



## TEXAS DEPARTMENT OF STATE HEALTH SERVICES

P.O. Box 149347  
Austin, Texas 78714-9347  
1-888-963-7111  
TTY: 1-800-735-2989  
[www.dshs.state.tx.us](http://www.dshs.state.tx.us)

March 26, 2012

Mr. Steven Crain, Attorney  
Representing Hidalgo County Commissioners Court  
Atlas and Hall, LLP  
818 Pecan Blvd.  
McAllen, Texas 78501

Eddie Olivarez  
Chief Administrative Officer  
Hidalgo County Health and Human Services  
1304 S. 25<sup>th</sup> Ave.  
Edinburg, Texas 78542

RE: John Austin Pena Primary Care and Substance Abuse Facility  
3341 East Richardson Street  
Edinburg, Texas 78539

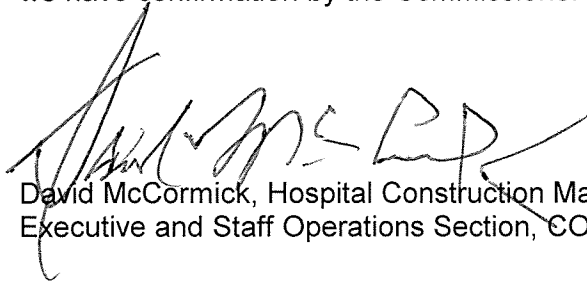
Dear Mr. Crain and Mr. Olivarez:

The Department of State Health Services requests the Hidalgo County Commissioners Court accept as substantially complete, the John Austin Pena Primary Care and Substance Abuse Facility, effective October 4, 2011.

The construction team of Negrete and Kolar, AIA, Enriquez Construction Enterprise, General Contractor, The Texas Facilities Commission and the Department of State Health Services agree the improvements, the building and the property were completed according to the plans and specifications, and the Hidalgo County Health Department has had beneficial use of the facility since 10/4/12. DSHS/TFC is preparing a change order to expend remaining funds for furniture, fixtures and equipment, to be furnished and installed by the Enriquez Construction, contractor, at the direction of the Hidalgo County Health Department. This change order activity will not delay or interfere with the transfer of the deed for the property and improvements, back to Hidalgo County, per HB1884 legislation.

I have attached the signed Substantial Completion document for your review, and ask for a resolution from the court, accepting the project as substantially completes on October 4, 2011 and that the provisions of HB1884 have been satisfied. DSHS/TFC will assume that the County will be taking responsibility for the routine operations of the building on the date of the resolution.

Please let me know if there is anything we can do to expedite the acceptance date, the resolution and the deed transfer. The deed will be processed for execution at DSHS soon after we have confirmation by the Commissioner's Court.

A handwritten signature in black ink, appearing to read 'David McCormick', is written over the typed name and title.

David McCormick, Hospital Construction Manager  
Executive and Staff Operations Section, COO, DSHS

CC Gabe Pina, Director, DSHS ESO  
Chris Palmer, HHSC, Real Estate Manager  
Kathryn Chase, TFC Project Manager  
John Raff, TFC Deputy Director  
Brenda Salazar, HCHD