

**SPECIAL MEETING – MARCH 21, 2006**

**BE IT REMEMBERED, that on this 21<sup>st</sup> day of March, 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:**

<b>HONORABLE SYLVIA HANDY</b>	<b>COMMISSIONER, PRECINCT NO. 1</b>
<b>HONORABLE HECTOR (TITO) PALACIOS</b>	<b>COMMISSIONER, PRECINCT NO. 2</b>
<b>HONORABLE JOE M. FLORES</b>	<b>COMMISSIONER, PRECINCT NO. 3</b>
<b>HONORABLE OSCAR L. GARZA JR.</b>	<b>COMMISSIONER, PRECINCT NO. 4</b>

**and EDDY TREVINO, COUNTY CLERK & EX-OFFICIO 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, MARCH 21, 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 Judge Garcia.

**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**

Carol Montes – Concerning the problems of the electronic voting machines.

Laura Hinojosa – Thanking the Public for electing her as Hidalgo County District Clerk.

Virginia Townsend – On good government and good business practices.

Fern McClaugherty – Comment on the County Judge being sick and him paying for the printouts from the elections machines and on land purchasing.

**5. Approval of Consent Agenda**

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

At this time the Court moved to item #11.

At this time Commissioner Palacios steps out of the Court.

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

- A. **Consider awarding bids for the demolition and the reconstruction of three (3) units in the Countywide area. One in the amount of \$57,800.00 to Rolando’s General Construction, \$45,000.00 to De Leon Construction and \$50,400.00 to J.D. Villarreal Construction and a demolition and a reconstruction of one (1) unit in the City of La Joya in the amount of \$43,000.00 to GMH Construction.**

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

- B. **2003 CEDAP Contract No. 723225 & Contract # 723245 Contract Close-outs/Certificates of Completion.**

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

- C. **Precinct #3 is requesting approval of a contract with Sharyland Water Supply Corporation, in the amount of \$159,995.02 for a Commercial/Industrial Infrastructure Development project utilizing Urban County Program Year 16 (2003) funds.**

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

7. **Health Department – Eddie Olivarez: (SEE EXHIBIT G)**

- A. **Recognition of Hidalgo County’s On-Site Sewage Facility (OSSF) program for receiving a “no violations” report after a February 13, 2006 administrative and technical compliance review by the Texas Commission on Environmental Quality (TCEQ) Harlingen Office (see attached TCEQ letter)**

Presentation made by Eddie Olivarez.

- B. **Requesting acceptance and approval of two (2) invoices payable to Computer Technical Service totaling \$ 1,800.00 (invoice dated 9-21-04 - \$ 1,350.00 and 11-4-04 - \$ 450.00) with authority for Auditor to issue payment after review, audit and processing procedures are completed**

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

8. **Elections Department – Teresa Navarro: (SEE EXHIBIT H)**

- A. **Discussion, approval and possible action on the following, but not limited to:**  
1. **TEAM (Texas Election Administration Management) Merge with SOS on Voter Registration**

Presentation made by Teresa Navarro.

2. **Delete slot #7, Information Tech Specialist (vacant position)**
3. **Create slot #27, Technician 2 & set salary at \$ 25,000.00**
4. **Increase slot #16, Info Tech Manager to \$ 55,950. (see additional duties)**
5. **Increase slot #17, Director of Operations to \$ 43,647. (see additional duties)**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #2 thru #5.

**6. Approval of Mobile Units for the 2006 Runoff Primary Election**

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

7. **Extend five (5) temporary positions from March 20 to April 21, 2006**
8. **Approval of line item transfers**
9. **Approval of Revised Salary Schedule**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #7 thru #9.

**10. Amended Early Voting Sites for Primary Runoff**

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

**11. Election Services Agreement between the County of Hidalgo and the Democratic and Republican Parties**

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

**9. County Judge's Office – Oscar Montoya: (SEE EXHIBIT I)**

**A. Discussion, consideration and possible action regarding an extension on the 2004 SHSP grant**

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

**B. Discussion, consideration and possible action on requesting an economic hardship waiver on the 2004 SHSP grant**

NO ACTION taken on this item.

**10. Human Services – Rudy De La Viña: (SEE EXHIBIT J)**

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

NO ACTION taken on this item.

**11. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT K)**

**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.

**D. Presentation for discussion, consideration and action in connection with Parking Lots including, but not limited to, the following.**

- 1. Courthouse (South & West parking area only)**
- 2. Courthouse Square Parking**
- 3. Administration Building and**
- 4. Administration Building supplemental parking on SW Corner of 12<sup>th</sup> & Mahl Streets**
- 5. County owned Parking Lot, fka, Shady Lawn on SE Corner of 12<sup>th</sup> & Mahl Streets**
- 6. County owned building (fka, Kmart Building)**
- 7. Other related parking areas**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items D1 thru D7 effective April 03, 2006.

**12. Pct. #1 – Comm. Handy: (SEE EXHIBIT L)**

- A. Request approval to name a street located between Mile 2 E and Mile 2 ½ E north of Mile 6 N at Sunrise Subdivision to Anastacio Street, as per petition to name rural road**

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

At this time Commissioner Palacios returns to the Court.

**13. Pct. #2 – Comm. Palacios: (SEE EXHIBIT M)**

- A. Requesting approval to increase salary amount of vacant position slot #008 from R & B Acct. from \$ 24,334.00 to \$ 25,566.00**
- B. Approval of Revised Salary Schedule (see fiscal note)**

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

**14. Pct. #4 – Comm. Garza: (SEE EXHIBIT N)**

- A. Presentation for consideration, discussion, acceptance and approval of Invoice #ENG 804 in the amount of \$ 11,261.06 from J.E. Saenz & Associates, Inc. with authority for County Auditor to issue payment after review and processing procedures completed, in connection with Contract #05-338-10-04, PO #561342**

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

**15. Purchasing Department – Marty Salazar: (SEE EXHIBIT O)**

**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:**

<b>1. New Hidalgo County Jail:</b>	<b>Total inmate population:</b>	<b><u>1142</u></b>
Physical Count:	<u>1076</u>	Males (in house) <u>1003</u>
Out of County Facility	<u>65</u>	Females (in house) <u>73</u>
La Villa.	<u>34</u>	
Brook’s Co.	<u>      </u>	Federal Prisoners <u>7</u>
Frio Co.	<u>      </u>	
Other: (n/c)	<u>31</u>	
Adj. / Sentenced to TDC	<u>180</u>	Total Paper Ready TDC <u>108</u> No. over 45 days <u>17</u>
		Pending Paperwork/Courts <u>40</u>
		Pending Charges/Courts <u>32</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 items #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 items #6a thru c.

7. **Presentation by Ruben de Los Santos with Reliant Energy (Hidalgo County's current contacted energy provider-through the County's participation in the State of Texas General Land Office's Power Program) discussion, consideration and action (if applicable) of a proposal to enter in a 12, 24, 36 or 42 month agreement before the expiration of County's current contract of May 14, 2006;**

Presentation made by Ruben de los Santos.

8. **Approval of participation with and through the State of Texas-General Land Office's Power Program's awarded vendor (Reliant Energy) for the contracting of an electric energy provider;**
9. **Approval of an Electric Sales Agreement (through the State of Texas General Land Office Power Program's) award vendor, reliant Energy for a term of:**
- a) **Twelve (12) months at a rate of \$ \_\_\_\_\_ plus additional charges of \$ \_\_\_\_\_;**
  - b) **Twenty-four (24) months at a rate of \$ \_\_\_\_\_ plus additional charges of \$ \_\_\_\_\_;**
  - c) **Thirty-six (36) months at a rate of \$ \_\_\_\_\_ plus additional charges of \$ \_\_\_\_\_;**
  - d) **Forty-two (42) months at a rate of \$ \_\_\_\_\_ plus additional charges of \$ \_\_\_\_\_;**
- With commencement of May 15, 2006;**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items #8 & 9 for 18 ½ to 19 months period.

10. **Recommending award of bid and approval of contract for "Leasing/Rental of Vehicles" to bidder (Capps Rent a Car) meeting all requirements and/or specifications.**

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 B-1

- 11. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the Relocation of Jury empanelment from the Edinburg City Auditorium to the Hidalgo County Courthouse;**
- a) Time lines and general description of bid packet specifications and/or requirements including a prebid conference held at the Purchasing Department conference room on Monday March 20, 2006 at 10:00 a.m. for Hidalgo County's Request for Sealed Bids for: "Bus and/or Shuttle Transportation Services Project";**
  - b) Contingency Plans and Options (i.e: Inter-local agreements, Vehicle rentals, Hidalgo County Sheriff Office buses);**
  - c) Publication of Public Notice (Service Ad) on Sunday March 19<sup>th</sup> with additional ads to run on Sundays, March 26<sup>th</sup> and April 2<sup>nd</sup> announcing the relocation of Hidalgo County Jury empanelment to the Hidalgo Courthouse Auditorium commencing on April 3, 2006;**
  - d) Report on meeting (s) with departments involved in carrying out the Shuttle Project;**
  - e) Authority to advertise a Request for Sealed Bids for: Parking Lot(s) Security Services;**

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

- f) Approval of Notice to applicable Hidalgo County Elected Officials, Department Heads and/or Program Directors in connection with relocation of parking areas for affected County staff;**
- g) Other related issues;**

NO ACTION taken on this item.

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

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

- 1. Requesting approval of bid award to the low bidder (Elliff Trailer Sales) meeting all requirements/specifications for: RFB- (#06-080) One (1) Ten Ton Tag Trailer, project.**

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

- 2. Requesting exemption from competitive bidding requirements under Texas Local Government Code 262.024(a)(4) for Professional Services/Waste Treatment Operator as mandated by the Texas Natural Resources Conservation Council for Delta Lake Wastewater Treatment Plan Operations.**

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

3. **Requesting approval of a professional service contract with Mr. Agustin Gomez, licensed/registered Waste Water Treatment Operator in the amount of \$1,150.00/month, but in no event to exceed the statutory bid limit of \$25,000.00.**

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

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

1. **Presentation for discussion, consideration, acceptance and approval of Request for Payment Invoice No. 1935 in the amount of \$28,192.80, from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, "I Rd," with authority for Auditor to issue manual check (as requested by Precinct No. 2) after review, audit and processing procedures completed.**

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

2. **Recommending award of Bid and approval of Contract to lowest bidder meeting all requirements and specifications for "Construction of Two Restrooms and One Concession Stand for the North San Juan Park"**

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

3. **Recommending award of Bid and approval of Contract to lowest bidder meeting all requirements and specifications for "Electric Power (Turnkey Solution) and Related Services at North San Juan Park".**

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

4. **Recommending award of Bid and approval of Contract to sole bidder meeting all requirements and specifications for "Pond/Wetland Construction for the North San Juan Park" and subject to final approval from Parks & Wildlife.**

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

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

1. **Requesting exemption form competitive bidding requirements under Texas Local Government Code, Section 262.024(a) (4) a professional service for various projects for Hidalgo County Precinct No. 3 (subject to legal review)**

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

2. **Approval of a professional engineering service contract with Hinojosa Engineering for Hidalgo County Precinct No. 3 (with selection made through evaluation from “pool” firms).**

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

**E. HIDALGO COUNTY PRECINCT NO. 4-**

1. **Approval of restated Interlocal Agreement between Hidalgo County and Santa Cruz Irrigation District No. 15 as previously approved by Commissioners’ Court on March 06, 2006.**

On motion of Commissioner Garza, 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. 2 (amended) – (Net Increase) in the amount(s) of \$2,026.50 (subject to TXDOT approval) in connection with: Contact # CAP-C-05-005-06-01 “Construction of Roads for Campo Alto Subdivision(s)” awarded to D.M. Roth, Inc. (R. Gutierrez Engineering, Inc.)**

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

2. **Presentation for discussion, consideration, acceptance and approval (through project engineer, R. Gutierrez Engineering Inc.) of Payment Application # 5 in the amount of \$209,513.16 submitted by D.M. Roth, Inc. in connection with contract # C-CAP-05-08-06-15 Road Construction of: “South Tower Estates Subdivision(s)”**

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

3. **Presentation for discussion, consideration, acceptance and approval of Request for Payment;**
  - a) **Invoice No. 1932 in the amount of \$ 3,322.78**
  - b) **Invoice No. 1933 in the amount of \$ 5,054.48**
  - c) **Invoice No. 1941 in the amount of \$20,518.08**
  - d) **Invoice No. 1942 in the amount of \$14,488.32****for R.Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, Road Runner # 2; Rancho Escondido; Primavera 1; LJ No. # 1 Subdivision,” with authority for Auditor to issue manual check (as requested by Precinct No. 2) after review, audit and processing procedures completed.**

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

**G. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 4-**

- 1. Presentation for discussion, consideration, acceptance and approval (through project engineer, J.E. Saenz & Associates) of Final Payment Application with Retainage in the amount of \$29,047.21 submitted by D.M. Roth, Inc. in connection with contract # C-CAP-05-007-06-14 Road Construction of: “Meadowlands and Tropicana Subdivision(s)**

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

**H. HIDALGO COUNTY JP PRECINCT 2 PLACE 1 –**

- 1. Requesting authority to re-advertise and approval of draft specifications as attached hereto for “Hidalgo County – Lease of Office Space Hidalgo County JP Precinct 2, Place 1”, due to no participation.**

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

**I. HIDALGO COUNTY DISTRICT ATTORNEY’S OFFICE-**

- 1. Requesting approval of modification of C-06-066-01-07 VisionPace (previously approved on 01-17-06), to reflect an increase not to exceed \$5,000.00 for consulting/meeting services.**

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

**J. HIDALGO COUNTY HEALTH DEPARTMENT-**

- 1. Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one(1) year term (as provided in contract) with Emmalou Keyes. R.N., F.N. P.**

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

**K. HIDALGO COUNTY JUVENILE JUSTICE CENTER-**

- 1. Requesting authority to exercise the additional one(1) year extension as provided in current contract for “:Lease of Office Space in the City of Edinburg” for Juvenile Justice Court, under the same rates, terms and conditions with Jose E. Garcia d/b/a Maxima Business center. Effective: 04/13/06-04/13/07.**

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

**L. HIDALGO COUNTY RIGHT OF WAY DEPARTMENT-**

- 1. Requesting approval of bid award to the sole bidder (Rodriguez Ford) meeting all requirements/specifications for the RFB – (#06-059) Four (4) 2006 New or Newer (Unused) 4x4 Pick-up Trucks.**

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

**M. HIDALGO COUNTY WIC PROGRAM –**

- 1. Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provided in contract) with BIC Investments for Off Premises Storage Area.**

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

- 2. Requesting approval to exercise the sixty (60) days (as provided in current contract) with International Medical Supply, Inc. and McKesson Medical while completing the procurement process.**

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

Commissioner Garza – Abstain.

- 3. Requesting authority to advertise and approval of specifications as attached hereto for: “Medical Supplies” for WIC Program.**

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

**16. Budget Office – Valde Guerra: (SEE EXHIBIT P)****A. Workers’ Compensation Division:**

- 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 \$21,206.13 for the period ending 2/16-28/06 including approval of wire transfer**

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

**B. Safety Division:**

1. **Acceptance of Check #033205 from Coil Tubing Services represented by Liberty Mutual Fire Insurance Company for reimbursement of repairs to County vehicle (Sheriff Dept.)**
2. **Acceptance of Cashier's Check #244099 from Juan Hernandez to settle damages to county vehicle (Safety Division)**

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

**C. Interdepartmental transfers:**

1. **CO 2004 Pct. 1 to CO 2004 B & G - \$ 20,000.00**
2. **CO 1998 B & G – \$ 1,009.42(ADA Project)**
3. **Pct. #1 – P/U Rds. to Pct. #1 – Adm. - \$ 3,062.50 & create obj. 339**
4. **Risk Mgmt. To Co. Wide Adm. Cont. - \$ 62,830.00**
5. **County Clerk to Co. Wide Adm. Cont. - \$ 61,104.75**
6. **Co. Wide Adm. Cont. to Constable Pct. #1 - \$ 7,037.70**
7. **Co. Wide Adm. Cont. to Constable Pct. #3 - \$ 15,462.90**
8. **Co. Wide Adm. Cont. to Constable Pct. #5 - \$ 2,988.00**

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items #1 thru 8.

**D. Budget Amendments:**

1. **CO 1998 B & G - \$ 5,697.75 (ADA Project)**
2. **Pct. #1 – Parks - \$ 56,012.83**

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

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

**17. Closed Session: (SEE EXHIBIT Q)**

**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. **M-05-115; Jose Luis & Rosemary Ramirez, et al vs. Deere & Company, et al, Alfonso Medina, et al and Hidalgo County**
- E. **T-553-97-G; Mission CISD vs. Eva De Zuno – Tax Resale Bid**

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

**18. Open Session:****A. Real Estate Acquisition****B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**

NO ACTION taken on items A & B.

**C. Pending and/or potential litigation**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the assignment of Atlas & Hall in behalf of the County for the case of Fitzgerald Construction Inc. Vs. Hidalgo County Head Start etal.

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to assigned Brin & Brin in half of the Court.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on a tax suit for a tax resale property.

**D. M-05-115; Jose Luis & Rosemary Ramirez, et al vs. Deere & Company, et al, Alfonso Medina, et al and Hidalgo County****E. T-553-97-G; Mission CISD vs. Eva De Zuno – Tax Resale Bid**

NO ACTION taken on items D & E.

**19. Closed Session:**

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

**20. Open Session:**

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

**21. Adjourn**

On motion of Commissioner Palacios, 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 SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, MARCH 21, 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 Flores, the Court made a UNANIMOUS vote to approve the Consent Agenda with the exception of items #2I & 2J.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item #2J with the correction to create obj. #613 & 679.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers: (SEE EXHIBIT B)**
  - A. IT Department**
  - B. Human Resources & create obj. 343**
  - C. District Clerk & create obj. 613, 665, 666 & 667**
  - D. Tax Office & create obj. 666**
  - E. Elections Department**
  - F. J.P. Pct. #2, Pl. 2 & create obj. 890**
  - G. J.P. Pct. #3, Pl. 2**
  - H. Constable Pct. #3**
  - I. TXDOT – FM 1015 & create obj. 711 – NO ACTION taken on this item.**
  - J. Safety Division**
  - K. Health – Bioterrorism Grant**
  - L. Pct. #1 – Sanitation & create obj. 613**
  - M. Pct. #1 – CAP**
  - N. Pct. #2 – R & B**
  - O. Pct. #2 – CRC & create obj. 581**
  - P. Pct. #2 – Parks & create obj. 581**
  - Q. Pct. #3 – Landfill**
  - R. Pct. #3 – Parks**
  - S. Pct. #3 – CAP**
  - T. Pct. #4 – Parks**
  - U. Pct. #4 – CAP**
  - V. Pct. #4 – CO's 2002**

**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 approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program. (1 Family)**

**5. Purchasing Department: (SEE EXHIBIT E)**

**A. HIDALGO COUNTY –**

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

<b>Req</b>	<b>Department</b>	<b>Vendor</b>	<b>Amount</b>	<b>Account Number</b>
<b>TBPC CISV Catalogue Purchasing Program</b>				
<b>86419</b>	<b>Co Clerk</b>	<b>Tech Depot</b>	<b>\$4,143.88</b>	<b>6-1100-415-40-180-001-0-743</b>
<b>Fujitsu Scanner and extended warranty service</b>				
<b>86073</b>	<b>I.T.</b>	<b>CDW-G</b>	<b>\$ 225.00</b>	<b>6-1100-415-00-200-002-0-664</b>
<b>APC Back UPS</b>				
<b>86276</b>	<b>Pct #1</b>	<b>CDW-G</b>	<b>\$ 289.00</b>	<b>6-1201-431-00-121-004-0-661</b>
<b>Microtek Artixscandi</b>				
<b>The State of Texas DIR</b>				
<b>85407</b>	<b>Elections</b>	<b>CDW-G</b>	<b>\$2,970.00</b>	<b>6-1100-414-00-130-001-0-745</b>
<b>HP Color Laserjet</b>				

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

- 1. Requesting authority to enter into a one year maintenance agreement with Xerox for a copier on Req #81292 in the total amount of \$450.00.**

**DRAINAGE DISTRICT BOARD OF DIRECTORS  
AGENDA**

**Ramon Garcia  
Chairman**

**Sylvia S. Handy  
Board Member**

**Joe M. Flores  
Board Member**



**Hector "Tito" Palacios  
Board Member**

**NOTICE**

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, MARCH 21, 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 R)

**1. Roll Call**

All Members of the Board were counted present with the exception of Judge Garcia.

**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. Authorization for required financing of heavy equipment**

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

**5. Approval to purchase required GIS software from DIR state vendors:**

<b>State Vendor</b>	<b>Item Description</b>	<b>Commodity Code</b>	<b>Item Price</b>
ESRI	Acr/INFO Floating License	52382	\$7,260.38
ESRI	ArcGIS 9.1 USB KY Install	100442	0.00
Autodesk	Map 3 D 2006	9701-0215	3,260.60

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

**6. Workers' Comp. Division – Valde Guerra:**

- A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 7.25 for the period ending 2/16-28/06 including approval of wire transfer**

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

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

**7. Closed Session:**

**Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:**

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

**8. Open Session:**

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

**9. Closed Session:**

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

**10. Open Session:**

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

**11. Adjourn**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval to adjourn today's meeting.

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, MARCH 21, 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. Line item transfer:**
  - A. M & O**
- 3. Discharge Permits:**
  - A. City of Mercedes – VF I Subdivision**
  - B. City of Mercedes – Torre Fuerte Subdivision #2**

*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 21<sup>st</sup> day of March, 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 March 21, 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