

SPECIAL MEETING - February 4, 2015

BE IT REMEMBERED, that on this 4th day of February A.D., 2015, 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
HONORABLE A.C. CUELLAR, JR.
HONORABLE EDUARDO "EDDIE" CANTU
HONORABLE JOE M. FLORES
HONORABLE JOSEPH PALACIOS

HIDALGO COUNTY JUDGE
COMMISSIONER, PRECINCT NO. 1
COMMISSIONER, PRECINCT NO. 2
COMMISSIONER, PRECINCT NO. 3
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 4, 2015
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.

2. Pledge of Allegiance

Judge Garcia led the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Virginia Townsend led the Court and Audience in Prayer.

4. Approval of Consent Agenda

The Court moved to approve the Consent Agenda for the exception of Item 4.H to be pulled for discussion.

5. Open Forum

Marta Sanchez wanted to express her gratitude on behalf of LUPE and ARISE for the Commissioners for tackling the lighting issue in the colonias.

Fern McClaugherty questioned issues regarding car allowances for the D.A.s office, salary increases in the Sheriff's office, and the procedures of grading for services.

Ramiro Trevino expressed his concern over an issue regarding some employment transfers that he questioned at the last meeting of the year and reminded the court of transparency to the taxpayers.

Mario Bueno was there on behalf of Maria Bueno which wanted to thank the Commission for the cleanup efforts on their colonias.

Opal Billman spoke of her property that was sold without her authority and continues to be forced to false imprisonment.

Dairen Sarmiento spoke on behalf of the Health Fair Committee to announce of the Health Fair that will provide free health services and information for employees. It will be held at the Edinburg Activity Center on Wednesday, February 11, 2015 from 8 am – 5 pm.

Eddie Olivarez notified the Court and public that our County is one of the most vaccinated areas in the country and not to fear the measles situation experienced in other parts of the country.

6. County Judge's Office:

- A. AI -48343** Appointment or Re-appointment of board members to the Hidalgo County Regional Mobility Authority Board of Directors for a two year term.
Commissioner A.C. Cuellar, Jr. stepped away from the meeting.

On motion by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, seconded by COMMISSIONER PCT. 3, JOE FLORES, the Court made a UNANIMOUS vote of approval to reappoint Alonzo Cantu representing the County Judge's Office, Forrest Runnels representing Precinct 4, and Rick Perez representing Precinct 3.

Vote: 4 - 0 -Unanimously

- B. AI -48349** Appointment of board member to represent the County of Hidalgo on the Tax Increment Reinvestment Zone Number One, City of McAllen Board of Directors

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval to appoint Bobby Villarreal.

Vote: 4 - 0 -Unanimously

- C. AI -48345** Discussion, consideration, and action to amend the Hidalgo County Tax Increment Reinvestment Zone (TIRZ) Policy.

NO ACTION taken on this Item.

Commissioner A.C. Cuellar, Jr. joined the meeting.

c. RG Estates Phase II – Pct. 4 (William Schwarz)

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: 5 - 0 - Unanimously

3. Final Approval with Financial Guarantee
a. Acres of Santa Cruz Phase II-A – Pct. 3 (Richard Ruppert)

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: 5 - 0 - Unanimously

b. Re-plat of Lot 12, Santa Cruz Ranches Ph I – Pct. 4 (Tomas Guzman)

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 - Unanimously

c. Pueblo De Palmas Ph. 16 – Pct. 4 (J. Gary Frisby)

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 3, JOE M. FLORES, the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 – Unanimously

20. Precinct #4 - Comm. Palacios:

A. AI -48224 Requesting approval of payment to the Texas Commission on Environmental Quality (TCEQ) in the amount of \$96.48 for the air emissions fee.

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 2, EDUARDO 'EDDIE' CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 5 - 0 - Unanimously

21. HIDTA - Task Force:

A. AI -48291 HIDTA US Justice Asset Forfeiture (1254):
Approval of the revised 2015 HIDTA US Justice Asset Forfeiture fund Overtime employee schedule approved by Commissioners' Court on 01/06/15 (AI-47861)

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: 5 - 0 - Unanimously

22. Budget & Management - Sergio Cruz:

A. AI -48353 Presentation regarding upcoming warrant postcard initiative

Mr. Ray Salazar, Budget and Management, delivered a presentation regarding a new program to inform violators that an arrest warrant has been issued via the U.S. mail. Violators with arrest warrants will have the opportunity to pay their fines online or at a local Justice of the Peace to avoid jail. The Warrant Post Card program supports the County's ongoing efforts to collect outstanding fees and fines.

At this time, Commissioner Joseph Palacios stepped away from the meeting.

B. Budget Appropriations:

1. AI -48350 Various Departments (1304)
Approval of 2015 appropriation of funds for Various Departments in the total amount of \$493,270.00 to fund the purchase of a replacement vehicles.

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: 4 - 0 - Unanimously

2. AI -48312 Probate Court (1243):
Approval of 2015 appropriation of funds in the amount of \$45,000.00 to fund various operating expenditures.

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: 4 - 0 - Unanimously

23. 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).

B.) Work Authorization No.2 Lorenzana Subdivision project in the amount of \$10,732.89

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

The Court proceeded to Item 23.C.2.

E. IT Department:

- 1. **AI -47738** a. Acceptance and approval to utilize and purchase through WSCA-NASPO Cooperative Purchasing Organization's awarded vendor, ShoreTel Inc through its' authorized partner, Richline Technical Services as permitted through Exhibit A-1 Addendum identified and approved to sell products/supports and related services under ShoreTel Inc's Contract #AR627 including the catalog support pricing for this year's services of Hidalgo County's existing ShoreTel Equipment List; and

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: 4 - 0 - Unanimously

- b. Acceptance and approval of proposal as submitted by Richline Technical Services in the amount of \$61,527.34 for the continuation of the products support of Hidalgo County's existing ShoreTel's telephone equipment related services and items as described in supporting itemized proposed documentation with authority for County Judge or Court Member to execute pertinent forms.

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

F. Pct. 4

- 1. **AI -48332** a. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) for a "professional architectural services";

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- b. Presentation of the scoring grid (for the purposes of ranking by CC) the firm graded & evaluated through the County's approved "pool" of **Architectural Firms** in connection to the **"Design and Construction of a Mechanical Shop" at Hidalgo County Precinct 4;**

ARCHITECTURAL FIRMS

Totals	ERO Architects	Milnet Architectural Services	ROFA Architects Inc.
Scores	99	96	95
Ranking	1	2	3

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



- c. Authority for the Purchasing Department to negotiate a professional **(AIA form of Agreement) for Architectural Services** for the purposes of the **"Design and Construction of a Mechanical Shop" at Hidalgo County Precinct 4**, with the No.1 ranked firm **ERO ARCHITECTS** for Architectural Services.

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: 4 - 0 - Unanimously

- 24. **Closed Session:**
Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER, PCT. 2, EDUARDO 'EDDIE' CANTU , the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- A. Real Estate Acquisition
- B. Pending and/or potential litigation
- C. **AI -48236** Deliberation regarding the following Economic Development Negotiations pursuant to Chapter 551, Texas Government Code, Section 551.087: Project Heights
- D. **AI -48228** C-0020-15-B; Esther Mata De La Garza v. Hidalgo County, Precinct 3, PI 1 and Judge Luis Garza
- E. **AI -48240** C-0255-15-A; Pablo and Amanda Garcia ind. and as reps of Estate of Rai Garcia v Hidalgo County and Rosalaba Elizondo
- F. **AI -48252** Claim of Domingo Sierra & Silvia Sierra