

SPECIAL MEETING – February 07, 2006

BE IT REMEMBERED, that on this 07th day of February, 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
HONORABLE OSCAR L. GARZA JR.	COMMISSIONER, PRECINCT NO. 4

and EDDY TREVINO, COUNTY CLERK & EX-OFICIO CLERK OF THE COMMISSIONERS’ COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

Sylvia S. Handy
Commissioner, Pct. #1

Ramon Garcia
County Judge

Joe M. Flores
Commissioner, Pct. #3



Hector "Tito" Palacios
Commissioner, Pct. #2

**HIDALGO COUNTY
COMMISSIONERS' COURT
AGENDA**

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, FEBRUARY 07, 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

Commissioner Handy led the Court and Audience in the Pledge of Allegiance.

3. Prayer

Commissioner Handy led the Court and Audience in Prayer.

4. Open Forum

Rosie Cavazos – With Dolly Vinsant Hospital in San Benito providing drug abuse services for Hidalgo County residents.

Antrino Medina – Asking the Court to block a Dollar Store being built in Alamo.

5. Approval of Consent Agenda

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

At this time the Court moved to recess to open the Drainage District Agenda.

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

**6. Workers' Compensation Division/Safety Division–Flora Vasquez/Roy Quintanilha(SEE EXHIBIT G)
A. Presentation of 4th Quarter Workers' Compensation Report**

Presentation made by Valde Guerra.

At this time Commissioner Palacios return to the Court.

7. **Child Welfare – Joe Borrego: (SEE EXHIBIT H)**

A. Approval of Appointments to Child Welfare Board

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the reappointments of Sylvia S. Alaniz-McAllen, Reynaldo D. Cantu-McAllen, Alma D. Villapando-Mission, Mary Gonzalez-McAllen, Norma A. Guerrero-Edinburg, Esmeralda Mora-Edinburg, Juanita Morales-Edinburg and Martin Prep Mission.

8. **Urban County – Diana Serna: (SEE EXHIBIT I)**

A. The Urban County Program is requesting authorization for the County Judge to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Funds and the Request for Release of Funds and Certification for the 2004-HOME Funds for Housing Plus, Inc. a Community Housing Development Organization (CHDO) in the amount of \$75,000.00.

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

B. Requesting approval of a budget and program amendment for the City of Sullivan City utilizing Urban County Program funding from Year 18 (2005). City of Sullivan City will utilize a combined total of 400,412.00 increasing the Street Improvements work plan for new construction and overlay to El Pinto Rd., El Faro Rd., Olga St. & Valle St. as outlined in the original work plan.

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

C. Approval to award a Construction Contract to D.M. Roth, Inc. for the Construction of the North San Juan Parking Lot on behalf of Precinct No. 2 using Urban County Program Parks, Recreational Facilities funding from Year 16 (2003) and Year 17 (2004) in the amount of \$324,692.70.

NO ACTION taken on this item.

9. **HIDTA Task Force – Dora L Munoz: (SEE EXHIBIT J)**

A. Authorization and approval to submit the “2005 Federal Annual Certification Report”

1. Requiring the signature of the Governing Body Head (Hidalgo County Judge)

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

10. Health Department – Eddie Olivarez (grant funding): (SEE EXHIBIT K)

- A. Requesting authorization and approval to accept the attached amended OPHP Grant Contract #74600071762006 in the amount of \$ 57,166.00 for a total of \$ 126,424.00 for the period 9/15/05 to 8/31/06**

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

- B. Requesting authorization and approval to create one regular full-time position (Health Information Technician) and set annual salary at \$ 27,000.00**

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

- C. Requesting authorization and approval to reclassify the following positions and revised salary schedules:**

- **Vacant slot #006-001 from LVN/Health Educator to Public Health Specialist**
- **Vacant slot #001-023 from Asst. Chief Inspector to Health Inspector Coordinator**
- **Slot #003-014 from Network Manager to Director of Operations**

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

- D. Requesting authorization and approval of the attached OPHP Grant Budget and salary schedules for the period 9/1/05 to 8/31/06 (acct. #6-1293-441-00-340-006-6)**

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

At this time Commissioner Garza steps out of the Court.

11. Emergency Management – Oscar D. Montoya: (SEE EXHIBIT L)

- A. Discussion, consideration and possible action regarding the Governor’s Division of Emergency Management Debris Management Course**

Presentation made by Oscar D. Montoya.

- B. Discussion, consideration and possible action regarding the designation of a representative from each Hidalgo County Precinct that will be responsible for debris management in time of disaster**

NO ACTION taken on this item.

C. Discussion, consideration and authorization for the County Judge to execute the Federal Emergency Management Agency Notification of Withdrawal regarding request for public assistance form

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

12. County Judge's Office – Lorie Ochoa/Humberto Garza: (SEE EXHIBIT M)

A. Discussion, consideration and possible action for the conveyance of County land to the State related to the Health Services District

NO ACTION taken on this item.

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

B. Discussion, consideration and action apply for the Edward Byrne Memorial Justice Assistance Grant FY 2006 to support the Criminal Auxiliary Court for 2007

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

C. Posting of Grant for Public Comment

NO ACTION taken on this item.

D. Discussion, consideration and action to appoint a Representative to the Urban Counties Policy Committee

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

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

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

NO ACTION taken on this item.

14. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT O)

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

A. Status of renovations of administration building

B. Status of other ongoing county owned building construction, renovation repair projects

C. Report of unanticipated, or emergency situation occurring since last agenda meeting

Presentation made by Daniel Flores on items A thru C.

At this time Commissioner Flores steps out of the Court.

15. Pct. #2 – Comm. Palacios: (SEE EXHIBIT P)

- A. Authorization to delete vacant slot #018 Maint. I for Parks Dept. #122-008**
- B. Authorization and approval to create full-time Maintenance III for Parks Dept.**
- C. Set salary at \$ 11.00 per hour**
- D. Approval of Revised Salary Schedule (fiscal note attached)**

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

16. Pct. #4 – Comm. Garza: (SEE EXHIBIT Q)

- A. Request authorization to name two (2) unnamed county dedicated roads located within Hidalgo County Pct. #4 as follows:**
 - 1. Murillo Street (North Rd.)**
 - 2. Arteaga Street (South Rd.)**

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

- B. Presentation for consideration, discussion, acceptance and approval of invoice #6012 in the amount of \$ 7,250.00 from Quintanilla, Headley & Associates, Inc. with authority for County Auditor to issue payment (after review, audit and processing procedures completed) in connection with Contract #03-083-01-29, PO#508998**

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

17. Purchasing Department – Marty Salazar: (SEE EXHIBIT R)**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>1220</u>
Physical Count:	<u>1114</u>	Males (in house) <u>1040</u>
Out of County Facility	<u>106</u>	Females (in house) <u>74</u>
La Villa.	<u>84</u>	
Brook's Co.	<u> </u>	Federal Prisoners <u>6</u>
Frio Co.	<u> </u>	
Other: (n/c)	<u>22</u>	
Adj. / Sentenced to TDC	<u>154</u>	Total Paper Ready TDC <u>57</u> No. over 45 days <u>26</u>
		Pending Paperwork/Courts <u>50</u>
		Pending Charges/Courts <u>47</u>

At this time Commissioner Flores return to the Court.

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. 7 in the amount of \$1,510,231.00 from Descon Constructions, L.P., contracted vendor for “Juvenile Justice Center” and certified for payment by project architect, V-A Architecture;

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

ii) Approval of Request for Payment Invoice No. 5700 in the amount \$14,230.57 and Invoice No. 5648 in the amount of \$ 13,247.30 from L&G Engineering Laboratory, L.L.C., contracted vendor for “Juvenile Justice Center” and Certified for payment by project architect, V-A Architecture;

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

iii) Approval of Request for Payment Invoice No 27 in the amount of \$20,791.37 from V-A Architecture, contracted architect for “Juvenile Justice Center.”;

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

c) Other related issues;

NO ACTION taken on this item.

7. Requesting authority to reject bids received and authority to re-advertise due to modification of specifications for “Lease /Rental of Vehicles” project.

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

- 8. The purchasing Department does not participate in the acquisition or purchase of goods/services presented under this caption. The Purchasing Department merely facilitates the placement of such items since they deal with procurement related issues. Department/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) Presentation for discussion, consideration, acceptance and approval of claims/invoices with authority for Auditor to issue payment for the items exhibit "A" as attached hereto.**

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

- 9. Recommending award of bid and approval of contract(s) (subject to legal review) to primary and secondary vendors meeting all requirements/specifications for "Hidalgo County – Type D Hot Mix Asphalt – Gravel & Limestone".**

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

- 10. Recommending award of bid and approval of contract(s) (subject to legal review) to sole bidder meeting all requirements and specifications for "Hidalgo County – Hot Mix Cold Laid".**

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

- 11. Recommending award of bid and approval of contract(s) (subject to legal review) for "Lubricants (Grease, Oil, Hydraulic Fluids) and Anti-Freeze Products" to the lowest bidder's for each item meeting all requirements and specifications under Option 1.**

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

- 12. Requesting authority to advertise a request for bids for: "Vending Machine Services" with approval of draft specifications as attached hereto.**

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

- 13. Presentation for discussion, consideration and approval to utilize for purchase Snap-On Industrial for tools through our membership/participation with Texas Building and Procurement TXMAS Program TXMAS-3-51V010 state pricing.**

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

14. Presentation for consideration and acceptance of “Pool” (as listed on the RFQ Acceptance Sheet attached hereto) of pre-qualified firms submitting Statements of Qualifications for ranking on an “As needed Basis” per project by all County Departments and/or applicable Programs requiring said services as set forth in the requirements stated in the County’s Request for Qualifications packet for the following listed Professional Services:

- a) **“Engineering Services” (RFQ No. 05-357-12-21-MSS)**
- b) **“Architectural Services” (RFQ No. 05-375-12-21-MSS)**
- c) **“Construction Material Testing Services” (RFQ No. 05-359-12-21-LHS)**
- d) **“Real Estate Appraisers & Surveyors Services” (RFQ No. 05-239-12-21-OTM)**

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

B. HIDALGO COUNTY PRECICNT NO. 1-

1. Presentation for discussion, consideration, acceptance and approval of request for payment for invoice #11321765 totaling \$82,112.37 submitted by L&G Consulting Engineering 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 Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

C. HIDALGO COUNTY PRECICNT NO. 4 –

1. Presentation fro consideration, discussion acceptance and approval of Work Authorization # (with a proposed fee of \$ 14,294.35) with L&G Engineering Laboratory , LLC to provide construction material testing engineer services to Hidalgo County Precinct No. 4 for, “San Carlos Community Construction Project.”

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

D. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO 1-

1. Presentation fro discussion, consideration, acceptance and approval of Supplemental Agreement No. 1 and amendment to increase (Contract # 05-010-06-01 approved on 06-01-2005 for \$262,176.01) in connection with engineering fees in the amount of \$11,978.41 for a total not to exceed \$274,154.42.

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 Work Authorization No. 1 from project engineer TEDSI Infrastructure Group, in connection with engineering services to provide Plans, Specifications and Estimate and Construction Inspection for Round II of the Border Colonia Access Program Projects in the amount of \$274,154.42.

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

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

- 1. Requesting approval of CHANGE ORDER NO. 2 – (Net Increase) in the amount(s) of \$540.18(subject to TX DOT Approval) in connection with: Contract # CAP-C-05-005-06-01 “Construction of Roads for Campo Alto Subdivision(s)” awarded to D.M. Roth, Inc. (Project Carried by R. Gutierrez Engineering, Inc)**

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

- 2. Requesting authority to advertise for: “Road Construction of Alamo Orchards Subdivision(s) “Colonia Access Program Project) (Project Carried by: R. Gutierrez Engineering, Inc.)**

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

- 3. Presentation for discussion, consideration, acceptance and approval of Supplemental Agreement No. 1 an amendment to decrease (Contract # 05-012-06-01 approval on 06-01-2005 for \$414,995.00) in connection with engineering fees in the amount of \$<45,127.60> for a total not to exceed \$369,867.40.**

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

- 4. Presentation for discussion, consideration, acceptance and approval of Work Authorization No. 1 from project engineer R. Gutierrez Engineering, Inc. in connection with engineering services to provide Plans, Specifications, and Estimate and Construction Inspection for Round II of the Border Colonia Access Program Project in the amount of \$369,867.40.**

On motion of Commissioner Handy, seconded by Commissioner Flores, 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 # 2 in the amount of \$6,277.50 submitted by SASCON, Inc. in connection with (Contract No. C-CAP-05-003-03-29 Road Construction of “Seminary Estates Subdivision(s)” (Project Carried by J.E. Saenz & Associates, Inc.)**

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

- 2. Presentation for discussion, consideration, acceptance and approval of Final Payment Application with Retainage in the amount of \$9,900.39 submitted by SASCON, Inc. in connection with (Contract No. C-CAP-05-003-03-29 Road Construction of “Seminary Estates Subdivision(s)” (Project Carried by J.E. Saenz & Associates, Inc.)**

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

3. **Presentation for discussion, consideration, acceptance and approval of Payment Application # 3 in the amount of \$48,875.04 submitted by D.M. Roth, Inc. in connection with (Contract No. C-CAP -05-007-06-14 Road Construction of “Meadowlands and Tropicana Subdivision(s) (Project Carried by J.E. Saenz & Associates, Inc.)**

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

4. **Presentation for discussion, consideration, acceptance and approval for Payment Application # 4 in the same amount of \$21,616.06 submitted by D.M. Roth, Inc. in connection with (Contract No. C-CAP- 05-004-03-09 Road Construction of “Imperial, Towne East and Murillo Subdivision(s)” – Project Carried by J.E. Saenz & Associates, Inc.)**

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

5. **Presentation for discussion, consideration, acceptance and approval of Work Authorization No. 1 from project engineer J.E. Saenz & Associates, in connection with engineering services to provide Plans, Specifications and Estimate and Construction Inspection for Round II of the Border Colonia Access Program Projects in the amount of \$165,400.00.**

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

G. HIDALGO COUNTY BUILDING & GROUNDS DEPARTMENT –

1. **Presentation (06-076) for consideration, discussion, acceptance and approval to solicit proposals from Centennial and Jamail (awarded area job order contractors (AJOC) through the County’s participation/membership with TCPN & TASB) for the provision of labor and material for the installation at Precinct 1 for: “Construction of Catwalks leading to all A/C units at Multi-Center Building”**

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

H. HIDALGO COUNTY CLERK DEPARTMENT –

1. **Requesting approval of requirements and authority to advertise for: “Scanning and Indexing for Probate Books” RFP.**

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

I. HIDALGO COUNTY HIDTA TASK FORCE –

- 1. Recommending award of sealed quote and approval of contract (subject to legal review) to bidder meeting all specifications and requirements for: “Hidalgo County HIDTA Task Force- Janitorial Services” (Angel’s Maid and Janitorial Services).**

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

J. HIDALGO COUNTY HEALTH DEPARTMENT –

- 1. Recommending award of bid and approval of contract(s) (subject to legal review) to low multiple bidders meeting all requirements and/or specifications in each category for “Hidalgo County Health Department- Mosquito Control Chemicals”.**

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

- 2. 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 Health Department 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 Handy, the Court made a UNANIMOUS vote of approval.

K. HIDALGO COUNTY IT DEPARTMENT/ SHERIFF’S DEPARTMENT -

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

Department Name	Name of Employee(s)	Basic Rate Plan	Total Minutes	Equipment/Cost
		Per Month	Plan	
Sheriff’s	Five (5) – CJD Operation Linebacker Deputies	\$65.60 (per phone)	1400(per phone)	Sanyo RL-4920- Free Phones

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

L. HIDALGO COUNTY IT DEPARTMENT-

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

Department Name	Name of Employee(s)	Basic Rate Plan	Total Minutes	Equipment/Cost
		Per Month	Plan	
Pct. # 3	Sabas Sandoval, Asst. Operations Director	\$ 33.75	500	Sanyo RL4920-Free Phone
Risk Management	Lorenzo Ortiz, Safety Officer	\$33.75	500	Sanyo RL4920-Free Phone
Risk Management	James Chris Trevino, Safety Officer	\$33.75	500	Sanyo RL4920-Free Phone

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

2. **Presentation for discussion, consideration and approval , including but not limited to:**
 - a) **Precinct No. 3 – Reassignment of user name change from Norma Ceballos to Norma (Mona) Parras, Chief Administrator;**
 - b) **Precinct No. 2 – Reassignment of user name change from Jaime Ortiz to Carlos Contreras, Special Projects Coordinator;**

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

3. **Presentation (06-075) for consideration, discussion, acceptance and approval to solicit proposals from Centennial and Jamail (awarded area job order contractors (AJOC) through our participation/membership with TCPN & TASB) for the provision of labor and materials for “Upgrade Electrical, A/C system and Renovations to Server Room and Administration Office Building”:** including, but not limited to, move all existing electrical circuits and secondary panel, cancel old electrical panel, replace old and add new electrical plugs, re-do walls at Server room and Adm. Office to isolate area, drop ceiling at Adm. Office repaint, replace carpet, install light fixtures and move door away to main Server Area.

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

M. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR –

1. **Requesting authority to purchase Fuji scan machines from CDW-G, CISV vendor through TBPC Catalogue Purchasing Program for Req #82559 in the total amount of \$5,318.82.**

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

N. 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.

18. Budget Office – Valde Guerra: (SEE EXHIBIT S)**A. Interdepartmental transfers – 2005:****1. Various Accounts****B. Intradepartmental transfers – 2005:****1. Various Accounts****C. Interfund transfer – 2005:****1. Co. Wide Cont. to Court Reporter Fund**

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

D. Interdepartmental transfers – 2006:**1. B & G - CO. 2004 - \$ 20,000.00 & create obj. 431**

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

E. WIC:**1. Approval of Revised Salary Schedule**

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

At this time Commissioner Flores steps out of the Court.

F. Purchasing Department:

- 1. Requesting approval to decrease budgeted salary and fringes in Auditor's Office due to transfer of staff position (slot #44 on Auditor's salary schedule) to the Purchasing Dept.**
- 2. Approval of interdepartmental transfer to fund transferred slot #44**

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

G. Safety Division:

- 1. Acceptance of Check #027717 from TAC Insurance Co. for reimbursement of damages sustained to county vehicle (Head Start), claim #05-0270**

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

H. Approval of annual membership dues for 2006:**1. LRGVDC - \$ 33,557.00**

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

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

19. Closed Session: (SEE EXHIBIT T)

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. Hidalgo County v. Alvarado Architects & Associates, L.L.C. in the 139th District Court**
- E. Potential Litigation; Jose Ramon Salazar vs. Hidalgo County Bail Bond**

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

20. Open Session:

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

A. Real Estate Acquisition

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to settle on parcels # 3 & 4 on Owassa Rd. in the amount of \$3,500.00

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to settle on parcels # 7, 8 & 9 on Owassa Rd to settle on the appraise value.

- 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 B & C.

D. Hidalgo County v. Alvarado Architects & Associates, L.L.C. in the 139th District Court

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

E. Potential Litigation; Jose Ramon Salazar vs. Hidalgo County Bail Bond

NO ACTION taken on this item.

21. Closed Session:

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

22. Open Session:

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

23. Adjourn

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court 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 Commissioners' Court will be held on TUESDAY, FEBRUARY 07, 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 Handy, seconded by Commissioner Flores, 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 – 2006: (SEE EXHIBIT B)**
 - A. County Court #4 & create obj. 631**
 - B. Sheriff – CO 1330**
 - C. J.P. Pct. #4, Pl. 1 & create obj. 581**
 - D. IT Department 200-001**
 - E. IT Department 200-002**
 - F. Public Defender's Office**
 - G. Fire Marshal & create obj. 890**
 - H. Elections Department (3)**
 - I. Pct. #1 – CAP**
 - J. Pct. #1 – Sanitation**
 - K. Pct. #2 – Parks & create obj. 719 & 672**
 - L. Pct. #2 – R & B**
 - M. Pct. #3 – R & B**
 - N. Pct. #4 – R & B**
 - O. Right of Way & create obj. 684, 630, 810, 584 & 603**
- 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. Right of Way – Permits: (SEE EXHIBIT D)**
 - A. Southwestern Bell – along Curry Rd.**
 - B. Rincon Petroleum – along Mile 20 Rd.**
 - C. North Alamo Water Supply – Mile 6 West & Mile 9 North**
 - D. North Alamo Water Supply – Mile 7 & Midway Rd.**
 - E. El Paso E & P – North Moorefield Rd.**
 - F. La Joya Water Supply – Exp. 83 on Tom Gill Rd.**

5. **Urban County: (SEE EXHIBIT E)**

- A. Request for approval of two (2) applicants in the County Wide area under the HOME Homeowner Occupied Housing Rehabilitation Program**

6. **Urban County: (SEE EXHIBIT F)**

A. HIDALGO COUNTY –

- 1. Requesting authority to purchase computer equipment and peripherals from State Awarded through our participation of Cooperative Programs for the following;**

Req	Department	Vendor	Amount	Account Number
TBPC CISV Catalogue Purchasing Program				
83655	I.T. Dept	S.J.S.	\$365.00	6-1242-412-00-060-001-0-661
83653	I.T. Dept	CDW-G	\$483.99	6-1242-412-00-060-001-0-661
83649	I.T. Dept	CDW-G	\$133.99	6-1242-412-00-060-001-0-661
83628	Health Dept	Dell	\$628.98	6-1100-441-00-340-003-0-661
83616	District Attorney	CDW	\$103.99	6-1223-412-00-080-007-0-661
83613	Health Dept	CDW-G	\$135.64	6-1100-441-00-340-001-0-664
83486	Indigent Defense	CDW-G	\$410.99	6-1282-412-30-085-001-6-661
83955	Jail	CDW-G	\$288.99	6-1100-423-21-280-002-0-661
83792	I.T. Dept	PC Mall	\$451.20	6-1100-415-00-200-002-0-661
83754	Health	Compusa	\$1,290.99	6-1100-441-00-340-001-0-746
State of Texas DIR				
83722	Co Clerk	CDW-G	\$2,946.00	6-1100-415-40-180-001-0-743

B. HIDALGO COUNTY RIGHT OF WAY DEPARTMENT –

- 1. Requesting authority to enter into a 12-month lease agreement with Xerox for a copier through their TCPN Contract for Req #83612 at \$534.10 a month.**

C. HIDALGO COUNTY COURT AT LAW #5 –

- 1. Requesting authority to enter into a 36-month lease agreement with Xerox for a copier through TBPC State Contract 985-A3 for Req #83658 at \$134.38 a month.**

D. HIDALGO COUNTY SHERIFF'S OFFICE –

- 1. Requesting authority to enter into a Rental agreement with Sharp Electronics for a copier through TBPC State Contract 985-A6 for Req #84034 at \$271.70 a month.**
- 2. Requesting authority to enter into a Rental Agreement with Sharp Electronics for a copier through TBPC State Contract 985-A6 for Req #84032 at \$741.60 a month.**
- 3. Requesting authority to enter into a Rental Agreement with Sharp Electronics for a copier through TBPC State Contract 985-A6 for Req #84031 at \$477.50 a month.**

**DRAINAGE DISTRICT BOARD OF DIRECTORS
AGENDA**

**Ramon Garcia
Chairman**

**Sylvia S. Handy
Board Member**

**Joe M. Flores
Board Member**



**Hector "Tito" Palacios
Board Member**

NOTICE

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, FEBRUARY 07, 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 U)

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 requesting exemption from competitive bidding requirements for professional/engineering services with Civil Systems Engineering, Inc.

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

5. Approval of professional services with Civil Systems Engineering, Inc. for services related to North Main Drain LOMR

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

At this time Commissioner Handy steps out of the Court.

6. Approval of proposed TXDOT State Highway US 281 improvement project (from Bus. 281 south to SH 107)

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

7. Approval of budget amendment for “roll over” of 2005 open purchase orders in M & O budget

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

8. Approval of budget amendment for “roll over” of 2005 open purchase orders in Administration budget

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

9. Approval of budget amendment for “roll over” of 2005 open purchase orders in District Capital projects

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

10. Approval of budget amendment in Administration for funding salary increase of GIS position

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

11. Approval of change order #1, decrease in the amount of \$ 51,929.00 for Summit Contracting, LTD. on Mile 2 West bridge widening

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

At this time Commissioner Palacios steps out of the Court.

12. Approval of discharge permit application for North Alamo Water Supply Corporation Reverse Osmosis water plant #1, Doolittle site

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

13. 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. Requesting award of quotes (solicited through sealed quotes) and approval of contract(s) for: “Lubricants (Grease, Oil, Hydraulic Fluids and Anti-freeze Products, to multiple vendors (Oil Patch Fuel and Supply, Inc. & Hollon Oil Company).**

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

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

14. 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**

15. Open Session:

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

16. Closed Session:

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

17. Open Session:

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

18. Adjourn

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

At this time the Court moved back to item #6 of the Regular Agenda.

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, FEBRUARY 07, 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 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**
- 2. Discharge Permits:**
 - A. City of McAllen – Bentsen Rd.**
 - B. City of Edinburg – ECISD #6**
- 3. Line item transfer:**
 - A. Administration**
 - 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 07th day of February, 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 February 07, 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