

SPECIAL MEETING - August 8, 2017

BE IT REMEMBERED, that on this 8th day of August A.D., 2017, 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 DAVID FUENTES

COMMISSIONER, PRECINCT NO. 1

HONORABLE EDUARDO "EDDIE" CANTU

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:



**AGENDA
CC REGULAR
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
August 8, 2017
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**
Court recessed at 9:30 a.m.
Court reconvened at 9:50 a.m.
Commissioner Flores was not present during roll call.
2. **Pledge of Allegiance**
Judge Garcia led the courtroom in reciting the Pledge of Allegiance.
3. **Prayer**
Virginia Townsend led the courtroom in Prayer.
4. **Approval of Consent Agenda**
The court moved to approve the consent agenda.
Court proceeded to Item. 19.A.
5. **District Attorney's Office:**
 - A. **AI-60920** Hidalgo County DA's Office - Domestic Violence Specialty Prosecutor (DVSP) Grant (1281): Approval to submit a DVSP Grant #2931302 budget adjustment to the Office of the Governor (OOG).
Commissioner Flores joined the meeting.
Commissioner Flores and Commissioner Cantu stepped away from the meeting.
On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.
Vote: 3 - 0 - Unanimously
 - B. **AI-61004** DA-Victim Coordinator and Liaison Grant (VCLG) (1281) / Criminal DA (1100):
 1. Approval and authorization for County Judge to electronically sign, through DocuSign, the Grant Contract for the Victim Coordinator and Liaison Grant (VCLG) Fiscal Year 2018 contract.
On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.
Vote: 3 - 0 - Unanimously
 2. Approval to accept the VCLG in the amount of \$42,0000.00 effective 09/01/2017 through 08/31/2018.
On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.
Vote: 3 - 0 - Unanimously
 3. Approval of certification of revenues as certified by the County Auditor for the FY 2018 VCLG.
On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

4. Approval to appropriate the FY 2018 VCLG funds.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

5. Approval to reclassify fringe benefits expenditures to the Criminal DA - General Fund Account.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

6. HIDTA - Task Force:

- A. AI-60886** HIDTA US Justice Asset Forfeiture Fund (1254):
Authorization and approval to pay extra duty hours from May 15, 2017 - December 31, 2017 to Deputies assigned to the Hidalgo County Criminal District Attorney's Office HIDTA Task Force from the following departments:
Constable Pct. 3, Constable Pct. 4, Sheriff's Office

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

7. County Clerk's Office - Arturo Guajardo, Jr.:

- A. AI-60870** Requesting approval of Official Bond Renewal for Elections Administrator, Yvonne Ramon.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

8. Constable Pct. #1:

- A. AI-60764** Discussion, consideration, and approval for Hidalgo County Constable Pct. 1 continued participation in Texas 1033 Surplus Property Program

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

9. Constable Pct. #2:

- A. AI-61049** 1. Authorization to accept the Approval Notice in reference to the Local Border Security Program 2017-2018 (LBSP) for the amount of \$32,000.00.

Commissioner Flores joined the meeting.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

2. Authorization and approval for County Judge, as authorized official, to Electronically accept grant award from and related document.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

3. Authorization to pay Overtime reimbursable under the grant terms and conditions.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

4. Approval of Certification of Revenues as certified by the County Auditor for the FY 2017-2018 Local Border Security Program (LBSP).

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

5. Approval to appropriate the budget for Constable Pct 2 Office portion of the FY 2017-2018 Local Border Security Program (LBSP) in the amount of \$32,000.00.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

10. Constable Pct. #4:

- A. AI-60929** Constable Pct 4 US Treasury (1259): Approval of 2017 appropriation of funds into Constable Pct 4 US Treasury (294-010) in the amount of \$6,413.59.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

11. Tax Office - Paul Villarreal:

- A. AI-60874** Discussion, consideration and action to extend the deadline of tax refund request, provided by Subsection(c) for the following, pursuant to Section 31.11 of Property Tax Code Subsection(c-1)

Account Number	Payer	Amount	Years
P7170.12.043.0008.00	Arnulfo J. Garza & Norma E. Salinas	\$1,171.64	2013

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

Vote: 4 - 0 - Unanimously

- B. AI-60875** Discussion, consideration and action to extend the deadline of tax refund request, provided by Subsection(c) for the following, pursuant to Section 31.11 of Property Tax Code Subsection(c-1)

Account Number	Payer	Amount	Years
F0330.04.000.0365.00	Solida Administradora De Portafolios SA DE CV	\$790.81	2012-2013

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

Vote: 4 - 0 - Unanimously

12. Sheriff's Office:

- A. AI-60974** Authorization and Approval for Sheriff J.E. "Eddie" Guerra to sign FY2018 Cooperative State and Local Agreement with Drug Enforcement Administration (DEA) to include OCDETF Hidalgo County Sheriff's Office (HCSO) officer.

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

Vote: 4 - 0 - Unanimously

- B. AI-60865** 1. Authorization and Approval of Interlocal Agreement for 9-1-1 Public Safety Answering Point (PSAP) Services between the Lower Rio Grande Valley Development Council and Hidalgo County.

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

Vote: 4 - 0 - Unanimously

2. Authorization for County Judge, as authorized official, to sign two copies of the agreement.

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

Vote: 4 - 0 - Unanimously

- C. AI-60936** 1. Approval of certification of revenues as certified by County Auditor.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

Linda Fong informed that the auditor has yet to certified the revenues. They are requesting an opinion from the Texas Commission on Jail Standards. Long requested the court to approve subject to the response from The Texas Commission on Jail Standards.

Commissioner Cantu joined the meeting.

Assistant District Attorney Victor Garza recommended full approval of the action item. According to Garza, the sheriff is already working with the Texas Commission on Jail Standards to ensure that the improvements comply with jail standards. He informed that the improvements are permissible under Sec. 351.0415. Garza noted that they do not have any concerns and recommended full approval, as the sheriff has full discretion to decide how to spend funds.

Linda Fong added that they requested the opinion of the Texas Commission on Jail Standards because there're restrictions to the use of commissary funds.

According to Joel Rivera, the Texas Commission on Jail Standards is going to advise that they should request an opinion from the district attorney, which they already have. Therefore, they have identify commissary funds to improve the boiler system, which is a health and safety issue for inmates. Rather than use general fund, they'll use commissary funds. Rivera stated that this has been done in the past.

Again, Fong requested the court to approve the item subject to.

Garza commented that it is expected that the auditor will not appropriate until he receives a response from the Texas Commission on Jail Standards. He recommended not approving subject to, as it could delay the process.

2. Approval of appropriation of funds in the Jail Commissary account for the amount of \$74,296.00.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

13. Executive Office:

- A.** Presentation for discussion, consideration and action (if necessary) including, but not limited to the following:
1) Update on ongoing county owned building construction, relocation and/or renovation repair projects

Guerra reported that he has been working with District Clerk Laura Hinojosa in regards to a potential DRO office. Conversations have been ongoing since 2009. At the moment they are working with Sergio Cruz to obtain an update on fees. According to Guerra, they have identified the 5th floor of the courthouse as a potential site.

- 2) Emergency situations occurring since last agenda meeting

Valde Guerra notified of the power outage that occurred early this morning at the courthouse, AEP was notified right away. There was no effect to county operations.

- B. **AI-61064** Discussion, consideration and action allowing La Union Del Pueblo Entero (LUPE) to utilize translation equipment and translator during the Commissioners Court meeting of August 22, 2017 or subsequent court meeting

Commissioner Fuentes stepped away from the meeting.

Guerra noted that they are working with Josephine Ramirez office in regards to this item and will be working with Jaclyn Treviño from Public Affairs.

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

Vote: 3 - 0 -Unanimously

- C. **AI-60993** Approval of Right of Way Permit: (Pct. 3)
Manuel Chapa - To open cut road 1472.03 feet north of Mile 3 Road on Abram Road within City of Mission, TX ETJ

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

Vote: 3 - 0 -Unanimously

14. Human Resources:

- A. Requesting waiver of the Budget Amendment Policy - Personnel Related Amendments (if applicable) for personnel items listed

Commissioner Fuentes joined the meeting.

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

Vote: 4 - 0 – Unanimously

- B. **AI-60911** Discussion, consideration and approval for Hidalgo County Office of the County Judge to appoint Ivana Melendez as a volunteer/intern under Hidalgo County Office of the County Judge for the period of August 14, 2017 to August 24, 2017.

Raul Silguero asked to be approve subject to the applicants's signature.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval subject to the applicant's signature.

Vote: 4 - 0 - Unanimously

- C. **AI-60393** Health & Human Services - H.D. Adm (1293):
Approval of the following personnel actions, effective 9/01/2017:

Action	Dept/ Program	Slot#	Position Title	Current Budgeted Salary	Proposed Budgeted Salary
Delete	340-003	0014	Registered Nurse IV	\$65,096.00	\$65,096.00
	340-005	0003		\$1,975.00	\$0.00
Change In Funding Source	340-003	G129	Clerk II	\$3,993.00	\$3,993.00
	340-051	G002		\$19,417.00	\$19,417.00
	340-005	G024		\$0.00	\$1,550.00

Siguero explained that this is just a change in grant, not salary.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- D. **AI-61058** 92nd DC (1100):
1. Discussion, consideration, and approval of the following personnel actions effective next full pay period of 8/21/17:

Action	Department	Slot No.	Position Title	Current Budgeted Salary	Proposed Budgeted Salary
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Salary Adjustment/ (Increase)	001-001	0002	Court Coordinator	\$67,980.00	\$68,980.00
Salary Adjustment/ (Increase)	001-001	0003	Bailiff	\$50,862.00	\$52,862.00
Budgeted Salary Adjustment/ (Reduce)	001-001	0004	Assistant Court Coordinator	\$63,860.00	\$61,360.00

Raul Silguero explained that the court coordinator will be receiving a court manager certification, therefore the increase of \$1,000 and the bailiff has been assigned e-filing duties.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

2. Approval of intradepartmental transfer.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

E. AI-60940 District Attorney - Crim DA (1100) / DA Investigation HB65 (1223):
Approval of the following personnel actions, effective next full pay period of 8/21/17:

Action	Department	Slot#	Current Position Title	Current Budgeted Salary	Proposed Position Title	Proposed Budgeted Salary
Reclassification	080-002	0086	Administrative Assistant I	\$22,972.00	Administrative Assistant II	\$26,625.00
	080-007	0144		\$2,028.00		\$2,315.00
Reclassification	080-002	0088	Administrative Assistant I	\$23,340.00	Administrative Assistant II	\$26,914.00
	080-007	0143		\$1,660.00		\$2,026.00

Silguero notified that these are all chapter 59 funds.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

F. AI-60994 District Attorney - DA Investigation HB65 (1223):
Approval of the following personnel actions, effective next full pay period of 8/21/17:

Action	Dept./Program	Slot #	Position Title	Current Budgeted Salary	Proposed Budgeted Salary	Net Change
Salary Adjustment/ Decrease	080-002	0051	Assistant District Attorney III	\$50,236.00	\$50,236.00	\$0.00
	080-016	0006		\$13,727.00	\$13,727.00	\$0.00
	080-007	0168		\$1,442.00	\$0.00	(\$1,442.00)
Salary Adjustment/ Increase	080-002	0009	Assistant District Attorney III	\$52,349.00	\$52,349.00	\$0.00
	080-007	0062		\$11,614.00	\$13,056.00	\$1,442.00

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

G. AI-61005 Sheriff Investigation HB 65 (1227):
Approval of the following personnel action, effective next full pay period of 8/21/17:

Action	Dept/Program	Slot #	Position Title	Current Budgeted Salary	Proposed Budgeted Salary
Create	280-005	0003	Senior Deputy Sheriff Step I	\$0.00	\$49,822.00

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

15. Urban County:

- A. AI-60931** Requesting authorization to change Activity 01 Classification Code (Acquisition) to Activity 03J (Water/Sewer Improvements) and revise descriptions on FY 2017 One Year Action Plan Approved by Commissioners' Court on July 25, 2017.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- B. AI-60919** "Subject to Compliance with HB 1295, when and if Applicable." Urban County Program on behalf of Precinct No. 2 is requesting authority to purchase equipment for the Community Resource Center (CRC) Youth Facility Project. Purchase will be made from Dell Marketing, L. P. (contract # DIR-SDD-1951) through Hidalgo County's membership/participation with Department of Information Resources (DIR). The total amount of purchase is \$17,346.64 (quote attached) funded thru UCP FY 29 (2016) Other Public Facilities and Improvement funds.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- C. AI-60897** "Subject to Compliance with HB 1295, when and if Applicable." Urban County Program on behalf of Precinct No. 2 is requesting authority to purchase equipment for the Community Resource Center (CRC) Youth Facility Project. Purchase will be made from CDWG (contract # R160201) through Hidalgo County's membership/participation with The Cooperative Purchasing Network (TCPN). The total amount of purchase is \$9,406.63 (quote attached) funded thru UCP FY 29 (2016) Other Public Facilities and Improvement funds.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

16. Health & Human Services Department:

- A. AI-61040** Discussion, consideration and approval to provide letter to Nuestra Clinica Del Valle in support of their application for funding of an essential program that addresses the health care needs of the community.

Eduardo Olivarez clarified that the letter is does not obligate the county to any financial commitment, it's merely an action to approve their actions in the community.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

- B. AI-60987** Requesting approval to submit grant application to the Texas Department of State Health Services for a ZIKA related health care program. The grant is in the amount of \$311,162.00 with a tentative starting date of November 2017 and ending on June 30, 2018 with a renewal of two additional years.

Olivarez stated that it is subject to approval at that time.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval subject to approval at that time.

Vote: 4 - 0 - Unanimously

- C. AI-60962** Request approval to pay for out of county travel and other out of pocket expenses for 1115 Waiver Consultant, Kevin Nolting, dba Nolting Consulting LLC as per the Consulting Services Contract. (Travel for RHP 5 Anchor Stakeholder meeting on August 23, 2017.) Total expenditures are estimated at \$627.01

No action taken on this item.

- D. **AI-60740** Requesting approval to submit application to the National Association of County and City Health Officials to participate in the Project Public Health Ready cohort. The Project Public Health Ready is a criteria-based public health preparedness program that assesses local health department capacity and capability to plan for, respond to and recover from public health emergencies.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- E. **AI-60743** Requesting approval of the Memorandum of Agreement between Coastal Bend Regional Advisory Council and Hidalgo County. The purpose of the Agreement is to outline the responsibilities of each party in the area of Healthcare Preparedness Capabilities.

Eduardo Olivarez informed that legal has approved, but the auditor's office had a concern in regards to funding. Olivarez explained that currently, they don't get any money. The way the grant works is that, if there is an emergency, that entity may get funding from FEMA then get assign to them.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

F. Health Care Funding District:

- 1. Discussion and/or action, including but not limited to Health Care Funding District and/or Expenditures

No action taken on this item.

G. Indigent Health Care Program:

- 1. Discussion and/or action, including but not limited to Indigent Health Care Program and 1115 Waiver and/or Expenditures

No action taken on this item.

17. IT Department:

- A. **AI-60924** PLANNING DEPARTMENT
Authorization and approval to upgrade service plan and cell phones through the County's membership/participation with CONTRACT: DIR-TSO-3415 with VERIZON WIRELESS for the following:

Description:	Employee/ID:	New Service Plan / Equipment	MDN:
Equipment/Service Plan Upgrade	Guillermo Rodriguez / 204170	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-609-5774
Equipment/Service Plan Upgrade	Gilbert Mata / 220299	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-609-5771
Equipment/Service Plan Upgrade	Felicia Arredondo / 215651	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-609-5772
Equipment/Service Plan Upgrade	Jose Tovar / 140619	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-648-7780
Equipment/Service Plan Upgrade	Office Use-Edinburg 1	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-358-8579
Equipment/Service Plan Upgrade	Pct.3 Office Use	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-358-8660

Equipment/Service Plan Upgrade	Arturo Hernandez / 180181	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-515-6860
Equipment/Service Plan Upgrade	Julio Ruiz / 208337	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-609-5773
Equipment/Service Plan Upgrade	Humberto Garza / 100315	Nationwide Unl Mins Email&Data Unl+MHS+N&W/M2M/MSG Unl @ \$69.99 + Taxes/Fees @ \$5.00 per month / iPhone 6s32GB @ \$0.00	956-648-7006

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

18. AI-61097 Elections Administration:

A. Discussion, consideration and action but not limited to Election updates.

Yvonne Ramon noted that there are 34 recommended voting locations, 10 out of those sites will be shared costs with an entity that contracted with the Elections Department to run to the November election. It was informed that 24 sites are being paid solely by the county. The schedule for the election sites currently shows 42 sites, which are still pending review by the court. From there, 31 sites are being paid by the county.

- City of Alamo is sharing The Sgt. Fernando De La Rosa
- City of Donna is sharing The Boys & Girls Club
- City of Edcouch sharing their fire station
- City of La Joya sharing the municipal library
- Progreso sharing the Progreso Community Center
- Weslaco sharing the Business and Event Center
- City of Edinburg with two locations, the Elections Annex Warehouse and UTRGV

August 21 is the last day for a candidate to file a place on the ballot.

Ramon stated that there's always the option of mobile sites. She also added that House Bill 658 if passed, will require the elections office to send a minimum of two poll judges to a facility that has a minimum of ten beds.

Commissioner Fuentes stepped away from the meeting.

The elections administrator stated that in 2009 and 2011, court decided that when an entity fully contracted with them, they were only to charge and shared costs in those polling sites within their jurisdiction. She explained that City of Edinburg will have polling locations within the city boundaries, and they, according to the court will only shared costs there. However, a full contract entity ballot will be through early voting sites. Ramon informed that right now anyone who contracts with them has their ballot available at all sites, this will continue with the new county wide polling place program.

Yvonne Ramon let the court know that she contacted the other five cities running with them, one city agreed to extend the hours and share costs but only within their jurisdiction. The other four cities said no, and one hasn't been contacted.

Richard Hinojosa City Manager for City of Edinburg informed the court that at their last city meeting they approved an agreement with all the county's conditions. However, the city is conditioning that they run extended hours from 7 - 7 within their jurisdiction, they will pay for those extended hours within the city but not county wide. Hinojosa summarized that they do agree to extending the hours from 7 - 7 within their jurisdiction and pay the county \$85,000.

Commissioner Fuentes joined the meeting.

Richard Molina City Council stated that they are not looking for more sites, they want more hours. According to Molina, City of Donna and City of Weslaco were not presented with the option to have polls be open from 7 - 7.

Ramon reminded the court that they have had 75 sites for federal elections, and between 29 and 35 for constitutional elections. As per the administrator, they have conducted poll site cost analysis. For two early voting sites county wide for Edinburg from 7 - 7 is approximately \$145,000 additional dollars

to the estimate itself. Ramon pointed out that the city's cost for option one is already shared from 8 - 5. Option No.2 would be from 8 - 6 for \$167,000 and last option No.3 would be from 7 - 7 at \$344,000

It was notified to the judge that City of Alamo, City of Donna, City of Edcouch, City of Edinburg, City of La Joya, City of Progreso, City of Weslaco and County will have elections in November.

The elections administrator explained to the court that they still don't have final figures because they're still lacking information from the entities. However, Weslaco is willing to shared costs for their jurisdiction, the other cities did not budget for any additional costs. According to Ramon, court needs to finalize locations and then they can work on estimates base on the information provided by the court. Ramon restated that she was only asked to bring figures for City of Edinburg. At this time, for the additional 4 hours it would be an additional estimate of \$145,000 for the county. City of Edinburg is willing to cap whatever their bill would be at \$85,000.

Hinojosa commented to the court that the city came out with \$85,000 because they don't believe they should be paying for early voting county wide.

Judge Garcia asked Yvonne Ramon to find the cost it will take to staff the two locations for Edinburg from 7 - 7.

Ramon explained to the court that legally, the city and rural areas can have separate hours. However, she advocated to have uniformity, because that's what the county wide program is trying to do. It is about having uniformity of location and time.

Commissioner Palacios commented in favor of having uniformity for the locations and times.

Ramon confirmed with the court that she will provide a new cost estimate to the seven entities from a time frame of 7 - 7 and let them decide if they want to open from 7 - 7 or stay from 8 - 5.

Commissioner Fuentes requested for the elections office to take into consideration which polls are more likely to be utilized for the extended hours, in order to consider cost savings. Ramon noted that they already do this analysis.

Judge Garcia stepped away from the meeting.

Court proceeded to Item.21.A.

19. TX. Agri-Life Extension Services:

- A. AI-60717** Andrea Valdez, County Coordinator, Kimberly Guillen, CEA-4-H & Youth Development and Amy Valdez, Healthy South Texas Specialist would like to introduce Hidalgo County 4-H Ambassadors, Hidalgo County 4-H County Council and Healthy South Texas Youth Ambassadors to the Court.

County Extension Agent Kimberly Guillen introduced the new Hidalgo County 4-H Ambassadors to the court.

Guillen explained that The Texas A&M AgriLife Extension Services and The Hidalgo County 4-H program annually select leaders to represent the county program in various ways.

The 2017-2018 Hidalgo County 4-H Council members are: President Charles Lee, Valley West 4-H Club; 1st Vice President Tyler Denny, Town & Country 4-H Club; 2nd Vice President Claire Lee, Valley West 4-H Club; Secretary Jocelyn Boyle from Town & Country 4-H Club; Treasurer Cooper Ford, Borderline 4-H Club; Reporter Ashlyn Martinez from Town & Country 4-H Club; Parliamentarian Emeri Drewry, Town & Country 4-H Club; District 12 Delegate Elyssa Rodriguez from Town & Country 4-H Club; and District 12 Delegate Lily Ford, Borderline 4-H Club.

The purpose of the program is to help members develop leadership and communication skills, help the community understand the scope of the 4-H program, and provide services to various programs in the community.

The 4-H Ambassadors are: Justin Cayetano Cappadona from Linn-San Manuel 4-H Club; Ashley Cortez, Star Lite 4-H Club; Charles Lee, Valley West 4-H Club; Claire Lee from Valley West 4-H Club; Cooper Ford, Borderline 4-H Club; Morgan Parker, Borderline 4-H Club; Michael Bullion, New Horizons 4-H Club; Brandon Cerelli, Linn-San Manuel 4-H Club; Adriana Aguilar, Queen City 4-H Club; Emeri Drewry, Town & Country 4-H Club; Brian Pena, Borderline 4-H Club; and Ashlyn Martinez from Town & Country 4-H Club.

Court proceeded back to Item.5.A.

20. Planning Department:

- A. **AI-61003** Requesting approval to appoint member(s) to the following boards:
 1. Hidalgo County Subdivision Advisory Board
 2. Board of Building Line Adjustments

Judge Garcia recommended Ken Dejarnett for both boards.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- B. **AI-60883** 1. Discussion and possible action to authorize a revision of MGM Platinum Ranches Subdivision Plat as per Texas Local Government Code 232.041

T.J. Arredondo explained that this is a subdivision in precinct 4, they are asking to reduce the rear setback from 35 feet to 20 feet. The change will still exceed with the county's minimum of 15 feet.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

- 2. Discussion and possible action to authorize a revision of Rio Vegas Ranches Subdivision Plat as per Texas Local Government Code 232.041

This property is also located in precinct 4 and it is owned by the same developer as the previous item. Again, they are asking to reduce the same setback from 35 feet to 20 feet.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

Court proceeded to Item.22.A.

21. Precinct #1 - Comm. Fuentes:

- A. **AI-60954** Requesting approval of Interlocal Cooperation Agreement between the South Texas Independent School District and the County of Hidalgo for student transportation staging area for the 2017-2018 School Year, agreement expiring August 31, 2018.

Judge Garcia joined the meeting.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

Court proceeded to Item.25.A.1.

22. Precinct #3 - Comm. Flores:

- A. **AI-60864** Approval of 2017 appropriation of funds from the R&B unreserved fund balance for various Pct. 3 R&B Accounts in the amount of \$671,417.91 to fund road projects and daily operating expenditures.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

23. Precinct #4 - Comm. Palacios:

- A. **AI-61033** Requesting consideration and approval for title commitment, appraisal, survey, metes and bounds, title policy and acquisition of right of way for the North Brushline Corner Clip Project.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

24. Budget & Management:

A. Budget Appropriations:

1. **AI-60885** JP Preservation of Vital Statistics (1100):
Approval of 2017 appropriation of funds for the JP Preservation of Vital Statistics in the amount of \$4,839.90 to fund various operating expenditures for JP Pct. 1, Plc 1.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

2. **AI-60829** Debt Service RB Series 2014B & 2014C (1444/1446):
Approval of appropriation and interfund transfer from Capital Project - Sale of Asset (Fund 1303) to Debt Service - RB Series 2014B (Fund 1444) and RB Series 2014C (Fund 1446) in the total amount of \$318.88.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

3. **AI-61053** General Litigation (1100):
A. Approval of certification of revenues by the Co. Auditor in relation to insurance settlement proceeds.
B. Approval of 2017 appropriation of funds into General Litigation in the amount of \$217,000.00

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

Court proceeded to Item.25.A.2.

25. **Purchasing Department - 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 FORWARDED 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-60950** A. Finalizing or completion of scoring/evaluation sheets of both nominated architectural firms of HDR and HOK for the purpose of [tabulation & averaging score sheets] ranking by CC so as to proceed to next step of the process-commence negotiations;

Jacobs Project Manger informed the court that based on the criteria they received from the court, HOK scored higher than HDR.

Martha Salazar noted that the comments by Jacobs are strictly to assist the court in finalizing any uncertain scores.

According to Jacobs representative, they focused on qualifications they assembled from the interviews. Under Firm Qualifications they scored HOK 25 and HDR 23. Firm Experience of project HDR 23 and HOK 22.

Commissioner Palacios questioned if they validated the presentations. In regards, Jacobs representative informed that HOK ranking is accurate.

In terms of availability and experience for Project Manger Criteria 3, Jacobs did not have information for either "C" or "D", therefore, they gave zero score to both firms. Commissioner Palacios stated that Criteria 3 was of most importance to him. The representative noted that the firms did not present the involvement percentage. However, what they did present during that presentation, they scored HOK 10 and HDR 9. Understanding of the Project HOK was ranked at 11 and HDR was ranked at 9. The difference in score was based on past involvements and understanding the nature of the project, their experience and how to apply best practice on county courthouse design. As per Jacobs, they expect for the architects to come with best practices and provide professional recommendation. For Criteria 5, HOK was ranked 8 and HDR 4 primarily based on the presentation and the dimension of industry best practice and knowledge. Therefore, for a total of 76 for HOK versus 68 for HDR. Jacobs representative explained to the court that their criteria for differentiator included standard best practices that indicate past experiences with guidelines. Both firms scored equal on the applicable regulation standard policy. Jacobs representative specified that during the presentations they HDR did not mentioned "best practice" versus three or four slides from HOK making reference to "best practice".

Commissioner Fuentes commented that he did not want to punish a firm for not mentioning "best practice" during a 12 minute presentation. The commissioner pointed out that his score is independent from any notes or opinions from Jacobs.

Additionally, Commissioner Palacios also noted that his score is independent and didn't have knowledge that Jacobs was scoring as well. According to the commissioner, he didn't based his score on a 12 minute presentation either, he took into consideration the past 9 years that they dealt with the firms. He disclosed that his score total a difference of 3 points.

Martha Salazar told the court that Jacobs has provision in their contract to assist the court in finalizing their scores, should it be needed. However, ultimately the original RFQ calls on Commissioners Court, elected officials or user department to score, grade and evaluate to that the court can rank.

Court recessed at 11:29 a.m.

Court reconvened at 11:58 p.m.

Court proceeded to Item.20.

Judge Garcia notified that according to the numbers, they have a tie for the ranking of the architects. As per the judge, the procurement statutes are silent as to what happens when there's a tie. The judge informed that they will allow their lawyers an extra week to look at the statutes and the case law.

B. Authority to commence the negotiation process with the number one ranked firm of _____ by the following selected/designated parties [HCCC to list names] with the Purchasing Department as a facilitator for the purpose of a letter of engagement/contract with an architectural firm for the design and construction of a New Hidalgo County Courthouse.

No action on Item.25.A.1.A &B.

Court proceeded to Item.32.

- 2. **AI-60750** Requesting approval to reject sole bid received for project titled "Pick up of Used Oil, Oil Filters and Antifreeze & Other Misc. Products" through project No.: 2017-165-06-28-SGS and re-bid project.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- 3. **AI-60714** Presentation of the sole responsible vendor submitting the lowest and best bid [and meeting all specifications and requirements] for the purpose of award of bid to Rochester Armored Car Co, Inc., including approval of the contract for the project numbered and titled: RFB No.: 2017-121-06-21-HGO - "Armored Car Services".

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- 4. **AI-60913** Presentation of the sole vendor, Center for Disease Detection, submitting the lowest and best bid for the purpose of award and approval of contract for Request for Bid titled: Hidalgo County -"Laboratory Services" through project No.: 2017-153-07-05-SMA.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

B. Pct. 1

- 1. **AI-60914** PCT.1 / FEMA
A. Requesting acceptance of Certificate of Construction Completion as submitted by 2GS,LLC. for the provision of FEMA Road Improvements to Mile 1.5 West as recommended by project engineer IOC Engineers under Contract# C-16-400-03-07.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

B. Requesting acceptance and approval of Application for Payment No. 3 Retainage Release in the amount of \$35,053.53 as submitted by 2GS,LLC for the provision of FEMA Road Improvements to Mile

1 1/2 West under Contract# C-16-400-03-07.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

C. Pct. 2

- 1. **AI-61015** Acceptance and approval to execute the final form of a professional engineering services agreement (subject to legal counsel's review) for the provisions of: (on call) Geo-Technical / Construction Material Testing Services with Terracon Consultants for projects located in Precinct No. 2, [as approved for negotiations on CC 07/25/17];

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- 2. **AI-61056** Requesting approval of Supplemental Agreement No. 1 to Contract No. C-17-182-06-13 for B2Z Engineering, LLC., resulting in a change to the project name from Pct 2 Whalen Road Extension Project to **Pct 2 Military Highway Extension Project.**

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- 3. **AI-61014** a. Acceptance and approval to execute the final form of a professional engineering services agreement (subject to legal counsel's review) with B2Z Engineering, LLC for project specific: [Las Milpas Park Youth Facility Project] located in Precinct 2, [as approved for negotiations on CC 06/13/17];

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

b. Acceptance and approval of Work Authorization No. 1 in the amount of (\$ 45,578.64) as submitted by project engineer, B2Z Engineering, LLC for "professional engineering" services for project specific: [Las Milpas Park Youth Facility Project] located in Precinct 2, in connection to agreement # C-17-194-08-08.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- 4. **AI-60917** The Honorable Eddie Cantu, Commissioner PCT #2 requests approval to accept a 16' Trailmaster Utility Trailer from the Department of Public Safety awarded in accordance with Chapter 47.01(a), Subsection (b) 1 of the Code of Criminal Procedure by JP Pct. #2, Place 1 so as to have said asset added to the Department's Inventory with supporting documentation attached.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

D. Pct. 3

- 1. **AI-61013** a. Approve an order exempting competitive procurement requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional service;

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

b. Presentation of scoring grid (for the purposes of ranking by CC) of the firms graded and evaluated through the County's approved "pool" of professional surveying services for "ON CALL" Precinct No. 3 Projects;

	R.O.W. SURVEYING SERVICES	QUINTANILLA, HEADLEY & ASSOC.	SAMES, INC.
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EVALUATOR NO. 1	98	96	89
	1	2	3

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

c. Authority for the Purchasing Department to negotiate a professional surveying services agreement commencing with the No. 1 ranked firm of **R.O.W. Surveying Services** for professional surveying services for "ON CALL" Precinct No. 3 Projects.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

- 2. **AI-60772** Requesting authority to purchase (1) BOMAG BW-151AD-5 Tandem Vibratory Roller thru our membership/participation with BuyBoard contract #515-16 in the amount of \$132,496.00 for Commissioner Pct. 3 through requisition #347208.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

- 3. **AI-60888** Acceptance and approval of proposal received and authority to purchase for the Hidalgo County Precinct No. 3 from John Deere (Deere & Company) - authorized dealer Neuhaus & Company, Ltd. awarded vendor [thru our membership/participation with Buy Board contract #529-17], for the following:

A. One [1] John Deere 5075E Utility Tractor at \$40,997.45;
 B. One [1] John Deere H240 Loader at \$5,796.78;
 C. One [1] John Deere MX7 Lift-Type Rotary Cutter-540 RPM PTO at \$4,052.54;
 through the processing of submitted Requisition #346600 through Purchase Order protocol for a total amount of \$50,846.77.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

E. Pct. 4

- 1. **AI-61001** Acceptance and approval of Work Authorization No. 1 in the amount of (\$ 10,781.68) as submitted by project engineer, L&G Engineering for "professional engineering" services for: Project Specific: [Traffic Signal Warrant Study for SH 107/Sunflower Road Intersection] in Precinct 4, in connection to (on call) agreement # C-15-255A-09-01 for "Traffic Studies County Wide".

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- 2. **AI-60932** Acceptance and approval of the "Certificate of Substantial Completion" submitted and certified by project architect, Mata Garcia Architects, LLP, reflecting the date of July 24, 2017 by R.G. Enterprises, LLC d/b/a G & G Contractors awarded contractor for the Hidalgo County Precinct No. 4 [Landscape/Structural and Irrigation Construction for the San Carlos Community Resource Center (CRC)Project] in connection to (AIA Construction Agreement # C-16-145A-07-19).

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

F. Constables

1. **AI-61011** a. Requesting exemption from competitive procurement requirements under the Texas Local Government Code, Section 262.024(a)(7)(a) proprietary software;

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

- b. Requesting approval of agreement for "On-line Research Services" with Lexis Nexis for Constable Precinct No. 3.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 1, DAVID FUENTES, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

G. Health & Human Services Dept.

1. **AI-61048** Acceptance and approval of the final negotiated contract with H-E-B RxTRA Advantage for Hidalgo County Indigent Health Care Level 2 Pilot Program "Online Pharmacy Billing Services" which is inclusive of the "Best and Final Offer".

Martha Salazar noted that there's a concern regarding funding, but Budget and Management will be addressing funding. She recommended approval subject to funding.

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

Vote: 3 - 0 – Unanimously

Commissioner Fuentes abstained from voting on this item.

2. **AI-61012** a) Requesting approval of vendors qualified by Health & Human Services Department for Hidalgo County Indigent Care Level 2 Pilot Program "Primary Care Provider Services Network";
1. Lower Rio Grande Valley CHM Corp (El Milagro Clinic)
2. Dr. Bose Industrial & Family Medicine
3. Nuestra Clinica del Valle
4. Juana Maria Espejo, MD PA
5. Luis P. Bay, MD PA
6. Ashley Pediatrics Day & Night Clinic.

Martha Salazar asked for approval subject to the compliance with any required items that have not been met with from the six vendors.

On motion by COMMISSIONER PCT. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval subject to any required items that have not been met with from the six vendors.

Vote: 3 - 0 – Unanimously

Commissioner Fuentes abstained from voting.

- b) Authorization to admit additional providers to "the network" as they are being submitted and qualified by Health & Human Services Department for the life of the program with all subsequent admittance of providers into the Hidalgo County Indigent Care Level 2 Pilot Program - "Primary Care Provider Services Network" are subject to compliance with HB1295.

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

Vote: 3 - 0 – Unanimously

Commissioner Fuentes abstained from voting on this item.

3. **AI-60996** a) Requesting approval of the first vendor qualified by Health & Human Services Department for Hidalgo County Indigent Care Level 2 Pilot Program "Laboratory & X-ray Services Network", Mobile X-rays on Demand, LLC; and,

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

Vote: 3 - 0 – Unanimously

Commissioner Fuentes abstained from voting on this item.

b) Authorization to admit additional laboratories to "the network" as they are being submitted and qualified by Health & Human Services Department for the life of the program with all subsequent vendors for: "Laboratory & X-ray Services Network" are subject to compliance with HB1295.

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

Vote: 3 - 0 -Unanimously

Commissioner Fuentes abstained from voting on this item.

H. WIC

- 1. **AI-60925** Presentation of the sole responsible vendor submitting the lowest and best bid [and meeting all specifications and requirements] for the purpose of award of bid to BIC Development Corporation, including approval of the contract for the project numbered and titled: RFB No.: 2017-151-07-19-HGO - "Lease of Office Space - Edinburg WIC Administration Office".

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 – Unanimously

I. Colonia Access Program Pct. 3

- 1. **AI-61019** BCAP/Pct. 3: Presentation for discussion, consideration, and action on a recommendation by project engineer Javier Hinojosa Engineering to award to lowest bidder meeting all specifications: Five Star Galaxy in the amount of \$129,604.70 for Bid No. CAP-17-186-07-12-YSS "Road & Drainage Construction for Palm Subdivision Unit #2."

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval.

Vote: 4 - 0 - Unanimously

J. Sheriff's Office

- 1. **AI-61030** Acceptance and approval of Work Authorization No. 1 with an estimated cost of (\$) as submitted by project engineer, Half Associates, Inc. in connection to (on call) Professional Engineering Services agreement #C-17-142-05-16 for "Building Repairs, Renovations, Alteration, Additions and/or Other Related Services to County Owned Buildings" for: Project Specific: [Conversion of three (3) Existing Cells into Padded/Safety Cells] for the Hidalgo County Sheriff's Office.

Martha Salazar informed that the estimate cost is still being process. This is still an ongoing project, the money is coming from commissary funds. Salazar recommended approval subject to legal approval as to form and the sheriff's acceptance of the proposal.

On motion by COMMISSIONER PCT. 1, DAVID FUENTES, seconded by COMMISSIONER PCT. 4, JOSEPH PALACIOS, the Court made a UNANIMOUS vote of approval subject to legal approval as to form and the sheriff's acceptance of the proposal.

Vote: 4 - 0 - Unanimously

26. Open Forum

1) Lourdes Garcia resident of Buena Vida Subdivision petitioned the court to consider putting money aside for the public lighting project.

2) Inocencio Peña member of LUPE and resident of Taurus No.14 also joined in the petition for the court to set aside budget for public lighting.

Commissioner Fuentes stepped away from the meeting.

3) Fern McClaugherty questioned the upcoming trip of 25 employees from the probation department and 3 judges to New York City. She inquired on the amount they'll spend on the trip. Additionally, she reminded the court that the budget for the construction of the new courthouse has increased since 2011. McClaugherty reminded the court that HOK has saved \$50 million dollars in costs for the construction of the courthouse.

4) Luis Peña claimed that the current sheriff is inexperienced and unknowledgeable in law enforcement. Peña claimed that the sheriff was not in support of SB4 and now he is. Additionally, he alleged that nothing has changed at the sheriff's office as selective enforcement still continues.

5) Ramiro Treviño questioned the actions of the Probation Department.

27.

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. 4, JOSEPH PALACIOS, seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU, the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 – Unanimously

- A. Real Estate Acquisition
No action taken on this item.
- B. Pending and/or potential litigation
No action taken on this item.
- C. **AI-60946** Potential Litigation related to possible causes of action against drug manufacturers and/or distributors of opioids
No action taken on this item.
- D. **AI-61027** Claim of Rosa Saldivar
No action taken on this item.
- E. **AI-61046** Claim of Anthony Hernandez
No action taken on this item.
- F. **AI-60957** Claim of La Feria Transfer Station
No action taken on this item.
- G. **AI-60959** Claim of Texas Gas Service
No action taken on this item.
- H. **AI-60961** Claim of Guadalupe Leos Hernandez
No action taken on this item.
- I. **AI-60975** Claim of David Morton
No action taken on this item.
- J. **AI-60984** Claim of Maria L. Tovar
No action taken on this item.

28.

A. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024(A) (4) "a Professional Service" for the "provision of legal services/representation in connection with litigation."

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

Vote: 3 - 0 – Unanimously

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

Vote: 3 - 0 – Unanimously

B. Requesting engagement with the firm of **Preston Herichson in relation to Item.29.D / Preston Henrichson in relation to Item.29.E**, for the "Provision of Legal Services/Representation in connection with Litigation" and authority to submit letter of engagement (subject to compliance with HB1295)

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

Vote: 3 - 0 -Unanimously

Court proceeded to Item.29.E.

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

Vote: 3 - 0 -Unanimously

Court proceeded to Item.29.F.

29. Open Session:

A. Real Estate Acquisition and appropriation for same

No action taken on this item.

B. Pending and/or potential litigation

No action taken on this item.

C. AI-60947 Potential Litigation related to possible causes of action against drug manufacturers and/or distributors of opioids

No action taken on this item.

D. AI-61028 Claim of Rosa Saldivar

Refer to Item.28.A. and B.

E. AI-61047 Claim of Anthony Hernandez

Refer to Item.28.A. and B.

F. AI-60958 Claim of La Feria Transfer Station

Valde Guerra requested for settlement authority to make an offer in the amount of \$475.00

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

Vote: 3 - 0 -Unanimously

If accepted it will be payable to Republic Services.

G. AI-60960 Claim of Texas Gas Service

Valde Guerra requested for settlement authority to make an offer in the amount of \$261.96

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

Vote: 3 - 0 -Unanimously

H. AI-60963 Claim of Guadalupe Leos Hernandez

Valde Guerra requested for settlement authority of property damage to make an offer in the amount of \$17,502

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

Vote: 3 - 0 -Unanimously

If accepted it will be made out to Loya Insurance Company.

I. AI-60977 Claim of David Morton

Valde Guerra requested for settlement authority to make an offer in the amount \$827.48

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

Vote: 3 - 0 -Unanimously

J. AI-60985 Claim of Maria L. Tovar

Valde Guerra requested for settlement authority to make an offer in the amount of \$1,581.88

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

Vote: 3 - 0 -Unanimously

Court proceeded back to Item.25.A.1.

30. Closed Session:

Commissioners Court may reconvene into Closed Session for the discussion regarding the agenda items listed

No action taken on this item.

31. Open Session:

Commissioners Court may reconvene into Open Session for the discussion regarding the agenda items listed

No action taken on this item.

32. Adjourn

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

Vote: 3 - 0 -Unanimously

August 8, 2017

There being no further business to come before said Court, the meetings of the Commissioners' Court and the Drainage District #1 Board are now hereby adjourned.

Dated this the 8th day of August, 2017

ARTURO GUAJARDO, JR., County Clerk
Hidalgo County, Texas

By: _____
Norma G. Cantu, Deputy

I, ARTURO GUAJARDO, JR., County Clerk attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on August 8, 2017.

Signed this 8th day of AUGUST 2017

ATTEST:
ARTURO GUAJARDO, JR.
County Clerk and Ex-Officio Clerk
Of the Commissioners' Court of
Hidalgo County

By: _____
(Seal) Norma G. Cantu, Deputy