

SPECIAL MEETING – MAY 02, 2006

BE IT REMEMBERED, that on this 02nd day of May, A.D., 2006, there was begun and held a SPECIAL MEETING of the Honorable Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present, to-wit:

HONORABLE RAMON GARCIA	HIDALGO COUNTY JUDGE
HONORABLE SYLVIA HANDY	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOE M. FLORES	COMMISSIONER, PRECINCT NO. 3
HONORABLE OSCAR L. GARZA JR.	COMMISSIONER, PRECINCT NO. 4

and EDDY TREVINO, COUNTY CLERK & EX-OFFICIO 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, MAY 02, 2006 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

1. Roll Call

All Members of the Court were counted present.

2. Pledge of Allegiance

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

Virginia Townsend – Concerning the RMA.

Jesse Trevino – Form Jesse Trevino's Ins. Co. complaining of an insurance agent's misconduct.

Fern McClaugherty – Concerning County spending taxpayer's money.

Maria Leach – Concerning the Health District.

5. Approval of Consent Agenda

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

6. Adult Protective Services / Silver Ribbon Community Partners: (SEE EXHIBIT K)

A. Approval of Proclamation proclaiming May 2006 as Elder Abuse Prevention Month in Hidalgo County

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

7. **Urban County – Diana Serna: (SEE EXHIBIT L)**

- A. The City of Weslaco is requesting approval to award a construction contract to All Pro Contractor's Inc., in the amount of \$190,000.00 utilizing Public Facility Improvements F/Y 15, 16, 17 & 18 (2002,2003,2004 & 2005) funds for roof rehabilitation of the Public Library building.**

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

- B. Precinct # 1 and City of Edcouch request authorization to award a construction contract to Ferguson Service Systems, Inc., in the amount of \$453,675.00, for the City of Edcouch Water/Sewer Improvements at the Water Treatment Plant. Urban County Program Year 16 (2003), Year 17 (2004) and Year 18 (2005) water/sewer improvement City funds and recaptured funds administered by Precinct #1 will be utilized.**

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

- C. Public Hearing regarding the 2006 Hidalgo County Urban County Program One Year Action Plan.**

At this time Judge Garcia opened the Public Hearing the Public.

At this time Commissioner Palacios requested information concerning the budget.

At this time Diana Serna preceded Commissioner Palacios's request.

At this time Judge Garcia proceeded to close the Public Hearing.

- D. Approval of a Resolution authorizing submittal of the 2006-2007 Annual Action Plan for Year 2006, to the Department of Housing and Urban Development (HUD).**

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

- E. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024(a) (4) for professional engineering services with Millennium Engineers Group, Inc. in connection with the plans/specifications for sewer improvements at Colonia Jackson New World in Precinct No. 4.**

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

At this time Commissioner Garza steps out of the Court.

F. Approval of professional engineering services contract with Millennium Engineers Group, Inc. for the plans/specifications for sewer improvements at Colonia Jackson New World in Precinct No. 4.

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

G. City of Sullivan City is requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a) for professional services with Hinojosa Engineering, Inc. in connection with FY 18 (2005) projects.

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

H. Requesting approval for professional service agreement with Hinojosa Engineering, Inc. in connection with City of Sullivan City improvement projects Yr. 18 (2005) in the amount of \$10,000.00.

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

At this time Commissioner Garza returns to the Court.

8. County Judge's Office – Lorie Ochoa: (SEE EXHIBIT M)

A. Discussion, consideration and possible action on the appointments to the Hidalgo County Regional Mobility Authority

On motion of Commissioner Handy, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval to appoint Joe Olivarez , Pct. 1 and Richard Perez, Pct. 4 for the RMA.

At this time the Court moved to item #14-7-B.

9. Planning Department – Raul Sesin: (SEE EXHIBIT N)

A. Reimbursement of a Cash Deposit:

1. Sun Meadows Estates Subdivision – Pct. 1 (Larry Rogers)

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

At this time Judge Garcia leaves the Court.

B. Release of Letter of Credit:

1. El Papalote Acres Subdivision – Pct. 4 (Kyle Ruppert)

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

10. Right of Way – Joe Peña: (SEE EXHIBIT O)

- A. Linva Development – install a 30” culvert line crossing approximately 1200’ north of the existing centerline of 17 ½ Mile Rd. crossing shall be open cut and repaired utilizing cement stabilized backfill, 8” caliche base and 2” Hot Mix 20.0’ each side of the culvert with 3” hot mix the width of the trench**

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

At this time the Court moved to item #12.

11. 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**

Presentation made by Rudy De La Vina.

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

12. 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**

NO ACTION taken on this item.

- 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 B & C.

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

- A. Discussion and possible action for approval for County Judge to sign Petition for Exclusion to provide North Alamo Water Supply 3.98 acres out of Hidalgo County Community Resource Center Subdivision (20 acre tract) for water rights**

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

- B. Request authorization for Auditor’s Office to issue manual check in the amount of \$ 50.00 to pay the District’s estimate of its reasonable expenses and legal expenses incurred in the exclusion of the Property from the District’s boundaries – check is to be issued to North Alamo Water Supply**

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

C. Authorization to re-submit the North San Juan Indoor Recreation Center Grant Application to the Texas Parks and Wildlife Department for the July 31, 2006 deadline

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

At this time the Court moved to item #15.

14. 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.**

A. HIDALGO COUNTY –

Discussion and/or action, including, but not limited to the following items:

- 1. New Hidalgo County Jail:**

	Total inmate population:		<u>1160</u>
Physical Count:	<u>1121</u>	Males (in house)	<u>1045</u>
Out of County Facility	<u>39</u>	Females (in house)	<u>76</u>
La Villa.	<u>15</u>		
Brook’s Co.	<u> </u>	Federal Prisoners	<u>12</u>
Frio Co.	<u> </u>		
Other: (n/c)	<u>24</u>		
Adj. / Sentenced to TDC	<u>161</u>	Total Paper Ready TDC	<u>104</u>
		Pending Paperwork/Courts	<u>27</u>
		Pending Charges/Courts	<u>30</u>
		No. over 45 days	<u>13</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) **Other related items;**

NO ACTION taken on item #4a & b.

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. 10 in the amount of \$1,865,946.00 from Descon Constructions, L.P. contracted vendor for “Juvenile Justice Center” and certified for payment by project architect, V-A Architecture; C# 06-007-08-02**

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

- ii) **Approval of request for payment invoice no. 30 in the amount of \$26,850.22 from V-A –Architecture, contracted architect for “Juvenile Justice Center” C#00-117-04-10**

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

- c) **Other related issues;**

NO ACTION taken on this item.

At this time the Court moved to item #8.

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 of Jury Impanelment Relocation Plan/Project to the Hidalgo County Courthouse Auditorium;

Presentations made.

b) Action necessary on time lines as to completion, including, but not limited to, the following:

i) Under Building & Grounds- the fencing of secured north parking lot area (at the Courthouse) with new re-assignment roster and installation of signs spaces;

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a VOTE of approval to assign two parking spaces per elected official including the D.A., District Clerk, County Clerk and Master Courts.

Commissioner Garza – Abstain.

At this time Commissioner Garza leaves the Court.

At this time the Court moved to item #16-E.

ii) Security Services provider-proposed schedule as requested/required by Hidalgo County (through Risk Management and County Security Dept.)

NO ACTION taken on this item.

iii) Proposed time-line on submission of proposed Penalties and/or Sanctions for violation of Commissioners Court Approved and Adopted Parking Plan;

NO ACTION taken on this item.

c) Approval of implementation date for newly approved Parking Plan for all parking areas (i.e. Courthouse, Courthouse Square, Adm. Bldg., Annexes, etc.);

d) Other related issues;

NO ACTION taken on items c & d.

8. Requesting authority to award bid and approval of contract(s) to low bidder(s) meeting all requirements/specifications for “Purchase of Uniforms and /or Accessories” identified in Attachment “A”.

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

- 9. Requesting authority to reject items listed in Attachment “B” in as much as vendor(s) did not meet specifications for “Purchase of Uniforms and/or Accessories”.**

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

- 10. Requesting authority to re-advertise all items listed in Attachment “B” for “Purchase of Uniforms and/or Accessories”**

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

- 11. Requesting authority to advertise for: “Traffic Road Signs, Accessories and Supplies-Hidalgo County.**

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

- 12. Requesting authority to advertise for “Third Party Administration Services (TPA)” for Hidalgo County’s Self Insured/Self Funded Auto Physical Damage and Auto Liability Program;**

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

- 13. Requesting authority to advertise for the purpose of “Stop Loss Insurance Coverage(s) for Hidalgo County’s Self Insured/Self Funded Auto Physical Damage and/or Auto Liability Program.**

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

B. HIDALGO COUNTY PRECINCT NO. 1-

- 1. Presentation for discussion, consideration, acceptance and approval of request for payment for invoice no. 14 in the amount of \$8,160.00 in connection with Contract No. C-03-048-01-14 for architectural services for the “Renovations of the Multi-Purpose Center (Bldg. 1, 2 & 3)” from Alcocer- Garcia Associates Design Consulting, contracted architect for Precinct No. 1**

On motion of Commissioner Flores, seconded by Commissioner Palacios, 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:**

- a) **Invoice No. 1983 in the amount of \$ 9,815.47**
- b) **Invoice No. 1985 in the amount of \$14,096.40**
- c) **Invoice No. 1988 in the amount of \$13,638.48**

from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2 “Anaya Rd.; N. San Juan Park” with authority for Auditor to issue payment after review, audit processing procedures completed. C#02-137-06-04 & C# 03-167-06-03

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

2. **Presentation for consideration, discussion acceptance and approval of Work Authorization # 4 (with a estimated cost of \$40,857.00) for “South Tower Estates” and Work Authorization # 5 (with estimated cost \$5,600.00) for “Camp Alto” with R. Gutierrez Engineering Corporation to provide engineer services to Hidalgo County Precinct No. 2.**

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

D. HIDALGO COUNTY PRECINCT NO. 4-

1. **Requesting acceptance and approval of Change Order No. 1 (increase) with G.O. Excavating & Construction in the amount of \$480.00 in connection with Morningside Estate Outfall Improvement Project as presented by TEDSI Infrastructure Group. This project is an Interlocal Cooperation Agreement between Hidalgo County Drainage District No. 1 and Hidalgo County.**

NO ACTION taken on this item.

E. HIDALGO COUNTY COLONIA ACCESS PROGRAM PRECINCT NO. 1-

1. **Pursuant to Article 14 (subcontracting and assignment) of contract # CAP-0601-02-22 (subject to TXDOT approval) presentation for discussion, consideration acceptance and approval of a request from project contractor IOC Company L.L.C. for “all proceeds earned and to be earned under contract” to be sent to Sure Tec Information Systems, Inc. Their project disbursing administrator.**

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

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

1. **Presentation for discussion, consideration, acceptance and approval (through project engineer, R. Gutierrez Engineering Inc) of payment application # 3 in the amount of \$70,619.22 submitted by D.M. Roth, Inc. in connection with contract # C-CAP-05-005-06-01 Road Construction of: “Campo Alto Subdivision(s)”**

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

G. HIDALGO COUNTY BUILDINGS AND GROUNDS –

- 1. Requesting authority to advertise and approval of specifications as attached hereto for: “Removal and Installation of a New Fence at the San Carlos Warehouse” RFB**

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

H. HIDALGO COUNTY HEALTH DEPARTMENT –

- 1. Requesting authority to purchase through the Inter local agreement with the Houston-Galveston Area Council (H-GAC) Philpott Motor Co, Port Neches, Tx with specifications attached hereto and as requested by The Health Department for:**

One (1) New Model 2006 V6 Regular Van Truck	\$19,055.25
One (1) New Model 2006 Regular 15-P Club Wagon	\$18,481.25
One (1) New Model 2006 V6 Long Bed ½ Ton Regular Cab Pick up Truck	\$12,229.25
+ H-GAC Admin. Fee	<u>\$ 600.00</u>
Total amount FOB Health Dept.	\$49,765.75

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

- 2. Recommending of bid award and approval of contract (subject to legal review) to sole (current) bidder meeting all specifications as attached hereto for: “Testing Systems and Related Supplies” RFB**

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

I. HIDALGO COUNTY ELECTIONS DEPARTMENT –

- 1. Presentation for discussion, consideration, and action including, but not limited to, the following item in connection with the 498 Shoup Lever Voting Machines.**
 - a) Status of disposition of Hidalgo County Shoup Lever Voting Machines:**
 - i) Declared surplus for purposes of disposition through auction by Commissioners Court on 9/06/05.**
 - ii) Machines approved for Auction by Commissioners Court on 08/02/05 with a minimum acceptable bid of \$125.00;**
 - iii) On 09/27/05 Commissioners waived minimum bid on Shoup Lever Voting Machines inasmuch as, auction of 10/01/05 yielded only 2 machines sold at \$27.50 each;**
 - iv) Auction of 4/22/06, received a bid of \$1.00 per machine, bid was allowed to lapse in order to discuss additional options for disposition with Commissioners Court:**

Presentations made on items i thru iv.

- b) **Requesting authority to remove all motors (110 volt) from Shoup Lever Voting Machines for purpose of auction with minimum acceptable bid of \$ 25.00 .**
- c) **Requesting authority to declare salvage 498 Shoup Lever Voting Machines for the purposes of disposing/selling as scrap metal**

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

J. HIDALGOCOUNTY SHERIFF'S OFFICE –

- 1. **Requesting authority to advertise and approve to auction Abandoned and Unclaimed items on the auction list # 29. As set forth under Texas Local Government Code, Section 263.152 (a) (1) as detailed on Exhibit “A” and attached hereto.**

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

- 2. **Recommending award of bid for “One 2000 or Newer Motor Home (For use as a Command Center)” in the amount of \$40,000.00to sole bidder (Ron Hoover RV and Marine Center) meeting all specifications and/or requirements.**

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

K. HIDALGO COUNTY WIC PROGRAM –

- 1. **Recommending of bid award and approval of contract (subject to legal review) to sole bidder meeting all specifications as attached hereto for: “WIC Program Medical Supplies” RFB**

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

L. 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 adjourn.

15. Sheriff's Office – Capt. Gonzalez: (SEE EXHIBIT T)

A. Requesting approval to extend the Valley View ISD funding for the COPS in School Officer from 05/03/06 to 06/01/06

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

B. Approval of increase in the budget for Acct. #6-1284-421-00-280-026-6 in the amount of \$ 3,525.00 to fund the extension of the position

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

16. Budget & Management – Valde Guerra: (SEE EXHIBIT U)

A. Sheriff's Office:

- 1. Discussion, consideration and action for the continued employment of four (4) positions for Cops in School Grant for the period of 5/4/2006 to 12/31/2006 – this is necessary to fulfill the “full budget cycle” requirement of the grant - the county’s obligation under the Cops in School Grant will be satisfied for the four (4) positions as of 12-31-06, continued employment of the four (4) positions after 12-31-2006 is at the discretion of the court**
- 2. Approval of revised salary schedule**

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

B. 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 \$ 35,107.80 for the period ending 4/01-15/06 including approval of wire transfer**

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

C. Elections Department:

- 1. Discussion, consideration and action to unreserve funds in the amount of \$ 10,000.00 from reserved f/b-Election Dept. Acct. #6-1100-250-10-000-006-0-000**
- 2. Approval of budget amendment to appropriate funds for Election Dept. – travel out of county in the amount of \$ 10,000.00 – this appropriation has no budgetary impact on General Fund balance**

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

D. Interdepartmental transfers:

- 1. CO 2002 Raymondville Drain to CO 2002 – Juvenile Bldg. - \$ 15,559.32**
- 2. Co. Wide Adm. Cont. to WIC - \$ 31.46 (ineligible costs)**
- 3. CO 2004 Health Dept. to 2004 Health Dept. Weslaco Bldg. - \$ 2,260.00**

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

At this time the Court moved to item F.

At this the Court moved to take a 20 minute recess.

At this time the Court moved to reconvene.

E. Approval of Hidalgo County Indigent Care Affiliation Agreement

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

At this time the Court moved back to item #11.

F. Discussion, consideration and possible action regarding a request from the Texas State Guard for financial assistance from Hidalgo County as per Chapter 431.056 of the Texas Local Government Code

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

G. Approval to rescind action taken on 2/14/06 approving Amended and Restated Agreement between the Human Society of the Upper Valley and Hidalgo County**H. Approval of Second Amendment and Restated Agreement between the Humane Society of the Upper Valley, Hidalgo County Chapter Corporation and Hidalgo County**

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

I. IT Department:

- 1. Discussion, consideration and action on Hiring freeze waiver request for slot #0016 Technician II due to existing high workload**

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

At this time the Court moved to the Addendum.

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 V)

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. CL 43,750-D; Ivan Luna vs. Hidalgo County**

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

18. Open Session:

A. Real Estate Acquisition

On motion of Commissioner Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to have the auditor issue a check made out to Atlas & Hall Trustee in the amount of \$518,130.00 for the mile 3 outfall parcel #1 & 2

- B. Consultation with Attorney on litigation associated with New Adult Detention Facility & Law Enforcement Center Project**
- C. Pending and/or potential litigation**

NO ACTION taken on items B & C.

D. CL 43,750-D; Ivan Luna vs. Hidalgo County

Valde Guerra will proceed as directed by the Court on item D.

At this time the Court moved back to item #14.

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 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, MAY 02, 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 with the exception of item #B-1.

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval on item #B-1.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers: (SEE EXHIBIT B)**
 - A. Parking Lot Security**
 - B. HIDTA – Task Force**
 - C. Adult Detention Center**
 - D. Safety Division**
 - E. WIC**
 - F. Elections Department**
 - G. County Treasurer**
 - H. Auxiliary Court**
 - I. Pct. #1 – R & B**
 - J. Pct. #1 – Adm.**
 - K. Pct. #1 – Sanitation**
 - L. Pct. #2 – Grant NSJ**
 - M. Pct. #2 – R & B**
 - N. Buildings & Grounds**
 - O. B & G – C/O 2004**
- 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. Tax Refunds: (SEE EXHIBIT D)**

Taxpayer	Payer	Amount
A. Eduardo & Veronica Smith	Greater South Texas	\$3,231.95
B. Chase Bank of Texas	Chase Bank of Texas	\$3,863.36

5. **Monthly Collection Reports – January: (SEE EXHIBIT E)**
 A. J.P. Palacios \$ 83,017.72
6. **Monthly Collection Reports – February: (SEE EXHIBIT F)**
- | | |
|---------------------------|-----------------|
| A. J.P. Saenz | \$ 40,447.75 |
| B. J.P. Morales | \$ 18,158.25 |
| C. J.P. Contreras | \$ 63,511.13 |
| D. J.P. Trevino | \$ 74,911.75 |
| E. J.P. Garza | \$ 88,064.59 |
| F. J.P. Ochoa | \$ 86,768.83 |
| G. J.P. Espinoza | \$116,882.57 |
| H. J.P. Jackson | \$ 22,321.01 |
| I. Law Library | \$ 2,045.50 |
| J. Sheriff Trevino | \$ 56,561.10 |
| K. Anzalduas Park | \$ 1,504.00 |
| L. Delta Lake | \$ 848.00 |
| M. Constable Avila | \$ 2,088.40 |
| N. Constable Alaniz | \$ 280.00 |
| O. Constable Gallardo | \$ 1,010.00 |
| P. Constable Rios | \$ 520.00 |
| Q. Constable Bazan | \$ 440.00 |
| R. Fire Marshal | \$ 2,495.00 |
| S. Tax Assessor/Collector | \$18,848,262.16 |
7. **Processing Fee Reports – February: (SEE EXHIBIT G)**
 A. District Attorney \$235,303.44
8. **Urban County: (SEE EXHIBIT H)**
 A. Request approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program. (2 Families)
9. **County Treasurer: (SEE EXHIBIT I)**
 A. Quarterly Investment Report ending March 31, 2006
10. **Purchasing Department: (SEE EXHIBIT J)**
 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 |
|------------------------------------|------------------|-----------|------------|-----------------------------|
| State of Texas DIR Program | | | | |
| <u>TBPC CISV Program</u> | | | | |
| 88437 | Sheriff’s Office | HP Direct | \$1,221.00 | 6-1100-421-00-280-001-0-745 |
| Color Laserjet Printer | | | | |
| 88441 | Sheriff’s Office | HP Direct | \$ 349.00 | 6-1100-421-00-280-001-0-665 |
| HP JetDirect Ethernet Print Server | | | | |
| 88575 | Auditor’s Office | CDW-G | \$1,259.91 | 6-1100-415-21-170-001-0-665 |
| APC Smart-UPS 1500VA USB | | | | |
| 88645 | Health Dept | Compusa | \$ 487.88 | 6-1100-441-00-340-001-0-664 |

Cable accessories to connect a projector

88835 I.T. Dept CDW-G \$ 396.00 6-1100-415-00-200-002-0-661

(2) Hitachi 6GB Microdrive with PC Card Adapter

B. HIDALGO COUNTY BUILDINGS & GROUNDS DEPARTMENT –

- 1. Requesting authority to enter into a Contribution-In-Aid-Of-Construction Agreement for Electric Distribution Service with AEP Texas Central Company to install lights at the County Courthouse in the total amount of \$1,887.39.**

C. HIDALGO COUNTY HUMAN RESOURCES DEPARTMENT –

- 1. Requesting authority to enter into a Maintenance Agreement for service on a Toshiba Copier with Office Communications Systems, Inc. on Req #88345 in the total amount of \$780.00/yr.**

**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, MAY 02, 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 W)

1. Roll Call

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

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 \$ 480.00 increase and approval of 1st & Final Pay Request for G.O. Excavation & Construction, in the amount of \$ 45,480.00 (Morningside Estates Subdivision – as per Interlocal Agreement with Pct. 4, approved on 9-13-05)

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

5. Purchasing Department:

NOTES: A. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE FORWARDED TO HIDALGO COUNTY DRAINAGE DISTRICT – CONTRACT’S MANAGER

- 1) Pursuant to the Local Government Code 262.026(a), notification to Board of bid extension on bid no. 06-010-04-26- “Hidalgo County Drainage District No.1- Refurbish Mission Inlet Sluice Gates- Phase I” Project, as recommended by project engineer.**

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

- 2) Presentation for discussion, consideration, acceptance and approval of the negotiated “Letter of Engagement” with Estrada & Hinojosa Investments Bankers in connection with the “Financial Advisory Services” for Hidalgo County Drainage District No. 1**

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.

6. 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**

7. Open Session:

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

8. Closed Session:

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

9. Open Session:

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

10. 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, MAY 02, 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. Utility Permit:**
 - A. City of Pharr – “I” Rd. & Hall Acres Rd.**

**County of Hidalgo
RAMON GARCIA
COUNTY JUDGE**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on TUESDAY, MAY 2, 2006 at 10:00 A.M., in the Commissioners' Courtroom of the Administration Building, 100 E. Cano, First Floor, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

ADDENDUM

1. Hidalgo County – Health Insurance Division: (SEE EXHIBIT X)

A. Presentation by Gary Looney, Sr. Vice President, Alamo Insurance Group, Inc., Hidalgo County's health insurance consultant, of the county's Health Plan Review.

Presentation made by Mr. Gary Looney.

At this time the Court moved to Executive Session.

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 02nd day of May, 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 May 02, 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