

SPECIAL MEETING – January 02, 2006

BE IT REMEMBERED, that on this 02nd day of January, A.D., 2006, 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-OFICIO 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 MONDAY, JANUARY 02, 2006 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 – Tony Espinoza

Tony Espinoza led the Court and Audience in Prayer.

4. Open Forum

No presentations made under Open Forum.

5. Approval of Consent Agenda

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

6. Urban County – Diana Serna: (SEE EXHIBIT F)

- A. Request exemption for competitive bidding requirements under the Texas Local Government Code 262.024 (a) for professional services with Alcoser Garcia Associates Design Consulting in connection with FY 15, 16, 17 & 18 – (2002, 2003, 2004, and 2005) project.**
- B. The City of Peñitas is requesting approval for a professional services agreement with Alcoser Garcia and Associates Design Consulting for architectural services to design drawings and specifications for the development of approximately (31) thirty-one acre tract of land. The proposed project will be using funding from UCP Yr. 15, 16, 17, & 18 (2002, 2003, 2004 and 2005). Total contract for professional services is in the amount of \$67,402.00.**

NO ACTION taken on items A & B.

7. **Sheriff's Department/Jail – Capt. Jackson: (SEE EXHIBIT G)**

A. Requesting authority to accept a 48 passenger bus from the Defense Re-Utilization Marketing Service (DRSM) 1033 Program

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

B. Request approval to create and fill eighteen (18) temporary positions for two (2) Sergeants and Sixteen (16) Detention Officers

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

C. Approval to set salaries

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval, sergeants at \$36,300.00 and \$30,000.00 for jailers.

D. Request approval to create obj. code 121 full-time temporary employees

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

E. Request approval to transfer funds from obj. 113 to 121 to fund the positions

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

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

A. Approval and authorization to create/extend employment of two (2) temporary positions

B. Approval of revised salary schedule and transfer of funds & create obj. 121 full-time temp.

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

9. **Pct. #2 – Comm. Palacios: (SEE EXHIBIT I)**

A. Authorization to create/extend Six (6) temporary Maintenance I positions, One (1) Special Projects Coordinator and One (1) Office Clerk position

B. Approval of revised salary schedule & transfer of funds & create obj. 121 full-time temp.

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

10. Budget Office – Valde Guerra: (SEE EXHIBIT J)**A. Health Insurance Division:**

- 1. Discussion, consideration and approval to transfer \$ 191,425.36 to the Hidalgo County Health Insurance Claims Bank Account for Health Insurance Claims paid for the following periods:**

- **December 20, 2005 to December 26, 2005 \$ 191,425.36**

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

B. Workers' Compensation:

- 1. Approval of reimbursement to the Hidalgo County Workers' Compensation claims paying account for: Workers' Compensation claims paid by Tristar Risk Management in the amount of \$ 50,175.54 for the period ending 12/01-15/05**

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

C. County Auditor/Purchasing:

- 1. Approval to transfer slot #44 from the Auditor's Office to the Purchasing Department**
- 2. Approval of revised salary schedule**

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

D. Interdepartmental transfers:

- 1. Co. Wide Adm. Cont. to Various Accts.**

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

E. Approval to create temporary positions, revise salary schedules and transfer of funds including the creation of obj. 121/122 as follows:

- | | |
|------------------------------|----------------------------|
| 1. Juvenile Probation | 3 - JCCC Monitors |
| 2. Health Clinics | 1 – Outreach Worker |
| 3. ROW Dept. | 3 – Landman |
| 4. D.A. Bad Check | 5 – Clerk Typist |
| 5. D.A. Inv. Fund | 4 – Clerk Typist |
| 6. Health TB Elim. | 1 – Outreach Worker |
| 7. Health – Adm. | 1 – Outreach Worker |

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #1 thru 7.

F. Discussion, consideration and action to approve Contract between Hidalgo County and Crimestoppers, Inc.

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

G. Justice of the Peace Courts:

1. **Discussion, consideration and action to authorize the collection of additional fees as per House Bills effective January 1, 2006**

NO ACTION taken on this item.

NEW POSITIONS/ADJUSTMENTS APPROVED AFTER BUDGET ADOPTION 9/27/05**H. Elections**

1. **Delete slot #006, Maintenance Technician**
2. **Create slot #026, Senior Filed Service Specialist**
3. **Approval of Revised Salary**

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

I. County Clerk –

1. **Authorization and approval to increase salary for position #001-003, Internal Auditor**
2. **Authorization and approval to increase salary for position #001-032, Collections supervisor**
3. **Approval to increase slot #001-009 (dept. 180) (Acct. #1100-415-40-180-001-0-113)**
4. **Approval of revised salary schedule**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items #1 thru 4, positions #001-003 & 001-032 for \$41,200.00 & position #001-009 in the amount of \$31,129.69.

J. Sheriff's Department –

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

2. **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**
3. **Approval of Salary Schedule**

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

K. Constable Pct. #2:

1. **Requesting approval and consideration to create one (1) Deputy Constable position (warrant officer)**
2. **Approval to set salary for the aforementioned slot**
3. **Approval of Revised Salary Schedule**

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

L. Indigent Defense-Public Defender Office**1. Requesting approval of revised salary schedule (increasing slots 004, 005 & 006)**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to the amount of \$43,000.00.

M. HIDTA Task Force

- 1. Authorization and approval to delete vacant slot #15 clerk/typist**
- 2. Authorization and approval to create slot #20 custodian**
- 3. Approval to set salary**
- 4. Approval of revised salary schedule**

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

N. Risk/Safety Division (Fund 2202):

- 1. Discussion, consideration and action on the creation of two (2) Safety Officer positions**
- 2. Approval of Revised Salary Schedule**

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

O. Sheriff's Department (Jail Commissary Acct.)

- 1. Approval to delete vacant slots #3 (commissary officer), #4 (rehabilitation officer), #6 & #7 (recreation officers)**
- 2. Approval to create five (5) Commissary Clerk slots #8, #9, #10, #11 & #12) & set salaries**
- 3. Approval of Revised Salary Schedule**

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

P. Human Resources

- 1. Approval to delete slot #190-002-008 Administrative Aide II**
- 2. Approval to create slot #190-002-013 Special Projects Coordinator**
- 3. Approval to set salary & revised salary schedule**

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

Q. Health Department

- 1. Requesting authorization and approval to accept the attached TB Elimination Contract #7460007176 2007 in the amount of \$362,219.00 for the period 1/1/2006 to 12/31/2006**
- 2. Requesting authorization and approval of the attached TB Elimination Grant Budget and Salary Schedule for the period 1/1/2006 to 12/31/2006 (acct. #6-1293-441-00-340-011-0)**

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

R. Right of Way

- 1. Approval to create Right of Way Agent, set salary and submit salary schedule**

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

S. District Attorney's Office

- 1. Approval of the 2006 D.A. Office Bad Checks Budget and Salary Schedule**
- 2. Approval of the 2006 D.A. Office Inv. Fund Budget and Salary Schedule**
- 3. Approval of the 2006 HIDTA Task Force Program Income Budget and Salary Schedule**

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

T. Sheriff's Department

- 1. Approval to appropriate 2006 Budget for \$ 390,624.32 for Jail Commissary Acct. (salaries & fringe benefits) effective 1/1/06**

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

- 2. Approval and acceptance of the Operation Linebacker Grant with the Office of the Governor, Criminal Justice Division – Grant No. DJ-05-A10-18148-01.**
- 3. Approval to create five positions – one sergeant and four senior deputy sheriff positions.**
- 4. Approval to set salaries and other compensation.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items #2, 3 & 4.

11. Human Services – Rudy De La Viña: (SEE EXHIBIT K)

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

NO ACTION taken on this item.

12. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT L)

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.

13. Purchasing Department – Marty Salazar: (SEE EXHIBIT M)

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>1230</u>
Physical Count:	<u>1100</u>	Males (in house)
Out of County Facility	<u>130</u>	Females (in house)
La Villa.	<u>104</u>	
Brook’s Co.	<u> </u>	Federal Prisoners
Frio Co.	<u> </u>	<u>11</u>
Other: (n/c)	<u>26</u>	
Adj. / Sentenced to TDC	<u> </u>	Total Paper Ready TDC
		No. over 45 days
		Pending Paperwork/Courts
		Pending Charges/Courts
- 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 #4a 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 items #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. **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;**
 - 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,**
 - c) **Requesting authority to publish an RFP/Q for: Legal Services for Hidalgo County Commissioners Court”;**

NO ACTION taken on item #7a thru c.

8. **Requesting authority to advertise and approval of specifications for “Hidalgo County-Type D Hot Mix Asphalt –Gravel & Limestone.”**

SEE item #9.

9. Requesting authority to advertise and approval of specifications for “Hidalgo County – Hot Mix Cold Laid”

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

At this time Commissioner Flores leaves Court.

10. Presentation by Mr. William “Bill” Rusteberg, (Hidalgo County Cafeteria Plan Consultant) the evaluation grid (for the purposes of ranking by Hidalgo County Commissioner’s Court) the responses received in connection with Hidalgo County’s request for proposals (RFP’s) for “Group Voluntary Dental Plan”;

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to rank Guardian Life Ins. as #1, Amerites as #2 and Humana as #3.

11. Recommendation by Mr. William “Bill” Rusteberg, (Hidalgo County Cafeteria Plan Consultant) for award by Hidalgo County Commissioner’s Court) of the request for proposals (RFP’s) for “Group Voluntary Dental Plan” to Guardian Life Ins..

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval effective Feb. 01, 2006.

12. Requesting approval of Supplemental Agreement # 1 (an extension of termination date to 1-17-06) with S&B Infrastructure, Ltd. (contract # 05-112-10-11) in connection with the Consulting Services – GIS-Phase-I.

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

13. 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 Tire Corral.

14. 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 Weldinghouse, Inc. for Industrial Welding Services and Supplies.

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items #13 & 14.

B. HIDALGO COUNTY PRECINCT NO. 1 –

1. Recommending bid award and approval of contract to the sole bidder meeting all requirements and/or specifications for: RFB – “Landfill Access for Precinct No. 1”.

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

2. **Presentation for discussion, consideration and approval, including but not limited to request to re-assign three (3) existing cell phones from: Roy Quintero to Oscar Garcia; Eduardo Caballero to Claudia Sanchez and Rey Alejandro to Jim Wallen, pursuant to Hidalgo County Cellular Phone Policy**

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

C. HIDALGO COUNTY PRECINCT NO. 2-

1. **Presentation for discussion consideration, acceptance and approval of a Request for Payment Invoice No. 9 in the amount of \$213,617.62, from S&G Paving Company, contracted for road project “McColl RD-Reconstruction & Widening” as recommended by project engineer, R. Gutierrez Corporation with authority for Auditor to issue manual check as requested by Precinct, after review, audit and processing procedures completed.**

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

2. **Requesting approval of Change Order No. 3 (increase) in connection with McColl Rd-Reconstruction and Widening” in the amount of \$104,320.35 from S&G Paving Company, as submitted/recommended by project engineer R. Gutierrez Engineering Corporation with authority for County Judge to execute document;**

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

3. **Presentation for discussion, consideration, acceptance and approval of Request for Payments from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, with authority for Auditor to issue manual check as requested by Precinct (after review, audit and processing procedures completed) for the following invoices:**
 - a) **Invoice No. 1844 in the amount of \$154,570.19-McColl Rd II (Dicker Rd to Orangewood-Rancho Blanco Rd;**
 - b) **Invoice No. 1864 in the amount of \$948.09-N. San Juan Park;**
 - c) **Invoice No. 1865 in the amount of \$1,008.83- S. I Rd;**
 - d) **Invoice No. 1863 in the amount of \$3,415.97-McColl Rd (Dicker Rd to Anaya Rd) & (Anaya Rd to Military Hwy);**
 - e) **Invoice No. 1861 in the amount of \$34,230.00-Tower Rd (Moore Rd – Balli Rd)**

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

D. HIDALGO COUNTY PRECINCT NO. 3-

1. **Presentation for discussion, consideration, acceptance and approval of Work Authorization No. 1 from project engineer L&G Consulting Engineers, Inc. in connection with engineering services for the Road District # 5 Project in the amount of \$ 225,236.81.**

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

E. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 2 –

- 1. Requesting approval of Change Order No. 1 – (Net Increase of \$ 4,534.20) in the amount(s) of \$1,765.88 & \$2,768.32 in connection with: Contract # CAP-C-05-019-08-02- Construction of roads for Tierra Bonita Subdivision(s)” awarded to Juan Mendoza Corporation D/B/A J.M. Construction as submitted/recommended by project engineer, R. Gutierrez Engineering, Inc.**

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

F. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 4-

- 1. Presentation for discussion, consideration, acceptance and approval of Payment application # 3 in the amount of \$ 56,456.06 submitted by D.M. Roth, Inc. in connection with Contract No. C-CAP -05-004-03-29- Road Construction of “Imperial, Murillo South & North & Towne East Subdivisions as recommended by project engineer, J.E. Saenz & Associates.**

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

- 2. Presentation for discussion, consideration, acceptance and approval of payment application # 2 in the amount of \$102,172.50 submitted by D.M. Roth, Inc. in connection with contract No. C-CAP-05-007-06-14- Road Construction of “Meadowlands and Tropicana Subdivisions as recommended by project engineer, J.E. Saenz & Associates.**

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

G. HIDALGO COUNTY BUILDINGS AND GROUNDS –

- 1. Requesting authority to exercise the additional one (1) year extension as provided in the current contract for “Elevator Maintenance & Repair Services” under the same rates, terms and conditions with Kone, Inc. effective date (if approved): 01/03/06 to 01/03/07**

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

H. HIDALGO COUNTY SHERIFF’S OFFICE –

- 1. Requesting authority to advertise and approval of draft specifications attached hereto for “Installation, Removal & Repairs of Communication & Radio Tower Miscellaneous Equipment project”.**

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

2. **Requesting authority to exercise the additional one (1) year extension as provided in the current contract with LoneStar Uniforms for Uniforms effective date: 01/06/06 to 01/03/07.**

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

I. HIDALGO COUNTY SHERIFF’S OFFICE (ADULT DETENTION FACILITY)-

1. **Requesting authority to enter into a service maintenance agreement (obtained through quotes) for a one (1) year term with HOLT Power System for the service and maintenance of the Caterpillar Generators for the Adult Detention Facility in an amount not to exceed \$ 11,116.39 .**

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

2. **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 Hobart Corporation for the Repair of Kitchen Equipment and Appliances.**

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

J. DEPARTMENT OF PUBLIC SAFETY-

1. **Requesting authority to exercise the additional one (1) year extension as provided in current contract under the same rates, terms and conditions for the following contract:**

Contract No.	Description:	Awarded Vendor:	Effective Dates:
C-03-201-09-02	Lease of Office Space for DPS in the City of Weslaco	Siesta Village Inc.	12/23/05-12/23/06

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

K. 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.

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

14. Closed Session: (SEE EXHIBIT N)

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**

15. 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.

16. Closed Session:

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

17. Open Session:

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

18. 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 MONDAY, JANUARY 02, 2006 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. **Colonia Access Program**
 - B. **R & B – Adm.**
 - C. **Right of Way & create obj. 112**
 - D. **Pct. #1 – R & B**
 - E. **Pct. #1 – Co. Wide Colonia**
 - F. **Pct. #1 – Adm.**
 - G. **Pct. #2 – Adm.**
 - H. **Pct. #2 – CRC**
 - I. **Pct. #2 – Co. Shop**
 - J. **Pct. #3 – Co. Wide**
 - K. **Pct. #3 – R & B**
 - L. **Pct. #3 – Parks**
 - M. **Pct. #4 – CAP**
 - N. **Veterans Services**
 - O. **HIDTA – Task Force**
3. **Planning Department: (SEE EXHIBIT C)**
 - A. **Approval of the following Certificates:**
 - **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
 - **Certificates of Residence Construction under Local Government Code Section 232.029(c)(1)**
 - **Certificates of Water Service Availability under Local Government Code Section (c)(2)**
4. **Urban County: (SEE EXHIBIT D)**
 - A. **Request for approval of five (5) applicants in the County Wide area under the HOME Homeowner Occupied Housing Rehabilitation Program.**
5. **Monthly Fee Reports – November: (SEE EXHIBIT E)**
 - A. **District Attorney \$ 213,755.05**

**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 MONDAY, JANUARY 02, 2006 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 O)

1. Roll Call

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

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

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

4. Workers' Comp. – Valde Guerra:

A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 1,360.54 for the period ending 12/01-15/05

On motion of Commissioner Palacios, seconded by Commissioner Handy, 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

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. Discussion, consideration and action (if necessary) including, but not limited to, the following:
 - a. Requesting exemption from competitive bidding requirements under Texas Local Government Code, Chapter 262.024 (a) (4) ‘... a professional service’ for legal services for Hidalgo County Drainage District No. # 1 and/or Board of Directors;

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

- b. Approval of a letter of engagement with the firm of Atlas & Hall for the provision of legal services for Hidalgo County Drainage District No. # 1 and/or Board of Directors on “an as needed basis”;

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

2. Presentation by Mr. William “Bill” Rusteberg, (Hidalgo County Cafeteria Plan Consultant) the evaluation grid (for the purposes 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 “Group Voluntary Dental Plan”;
3. Recommendation by Mr. William “Bill” Rusteberg, (Hidalgo County Cafeteria Plan Consultant) for award by Hidalgo County Drainage District No. 1 Board of Directors’) of the Request for Proposals (RFP’s) for “Group Voluntary Dental Plan” to Guardian Life Ins..

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

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, Sections 551.071 & 551.072 to discuss the following:

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

7. Open Session:

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

NO ACTION taken on items A & B.

8. Closed Session:

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

9. Open Session:

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

10. Adjourn

On motion of Commissioner Handy, seconded by Commissioner Palacios, 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 MONDAY, JANUARY 02, 2006 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

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

DRAINAGE DISTRICT

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

- 1. Approval of check register and payment of claims and bills – County Treasurer**
- 2. Discharge Permits:**
 - A. City of Donna – Red River Subdivision Phase I**
 - B. City of McAllen – La Veranda**
 - C. City of McAllen – The Gardens at Trinity Oaks Subdivision (approved as Diamond Point Subd.)**

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 02nd day of January, 2006

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 January 02, 2006.

Signed this ____ day of _____ 2006

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

(Seal) By: _____
Norma Garza, Deputy