Ins.

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on the Aggregate that the County self fund the risk.

On motion of Commissioner Flores, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to maintain the current plan contribution on the medical plan for the coming plan.

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to rank Mutual of Omaha as qualified to proceed.

**b) Group Life Insurance****c) Accidental Death & Dismemberment**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items b & c to rank Lafayette as #1, Fort Dearborn as #2, Human as #3, Minnesota as #4, Aetna as #5 and Sun Life as #6.

**14. Recommendation by Alamo Insurance Group Hidalgo County Health Benefits Consultant for award (by Hidalgo County Commissioner's Court) of the request for Proposals (RFP's) as follow:**

**a) Stop Loss Insurance: Mutual of Omaha**

**b) Group Life Insurance : Lafayette Ins.**

**c) Accidental Death & Dismemberment: Lafayette Ins.**

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

- 15. 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) FOR Uniforms for Adult Detention Personal with Kapurs Internationals, Inc., ATD American and Unifirst.**

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

- 16. Discussion, consideration and action (if necessary) including, but not limited to, the following:**

- a) Requesting exemption from competitive bidding requirements under Texas Local Government Cod, Chapter 262.024 (a)(4) ‘... a professional service’ for legal services for Commissioners Court;**

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

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

- b) Approval of the engagement of the firm of Atlas & Hall for the provision of legal services for Hidalgo County Commissioners Court on “an as needed basis”; or in the alternative,**

NO ACTION taken on this item.

- c) Requesting authority to publish an RFQ/P for: Legal Services for Hidalgo County Commissioners Court”;**

NO ACTION taken on this item.

- 17. Pursuant to Article § 81.005(a) (Terms of the Court Meeting) of the Texas Local Government Code, Consideration and Entering of an order into the minutes the designation of time of day, day of the week and week of the month of Hidalgo County Commissioners’ Court Regular Term Meeting Tex. Loc. Gov. Code**

**ORDER OF THE COURT:**

**HIDALGO COUNTY COMMISSIONERS COURT**

**Week of the Month: 2nd**

**Day of the Week: Tuesday**

**Time of the Day: 9:00 A.M. a.m./p.m.**

**For the fiscal/calendar year of 2006**

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

**B. HIDALGO COUNTY PRECINCT NO. 1 –**

- 1. Requesting approval of Change Order No. 4 (increase) in the amount of \$913.92 with the Hidalgo and Cameron Counties Irrigation District # 9 to remove & relocate/lower existing 4” irrigation line in connection with Mile 2 West Project.**

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

- 2. Requesting acceptance and approval for a request of payment to Hidalgo and Cameron Counties Irrigation District # 9 for application # 3 (final payment) in the amount of \$52,805.11 after review, audit and processing procedures are completed with authority for audit to issue payment through P.O. #553689 and as submitted and certified for payment by project engineer TEDSI Infrastructure Group.**

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

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

- 1. Requesting authority to cancel project and re-advertise in order to attempt to encourage more participation for “ Pond/Wetland Construction for the North San Juan Park**

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

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

- 1. Requesting authority to cancel project and re-advertise in order to attempt to encourage more participation for “Construction of a Motor Pool Building”.**

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

- 2. Presentation for discussion, consideration acceptance and approval of a Work Authorization No. 6 from project engineer Hinojosa, Engineer in connection with surveying services at 5 acres Tract 254, Porciones 38, 39 and 40.**

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

**E. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 4 –**

- 1. Requesting approval for Change Order No. 1 (Net Decrease) in the amount of \$<1,948.60> in connection with: Contract # CAP-C-05-003-03-29- “Construction of roads for Seminary Estates Subdivisions” awarded to SASCON, Inc. as presented by project engineer J.E. Saenz & Associates, Inc**

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

**F. HIDALGO COUNTY ADULT PROBATION –**

- 1. Requesting approval of lease contract (subject to legal review) for: “Lease of Office Space – City of McAllen”.**

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

**G. HIDALGO COUNTY TAX OFFICE –**

- 1. Requesting authority to purchase a computer back up system from CDW-G, a CISV vendor through TBPC Catalogue Purchasing program for Req # 80939 in the total amount of \$ 6,441.00**

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

**H. HIDALGO COUNTY COURT AT LAW #2 –**

- 1. Requesting authority to process requisitions into purchase orders for major equipment and furniture after the approved Commissioner’s Court set deadline of October 21, 2005 for the following;**

Req #	Vendor	Amount	Account Number	Description
81284	CDW-G	\$2,868.08	5-1100-412-00-022-001-0-745	HP Tablet PC & Accessories
81318	Dell	\$3,067.98	5-1100-412-00-022-001-0-745	(2) Pentium Computer
81277	CDW-G	\$1,249.50	5-1100-412-00-022-001-0-745	HP LaserJet Printer
80550	C&R	\$5,805.85	5-1100-412-00-022-001-0-745	Audio Visual Equipment
81153	C&R	\$2,392.00	5-1100-412-00-022-001-0-745	Electronic Sound System
81518	Corporate	\$2,555.00	5-1100-412-00-022-001-0-661	(7) Chairs

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

**I. HIDALGO COUNTY SHERIFF’S DEPARTMENT –**

- 1. 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) for repair, installation and removal of emergency equipment, radios, computer & miscellaneous equipment with South Texas Communications, Inc.**

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

**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 contract (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 Executive Session.

**19. Budget Office – Valde Guerra: (SEE EXHIBIT T)****A. Interdepartmental transfers:**

1. IT Dept. (3) from 200-002 to 200-001
2. Crim. D.A. from 115-002 to 080-002
3. Autopsies from 115-002 to 080-003
4. Health Insurance to Co. Wide Adm. Contingency - \$289,925.96
5. Life Insurance to Co. Wide Admin. Contingency - \$5,184.15
6. Co. Wide Adm. Contingency to Various Depts. – \$102,844.36

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

**B. Interfund transfers:**

1. General Fund Co. Wide Adm. Cont. to Pct. #2
2. General Fund Co. Wide Adm. Cont. to Pct. #3 R & B

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #1&2 for the amounts \$70,000.00 for Pct. #2 and \$225,236.81 R&B.

**C. Budget Amendments (Appropriation of Funds):****1. County Indigent Health Care**

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

At this time the Court moved to item E.

**D. Discussion, consideration and action regarding optional group term life insurance benefits from TCDRS for employees and/or retirees**

NO ACTION taken on this item.

At this time the Court moved back to item #10.

**E. Discussion, consideration and action to authorize lapsed workers' compensation funds to be transferred into Workers' Compensation Fund 2202 at calendar year end.**

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

**F. Approval of Hidalgo County HIPAA Business Agreements**

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

**G. Health Insurance Division:****1. Discussion, consideration and approval to transfer \$ 222,691.01 to the Hidalgo County Health Insurance Claims Bank Account for Health Insurance Claims paid for the following periods:**

- **December 13, 2005 to December 19, 2005**

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

**2. Approval to authorize comp-time for Health Insurance Coordinator due to annual health insurance open enrollment.**

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

**H. County Clerk – Eddy Trevino:****1. Discussion, consideration and possible action to adjust payment to jurors as required by SB 1704.**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval for \$16.00 for day one and \$40.00 for day two there after.

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

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

**20. Closed Session: (SEE EXHIBIT U)**

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

- A. Real Estate Acquisition**
- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Cause #C-112-02-C; County of Hidalgo vs. Alvarado Architects & Associates, LLC in the 139<sup>th</sup> District Court of Hidalgo County, Texas**
- E. Gallegos Electric, INC vs. Limon Masonry, INC.**

NO ACTION taken on items A thru E in Close Session.

**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 A thru C.

**D. Cause #C-112-02-C; County of Hidalgo vs. Alvarado Architects & Associates, LLC in the 139<sup>th</sup> District Court of Hidalgo County, Texas**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to settle case #C-112-02-C.

**E. Gallegos Electric, INC vs. Limon Masonry, INC.**

NO ACTION taken on this item.

**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 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 WEDNESDAY, DECEMBER 28, 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 Palacios, seconded by Commissioner Handy, 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. County Court #2 & create obj. 661**
  - B. Human Resources**
  - C. Pct. #2 – R & B**
  - D. Pct. #4 – Landfill**
  - E. Criminal Aux. Court – LLEBG**
  - F. Pct. #3 - CAP**
  - G. Pct. #1 – CAP**
  - H. Pct. #3 – CIP**
  - I. Pct. #3 – TXDOT**
  - J. Extension Services**
  - K. Buildings & Grounds**
  - L. Pct. #1 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. Requesting approval to enter into the Urban County Program Housing Loan Agreement for Nicolasa Palomo in the amount of \$29,500.00**
  - B. Request for approval of one (1) applicant in the County Wide area and one (1) applicant in the City of Edcouch under the HOME Homeowner Occupied Housing Rehabilitation Program.**

5. **Tax Refunds: (SEE EXHIBIT E)**

<b>Taxpayer</b>	<b>Payer</b>	<b>Amount</b>
<b>A. Tejas Bldg. &amp; Deve</b>	<b>Land Title USA</b>	<b>\$3,396.18</b>
<b>B. Janet Sue Capps</b>	<b>Select Portfolio</b>	<b>\$4,239.30</b>
<b>C. Alonzo Rodriguez</b>	<b>Citifinancial</b>	<b>\$2,908.30</b>
<b>D. Gloria &amp; Luis Ibarra</b>	<b>Centex Home Equity</b>	<b>\$4,048.54</b>

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;**

<b>Req</b>	<b>Department</b>	<b>Vendor</b>	<b>Amount</b>	<b>Account Number</b>
	<b>TBPC CISV PROGRAM</b>			
<b>81253</b>	<b>Fire Marshal</b>	<b>Tri-County</b>	<b>\$1,730.00</b>	<b>5-1100-422-10-300-001-0-664</b>
	<b>Motorola Mobile Radios</b>			

**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 WEDNESDAY, DECEMBER 28, 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 Garza and Commissioner Palacios.

**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 to amend budget in the amount of \$ 305,362.91**

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

**5. Authorize to issue manual check to TXDOT (CSJ-0255-07-110) US 281 Outfall**

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

**6. Discussion, consideration and action regarding optional group term life insurance benefits from TCDRS for employees and/or retirees**

NO ACTION taken on this item.

**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. Pursuant to Water Code, Chapter 49.274 Emergency Approved of District Projects and action taken by DD# 1 Board on Tuesday, October 18, 2005 presentation for discussion, consideration and approval including, but not limited to, the following:**
  - a. Status report by Godfrey Garza, Manager, HCDD#1 and/or S&B Infrastructure, Ltd., project engineer on the condition, on-going repairs, acquisition of raw materials/supplies/equipment, and re-construction of the Weir Control Structure on the Main Flood Water Channel of HCDD#1 with action, if necessary.**

Presentation made by Godfrey Garza.

- 2. Presentation and acceptance of roster (as listed in the RFQ Acceptance sheet attached hereto) of “Engineers Pool” of pre-qualified firms submitting Statements of Qualifications for ranking on an “as a needed basis” per project by Hidalgo County Drainage District No.1 requiring said services as set forth in the requirements stated in Hidalgo County Drainage Districts No. 1’s request for qualifications packet**

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

- 3. Requesting authority to advertise an RFP including, but not limited to the following:**
  - Group Life; or, in the alternative,**

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

- Group Life w/Accidental Death & Dismemberment  
(For all Hidalgo County and Hidalgo County Drainage District No. 1 retirees with the same benefits as current employees.)**

NO ACTION taken on this item.

**4. Presentation by Alamo Insurance Group Hidalgo County’s Group Health Benefits Consultant, of the evaluation grid (for the purpose of ranking by Hidalgo County Drainage District No. 1 Board of Directors’) the responses received in connection with Hidalgo County’s Request for Proposals (RFP’s) for;**

- a. Stop Loss Insurance**
- b. Group Life Insurance**
- c. Accidental Death & Dismemberment**

SEE item #5.

**5. Recommendation by Alamo Insurance Group Hidalgo County Health Benefits Consultant for award (by Hidalgo County Drainage District No. 1 Board of Directors) of the request for Proposals (RFP’s) as follow:**

- a. Stop Loss Insurance:** \_\_\_\_\_
- b. Group Life Insurance :** \_\_\_\_\_
- c. Accidental Death & Dismemberment:** \_\_\_\_\_

On motion of Commissioner Flores, seconded by Commissioner Handy, the Board made a UNANIMOUS vote of approval on items #4 & 5 for the same awards approved for Hidalgo County.

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

**7. Closed Session:**

**Board of Directors 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. Pending and/or potential litigation**

**8. Open Session:**

- A. Real Estate Acquisition**
- B. Pending and/or potential litigation**

**9. Closed Session:**

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

**10. Open Session:**

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

**11. Adjourn**

On motion of Commissioner Handy, 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 WEDNESDAY, DECEMBER 28, 2005 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**NOTICE TO THE PUBLIC  
CONSENT AGENDA**

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

**DRAINAGE DISTRICT**

On motion of Commissioner Handy, seconded by Commissioner 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**

*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 28<sup>th</sup> day of December, 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 December 28, 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