

REGULAR MEETING – January 10, 2006

BE IT REMEMBERED, that on this 10th day of January, A.D., 2006, there was begun and held a REGULAR 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:

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 REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JANUARY 10, 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.

2. Pledge of Allegiance

Felix Rodriguez led the Court and Audience in the Pledge of Allegiance.

3. Prayer

Commissioner Handy led the Court and Audience in Prayer.

4. Open Forum

No presentations made under Open Forum.

At this time the Court moved to item #7-A.

5. Approval of Consent Agenda

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

At this time the Commissioner Flores and Commissioner Handy step out of the Court.

6. **County Clerk's Office – Christina Walker: (SEE EXHIBIT K)**

A. Selection of 2006 Grievance Committee

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for 9 Public Members.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on selecting Danny Cuellar, Andres Martinez, Eliberto Rodriguez, Elida Cantu, Noe Saucedo, Delma Servantes, Roberto L. Rodriguez, Jorge Gutierrez and Dr. Joe Gonzalez.

At this time the Court moved to item #7-B.

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

A. Approval of Resolution regarding the Veterans' March to San Antonio in support of a Veterans' Hospital in the Rio Grande Valley

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

At this time the Court moved back to item #5.

B. Recognition of Raymundo Eufrazio, County Auditor in receiving the Certificate of Achievement for Excellence in Financial Reporting from the Government Finance Officers Association (GFOA)

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

At this time Commissioner Handy returns to the Court.

8. **HIDTA Task Force – Dora Muñoz: (SEE EXHIBIT M)**

A. Requesting approval to remove the following item from inventory:

- **Asset #38146 Optoelectricis Filter Selector Model ASP105**

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

B. Presentation for discussion, consideration, acceptance and approval of claim/invoice with authority for Auditor to issue payment after review, audit and processing procedures payable to Sherwin-Williams Co. invoice #6218-3 in the amount of \$ 19.78

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

At this time Commissioner Flores returns to the Court.

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

A. Discussion/approval of Policy on Solicitation at the Centers and other Head Start Sites

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

B. Discussion/approval to revise Personal Leave Policy (Civil Service Rules)

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

At this time Judge Garcia steps out of the Court.

C. Discussion/approval of Self-Assessment Schedule

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

D. Discussion/approval to revise College Degree Requirements as approved by Policy Council for selected positions

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

E. Presentation of National Reporting System (NRS) Spring 2005

Presentation made.

At this time the Court moved to item #21-C.

At this time Judge Garcia returns to the Court.

10. **Urban County – Diana Serna: (SEE EXHIBIT O)**

A. Request exemption for competitive bidding requirements under the Texas Local Government Code 262.024 (a) (4) for professional services with Alcoser Garcia Associates Design Consulting in connection with FY 15, 16, 17 & 18 – (2002, 2003, 2004 and 2005) project.

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

B. The City of Penitas 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.

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

- C. City of Edcouch requests authorization to purchase one (1) Ferrara Fire Apparatus, Inc. model; MP301 Mini Pumper mounted on a Ford chassis in the amount of \$150,000.00 from Hall Motors through HGAC contract #FS10-03. Urban County Year 15 (2002), Year 16 (2003), Year 17 (2004) and Year 18 (2005) funds will be used to complete the purchase amount.**

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

- D. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) (4) for professional engineering services with Quintanilla, Headley & Associates in connection with Hidalgo County Precinct #4 for professional services for all Year 18 Street Improvements Projects within Pct. #4.**

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

- E. Precinct #4 is requesting approval to award a professional service contract to Quintanilla Headley & Associates in the amount of \$42,467.00 utilizing Years 14, 16, 17 & 18 (2001,2003,2004 & 2005) funds for the Alberta Road and Ingle Road Street Improvements Project. The Year 18 streets will be completed in phases, this being Phase I.**

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

11. Tax Office – Armando Barrera: (SEE EXHIBIT P)

- A. Unappropriate monies from Tax Office Special Inventory Fund into the General Fund for clothing allowance & fuel - \$ 11,000.00**

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

12. Elections Department – Teresa Navarro: (SEE EXHIBIT Q)

- A. Discussion, approval and possible action on the following, but not limited to:**
- 1. Create 30 temporary positions for the Elections Dept. phone bank for the March 2006 Primary (2 weeks)**
 - 2. Set salary at \$ 8.00**

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

- 3. Delete slot #27, Senior Inventory Clerk**
- 4. Create slot #28, Geographic Information Systems (GIS) Operator**
- 5. Set salary at \$ 27,500.00 (no change)**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #3, 4 & 5.

6. Over-time for the March 2006 Primary, April Runoff and Voter Registration Deadline, for Elections and I.T. Departments

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

- 7. Election Services Agreement between the County of Hidalgo and Mission CISD for their May 2006 Board of Trustees Election**
- 8. Election Services Agreement between the County of Hidalgo and South Texas College for their May 2006 Board of Trustee Election**

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #7 & 8.

9. Approval of Revised Salary Schedule (SEE FISCAL NOTE ATTACHED)

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

At this time Commissioner Palacios returns to the Court.

13. Human Services – Rudy De La Viña: (SEE EXHIBIT R)

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

NO ACTION taken on this item.

14. Planning Department – Raul Sesin: (SEE EXHIBIT S)

A. Preliminary Approval:

- 1. Eduardo's No. 4 Subdivision – Pct. 3 (Aniceto Yzaguirre)**
- 2. El Ranchito Dominguez Subdivision – Pct. 1 (Rolando Dominguez)**

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

B. Release of Letter of Credit:

- 1. Los Venados Phase 6 Subdivision – Pct. 4 (Richard Garza)**

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

Commissioner Garza – Abstain.

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

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

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

Presentations made by Daniel Flores on items A thru C.

- D. Requests for acceptance and approval of Invoice for Dannenbaum Engineering Corporation for Acct. #5-1331-419-00-110-055-0-334 on PO #538586 in the amount of \$ 806.84 with authority for Auditor to issue payment after review, audit and processing procedures are completed**

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

16. Right of Way – Joe N. Peña: (SEE EXHIBIT U)

- A. Discussion and/or action on variance request by Alphamerican Engineering to open cut Rooth Rd. ¼ mile north of Mile 17 ½ Rd. – La Puerta Subdivision Phase I**

NO ACTION taken on this item.

- B. Approval of proposed TxDOT State Highway Improvement Plans for FM 1924**

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

At this time Commissioner Garza steps out of the Court.

17. Hidalgo County – Godfrey Garza: (SEE EXHIBIT V)

- A. Approval of invoice #257065 from TEDSI Infrastructure Group on FEMA – MAS #2 Project**

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

- B. Approval of the following invoices from S & B Infrastructure, LTD for the Raymondville Drain Outfall System:**

- U9444.101-26
- U9444.101-27
- U9444.201-11
- U9444.201-12
- U9444.601-15
- U9444.901-07

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval subject to the auditor's review.

18. Pct. #1 – Comm. Handy: (SEE EXHIBIT W)**A. Approval to name a street located in Lake Delta Resort, Lago Vista as per petition to name a rural road**

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

19. Pct. #2 – Comm. Palacios: (SEE EXHIBIT X)**A. Requesting authorization to appropriate Pct. #2 R & B Unreserved fund balance into Pct. 2 R & B Acct. #5-1202-431-00-122-006-0-334**

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

B. Authorization to issue a manual check to TXDOT (CSJ: 0921-02-102) “I” Rd. Project from 495 north to Owassa Rd. on behalf of the County

At this time Commissioner Garza and Commissioner Flores return to the Court.

C. Authorization to issue a manual check to TXDOT (CSJ: 0921-02-102 “I” Rd. Project from 495 north to Owassa Rd. on behalf of the City of Pharr as per Interlocal Cooperative Agreement

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

At this time Commissioner Handy steps out of the Court.

20. Pct. #3 – Comm. Flores: (SEE EXHIBIT Y)**A. Requesting approval to delete vacant slots #005-057, #005-058 and #005-059**

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

B. Requesting approval to create slot #005-062 Receptionist/Clerk and slot #005-063 Assistant Field Operations Director**C. Approval to set salary****D. Approval of revised salary schedule**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items B thru D.

21. Pct. #4 – Comm. Garza: (SEE EXHIBIT Z)**A. Approval of Resolution to support direct health care services to the indigent and working poor in Hidalgo County**

NO ACTION taken on this item.

- B. Presentation for consideration, discussion, acceptance and approval of Invoices #25210 in the amount of \$1,500.00 and #25209 in the amount of \$ 3,000.00 from Noe Garza Engineers, Inc. with authority for County Auditor to issue payment (after review and processing procedures completed) in connection with Contract #04-170-08-1, POs #545813 & 553574**

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

At this time the Court moved to item #22.

- C. Discussion/approval of fees to process union dues through payroll deduction by the Hidalgo County Head Start Program for Service Employees International Union (SEIU) Members**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to charge \$5.00 per employee.

At this time Commissioner Flores and Commissioner Palacios step out of the Court.

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

22. Purchasing Department – Marty Salazar: (SEE EXHIBIT AA)

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>1227</u>
Physical Count:	<u>1114</u>	Males (in house) <u>1035</u>
Out of County Facility	<u>89</u>	Females (in house) <u>79</u>
La Villa.	<u>89</u>	
Brook's Co.	_____	Federal Prisoners <u>8</u>
Frio Co.	_____	
Other: (n/c)	_____	
Adj. / Sentenced to TDC	<u>163</u>	Total Paper Ready TDC <u>68</u> No. over 45 days <u>23</u>
		Pending Paperwork/Courts <u>37</u>
		Pending Charges/Courts <u>58</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 #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 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;**

NO ACTION taken on this item.

- b) **Status of pending payment requests;**
 - i) **Approval of Request for Payment No. 6 in the amount of \$ 1,179,807.00 Descon Constructions, L.P., contracted vendor for “Juvenile Justice Center” and certified for payment by project architect, V-A Architecture;**
 - ii) **Approval of Request for Payment Invoice No 26 in the amount of \$16,002.23 from V- A Architecture, contracted architect for “Juvenile Justice Center.”;**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items i & ii subject to the auditor’s review-.

c) Other related issues;

NO ACTION taken on this item.

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;**

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

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,

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

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

NO ACTION taken on this item.

B. HIDALGO COUNTY PRECINCT NO. 1 –**1. Presentation for discussion, consideration, acceptance and approval of request for payment for invoice #11321742 totaling \$49,112.37 submitted by L&G Consulting Engineers Inc. with authority for County Auditor to issue payment (after review, and processing procedures completed) in connection with Contract # C-05-105-03-08 (PO #554947) for FM 1015 ROW Acquisition & General Engineering Services**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval subject to the auditor’s review.

C. HIDALGO COUNTY PRECINCT NO. 2 –**1. Requesting authority to advertise for “Basketball Courts located at the North San Juan Park”.**

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

D. HIDALGO COUNTY PRECINCT NO. 3-**1. Presentation fro discussion, consideration, acceptance and approval of an invoice dated 12/22/2005 from Dannenbaum Environmental Corporation in the amount of \$6,159.20 in connection with the selected site for the Landfill in Precinct No. 3.**

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

E. HIDALGO COUNTY PRECINCT NO. 4 –

- 1. Requesting authority to exercise the additional one (1) year extension as provided in the current contract for “Hauling Services of All Rd. materials (Excluding Hot Mix)” under the same rates, terms and conditions with Roy’s Hauling Service., effective date (if approved): 01/28/06 to 01/28/07**

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

- 2. Presentation for consideration, discussion acceptance and approval of Work Authorization # 1 (with a proposed fee of \$ 18,607.55) with J.E. Saenz & Associates, Inc. to provide engineer services to Hidalgo County Precinct No. 4 with, “Mile 171/2 (Hoehn to Existing Pavement);Mile 171/2(3rd to Valverde)”.**

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

F. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 2-

- 1. Requesting approval of Change Order No. 1 – (Net Increase) in the amount(s) of \$670.00 in connection with: Contract # CAP –C- 05-008-06-15 “Construction of Roads for south tower subdivision(s)” awarded to D.M. Roth, Inc. (Project carried by R. Gutierrez Engineering, Inc)**

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

- 2. Requesting approval of Change Order No. 1 – Net Increase) in the amount(s) of \$4,534.20 in connection with: Contract # CAP-C-05-019-07-20 “Construction of Roads for Tierra Bonita Subdivision(s)” awarded to Juan Mendoza Corporation D/B/A J.M. Construction. (Project carried by R. Gutierrez Engineering, Inc)**

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

G. HIDALGO COUNTY IT DEPARTMENT/ PRECINCT NO. 1 –

- 1. Requesting authority to enter into a License Maintenance Agreement from The Software Group, a CISV vendor through TBPC Catalogue Purchasing Program for Req #82090 in the total amount of \$21,495.00.**

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

2. **Presentation for discussion, consideration and approval of request to re-assign two (2) existing cellular phones, as follows: a) from Mary Ybarra to Roberto Elizondo; b) From Antonio Garcia to Eric Rodriguez; pursuant to the Hidalgo County Cellular Phone Policy, including the correction of re-assignment approved on (cc1-02-06) from Claudia Sanchez to Eduardo Caballero.**

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

H. HIDALGO COUNTY ELECTION DEPARTMENT –

1. **Recommending bid award and approval of contracts for Bid 2006-023-01-04 LRM for “TRANSPORTATION OF ELECTIONS EQUIPMENT & SUPPLIES” to sole bidder received, meeting all specifications and requirements as attached here to;**

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

2. **Presentation for discussion, consideration and action necessary for the acquisition of additional state certified Electronic Voting System (Precinct Printers) awarded to Election Systems & Software, Inc. (ES&S) through TBPC non-automated contract 578-N1 in the amount not to exceed \$45,500.00**

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

I. HIDALGO COUNTY RIGHT OF WAY DEPARTMENT –

1. **Presentation for consideration, discussion, acceptance and approval of Fleet Fueling System Application (ORIGINAL) to be forwarded to Arguindegui Oil Co. II, Ltd. as submitted by Hidalgo County Right of Way and detailing the “holder and user” of fleet card under awarded contract for “Gasoline, On & Off Highway Diesel Fuel”.**

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

2. **Presentation for discussion, consideration and approval of a “Division Order” with authority to execute document from EOG Resources, Inc., in connection with the Mineral Lease dated August 24, 2004, document record number 1375715 for the property described as follows:
“704 acres, more or less, situated in the Llano Grande Juan Jose Hinojosa De Balli Survey, A-54, approximately 1.1 miles North of Progresso in Hidalgo County, Texas.**

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

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

- 1. Discussion, consideration and approval to transfer \$ 164,740.75 to the Hidalgo County Health Insurance Claims Bank Account for Health Insurance Claims paid for the following periods:**
 - **December 27, 2005 to January 02, 2006 \$ 164,740.75**

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

At this time Commissioner Palacios steps out of the Court.

B. Discussion, consideration and action to adjust 2006 compensation for County Court at Law Judges in compliance with Government Code Chapter 25, Subsection 25.1102 (c)

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

Commissioner Palacios – Abstain

C. Discussion, consideration and possible action regarding the Auxiliary Court LLEBG Grant – grant funds will be exhausted after the current pay period and grant will not renew

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

**D. Interdepartmental transfers – 2005 for various departments to close out 2005 expenditures
E. Intradepartmental transfers – 2005 for various departments to close out 2005 expenditures**

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

F. County Clerk:

- 1. Approval to increase change fund from \$ 40.00 to \$ 60.00 for two (2) McAllen Substations**

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

2. Approval of four (4) new change funds for Weslaco, McAllen, Mission & San Juan Substations

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

G. Justice of the Peace:

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.

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

24. Closed Session: (SEE EXHIBIT CC)

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

25. 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.

26. Closed Session:

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

27. Open Session:

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

28. Adjourn

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, JANUARY 10, 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 Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda with the exception of items #2-E, 2-J, 4-B & 5-A.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval for the corrections on items #2-J, 4-B & 5-A.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers – 2005: (SEE EXHIBIT B)**
 - A. IT Department**
 - B. 370th District Court**
 - C. Purchasing Department**
 - D. Criminal Auxiliary Court**
 - E. Criminal Auxiliary Court LLEBG – NO ACTION taken on this item.**
 - F. Tax Office**
 - G. Courthouse Security**
 - H. Co. Clerk – Rec. Mgmt.**
 - I. Co. Records Mgmt.**
 - J. D.A. Inv. Fund**
 - K. Fire Marshal**
 - L. Pct. #1 – Adm.**
 - M. Pct. #1 – Parks**
 - N. Pct. #1 – CAP**
 - O. Pct. #2 – Parks**
 - P. Pct. #2 – R & B (2)**
 - Q. Pct. #4 – R & B**
 - R. Pct. #4 – Parks**
 - S. Pct. #4 – CAP**

3. **Intradepartmental transfers – 2006: (SEE EXHIBIT C)**
 - A. Tax Office & create obj. 681
 - B. Planning Department
 - C. Law Library & create obj. 631
 - D. Pct. #1 – Sanitation & create obj. 431
 - E. Pct. #3 – R & B & create obj. 432 & 673
 - F. Pct. #4 – R & B & create obj. 733
 - G. ROW & create obj. 121
 - H. Juvenile Probation & create obj. 121
 - I. Health Clinics & create obj. 121
 - J. Health – TB Elim. & create obj. 121
 - K. Health – Adm. & create obj. 121
 - L. D.A. Bad Checks & create obj. 121
 - M. D.A. Inv. Fund & create obj. 121
4. **Interdepartmental transfers – 2005: (SEE EXHIBIT D)**
 - A. IT Dept. 200-002 to 200-001 (2)
 - B. Pauper Burials to Human Services
 - C. Fire Marshal (fire depts.)
5. **Interdepartmental transfers – 2006: (SEE EXHIBIT E)**
 - A. Computer Dept. to Various Accts.
6. **Interfund transfers – 2005: (SEE EXHIBIT F)**
 - A. Pct. #1 – R & B to Pct. #1 Parks - \$ 15,250.00
7. **Planning Department: (SEE EXHIBIT G)**
 - 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)
8. **Right of Way – Permits: (SEE EXHIBIT H)**
 - A. North Alamo Water Supply – Jasmin Rd. & Ingle Rd.
 - B. North Alamo Water Supply – 4th St. on “E” St.
 - C. North Alamo Water Supply – Filegonia Rd. on Mile 19 North
 - D. Valero Logistics – along Ingle Rd.
 - E. Dan A Hughes Company – Jara Chinas Rd. toward McCook
9. **County Auditor: (SEE EXHIBIT I)**
 - A. Approval of Financial Report for the month of December 31, 2005
10. **Purchasing Department: (SEE EXHIBIT J)**
 - A. **HIDALGO COUNTY WIC PROGRAM –**
 1. Requesting authority to enter into a one-year copier service agreement for 24 C130 Copiers at \$20.00 each/month. Effective December 31, 2005 through December 31, 2006.

**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 REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JANUARY 10, 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 DD)

1. Roll Call

All Members of the Board were counted present.

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 rent "self storage" unit for document storage

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

5. Approval of Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and Hidalgo County (administrative services)

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

6. Approval of proposed TXDOT State Highway Improvement Plans for FM 1924

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

7. Purchasing Department:

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.

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, Sections 551.071 & 551.072 to discuss the following:

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

9. Open Session:

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

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 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 REGULAR MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JANUARY 10, 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 Garza, 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 Permit:**
 - A. City of Edinburg – Granite Meadows**
- 3. Line item transfers:**
 - A. Adm.**
 - B. M & O**

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 10th 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 10, 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