

**SPECIAL MEETING – MAY 23, 2006**

**BE IT REMEMBERED, that on this 23<sup>rd</sup> 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:**

<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>

**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 23, 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.

**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.

At this time Judge Garcia requested a moment of silence in honor of fallen U.S Marine Benito Antonio Ramirez.

**4. Open Forum**

Virginia Townsend – Concerning a bill for Dick Wade.

Fern McClaugherty – Concerning wireless connection card and cell phones.

**5. Approval of Consent Agenda**

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

At this time the Court moved to item #18-C.

**6. County Treasurer – Norma Garcia: (SEE EXHIBIT H)**

**A. Presentation by John Jagou – Texas County & District Retirement System**

Presentation made by John Jagou.

**B. Discussion, consideration and possible action on setting County Policy for Post-retirement employment with Hidalgo County**

On motion of Commissioner Palacios, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval with the correction of excluding the entry level rehiring.

**C. Adoption of new employee processing for the following purposes: Orientation, Payroll, Insurance, Workers' Compensation, Safety and Picture I.D.**

NO ACTION taken on this item.

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

**A. Requesting authorization and approval to accept the attached Office of Border Health Grant Contract (EWIDS) #74600071762006 Attachment #9 in the amount of \$ 253,300.00 for the period 5/15/06 to 8/31/06**

**B. Requesting authorization and approval of the attached Office of Border Health Grant (EWIDS) Budget & Salary Schedules for the period 5/15/2006 to 8/31/2006**

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

**C. Requesting authorization and approval to waive hiring freeze for slot #003-011, Clerk Manager to replace employee in Weslaco Clinic who will retire effective 5/31/06**

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

**8. Planning Department – Raul Sesin: (SEE EXHIBIT J)**

**A. Preliminary Approval:**

- 1. Palace Station Subdivision Phase 2 – Pct. 4 (Richard Garza)**
- 2. Chapins Corner Subdivision – Pct. 4 (Antonio Villarreal)**

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

**B. Final Approval:**

- 1. Eduardo's No. 4 Subdivision – Pct. 3 (Aniceto Yzaguirre)**
- 2. Pena Bella Subdivision – Pct. 1 (Arcadio Pena)**

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

**C. Final Approval with a Letter of Credit:**

- 1. Sahara Estates Subdivision – Pct. 4 (Richard Garza)**
- 2. Sunset Station Subdivision – Pct. 4 (Richard Garza)**

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

**9. District Attorney's Office – Dick Wade: (SEE EXHIBIT K)**

**A. Approval to authorize payment of claim for the following:**

- 1. James R. Wade (for Inv. #149536 from Hentzenwerke Publishing, Inc. in the amount of \$ 71.25)**

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

**10. Head Start – Teresa Flores: (SEE EXHIBIT L)**

**A. Discussion/approval of Hidalgo County Head Start Program 2006-2007 Program Plans:**

- 1. Education Services**
- 2. Family Services**
- 3. Health Services**
- 4. Mental Health Services**
- 5. Nutrition Services**
- 6. Special Services**
- 7. Transition Services**
- 8. Transportation Services**

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

**B. Discussion/approval of Program Calendar for Program Year 2006-2007**

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

At this time Commissioner Flores steps out of the Court.

**C. Discussion/approval to disperse summer paychecks to staff intending to resign as of the last summer leave day**

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

**D. Discussion/approval to advertise for sealed bids on lawn care for all Head Start Facilities**

**E. Discussion/approval to advertise for sealed bids on:**

- 1. Air Conditioning Maintenance Repairs**
- 2. Plumbing Repairs**

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

**F. Discussion/approval to request to purchase janitorial/industrial supplies through the Hidalgo County's Membership/Participation with the Texas Association of School Board (TASB) Buyboard's Multiple Awarded Vendors, Gulf Coast Paper Company, Corporate Express of Texas, Inc., Made-Rite Janitorial Supply and Matera Paper Co., LTD**

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

**G. Discussion/approval to advertise for Request for Qualifications (RFQs) for the following:**

- 1. Medical & Dental Providers**
- 2. Mental & Health Providers**
- 3. Special Services Providers**

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

**H. Discussion/approval of Interlocal Agreement between the Edinburg Housing Authority and Hidalgo County Head Start Program**

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

**I. Discussion/approval to redistribute funded enrollment to meet licensed capacity and to accommodate children enrolled in McAllen III Head Start Center and to address shifting population growth at other centers**

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

**J. Discussion/approval for permission to advertise for bids for moving McAllen III Head Start Center to a location that is most advantageous to the program**

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

**K. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (a)(4) for professional services for the relocation of McAllen III Head Start Center**

**L. Discussion/approval to award a professional architect contract to Rike, Odgen, Figueroa, Alex Architects, Inc. for services needed for the relocation of McAllen III Head Start Center**

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

**M. Requesting authority to solicit proposals from AJOCs (Awarded Area Job Contractors – Centennial Contractor Enterprises, Inc., and JAMAIL) through Hidalgo County’s Membership with TCPN and TASB to provide services for the relocation of McAllen III Head Start Center**

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

**11. Urban County – Diana Serna: (SEE EXHIBIT M)**

- A. Approval to award a Construction Contract to McAllen Refrigeration for the installation of air conditioning for the Expansion of the Hidalgo Public Library using the City of Hidalgo Urban County Program Public Facilities funding from Year 14 (2001), Year 17 (2004) and Year 18 (2005) in the amount of \$61,841.00.**
- B. Approval to award a Construction Contract to Juan Moncivias for 40 custom made computer desks (includes materials, labor, & installation), custom made kitchen cabinets (includes materials, labor & installation) and trim work (labor and installation only) for the Expansion of the Hidalgo Public Library using the City of Hidalgo Urban County Program Public Facilities funding from Year 14 (2001), Year 17 (2004) and Year 18 (2005) in the amount of \$17,200.00.**
- C. Approval to award a Construction Contract to Rio Grande Steel for the purchase and installation of foundation and masonry steel for the Expansion of the Hidalgo Public Library using the City of Hidalgo Urban County Program Public Facilities funding from Year 14 (2001), Year 17 (2004) and Year 18 (2005) in the amount of \$10,036.48.**
- D. Approval to award a Construction Contract to BenRio Electric to do electrical work for the Expansion of the Hidalgo Public Library using the City of Hidalgo Urban County Program Public Facilities funding from Year 14 (2001), Year 17 (2004) and Year 18 (2005) in the amount of \$46,300.00.**

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

- E. Approval to recapture Urban County Program funds (up to \$1,202,833.97) from cities with expenditure ratios exceeding their 1.5 allocation on April 30, 2006 and award funds to the Precinct in which the city is located for use by the city for on-going projects or by the Precinct for eligible projects within the Precinct.**

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

At this time Commissioner Flores returns to the Court.

- F. Requesting signature approval for the Urban County Program Revolving Loan Account.**

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

- G. Approval to request assistance from Hidalgo County Auditor's Office to review Urban County Program Community Housing Development Organization (CHDO) records.**

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

- H. The Urban County Program is requesting authorization for the County Judge to sign the Request for Release of Funds and Certification for the FY 2005-HOME Funds for Community Development Corporation of South Texas, Inc. (CDCST), a Community Housing Development Organization (CHDO) in the amount of \$220,000.**

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

- I. Consider awarding bids for the demolition and the reconstruction of two (2) units in the Countywide area. The first bid award is in the total amount of \$40,900 to GMH Construction and the second in the total amount of \$47,800.00 to J.D. Villarreal Construction.**

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

- J. Requesting approval to cancel application for Alfredo and Virginia Fuentes, due to refusal to abide by Urban County Program's policy.**

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

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

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

NO ACTION taken on this item.

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

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

- A. Status of renovations of administration building**  
**B. Status of other ongoing county owned building construction, renovation repair projects**  
**C. Report of unanticipated, or emergency situation occurring since last agenda meeting**

Presentation made by Daniel Flores.

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

- A. Discussion and possible action for approval of Interlocal Agreement between the City of Hidalgo, Texas and the County of Hidalgo (South McColl Rd. Project)**

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

**15. Pct. #3 – Comm. Flores: (SEE EXHIBIT Q)**

- A. Requesting approval to name an unnamed road in Hidalgo County Pct. #3 as Palmarina Street (road located in Palmarina Subdivision) as requested by Lower Rio Grande Valley Development Council**

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

- B. Requesting authorization of payment to Mission Western Wear in the amount of \$ 139.98 with authority for County Auditor to process payment after review and auditing procedures are completed**

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

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

- A. Presentation for consideration, discussion, acceptance and approval of Work Authorization #18 (with a proposed fee of \$5,000.00) with TEDSI Infrastructure Group to provide engineer services to Hidalgo County Pct. #4 with “Tex-Mex BTW. 84<sup>th</sup> thru 87<sup>th</sup> “ (School Zone Area) in San Carlos**

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

**17. 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:**

<b>1. New Hidalgo County Jail:</b>	<b>Total inmate population:</b>	<u>1075</u>
Physical Count:	<u>1055</u>	Males (in house) <u>1055</u>
Out of County Facility	<u>19</u>	Females (in house) <u>19</u>
La Villa.	_____	
Brook’s Co.	_____	Federal Prisoners <u>19</u>
Frio Co.	_____	
Other: (n/c)	<u>19</u>	
Adj. / Sentenced to TDC	<u>124</u>	Total Paper Ready TDC <u>53</u> No. over 45 days <u>11</u>
		Pending Paperwork/Courts _____
		Pending Charges/Courts _____

- 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;**

NO ACTION taken on this item.

- b) Other related items;**

NO ACTION taken on this item.

- c) **Approval of Request for Payment Invoice No. 5924 in the amount of \$5,825.07 from L&G Engineering Laboratory, LLC, contracted Material Testing Engineer for “New Adult Probation Facility” and certified for payment by project architect, Rike Ogden Figueroa Alex Architects Inc.; C-#06-096-12-20**

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

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 items;**

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 the Hidalgo Count Courthouse;**
- a) **Report of Jury Impanelment Relocation Plan/Project to the Hidalgo County Courthouse Auditorium;**

Presentation made.

- b) **Approval of “Effective Date” for the full implementation of the Commissioners Court approved Parking Plan for Hidalgo County with recommended date of June 19, 2006;**

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

- c) **Other related issues;**

NO ACTION taken on this item.

8. **Requesting authority to cancel and authority to re-advertise for “Purchase of Clothing, Uniforms and/or Accessories” due to additional items requested by several County departments within the last week (i.e. water boots, raincoats, pants).**

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

9. **Presentation for discussion, consideration, acceptance and approval of request for payment for invoice no. 14357 in the amount of \$6,666.67 for services rendered after (10/05/05-1/31/06), expiration of extension term (9/30/05) from MGT of America, Inc., contracted consultant firm for “Step and Grade Consulting Firm”.**

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

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

1. **Requesting authority to advertise for “Construction of Boring of 48-Inch Steel Casing and Miscellaneous Items for McColl Road”**

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

2. **Requesting authority to advertise for “Construction of Lime Treated Flexible Base, Hot Mix Asphaltic Concrete Pavement, Concrete Curb and Gutter, Pavement Marking, Signing and Miscellaneous Items for McColl Road”**

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

3. **Approval of request for payment no. 1 in the amount of \$102,843.44.00 from Oscorp Construction and Development, Inc., contracted vendor for “Construction of Two (2) restrooms and One (1) Concession Stand for Hidalgo County Pct. 2 N. San Juan Park” and certified for payment project architect, V-A Architecture; C# 06-062-03-21**

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

4. **Requesting approval of Change Order No. 4 (additional 21 days) from S&G Paving Company, contracted for road project “South I Road” as recommended by project engineer, R. Gutierrez Corporation, authority for County Judge or Presiding Comm. Court Officer to execute document.**

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

5. **Presentation for discussion, consideration, acceptance and approval of Request for Payment Invoice No. 7 (Final Payment) in the amount of \$4,801.78 and Payment Invoice No. 8 (Retainage Release) in the amount of \$34,692.98, form S&G Paving Company, contracted for road project “South “I” Road” as recommended by project engineer, R. Gutierrez Corporation.**

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

**C. HIDALGO COUNTY PRECINCT No. 3 –**

- 1. Presentation for discussion, consideration, acceptance and approval of a transfer of one (1) 2001 Ford F250 Pickup with VIN # IFTNF20L81EC20596 with an inventory value of \$ 17, 526.53 from United States Department of Agriculture (USDA), Animal Plant Health Inspection Services (APHIS), Veterinary Services (VS) to Hidalgo County Precinct No. 3 (road and bridge division) including executing the required document titled “Report of Transfer or Other Disposition or Construction of Property” by County Judge or Presiding Officer.**

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

- 2. Requesting exemption form competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) ‘... a Professional Service’ with Javier Hinojosa Engineering , Inc., for “Paula Drive & Drainage Improvements” for Hidalgo County Precinct No. 3**

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

- 3. Authority to negotiate a “Professional Engineering Service Contract” with the No. 1 ranked firm: Javier Hinojosa Engineering, Inc., for “Paula Drive & Drainage Improvements” for Hidalgo County Precinct No. 3.**

On motion of Commissioner Flores, seconded by Commissioner Palacios, 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 Dannenbaum Engineering, Inc. for “The Continuation of the Countywide Landfill Project” for Hidalgo Count Precinct No. 3**

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

- 5. Authority to negotiate a “Professional Engineering Service Contract” with the No. 1 ranked firm: Dannenbaum Engineering, Inc for “The Continuation of the County wide Landfill Project” for Hidalgo County Precinct No. 3.**

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

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

- 1. Presentation for discussion, consideration, acceptance and approval (through project engineer, R. Gutierrez Engineering Inc.) of payment application # 7 in the amount of \$21,471.24 submitted by D. M. Roth, Inc., in connection with contract # C-CAP -05-008-06-15 road construction of: "South Tower Estates Subdivision(s)"**

NO ACTION taken on this item.

- 2. Requesting approval of Change Order No. 3 for an additional 20 calendar days in connection with: Contract # CAP- C-05-008-06-15 "Construction of Roads for South Tower Estates Subdivision(s)" awarded to D.M. Roth, Inc. (as submitted and recommended by project engineer, R. Gutierrez, Inc.,)**

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

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

- 1. Presentation for consideration, discussion, acceptance and approval to solicit proposals from Centennial and/or Jamail (awarded area job contractor's (AJOC) through the County's participation/membership with TCPN & TASB respectively ) for the provision of labor and materials for:**
  - a) New electrical service to existing MSB at Delta Section Building (former jail)**
  - b) Interior renovations of a county owned building, aka, the Bennet Building**
  - c) Wall and ceiling renovations to IT/County Clerk Dept., due to water leakage of 5/05/ & 1/06.**

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

- 2. Presentation for discussion, consideration and approval to utilize Tandus US Inc. for the purchase of commercial 18 oz. carpeting and installation for any departments requiring carpeting through our membership/participation with Texas Building & Procurement TXMAS Program (contract No. TXMAS -721A060 state pricing).**

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

At this time Commissioner Palacios steps out of the Court.

**F. HIDALGO COUNTY CONSTABLE PRECINCT NO. 1 –**

- 1. Requesting authority to purchase “Police Equipment”, as listed below, through the Texas Building and Procurement Commission (TBPC) Surplus Property Division for equipment surpluses by the Texas Department of Public Safety for Hidalgo County Constable Precinct No. 1 Total price \$ 1, 885.00.**

<b>QTY</b>	<b>Description</b>	<b>Unit Price</b>	<b>Extension</b>
<b>1</b>	<b>Crown Victoria Center Console</b>	<b>\$75.00</b>	<b>\$ 75.00</b>
<b>5</b>	<b>Syntor System 9000</b>	<b>\$ 50.00</b>	<b>\$ 250.00</b>
<b>3</b>	<b>Syntor 9000 Siren</b>	<b>\$ 20.00</b>	<b>\$ 60.00</b>
<b>3</b>	<b>System 9000 Control Head</b>	<b>\$ 20.00</b>	<b>\$ 60.00</b>
<b>4</b>	<b>Eyewitness in Car Camera</b>	<b>\$300.00</b>	<b>\$1,200.00</b>
<b>1</b>	<b>Code 3 MX-7000 Refurbished Light bar</b>	<b>\$200.00</b>	<b>\$ 200.00</b>
<b>1</b>	<b>Aero stick Controller</b>	<b>\$ 40.00</b>	<b>\$ 40.00</b>
	<b>Total</b>		<b>\$1,885.00</b>

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

- 2. Authority for auditor to issue a manual check, to be hand delivered to the Texas Building and Procurement Commission in the amount of \$ 1,885.00 in order to pick up equipment.**

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

**G. HIDALGO COUNTY IT DEPT. / DA’S OFFICE/PURCHASING –**

- 1. Requesting approval to purchase one (1) Wireless Connection Card to be assigned to Jorge Salazar (at no cost to the County after credits applied to \$179.99-\$150.00 credit and \$30.00 credit) through Sprint’s Contract with the State of Texas DIR Texan 2000 Program cellular phone awarded vendor (Sprint) for a monthly service charge of \$60.00 with unlimited usage.**

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

- 2. Presentation for discussion, consideration and approval to transfer cell phone equipment (currently not being used by the 93rd District Court to Purchasing Department for office use. (Note: Transfer will be reversed upon 93<sup>rd</sup> request).**

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

**H. HIDALGO COUNTY SHERIFF'S OFFICE-**

- 1. Requesting authority to advertise and approval of draft as attached hereto for "Service and Maintenance to the Adult Detention Electronics System" project.**

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

At this time the Court moved to the Addendum.

**I. 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.

**18. Budget & Management - Valde Guerra: (SEE EXHIBIT T)****A. Revision of Open Forum Policy**

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

**B. Discussion, consideration and action on Interlocal Agreement between Hidalgo County Drainage District and Hidalgo County (storm drain system – new Adult Probation bldg.)**

NO ACTION taken on this item.

At this time the Court moved to item D.

**C. Presentation for discussion, consideration and approval for a "Resolution with Respect to Financing Certain Facilities for Rio Grande Valley Sugar Growers, Inc., in Hidalgo County, Texas by the Rio Grande Regional Water Economic Development Corporation"**

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

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

**D. Health Insurance Division:**

**1. Discussion, consideration and approval to transfer \$ 445,925.59 to the Hidalgo County Health Insurance Claims Bank Account for Health Insurance Claims paid for the following periods:**

- **May 02, 2006 thru May 08, 2006**
- **May 09, 2006 thru May 15, 2006**

**2. Approval of wire transfer to cover the claims paid**

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

**E. Interdepartmental transfers:**

- 1. Co. Wide Adm. Cont. to WIC - \$ 750.00 (ineligible costs)**
- 2. Co. Wide Adm. Cont. to Elections - \$ 266,684.29 (election poll workers)**

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

- 3. Co. Wide Adm. Cont. to Computer Dept. - \$ 3,000.00 (computer equip.)**
- 4. Co. Wide Adm. Cont. to PBX - \$ 14,757.76 (telephone bills)**

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

**F. Interfund transfers:**

- 1. Pct. #2 R & B (roads) to Pct. #4 R & B (roads) - \$ 100,000.00 (loan)**

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

- 2. Sheriff's 2004 CO to Sheriff's 2002 CO - \$ 194.00 (vehicle acquisition cost)**

NO ACTION taken on this item.

**G. Budget Amendments:**

- 1. Appropriate reimbursement from Urban County to Pct. #2 (Anaya Rd. Project)**

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

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

**19. 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. Pending and/or potential litigation**
- C. CL-06-1128-A; Gallegos Electric vs. Hidalgo County**
- D. Moreno vs. Hidalgo County Health Department – TWCCRD Complaint #1A60193-S**

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

At this time Commissioner Palacios returns to the Court.

**20. Open Session:**

- A. Real Estate Acquisition**

NO ACTION taken on this item.

- B. Pending and/or potential litigation**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to have Valde Guerra to proceed to obtain a subrogation for County of Hidalgo vs Norma E. Almansa.

- C. CL-06-1128-A; Gallegos Electric vs. Hidalgo County**
- D. Moreno vs. Hidalgo County Health Department – TWCCRD Complaint #1A60193-S**

NO ACTION taken on items C & D.

**21. Closed Session:**

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

**22. Open Session:**

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

**23. Adjourn**

On motion of Commissioner Handy, 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, MAY 23, 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 Palacios, seconded by Commissioner Handy, 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. Right of Way**
  - B. Sheriff's Department CO 2004**
  - C. Budget & Management (2)**
  - D. J.P. Pct. #3, Pl. 1**
  - E. J.P. Pct. #4, Pl. 1**
  - F. County Auditor**
  - G. Planning Department**
  - H. D.A. – Gen. Fund**
  - I. County Clerk (2)**
  - J. HIDTA – 2005 Grant Funds**
  - K. Elections Department**
  - L. Sheriff's Office**
  - M. Fire Marshal's Office**
  - N. D.A. Inv. Fund (2)**
  - O. Health – Bioterrorism Grant**
  - P. Pct. #1 – CAP**
  - Q. Pct. #1 – GED**
  - R. Pct. #1 – Adm.**
  - S. Pct. #1 – R & B**
  - T. Pct. #2 – Parks**
  - U. Pct. #2 – TXDOT ROW**
  - V. Pct. #2 – CO 2001**
  - W. Pct. #3 – Landfill**
  - X. Pct. #3 – Park**
  - Y. Public Defenders**

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. **Valley Telephone Coop – Hwy 281 north side of FM 490**
- B. **Pie Grande, Inc. – west of Sam Fordyce Rd.**
- C. **North Alamo Water Supply – Mile 4 West & Fm 1925**
- D. **North Alamo Water Supply – Bus. 83 & Whalen Rd.**
- E. **North Alamo Water Supply – FM 1015 & Mile 13 ½ Rd.**
- F. **North Alamo Water Supply – Mile 4 West & FM 1925**
- G. **Southwestern Bell – along Rooth Rd.**
- H. **Southwestern Bell – Mile 2 & Moorefield Rd.**
- I. **Southwestern Bell – Mile 2 Rd. (Taurus Estates No. 10)**
- J. **Sharyland Water Supply – Mile 17 ½ & Rooth Rd.**
5. **Monthly Processing Fees Report – April:** (SEE EXHIBIT E)
- A. **District Attorney - \$ 183,852.99**
6. **Urban County:** (SEE EXHIBIT F)
- A. **Request approval to enter into a “Homebuyer Assistance Program” Contract under the Home Program for two (2) families.**
- B. **Request for approval of two (2) applicants in the County Wide area under the HOME Homeowner Occupied Housing Rehabilitation Program.**
7. **Purchasing Department:** (SEE EXHIBIT G)
- 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><u>TBPC CISV Program</u></b> |                  |               |          |                             |
| 89294                           | I.T. Dept        | PC Mall       | \$572.05 | 6-1100-415-00-200-002-0-665 |
| 89554                           | Adult Probation  | CDW-G         | \$558.59 | 6-1297-423-00-320-002-6-662 |
| 89629                           | Tax Office       | CDW-G         | \$422.99 | 6-1100-415-15-140-001-0-665 |
| 89630                           | Tax Office       | CDW-G         | \$412.99 | 6-1100-415-15-140-001-0-665 |
| 89630                           | Tax Office       | CDW-G         | \$522.00 | 6-1100-415-15-140-001-0-667 |
| 89669                           | Budget & Safety  | S.J.S.        | \$115.00 | 6-1100-419-50-230-001-0-665 |
| 89689                           | Sheriff’s Office | CDW-G         | \$191.99 | 6-1100-421-00-280-001-0-665 |
| 89700                           | HIDTA            | CDW-G         | \$499.00 | 6-1291-412-00-270-002-0-667 |
| 89721                           | District Clerk   | CDW-G         | \$616.00 | 6-1100-412-00-090-001-0-665 |
| 89724                           | HIDTA            | CDW-G         | \$298.00 | 6-1291-412-00-270-002-0-667 |
| 89739                           | Health Dept      | Milestek, Inc | \$391.95 | 6-1100-441-00-340-001-0-664 |
| 89903                           | I.T. Dept        | S.J.S.        | \$340.00 | 6-1100-415-00-200-002-0-664 |
- B. **HIDALGO COUNTY PRECINCT NO 2 –**
1. **Requesting authority to enter into a 36 month lease agreement with Xerox for a CC123 Digital Copier through their TBPC State Contract 985-A3 for Req #90042 in the amount of \$134.38/mo.**

**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 23, 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 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 to pay application no. 1 submitted to Centennial Contractors Enterprises, Inc., in the amount of \$ 68,292.19 for the construction of the District Administrative Building**

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

**5. Approval of change order #2, decrease of \$ 3,200.00 for liquidated damages at \$ 200.00 per day on an overage of sixteen (16) days on the U.S. 281 Outfall Irrigation Line Adjustment**

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

**6. Approval pay request #2 (retainage release) to J.V.L. Utility Construction L.L.C. in the amount of \$ 6,300.00 for US 281 Outfall Irrigation Line Adjustment**

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

**7. Resolution approving a lease purchase agreement for the acquisition of personal property with Caterpillar Financing Service**

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

**8. Resolution approving a lease purchase agreement for the acquisition of personal property with First Continental Leasing**

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

**9. Approval to declare surplus a 0.36 acre tract of land out of lot 199, Kelly-Pharr Subdivision Hidalgo County according to map thereof recorded in vol. 3 pages 133-134**

NO ACTION taken on this item.

**10. Approval of Interlocal Cooperation Agreement between Hidalgo County Drainage District #1 and Hidalgo County as it relates to drainage facility located at 3100 S. 281 (Hidalgo County Adult Probation Department)**

NO ACTION taken on this item.

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

**11. 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**

NO ACTION taken on items A & B in Close Session.

**12. Open Session:**

- A. Real Estate Acquisition**

NO ACTION taken on this item.

- B. Pending and/or potential litigation**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Board made a UNANIMOUS vote of approval to have Godfrey Garza to proceed as directed by the Board.

**13. Closed Session:**

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

**14. Open Session:**

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

**15. Adjourn**

On motion of Commissioner Handy, seconded by Commissioner Palacios, 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 23, 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 Handy, 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. Enrique Garza – Paseo Del Mesquite Subdivision**
  - B. City of McAllen – Tiffany Estates Subdivision**

**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 23, 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:**

**ADDENDUM**

**1. Purchasing Department – Hidalgo County: (SEE EXHIBIT W)**

- A. Presentation for discussion, consideration and action on a request from a participation to extend Hidalgo County's RFP for: "Excess Worker's Compensation Insurance" project acceptance date from May 31, 2006 to June 13, 2006 (as permitted under 262.026 (a) to allow the County more time to provide complete information to participants and allow sufficient time to underwriters to forward to forward quotations to agents and thus submit their proposals to the County on a timely basis.**

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

At this time the Court moved back to item #18.

*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 23<sup>rd</sup> 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 23, 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