

REGULAR MEETING - MARCH 26, 2013

BE IT REMEMBERED, that on this 26th day of March A.D., 2013, there was begun and held a **REGULAR 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-OFICIO 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
March 26, 2013
9:30 A.M.

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR 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.
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 moved to approve the Consent Agenda.
5. **Open Forum**
-Opal Billman expressed concerns on her about her false imprisonment on her own property and ownership of said property.
-Fern McLaugherty discussed travel expenses, how it benefits the County, etc.
6. **County Judge's Office:**
 - A. Report on bills before the Texas Legislature of interest to Hidalgo County
Rick Alvarez came before the Court to inform them of various Bills that are before the Legislature and may effect Hidalgo County. The Bills discussed are:
-HB 2423 - Creation of Regional Transit Authority
-HB 369 - Transportation of patients with a mental illness
-SB 1426 - Appointment of a County Auditor
-SB 170 - Building Code Standards for New Residential construction
-HB 827 - Agreement with DPS and County Clerk for renewal of duplicate Drivers License, etc.
-HB 1515 - DPS & Tax Office
-SB 969 - Electronic Admisability of certain statements made by an accused due to Interrogations.
 - B. Discussion and action on request by the Texas Municipal Police Association for the waiving of \$5 administrative fee for Hidalgo County Adult Probation Association members and consideration of payroll deduction for the Texas Police Trust insurance.

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 to leave fees as is.
Vote: 4 - 0 - Unanimously
 - C. Resolution honoring La Union del Pueblo Entero
Karina Cardoza read the Resolution into the Record.

On motion by COMMISSIONER, PCT. 2 HECTOR PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote to approve the Resolution.
Vote: 4 - 0 - Unanimously

Vote: 3 - 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. As requested by Hon. Israel Ramon, Presiding Judge of the 430th State District Court of Hidalgo County, presentation for CC's acceptance and approval of six (6) invoices attached herein (Oct.-Nov.-Dec. 2012 & Jan.-Feb.-Mar. 2013) from ASG Security for the provision of security monitoring services since the agreement for said services expired in Sept. 2012 (exhaustion of month to month provision under original agreement) with anticipated date for presentation of a new agreement on CC meeting of 4-02-13.

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: 3 - 0 - Unanimously

B. Pct. 1

1. a. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional services;

On motion byCOMMISSIONER, PCT. 2 HECTOR PALACIOS, seconded byCOMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote to approve the exemption.

Vote: 3 - 0 - Unanimously

b. Presentation of scoring grid (for the purpose of ranking by CC) of the firms graded and evaluated through the County's approved "pool" of professional appraisal services providers for (on call as needed basis) for Pct No. 1;

evaluator	Leonel Garza, Jr., & Associates	Professional Appraisal Services, Inc	HLH Appraisal Services
evaluator 1	96	92	91
Ranking	1	2	3

On motion byCOMMISSIONER, PCT. 1 A.C. CUELLAR, JR., seconded byCOMMISSIONER, PCT. 2 HECTOR PALACIOS, the Court made a UNANIMOUS vote to approve in the order of their scores.

Vote: 3 - 0 - Unanimously

c. Authority for the Purchasing Department to negotiate a professional engineering services contract with the No. 1 ranked firm of Leonel Garza, Jr., & Associates for: the provision of professional appraisal services for (on call as needed basis) in Pct No. 1.

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: 3 - 0 - Unanimously

C. Pct. 2

1. a. Requesting exemption from competitive bidding requirements, Texas Local Government Code, 262.024 (a)(4)-a professional service";

On motion by COMMISSIONER, PCT. 2 HECTOR PALACIOS, seconded by COMMISSIONER, PCT. 1 A.C. CUELLAR, JR., the Court made a UNANIMOUS vote to approve the exemption.
Vote: 3 - 0

- b. Acceptance and approval of Letter of Engagement with Hon. Rolando L. Rios to provide service regarding the Department of Justice -Pre-Clearance of 2013 Voting Precinct Changes.

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, not exceeding \$2,000.00.

Vote: 3 - 0 - Unanimously

G. Facilites Management

1. A. Approval to add the Exterior Modifications as required to comply with including, but not limited to, City of Edinburg's beautification code(s), Fire Marshal and ADA requirements plus any other appurtenances to current contractor, CAS Companies, LP awarded vendor with Tips/Taps (contract #10012413) through one of the following options:

- a. Increase existing PO #682714 in the amount of \$464,681.57 which includes a quantative adjustment of \$94,819.34 from original PO #682714; **or in the alternative,**

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: 3 - 0

- b. Issue a separate PO for proposed Phase II Modifications;

NO ACTION taken on this item.

- B. Requesting authorization and approval for CAS Companies, LP to utilize the Adjustment allowance of \$45,000.00 in **PO #682714** for the Interior Modifications to the Courtroom modulars in the amount of \$43,290.17.

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: 3 - 0 - Unanimously

H. Constables

1. Acceptance and Approval to Award the Best Valued Proposal received from Herrera and Hunt awarded Job Order Contractor (through the County's participation with Harris County Department of Education/ CHOICE) in the amount not to exceed \$114,381.59 for the Constable Pct.1 Building (Project#2013-032-01-16) Concrete Work & Water Line Improvements.

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: 3 - 0 - Unanimously

I. Sheriff's Office

1. a. Requesting Exemption from Competitive Bidding Requirements under the Texas Local Government Code 262.024(a)(4), a professional service;

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

Vote: 3 - 0

- b. Authority to enter into negotiate a professional Veterinary Services contract with Four Paws

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 enter into negotiations with Four Paws.

Vote: 3 - 0 - Unanimously