

**SPECIAL MEETING – SEPTEMBER 13, 2011**

**BE IT REMEMBERED, that on this 13<sup>TH</sup> day of September A.D., 2011, 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:**

<b>HONORABLE RAMON GARCIA</b>	<b>HIDALGO COUNTY JUDGE</b>
<b>HONORABLE JOEL QUINTANILLA</b>	<b>COMMISSIONER, PRECINCT NO. 1</b>
<b>HONORABLE HECTOR (TITO) PALACIOS</b>	<b>COMMISSIONER, PRECINCT NO. 2</b>
<b>HONORABLE JOE M. FLORES</b>	<b>COMMISSIONER, PRECINCT NO. 3</b>
<b>HONORABLE JOSEPH PALACIOS</b>	<b>COMMISSIONER, PRECINCT NO. 4</b>

**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  
September 13, 2011  
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 in the Commissioners' Courtroom of the Administration Building, 100 E. Cano, 1st floor, 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**

Commissioner Quintanilla led the Court and Audience in Prayer.

**4. Approval of Consent Agenda**

The Court proceeded with the Consent Agenda at this time.

**5. Open Forum**

(Audio Tape # 1, Tracking # 355)

-Virginia Townsend had questions with the JP's requesting a grievance.

-Fern McLaugherty also discussed the J.P.'s grievance, grievance committee, the budget and county holidays.

-Brandy Wingate, Juanita Valdez Cox, with LUPE, David Hall and Joe Connors all spoke in support of Judge Yanez.

-Commissioner Quintanilla thanked his staff for the great job they did on putting together a great event honoring and remembering the lives that were lost on 9/11.

**6. AI-28498 Appointment of Judge to the Office of County Court at Law #7 (Exhibit L)**

(Audio Tape # 1, Tracking # 812)

The Court recommended No Action be taken at this time due to budgetary and placement issues and The court also stated that there were other interested parties for this appointment. This item will be brought back for discussion on September 27, 2011.

NO ACTION taken on this item.

At this point, the Court took item 10.A. out of order.

**7. Executive Officer - Valde Guerra: (Exhibit M)**

(Audio Tape # 1, Tracking # 1640)

**A. 1. 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."**

**2. Requesting engagement with the firm of \_\_\_\_\_ for the "Provision of Legal Services/Representation in connection with Litigation"**

NO ACTION taken on item 7.A.1 & 2.

**B. AI-28437 Approval to accept a settlement check from Allstate Insurance Company in the amount of \$931.21 to settle auto accident with County vehicle. (HIDTA)**

On motion of Commissioner Hector Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval.

**C. AI-28435 Approval to accept a settlement check from State Farm Insurance Company in the amount of \$588.60 to settle auto accident with County vehicle. (Sheriff's Office)**

On motion of Commissioner Hector Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval.

**D. AI-28481 Texas Cooperative Extension:**

**Requesting permission for one (1) employee to travel to Austin, Texas on September 13-16, 2011 for Texas Obesity Awareness Week - 2011 Texas Health Champion Award (expenses to be paid by the Dell Center)**

On motion of Commissioner Hector Palacios, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**E. AI-28485 1. Presentation by Texas Organ Sharing Alliance regarding the Hidalgo County's "Tree of Hope" Planting Ceremony on Friday, September 16, 2011**

Presentation by Karina Cardoza.

-Trish Barrera discussed the benefits of Organ Transplants.

-Jaime Longoria and Martha Salazar talked about Organ Transplant/Sharing.

NO ACTION taken on this item.

**2. Presentation by United Blood Services regarding Hidalgo County Employee Blood Drive on Tuesday, September 20, 2011**

Presentation by Karina Cardoza and Richard Pinon.

NO ACTION taken on this item.

Commissioner Quintanilla and Commissioner Joseph Palacios stepped away from the Court.

**F. AI-28491 Status update regarding Operation Clean Slate.**

(Audio Tape # 1, Tracking # 2241)

Valde Guerra informed the Court that the Portal to pay any citations, on-line, will go live Thursday, September 15, 2011.

NO ACTION taken on this item.

**G. AI-28488 Request from the Rio Grande Regional Water Authority for a Local Match Pledge in the amount of \$18,966.89 to fund an Alternative Regional Water Supply Feasibility Study**

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**8. Constables: (Exhibit N)**

(Audio Tape # 1, Tracking # 2366)

**A. AI-28405 Constable Pct. #3 - Border Security Crime Reduction Operation Grant (1284):**

**Requesting approval to submit a request to the Office of the Governor to transfer all funds budgeted in the Bulletproof Vests (obj. codes 668 or 748) and Vehicle Operating Costs (obj. code 672) line items into the New Vehicle Purchase (obj. code 741) line item.**

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**9. County Judge's Office: (Exhibit O)**

(Audio Tape # 1, Tracking # 2406)

**A. AI-28402 Discussion, consideration, and ratification of appointees to the Courthouse Planning Committee:**

	<b>APPOINTEE</b>	<b>DEPARTMENT/ORGANIZATION</b>
<b>1</b>	<b>Juan Pena</b>	<b>County Judge - Community At-Large Appointee</b>
<b>2</b>	<b>Yolanda Chapa</b>	<b>County Judge</b>
<b>3</b>	<b>Juan Medina</b>	<b>Precinct 1 - Community At-Large Appointee</b>
<b>4</b>	<b>Eduardo Gonzalez</b>	<b>Precinct 1</b>
<b>5</b>	<b>Virginia Townsend</b>	<b>Precinct 2 - Community At-Large Appointee</b>
<b>6</b>	<b>Raul Silguero</b>	<b>Precinct 2</b>
<b>7</b>	<b>Fern McLaugherty</b>	<b>Precinct 3 - Community At-Large Appointee</b>
<b>8</b>	<b>Domingo "Mingo" Villareal</b>	<b>Precinct 3</b>

9	Cullen Looney	Precinct 4 - Community At-Large Appointee
10	Marcos Lopez	Precinct 4
11	Sergio Cruz	Budget and Management Office
12	Oscar Garza	Purchasing Department
13	Homer Vasquez	District Attorney's Office
14	Rene Rangel	District Clerk's Office
15	Arturo Guajardo Jr.	County Clerk's Office
16		Board of Judges
17		Board of Judges
18	Lt. Gabriel Castaneda	Sheriff's Office
19	Isidro Sepulveda, Jr.	Indigent Defense Office
20	Jimmy Gonzalez	Public Defender's Office
21	Richard Sunday	Facilities Management Department
22	Paul Wilson	Hidalgo County Bar Association
23	Rey Merino	Hidalgo County Bar Association
24	Valde Guerra	Executive Officer

On motion of Commissioner Hector Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the appointees to the Courthouse Planning Committee and to have the two vacancies filled by the names of the individuals selected by the Board of Judges.

**B. AI-28426 Approval to appoint one (1) Representative and one (1) Alternate to the Amigos Del Valle Board.**

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote to approve Commissioner Hector Palacios as the Representative and Raul Silguero as an Alternate to the Amigos Del Valle Board.

**10. County Clerk's Office - Arturo Guajardo, Jr.: (Exhibit P)**

(Audio Tape # 1, Tracking # 1052)

**A. AI-28417 1. Public Hearing regarding the County Clerk's Record Archive Plan as required by Section 118.025 of the Texas Local Government Code;**

Mrs. Annette Muniz, Chief Deputy, came before the Court requesting to continue to have the \$5.00 fee in place. Mrs. Muniz provided a slide show how the \$5.00 fee has preserved these documents.

Judge Garcia Opened the Public Hearing.

-Commissioner Quintanilla and Mr. Frank Travar praised the County Clerk's Office for a job well done.

Judge Garcia Closed the Public Hearing

**2. Approval/acceptance of County Clerk's Record Archive Plan as required by Section 118.025 of the Texas Local Government Code.**

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval.

**11. Sheriff's Office - Chief Martinez: (Exhibit Q)**

(Audio Tape # 1, Tracking # 2641)

**A. AI-28398 Approval and Acceptance of extension for the Texas Rangers Local Border Security Program Grant. New termination date is 08/31/12. (Prior termination date was 08/31/11.)**

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**B. AI-28470 Authorization and Approval of Budget Appropriation for the Texas Border Sheriff's Coalition (TBSC) Operation Linebacker grant.**

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**12. Health & Human Services Department - Eddie Olivarez (Exhibit R)**

(Audio Tape # 1, Tracking # 2687)

**A. Discussion and/or action, including but not limited to Indigent Health Care Program and/or Expenditures**

NO ACTION taken on this item.

**B. AI-28379 TB Control Grant (1293)**

**1. Requesting authorization to accept the attached Tuberculosis Prevention and Control grant contract #2012-039064-001 in the amount of \$455,507.00 for the period of 09/01/2011 to 08/31/2012.**

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

Commissioner Quintanilla joined the meeting.

**2. Approval of the Certification of Revenues as certified by the County Auditor.**

**3. Approval of the attached TB Grant Budget Appropriation.**

**4. Approval of the attached TB Program Income Budget Appropriation.**

**5. Approval to create one (1) full-time Clerk III position, slot no. G009, grade 5.**

**6. Approval to create one (1) full-time Limited Medical Radiologic Technologist position, slot no. G010, grade 9.**

**7. Approval to add the Limited Medical Radiologic Technologist classification to the Hidalgo County position inventory.**

**8. Approval of salary schedule.**

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 12.B.2 through 8.

**13. Adult Probation - Arnold K. Patrick:** (Exhibit S)

(Audio Tape # 1, Tracking # 2783)

Commissioner Flores stepped away.

**A. AI-28400 Requesting approval/permission to apply for the continuation of the DWI Court Grant and designate Rodolfo Perez as the grantee's authorized official**

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**B. AI-28477 Requesting approval to include the Hidalgo County DWI/Drug Court Program on the Jury Summons as an option for jury members to be able to donate their jury compensation as allowed under Sec. 61.003 (A) and (B) Government Code**

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**14. Emergency Management - Oscar Montoya:** (Exhibit T)

(Audio Tape # 1, Tracking # 2846)

**A. AI-28411 Discussion, consideration, and approval of the following documents as required by the Texas Division of Emergency Management (TDEM):**

- 1. Annex D - Radiological Protection**
- 2. Annex F - Firefighting**
- 3. Annex H - Health & Medical Services**
- 4. Annex K - Public Works**

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote to approve items 14.A.1 through 4.

**B. AI-28507 Approval of Memorandum of Understanding (MOU) between The Texas Forest Service and Regional Incident Management Team Member and Hidalgo County with authority for the County Judge to sign all required forms related to possible creation of Incident Management Teams(IMT) on an as needed basis.**

Mr. Montoya explained that NO ACTION would be needed since this MOU was signed in 2009 between the County and the State of Texas, giving the Emergency Office the designation to assign people to assist when called on.

Commissioner Joseph Palacios joined the meeting and Commissioner Hector Palacios stepped away.

**15. IT Department - Renan Ramirez** (Exhibit U)

(Audio Tape # 1, Tracking # 3333)

**A. AI-28160 1. Approval of the Letter of Understanding between Hidalgo County and Tyler Technologies.**

**2. Approval of the revised software service agreement with Tyler Technologies.**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 15.A.1 & 2.

**16. Urban County - Diana Serna: (Exhibit V)**

(Audio Tape # 1, Tracking # 3530)

**A. AI-28301 Consideration and approval of a Program Amendment for Urban County Program Workplan for the City of Progreso Years 23 & 24 (2010 & 2011). The proposed program amendment will add streets into their existing work plan which includes the reconstruction of streets, curb & gutter, sidewalk improvements, advertisements, engineering fees, material testing fees and related appurtenances for project completion.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**B. AI-28357 Requesting approval to authorize County Judge as the County's Chief Executive Officer to act in all matters in connection with this Grant and the County's participation in the Texas General Land Office "GLO" Contract No 10-5287-000-5293.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**C. AI-28464 Urban County Program on behalf of the Precinct No. 1 is requesting authority to enter into contract with GAS Enterprises, Inc. for a construction contract for the Parks, Recreational Facility Improvements to the Precinct No. 1 (Elsa) Mario Leal Park in the amount of \$456,189.00 to include the construction of baseball field, bathroom facilities, walking trail and complete preparation of fields utilizing the Hidalgo County Precinct No. 1. UCP Year 21 (2008) Precinct No. 1 Parks Recreational Facility Improvement funds will be utilized along with City of Elsa UCP Year 22 (2009) Elsa Parks, Recreational Facility Improvement funds.**

(Audio Tape # 2, Tracking # 10)

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval.

**D. AI-28430 1. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a)(4) for Single Family Housing Property Surveys.**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve the exemption.

**2. Presentation of the scoring grid of at least three (3) engineering firms from the County's approved "pool" as graded and evaluated by Urban County Program and Hidalgo County Purchasing Department for the purposes of ranking by Commissioners' Court in connection with and Urban County Program Owner-Occupied Rehabilitation project for single family housing property surveys.**

	Grade	Rank
<b>Guzman &amp; Munoz Engineering</b>	<b>91.34%</b>	<b>3</b>
<b>Halff Associates, Inc.</b>	<b>93.67%</b>	<b>1</b>
<b>Rio Delta Surveying</b>	<b>91.67%</b>	<b>2</b>

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve in the order of their scores/rank.

**3. Authority to negotiate a one (1) year professional engineering service contract with the No. 1 ranked firm Halff Associates, Inc. for the provision of single housing property surveys.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**E. AI-28307 The Urban County Program is requesting approval of a best and final negotiated contract with Milnet Architectural Services, in the amount of \$6,560.00, utilizing Year 23 (2010) funds for Architectural Services for Palmview Municipal Park located in the City of Palmview.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**17. Elections Administration - Yvonne Ramon: (Exhibit W)**

(Audio Tape # 1, Tracking # 80)

**A. AI-28445 1. Discuss, amend and approve Early Voting poll site changes:**

**a. Addition of Sharyland Fire Station, 1804 N. Shary Road, Mission;**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**b. Substitute Elections Annex, 317 North Closner, Rear, Edinburg (due to construction) with Firemen's Training Room, 210 West McIntyre, Edinburg;**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**2. Discuss, amend and approve Election Day poll site changes:**

**a. Substitute Elections Annex, 317 North Closner, Rear, Edinburg (due to construction) with Firemen's Training Room, 210 West McIntyre, Edinburg;**

**b. Substitute Administration Tax Office, 2800 S. Business 281, Edinburg with Dustin Michael Sekula Memorial Library, 1906 South Closner, Edinburg;**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 17.A.2.a & b.

Judge Garcia asked Ms. Ramon if she addressed all of the concerns raised by Sharyland I.S.D. Ms. Ramon explained that their Bond Lawyer, Superintendent and various others met and she further clarified/explained the Election Law.

**B. AI-28422 1. Approval to extend ten (10) temporary full time Data Entry Clerk I positions, slot no.'s T123 - T132, Grade 1, not to exceed six (6) months and/or 12/31/2011.**

**2. Approval of interdepartmental transfer**

**3. Approval of revised salary schedule.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 17.B.1, 2 & 3.

**18. Right of Way - Joe Pena: (Exhibit X)**

(Audio Tape # 2, Tracking # 200)

**A. AI-28433 Consideration and approval to purchase a certain tract of land also known as Parcel 1 Tower Road Corner Clips Project (Sara Ellen and Samuel Childrens Family and Partnership, L.P.) in the amount of \$1,000.00 as approved by C.C. on 09/06/11.**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval.

**19. Planning Department - Raul Sesin: (Exhibit Y)**

(Audio Tape # 2, Tracking # 213)

**A. AI-28440 Discussion and Possible Action to waive \$30 Utility Certificate Fee for Hidalgo County Pct. #4 for the below listed flashing beacons:**

**Intersection of Trenton Road and Northwest Lopez Dr.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**20. Precinct #1 - Comm. Quintanilla: (Exhibit Z)**

(Audio Tape # 1, Tracking # 236)

**A. AI-28459 Requesting approval to rename road on the East side of FM 1015, South side of Mile 6 1/2 & before approaching Mile 2 1/2 West to Encanto SR for 9-1-1 purposes only.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

**B. AI-28457 Approval of order of the Commissioners' Court of Hidalgo County authorizing an application for a General Obligation Loan from the State Infrastructure Bank.**

Presentation by Mr. Garza.

NO ACTION taken on this item.

**C. AI-28499 Approval of order of the Commissioners' Court of Hidalgo County authorizing an application for a General Obligation Loan from the State Infrastructure Bank for FM 1015.**

Presentation by Mr. Garza.

NO ACTION taken on this item.

**21. Budget & Management - Sergio Cruz: (Exhibit AA)**

(Audio Tape # 2, Tracking # 434)

**A. AI-27820 Discussion, consideration, and approval of an Order of the County of Hidalgo authorizing the sale of certain personal property to the Hidalgo County Drainage District Number One ("Drainage District"); approving purchase terms made payable by the Drainage District from available funds of the Drainage District.**

Mr. Sergio Cruz, Budget Officer, informed the Court that this is for the sale of an excavator which has a book value of \$185,894.00.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval.

(Audio Tape # 2, Tracking # 472)

Mr. Eufrazio, County Auditor, had a concern with this item since it was not declared as a surplus.

Mr. Cruz requested to rescind action on this item as an abundance of caution, and stated he would bring this item back next week.

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval to rescind previous action.

**B. Salary Schedule Changes:**

**1. AI-28484 Sheriff's Dept. - Jail:**

**a. Approval to correct the classification of the following vacant position, approved during the Classification & Compensation Pay Plan - Phase II on 07/13/2011:**

Slot No.	Position Title	Current Grade	Corrected Grade
0002	Registered Nurse IV	17	16

**b. Approval of revised salary schedule.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 21.B.1.a & b.

**22. Purchasing Department - Marty Salazar: (Exhibit BB)**

(Audio Tape # 2, Tracking # 523)

**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. 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**

**3. Presentation for discussion, consideration and action (if necessary) including, but not limited to the following:**

**a) Renovations of administration building**

**b) Other ongoing county owned building construction, renovation repair projects**

**c) Emergency situations occurring since last agenda meeting**

NO ACTION taken on items 22.A.1, 2 & 3. a, b & c.

**B. Budget & Management**

Commissioner Hector Palacios joined the meeting and Commissioner Quintanilla stepped away.

**1. AI-28364 DBM - Workers' Comp. Division:**

**a. Authorization to purchase through Hidalgo County's membership and participation with TASB/Buyboard's awarded vendor, Philpott Motors-Contract No. 358-10), Two (2) New or newer 2011 Ford F-150 with Extended Cab upgrade in the amount of \$34,804.50 to include a one time administrative fee of \$400.00 for a total of \$35,204.50 -Project #2011-244-OGG);or in the alternative,**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**b. Authority to advertise sealed competitive procurement for the purchase of: Two (2) New or newer 2011 or newer Ford F-150 with Extended cab upgrade in the amount of \$34,804.50 to include pricing and delivery fees for -Project #2011-244-OGG); to include options as described on attached specifications or equivalent.**

NO ACTION taken on this item.

**C. Pct. 4**

- 1. AI-28482 Discussion and action related to the selection/ranking of engineering services in connection with the Safe Routes to School (SRTS) grant project received by Hidalgo County and partnering with Edinburg ISD and the City of Edinburg.**

NO ACTION taken on this item.

- 2. AI-28500 a. Approval of the final negotiated Engineering Services Contract with the No. 1 ranked firm of L & G Engineering for the provision of Engineering Services for the widening and reconstruction of the FM 1925 project in the general vicinity of Kenyon Road to the general vicinity of FM 907 in Hidalgo County Precinct No. 4;**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**b. Authorization and approval of Work Authorization No. 1 in the amount of \$429,600.00 from L & G Engineering in connection with Engineering Services for the widening and reconstruction of the FM 1925 project in the general vicinity of Kenyon Road to the general vicinity of FM 907 in Hidalgo County Precinct No. 4**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**D. District Courts**

- 1. AI-28483 a. Approval to proceed to provide Hon. Noe Gonzalez, Presiding Judge, 370th State District Court the three nominated firms for the scoring/grading/evaluating of said firms for presentation to CC for ranking and thereafter proceed with negotiation process for engagement to: Seek funding sources for assistance and efficiency of the 370th State District Court as it pertains to Human Trafficking and Violence against Women;**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

Ms. Salazar, Purchasing Agent, informed the Court that she would be providing Judge Noe Gonzalez with a list of the approved pool, of which he will nominate three firms.

**b. Recommendation by Hon. Noe Gonzalez for CC to assign/designate himself and his court staff to score/grade and evaluate the firms for presentation of grid to CC for ranking.**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval.

**23. Closed Session:** (Exhibit CC)

(Audio Tape # 2, Tracking # 678)

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval to go into 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:**

- A. Real Estate Acquisition**
- B. Cause No. C-3123-03-I; Hidalgo County, Texas v. Landmark Organization, L.P. et al**
- C. Pending and/or potential litigation**
- D. AI-28427 Claim of Gilberto Saenz**
- E. AI-28439 Claim of Maria Zumaya**
- F. AI-28474 CL-10-0436-D; Jose A. Rodriguez v. County of Hidalgo**
- G. AI-28479 EEOC Charge No. 451-2011-01873; Oscar Leyva v. County of Hidalgo**

NO ACTION taken on items 23.A through G.

**24. Open Session:** (Exhibit DD)

(Audio Tape # 2, Tracking # 688)

- A. Real Estate Acquisition and appropriation for same**

NO ACTION taken on this item.

- B. Cause No. C-3123-03-I; Hidalgo County, Texas v. Landmark Organization, L.P. et al**

NO ACTION taken on this item.

- C. Pending and/or potential litigation**

Mr. Valde Guerra, Executive Officer, informed the Court that they were served with a TRO last week and that it is being facilitated by Josie Ramirez, District Attorney's Office. Mr. Guerra clarified that the TRO is on J.P. Pct. 3 and Hidalgo County et al.

NO ACTION taken on this item.

- D. AI-28428 Claim of Gilberto Saenz**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the settlement offer in the amount of \$1,550.00.

**E. AI-28441 Claim of Maria Zumaya**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the settlement offer in the amount of \$350.00.

**F. AI-28475 CL-10-0436-D; Jose A. Rodriguez v. County of Hidalgo**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the settlement in the amount of \$19,000.00.

**G. AI-28480 EEOC Charge No. 451-2011-01873; Oscar Leyva v. County of Hidalgo**

Mr. Valde Guerra disclosed to the Court they will be entertaining the mediation process with this charge.

NO ACTION taken on this item.

**25. Closed Session:**

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

NO ACTION taken on this item.

**26. Open Session:**

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

NO ACTION taken on this item.

**27. Adjourn**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval to Adjourn.

**AGENDA  
CC CONSENT  
HIDALGO COUNTY  
COMMISSIONERS COURT MEETING  
September 13, 2011  
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 in the Commissioners' Courtroom of the Administration Building, 100 E. Cano, 1st floor, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**NOTICE TO THE PUBLIC  
CONSENT AGENDA**

**The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.**

(Audio Tape # 1, Tracking # 112)

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of items 11.C, 11.D, 11.K. and 11.B.2.

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 11.C, with the exception of paying the mark-up on the travel. Judge Garcia Abstained.

Reference to item 11.D, Ms. Salazar stated that everything on the invoice could be explained and approved, with the exception of the Grapple and grapple installation, which would require further clarification or quotes.

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 11.D, with the exception of the grapple and grapple installation.

-Ms. Monica Badillo clarified that Judge Garcia had Abstained from Item 11.B.1 & 2.

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval to pull item 11.B.1 & 2.

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 11.B.1 & 2. Judge Garcia Abstained.

-Mrs. Martha Salazar clarified that the revised billing/invoice was received as it pertains to item 11.K.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 11.K.

- 1. Approval of check register and payment of claims and bills - (Payments from Juvenile Probation, Adult Probation, LEOSE Fund, DA Motor Vehicle Theft Fund, DA Bad Check Processing Fund, DA Forfeiture Fund, Sheriff Forfeiture Funds, Constable Forfeiture Funds, HIDTA Forfeiture Funds and VIT Interest Fund are presented for recording purposes only.) (Exhibit A)**
  
- 2. 2011 Intradepartmental Transfers: (Exhibit B)**
  - A. AI-28494 2011 - Co. Wide Adm. (1100)**
  - B. AI-28403 2011 - Tx Agrilife Extension (1100)**
  - C. AI-28460 2011 - Auxiliary Court Jag Grant (1282)**
  - D. AI-28362 2011 - Tax Office (1100)**
  - E. AI-28432 2011 - Tax Office (1100)**
  - F. AI-28455 2011 - County Treasurer (1100)**
  - G. AI-28431 2011 - I. T. Department (1100)**
  - H. AI-28444 2011 - Sheriff's Office (1100)**
  - I. AI-28438 2011 - Sheriff's Office (1100)**
  - J. AI-28418 2011 - Sheriff's Office (1100)**
  - K. AI-28416 2011 - Sheriff's Office (1100)**
  - L. AI-28395 2011 - Human Services (1100)**
  - M. AI-28414 2011 - Health & Human Services Dept. (1100)**
  - N. AI-28401 2011 - Health & Human Services Dept. (1293)**
  - O. AI-28467 2011 - Right of Way (1200)**
  - P. AI-28423 2011 - WIC (1292)**
  - Q. AI-28443 2011 - WIC (1292)**
  - R. AI-28415 2011 - Facilities Mgmt. (1100)**
  - S. AI-28419 2011 - 332nd District Court (1100)**
  - T. AI-28448 2011 - 430th District Court (1100)**
  - U. AI-28424 2011 - CCL#1 (1100)**

- V. AI-28471 2011 - J.P. 3/1 (1100)
- W. AI-28449 2011 - Constable Pct. 3 (1100)
- X. AI-28450 2011 - Constable Pct. 3 (1220)
- Y. AI-28377 2011 - Constable Pct. 4 (1100)
- Z. AI-28340 2011 - Pct. #1 Parks (1100)
- AA. AI-28465 2011 - Pct. #1 Parks (1100)
- BB. AI-28472 2011 - Pct. #1 R&B (1200)
- CC. AI-28478 2011 - Pct. #3 R&B (1200)
- DD. AI-28371 2011 - Pct. #3 Sanitation (1100)
- EE. AI-28376 2011 - Pct. #4 Adm. (1200)
- FF. AI-28413 2011 - Pct. #4 Landfill (1100)
- GG. AI-28412 2011 - Pct. #4 Adm. (1200)

**3. 2011 Interdepartmental transfers: (Exhibit C)**

**A. AI-28497 District Clerk (1100):**

**Approval of 2011 interdepartmental transfer from Co. Wide Adm.-Contingency to District Clerk in the amount of \$7,000.00.**

**B. AI-28454 Fire Marshal's Office (1100):**

**Approval of 2011 Inter-Departmental transfer from Alamo FD-AID To Govt Agency (program 002) to Alton FD (program 003), Edinburg FD (program 006), La Villa FD (program 010), Palmview FD (program 016), and Sullivan FD (program 026) in the total amount of \$34,000 to cover Fire Call expenditures.**

**C. AI-28068 Pct. #2 Road Maintenance (1200):**

**Approval of 2011 interdepartmental transfer from Pct.2 RIDGE/C.CHAVEZ (PRG#059), INTERSECTION OF OWASSA & TOWER (PRG#048) and MESQUITE ACRES (PRG#460) to Pct. 2 Road Maintenance (PRG#006) in the total amount of \$117,671.80**

**D. AI-28420 Pct. #3 R&B (1200):**

**Approval of 2011 interdepartmental transfer from Precinct #3 Paved Unpaved Road to Precinct #3 Golf View Estates Phase I & II in the amount of \$23,277.00.**

**E. AI-28492 Pct. #4 C.O. (1336):**

**Approval of 2011 interdepartmental transfer within Pct # 4 Certificate of Obligation Series 2006 from - Trenton (Program 031) to Montecristo Project (Program 076) in the amount of \$500,000.00.**

**4. Planning Department:** (Exhibit D)

- A. AI-28458 Certificate of Plat and Utility Status under Texas Local Government Code Section 232.028 (b)**

**5. Right of Way - Permits:** (Exhibit E)

- A. AI-28368 1. North Alamo Water Supply:**

- a. Murillo Sub (W 907/ N Trenton/SS Murillo Rd) - 260' Line Ext.- Santos Urbina Jr. - 1" service connection**
- b. La Blanca Heights L32 (Old La Blanca Rd ES/N 9N)- Bore- Guadalupe Ibarra- 3/4" service connection**

**6. Tax Refunds:** (Exhibit F)

- A. AI-28361**

<b>Acct#</b>	<b>Payer</b>	<b>Amt</b>
<b>M3550.00.135.0019.00</b>	<b>Ocwen Loan Service Llc</b>	<b>\$4370.00</b>
<b>R4390.02.000.0081.00</b>	<b>Cyril Ian N</b>	<b>\$4233.24</b>
<b>S7910.00.000.0001.00</b>	<b>Rodriguez Rodrigo &amp; Sylvia</b>	<b>\$3247.86</b>
<b>S7910.00.000.0001.00</b>	<b>Rodriguez Rodrigo &amp; Sylvia</b>	<b>\$3248.58</b>
<b>V4055.04.000.0105.00</b>	<b>Litton Loan Servicing Lp</b>	<b>\$3887.92</b>

**7. Membership Dues:** (Exhibit G)

- A. AI-28434 Sheriff's Dept.:**

**Requesting approval for payment of 2011 membership dues for Chief Deputy Anacleto Martinez to the Texas District and County Attorneys Association in the amount of \$60.00**

- B. AI-28436 Sheriff's Dept.:**

**Requesting approval of payment for year 2011 membership dues for Chief Administrator Pat Medina to the Sheriff's Association of Texas in the amount of \$25.00.**

**8. Urban County:** (Exhibit H)

- A. AI-28389 Request approval to enter into four (4) "Homebuyer Assistance Program" Contract's under the Home Program.**

**9. Auditor's Office: (Exhibit I)**

- A. AI-28383 Discussion, consideration and approval to process the City of Peñitas TIRZ payment for tax year 2010 in the amount of \$51,168.29 pursuant to the interlocal agreement between the City of Peñitas, Hidalgo County, and Tax Increment Reinvestment Zone No. 1.**
- B. AI-28463 Monthly collection reports for June and July 2011.**

<u>OFFICE</u>	<u>FEES &amp; COST</u>	<u>MONTH</u>
The Hon. Hector Palacios, Comm. Pct. 2, Swimming Pool	\$ 581.00	June 2011
The Hon. Armando Barrera Jr./Tax Assessor Collector	\$ 3,079,326.87	June 2011
The Hon. Arturo Guajardo, Hidalgo County Clerk	\$ 448,851.45	July 2011
The Hon. Gilberto Saenz, Justice of the Peace	\$ 47,912.95	July 2011
The Hon. Jesus E. Morales, Justice of the Peace	\$ 25,077.50	July 2011
The Hon. Rosa E. Trevino, Justice of the Peace	\$ 62,325.20	July 2011
The Hon. Luis Garza, Justice of the Peace	\$ 52,439.36	July 2011
The Hon. Ismael "Melo" Ochoa, Justice of the Peace	\$ 59,625.76	July 2011
The Hon. Espiridion Jackson, Justice of the Peace	\$ 19,206.01	July 2011
The Hon. Jose M. Flores, Comm. Pct. 3, Anzaldua's Park	\$ 552.00	July 2011
The Hon. Gilberto Alaniz, Constable Precinct No. 2	\$ 1,590.00	July 2011
The Hon. Eddie Guerra, Constable Precinct No. 4	\$ 850.00	July 2011
Chief Deputy Daniel Marichalar, Constable Precinct No. 5	\$ 770.00	July 2011

**10. Budget & Management: (Exhibit J)**

- A. AI-28408 1. Approval to transfer \$742,651.55 to the Hidalgo County Claims Bank Account for Blue Cross Blue Shield Insurance Claims paid for period 08/20/2011 to 09/02/2011.**

08/20-26/2011	\$362,126.38
08/27-31/2011	\$251,635.05
09/01-02-2011	\$128,890.12
<b>TOTAL</b>	<b>\$742,651.55</b>

- 2. Approval of wire transfer to cover claims paid.**

**B. AI-28409 Self-Insured Workers' Comp. (2202):**

**Requesting approval of reimbursement of Hidalgo County Workers' Comp. Claims paying account for claims paid by Tristar Risk Management in the amount of \$65,111.79 for the period of August 16-31, 2011 and requesting approval of wire transfer.**

**11. Purchasing Dept: (Exhibit K)**

**Notes:**

**A. FOR ANY CONTRACTS(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. AI-28501 Pct. #4:**

**Requesting approval of payment request from Dos Logistics, Inc. in the amount of \$ 10,576.38 for invoice #01.0911BL in connection with Work Authorization No. 2 - Contract #C-11-155-05-31 for Civil Engineering Services to prepare a Preliminary Engineering Report on Brushline Road Drainage (PO#662339) with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by County Auditor.**

**B. AI-28495 Pct. #2:**

**1. Requesting ratification of action taken on August 16, 2011 (AI 28009) for the approval of Payment Application No. 1 with a corrected amount of \$108,763.20 submitted by OG Construction Co. Inc., awarded contractor for the "LJ Lateral Drainage Improvements Phase II Project (Contract No. C-10-360-12-13) as certified for payment by project engineer, Raul E. Sesin, P.E. with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by County Auditor**

**2. Requesting approval for Payment Application No. 2 in the amount of \$7,887.60 from OG Construction Co. Inc., awarded contractor for the "LJ Lateral Drainage Improvements Phase II Project (Contract No. C-10-360-12-13) as certified for payment by project engineer, Raul E. Sesin, P.E. with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by County Auditor**

-Ms. Monica Badillo clarified that Judge Garcia had Abstained from Item 11.B.1 & 2.

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval to pull item 11.B.1 & 2.

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 11.B.1 & 2. Judge Garcia Abstained.

**C. AI-28391 Acceptance and approval to pay Invoice #15233 (PO #662764) as submitted by Separation Systems Consultants, Inc. (SSCI) awarded vendor with TCPN Contract #R5068 in connection with the mold remediation clearance inspection and testing for the New Autopsy Facility**

**in the amount of \$3,489.82 with authority for County Treasurer to issue check after County Auditor's review and processing procedures are completed.**

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 11.C, with the exception of paying the mark-up on the travel. Judge Garcia Abstained.

- D. AI-28469 Requesting authority to purchase a Loader DOOSAN DL-160 with a 2 cu yd bucket and a Pemberton Brush Grapple from H & V Equipment, Inc. in the amount of \$125,471.75 thru County's participation with Buy Board awarded contracts.**

Reference to item 11.D, Ms. Salazar stated that everything on the invoice could be explained and approved, with the exception of the Grapple and grapple installation, which would require further clarification or quotes.

-On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 11.D, with the exception of the grapple and grapple installation.

- E. AI-28456 Acceptance and approval of the following invoices submitted by contracted project engineer, L & G Consulting Engineers, Inc.:**

- 1. Invoice No. 11323879- \$37,049.92 for "FM 681 From FM 2221 to SH 107"-C-09-192-06-08;**
- 2. Invoice No. 11323880- \$14,000.00 for "FM 681 Project; From FM 2221/FM 492"- C-09-192A-06-08.**

- F. AI-28421 Requesting authority to submit an affiliation application to ensure that Hidalgo County receives all the benefits (i.e. additional discounts) under Grainger's TXMAS 2-539030 contract including execution of any applicable documents.**

- G. AI-28410 Requesting authority to enter into a (12) month preventive maintenance renewal inspection agreement with Cummins-Allison Corp. for the Tax Office Department various locations through the following information below, effective: 10/01/2011 - 09/30/2012; (1-1100-415-15-140-001-0-432).**

Requisition	Model	Serial	Location	Annual
201804	JetScan 4062	14062267906125	2804 S. Bus. Hwy. 281 Edinburg (Auto)	\$387.00
201804	JetScan 4062	14062268006125	722 N. Breyfogle Mission (Auto)	\$387.00
201804	JetScan 4062	14062402704313	2804 S. Bus. Hwy. 281 Edinburg (Handicap Area)	\$387.00
201804	JetScan 4062	14062406206200	2804 S. Bus. Hwy. 281 Edinburg	\$387.00
201804	JetScan 4062	14062413104314	2804 S. Bus. Hwy. 281 Edinburg	\$387.00
201804	JetScan 4062	14062417806222	2804 S. Bus. Hwy. 281 Edinburg	\$387.00
201804	JetScan 4062	14062472108051	2804 S. Bus. Hwy. 281 Edinburg (Tax- Vault)	\$387.00
201804	JetScan 4062	6823	2804 S. Bus. Hwy. 281 Edinburg (Cashier Area)	\$387.00
201804	JetScan 4062	14062471808051	300 W. Hall Acres Suite C Pharr (Auto)	\$387.00
201804	JetScan 4062	14062662905112	300 W. Hall Acres Suite C Pharr (Auto)	\$387.00

201804	JetScan 4062	14062472008051	509 E. Earling Rd San Juan	\$387.00
201804	JetScan 4062	14062419804315	722 N. Breyfogle Mission (Auto)	\$387.00
201804	JetScan 4062	14062472208051	722 N. Breyfogle Mission (Auto)	\$387.00
201804	JetScan 4062	14062472308051	722 N. Breyfogle Mission (Auto)	\$387.00
201804	JetScan 4062	14062981004042	722 N. Breyfogle Mission (Auto)	\$387.00
201804	JetScan 4062	062384606199	1902 Joe Stephens Weslaco (Auto)	\$387.00
201804	JetScan 4062	14062471908051	1902 Joe Stephens Weslaco (Tax)	\$387.00
201804	JetScan 4065	14065107008284	2804 S. Bus. Hwy. 281 Edinburg (Tax -Vault)	\$438.00
201804	JetScan 4065	14065112508284	1429 S. Tower Rd. Alamo	\$438.00
201804	JetScan 4065	14065112608284	2804 S. Bus. Hwy. 281 Edinburg (Tax-Vault)	\$438.00
201804	JetScan 4062	14062870403349	509 E. Earling Rd San Juan (Auto)	\$437.00
201804	JetScan 4062	14062398503041	2804 S. Bus. Hwy. 281 Edinburg (Auto)	\$387.00
201804	JetScan 4069	14069086610191	300 W. Hall Acres Suite C Pharr	\$509.00

#### H. AI-28407 Cooperative Agreements:

Approval to utilize the following cooperative purchasing vendors (as listed in detailed revised Exhibit(s) attached) for purchases on an "AS NEEDED BASIS" through our membership/participation with Texas Procurement and Support Services (TPASS), (DIR) Department of Information Resources, (TCPN) The Cooperative Purchasing Network, (HGAC), US Communities, (GSA) General Service Administration, (TASB-Buy Board) Texas Association of School Board, (TIPS) The Interlocal Purchasing System, (HCDE) Harris County Department of Education/Choice Facility Partners, (NJPA) National Joint Powers Alliance awarded pricing including, but not limited to, Precincts, Department, Programs, Agencies, etc. with term of authority to purchase from contract detailed herein commencing upon approval and expiring December 31, 2011.:

- I. AI-28406 Approval of Application for Payment No. 1 (Final) in the amount of \$58,356.45 from M.J.A. Construction, LLC, contracted vendor for Colonia Saenz Subdivision as submitted by Rodriguez Engineering project engineer (C-CAP-11-057-04-05).
- J. AI-28394 Requesting authority to advertise a request for proposals and approval of procurement packet (i.e. legal notice, requirements, etc.) for "Software Services for Indigent Health Care System for Health and Human Service Department." (RFP No.: 2011-200-00-00CGA)

- K. AI-28397 Acceptance and approval of request for payment of Invoice No. 2 in the amount of \$11,848.86 submitted by contracted firm of Alcocer Garcia Associates, Inc. for the "Design and Construction of a New Constable Building" for Precinct #1's Constable through AIA Contract #C-10-320-02-08-PO#660264 (approved by CC on 02/08/11) with authority for County Treasurer to issue check after County Auditor's review and processing procedures are completed.**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 11.K.

- L. AI-28381 Requesting approval for removal of asset # 036838 (6 TON COLAIR A/C UNIT) from Hidalgo County Precinct #3 inventory list. (Attached: Property Loss Notice, photos of damaged A/C units, and Deputy Constable Patinas' report)**

**AGENDA  
DRAINAGE DISTRICT  
BOARD OF DIRECTORS  
September 13, 2011  
9:00 A.M.**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

(Exhibit EE)

**1. Roll Call**

All members of the Board were counted present.

**2. Open Forum**

No presentations under Open Forum.

**3. Approval of Consent Agenda**

At this time, the Board proceeded with the Drainage District Consent Agenda.

**4. A. Requesting approval to purchase the following through the District's membership with BuyBoard Contract No. 292-08:**

(Audio Tape # 1, Tracking # 01)

**1. One (1) John Deere 6330 Tractor with Boom Mower (Tiger Corporation)**

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Board made a UNANIMOUS vote of approval.

**B. Requesting approval to purchase the following through the District's membership with DIR Contract No. 48ABO / DIR-SDD-890-TX:**

**1. One (1) Dell Precision T7500 Workstation**

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Board made a UNANIMOUS vote of approval.

**5. Discussion, consideration, and approval of an Order of the Hidalgo County Drainage District No. One authorizing the purchase and acquisition of certain personal property; approving purchase**

**terms under the authority of section 271.001 et seq., local government code; payable from available funds of Hidalgo County Drainage District No. One.**

Mr. Godfrey Garza informed the Board that this is for an excavator that is being purchased from Pct. #4 in the amount of \$185,894.00.

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Board made a UNANIMOUS vote of approval.

**6. Closed Session:**

**Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:**

**A. Real Estate Acquisition**

**B. Pending and/or Potential Litigation**

NO ACTION taken on item 6.A & B.

**7. Open Session:**

**A. Real Estate Acquisition**

**B. Pending and/or Potential Litigation**

NO ACTION taken on item 7.A & B.

**8. Closed Session:**

**Board of Directors may reconvene into Closed Session for the discussion regarding the agenda items listed**

**9. Open Session:**

**Board of Directors may reconvene into Open Session for the discussion regarding the agenda items listed**

NO ACTION taken on item 8 & 9.

**10. Adjourn**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval to Adjourn the Drainage District Agenda.

**AGENDA  
DRAINAGE DISTRICT- CONSENT  
HIDALGO COUNTY  
BOARD OF DIRECTORS  
September 13, 2011  
9:00 A.M.**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Drainage District #1 Board of Directors will be held in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**NOTICE TO THE PUBLIC  
CONSENT AGENDA**

**The following items are of a routine or administrative nature. The Drainage District #1 Board has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Board Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.**

(Exhibit FF)

(Audio Tape # 1, Tracking # 15)

On motion of Commissioner Hector Palacios, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval.

- 1. Approval of check register and payment of claims and bills - County Treasurer**
  
- 2. Request approval for Line Item Transfers-General Fund**
  - A. Admin.**
  - B. M&O**

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 13<sup>th</sup> day of September 2011

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

By: \_\_\_\_\_  
Priscilla Torres, Deputy

I, ARTURO GUAJARDO, JR., County Clerk attest that this is an accurate accounting of a proceeding of the Commissioners' Court held on September 13, 2011.

Signed this 29<sup>th</sup> day of September 2011

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

(Seal)

By: \_\_\_\_\_  
Priscilla Torres, Deputy