

**SPECIAL MEETING – APRIL 18, 2006**

**BE IT REMEMBERED, that on this 18<sup>th</sup> 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:**

<b>HONORABLE RAMON GARCIA</b>	<b>HIDALGO COUNTY JUDGE</b>
<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-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 18, 2006 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**1. Roll Call**

All Members of the Court were counted present with the exception of Commissioner Garza who arrived 10 minutes late.

**2. Pledge of Allegiance**

Judge Garcia led the Court and Audience in the Pledge of Allegiance.

**3. Prayer**

Commissioner Handy led the Court and Audience in Prayer.

**4. Open Forum**

Maria Leach – Concerning the re-appointments of the Hidalgo County Historical Commission Board.

Fern McClaugherty – Concerning who are the Emergency District #2 Board Members, why the Workshop for the Health District had different times for the meeting and spending Taxpayers' money.

**5. Approval of Consent Agenda**

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

At this time the Court moved to item #7.

At this time Commissioner Garza arrived.

6. **J.P. Pct. #4, Pl. 1 – Judge Espinoza: (SEE EXHIBIT I)**

**A. Status on Outstanding Warrants**

Presentation made by Judge Espinoza.

At this time the Court moved to item #9.

7. **Public Defenders' Grant – Jaime Gonzalez: (SEE EXHIBIT J)**

**A. Approval to accept the re-application for continued funding for the Public Defenders Discretionary Grant for FY 2007**

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

**B. Approval to appropriate budget**

**C. Approval of Salary Schedule**

NO ACTION taken on items B & C.

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

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

**A. Hidalgo County Precinct No. 1 is requesting approval to enter into an Interlocal Agreement with the City of Progreso for Parks, Recreational Facilities using Urban County Funding Year 18 (2005) in the amount up to \$180,000.00.**

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

**B. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024(a) for professional services with Millennium Engineers Group, Inc. in connection with Hidalgo County Precinct # 4 for testing services for a Street Improvements Project within Pct. #4.**

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

**C. Precinct #4 is requesting approval to award a testing services contract to Millennium Engineers Group, Inc., for all of the 2005 Street Projects. The streets are being done in phases, the amount of \$ 4729.30 utilizing Year 19 (2005) funding is only for Street Improvements Project for Ingle Road and Alberta Road.**

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

- D. Requesting exemption from competitive bidding requirements the Texas Local Government Code 262.024 (a)(2) for emergency improvements to the La Villa Wastewater Treatment Plant. Urban County Program Year 15 (2002), Year 16 (2003) and Year 17 (2004) funds, recaptured by Precinct 1, and Year 17 (2004) City of La Villa UCP funds will be utilized.**

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

- E. Approval to award a contract to H & L Fabricators in the amount of \$173,520.00 for emergency improvements to the City of La Villa Wastewater Treatment Plant. Urban County Program Year 15 (2002), Year 16 (2003) and Year 17 (2004) funds, recaptured by Precinct 1, and Year 17 (2004) City of La Villa UCP funds will be utilized.**

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

At this time the Court moved to item #11.

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

- A. Discussion, consideration and action on appointment and/or re-appointment of Hidalgo County Historical Commission Board Members**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the appointments of Mr. Housley, Margie Johnson, Audrey Heslett, Diana Cantu, Dr. Norton, Spergent Brown, Dr. Joe Chance, Maria Leach, Alicia De La Rosa, David McQue, Chuck Synder, Lorie McDonald, Percilla Rodriguez, Fran Isabel, Clay Isabel, Manuel Cano, Joe Sanchez, Adela Ortega, Rigo Ordaz, Jan Long, Amancio Chapa, Virginia Goz, Norine Rivera, Anita Vela, Maria Elena Reyes, Fabio Angel, Rick De Julio, Rosie Ibanez, Valerie and Aida Escobar.

**10. Emergency Management – Oscar Montoya: (SEE EXHIBIT M)**

- A. Discussion and possible action on extension for FY 2004 SHSP Homeland Security Grant approved by Comm. Court on 3/21/06**
- B. Authorization for County Judge to execute letter to Governor's Office on extension for entire FY 2004 SHSP Homeland Security Grant**
- C. Discussion, consideration and possible action on extension for FY 2004 LETPP Homeland Security Grant**
- D. Authorization for County Judge to execute letter to Governor's Office on extension for entire FY 2004 LETPP Homeland Security Grant**
- E. Approval and acceptance of Notice of Sub-Recipient Award from the Governor's Division of Emergency Management for FY 2005 Buffer Zone Protection Program (BZPP) Grant**

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

NO ACTION taken on items B, C & E.

At this time Judge Garcia excuses himself from the Court.

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

At this time Commissioner Flores steps out of the Court.

**11. Health Services District – Petra Reyna: (SEE EXHIBIT N)**

**A. Presentation regarding Health Services District Issues**

Presentation made by Petra Reyna.

**12. Human Services – Rudy De La Viña: (SEE EXHIBIT O)**

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

Presentation made by Rudy De La Vina.

At this time the Court moved to item #17-A.

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to authorized Rudy De La Vina to work with Valde Guerra and put the number together for the Administration cost as it relate to the Indigent Health Care and authorized Valde Guerra to invoice the Hospital Services District for that amount.

**13. Planning Department – Raul Sesin: (SEE EXHIBIT P)**

**A. Preliminary Approval:**

**1. Re-plat of Colonia Lucero Del Norte – Pct. 1 (Carlos Leal)**

**B. Final Approval:**

**1. Las Anacuas Subdivision – Pct. 4 (Omar Trevino)**

**2. Alexia Meadows Subdivision – Pct. 1 (Narciso Garcia)**

**C. Final Approval with a Cash Deposit:**

**1. Arevalo Subdivision – Pct. 3 (Rogelio Arevalo)**

**2. J E C R G Subdivision – Pct. 4 (Encarnacion Calderon)**

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

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

**A. Appointment of Board Member to the Hidalgo County Housing Authority Board**

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

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

**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.

**16. Purchasing Department – Marty Salazar: (SEE EXHIBIT S)**

**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.**

At this time the Court discussed item #16-A-7.

**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>1117</b>
Physical Count:	<u>1088</u>	Males (in house) <u>1009</u>
Out of County Facility	<u>29</u>	Females (in house) <u>78</u>
La Villa. _____		
Brook’s Co. _____		Federal Prisoners <u>18</u>
Frio Co. _____		Other: (n/c) _____
Adj. / Sentenced to TDC <u>138</u>	Total Paper Ready TDC _____	No. over 45 days _____
	Pending Paperwork/Courts _____	
	Pending Charges/Courts _____	

At this time Commissioner Flores returns to the Court.

At this time Commissioner Palacios steps out of 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 lines for bids 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) **Status of pending payment requests;**

NO ACTION taken on items a & b.

- c) **Requesting approval of revised/amend Change Order No.1 (increase) (approved by CC on 2/14/06) in connection with the “New Adult Probation Facility” to correct Item # 1 Asbestos Pipe to reflect the cost of \$15,750.00 a submitted from Descon Construction LP, and as recommended by project architect, ROFA Architects with authority for County Judge or Presiding Court Officer to execute document.**

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

- d) **Other Related Items;**

NO ACTION taken on this item.

6. **Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of the new Hon. Mario E. Ramirez, Jr. Juvenile Detention Facility:**
- a) **General status report by project architect (when necessary) or purchasing department;**
  - b) **Status of pending payment requests;**
  - c) **Other related issues;**

NO ACTION taken on item #6a thru c.

7. **Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the Relocation of Jury Impanelment from the Edinburg City Auditorium to Hidalgo County Courthouse:**
- a) **Report on 3<sup>rd</sup> Monday Jury Impanelment relocation and parking plan**
  - b) **Time line for impanelment of new re-assigned parking at courthouse.**
  - c) **Other related issues;**

Presentations made by Martha Salazar on items a thru c.

8. **Requesting authority to purchase vehicles listed on Exhibit "A" (as attached hereto) under the County's participation through the Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) awarded vendor, Philpot Motors Co., Port Neches, Texas. The total amount price for the vehicles is \$484,465.10 H-GAC Administration fees included.**

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

9. **Recommending award of bid and contract (subject to legal review) to the lowest bidder meeting all requirements and specifications for "1/2 TY "A" & TY "C" Inlets & inlets smaller than 5 feet in depth and additional miscellaneous items.**

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

10. **Requesting approval to exercise the ninety (90) days grace period (as provided in current contract) with RGV Educational Broadcasting, Inc. while procurement process is completed.**

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

11. **Presentation for discussion, consideration, acceptance and approval of Notice of Termination as requested by contracted vendor, South Texas Petroleum, for: "Lubricants (Grease, Oil Hydraulic Fluids)";**

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

12. **Presentation for discussion, consideration, acceptance, and approval to awarded to second low bidder, Oil Patch Fuel & Supply, Inc. for the (products terminated in the item above) "Lubricants (Grease, Oil Hydraulic Fluids)";**

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

- 13. Request approval of Supplemental Agreement No. 1 to Work Authorization No.10 under current agreement, with TEDSI Infrastructure Group for the “Hidalgo County with a Roadway Assessment (GASB-34) accounting of all County Maintained Road,” to make any revisions and add additional roadways through December 31, 2005 that are not reflected in the preliminary Road Map (adopted by Cc on 2/21/06) which included data through 6/30/05.**

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

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

- 1. Requesting approval of bid award to the sole bidder meeting all requirements/specifications for: RFB (#06-110) two (2) 2006 New (Unused) 4x4 Crew Cab Trucks project.**

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

- 2. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) ‘a Professional Service’ with Gilbert J. Guerra Engineering D/B/A Rio Delta Engineering for “Val Verde Groves Subdivision” Hidalgo County Pct 1.**

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

- 3. Approval of a Professional Engineering Services Contract (subject to legal review) with Gilbert J. Guerra Engineering D/B/A Rio Delta Engineering for “Val Verde Groves Subdivision” Hidalgo County Pct. 1**

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

- 4. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A)(4) “a professional service’ with Rio Delta Surveying for “R.O.W. Surveying Mile 19 & FM 491, Barbosa-Lopez Subdivision #1, 2, & 3, North Avenue & Mile 2 East” for Precinct No. 1**

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

- 5. Approval of a Professional Services Contract (subject to legal review) with Rio Delta Surveying for “R.O.W. Surveying Mile 19 & FM 491, Barbosa-Lopez Subdivision # 1, 2, & 3 North Avenue & Mile 2 East” for Precinct No. 1**

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

- 6. Requesting approval of bid award to the lowest bidder meeting all specifications/requirements for: “One (1) New (Unused) Motorgrader”.**

On motion of Commissioner Flores, seconded by Commissioner Garza, 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. 1970 in the amount of \$28,192.80, form R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2, “I Rd. Project”**

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

At this time Commissioner Palacios returns to the Court.

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

- 1. Presentation for discussion, consideration, acceptance and approval to terminate awarded & approved contract (as yet unexecuted) to Spacemaker for the construction of a “Motor Pool Facility” for Pct 3.**

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

- 2. Authority to advertise the following alternatives (which is most advantageous to the County) for Precinct No. 3 Motorpool Facility:**
- a) Re-advertise project using current (and corrected) plans and specifications;**
  - b) Advertise for the contracting of foundation, assembly an interior finish work for a prefabricated metal structure (to be acquired by the County through a state or cooperative awarded vendor)**

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

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

- 1. Requesting approval of the revised Exhibit “D” in connection with Work Authorization #1 (approved by CC on 4-11-06) in the amount of \$500,000.00 from T.E.D.S.I. Infrastructure group to provide engineering services to Hidalgo County Precinct No. 4 (Contract No. C-06-144-12-13 for “Corridor and Alignment Analysis, Environmental Constraints Matrix, Preliminary R.O.W. Data & Public Involvement associated with Trenton Road between US 281 and F.M. 491”)**

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

At this time Commissioner Garza steps out of the Court.

2. **Presentation for consideration, discussion acceptance and approval of Work Authorization # 17 in the amount of \$8,500.00 with T.E.D.S.I. Infrastructure Group to provide engineering services to Hidalgo County Precinct No. 4 in connection with Contract No. C-03-270-09-02 for “Traffic Engineering Studies”**

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

**F. HIDALGO COUNTY R.O.W. / PRECINCT NO. 1-**

1. **Presentation for discussion, consideration, acceptance and approval of Request for Payment for Invoice No. DA-1205-0123 in the amount of \$13,488.04 in connection with the “Gas Line Adjustments for Mile 2 West Project” from Texas Eastern Transmission, L.P. for the R.O.W./Precinct No. 1.**

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

**G. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 2-**

1. **Presentation for discussion, consideration, acceptance and approval (through project engineer, R. Gutierrez Engineering Inc.) of Payment Application # 6 in the amount of \$62,243.76 submitted by D.M. Roth, Inc. in connection with contract # C-CAP- 05-008-06-15- Road Construction of: “South Tower Estates Subdivision(s)”**

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

**H. HIDALGO COUNTY BUILDINGS AND GROUNDS –**

1. **Requesting authority to advertise and approval of requirements attached hereto for: “Services and Repairs of Chillers & General HVAC Equipment”**
2. **Requesting authority to advertise and approval of specifications as attached hereto for: RFB (request for bids) for:**
  - a) **“Electrical Materials & Supplies”**
  - b) **“Carpentry & Construction Materials”**
  - c) **“HVAC Materials & Supplies”**
  - d) **“Plumbing Materials & Supplies”**

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

3. **Requesting acceptance and approval of plans and specifications (as developed and drafted by project architect George A. Garcia from the firm of Alcocer Garcia Associates Design Consultants and reviewed for approval by Hidalgo County Building & Grounds Department) for the “Repair (Re-gasket) of applicable windows at the Administration Building” including authority to advertise the project.**
4. **Presentation by project architect George A. Garcia (AGAD) of time lines.**

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

**I. HIDALGO COUNTY HUMAN RESOURCES –**

1. **Requesting authority to purchase a Toshiba Copier from Office Communications Systems, Inc through their contract with TASB BuyBoard #231-05 on Req #87703 in the total amount of \$8,863.00.**

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

At this time Commissioner Garza returns to the Court.

**J. HIDALGO COUNTY SHERIFF’S OFFICE -**

1. **Requesting exemption from competitive bidding requirements under Texas Local Government Code, Section 262.024(a) (7) (A), “items for which competition is precluded because of existence of patents, copyrights, secret processes...” Identix Incorporated for the Sheriff’s Office.**

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

2. **Requesting authority to enter into a one year renewal maintenance agreement with Identix Livescan for the scanning machine of fingerprints in the total amount of \$12,367.00 effective June 17, 2005 through June 16, 2007**

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

**K. HIDALGO COUNTY RE: REAL ESTATE ACQUISITIONS –**

1. **Requesting authority to obtain and approval of (when applicable), including, but not limited to, the following items necessary in anticipation of real property/estate acquisition(s): fair market value appraisals, inspections, surveys, all phases-environmental assessments, title reports or title policies services, commercial contracts (improved property) or option contracts with authority for County Auditor to issue required earnest money payment(s) or option payment(s) and County Judge or Presiding Officer to execute necessary/required document(s)**

NO ACTION taken on this item.

At this time the Court moved to item #17-B.

**17. Budget & Management – Valde Guerra:(SEE EXHIBIT T)**

**A. Discussion, consideration and action on requests for exemption from General Fund Hiring Freeze:**

- 1. Emergency Management**
- 2. Purchasing Department (Fixed Assets Division)**
- 3. Sanitation Departments**
- 4. Human Services**

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

At this time the Court moved back to item #12.

**B. Library System:**

- 1. Request for authorization to apply for continued system membership in the Texas Library System**

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

**C. Interdepartmental transfers:**

- 1. Co. Wide Adm. Cont. to Pct. #1 CRC - \$ 1,000.00**
- 2. Co. Wide Adm. Cont. to District Clerk - \$ 300.71**
- 3. Co. Wide Adm. Cont. to Juvenile Justice Court - \$ 3,735.00**
- 4. Pct. #3 Aid to other govt. to Pct. #3 P/U Subd. ROW - \$ 50,285.62**
- 5. Co. Wide Adm. Cont. to Elections Dept. - \$ 2,141.70**
- 6. Co. Wide Adm. Cont. to Sheriff's Dept. - \$ 2,428.21**
- 7. Co. Wide Adm. Cont. to WIC Ineligible - \$ 750.59**
- 8. Co. Wide Adm. Cont. to Safety Division - \$ 2,455.29**
- 9. Pct. #2 CAP (various) - \$ 25,481.02**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #1 thru 9.

**D. County Treasurer:**

- 1. Requesting approval to set-up Bail Bond Board budget in the amount of \$ 14,965.82-funds will be unreserved from Acct. #6-1100-250-10-000-008-0-000 (there will be no budgetary impact to general fund)**

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

**E. Discussion, consideration and approval of Hidalgo County Crime Policy Application Renewal and authority for County Judge to sign documents**

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

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

**18. Closed Session: (SEE EXHIBIT U)**

**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**

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

**19. Open Session:**

- A. Real Estate Acquisition**

On motion of Commissioner Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on the South Tower Park Project to issue a check to Atlas & Hall Trustee in the amount of \$65,715.13.

- 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.

**20. Closed Session:**

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

**21. Open Session:**

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

**22. Adjourn**

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, APRIL 18, 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 Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers: (SEE EXHIBIT B)**
  - A. J.P. Pct. #3, Pl. 1**
  - B. HIDTA 2004 Grant**
  - C. HIDTA 2005 Grant**
  - D. Constable Pct. #1**
  - E. Co. Wide Adm.**
  - F. Buildings & Grounds**
  - G. D.A. Inv. Fund**
  - H. J.P. Pct. #2, Pl. 2**
  - I. Constable Pct. #3**
  - J. IT Department**
  - K. Civil Service**
  - L. 139<sup>th</sup> District Court**
  - M. D.A. – Gen. Fund**
  - N. J.P. Pct. #5, Pl. 1 (2)**
  - O. Pct. #1 – Sanitation**
  - P. Pct. #1 – Parks**
  - Q. Pct. #1 – R & B**
  - R. Pct. #2 – Adm.**
  - S. Pct. #4 – R & B**
- 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. North Alamo Water Supply – west of Hutto Rd.
- B. North Alamo Water Supply – west of Hutto Rd. & Sioux Rd.
- C. North Alamo Water Supply – west of Hutto Rd. & Sioux Rd.
- D. BP America – Tower Rd. north of FM 3072
- E. Sotex Fuels – 5 Mile Line on Homa Rd.
- F. Sotex Fuels – 5 Mile Line on Moorefield Rd.

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

- A. Request for approval of three (3) applicants in the County Wide area under the HOME Homeowner Occupied Housing Rehabilitation Program.

6. **Monthly Fee Reports – March: (SEE EXHIBIT F)**

- A. County Clerk                 \$ 778,410.10

7. **Tax Refunds: (SEE EXHIBIT G)**

Taxpayer	Payer	Amount
A. Chanin, Jose A.	Chanin, Jose A	\$ 7,275.91
B. Hawkins, Thomas	Hawkins, Thomas	\$ 4,621.70
C. Andrade, Jorge A.	Logicorp Enterprises	\$ 3,126.95
D. Royal Freight LP	Royal Freight LP	\$ 4,665.75
E. Rodriguez, Gabriela	Valley Land Title Co.	\$ 4,451.68
F. Embassy Suites Hotel	Valley Land Title Co.	\$15,009.32

8. **Purchasing Department: (SEE EXHIBIT H)**A. **HIDALGO COUNTY –**

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

Req	Department	Vendor	Amount	Account Number
<b>State of Texas DIR Program</b>				
85786	District Clerk	Dell	\$2,022.04	6-1100-412-00-090-001-0-745
<b>One Laptop Notebook</b>				
86089	District Clerk	Dell	\$2,355.26	6-1100-412-00-090-001-0-745
<b>Two Desktop Computers</b>				
87677	I.T. Dept	Dell	\$1,221.98	6-1100-415-00-200-002-0-745
<b>One Pentium 4 Computer</b>				
<b>TBPC CISV Program</b>				
87772	I.T. Dept	CDW-G	\$ 130.99	6-1100-415-00-200-002-0-664
<b>Webcam</b>				
87782	Health Dept	CDW-G	\$ 739.74	6-1100-441-00-340-001-0-664
<b>Surge protectors &amp; rack mount protector</b>				
87869	District Clerk	Software Group	\$ 834.00	6-1100-412-00-090-001-0-661
<b>Barcode Scanner</b>				
87951	Tax Office	CDW-G	\$ 332.95	6-1100-415-15-140-001-0-661
<b>Canon Copier/Scan/Fax</b>				
87957	Tax Office	CompUSA	\$ 44.99	6-1100-415-15-140-001-0-665
<b>Remote for Laptop</b>				
88146	Elections	CDW-G	\$ 2,970.00	6-1100-414-00-1430-001-0-745*

**B. HIDALGO COUNTY ELECTION DEPARTMENT –**

- 1. Requesting authority to enter into a one year warranty service with HP Direct for a printer on Req #87955 in the total amount of \$439.00.**

**DRAINAGE DISTRICT BOARD OF DIRECTORS  
AGENDA**

**Ramon Garcia  
Chairman**

**Sylvia S. Handy  
Board Member**

**Joe M. Flores  
Board Member**



**Hector "Tito" Palacios  
Board Member**

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

**NOTICE**

**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 18, 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 V)

**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 to accept the appraised value as submitted by Hidalgo County for parcels #5 and parcel #6, as they related to FM 2061 (Jackson Rd. project)**

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

**5. Approval of Work Authorization #15 for S & B Infrastructure, Ltd. as it relates to the development of Raymondville Drainage improvement**

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

**6. Approval of pay request #6 (final) for McAllen Construction, Inc. for weir replacement at Main Floodway Channel**

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

**7. Authorize the acquisition of earth-moving equipment, machinery and vehicles and the lease/purchase thereof:**

- **One (1) New L10E wheel loader, through Hidalgo County membership agreement with Houston Galveston Area Council (H-GAC) from, Romco Equipment Company in Mercedes (financing @ 4.10%)**
- **One (1) New D7R Series II Dozer, through the District's membership participation with the Buy Board from Holt Company of Weslaco (financing @ 5.2%)**

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

**8. 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. Requesting approval to exercise the sixty (60) day grace period extension of term for the "Hauling of Dirt W/Option to Load" and "Hauling Services for Gravel/Sand and /or Crushed Caliche" Project, so as to have no lapse in service while bid process is on going.**

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

**2. Requesting authority to advertise and approval of draft specifications as attached hereto for the following projects.**

- a. Bid No. 06-013-05-24- Hauling of W/Option to Load**
- b. Bid No. 06-014-05-24- Hauling Services for Gravel/Sand and/or Crushed Caliche**
- c. Bid No. 06-015-05-24- Gasoline, On-Off Highway Diesel and Fuel**

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

**3. Requesting authority to purchase a Hewlett Packed Plotter Design Jet 4500PS from Applied Data Resources through their TXMAS COnstruct-4-75040 in the amount of \$14,568.23.**

On motion of Commissioner Palacios, seconded by Commissioner Flores, 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 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, APRIL 18, 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 San Juan – Miranda Estates Subdivision**

*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 18<sup>th</sup> 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 18, 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