

SPECIAL MEETING – APRIL 04, 2006

BE IT REMEMBERED, that on this 04th day of April, 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 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 SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, APRIL 04, 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 last week's open forum list and the voting machines.

Virginia Townsend – Concerning the RMA.

Fern McClaugherty – Concerning last week's open forum list and their traveling expenses.

Teresa Navarro – Concerning early voting for the run off election.

5. Approval of Consent Agenda

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

At this time the Court discussed item #20-7H with Judge Letty Lopez and Judge Rose Reyna.

At this time the Court moved to item #20-G.

6. **Approval of Proclamation proclaiming April 2-8, 2006 as Boys & Girls Club Week in Edinburg – Juan Avila (SEE EXHIBIT H)**

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

At this time Commissioner Flores steps out of the Court.

7. **CASA of Hidalgo, Inc. – Soila Garcia: (SEE EXHIBIT I)**

A. Approval of Proclamation proclaiming the month of April as “Child Abuse Awareness and Prevention” Month

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

At this time the Court moved to item #15-D.

8. **Juvenile Probation – Buddy Silva: (SEE EXHIBIT J)**

A. Request authorization to submit CJD Juvenile Justice Alternative Grant Application for 2007 CY funding - \$ 72,000.00 – (September 1, 2006 thru August 31, 2007) (no local match required)

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

B. Request authorization to submit CJD Juvenile Justice Accountability Block Grant Early Intervention Project application for 2007 FY funding (August 01, 2006 thru July 31, 2007) in the amount of \$ 52,551.00 (cash match is \$ 15,000.00)

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

At this time the Court moved to item #20-F.

9. **Urban County – Diana Serna: (SEE EXHIBIT K)**

A. Precinct # 4 is requesting approval of a contract with Mission Paving Company in the amount of \$214,480.00 for a Street Improvement Project utilizing Urban County Program Year 18 (2005) funds.

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

B. The City of Weslaco is requesting approval to award a construction contract to All Pro Contractor’s Inc., in the amount of \$133,389.28 utilizing Parks, Recreational Facility Year 17 (2004) funds for construction of a gazebo (kiosk) at the La Placita Park.

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

- C. City of Granjeno requests authorization to purchase a mosquito sprayer from Public Health Equipment & Supply Company, Inc., in the amount of \$6,595.00. Urban County Year 16 (2003) funds will be used for the purchase amount.**

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

- D. Approval of a Proclamation declaring April 2006 FAIR HOUSING MONTH.**

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

- E. Request authorization to purchase furnishings for the City of Granjeno Public Facility, in the amount of \$31,083.41, from Corporate Express. Urban County Year 16 (2003) recaptured funds, administered by Precinct #3, will be used to purchase furnishings to include tables, table caddies, chairs, chair caddies, portable room dividers, and mats.**

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

- F. Request approval to amend and increase the professional services agreement with J.E. Saenz & Associates, Inc. The amendment will change the scope of work and increase the contract amount by \$11,222.00 for additional services on the design of the Elsa Water Treatment Plant utilizing Urban County Program Year 15 (2002) funds.**

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

10. Sheriff's Office – Capt. Garcia: (SEE EXHIBIT L)

- A. Approval of Resolution for the Renewal of the Texas Commission on Law Enforcement Officer Standards License**

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

11. WIC – Norma Longoria: (SEE EXHIBIT M)

- A. Presentation for discussion, consideration and approval of 2005 outstanding invoice/claim for Carpenter's Time Systems in the amount of \$ 83.90 dated 9/2/05 (approved by State to pay from 2006 grant) with authority for auditor to issue payment after review, audit and processing procedures are completed**

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

12. Fire Marshal – Victor Fonseca: (SEE EXHIBIT N)**A. Discussion and approval of the following Year 2006 Rural Emergency Services Contracts:**

- 1. City of Alton**
- 2. City of San Juan**
- 3. City of Edinburg**
- 4. City of Monte Alto**

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

13. Hidalgo County – Godfrey Garza: (SEE EXHIBIT O)**A. Approval of TEDSI Infrastructure Group invoice #267240 on FEMA – MAS #2**

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

14. Human Services – Rudy De La Viña: (SEE EXHIBIT P)**A. Discussion and/or action, including, but not limited to Indigent Health Care Program and/or Expenditures**

NO ACTION taken on this item.

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

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.

At this time the Court moved to item # 16.

D. Requesting acceptance and approval to allow CASA of Hidalgo, Inc. to commemorate their 9th Annual Candlelight Vigil on April 6, 2006 at 6:30 p.m. in front of the Hidalgo County Courthouse

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

At this time the Court moved back to item #8.

16. County Auditor – Ray Eufrazio: (SEE EXHIBIT R) (FISCAL NOTE ATTACHED)**A. Requesting approval of 2006 Tobacco Settlement Distribution Report**

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

B. Requesting approval to reclassify slot #0036 (vacant) to Internal Auditor and decrease salary to \$ 40,672.00

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

C. Requesting approval to reclassify slot #0018 to Assistant Accounts Payable Supervisor and increase salary to \$ 28,459.00 due to additional duties

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

D. Requesting approval to increase slots #0004 and #0034 by \$ 1,000.00 due to additional duties

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

E. Requesting approval to reclassify slot #0009 to System Support Specialist

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

At this time Commissioner Flores returns to the Court.

F. Discussion, approval and possible action to amend the County travel policy to allow reimbursement for meal expenditures as detailed in Attachment "A" (attached proposed policy amendment)

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

17. Pct. #2 – Comm. Palacios: (SEE EXHIBIT S)

A. Discussion, consideration and approval of claim/invoice with authority for Auditor to issue payment of invoice from McCoy's dated 3/3/06 in the amount of \$ 14.98

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

B. Discussion and possible action for approval of Advance Funding Agreement between TxDOT and County of Hidalgo for south McColl Rd. between Orange Rd. and south to Dicker Rd. and Highway 281 (Military Hwy) south .5 miles

NO ACTION taken on this item.

C. Authorization to delete vacant truck driver I slot #0015 for R & B #122-006

D. Authorization and approval to create a full-time Maintenance II & Maintenance I for Road & Bridge Department

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

- E. Set salary at \$10.00 & \$ 8.50 respectively**
- F. Approval of Revised Salary Schedule**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items E & F, set salary at \$10.00 only on item E.

18. Pct. #2 & #3 – TXDOT Project: (SEE EXHIBIT T)

- A. Discussion and possible action for approval of Advance Funding Agreement between TxDOT and County of Hidalgo for Hidalgo County Loop – south west portion from SP 600/US281 to FM 1427**

NO ACTION taken on this item.

19. Pct. #4 – Comm. Garza: (SEE EXHIBIT U)

- A. Request authorization to approve revised GASB List of Hidalgo County Pct. #4 Road Names**

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

At this time Commissioner Palacios steps out of the Court.

20. Purchasing Department – Marty Salazar: (SEE EXHIBIT V)

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>1114</u>
Physical Count:	<u>1067</u>	Males (in house) <u>996</u>
Out of County Facility	<u>47</u>	Females (in house) <u>71</u>
La Villa.	<u>20</u>	
Brook’s Co.	<u> </u>	Federal Prisoners <u> </u>
Frio Co.	<u> </u>	
Other: (n/c)	<u>27</u>	
Adj. / Sentenced to TDC	<u>154</u>	Total Paper Ready TDC <u>100</u> No. over 45 days <u>15</u>
		Pending Paperwork/Courts <u>18</u>
		Pending Charges/Courts <u>36</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;**

Presentations made.

- b) **Final roster of departments included in plans and specifications;**
- c) **Requesting approval of the final plans and specifications for the exterior and interior renovations/remodeling and/or repairs of the Kmart Building (which includes the addition of a total building support generator-natural gas) with authority to proceed with advertising for bids;**

NO ACTION taken on items b & c.

- d) **Projected time lines for bids of all exterior and/or interior repairs/remodeling and renovations;**

Presentation made.

- e) **Other related items;**

NO ACTION taken on this item.

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. 9 in the amount \$1,842,966.00 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 Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval.

ii) Approval of Request for Payment Invoice No. 29 in the amount of \$22,719.42 from V-A Architecture, contracted architect for “Juvenile Justice Center.”;

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

iii) Approval of Request for Payment Invoice No. 5754 in the amount of \$19,213.97 and Payment Invoice No. 5385 in the amount of \$16,724.82 from L&G Engineering Laboratory, LLC., contracted vendor for “Juvenile Justice Center” and certified for Payment by project architect, V-A Architecture;

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval and correct invoice No. 5385 to 5835.

c) Other related issues;

NO ACTION taken on this item.

7. Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the Relocation of Jury Implanlment from the Edinburg City Auditorium to Hidalgo County Courthouse:

a) Report of first day of Jury Implanelment Relocation Plan/Project to the Hidalgo County Courthouse Auditorium;

Presentation made.

At this time Commissioner Palacios returns to the Court.

- b) Report of results of Bus and/or Shuttle Services as a result 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;**

Presentation made by Martha Salazar.

- c) Approval of the contract with Valley Transit (VTC) for “Bus and/or Shuttle Transportation Services” awarded by Commissioners Court on 3-28-06 with authority to execute document;**

At this time Commissioner Flores steps out of the Court.

- d) Contingency Plans and Options (i.2; Inter –Local Agreements, Vehicle rentals, Hidalgo County Sheriff Offices bus);**
e) Report of Publication on Public Notices (Service Ads);
f) Report on meeting(s) with departments involved in carrying out the Shuttle Project;
g) Status of bid project for: Parking Lot(s) Security Services;

Presentations made on items c thru g.

- h) Approval to reconfigure and reassign approximately ninety (90) parking spaces currently ASSIGNED (and secured by Sheriff’s Office) at the North and West areas of the Courthouse**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to create 20 additional handicap parking spaces and assign 2 for county employees.

- i) Other related issues;**

NO ACTION taken on this item.

- 8. Requesting approval of a Modification to the Contract with National Plan Administrators, Inc. to reflect the initial commencement date of February 1, 2006 and not November 22, 2005 as indicated on final draft document as yet not executed by NPA.**

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

B. HIDALGO COUNTY PRECINCT NO. 2 –

1. **Presentation for discussion, consideration, acceptance and approval of Request for Payment Invoice No. 01-1004B in the amount of \$159.20 and Invoice 01-1004C in the amount of \$1,489.60, from VA-Architure, contracted architect for Precinct No. 2 “North San Juan Park Basketball Courts and Construction of Two Restrooms and One Concession Stand,” with authority for Auditor to issue payment after review, audit and processing procedures completed.**

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

2. **Presentation for discussion, consideration, acceptance, and approval of Request for Payments:**
 - a) **Invoice No. 1931 in the amount of \$11,001.49**
 - b) **Invoice No. 1936 in the amount of \$15,278.03**
 - c) **Invoice No. 1934 in the amount of \$11,504.76**
 - d) **Invoice No. 1946 in the amount of \$14,096.40**
 - e) **Invoice No. 1956 in the amount of \$14,096.40**
 - f) **Invoice No. 1964 in the amount of \$ 504.89**

As submitted by R. Gutierrez Engineering Corporation, contracted engineer for Precinct No.2, “N. San Juan Park; South I Rd; and North I Rd,” with authority for Auditor to issue payment after review, audit and processing procedures completed.

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

C. HIDALGO COUNTY PRECINCT NO. 3 –

1. **Presentation for discussion, consideration, acceptance and approval of Work Authorization No. 1 from project engineer, Hinojosa Engineering, Inc. in connection with engineering services for Goodwin Acres Road Improvements.**
2. **Presentation for discussion, consideration, acceptance and approval of Work Authorization No. 2 from project engineer, Hinojosa Engineering, Inc. in connection with engineering services for El Pinto Road.**

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

3. **Requesting recession of the bid awarded to Specemakers Construction (On CC 2-14-06), with authority to re-advertise for “Construction of a Motor Pool Building” for Precinct No. 3**

NO ACTION taken on this item.

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

- 1. Presentation for discussion, consideration, acceptance and approval of Payment Application # 1 in the amount of \$13,935.01 submitted by D.M. Roth, Inc. in connection with contract #C-CAP -05-005-06-01 Road Construction of: “Campo Alto Subdivision(s)” as recommended by project engineer, R. Gutierrez Engineering with authority for Auditor to issue payment after review, audit and processing procedures completed.**

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

- 2. Presentation for discussion, consideration, acceptance and approval of Payment Application # 2 in the amount of \$39,527.47 submitted by D.M. Roth, Inc. in connection with contract # C-CAP-05-005-06-01 Road Construction of : “Campo Alto Subdivision(s)” as recommended by project engineer, R. Gutierrez Engineering with authority for Auditor to issue payment after review, audit and processing procedures completed.**

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

- 3. Presentation for discussion, consideration, acceptance and approval to reject sole bid received for: Bid No. Cap-06-002-03-08 Construction of Alamo Orchards Subdivision- project engineer, R. Gutierrez Engineering**

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

- 4. Requesting authority to re-advertise for: Construction of Alamo Orchards Subdivision-(project engineer R. Gutierrez Engineering)**

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

E. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 3-

- 1. Presentation for discussion, consideration, acceptance and approval (engineer, Javier Hinojosa Engineering) of Payment Application # 2 in the amount of \$134,257.64 submitted by Juan Mendoza Corporation dba J.M. Construction, INC. in connection with contract # C-CAP-05-020-08-02 Road Construction of: “Grovewood estates and Perlas De Naranja Subdivision(s) as recommended by project engineer, Javier Hinojosa Engineering**

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

At this time the Court moved to item H.

F. HIDALGO COUNTY CLERK'S OFFICE-

- 1. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024(a)(7)(a) propriety software in connection with Online Research Services for Hidalgo County with Lexis Nexis.**

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

- 2. Requesting approval of agreement for "Online Research Services" with Lexis Nexis including but not limited to the following Hidalgo County department(s):**
 - a) County Clerk**

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

At this time the Court moved back to item #9.

G. HIDALGO COUNTY ELECTION DEPARTMENT –

- 1. Presentation for discussion, consideration and action necessary for the acquisition of additional state certified Electronic Voting System equipment: (fifteen (15) ADA Terminals & three hundred (300) Printer Packs) from to Election Systems & Software, Inc. (ES&S) awarded vendor through TBPC non-automated contract 578-N1 in the amount not to exceed \$45,975.00**

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 #6.

H. HIDALGO COUNTY HEALTH DEPARTMENT-

- 1. Presentation for discussion, consideration, acceptance and award of the proposal received from the most responsible (AJOC area job order contractor Centennial Contractors or Jamail Construction) meeting and complying with the Scope of Work, Specifications and Requirements as detailed by Hidalgo County for the provision of labor and materials including, but not limited to, demolition, removal, build walls, flooring, A/C, cabinets/counters, plumbing and electrical work for: "Renovations for Hidalgo County Health Department Clinic in Weslaco"**

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

I. HIDALGO COUNTY SHERIFF'S OFFICE-

- 1. Requesting authority to advertise and approval of draft specifications as attached for "One 2000 or Newer Motor Home (for use as a Mobile Command Center)" project.**

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.

21. Budget & Management – Valde Guerra: (SEE EXHIBIT W)**A. County Court #4 – Discussion, consideration and action on the following:**

1. **Approval to decrease slot #0003 from \$ 36,821.47 to \$ 25,000.00 a difference of \$ 11,821.47**
2. **Approval of title change from Bailiff/Interpreter to Records Court Coordinator**
3. **Approval to increase slot #0002 in the amount of \$ 5,411.00 due to additional duties**
4. **Approval to remove the interpreter pay from slot #0003**
5. **Approval to pay interpreter pay (obj. 116) for slot #0002 in the amt. of \$ 3,300.00**
6. **Approval to increase slot #0004 in the amount of \$ 1,000.00 due to additional duties**
7. **Approval to increase slot #0005 in the amount of \$ 5,411.00 due to additional duties**
8. **Approval of revised salary schedule**

NO ACTION taken on items #1 thru 8.

B. Interfund transfers:

1. **Road Adm. Cont. to TX US83 Illumination (Pct. 1) - \$ 5,000.00**

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

C. Safety Division: (see fiscal note)

1. **Approval to adjust the budget salary amount for the following positions to maintain parity:**
 - **Slot #010 & 011 from \$ 39,746.00 to \$ 40,938.00 (difference of \$ 1,192.00)**
2. **Approval to adjust the budgeted supplemental pay amount for the following position:**
 - **Slot #004 Longevity pay - \$ 95.00 per mo. & certification pay (supplemental pay) - \$1,800.00 annually**
3. **Approval of revised salary schedule**

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

D. Buildings & Grounds: (see fiscal note)**1. Approval to adjust the budget salary amount for the following positions to maintain parity:**

- Slots # 060, 061, 062 & 063 from \$17,510.00 to \$ 18,122.00 (difference of \$612.00)
- Slot #072 from \$17,594.00 to \$ 18,122.00 (difference of \$ 528.00)

2. Approval of revised salary schedule

NO ACTION taken on items #1 & 2.

E. 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 \$ 39,022.06 for the period ending 3/1-15/06 including approval of wire transfer**

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

F. Request for funding from Hidalgo County Confiscated Drug Fund:**1. Light of Hope – Debbie Miller & David Neubauer**

NO ACTION taken on this item

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

22. Closed Session: (SEE EXHIBIT X)

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. Matilde & Gloria Paz, individually and A/R/O the Estate of Humberto Paz, deceased vs. Hidalgo County**

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

23. Open Session:**A. Real Estate Acquisition**

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to settle on parcel #39 belonging to Francisco Cortez in the amount of \$9,000.00.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to settle on parcel #38A belonging Amelia Tejerina in the amount of \$9,500.00.

At this time Commissioner Flores returns to the Court.

On motion of Commissioner Garza, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on the Elcon Property to issue a check in the amount of \$159,278.36 payable to Atlas & Hall Trustee.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to authorized Commissioner Handy to signed the paper work for the closing in the absent of the County Judge.

- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**
- D. Matilde & Gloria Paz, individually and A/R/O the Estate of Humberto Paz, deceased vs. Hidalgo County**

NO ACTION taken on items B thru D.

24. Closed Session:

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

25. Open Session:

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

26. Adjourn

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

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, APRIL 04, 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-A & 2-B.

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items #2-A for the creation of obj. 346 and #2-B obj should be 666.

1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)

2. Intradepartmental transfers: (SEE EXHIBIT B)

- A. Constable Pct. #4**
- B. Budget & Management & create obj. 604 & 606**
- C. WIC (2) & create obj. 665**
- D. District Clerk & create obj. 745**
- E. Right of Way**
- F. Constable Pct. #3 & create obj. 583, 584 & 682**
- G. County Court #5**
- H. Elections Department (3) & create obj. 581**
- I. Health – Imm. Grant & create obj. 603**
- J. Safety Division**
- K. J.P. Pct. #1, Pl. 2**
- L. Buildings & Grounds**
- M. IT Department & create obj. 336**
- N. Pct. #3 – Landfill & create obj. 739 & 810**
- O. Pct. #3 – Park**
- P. Pct. #3 – Adm. (2) & create obj. 810 & 412**
- Q. Pct. #3 – CAP**
- R. Pct. #4 – Landfill & create obj. 748**
- S. Pct. #4 – Landfill CO 2002**
- T. Pct. #4 – R & B & create obj. 890**
- U. Human Services & create obj. 745**
- V. County Auditor & create obj. 665**

3. Interdepartmental transfers: (SEE EXHIBIT C)

- A. Pct. #1 – R & B to Pct. #1 – Adm.**

4. **Planning Department:** (SEE EXHIBIT D)
- 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)**
5. **Urban County:** (SEE EXHIBIT E)
- A. **Request approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program. (1 Family)**
6. **Right of Way – Permits:** (SEE EXHIBIT F)
- A. **North Alamo Water Supply – south of Curve Rd. on the east side of Dillon Rd.**
- B. **Shell Western & Production – FM 490 & 681**
7. **Purchasing Department:** (SEE EXHIBIT G)
- 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 | | | | |
| 86087 | Indigent Defense | CDW-G | \$967.02 | 6-1100-412-00-009-003-0-665 |
| 86913 | Constable Pct #3 | S.J.S. | \$410.00 | 6-1100-421-00-293-001-0-665 |
| 87097 | Indigent Defense | CDW-G | \$103.99 | 6-1100-412-00-009-003-0-665 |
| 87163 | I.T. | Tech Depot | \$499.00 | 6-1100-415-00-200-002-0-665 |
| 87168 | I.T. | CDW-G | \$346.87 | 6-1100-415-00-200-002-0-667 |
| 87281 | Court # Law #3 | S.J.S. | \$265.00 | 6-1100-412-00-023-001-0-665 |
| 86990 | District Atty | CDW-G | \$133.99 | 6-1223-412-00-080-007-0-667 |
| 87110 | Human Services | Dell | \$1,251.24 | 6-1100-444-00-240-001-0-745* |
- B. **HIDALGO COUNTY ELECTIONS DEPARTMENT –**
1. **Requesting authority to purchase Hardware support from The Software Group on Req #87058 in the total amount of \$1,431.00**
- C. **HIDALGO COUNTY TAX ASSESSOR/COLLECTOR –**
1. **Requesting authority to enter into a renewal maintenance agreement for a Printronix Printer with ABA Moriah on Req #86690 in the total amount of \$1,845.00**

**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, APRIL 04, 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 Y)

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. Approval of payment request #4 in the amount of \$ 81,561.92 and final payment of \$ 17,894.44 to Summit Contracting, Ltd. (Mile 2 West Bridge widening project)

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

5. Authorize the acquisition of earth-moving equipment, machinery and vehicles and the financing thereof:

- a. One (1) New 345 CL Excavator
- b. One (1) New 938 GII Loader
- c. One (1) New D6N Dozer

through the District's membership participation with the Buy Board from Holt Company of Weslaco

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

6. Approval of three (3) year financing @ 5.2% with Holt Company of Weslaco

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

7. Approval to purchase One (1) new 12-14 Cubic Yard, 335 Model Peterbilt dump truck through Hidalgo County Membership Agreement with Houston-Galveston Area Council (H-GAC) under Rush Truck Center of Pharr, Texas for the amount of \$ 90,120.34

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

8. Workers' Comp. Division – Valde Guerra:

A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 46.57 for the period ending 3/1-15/06 including approval of wire transfer

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

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

9. 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**

10. Open Session:

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

11. Closed Session:

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

12. Open Session:

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

13. Adjourn

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Board made a UNANIMOUS vote of approval the 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, APRIL 04, 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 Palacios, 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 Edinburg – Spring Valley & Vila Del Prado**
 - B. City of Pharr – Kelly-Pharr, Lot 125**

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 04th day of April, 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 April 04, 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