

**SPECIAL MEETING – MAY 30, 2006**

**BE IT REMEMBERED, that on this 30<sup>th</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>
<b>HONORABLE OSCAR L. GARZA JR.</b>	<b>COMMISSIONER, PRECINCT NO. 4</b>

**and EDDY TREVINO, COUNTY CLERK & EX-OFFICIO CLERK OF THE COMMISSIONERS' COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:**

**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 30, 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 15 minutes late.

**2. Pledge of Allegiance**

Commissioner Handy led the Court and Audience in the Pledge of Allegiance.

**3. Prayer**

Commissioner Handy led the Court and Audience in Prayer.

**4. Open Forum**

Russell Voss – Concerning the landfill in Donna.

Jimmy Steinger – Concerning the BFI Landfill.

At this time Commissioner Garza arrived.

Carol Montes – Concerning County Employees who have car allowance are talking county vehicles home.

**5. Approval of Consent Agenda**

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

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

- A. Request approval of payment in the amount of \$8,550.00 to MDN Enterprises for the purchase of 300 water meters to be installed within the City of Edcouch. Urban County Program Year 15 (2002) Water/Sewer Improvements funds, recaptured by Precinct #1, will be utilized.**

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

- B. The Urban County Program Administration requests approval for the forfeiture of \$347,701.00 in the FY 19 (2006) CDBG funds allocated to the City of Donna, participating in the Urban County Program for failure to prepare and submit their certified city audit. Forfeited funds shall be transferred to Hidalgo County Precinct No. 1, which city belongs in.**

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

7. **HIDTA – Task Force – Dora Munoz: (SEE EXHIBIT H)**

- A. Requesting approval to transfer surveillance equipment from the Unified Narcotics Intelligence Task Force (HIDTA), Cameron County to the Hidalgo County HIDTA Task Force**

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

8. **County Clerk's Office – Annette Muniz: (SEE EXHIBIT I)**

- A. Approval of one (1) new change fund for Weslaco Substation in the amount of \$ 100.00**

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

9. **Sheriff's Department – Lupe Trevino: (SEE EXHIBIT J)**

- A. Approval to appropriate monies received on a seizure award in the Sheriff's Federal Sharing – U.S. Department of Justice Fund in the amount of \$ 48,379.75**

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

10. **County Judge's Office – Lorie Ochoa: (SEE EXHIBIT K)**

- A. Approval of proclamation honoring the late Senator Lloyd Bentsen from Mission, Texas for his civic contributions**

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

**11. Planning Department – Raul Sesin: (SEE EXHIBIT L)****A. Final Approval:****1. El Tigre Food Store No. 20 Subdivision – Pct. 4 (Carlos Garza)**

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

**B. Partial Release of Letter of Credit:****1. San Cristobal Phase 2 Subdivision – Pct. 4 (William Schwarz)**

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

**12. Emergency Management – Oscar Montoya: (SEE EXHIBIT M)****A. Discussion, consideration and possible action on approval of Emergency Management Plan and Annex A-C and Annex O****B. Authorization for County Judge to sign Emergency Management Plan and Annex A-C and Annex O**

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

**13. 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.

**14. 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.

At this time Commissioner Garza steps out of the Court.

**15. Pct. #2 – Comm. Palacios: (SEE EXHIBIT P)****A. Approval of Resolution honoring Tomas Perez, Jr.**

NO ACTION taken on this item.

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

- A. Requesting approval of Amending Interlocal Cooperation Agreement between the City of Mission and the County of Hidalgo**
- B. Requesting approval of Interlocal Cooperation Agreement between the City of Palmhurst, County of Hidalgo and the United Irrigation District of Hidalgo County**

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

**17. Right of Way – Joe Pena: (SEE EXHIBIT R)**

- A. Authorization for surveys, title report, appraisals and acquisition of additional right of way for the FM 88 Outfall Project on FM 88 between Mile 12 ½ and Mile 13 Rd.**

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

At this time Judge Garcia steps out of the Court.

**18. 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**

**(continuation – Purchasing Department)**

- 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>1114</u>
Physical Count:	<u>1089</u>	Males (in house) <u>1007</u>
Out of County Facility	<u>25</u>	Females (in house) <u>82</u>
La Villa.	<u>5</u>	
Brook’s Co.	<u>      </u>	Federal Prisoners <u>15</u>
Frio Co.	<u>      </u>	
Other: (n/c)	<u>20</u>	
Adj. / Sentenced to TDC	<u>129</u>	Total Paper Ready TDC <u>72</u> No. over 45 days <u>8</u>
		Pending Paperwork/Courts <u>      </u>
		Pending Charges/Courts <u>      </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) **Acceptance and approval of, including, but not limited to, the following payment request;**
  - i) **Application and Certificate for Payment #11 in the amount of \$,1340,152.00 from Descon Construction, L.P., (contracted vendor for the construction of the New Juvenile Justice Center) and as 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) Request for Payment #31 in the amount of \$16,523.22 and Invoice No 32 (Reimbursable) in the amount of \$1,145.25 from V-A Architecture, contracted project architect for the design and construction of the new Juvenile Detention Facility; C#00-117-04-10**

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

- iii) Invoice #59889 in the amount of \$14,247.13 from L & G Engineering Laboratory, LLC, contracted materials testing firm for the construction of the New Juvenile Detention Facility and as certified for payment by project architect, V-A Architecture; C# 05-299-08-16**

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

**c) Other related items;**

NO ACTION taken on this item.

- 7. Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provided in contract) with Valley Caliche Products, Inc. C #05-123-08-02 and Frontera Materials, Inc. C #05-123A-08-02 for Crushed Caliche.**

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

- 8. Requesting authority to advertise and approval of draft specifications for “Repairs, Removal & Installation of Radios & Other Emergency Equipment”.**

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

**B. HIDALGO COUNTY PRECINCT NO 1 –**

- 1. 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 “Various R & B and CIP Projects” – Hidalgo County Pct 1**

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

- 2. Authority to negotiate a “Professional Surveying Service Contract” with the no 1 ranked firm: Rio Delta Surveying for “Various R & B and CIP Projects” – Hidalgo County Pct 1**

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

3. **Requesting exemption from competitive bidding requirements under the Texas Local Government code, Section 262.024 (A)(4) ‘...a Professional Service’ with Rodriguez Engineering for “Various R & B and CIP Projects”**

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

4. **Authority to negotiate a “Professional Engineering Service Contract” with the no 1 ranked firm: Rodriguez Engineering for “Various R & B and CIP Projects”**

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

5. **Requesting exemption form competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A)(4) ‘...a Professional Service’ with Leonel Garza, Jr. & Associates**

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

6. **Authority to negotiate a “Professional Appraisal Service Contract” with the no 1 ranked: Leonel Garza, Jr. & Associates for “Various R & B and CIP Projects”**

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:**

- i) **Invoice No 2006 in the amount of \$3,087.36**

- ii) **Invoice no. 20076 in the amount of \$2,272.19**

**from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No 2, “N. San Juan Park; McColl Rd” with authority for Auditor to issue payment after review, audit and processing procedures completed C #00-038-02-08; C#03-167-06-03**

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

2. **Presentation for discussion, consideration, acceptance, and approval of Request for Payment Application No. 2 in the amount of \$164,269.58, from JM Construction, contracted vendor for “Anaya Road” and certified for payment by project engineer, R. Gutierrez Engineering Corporation C#06-079-02-28**

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

**D. HIDALGO COUNTY AUDITORS' OFFICE/IT DEPT. –**

- 1. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024(a)(4) "a professional service" for a short term "Consulting/Support Services" for Hidalgo County's Financial Accounting/SAGE Systems for Hidalgo County Auditor/IT Departments**

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

- 2. Approval of a short term "Professional/Consulting/Support Services Contract" with Lava Concepts & Consulting in an amount not to exceed \$ 7,500.00 for "Consulting/Support Services" for Hidalgo County's Financial Accounting/SAGE Systems for Hidalgo County Auditor/IT Departments**

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

**E. 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 \$19,056.33 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 Flores, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval.

At this time Commissioner Garza returns to the Court.

**F. HIDALGO COUNTY CLERK'S OFFICE –**

- 1. Presentation for discussion, consideration and acceptance of a negotiated contract (with Best and Final Offer included and subject to legal review) with ACS State and Local Solutions, Inc., number one ranked firm meeting requirements for: "Scanning and Indexing of Probate Books".**

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

At this time Judge Garcia returns to the Court.

**G. HIDALGO COUNTY BUDGET & MANAGEMENT SAFETY DIVISION –**

- 1. Presentation for discussion, consideration and approval of a final negotiated Best & Final Offer from Speed Shore for "Equipment Operator" training services RFP 2006-097-03-22-LRM from the sole bidder received (as previously approved by C.C on May 9, 2006).**

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

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

- 1. Recommending of bid (6-120) award and approval of contract (subject to legal review) to the lowest primary and secondary bidders meeting all specifications and requirements and requirements attached hereto for: “Service and Repairs of Chillers & General HVAC Equipment”**

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

- 2. Presentation for consideration, discussion, acceptance and approval to solicit proposals from Centennial and Jamail (awarded area job order contractors (AJOC) through the County’s participation/membership with TCPN & TASB) for the provision of labor & materials for: “Upgrade Electrical Service (convert from two meters to one) at Horizon Building”.**

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

**I. HIDALGO COUNTY COMMUNITY SERVICES AGENCY –**

- 1. Requesting approval to reject all proposals received and authority to re-advertise for:**
  - i) “Repairs, Replacement and/or Retrofit Central Heating and/or Cooling Systems”**
  - ii) Repairs, Replacement and/or Retrofit of Natural Gas and/or Propane Space Heaters and/or Propane Tanks”**
  - iii) “Repairs, Replacement and/or Retrofit Electric, Natural Gas/Propane Water Heaters”**
  - iv) “Repairs, Replacement and/or Retrofit Refrigerators”:**
  - v) “Repairs, Replacements and/or Retrofit Window A/C units and Heat Pump”**

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

**J. HIDALGO COUNTY HISTORICAL COMMISSION –**

- 1. Presentation for discussion, consideration, acceptance and approval of claims/invoices with authority for auditor to issue payment for the items detailed in “Exhibit A” as attached hereto.**

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

At this time Commissioner Flores steps out of the Court.

**K. HIDALGO COUNTY WIC PROGRAM –**

- 1. Presentation for discussion, consideration and approval for Hidalgo County to exercise the option to renew for an additional one (1) year term (as provided in contract) with Antonio Esparza MD Rentals C#03-244-12-23.**

On motion of Commissioner Handy, 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.

**19. Budget & Management - Valde Guerra: (SEE EXHIBIT T)****A. Consent for Atlas & Hall to represent client in unrelated matter**

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

**B. Discussion, consideration and action on Amendment to Sam Houston Project with the City of Edinburg, Edinburg CISD and the County of Hidalgo**

NO ACTION taken on this item.

**C. Approval of request from Hidalgo County Emergency Services District #4 for extension of the date to file annual audit due July 1<sup>st</sup> in accordance with Section 775.082(d) of the Health and Safety Code**

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

**D. 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 \$ 37,986.92 for the period ending 5/1-15/06 including approval of wire transfer**

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

**E. Sheriff's Department:**

- 1. Discussion, consideration and action for the continued employment of one (1) position for COPS in School Grant for the period of 6/2/06 to 12/31/06 – this is necessary to fulfill the “full budget cycle” requirement of the grant (the county’s obligation under the grant will be satisfied for the one (1) position as of 12/31/06; continued employment after 12/31/06 is at the discretion of the court**
- 2. Approval of inter-fund transfer**
- 3. Approval of Revised Salary Schedule**

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

- 4. Discussion, consideration and approval of retro-active pay to employee no. 072028 in the pro-rated amount of \$ 291.11 due to untimely submittal of change of status reflecting correct salary amount of \$ 24,540.48**

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

**F. Interfund transfers:**

- 1. TXDOT Projects – Pcts. 1, 2, 3, 4 (various accts.)**

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

- 2. Co. Wide Adm. to Sheriff's Cops in School Grant - \$ 127,925.92**

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

**G. Interdepartmental transfers:**

- 1. Pct. #3 Rd. Dist. #5 to Pct. #3 R & B - \$ 154,735.03 (other equipment)**
- 2. Computer Dept. 200-002 to IT Dept. 200-001 - \$ 3,000.00 (office supp.)**
- 3. Co. Wide Adm. to Elections Dept. - \$ 22,812.48 (election poll workers/overtime)**
- 4. CO 2002 Juvenile Dept. to CO 2002 - \$ 194.00 (vehicle acq. cost)**
- 5. Fire Marshal from Alamo to McAllen Fire Dept. - \$ 5,000.00**
- 6. Co. Wide Adm. to Planning Department - \$ 6,100.00 (to purchase server)**

On motion of Commissioner Palacios, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #1 thru 6.

**H. Safety Division:**

- 1. Authority for county to proceed with driver eligibility inquiries**

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

- I. Discussion, consideration and action on changing meeting dates of June 13<sup>th</sup>, June 27<sup>th</sup> and July 4<sup>th</sup> from Tuesday to Monday June 12<sup>th</sup>, June 26<sup>th</sup> and July 3<sup>rd</sup> due to certain court members' schedule while attending conferences and due to holiday on July 4<sup>th</sup>**

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

**J. Fire Marshal:**

- 1. Discussion, consideration and approval to submit project worksheet to the Federal Emergency Management Agency (FEMA) for cost incurred for fire response and recovery to protect life**
- 2. Authority for County Judge to sign the required documents: Project Worksheets**

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

**K. Pct. #1 – Sanitation:**

- 1. Discussion, consideration and approval of supplemental pay in the amount of \$ 206.69 per pay period (\$5,374.00 annual) for slot no. 009 (employee no. 064084) effective 5/30/06**
- 2. Approval of Revised Salary Schedule**
- 3. Approval of line item transfer**

**L. County Clerk:**

- 1. Discussion, consideration and approval to increase slot #001-064 from \$ 31,930.00 to \$ 34,060.00, an upgrade of \$ 2,130.00 (employee no. 51519 is being included in the step and grade pay program**
- 2. Approval of Revised Salary Schedule**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on items K-1 thru 3 and L-1 & 2.

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

**20. 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**

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

**21. Open Session:**

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

NO ACTION taken on items A & B.

**22. Closed Session:**

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

**23. Open Session:**

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

**24. Adjourn**

On motion of Commissioner Garza, seconded by Commissioner Handy, 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 30, 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 #2-B.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers: (SEE EXHIBIT B)**
  - A. ROW Department**
  - B. Court of Appeals – NO ACTION taken on this item.**
  - C. County Court #2**
  - D. J.P. Pct. #3, Pl. 2 (2)**
  - E. Adult Detention Center**
  - F. 206<sup>th</sup> District Court**
  - G. Workers' Comp. Division**
  - H. Master Court #2**
  - I. WIC**
  - J. 332<sup>nd</sup> District Court**
  - K. Texas Cooperative Extension**
  - L. HIDTA – Grant Funds**
  - M. Pct. #1 – CAP**
  - N. Pct. #1 – Sanitation**
  - O. Pct. #1 – Adm.**
  - P. Pct. #2 – Adm. (2)**
  - Q. Pct. #2 – R & B**
  - R. Pct. #3 – CAP**
  - S. Pct. #4 – Landfill (2)**
- 3. Planning Department: (SEE EXHIBIT C)**
  - A. Approval of the following Certificates:**
    - Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
    - Certificates of Residence Construction under Local Government Code Section 232.029(c)(1)**
    - Certificates of Water Service Availability under Local Government Code Section (c)(2)**

4. **Urban County:** (SEE EXHIBIT D)

- A. **Request for approval to enter into the Urban County Program Housing Loan Agreement for Jesus Espinoza in the amount of \$33,206.00, and Jose & Maria Solis in the amount of \$33,206.00.**
- B. **Request for approval of four (4) applicants in the County Wide area under the HOME Homeowner Occupied Housing Rehabilitation Program.**

5. **Tax Refunds:** (SEE EXHIBIT E)

- A. **Magic Valley Concrete      Magic Valley      \$3,708.63**
- B. **Audie Earl Ray              Audie Earl          \$2,685.51**
- C. **YPSI-ANN Associates      FED EX              \$7,505.01**

6. **Purchasing Department:** (SEE EXHIBIT F)

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;**

<b>Req</b>	<b>Department</b>	<b>Vendor</b>	<b>Amount</b>	<b>Account Number</b>
<b><u>TBPC CISV Program</u></b>				
89932	I.T. Dept	CDW-G	\$837.76	6-1100-415-00-200-002-0-664
Fugitsu Scanner				
90106	I.T. Dept	S.J.S.	\$205.00	6-1100-415-00-200-002-0-665
Memory & Hard drive				
90325	I.T. Dept	CDW-G	\$404.99	6-1100-415-00-200-002-0-661
Nikon Coolpix				
90359	Jail	CDW-G	\$655.99	6-1100-423-21-280-002-0-664
Back UPS				
90390	District Attorney	CDW-G	\$497.00	6-1223-412-00-080-007-0-667
Macromedia				
<b><u>The State of Texas DIR Program</u></b>				
88839	I.T. Dept	DLT	\$3,591.00	6-1100-415-00-200-002-0-747
Oracle Data				

**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 30, 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 Flores and Commissioner Palacios.

**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. Pursuant to Texas Water Code, Title 4, requesting approval to declare surplus a 0.36 acre tract of land out of lot 199, Kelly-Pharr Subdivision Hidalgo County, Texas according to map thereof recorded in volume 3, pages 133-134**

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

**5. Approval to accept refund check from TAC in the amount of \$ 7,408.18 from unemployment fund**

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

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

- A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 1,206.98 for the period ending 5/1-15/06 including approval of wire transfer**

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

**7. Revision of Open Forum Policy**

On motion of Commissioner Handy, 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**

- A. Presentation for discussion, consideration and approval of ratification of a correction of a (as published on advertisement of 5-27-06) item on agenda of 5-16-06-as follows;**

- 1. Parcel II:... ' from A 2.3...' to... 'A 2.4...' acre strip of land located on the north side of SH 107, across from La Lomita Road, Hidalgo County, Texas;**

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

On motion of Commissioner Handy, seconded by Commissioner Garza, the Board made a UNANIMOUS vote of approval 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  
C. Litigation – BFI Landfill Issue**

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

At this time Commissioner Palacios returns to the Court.

**10. Open Session:**

- A. Real Estate Acquisition  
B. Pending and/or potential litigation  
C. Litigation – BFI Landfill Issue**

NO ACTION taken on items A thru C.

**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 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 30, 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 Handy, seconded by Commissioner Garza, 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 Permit:**
  - A. Leonel Bazan – Taurus Estates #15**

*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 30<sup>th</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 30, 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