



SPECIAL MEETING - FEBRUARY 5, 2013

BERED, that on this 5th day of February A.D., 2013, there was begun and held a SPECIAL MEETING of the Commissioners' Court of Hidalgo County, Texas, wherein the following members thereof were present,

HONORABLE RAMON GARCIA

HIDALGO COUNTY JUDGE

HONORABLE A.C. CUELLAR, JR.

COMMISSIONER, PRECINCT NO. 1

HONORABLE HECTOR "TITO" PALACIOS

COMMISSIONER, PRECINCT NO. 2

HONORABLE JOSEPH PALACIOS

COMMISSIONER, PRECINCT NO. 4

and ARTURO GUAJARDO, JR., COUNTY CLERK & EX-OFFICIO CLERK OF THE COMMISSIONERS' COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:



**AGENDA
CC REGULAR
HIDALGO COUNTY
COMMISSIONERS COURT
MEETING
February 5, 2013
9:30 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held at the Edinburg Council Chambers 415 W. University Drive, 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 Flores.
 2. **Pledge of Allegiance**
Judge Garcia led the Court and Audience in Prayer.
 3. **Prayer**
Virginia Townsend led the Court and Audience in Prayer.
 4. **Approval of Consent Agenda**
The Court made moved to approve the Consent Agenda.
 5. **Open Forum**
-Opal Billman discussed her false imprisonment and the ownership & beneficiary of her property.
-Judge Garcia requested a moment of silence in honor of Adela Cantu Partida, Judge Partida's mom, who has passed away.
-Virginia Townsend discussed the start time of Drainage District and Commissioners' Court Meeting, airing of Commissioners' Court Meeting fees, and County Policy on use of a Construction Manager.
-Fern McClagherty discussed items 7.G, H & I, which pertained to vehicle accidents.
- Lydia Jefferies discussed damages to her mobile home while repairs were being made to it and asked for assistance in repairing her home.
 6. **County Judge's Office:**
 - A. 1. Approval of appointment of interns from Business, Education and Technology Academy in Edinburg:
 - a. Marisela Prieto
 - b. Marcela Hernandez-Flores
 - c. Cecilia Garza
 - d. Juanita Isabel Rea

On motion by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 2 HECTOR PALACIOS, the Court made a UNANIMOUS vote to approve the appointment of interns and the Affiliation Agreement.
Vote : 4 - 0
 2. Authorization for County Judge or authorized representative (Karina Cardoza, Public Affairs Director) to sign Affiliation Agreement for Internship-Preceptorship Program

On motion by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 2 HECTOR PALACIOS, the Court made a UNANIMOUS vote of approval to authorize the County Judge to sign the Affiliation Agreement.

Vote: 4 - 0 - Unanimously
 - B. Approval of request from the Rio Grande Valley Partnership for local contribution in the amount of \$40,000 for the 2013 Regional Mobility Study.

NO ACTION taken on this item.
7. **Executive Officer - Valde Guerra:**

20. Precinct #1 - Comm. Cuellar:

- A.** Authorization to approve the naming of a private service road as recommended by the LRGVDC 9-1-1.
PROPOSED Name: Diego SR

On motion by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval to name as Diego Service Road as recommended by 9-1-1.

Vote: 4 - 0 - Unanimously

- B.** Approval of appointment to the Hidalgo County Regional Mobility Authority Board of Directors, Effective Feb. 5, 2013

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote to approve the appointment of Mr. Josue Reyes to the RMA Board of Directors.

Vote: 4 - 0 - Unanimously

- C.** Authorization and approval to appoint Concepcion Villanueva, Melissa Perez, and Gilberto M. Hinojosa to the Emergency Services District #2 Board for the term of January 1, 2013 thru December 31, 2014 and Oscar Garza for the term of January 1, 2013 thru December 31, 2013 pursuant to Texas Health and Safety Code Section 775.034

NO ACTION taken on this item.

21. Budget & Management - Sergio Cruz:

A. Budget Appropriations:

- 1.** Courthouse Security (1241):
Approval of 2013 appropriation of funds into Courthouse Security Fund (1241) in the amount of \$1,500.00 to fund repairs of metal detector at Courthouse.

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- 2.** Justice Court Technology (1242):
Approval of 2013 appropriation of funds into Justice Court Technology Fund (1242) in the amount of \$410,492.91 to fund two phases of the Constable Automation Project.

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

22. Purchasing Department - Marty Salazar:

Notes:

A. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE AVAILABLE ON THE COUNTY INTRA-NET WEBSITE AND WILL BE FOWARDED VIA E-MAIL, FAX OR HAND DELIVERED TO HIDALGO COUNTY AUDITOR'S OFFICE.

B. ANY AND ALL REQUESTS FOR PAYMENT(S) APPROVED WILL BE SUBJECT TO COUNTY AUDITORS PROCESSING PROCEDURES INCLUDING AUTHORITY FOR COUNTY TREASURER TO ISSUE PAYMENT(S)/CHECK(S).

A. Hidalgo County

- 1. Presentation for acceptance and approval of Current inter-local(s) and/or contract(s) for the "Housing of Inmates"**

2. Presentation for discussion, consideration and action

Including, but not limited to, the following items in connection with New Adult Detention Center:

- 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 pods

NO ACTION taken on items 22.A.1 & 2. a, b & c.

3. a. Presentation of tabulation for action by CC to award to multiple vendors that submitted the lowest bid by category/item and meeting all specifications and requirements with approval of contract to multiple vendors for: "Pipes (Reinforced Concrete tongue and Groove, Rubber Gasket Joint Pipe, Polyethylene Pipe, Polyvinyl Chloride (PVC) Pipe, Corrugated PVC, Steel Storm Sewer Pipes, Inlets, Manholes and Additional Miscellaneous Items" RFB 2013-025-01-09-YZV.

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote : 4 - 0

b. Requesting authority to re-advertise and approval of procurement packet (i.e., specifications, requirements, legal notice and draft contract etc.) "Pipes (Reinforced Polyethylene Pipe, Corrugated PVC Storm Sewer Pipes, Corrugated Steel Storm Sewer Pipe, Plumbing Pipes and Additional Miscellaneous Items)" RFB 2013-025a-02-27-YZV.

On motion by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 4 JOSEPH PALACIOS , the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

4. a. Requesting approval to exercise option to "terminate" agreement with Coca-Cola Refreshments USA, Inc. f/k/a Coca-Cola Enterprises Inc., by issuing the contractual stated thirty (30) day written notice under contract# C-12-031-09-18 for the purposes of "Vending Machine Services" (on an as needed basis) for the County of Hidalgo, due to non responsive and/or default by awarded successful vendor;

On motion by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote : 4 - 0

b. Requesting authority to advertise the Request for Proposals (RFP): "Vending Machine Services" (on an as needed basis) for Hidalgo County with approval of draft procurement packet (RFP No. 2013-000-00-00-SMA)

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR. , the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

5. Presentation for discussion, consideration and applicable action of change order(s) request and ADA Plan Review including any other topic relevant to the modular buildings project due to proposed changes and in conjunction by Edinburg City Council/Fire Marshall/Sheriff's Office.

NO ACTION taken on this item.

6. Recommending award of bid and approval of contract to multiple bidders as attached hereto meeting all specifications and/or requirements as detailed and reflected in documentation attached for Bid No. 2012-198-11-07-SMA-Hidalgo County Sign Language Services for Hearing Impaired (Courtroom & Non-Courtroom)

On motion by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 4 JOSEPH PALACIOS , the Court made a UNANIMOUS vote of approval, subject to legal review.

Vote: 4 - 0 - Unanimously

B.

Executive Officer

- 1. Presentation for discussion, consideration and applicable action for the nomination of at least three (3) firms from the HC current approved "Pool" of "Construction Management Services" for the contracting of a vendor (after the selection protocol is completed" for the following projects:

Presentation by Martha Salazar.

- a. Construction of the Renovations/Remodeling of the first and second floors of the former Administration Bldg. located at 100 E. Cano, Edinburg, Texas through contractor, D. Wilson Construction and project architect, Alcocer/Garcia Associates Design Consultants; and/or

NO ACTION taken on this item.

b. Renovation of the former Hidalgo County Restitution Center located on Richardson/Schunior and M. Road for use by Precinct #4 and Others (as maybe determined);

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval to move forward on the project.

Vote : 4 - 0

c. Nominations:

1. Prodigy ;

2. GAS ;

3. Dannenbaum Engineering

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR. , the Court made a UNANIMOUS vote to approve the Nominations as presented.

Vote: 4 - 0 - Unanimously

C. Pct. 4

- 1. Requesting approval of a "project title error" to Exhibit D-1 in connection to WA#2 (approved by CC 12/04/12) and as corrected and submitted by L & G Consulting Engineers, LLC d/b/a L & G Engineering in connection to contract #C-11-234-09-13 for "job specific project" - FM 1925 (Part II of Phase I) from Kenyon Road East to FM 907 (Old Alamo Road) within Hidalgo County Precinct No. 4.

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR. , the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

23. Closed Session:

On motion by COMMISSIONER, PCT. 4 JOSEPH PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval to go into Closed Session.

Vote : 3 - 0

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. Claim of Michael Navarro
- D. Claim of Rodolfo Espinoza III
- E. C-4070-12-F; Maricela Gutierrez v. County of Hidalgo and Joel Quintanilla

NO ACTION taken on items 23.A through E.

24. Open Session:

AI-36713

Purchasing Department

22. B. 1.

CC REGULAR

Meeting

Date:

02/05/2013

Submitted For: Valde Guerra

Submitted By: Marty Salazar, PURCHASING DEPT.


Department: PURCHASING DEPT.

Information

CAPTION

NO ACTION Presentation for discussion, consideration and applicable action for the nomination of at least three (3) firms from the HC current approved "Pool" of "Construction Management Services" for the contracting of a vendor (after the selection protocol is completed" for the following projects:

NO ACTION a. Construction of the Renovations/Remodeling of the first and second floors of the former Administration Bldg. located at 100 E. Cano, Edinburg, Texas through contractor, D. Wilson Construction and project architect, Alcocer/Garcia Associates Design Consultants; and/or

 b. Renovation of the former Hidalgo County Restitution Center located on Richardson/Schunior and M. Road for use by Precinct #4 and Others (as maybe determined);

c. Nominations:

1. **PRODIGY** ;

2. **GAS** ;

3. **DANNENBAUM**

BACKGROUND

Fiscal Impact

FISCAL YEAR:

ACCT. #: 3-1342-419-40-220-047-0-452

FUNDS AVAILABLE Y/N?:

MATCHING FUNDS Y/N?:

BUDGETARY IMPACT:

\$27,443.97 available in 2012 account and should be rolled over to the 2013 account as listed.

Attachments

Current Construction Management Pool

Form Review

Inbox	Reviewed By	Date
Purchasing Department	Darlene Betancourt	02/01/2013 08:47 AM
Budget & Management	Obdett Calzada	02/01/2013 11:01 AM
Dale Kennan	Dale Kennan	02/01/2013 02:05 PM
Auditor's Office	Angela Garcia	02/01/2013 05:09 PM
Form Started By: Marty Salazar		Started On: 01/30/2013 04:59 PM
	Final Approval Date: 02/01/2013	