

SPECIAL MEETING - April 8, 2014

BE IT REMEMBERED, that on this 8th day of April A.D., 2014, 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:

HONORABLE RAMON GARCIA	HIDALGO COUNTY JUDGE
HONORABLE A.C. CUELLAR, JR.	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR "TITO" PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOE M. FLORES	COMMISSIONER, PRECINCT NO. 3
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:

- A. **AI-43936** Approval to rename "G.I. Road" to "Capt. Ken Baker Road"

On motion by COMMISSIONER PCT. 3, JOE M. FLORES, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR. , the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- B. **AI-43919** Requesting approval to process the following invoices as claims with authority for County Treasurer to issue payment after review, audit, and processing procedures are completed by the County Auditor.

<u>Vendor</u>	<u>Invoice #</u>	<u>Amount</u>
Magic Valley Concrete	140226	\$400.00
Magic Valley Concrete	141468	\$560.00
Magic Valley Concrete	141499	\$1,840.00
Magic Valley Concrete	142281	\$560.00
Magic Valley Concrete	142594	\$920.00
Safety-Kleen System Inc.	62783278	\$171.56

On motion by COMMISSIONER PCT. 2, HECTOR PALACIOS, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR. , the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

21. **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. **AI-43950** Presentation for consideration, discussion, acceptance, and approval of Work Authorization No. 5 (with a estimated cost of \$2,838.93) for construction materials testing Services for the, "Renovations to Former Administration Building" with L&G Engineering Laboratory, LLC, to provide engineer services to Hidalgo County. C-13-220-08-13

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.

Vote: 4 - 0 - Unanimously

2. **AI-43577 LAW LIBRARY:**

- A. Requesting exemption form competitive bidding requirements under Texas Local Government Code 262.024 (a)(7) -"an item that can obtained from only one source";

On motion by COMMISSIONER PCT. 3, JOE M. FLORES, seconded by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

At this time, Commissioner Hector "Tito" Palacios stepped away from the meeting.

- B. Approval of the Sole Source Declaration for "West Publishing Corporation -Thomson Reuters", to include the purchase of all future upgrades, software, maintenance-support and related services for the Hidalgo County-Law Library for: "Online Legal Research Services" with said declaration to remain in effect unless revoke by HCCC.

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 3, JOE M. FLORES, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

APPROVED

AI-43577

Purchasing Department 21. A. 2.

CC REGULAR

Meeting Date: 04/08/2014

Submitted For: Martha L. Salazar, HC-PA Submitted By: Elena Gomez, PURCHASING DEPT.

Department: PURCHASING DEPT.

Information

CAPTION

LAW LIBRARY:

A. Requesting exemption from competitive bidding requirements under Texas Local Government Code 262.024 (a)(7) - "an item that can be obtained from only one source";

B. Approval of the Sole Source Declaration for "West Publishing Corporation -Thomson Reuters", to include the purchase of all future upgrades, software, maintenance-support and related services for the Hidalgo County-Law Library for: "Online Legal Research Services" with said declaration to remain in effect unless revoked by HCCC.

BACKGROUND

Fiscal Impact

FISCAL YEAR: 2014

ACCT. #: 4-1247-412-50-100-001-0-342

FUNDS AVAILABLE Y/N?: y

MATCHING FUNDS Y/N?: N

BUDGETARY IMPACT:

Available balance as of 4-4-14 \$70,018.08

Attachments

Sole Source Letter

WestLaw

Email-No Agreement needed

Alio funding

MEMO

agreement

req

Form Review

Inbox	Reviewed By	Date
Purchasing Department	Marty Salazar	04/04/2014 01:03 PM
Budget & Management	Debbie Tamez	04/04/2014 01:20 PM
Manuel Chapa	Manuel Chapa	04/04/2014 02:00 PM
Auditor's Office	Monica Badillo	04/04/2014 04:54 PM
Form Started By: Elena Gomez		Started On: 03/13/2014 12:53 PM
	Final Approval Date: 04/04/2014	



MEMORANDUM

"SOLE SOURCE DECLARATION"

TO: Hidalgo County Commissioners Court

FROM: Martha L. Salazar, CPPB
Hidalgo County Purchasing Agent *mls*

DATE: April 8, 2014

RE: "Sole Source Declaration"- Westlaw Publishing Corp.-Thomson Reuter

Hidalgo County Law Library currently possesses and utilizes "Westlaw Publishing Corporation-Thomson Reuter" products for online legal research including, but not limited to, federal-state-local statutes, laws, regulations, etc.

The specific software product/package needed by the Hidalgo County Law Library is only available through one source- Westlaw Publishing Corporation-Thomson Reuter. It is necessary for the law library to continue making this online research available to its users.

Therefore, the purchase of "Westlaw Publishing Corporation-Thomson Reuter" is required so as to continue the necessary online research to users in order to further the due process and function of the legal representation system.

This sole source declaration will remain in effect unless revoked by Hidalgo County Commissioners Court.



Cory Thompson
Government Sales Consultant
West, a Thomson Reuters Co.
610 Opperman Drive
Eagan, MN, 55123
Phone: 800-328-9352 ext. 42357
Cory.thompson@thomsonreuters.com

RE: Sole Source Designation

Dear Angie/Elena:

West, the foremost provider of integrated information solutions to the U.S. legal market, has been providing research materials to the legal and professional community for more than 135 years. We are pleased to have the opportunity to provide you with information concerning Westlaw, our online legal, news, and business information research service containing more than 32,600 databases.

This letter is to confirm West's status as the sole source provider for the following exclusive content, features, and services on Westlaw:

Exclusive Content

- **National Reporter System.** Since 1879, West's National Reporter System has compiled and organized federal and state case law into a cohesive body of law that can be researched within and across jurisdictions. West's National Reporter System is [available exclusively on Westlaw](#).
- **West Key Number System.** The West Key Number System, [a Westlaw exclusive](#), is the master classification system of U.S. law and is widely regarded as the cornerstone of effective legal research. It helps users to quickly locate and identify cases with the same or similar legal concepts and principals in any jurisdiction in the U.S.
- **Editorial Enhancements.** For more than 100 years, West attorney-editors have been providing editorial enhancements to case law, statutes, and other legal materials. No other research service can match West's editorial experience. [West's exclusive enhancements](#) include headnotes (more than 350,000 created annually), synopses (more than 60,000 created annually), and parallel citations (more than 500,000 added annually). West's headnotes are classified to West's exclusive Key Number System, which helps users find more relevant cases.
- **Correction and Verification Process.** West attorney-editors provide the most exhaustive verification and correction process in the legal publishing and information industry. West is the only legal information provider to engage in these quality control steps to ensure the accuracy and reliability of the data.
- **Restatements of the Law.** The Restatements of the Law are principles of black letter law distilled from case law. The restatement databases on Westlaw provide a section's black letter law, reporter's notes, commentary, illustrations, and annotations in one document. First Restatements of the Law, [available exclusively on Westlaw](#), are provided for several areas of law (e.g., contracts, torts). The first Restatements can help researchers trace the evolution of

a law, or an area of law. They also aid in the interpretation of older cases that rely on first Restatement sections.

- **Uniform Laws Annotated.** The Uniform Laws Annotated (ULA), [available exclusively on Westlaw](#), provides an extensive reference to the text of uniform laws, prepared under the sponsorship of the National Conference of Commissioners on Uniform State Laws and the American Law Institute. ULA examines acts recommended for adoption in all states, as well as pinpoints state variations. It also includes annotations to cases decided in adopting jurisdictions.
- **National Digest System.** West's Key Number Digests have been an essential case-finding tool since the United States Digest was first published in 1848. A digest is a multi-volume index to the law consisting of major topic headings, thousands of subheadings, and short summaries of legal propositions stated in published court cases. These summaries are commonly referred to as headnotes.
- **American Jurisprudence Library.** The American Jurisprudence Library products provide fast, authoritative answers to many aspects of civil, criminal, substantive, and procedural law. Westlaw provides [exclusive online access](#) to the full library, which includes American Jurisprudence 2d, Am Jur Proof of Facts, Am Jur Trials, and AmJur Pleadings and Practice Forms Annotated.
- **Corpus Juris Secundum (CJS).** CJS, [available exclusively on Westlaw](#), helps researchers understand unfamiliar areas of law by providing links to cases, statutes, regulations, West key Numbers, Restatements of the Law, and more. CJS covers the full breadth and depth of the law and is cited to tens of thousands times by the courts. It provides quick overviews of topics with Black Letter Summaries and is also fully integrated with the West Key Number System.
- **Public Utilities Reports (PUR).** Westlaw has [exclusive online access](#) to *Public Utilities Reports, Fourth Series*, the only case law reporter devoted to state-level regulation of public utilities.
- **Briefs on Westlaw.** Westlaw provides access to an [extensive and exclusive collection](#) of appellate briefs databases at both the federal and state levels. As of July 2009, Westlaw contains more than 1.9 million separate documents and the number of briefs is growing monthly. Many of the briefs databases, such as U.S. Supreme Court Petitions for Certiorari, are added to Westlaw shortly after being filed with the court.
- **West Reporter Images.** West Reporter Images (WRI) provides cost effective, easy access to an exact electronic copy of a National Reporter System case through westlaw.com. Because WRI is tied directly to the West published National Reporter System cases, no other online providers can provide a comparable product.

Exclusive Features and Services

- **KeyCite Citator Service.** KeyCite is a full-service citator that helps users determine whether a case is good law by tracing the history of a case, statute, or federal administrative decision. KeyCite also retrieves all citing references, which include cases, statutes, administrative materials, and secondary sources. The following are among the many [exclusive citator features](#) and services available on Westlaw:
 - **West Key Number System Integration.** KeyCite is completely integrated with West's exclusive topic and key number system, the most accurate tool devised for finding on-point law.
 - **More Citing References.** KeyCite provides more citing references, including references to more than 1,200 law reviews, thousands of ALR annotations and Am Jur 2d articles, USCA, *Code of Federal Regulations*, statutes from all 50 states, select administrative decisions,

state jurisprudence encyclopedias, and numerous treatises. In fact, KeyCite has more than two times as many citing references overall and averages more than two times as many citing references per document as the nearest competitor.

- **Headnote References.** KeyCite provides the full text of West headnotes, which helps users to quickly limit citing references to a relevant point of law. KeyCite contains 50% more headnote references than any other citator.
 - **Analytical Sources.** With more than 3,100 analytical sources, KeyCite gives users more expert analyses than any other citator.
 - **Pending Legislation.** KeyCite notifies users of pending legislation that may affect a federal or state statute (available for all 50 states).
 - **Depth-of-Treatment Stars.** Depth of treatment stars help users zero in on the most useful citing cases and administrative decisions by indicating the extent to which the citing document discusses the cited case.
 - **Graphical KeyCite.** With KeyCite, users can display the direct history of a case, which traces the case through the appellate process, in an easy-to-read graphical view. With this graphical view of direct history, every reversal, rehearing, reconsideration, denial of certiorari, or other action in a case is placed in context. As a result, the graphical view can save users valuable time when they are checking the procedural history of a case.
 - **KeyCite Notes.** KeyCite Notes provides a list of sources, sorted by type of publication and the number of documents that cite the case and legal issue that a user is researching. KeyCite Notes leverages the power of KeyCite, Westlaw, analytical materials, and West headnotes to give users superior in-depth, accurate results, and is available exclusively on Westlaw.
 - **KeyCite Locate.** KeyCite Locate helps users to home in on citing references that are the most relevant to their research. It allows users to search the full text of citing references in a KeyCite result and limit the KeyCite result to only those documents that contain the specific terms they request. KeyCite Locate also allows users to request that search terms appear within the same paragraph as the cited reference, which results in even more precise research.
- **StatutesPlus.** Westlaw StatutesPlus combines book-like indexing, browsing, and viewing with links to everything discussing a given statute. Users can find, verify, read, and interpret statutes with amazing efficiency. This powerful statutes-research feature is a [Westlaw exclusive](#).
 - **ResultsPlus.** ResultsPlus, a feature [available exclusively on Westlaw](#), automatically displays related ALR articles, AmJur annotations and articles, and Key Numbers alongside case law search result. ResultsPlus creates a total research solution by linking users to all the other on point resources needed to complete their research—analysis, cases, statutes, law reviews and more.
 - **Smart Tools.** Smart Tools on Westlaw make it easier for researchers to find on-point results and help ensure that users don't miss information. When a researcher runs a search, Smart Tools can help improve search results by suggesting alternative spellings and synonyms, suggesting a broader database search when a search result contains five or fewer documents, and detecting a variety of mistakes in a query. Smart Tools also recognizes legal terms of art and can suggest related legal terms that a researcher may want to add to a query; this feature is [available exclusively on Westlaw](#).
 - **Customizable Westlaw.** Users can customize their westlaw.com tabs to enhance their Westlaw experience. With this Westlaw exclusive, users can build and rearrange the content on select Westlaw tabs so that the tabs are more intuitive to them and designed to fit their

workflow. Customizable Westlaw helps users to quickly access the information they need to get better results faster.

- **System Availability.** West's expertly trained staff helps ensure that uninterrupted Westlaw and westlaw.com service is provided **24 hours a day, 7 days a week, 365 days a year**. In contrast, other computer-assisted legal research providers shut down their systems regularly (e.g., nightly, weekly) for maintenance and updating.
- **PastStat Locator.** With PastStat Locator, a **Westlaw exclusive**, users can view prior versions of sections in USCA, as well as prior versions of various states. In all jurisdictions, PastStat Locator can also rebuild the Table of Contents and show how it existed on a particular date. PastStat Locator can also identify when a statute or amendment has a future activation date, or when a statute or amendment is due to lapse. Additionally, PastStat Locator also tracks renumbered statute sections.
- **Graphical Statutes.** Graphical Statutes, **available exclusively on Westlaw**, revolutionizes statute research by charting legislative changes and linking related documents in an easy-to-read display. From a single screen, researchers can easily track changes in the law, locate relevant legislative history materials, read important case law, and check for possible amendments. Graphical Statutes is available for USCA and the statutes for select states.
- **RegulationsPlus.** RegulationsPlus, a **Westlaw exclusive**, provides a comprehensive and efficient federal regulatory research system that provides researchers with the tools to complete their regulations research more efficiently and with complete confidence. RegulationsPlus helps researchers stay fully informed on any regulatory issue with editorial summaries of case law decisions, KeyCite notification of changing and proposed regulations, version history, citing references and more.

Attached for your review is a more detailed document listing the exclusive databases, features and services that only West can provide to Hidalgo County Law Library. I would be happy to discuss with you which of these databases, features, and services are available to you. If you have any questions concerning this document or require additional information, please do not hesitate to contact me.

Sincerely,

Cory Thompson
Westlaw Government Consultant
Sales and Account Management
Phone: 651-244-2357
cory.thompson@thomsonreuters.com

HIDALGO COUNTY PURCHASING DEPARTMENT
SOLE SOURCE AFFIDAVIT

THIS IS AN OFFICIAL PURCHASING DOCUMENT WITH PURCHASE ORDER

Before me, the undersigned official, on this day, personally appeared Lisa Stokes
(Person's name)

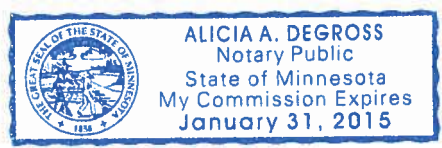
a person known to me to be the person whose signature appears below, whom after being duly sworn upon his/her oath deposed and said:

1. My name is Lisa Stokes, I am over the age of 18 have never been
(Person's Name)
convicted of crime and am competent to make this affidavit.
2. I am an authorized representative of the following company or firm: West Publishing Corporation
(Company's name)
3. The above named company or firm is the sole source for the following item(s), product(s) or service(s).
Westlaw and WestlawNext
4. Competition in providing the above named item(s), , product(s) or service(s) is precluded by the existence of a patent, copyright, secret process or monopoly as stated under section 2626.024(a)(7)(A), of the Local Government Code. Also attached hereto is a sole source letter, which sets forth the reasons why this vendor is a sole source provider (dated and signed).
5. There is/are no other like item(s) or product(s) available for purchase that would serve the same purpose or function.
6. Note: This vendor understands that by providing false information on this Sole Source Affidavit, it may be considered a non-responsible vendor on this and future purchases and may result in discontinuations of any/all business with Hidalgo County.

Signature: *Lisa Stokes*

SWORN AND SUBSCRIBED TO under oath before me on 1st day of April 2014.

Alicia A. DeGross
NOTARY PUBLIC



Alicia A. DeGross
PRINTED NAME
1-31-15
MY COMMISSION EXPIRES

COMPANY NAME: West Publishing Corp.
ADDRESS (city, state, & zip code): 610 Opperman Drive Eagan MN 55123
PHONE #: 651-687-7000 FAX#: 651-687-5686
CONTACT PERSON AND TITLE: _____
EMAIL ADDRESS: _____

Zimbra**elena.gomez@co.hidalgo.tx.us**

RE: contract

From : cory thompson
<cory.thompson@thomsonreuters.com>

Wed, Apr 02, 2014 08:32 AM

Subject : RE: contract**To :** elena gomez <elena.gomez@co.hidalgo.tx.us>

Hi Elena,

Per our conversation there is not a contract to be signed currently for Westlaw. Let me know if I can help in any other way.

Take care,

Cory

Cory Thompson
Government Division | Thomson Reuters
Direct: 651-244-2357 | Fax 651-848-9294
Phone: 800-328-9352 ext. 42357
cory.thompson@thomsonreuters.com

From: Thompson, Cory (Legal)
Sent: Wednesday, April 02, 2014 8:28 AM
To: 'Elena Gomez'
Subject: RE: contract

Hi Elena,

I just got this back last night. Let me know if you need anything more.

Take care,

Cory

Cory Thompson
Government Division | Thomson Reuters
Direct: 651-244-2357 | Fax 651-848-9294
Phone: 800-328-9352 ext. 42357
cory.thompson@thomsonreuters.com

From: Elena Gomez [<mailto:elena.gomez@co.hidalgo.tx.us>]
Sent: Wednesday, April 02, 2014 8:20 AM