

**SPECIAL MEETING – JUNE 20, 2006**

**BE IT REMEMBERED, that on this 20<sup>th</sup> day of June, 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, JUNE 20, 2006 at 9:00 A.M.**, in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**1. Roll Call**

All Members of the Court were counted present with the exception of Judge Garcia who arrive 2 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.

At this time Judge Garcia Arrived.

**4. Open Forum**

Virginia Townsend – Concerning the fees for the Delinquent Tax Attorneys, the report from Washington D.C. and the big expense on that trip, the Purchase Dept. Workshop at the Island, and too much spending of tax payer's money.

Godfrey Garza – Concerning the Washington D.C. trip.

Viviano Alvarado, Jr. - Concerning dirt that was dump on his property.

Maria Ester Pena Salinas – Concerning the dangers of the Border Patrol check point.

Dennis Burleson – Concerning the RMA.

Fern McClaugherty – Concerning too much taxpayer's money being spent.

At this time the Court moved to item #8.

**5. Approval of Consent Agenda**

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

**6. Presentation of Delinquent Tax Attorney Report – Cynthia Garza-Schammel (SEE EXHIBIT I)**

Presentation made.

At this time Commissioner Garza returns to the Court.

At this time the Court moved to item #15.

**7. County Clerk's Office – Arturo Guajardo: (SEE EXHIBIT J)****A. Selection of 2006 Grievance Committee, 5 members needed**

On motion of Commissioner Garza, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on selecting Gloria Alvarado, George Sherwood, Miriam Gorina, Rene J. Ramirez and Oscar Gonzalez to the Grievance Committee.

At this time the Court moved to item #9.

**8. Tax Office – Armando Barrera: (SEE EXHIBIT K)****A. Recommendation to allow Franchise Dealers:**

1. Frank Smith Toyota
2. Frank Smith Hyundai
3. Frank Smith Isuzu
4. Bert Odgen Motors, Inc.
5. Bert Odgen Olds Nissan & BMW
6. Bert Odgen Chevrolet Inc.
7. Charles Clark
8. Spikes Ford

**To collect the full service deputy fee, as per Transportation Code §502.12 and §502.114**

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

At this time the Court moved to item #19.

**9. Health Department – Eddie Olivarez: (SEE EXHIBIT L)****A. Requesting authorization and approval to waive hiring freeze for slot #003-021, Clerk in order to replace an employee from the Weslaco Clinic that was promoted to another position**

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

At this time the Court moved to item #24-I.

10. **Planning Department – Raul Sesin: (SEE EXHIBIT M)**

**A. Reimbursement of a Cash Deposit:**

**1. El Portal Subdivision – Pct. 1 (Benito Carrillo)**

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

11. **Constable Pct. #1 – Celestino Avila: (SEE EXHIBIT N)**

**A. Presentation of 2005 Racial Profiling Report in accordance with Article 2.132 of the Texas Criminal Code Procedures**

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

12. **Constable Pct. #3 – Larry Gallardo: (SEE EXHIBIT O)**

**A. Requesting approval to submit application for fiscal year 2006-2007 for Project SWEEP (Solid Waste Enforcement) from Lower Rio Grande Valley Development Council**

**B. Requesting approval of Resolution**

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

13. **SEIU – Rosanna Mendez: (SEE EXHIBIT P)**

**A. Discussion, consideration and action on Hidalgo County Workers' Union Election Process**

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

14. **Texas Department of Family and Protective Services – Julie Smith: (SEE EXHIBIT Q)**

**A. Discussion, consideration and possible action on appointing individuals to serve as standing members of an Adult Protective Services Special Task Unit (STU) as per Senate Bill 6, Chapter 48, Section 48.1521**

On motion of Commissioner Garza, seconded by Commissioner Handy, the Court made a UNANIMOUS vote of approval to appoint 8 members with a two year term.

At this time the Court moved to item #16.

15. **County Judge's Office – Lorie Ochoa: (SEE EXHIBIT R)**

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

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on appointing Mr. Roberto Villarreal by Judge Garcia and Ruben Plata by Commissioner Flores Pct. 3 to the RMA for one year.

At this time the Court moved back to item #7.

16. **Urban County – Diana Serna: (SEE EXHIBIT S)**

- A. Request approval of payment in the amount of \$12,500.00 to Quintanilla, Headley & Associates, Inc. for a Contact Time Study for the City of Edcouch Water Treatment Plant. Urban County Program Year 15 (2002) and 16 (2003) Water/Sewer Improvements funds, recaptured by Precinct #1, will be utilized.**

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

At this time Commissioner Palacios steps out of the Court.

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

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

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

NO ACTION taken on this item.

- D. Approval to award a contract to Texas Underground Contractors in the amount of \$160,500.00 for emergency improvements to the City of La Villa Wastewater Treatment Plant. Urban County Program Year 15 (2002), Year 16 (2003) and Year 17 (2004) funds, recaptured by Precinct 1, and Year 17 (2004) City of La Villa UCP funds will be utilized.**

NO ACTION taken on this item.

- E. The Urban County Program is requesting authorization for the County Judge to sign the Combined Notice of Finding of No Significant Impact and Notice of Intent to Request Release of Funds and the Request for Release of Funds and Certification for the 2005 – HOME Funds for Proyecto Azteca, a Community Housing Development Organization (CHDO) in the amount of \$192,500.**

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

At this time Commissioner Flores returns to the Court.

**F. Request approval to adjust slot number eighteen (#18) salary from \$29,570.15 to total \$38,331.82, to maintain parity between the UCP HOME Coordinator and CDBG Coordinator positions.**

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

**G. Requesting approval of a Performance Statement Modification to the ORCA 2004 Colonia Construction Grant # 724065.**

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

At this time Judge Garcia steps out of the Court.

**17. Head Start – Teresa Flores: (SEE EXHIBIT T)**

**A. Report of the Post LAP-D Results**

Presentation made.

**B. Discussion/approval of bid award and Contract to low bidder meeting all specifications for air conditioning repair & maintenance Bid #2006-05-001**

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

**C. Discussion/approval of bid award and contract to low bidder meeting all specifications for plumbing repair Bid #2006-05-002**

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

**D. Discussion/approval of bid award and Contract to low bidder meeting all specifications for the lawn care Bid #2006-05-003**

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

**E. Discussion/approval of bid award and Contract to low bidder meeting all specifications for the portable building relocation services Bid #2006-05-004**

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

**F. Presentation for discussion, consideration and approval for the Head Start Program to award a construction contract with Centennial Contractor Enterprises, Inc., an awarded vendor of the Cooperative Purchasing Network (TCPN) for the relocation of McAllen III Head Start Center**

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

**18. Sheriff's Office – Capt. Gonzalez: (SEE EXHIBIT U)**

- A. Approval to appropriate budget for Valley View School District in the amount of \$ 52,569.00 regarding one (1) position currently under the U.S. Department of Justice COPS in School Grant (Number 2001 SHWX0636)**
- B. Approval to set salary**
- C. Approval of longevity pay at \$ 60.00**
- D. Approval to set supplemental pay @ \$ 600.00**
- E. Approval of Revised Salary Schedule**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items A thru E.

At this time the Court moved to item #20.

**19. Human Resources/Civil Service: (SEE EXHIBIT V)**

- A. Presentation by Good Samaritan Community Services (funded by WorkForce Solutions) GET2WORK Project**

Presentation made.

- B. Discussion and approval of Work-Site Agreement**

NO ACTION taken on this item.

At this time Commissioner Garza steps out of the Court.

At this time the Court moved back to item #5

**20. Human Services – Rudy De La Viña: (SEE EXHIBIT W)**

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

NO ACTION taken on this item.

**21. Buildings & Grounds – Daniel Flores: (SEE EXHIBIT X)**

**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.

- D. Requesting approval to reserve the Auditorium at the Hidalgo County Courthouse for the Local SEIU Texas Organization on June 22, 2006 from 11:00 a.m. to 2:00 p.m.**

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

**22. Hidalgo County – Godfrey Garza: (SEE EXHIBIT Y)**

- A. Approval of S & B Infrastructure, LTD invoices for the following:**
  - #U9444.101-28R Raymondville Drain Outfall System**
  - #U9444.201-13R Environmental**
  - #U9444.601-17R H & H Economics**
  - #U9444.901-09R H & H Southern Watersheds**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval subject to the Auditor's review.

**23. Elections Department – Teresa Navarro: (SEE EXHIBIT Z)**

- A. Request hiring freeze waiver to create and fill the following positions**

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

- B. Discussion, approval and possible action on the following, but not limited to:**
  - 1. Early Voting Substations for the November 2006 General Election**
  - 2. Election Day Locations for the November 2006 General Election**

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

- 3. Create five (5) Election Clerk positions (#060, 061, 062, 063 & 064)**
- 4. Set salary at \$ 17,259.00 each**
- 5. Revised salary schedule**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #3 thru 5.

At this time the Court moved to item #25.

**24. Purchasing Department – Marty Salazar: (SEE EXHIBIT AA)**

**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>	<b><u>1071</u></b>
Physical Count:	<b><u>1048</u></b>	Males (in house) <b><u>962</u></b>
Out of County Facility	<b><u>23</u></b>	Females (in house) <b><u>86</u></b>
La Villa.	<b><u>8</u></b>	
Brook’s Co.	<b><u>      </u></b>	Federal Prisoners <b><u>18</u></b>
Frio Co.	<b><u>      </u></b>	
Other: (n/c)	<b><u>15</u></b>	
Adj. / Sentenced to TDC	<b><u>150</u></b>	Total Paper Ready TDC <b><u>106</u></b> No. over 45 days <b><u>12</u></b>
		Pending Paperwork/Courts <b><u>      </u></b>
		Pending Charges/Courts <b><u>      </u></b>

- 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;**

NO ACTION taken on this item.

At this time Commissioner Handy steps out of the Court.

- b) **Presentation for consideration, discussion, acceptance and approval of an “Amendment to the existing AIA B-141-1997 Standard Form of Agreement Between Architect and Owner, Part 1 and Part 2,” between Rike Ogden Figueroa Alex Architect, Inc. and Hidalgo County to reflect extension of time frame to complete project.**

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

At this time Commissioner Garza returns to the Court.

- c) **Presentation by project architect Luis A. Figueroa, ROFA, of bids received for the “Renovation of the Hidalgo County building formally known as the K-Mart Building” with recommendation to award to the bidder meeting all specifications and requirements with authority to issue Notice of award (if applicable ).**

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

- d) **Other related items;**

NO ACTION taken on this item.

5. **Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of a new facility to house the Hidalgo County Adult Probation Dept.:**

- a) **General status report by project architect (when necessary) or purchasing department;**  
 b) **Other related items;**

NO ACTION taken on item #5a & b.

6. **Presentation for discussion, consideration and action including, but not limited to, the following items in connection with the construction of the new Hon. Mario E. Ramirez, Jr. Juvenile Detention Facility:**

- a) **General status report by project architect (when necessary) or purchasing department;**  
 b) **Acceptance and approval of, including, but not limited to, the following payment request;**

NO ACTION taken on item #6a & b.

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 Count Courthouse:**
- a) **Report of Jury Impanelment relocation Plan/Project to the Hidalgo County Courthouse Auditorium;**
  - b) **Notice of June 19, 2006 as effective date for implementing towing of vehicle (at owner's expense) for violating Hidalgo County's Parking Plan.**

Presentation made on items a & b.

- c) **Other related issues;**

NO ACTION taken on this item.

At this time Commissioner Garza steps out of the Court.

8. **Recommending award of bid and approval of contract (subject to legal review) to lowest bidder meeting all requirements and /or specifications for the "Record & Delay Broadcast of Commissioners Court Meetings" project --" Hidalgo County"**

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

9. **Requesting approval of a correction to the expiration date on an extension of a contract (approved by CC 5/30/06) with Valley Caliche Products and Frontera Materials, Inc. to reflect the correct date of 12/31/06 and not 8/2/07**

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

10. **Presentation for discussion, consideration and approval for Hidalgo County to immediately terminate the contract with Terminix for: "Pest Control Service. (Bee Eradication)".**

NO ACTION taken on this item.

11. **Requesting approval for Hidalgo County to award to the next lowest bidder for Pest Control Services and meeting all specifications and requirements for Bee Eradication service with \_\_\_\_\_.**

NO ACTION taken on this item.

12. **Requesting approval of a correction to an extension (approved on Commissioners' Court on 12/28/05) to the contract with A Sign Language Company, to reflect secondary vendor, Valley Associates for Independent Living (VAIL) inadvertently omitted from original extension request.**

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

- 13. Presentation of a report on the status of contract negotiations with the architectural firm, Alamo Architects (ranked by CC on 6-12-06) I connection with the provision of architectural services for the design and construction of a New Multi-Level/Story Parking Structure to be erected at the Hidalgo County Courthouse Square Parking Lot.**

Presentation made.

At this time Commissioner Handy returns to the Court.

- 14. Presentation for discussion, consideration, acceptance and approval of the scoring grid of the responses received (for the purpose of ranking and award by CC) in connection with Hidalgo County's RFP for: "Excess Workers Compensation Insurance"**

NO ACTION taken on this item.

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

- 1. Presentation for discussion, consideration, acceptance and approval of Request for Payment for invoice no. 2034 in the amount of \$22,208.74, from R. Gutierrez Engineering Corporation, contracted engineer for Precinct No. 2 "McColl Rd II (Military to Irrigation Ditch)" with authority for Auditor to issue payment after, audit and processing procedures are completed. C-#05-229-06-21.**

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

- 2. Requesting authority to re-advertise for "Construction of Boring of 48-inch Steel Casing and Miscellaneous Items for McColl Road", due to no bids received.**

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

- 3. Approval of request for Application No. 1 (Final) in the amount of \$63,990.16 from Centennial Contractors Enterprises, Inc., contracted vendor for the provision of labor and materials to construct the "North San Juan Park Pavilion" and as certified for payment by project architect, V-A Architecture;**

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

- 4. Requesting authority to award bid and approval of contract to low bidder meeting all requirements/specifications for "Construction of Lime Treated Flexible Base, Hot-Mix Asphaltic Concrete Pavement, Concrete Curb & Gutter, Pavement Markings, Signing and Miscellaneous Items for McColl Rd" as recommended by project engineer**

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

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

1. **Requesting authority to purchase through the Interlocal Agreement with Buyboard's contract pricing with Philpott Motors Co, Port Neches, Texas with specifications attached hereto as requested by Precinct 3 for: Four (4) New Model 2006 Short Bed ½ Ton V6 Regular Cab Pick-up Truck @ \$14,586.00.....\$58,344.00  
+ H-GAC Adm. Fee .....\$ 400.00  
Total Amount FOB Pct. 3 .....\$58,744.00**

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

**D. HIDALGO COUNTY PCT 3 & BUILDINGS AND GROUNDS DEPARTMENT –**

1. **Requesting approval of Change Order No. 1 – (net decrease) in the amount of \$2,000.00 in connection with: Purchase Oder No. 548418 for the provision of labor and materials to construct “Attorney Benches at Pct 3 New Building” awarded to Centennial Contracts Enterprises, Inc.**

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

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

1. **Requesting authority to purchase “One (1) 2007 Ford Expedition” under the County's participation through the Inter-local Agreement with the Houston Galveston Area Council (H-GAC) awarded vendor, Philpott Motors Co., Port Neches, Texas with the total price of \$ 28,437.00 which includes the H-GAC administration fees.**

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, Inc) of Payment Application # 8 in the amount of \$58,475.88 submitted by D.M. Roth, Inc. in connection with contract # C-CAP-05-088-06-15 Road Construction of: “South Tower Estates Subdivision(s)”**

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

**G. HIDALGO COUNTY ADULT PROBATION/BOOT CAMP –**

1. **Presentation for discussion, consideration, and acceptance and approval of a request by the Adult Probation Department (Boot Camp) to remove two (2) items from their inventory: a) asset number AA000906 KSU box for telephone system”, and b) asset number AA0011048 DIGICOM server, as further detailed in attached asset transfer/request form dated 6-14-06.**

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

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

- 1. Presentation for consideration, discussion, acceptance and approval of proposal from Centennial Contractors Enterprises, Inc. through our participation/membership with TCPN, for the provision of labor and materials (6-211) (as attached hereto) with authority to issue purchase order for: “Interior Renovations to certain areas at the County Clerk Office” at the courthouse in an amount not to exceed \$23,906.00.**

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

- 2. Approval of Request for Payment invoice no. two (2) in the amount of \$9,282.00 from Alcocer Garcia Associates Design Consulting (AGADC) contracted architect for “Repair (re-gasket) of Windows at the Administration Building”. Contract No. C-04-016-**

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

- 3. Approval of request for payment invoice no. three (3) in the amount of \$9,113.00 from Alcocer Garcia Associates Design Consulting (AGADC) contracted architect for: “Construction of Sally Port with & Backup Power Generator at Courthouse Building” Contract # C-04-116-03-23**

NO ACTION taken on this item.

- 4. Presentation for discussion, consideration and action including, but limited to, the following item in connection with the Sally Port project located at the County Courthouse;**
  - a) Presentation for consideration, discussion, acceptance and approval of an “Amendment to the existing AIA B-141-1997 Standard Form of Agreement between Architect and Owner, Part 1 and Part 2,” between Alcocer Garcia associates Design Consultants and Hidalgo County for the, Sally Port Project at the Hidalgo County Courthouse, to reflect extension of time frame for completion of project C-04-116-03-23**

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.

- b) Presentation and recommendation (for the purpose of a award) by project architect form, Alcocer Garcia Architects Design Consultants (AGADC), of the bids received in connection with the construction of: “Sally Port with Back up Power Project at the Courthouse” with authority to issue “Notice of Award”**

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

- c) **Requesting authority to seek proposals from area job order contractors Centennial and/or Jamail (awarded AJOC') through County's participation/membership with TCPN and TASB to provide labor and materials (with scope of work to be developed and drafted by project architect, George A. Garcia, AGADC) for the completion of the renovations of the Courthouse basement (holding cell area).**

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

At this time the Court moved to item J.

**I. HIDALGO COUNTY HEALTH DEPARTMENT –**

1. **Requesting authority to enter into 36-month lease for 15 digital copiers through Ikon an awarded vendor through TASB Buyboard contract 231-05 on Req #91441 in the amount of \$3,571.80/month.**

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

At this time Commissioner Flores steps out of the Court.

At this time the Court moved back to item #10.

**J. HIDALGO COUNTY JUVENILE PROBATION –**

1. **Requesting authority to advertise an RFP for “Juvenile Justice Alternative Education Program” –JJAEP Project**

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

**K. HIDALGO COUNTY SHERIFF'S OFFICE (ADULT DETENTION CENTER)-**

1. **Requesting approval of draft specifications as attached hereto for “Legend and Non-Legend Pharmaceutical & Infirmary Medical Supplies” project.**

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

**L. HIDALGO COUNTY TAX OFFICE DEPARTMENT –**

1. **Requesting authority to advertise an RFB and approval of specifications as attached hereto for: “Printing Tax Rolls, Folding, Inserting, Pre-sorting and delivering of Tax Statements for the year 2006 to the Edinburg Post Office”**

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

**M. 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 Executive Session.

**25. Budget & Management - Valde Guerra: (SEE EXHIBIT BB)****A. Discussion, consideration and action on hiring freeze waiver for the following:**

- 1. County Clerk – slot #026 Adm. Asst.**
- 2. County Judge’s Office – slot #007 Adm. Asst.**

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

**B. Safety Division:**

- 1. Discussion and consideration on acceptance of settlement offer made by Nationality Unity Insurance Company for vehicle repairs (Sheriff Department)**
- 2. Requesting approval to submit two (2) invoices as claims for Metrocall, Inc. for pager services dating January 9, 2004 in the amount of \$ 49.76 and February 9, 2004 in the amount of \$ 22.91 plus late fees with authority for auditor to issue payment after review and auditing procedures are completed**

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

**3. Requesting approval of line item transfer**

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

**C. Courthouse Security/Sheriff’s Office:**

- 1. Discussion, consideration and approval to reclassify slot no. 010 from Deputy Sheriff to Deputy Sheriff Step II with increase in budgeted salary from \$34,060.00 to \$ 35,252.00 and supplemental pay in the amount of \$ 1,800.00**

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

At this time Judge Garcia returns to the Court.

At this time Commissioner Palacios returns to the Court.

2. **Approval of revised salary schedule**
3. **Approval of budget amendment**

On motion of Commissioner Flores, seconded by Commissioner Garza, the Court made a UNANIMOUS vote of approval on items #2 & 3.

**D. Sheriff's Office:**

1. **Discussion, consideration and approval of retro-active pay to employee no. 139033 in the prorated amount of \$ 378.90 due to untimely submittal of change of status**

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

**E. Workers' Compensation Division:**

1. **Approval of reimbursement to the Hidalgo County Workers' Compensation claims paying account for: Workers' Compensation claims paid by Tristar Risk Management in the amount of \$ 49,414.90 for the period ending 5/16-31/06 including approval of wire transfer**

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

**F. Health Insurance Division:**

1. **Discussion, consideration and approval to transfer \$ 462,329.06 to the Hidalgo County Health Insurance Claims Bank Account for Health Insurance Claims paid for the following periods:**
  - **May 30, 2006 thru June 05, 2006**
  - **June 06, 2006 thru June 12, 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 items #1 & 2.

**G. Interdepartmental transfers:**

1. **Various Gen. Fund Accts. to Co. Wide Adm. Contingency - \$ 389,483.83 (Gen. Fund salary sweep)**

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

2. **Co. Wide Adm. Cont. to Constable Pct. #4 - \$ 28,437.00**

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

**3. TXDOT “I” Rd. to TXDOT S. McColl Rd. - \$ 91,180.55 (AFA – S. McColl Rd. CSJ:0921-02-171)**

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

**4. Pct. #1 CAP – V & C/R.Cavazos to Pct. #1 CAP – Harmel - \$ 5,746.72**

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

**5. Co. Wide Adm.Cont. to Planning Department - \$ 7,260.38**

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

**H. Budget Amendments:**

**1. Pct. #2 – P/U Rds. - \$ 46,146.63 (AFA – S. McColl Rd., CSJ: 0921-02-171)**

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

At this time Commissioner Garza steps out of the Court.

**I. Interfund transfers:**

- 1. Pct. #2 – P/U to TXDOT S. McColl Rd. - \$ 46,146.63 (AFA – S. McColl Rd. CSJ:0921-02-171)**
- 2. Financial Advisor/Parks Co. Wide to Pct. #1 – Parks - \$ 26,700.00**
- 3. Co. Wide Contingency to CO 2004 B & G Sally Port - \$ 265,950.00**
- 4. Co. Wide to Court Reporter Fund - \$ 35,000.00**
- 5. Co. Wide to TXDOT – US 83 Illumination Aid to other govt. - \$ 10.69**

On motion of Commissioner Handy, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval on items #1 thru 5.

**J. Resolution designating the County Judge or his designee of Hidalgo County as Authorized Representative to give Notice of Intent by the County to reimburse project expenditures with proceeds of Tax-Exempt Obligations**

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

At this time the Court moved back to item #24.

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

**26. Closed Session: (SEE EXHIBIT CC)**

**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. Notice of claim – Wade Fjeld vs. Hidalgo County Jail**

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

At this time Commissioner Garza and Commissioner Flores are out of the Court.

**27. Open Session:**

- A. Real Estate Acquisition**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval on parcel #79 on North I Rd Phase II to settle for \$3,500.00.

- 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. Notice of claim – Wade Fjeld vs. Hidalgo County Jail**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote of approval to authorized Valde Guerra to assign the Notice of Claim to Atlas & Hall so they can address this issued for the County.

**28. Closed Session:**

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

**29. Open Session:**

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

**30. 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, JUNE 20, 2006 at 9:00 A.M., in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**NOTICE TO THE PUBLIC  
CONSENT AGENDA**

**The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.**

On motion of Commissioner Handy, seconded by Commissioner Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda.

- 1. Approval of check register and payment of claims and bills – County Auditor (SEE EXHIBIT A)**
- 2. Intradepartmental transfers: (SEE EXHIBIT B)**
  - A. County Clerk's Office**
  - B. Constable Pct. #3 – STOP Truancy**
  - C. Courthouse Parking Lot**
  - D. B & G – 2004 CO (2)**
  - E. Buildings & Grounds (2)**
  - F. 92<sup>nd</sup> District Court**
  - G. County Auditor**
  - H. WIC – Adm.**
  - I. Purchasing Department**
  - J. IT Department**
  - K. COPS – S.Tx. ISD**
  - L. Health – Bioterrorism Grant**
  - M. Health – Imm. Grant**
  - N. Health – Adm. Prog. Income**
  - O. Health – Clinics**
  - P. Health – TB Elim.**
  - Q. Health – Adm.**
  - R. Health Benefits**
  - S. Pct. #1 – CAP (2)**
  - T. Pct. #1 – GED**
  - U. Pct. #1 – Sanitation**
  - V. Pct. #1 – Parks**
  - W. Pct. #1 – Adm.**
  - X. Pct. #2 – R & B**
  - Y. Pct. #2 – Parks**
  - Z. Pct. #2 – Landfill**
  - AA. Pct. #3 – P/U Rds.**
  - BB. Pct. #4 – Parks**

3. **Interdepartmental transfers: (SEE EXHIBIT C)**  
 A. **IT Department 200-002 to 200-001 - \$ 3,000.00**
4. **Planning Department: (SEE EXHIBIT D)**  
 A. **Approval of the following Certificates:**
- **Certificates of Plat & Utility Status under Local Government Code Section 232.028(b)**
  - **Certificates of Residence Construction under Local Government Code Section 232.029(c)(1)**
  - **Certificates of Water Service Availability under Local Government Code Section (c)(2)**
5. **Monthly Collection Reports – March: (SEE EXHIBIT E)**
- |                           |                         |
|---------------------------|-------------------------|
| A. J.P. Saenz             | \$ 30,284.50            |
| B. J.P. Morales           | \$ 18,660.25            |
| C. J.P. Contreras         | \$ 69,543.85            |
| D. J.P. Trevino           | \$ 67,087.00            |
| E. J.P. Garza             | \$ 82,541.45            |
| F. J.P. Ochoa             | \$ 84,962.08            |
| G. J.P. Espinoza          | \$ 126,508.36           |
| H. J.P. Palacios          | \$ 82,305.56 (February) |
| I. J.P. Palacios          | \$ 77,367.02            |
| J. J.P. Jackson           | \$ 24,032.70            |
| K. Law Library            | \$ 1,758.25             |
| L. Sheriff Trevino        | \$ 66,621.87            |
| M. Anzalduas Park         | \$ 5,544.00             |
| N. Delta Lake             | \$ 2,148.00             |
| O. Tax Assessor/Collector | \$5,573,757.35          |
6. **Monthly Fee Report – May: (SEE EXHIBIT F)**  
 A. **County Clerk - \$ 746,358.21**
7. **Tax Refunds: (SEE EXHIBIT G)**
- | <b>Taxpayer</b>       | <b>Payer</b>         | <b>Amount</b> |
|-----------------------|----------------------|---------------|
| A. Carl B. Rowland    | Stoneoak Dev.        | \$ 3,001.51   |
| B. Vannie Cook Trust  | HE Butt Grocery      | \$ 5,279.47   |
| C. Home Depot         | Home Depot           | \$59,783.74   |
| D. V & W Apts. Accoc. | E F & A Funding      | \$ 9,123.76   |
| E. Elizabeth Abbott   | Valley Land Title Co | \$ 3,211.77   |
| F. Rufino Garza       | Magic Valley Con.    | \$10,393.46   |
| G. Rufino Garza       | Magic Valley Con.    | \$ 7,217.67   |
| H. William Steve Parr | Access Mini Storage  | \$ 4,739.08   |
| I. Rio Sul            | Rio Sul              | \$ 9,253.50   |

8. **Purchasing Department:** (SEE EXHIBIT H)

A. **HIDALGO COUNTY –**

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

<b>Req</b>	<b>Department</b>	<b>Vendor</b>	<b>Amount</b>	<b>Account Number</b>
<b><u>TBPC CISV Program</u></b>				
91058	Tax Office	CDW-G	\$461.99	6-1100-415-15-140-001-0-667
91263	I.T. Dept	CDW-G	\$837.76	6-1100-415-00-200-002-0-664
91324	Pct #3	Dell	\$ 39.00	6-1203-431-00-123-004-0-665
91338	I.T. Dept	CDW-G	\$148.62	6-1100-415-00-200-002-0-664
91364	Co Clerk	The Software Group	\$556.00	6-1100-415-40-180-001-0-664

B. **HIDALGO COUNTY AUXILARY COURT –**

1. **Requesting authority to enter into a 36-month lease agreement for a copier with Xerox through their Texas Building and Procurement Automated State Contract 985-A3 on Req #89111 in the amount of \$180.00 a month.**

C. **HIDALGO COUNTY PURCHASING DEPARTMENT –**

1. **Requesting authority to purchase computer software form Valcom a CISV vendor through TBPC Catalogue Purchasing Program on Req # 91311 in the total amount of \$642.00**

**DRAINAGE DISTRICT BOARD OF DIRECTORS  
AGENDA**

**Ramon Garcia  
Chairman**

**Sylvia S. Handy  
Board Member**

**Joe M. Flores  
Board Member**



**Hector "Tito" Palacios  
Board Member**

**NOTICE**

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

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held on TUESDAY, JUNE 20, 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 DD)

**1. Roll Call**

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

**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. Presentation & discussion regarding Raymondville Drain and IBWC levee adjustment**

Presentation made by Godfrey Garza.

**5. Approval of budget amendment from General Fund to Capital Projects for Work Authorization #15 (S & B) for Master Drainage Phase II, Raymondville Drain Outfall**

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

**6. Presentation for discussion and approval of the District's Liability – Property Rerate Exposure Summary with Texas Municipal League for General Liability, Errors and Omissions Liability, Auto Liability and Physical Damage, Property and Workers' Compensation**

NO ACTION taken on this item.

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

- A. Update on Workers' Compensation claims paid by TriStar Risk Management in the amount of \$ 0.00 for the period ending 5/16-31/06 including approval of wire transfer**

NO ACTION taken on this item.

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

**8. 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**

**9. Open Session:**

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

**10. Closed Session:**

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

**11. Open Session:**

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

**12. Adjourn**

On motion of Commissioner Palacios, seconded by Commissioner Handy, 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, JUNE 20, 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 Palacios, 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**

*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 20<sup>th</sup> day of June, 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 June 20, 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