

SPECIAL MEETING – DECEMBER 06, 2011

BE IT REMEMBERED, that on this 6th day of December 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:

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

and ARTURO GUAJARDO, JR., COUNTY CLERK & EX-OFICIO CLERK OF THE COMMISSIONERS' COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

**AGENDA
CC REGULAR
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
December 6, 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 at Edinburg Council Chambers, 415 W. University Drive, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

(Audio Tape #1, Tracking # 160)

1. Roll Call

All members of the Court were counted present.

2. Pledge of Allegiance

Commissioner 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 moved to approve the Consent Agenda a this point.

5. Open Forum (Audio Tape #1, Tracking # 277)

-Beto Garcia came before the Court to voice his concerns on the removal of Constable Pct. 5 and expressed his concerns for his family's safety. Ms. Karina Cardoza translated.

-Karina Cardoza asked that the County Employees to participate in the Christmas Toy Drive.

-Commissioner Quintanilla advised the Court and Audience that they will be having a Christmas Party/Toy Drive to be held in Pct. 1 and will be open to the public.

6. Executive Officer - Valde Guerra: (Exhibit L)

(Audio Tape #1, Tracking # 630)

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."

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of the exemption as it pertains to the Claim of Joana Bernice Morales, et al.

2. Requesting engagement with the firm of Preston Henrichson for the "Provision of Legal Services/Representation in connection with Litigation"

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval as it pertains to the Claim of Joana Bernice Morales, et al.

B. AI-29864 Safety Division: (Audio Tape #1, Tracking # 636)

Requesting authorization for Safety Officer Rene Parrao to travel to Mesquite, Texas on December 13, 2011 thru December 17, 2011 to attend the OSH503 - Update for General Industry Outreach Trainers hosted by TEEEX/OSHA for recertification.

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

C. AI-29886 Authority for County Judge to sign Certificate for Education Revenue Bonds (IDEA Public Schools) Series 2011 for the issuance of Education Revenue Bonds

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

D. AI-29908 Discussion, consideration, and action regarding written Resolution and ballot selection of Appraisal District Board of Directors for 2012-2013

28-Pete Garcia

28-Richard A. Garza

28-Arturo E. Guerra, Jr.

28-David Hernandez

28-Amador Requenez

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval to cast the ballots as listed above.

E. AI-29893 Approval to accept a settlement check from Texas Farm Bureau Insurance Company in the amount of \$2,086.30 to settle auto accident with County vehicle. (Precinct 1)

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

F. AI-29912 Elections (1100):

Requesting approval to advertise/hire for the following vacant position:

Slot No.	Position Title
0122	Field Service Specialist I

Valde Guerra, Executive Officer, addressed the Auditor's concern and advised the Court that this position is vacant and was confirmed with Sylvia Rios of the Human Resources Dept.

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

G. AI-29964 Discussion and action to re-schedule the Commissioners' Court meeting of December 13, 2011 to Monday, December 12, 2011

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

7. District Courts: (Exhibit M)

(Audio Tape #1, Tracking # 897)

A. AI-29956 398th District Court:

Requesting approval of the following claim/invoice with authority for the County Treasurer to issue payment/check after review, audit and processing procedures are completed by the County Auditor.

Invoice Date/Invoice #	Vendor	Amount
09-22-11 / 13132	World Wide Imaging Supplies	\$122.78

The Auditor had a concern approving this item since there was no P.O. issued. As per the Court's direction, Martha Salazar, Purchasing Agent, is to contact the department to get more information on the purchase.

NO ACTION taken on this item.

The Court proceeded with item 10.E. at this time.

8. County Clerk's Office - Arturo Guajardo, Jr.: (Exhibit N)

(Audio Tape # 1, Tracking # 1126)

A. AI-29958 1. Discussion, consideration and authorization to extend an existing License Agent Agreement through August 31, 2013 between the Hidalgo County Clerk's Office and the Texas Parks and Wildlife Department. The Extension Agreement will become effective March 1, 2012 and is for the purpose of selling Hunting and Fishing Licenses.

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

2. Requesting authorization for County Judge Ramon Garcia to execute the agreement between the County of Hidalgo and the Texas Parks and Wildlife Department.

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

B. AI-29963 Requesting approval of Amended Official Bond for Constable Pct. 5 Daniel Marichalar - Filed at the Hidalgo County Clerk's Office on December 1, 2011 at 11:13 AM. Amended Official Bond covers term beginning November 15, 2011 and ending December 31, 2012.

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

9. Sheriff's Office - Chief Martinez: (Exhibit O)

(Audio Tape # 1, Tracking # 1181)

A. AI-29911 Requesting approval of payment for invoice #1175 in the amount of \$600.00 to Towing Xpress for the towing of vehicle involved in a pursuit (non-county vehicle).

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

10. Health & Human Services Department - Eddie Olivarez (Exhibit P)

(Audio Tape # 1, Tracking # 1204)

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

Eddie Olivarez informed the Court of a meeting with various partners of the UPL tomorrow at 11:30 at the Pct. 2 complex.

B. AI-29879 Health Clinics:

Requesting authorization to advertise / hire for the following positions:

Position Title	Slot No.
Clerk II	0050
Clerk III	0094

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

C. AI-29837 Health Clinics (1100):

1. Approval to reclassify the following positions, reviewed and recommended by the Classification Committee, as per section 3.22 of the Civil Service Commission Rules, effective 12/19/2011. (Title Change Only)

Slot No.	Current Position Title	Proposed Position Title	Grade
0001	Midwife	Advanced Clinical Practitioner	21
0002	Family Nurse Practitioner	Advanced Clinical Practitioner	21
0121	Family Nurse Practitioner	Advanced Clinical Practitioner	21

2. Approval to add the Advanced Clinical Practitioner classification to the Hidalgo County position inventory.

3. Approval to delete the Midwife and the Family Nurse Practitioner classifications to the Hidalgo County position inventory.

4. Approval of revised salary schedule.

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 10.C.1, 2, 3 & 4.

D. AI-29874 Health Division:

To update Commissioner's Court and community on meningitis and provide information on the meningitis vaccine clinic scheduled for December 9, 2011 from 12:30 pm to 4:00 pm at STC (Cooper Center for Communication Arts building).

Mr. Olivarez informed the Court the need for college students to obtain this vaccine prior to enrolling in college and discussed the cost. Mr. Olivarez also informed the Court that they will be visiting the high schools to inform them of the new changes.

E. AI-29967 Pursuant to Health & Safety Code Chapter 121, requesting approval to appoint Dr. Ivan Melendez, Medical Director, as the Hidalgo County Local Health Authority for the period of December 6, 2011 to December 5, 2013. (Audio Tape #1, Tracking # 960)

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

11. Fire Marshal's Office - Juan Martinez: (Exhibit Q)

(Audio Tape # 1, Tracking # 1416)

A. AI-29876 Discussion and approval of the following 2011 Rural Emergency Services Interlocal Agreement with:

1. City of Edinburg

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

12. Urban County - Diana Serna: (Exhibit R)

(Audio Tape # 1, Tracking # 1446)

A. AI-29979 Consideration and approval of an "Irrevocable Directive of Draw Proceeds/Disbursement Agreement" as required (as a condition precedent to issuing Payment & Performance bonds) by bonding company, Insurers Indemnity Company, contract surety for O.G Construction Company, LLC for: "Trenton Drain Project" (approved by Commissioners' Court on October 11, 2011) and thus directing all contract funds to Aacon, Inc., disbursement agent for: O.G Construction Company, LLC and as further specified/detailed document (s) attached herein.

Judge Garcia Abstained from this item and stepped away from the Court during this vote.

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

B. AI-29800 Urban County (1288):**1. Approval to delete the following vacant full-time positions:**

Pgm	Slot No.	Position Title	Grade
CDBG (250-001)	0016	Accountant II	10
CDBG (250-001)	0018	Administrative Assistant III	08
CDBG (250-001)	0020	Clerk III	05

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

2. Approval to create the following full-time positions:

Pgm	Slot No.	Position Title	Grade
CDBG (250-001)	0028	Executive Assistant I	11
CDBG (250-001)	0029	Accounts Payable Specialist III	10
CDBG (250-001)	0030	Administrative Assistant II	06

3. Approval of revised salary schedule.

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 12.B/2 & 3.

- C. AI-29916 Acceptance and approval of Work Authorization No.4 on a testing contract approved by Precinct No.4 with L&G Consulting Engineers Inc. dba L&G Engineering (agreement C-11-062-04-12) to provide material testing services for the project known as the Trenton Drain. Estimated cost is \$8,566.87. The work authorization will be funded through the Texas General Land Office Contract No. 10-5066-000-5043 (formerly TDRA Contract No. DRS 010068).**

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

- D. AI-29924 1. Consideration and approval of a construction contract change order for the General Land Office (GLO) Contract No. 10-5066-000-5043 (formerly TDRA DRS010068), Pct. 1 Delta Outfall Drainage System Improvements Project. The Change Order will decrease the construction contract amount of \$916,512.02 to \$815,512.80 for a total decrease of \$100,999.22 and increase the number of calendar days allotted in the construction service contract currently awarded to Tropical Construction, LLC for one-hundred twenty (120) days. This will bring the total days for the project to one hundred thirty-four (134) days.**

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

Ms. Serna explained that this would include an extension in the project.

Judge Garcia joined the meeting.

2. Consideration and approval to authorize the County Judge to sign any and all documents associated with Change Orders and/or Amendments pertaining to GLO Contract No. 10-5066-000-5043.

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

- E. AI-29913 The Urban County Program is requesting approval of a best and final negotiated contract with Cruz-Hogan Consultants, Inc. in the amount of \$23,082.45 utilizing Year 23 (2010) funds for Engineering Services for Water/Sewer Improvements to Standard, Lincoln, Nebraska, and 8th–10th Street in the City of San Juan, Texas.**

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

- F. AI-29921 The Urban County Program on behalf of the City of La Villa is requesting approval and award of best and final negotiated contract with Noe Garza Engineers, Inc. in the amount of \$23,650.00 utilizing CDBG FY 24 (2011) Water/Sewer Improvements funds.**

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

- G. AI-29918 1. Requesting exemption from competitive bidding requirements under the Texas Local Government Code 262.024 (a)(4) for professional engineer services;**

2. Presentation of the scoring grid for the purposes of ranking by CC of at least three (3) engineering firms from the County’s approved “pool” as graded and evaluated by the City of Edcouch, Urban County Program and Hidalgo County Purchasing Department in connection with and funded through Hidalgo County Urban County Program 24 (2011) Edcouch – Water/Sewer Improvements.

FIRM	GRADE	RANK
Quintanilla, Headley and Associates, Inc.	95%	
Halff Associates, Inc.	91%	
Rio Delta Engineering	84.66%	

3. Authority to negotiate a professional service contract with the No. 1 ranked firm for an Urban County Program – City of Edcouch – Water/Sewer improvements project.

NO ACTION taken on items 12.G.1, 2 & 3.

H. AI-29914 1. Conduct a Public Hearing to solicit input and advise the public of the proposed projects identified as eligible under the 2008 Round 2.2 Supplemental Disaster Recovery Supplemental Allocations application.

Ms. Serna provided the Court and Audience information on the Disaster Recovery Supplemental Allocations and explained who might qualify for these funds.

-Judge Garcia then Opened the Public Hearing.

-Virginia Townsend asked if this project would be part of the Drainage Master Plan.

-There being no one else to come forward, Judge Garcia then Closed the Public Hearing.

2. Consideration and action to allocate Round 2.2 Texas General Land Office Funds, in the amount of \$4,500,000, to Hidalgo County for the following proposed projects: (1) Phase II of the Precinct No. 1 infrastructure improvements for the project known as "Delta Area Connector/East Lateral" and, (2) Precinct No. 4 for the proposed infrastructure improvements for the project known as the "Alberta Drain".

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

3. Consideration and approval to submit the 2008 Round 2.2 Supplemental Disaster Recovery Supplemental Allocations application to the General Land Office.

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

4. Consideration and approval to authorize the County Judge to sign any and all documents associated with:

a. the submittal of the 2008 Round 2.2 Supplemental Disaster Recovery Supplemental Allocations application,

b. Any and all documents associated upon the approval and execution of Contract for Round 2.2 projects and/or amendments,

c. Any and all documents associated with the Environmental Assessment/Review Record for the projects selected under the Round 2.2 application.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 12. H.4.a, b & c.

I. AI-29856 Urban County Program on behalf of the City of Mercedes is requesting authority to purchase Fire Fighting Equipment through Hidalgo County's membership and participation with Buy Board, approved vendor Dooley Tackaberry (contract #363-10) in the amount of \$10,907.52 (quote attached hereto) to include shipping fees. UCP Year 24 (2011) Mercedes Fire Station/Equipment funds will be utilized along with City of Mercedes General Funds.

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

J. AI-29854 Urban County Program on behalf of the City of Mercedes is requesting authority to purchase Parks, Recreational Equipment through Hidalgo County's membership and participation with Buy Board, approved vendor Park Place Recreation Design, Inc. (contract #346-10) in the

amount of \$77,087.00 (quote attached hereto) to include delivery fees, equipment installation and BuyBoard discount as requested by the City of Mercedes. UCP Year 24 (2011) Mercedes Parks Recreational Facility Improvement funds will be utilized.

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

13. Public Defender's Office - Jaime Gonzalez: (Exhibit S)

(Audio Tape # 1, Tracking # 1897)

A. AI-29949 Texas Indigent Defense Grant (1282):

1. Approval of certification of revenues as certified by the County Auditor for the Texas Indigent Defense grant.

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

2. Approval of appropriation of funds in the amount of \$303,791.00.

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

3. Approval to create the following full-time positions:

Slot No.	Position Title	Grade
G001	Public Defender III	16
G002	Public Defender II	14
G003	Social Worker	11
G004	Administrative Assistant I	4

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

4. Approval to add the Social Worker and Public Defender III classifications to the Hidalgo County Position Inventory.

5. Approval of salary schedule.

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 13.A.4 & 5.

14. Auditor's Office - Ray Eufrazio: (Exhibit T)

(Audio Tape # 1, Tracking # 1968)

A. AI-29952 Approval to waive new employee enrollment procedures to fill Grants Accounting Supervisor position, slot no. 0009.

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

15. Planning Department - Raul Sesin: (Exhibit U)

(Audio Tape # 1, Tracking # 1986)

A. AI-29926 1. Reimbursement of a Cash Deposit

a. San Carlos Gardens No. 2 – Pct. 4 (Gibraltar National, LLC)

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

b. El Toro Acres Subdivision – Pct. 3 (El Toro Builders, Inc.)

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

Commissioner Flores Abstained.

2. Release of Letter of Credit

a. Vaquero Estates Phase I Subdivision – Pct. 1 (Beto Salinas Flores Group)

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

Commissioner Flores Abstained.

16. Precinct #2 - Comm. H. Palacios: (Exhibit V)

(Audio Tape # 1, Tracking # 2070)

A. AI-29947 Acceptance and approval of Interlocal Cooperation Agreement between City of Hidalgo and County of Hidalgo, Texas as a general agreement.

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

B. AI-29978 Approval of Amendment to Interlocal Cooperation Agreement between City of Alamo, PSJA ISD and the County of Hidalgo - El Gato Rd. Project from Tower Rd. to Alamo Rd. (FM 907)

Raul Silguero informed the Court that the effective date of this project would be today, December 06, 2011.

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

17. Precinct #3 - Comm. Flores: (Exhibit W)

(Audio Tape # 1, Tracking # 2136)

A. AI-29962 Precinct No. 3 Sanitation (1100):

1. Approval to create the following full-time positions:

Slot No.	Position Title	Budgeted Salary
0038	Truck Driver III	\$32,000.00
0039	Office Clerk	\$28,000.00

2. Approval of interdepartmental transfer.

3. Approval of revised salary schedule.

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

18. Budget & Management - Sergio Cruz: (Exhibit X)

(Audio Tape # 1, Tracking # 2162)

A. AI-29828 Pct. #3 R&B (1200):

1. Approval of Certification of Revenues as certified by the County Auditor for revenues received from City of Palmhurst for the purchase of materials for road improvements of North Glasscock and 2 1/2 Mile Line Rd.

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

2. Approval of 2011 appropriation of funds into Precinct #3 Palmhurst (N Glasscock & 2 1/2 Mile Rd) in the amount of \$4,108.00 to fund the purchase of materials for road improvements of North Glasscock and 2 1/2 Mile Line Road.

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

B. AI-29982 Discussion, consideration, and authorization to maintain TCDRS plan provisions for Plan year 2012.

Sergio Cruz, Budget Officer, reported to the Court that they will be maintaining the same provisions for retirement and will not be any cost of living adjustments for retirees.

C. AI-29983 Discussion and consideration regarding current and future capital projects/funding resources.

Sergio Cruz provided the Court a presentation on current projects and how funding will be affected.

NO ACTION taken on this item.

D. Salary Schedule Changes:

1. AI-29950 County Wide (1100):

a. Approval to rescind action taken on 11/01/11 as follows:

- 1. Discussion, consideration and approval of corrective compensation for various employees for successful completion of the six (6) month probationary period as listed on attached exhibit A.**
- 2. Approval of interdepartmental transfer.**

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval to rescind action on items 18.D.1.a.1 & 2.

b. Discussion, consideration and approval of corrective compensation for various employees as listed on attached exhibit A, as recommended by the Hidalgo County District Attorney's Office.

c. Approval of interdepartmental transfers. (Audio Tape #1, Tracking # 2852)

Ms. Annette Muniz came before the Court to express her concern of placement of items on the Agenda as it pertains to the County Clerk's Office, without advising her or Mr. Guajardo of this action.

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 18.D.1.B & C. subject to Auditor's Review.

19. Purchasing Department - Marty Salazar: (Exhibit Y)

(Audio Tape # 1, Tracking # 3226)

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 19.A.1, 2 & 3. a, b & c.

4. AI-29878 a. As requested by members of CC, discussion and action on options related to Request for Proposals for: Hidalgo County-Professional Auditing Services, including, but not limited to the following:

1. Cancellation of the current format of a Request for Proposals and re-issuance (after re-advertising) as a Request for Qualifications (as customary for HC), utilizing basic qualifications, requirements, scope of services (drafted and developed by County Auditor utilizing the GFOA guidelines for professional auditing services) and changing the evaluation criteria to follow Texas Government Code 2254.004 basing the ranking on qualifications and thereafter entering into negotiations to determine fees; or,

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

2. Proceed with project "as is" and continue with acceptance of responses schedule and advertised for Wednesday, December 7, 2011;

NO ACTION taken on this item.

b. Appointment and/or designation by Commissioners' Court to select/assign an evaluation committee to score/grade RFP-2011-160-12-07-SMA "Hidalgo County-Professional Auditing Services", as referenced in the procurement packet or applicable if changed to an RFQ.

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to appoint each of the Court members to the Committee, a member from the Auditor's Office and Purchasing Department, for a total of seven.

5. AI-29940 a. Requesting exemption from competitive procurement requirements under the Texas Local Government Code, Section 262.024(a)(7)(a) proprietary software;

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

b. Requesting approval of agreement(s) if applicable for-On-line Research Services with Lexis Nexis including, but not limited to, the following Hidalgo County department(s):

- 1. District Attorney**
- 2. District Judges**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 19.A.5.b.1 & 2.

- 6. AI-29880 Recommending award of bid and approval of contract document to sole bidder (BIO-OPS, LLC) meeting all specifications and/or requirements as attached hereto for: "Hidalgo County-Bio-Hazardous Waste Disposal Services" RFB No. 2011-233-09-28-SMA.**

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

- 7. AI-29875 Appointment and/or designation by Commissioners' Court to select/assign an evaluation committee to grade/score RFP 2011-231-11-23-YZV "Certified Technical Supervisor for Hidalgo County Alcohol Breath Test Program", as referenced in the procurement packet.**

Pct. 1 – Eddie Gonzalez

Pct. 2 – Raul Silguero

Pct. 3 – Mingo Villareal

Pct. 4 – Chris Trevino

Judge's Office – Yolanda Chapa

Ms. Martha Salazar, Purchasing Agent, recommended an appointment from the Sheriff's Office and the DPS Office. Valde Guerra, Executive Officer, stated he would represent the DPS Office.

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

- 8. AI-29848 Recommending award of bid through request of sealed quote and approval of contract document to sole-bidder (Boots n' Jeans Inc.) meeting all requirements/specifications as attached hereto "Hidalgo County-Purchase of Straw Hat" RFSQ No.: 2011-242-11-02-SMA**

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

- 9. AI-29895 Clarification on (action taken by CC 11-22-11 AI-29490) to proceed to negotiate a contract with number one ranked firm, Half Associates, Inc. to be conducted by the customary protocol:**

a. the Purchasing Department; and/or

b. a designated/assigned committee by CC

Commissioner Joseph Palacios recommended the Park Committee to be included in the negotiation process.

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to include the Purchasing Department and the Park Committee.

- 10. AI-29799 Recommending award of bid to sole bidder and approval of contract as attached hereto meeting all specifications and/or requirements as detailed and reflected in documentation attached hereto for: "County Wide Mailing Services" RFB No. 2011-230-MEG.**

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve Upper Valley Mail Services, LLP.

11. AI-29839 a. Approval to waive major purchases deadline order of 11/04/2011 so as to acquire needed equipment;

Ms. Salazar informed the Court that this would be for Pct. 4.

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

b. Authority to purchase a new Class 200 Pemberton Brush Grapple from H & V Equipment, lowest bid received through solicited quotes in the amount of \$15,000.00 through Req. #206437 and assurance from vendor of receipt of item prior to 12/31/2011.

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

12. AI-29430 Requesting authority to advertise and approval of a modified procurement packet (i.e. qualifications, requirements, and scope of services, etc.) with several recommended additions highlighted for review and notation as attached hereto for the overall improvement of the process in connection with the following “Hidalgo County Qualified Pools of Professional Services”:

a. Architectural Services (RFQ No. 2012-001-01-04-MSS)

b. Engineering Services (RFQ No. 2012-002-01-04-CGA)

c. Engineering Services -Geotechnical & Construction Materials Testing (RFQ No. 2011-003-01-04-SMA)

d. Real Estate Appraiser Services (RFQ No. 2012-004-01-04-YZV)

e. Surveyor Services (RFQ No. 2012-005-01-04-YZV)

f. Construction Management Services (2012-006-01-04-YSI)

for selection on an “as needed basis” (through a grading/scoring, ranking, negotiation protocol - as established by CC) per project by Hidalgo County Commissioners Court, Precincts, all County Departments and/or applicable Programs or Agencies requiring said services effective 2-09-2012 for a period of one (1) year.

NO ACTION taken on items 19.A.12.a through f.

B. Pct. 1

1. AI-29844 Acceptance and approval of Work Authorization #3 in the amount of \$1,687,570.00 for Right Away Acquisition Services in support of TxDOT's Construction of the FM 493 from US 281 (Military Highway) North 6.65 Miles to Business 83 with L & G Consulting Engineers in connection with Contract C-08-417-12-09.

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval, subject to funding.

2. AI-29965 Approval of request of the following Work Authorizations as submitted by L & G Engineering Laboratory, LLC for Hidalgo County Precinct One through Contract #C-11-289-11-15 as further detailed:

a. Work Authorization No. 1-\$25,365.96 for "Geotechnical Engineering Services and Flexible Pavement Design For Mile 17 N. Roadway Rehabilitation and Widening" Project.

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

b. Work Authorization No. 2-\$8,586.68 for "Construction Materials Testing Services For Mile 17 North Road (between FM 1015 & Mile 4½)" Project.

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

C. Pct. 3

- 1. AI-29326 Recommending award of bid to sole bidder, Los Ebanos Land & Cattle, LLC and approval of contract as attached hereto meeting all specifications and/or requirements as detailed and reflected in documentation attached hereto for: "Lease of Land (appr 5 acres) Pct 3" RFB No. 2011-227-MEG.**

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

- 2. AI-29925 a. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional (engineering) services;**

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

b. Presentation of scoring grid (for the purpose of ranking by CC) of the firms graded and evaluated through the County’s approved “pool” of Engineering Services for Right-of-Way acquisition services, construction management, and inspections for La Homa Road project from Mile 1 North to Mile 3 North-Precinct # 3;

Firm	Dos Logistics	L&G Engineering	Guzman & Munoz Engineering
Evaluator 1	97	100	87
Ranking	2	1	3

c. Authority for the Purchasing Department to negotiate a professional (Engineering Services) contract with the No. 1 ranked firm of L & G Engineering for: the provision of professional engineering services for the La Home Road Project for Precinct # 3.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to rank in the order of the scores, and authority to negotiate with the top ranked firm.

D. Pct. 4

- 1. AI-29946 a. Pursuant to Article 14 of the current agreement-C-11-054-04-12 & WA#3 for: PROJECT: (Multi-Way Stop Control Warrant Study) Mile 17 1/2 and Depot Road (23rd Street) for**

Precinct #4, project engineer, L & G Engineering is requesting acceptance and approval to engage services by Sub-Contractor TEDSI INFRASTRUCTURE GROUP;

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

b. Acceptance and approval of Work Authorization #7 with a proposed fee of \$ 2,500.00 with Quintanilla, Headley & Associates, Inc. for "San Carlos Drainage Improvement Projects": FIKE PUMP STATION located within Hidalgo County Precinct No. 4, through Contract #C-08-477-12-09.

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

Commissioner Quintanilla for the Record: There's no relation.

E. District Courts

- 1. AI-29923 Acceptance and approval of Work Authorization No. 2 with Paul M. Vazaldua d/b/a Vazaldua & Associates in the amount of \$ 5,000.00 in connection to contract #C-11-269-10-18 for: "Professional Services Agreement" with PAUL M. VAZALDUA d/b/a VAZALDUA & ASSOCIATES for the purposes of providing "Consulting Services" in the categories which include specific grants and related areas for Judicial Court Functions and Efficiencies for the following categories, but not limited to; a) Improving the Judicial System; b) Human Trafficking Programs and; c) Programs to Protect Women against Domestic Violence.**

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

F. Sheriff's Office

- 1. AI-29838 Presentation of sole bid received from Southern Tire Mart, LLC (as detailed in the tabulation sheet contained herein) meeting all specifications and/or requirements for the purpose of award and approval of contract for Request for Bid titled: Hidalgo County Sheriff's Office- Including all other Hidalgo County Law Enforcement Agencies-"Purchase of Tires-Including Installation and Other Related Services" through project No.: 2011-193-09-21-SGS.**

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

G. Co. Wide

- 1. AI-29867 Recommend award of bid and approval of contract to the sole bidder (CSS Technology, Inc.) meeting all specifications and/or requirements for "EN-1 Road Stabilizer Material" for Hidalgo County. (RFB No.: 2011-268-11-16-CGA)**

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

20. Closed Session: (Exhibit Z)

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph 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-29888 Claim of American Electric Power (AEP)**
- E. AI-29891 Claim of American Electric Power (AEP)**
- F. AI-29938 Cause No.: C-223-10-H; Samuel Zuniga v. County of Hidalgo**
- G. AI-29968 Claim of Joana Bernice Morales, et al**
- H. AI-29986 CL-1137-10-F; Monica Lee Cruz v. Teresa Flores and Head Start Program**

NO ACTION taken on items 20.A through H.

21. Open Session: (Exhibit AA)

- A. Real Estate Acquisition and appropriation for same**
- B. Cause No. C-3123-03-I; Hidalgo County, Texas v. Landmark Organization, L.P. et al**
- C. Pending and/or potential litigation**

NO ACTION taken on items 21.A, B & C.

- D. AI-29890 Claim of American Electric Power (AEP)**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval of the settlement offer in the amount of \$2,596.00.

- E. AI-29892 Claim of American Electric Power (AEP)**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$4,843.00.

- F. AI-29939 Cause No.: C-223-10-H; Samuel Zuniga v. County of Hidalgo**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$18,500.00 for full settlement and complete release.

- G. AI-29969 Claim of Joana Bernice Morales, et al**

Refer to item 6.A.1 & 2.

H. AI-29987 CL-1137-10-F; Monica Lee Cruz v. Teresa Flores and Head Start Program

Proceed as directed.

22. Closed Session:

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

23. Open Session:

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

NO ACTION taken on items 22 and 23.

24. 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
December 6, 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 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:

**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 # 194)

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda with the exception of item 11.H.

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

- 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-29910 2011 - Sheriff's Office (1100)**
 - B. AI-29901 2011 - Sheriff's Office (1100)**
 - C. AI-29869 2011 - Adult Detention Facility (1100)**
 - D. AI-29970 2011 - Right of Way (1200)**

- E. AI-29957 2011- Elections Department (1100)
- F. AI-29953 2011 - I.T. Department (1100)
- G. AI-29931 2011 - Indigent Defense (1100)
- H. AI-29951 2011 - District Clerk (1100)
- I. AI-29862 2011 - Purchasing (1100)
- J. AI-29919 2011 - WIC BF (1292)
- K. AI-29915 2011 - Fire Marshal (1100)
- L. AI-29907 2011 - ROW (1200)
- M. AI-29885 2011 - Facilities Mgmt. (1100)
- N. AI-29829 2011 - Health & Human Services Dept. (1293)
- O. AI-29834 2011 - Human Services (1100)
- P. AI-29873 2011 - Health & Human Services Dept. (1100)
- Q. AI-29896 2011 - DBM Health Benefits Div (2201)
- R. AI-29972 2011 - County Clerk (1100)
- S. AI-29936 2011 - 13th Court of Appeals (1100)
- T. AI-29985 2011 - 92nd District Court (1100)
- U. AI-29855 2011 - 370th District Court (1100)
- V. AI-29945 2011 - CCL #6 (1100)
- W. AI-29868 2011 - CCL #7 (1100)
- X. AI-29961 2011 - J.P. 3/1 (1100)
- Y. AI-29850 2011- Constable Pct #4 (1100)
- Z. AI-29955 2011 - Pct. #1 Sanitation (1100)
- AA. AI-29954 2011 - Pct. #1 R&B (1200)
- BB. AI-29929 2011 - Pct. #1 Parks (1100)
- CC. AI-29851 2011 - Pct. #2 Sanitation (1100)
- DD. AI-29904 2011 - Pct. #3 Parks (1100)
- EE. AI-29866 2011 - Pct. #3 R&B (1200)
- FF. AI-29937 2011 - Pct. #3 Sanitation (1100)
- GG. AI-29935 2011 - Pct. #4 Parks (1100)
- HH. AI-29934 2011 - Pct. #4 Administration (1200)
- II. AI-29933 2011 - Pct. #4 Landfill (1100)
- JJ. AI-29932 2011 - Pct. #4 Road Maintenance (1200)

3. 2011 Interdepartmental transfers: (Exhibit C)

A. AI-29899 Pct. #4 Drainage Improvements:

Approval of 2011 interdepartmental transfer within Certificate of Obligations Series 2010 A&B - Precinct #4 Drainage Improvements (program 036) to Fike Pond (program 039) in the amount of \$2,500.00

B. AI-29943 Mailing Services (1100):

Approval of 2011 interdepartmental transfer from Co. Wide Adm.-Contingency to Mailing Services in the amount \$617.00 to fund mailing services expenditures.

C. AI-29942 General Litigation (1100):

Approval of 2011 interdepartmental transfer from Co. Wide Adm.-Contingency to General Litigation in the amount of \$24,000.00 to fund other professional services expenditures.

D. AI-29976 Elections (1100):

Approval of 2011 interdepartmental transfer in the amount of \$113,000.00 from Co Wide Administration Contingency to Elections to fund poll workers wages for the November 2011 elections (constitutional, cities, & school districts).

E. AI-29988 Various Depts (1100):

Approval of 2011 interdepartmental transfer from Co. Wide Adm.-Contingency into Various Departments to fund fire call expenditures.

4. Planning Department: (Exhibit D)

A. AI-29922 1. Certificate of Plat and Utility Status under Texas Local Government Code Section 232.028 (b)

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

A. AI-29881 Agua Special Utility District:

Cardinal Waves Subdivision: The first 8" P.V.C. waterline will cross Brushline Road 25.0' South of Charro St. with a 16" steel casing (bore and install). The second 8" P.V.C. waterline will cross Brushline Road 300.0' South of Charro St. with a 16" steel casing (bore and install) for the proposed subdivision.

6. Executive Officer - Valde Guerra: (Exhibit F)

A. AI-29959 Approval of 457 plan hardship withdrawal requests for employees #122335, #034223 & #115509

7. Membership Dues: (Exhibit G)**A. AI-29877 Fire Marshal (1100):**

Discussion and approval for membership fee of \$250.00 to cover the renewal to the South Texas Fire Investigators Association for the following:

- **Juan Martinez, Fire Marshal**
- **Wesley Bradley, Chief Deputy Fire Marshal**
- **Javier Garcia, Deputy Fire Marshal**
- **Marco Romero, Deputy Fire Marshal**
- **Tommy Ureste, Deputy Fire Marshal**

B. AI-29853 Constable Pct. #3:

Requesting approval to renew membership dues for the National Constables Association for Constable Lazaro Gallardo, Jr. amount of \$60.00, with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by County Auditor.

8. Tax Refunds: (Exhibit H)**A. AI-29847**

Acct#	Payer	Amt
K6910.02.000.008A.00	Joe Sakulenzki	\$3645.56
S2440.00.000.0002.00	Yolanda Mauricio	\$5000.00
T2100.00.239.0001.10	Big H Investments	\$5065.69
W0100.00.039.0004.00	First National Bank	\$2877.10

9. Auditor's Office: (Exhibit I)**A. AI-29857 Monthly collection reports for September and October 2011.**

<u>OFFICE</u>	<u>FEES & COST</u>	<u>MONTH</u>
The Hon. Guadalupe Trevino, Hidalgo County Sheriff	\$ 95,188.33	September 2011
The Hon. Celestino Avila, Constable Precinct No. 1	\$ 680.00	October 2011
The Hon. Larry Gallardo, Constable Precinct No. 3	\$ 4,940.00	October 2011
Ms. Angie Chapa, Law Librarian	\$ 1,146.75	October 2011
The Hon. Arturo Guajardo, Hidalgo County Clerk	\$ 458,080.37	October 2011
Mr. Juan Martinez, Fire Marshal	\$ 18,874.75	October 2011

10. Budget & Management: (Exhibit J)

A. AI-29889 Self-Funded 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 \$ \$58,567.23 for the period of 11/01-15/2011 and requesting approval of wire transfer.

B. AI-29852 1. Approval to transfer \$516,594.74 to the Hidalgo County Claims Bank Account for Blue Cross Blue Shield Insurance Claims paid for period 11/12/2011 to 11/25/2011.

11/12-18/2011	\$267,780.13
11/19-25/2011	\$248,814.61
TOTAL	\$516,594.74

2. Approval of wire transfer to cover claims paid.

C. AI-29927 Salary Sweep (1100):

Approval to transfer lapsed salaries from various departments to the Countywide Administration-Contingency account.

D. AI-29661 1. Approval to transfer \$535,948.58 to the Hidalgo County Claims Bank Account for Blue Cross Blue Shield Insurance Claims paid for period 10/29/2011 to 11/11/2011.

10/29-31/2011	\$ 75,026.70
11/01-04/2011	\$214,101.26
11/05-11/2011	\$246,820.62
TOTAL	\$535,948.58

2. Approval of wire transfer to cover claims paid.

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-29882** Requesting authority to advertise and approval of procurement packet (i.e., specifications - requirements, legal notice, draft service contract, etc.) as attached hereto for: Hidalgo County Precinct 1 "Hauling Services For All Road Materials" RFB No. 2012-018-01-04-YZV.
- B. AI-29948** Acceptance and approval of request for payment of the following invoices as submitted by TEDSI Infrastructure Group for professional Engineering Services in connection with the "Hidalgo County Design and Right Of Way Mapping Of HCMDS Phase II-J-09 Lateral Drain Ditch" Project under Contract #C-10-062-02-16-PO#636565 amid Work Authorization No. 1 as follows:
1. Invoice #2011520-February 1, 2011 to February 28, 2011 in the amount of \$33,070.00.
 2. Invoice #2011558-March 1, 2011 to March 31, 2011 in the amount of \$33,070.00
- C. AI-29944** Requesting approval to enter into a 12-month client support and software update service agreement with Tyler Technologies, Inc. in the total amount of \$79,438.00 effective: 01/01/2012 - 12/31/2012
- D. AI-29930** Requesting authority to exercise the option to renew/extend the following contracts as stipulated and provided in the contracts under the same rates, terms and conditions for the following:
1. C-10-276-12-30-Hauling Services for Crushed Caliche for Hidalgo County Pct 3 with Roy's Hauling Services, Inc.;
 2. C-10-262-11-22-Loading and Hauling Of Dirt for Hidalgo County Pct 2 with Universal Truckers, Inc.;
 3. C-10-262A-11-22-Loading and Hauling of Dirt for Hidalgo County Pct 2 with Roy's Hauling Services, Inc.;
 4. C-10-244-12-14-Garbage Collection at Los Ebanos Pavilion for Hidalgo County Pct 3 with BFI Waste Services dba Allied Waste Services of Rio Grande.
- E. AI-29917** 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, 2012.
- F. AI-29928** Requesting authority to advertise and approval of procurement packet (i.e. legal notice, specifications/requirements, etc.) as attached hereto for the following projects:

1. Request for Proposals: "Youth Adverted from Delinquency Program Services "for Judge Mario Ramirez Jr., Juvenile Justice Center (RFP No.: 2011-286-CGA);
 2. Request for Proposals: "Expansion of Licensed Professional Counselors" for Judge Mario Ramirez Jr., Juvenile Justice Center (RFP No.: 2012-009-CGA)
- G. AI-29906 Request approval for payment on Invoice #3068 in the amount of \$4,800.00 from R. Gutierrez Engineering Corporation, Contract #C-10-376-12-14, for the Lopezville Park Expansion Project.
- H. AI-29905 Requesting approval for Payment Application No.1 in the amount of \$100,841.25 from Mission Paving Company, Inc., awarded contractor for "El Dora Road Improvement Project", Contract #C-11-043B-06-28 as certified for payment by project engineer, Raul E. Sesin, with the authority to issue payment after audit and processing procedures are completed by County Auditor.
- I. AI-29900 Acceptance and approval of request for payment of Invoice #4731 in the amount of \$16,740.00 from Guzman & Munoz Engineering & Surveying, Inc. under Contract #C-11-202-08-09-PO#665966 amid Work Authorization No. 001 for "Professional Engineering Services-Phase I Topography Surveying & Drainage Analysis and Report" of Constable Pct. 1 office building project with authority for County Treasurer to issue payment after County Auditor's review and processing procedures are completed.
- J. AI-29897 1. Requesting approval of payment for Invoice #452502/01/XV in the amount of \$5,604.77 submitted by Dannenbaum Engineering Company in connection to contract #C-11-147A-08-30-(PO#666228) AIA Agreement for: "Building Repairs, Renovations and/or Additions and Alterations to Count Owned Buildings located within Hidalgo County Precinct #4", PROJECT: ELECTIONS WAREHOUSE , located at 317 North Closner, Edinburg, Texas.
2. Requesting approval of payment for Invoice #452502/02/XV in the amount of \$14,450.00 submitted by Dannenbaum Engineering Company in connection to contract #C-11-147A-08-30-(PO#666228) AIA Agreement for: "Building Repairs, Renovations and/or Additions and Alterations to Count Owned Buildings located within Hidalgo County Precinct #4", PROJECT: ELECTIONS WAREHOUSE , located at 317 North Closner, Edinburg, Texas.
- K. AI-29887 Requesting authority to exercise the additional one (1) year term option to extend/renew as provided in the current Contract# C-10-290-12-07 for the purposes of: "MAITNENANCE & REPAIR OF KITCHEN EQUIPMENT and APPLIANCES" for Hidalgo County Sheriff's Office, under the same rates, terms and conditions with ITW FOOD EQUIPMENT GROUP, LLC d/b/a HOBART SERVICE.
- L. AI-29870 Requesting authority to advertise and approval of procurement packet (i.e. specifications/requirements, legal notice, draft requirement agreement etc.) as attached hereto for: Hidalgo County "Printing Services and Related Supplies" RFB No: 2012-008-MEG.
- M. AI-29863 Approval of Comdata Corporation/Transmontaing Product Services, Inc. to add additional fuel card(s) and/or driver (s) for:
1. Constable Pct No. 4 Fuel Card and Driver
 2. Constable Pct No. 3 Fuel Cards only
 3. Constable Pct No. 2 Driver only

**AGENDA
DRAINAGE DISTRICT
BOARD OF DIRECTORS
December 6, 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 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:

(Exhibit BB)

1. Roll Call

All members of the Board were counted present, with the exception of Commissioner Joseph Palacios.

2. Open Forum

No presentations under Open Forum.

3. Approval of Consent Agenda

The Board moved to approve the Drainage District Consent Agenda.

4. AI-29909 Discussion, consideration, action regarding written Resolution and ballot selection of Appraisal District Board of Directors for 2012-2013

Ballot selection is as follows with a total of 140 Votes:

Pete Garcia – 28

Richard Garza – 28

Arturo Guerra Jr. – 28

David Hernandez – 28

Amador Requenez – 28

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Board made a UNANIMOUS vote to approve the ballot selection.

5. AI-29984 Request approval of Hidalgo County Drainage District #1 Texas County and District Retirement System (TCDRS) plan provisions for 2012.

Ms. Lora Briones came before the Board to advise that the rate of is...11.26%. She further stated that there is No change in Plan Provision and no increase for COLA.

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

6. Closed Session:

On motion of Commissioner Hector Palacios, seconded by Commissioner Flores, the Board made a UNANIMOUS vote of approval to go into 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**
- C. AI-29883 Claim of Dannenbaum Engineering**

NO ACTION taken on items 6.A, B & C.

Commissioner Joseph Palacios joined the meeting.

7. Open Session:

- A. Real Estate Acquisition**
- B. Pending and/or Potential Litigation**
- C. AI-29884 Claim of Dannenbaum Engineering**

NO ACTION taken on this item.

NO ACTION taken on this item.

The Board will proceed as directed.

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 items 8 & 9.

10. Adjourn

On motion of Commissioner Flores, seconded by Commissioner Hector Palacios, the Board moved to Adjourn the Drainage District Agenda.

**AGENDA
DRAINAGE DISTRICT- CONSENT
BOARD OF DIRECTORS
December 6, 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 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:

**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 CC)

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Board made a UNANIMOUS vote to approve the Drainage District Consent Agenda.

- 1. Approval of check register and payment of claims and bills - County Treasurer**

- 2. AI-29894 Discharge Permit:**
 - A. Santa Cruz Properties, Ltd.**
 - B. Lantana Acres No. 7**

- 3. AI-29902 Discharge Permits:**
 - A. City of Donna-La Victoria Subdivision Phase I**
 - B. City of Weslaco-Palos Rojos Subdivision No. 2**

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 6th day of December, 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 December 06, 2011.

Signed this 13 day of December 2011

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

(Seal)

By: _____
Priscilla Torres, Deputy