

SPECIAL MEETING – FEBRUARY 21, 2012

BE IT REMEMBERED, that on this 21st day of February A.D., 2012, 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-OFFICIO CLERK OF THE COMMISSIONERS' COURT of Hidalgo County, Texas, wherein the following proceedings were had, to-wit:

**AGENDA
CC REGULAR
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
February 21, 2012
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:

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 moved to approve the Consent Agenda.

5. Open Forum

-Frank Travar expressed his concerns on the Courthouse Master Plan, it's funding, and how it will affect other county projects.

- Fern McClaugherty item 7.B....the need for Deputy Constables, and the locations they are working in.

-Virginia Townsend commented on political appointments.

-Rodolfo Trevino, of Valley Metro Waste Company, discussed how the privatization of waste collection would affect the livelihood of his employees and the investments in his company.

The Court proceeded with item 9 and then item 20.D.2.

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

(Audio Tape # 1, Tracking # 2281)

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 to approve the exemption as it pertains to item 22.H. CL-12-0522-G; Hector Rivera Jr. v. Jonathan Trevino individually and as police officer for the City of Mission and as officer of Hidalgo County Joint Narcotic Task Force.

2. Requesting engagement with the firm of _____ 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 to engage with the firm of Preston Henrichson as it pertains to CL-12-0522-G; Hector Rivera Jr. v. Jonathan Trevino individually and as police officer for the City of Mission and as officer of Hidalgo County Joint Narcotic Task Force.

B. AI-30949 I. T. Department: 2306

Requesting permission for three (3) employees to travel to San Antonio, Texas on May 21-25, 2012 to attend the Texas Association of Governmental IT Managers 2012 Conference.

Mr. Valde Guerra, Executive Officer, requested that the Court delay action by one week, per Mr. Ramirez's request.

NO ACTION taken on this item.

C. AI-31121 Fire Marshal's Dept.: (Audio Tape #1, Tracking # 2291)

Requesting permission to allow Juan Martinez, County Fire Marshal to attend the Texas Forest Service - Qualifications Working Group Seminar, in Grand Prairie, TX on Feb. 29 - March 2, 2012.

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

7. Constables: (Exhibit M)

(Audio Tape # 1, Tracking # 1834)

A. AI-31116 Constable Pct. 1:

Discussion, consideration and approval to appoint Salvador Quiroz Jr. as reserve deputy constable by Constable Celestino Avila Jr., Constable Precinct 1 in accordance with Texas Local Government Code 86.012.

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

B. AI-30988 Constable Pct. 2 (1100): (Audio Tape #1, Tracking # 1596)

1. Approval to create three (3) full-time Deputy Constable positions, slot no.'s 0009-0011, budgeted salary \$38,000.00.

2. Approval of revised salary schedule.

NO ACTION taken on items 7.B.1 & 2.

C. AI-31107 Constable Pct. #2: (Audio Tape # 1, Tracking # 1792)

Authorization and approval of Resolution to submit an electronic submission for the following grants to the Office of the Governor Criminal Justice Division on or before February 24, 2012:

Fund Source: DJ-Edward Byrne Memorial Justice Assistance Grant Program

Project Title: Community Safety and Security Project

Amount Requested: \$350,000.00

No Matching Funds Required

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve item 7.C.

Commissioner Flores was away for the Court on this item.

8. County Judge's Office: (Exhibit N)

A. (Audio Tape # 1, Tracking # 2317)

AI-30983 1. Discussion, consideration, and approval of 2012 Texas Conference of Urban Counties Annual Dues in the amount of \$20,045.00 and with authority for County Treasurer to issue check after review and auditing procedures are completed by County Auditor.

2. Discussion, consideration, and approval of Urban Counties Policy Committee Nomination Resolution.

NO ACTION taken on items 8.A.1 & 2.

9. District Courts: (Exhibit O)

(Audio Tape # 1, Tracking # 571)

A. AI-31084 370th District Court:

Authorization and approval of Resolutions to submit an electronic submission for the following grants to the Office of the Governor Criminal Justice Division on or before February 24, 2012 including approval of Resolutions for grants:

Fund Source: WX-Violent Crimes Against Women Criminal Justice and Training Projects – Domestic Violence, Sexual Assault, Dating Violence, and Stalking Solicitation

Project Title: Court Efficiency Intervention Project: Assistance thru the Family Violence Court Process

Amount Requested: \$673,000.00

In-kind Matching Funds

Fund Source: VA-Victims of Crime Act Formula Grant Program

Project Title: Victims Empowerment Project: Stabilizing Lives After Victimization

Amount Requested: \$420,000.00

In-kind Matching Funds

Fund Source: JA-Juvenile Justice and Delinquency Prevention Allocation to States

Project Title: Young Adult Re Energizing Project

Amount Requested: \$230,000.00

No Matching Funds Required

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the Resolutions for the grants as listed under item 9.A.

10. Sheriff's Office - Chief Martinez: (Exhibit P)

(Audio Tape # 1, Tracking # 2331)

A. AI-30989 OCDETF GRANT

1. Approval of the Organized Crime Drug Enforcement Task Forces (OCDETF) Agreement between the Hidalgo County Sheriff's Office and the Drug Enforcement Administration McAllen District/Houston Division Office OCDETF Strike Force Group D-81.

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

2. Approval of Certification of Revenues as certified by the County Auditor for the OCDETF Grant Contract.

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

3. Approval to appropriate OCDETF Grant award in the amount of \$15,011.61 for equipment/supplies.

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

B. AI-30962 1. Authorization to purchase (2) Cell Phone Line additions through the County's membership/participation with Contract DIR-SDD-611 through Sprint.

2. Authorization and approval of cell phone plan for the following:

Qty.	Plan	Monthly Rate
2	Business Advantage w/ Unlimited Messaging	\$53.89

Total Cell Phones: 2

Estimated Monthly Rate: \$107.78

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 10.B.1 & 2.

11. District Attorney's Office - Roy Casares: (Exhibit Q)

(Audio Tape # 1, Tracking # 2404)

A. AI-31126

DA's- Civil Litigation (1100):

1. Approval of the following personnel actions:

Action	Slot No.	Position Title	Grade
Delete	0003	Attorney IV	18
Create	0004	Attorney II	14

Roy Casares commented that the created position would be a starting position for research and requested the salary amount be reduced.

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

2. Approval to authorize auto allowance as follows:

Slot No.	Position Title	Allowance
0001	Attorney V	\$2,000.00
0002	Attorney IV	\$1,000.00
0004	Attorney II	\$900.00

2. Approval to add the Attorney II classification to the Hidalgo County Position Inventory.

3. Approval of intradepartmental transfer.

4. Approval of salary schedule.

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 11.A.2 – 2, 3 & 4.

B. AI-31131 Border Prosecution Initiative (1281):

1. Request approval to accept the 2012 Border Prosecution Grant (FY 2012) in the amount of \$201,585.00, effective 01/01/2012 to 12/31/2012.

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

2. Approval of Certification of Revenues as certified by the County Auditor for the Border Prosecution Grant.

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

3 Approval of Border Prosecution (FY 2012) budget in the amount of \$201,585.00.

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

4. Approval of salary schedule.

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

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

(Audio Tape # 1, Tracking # 2596)

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-30946 Requesting authorization to apply for the TDSHS PHEP FY 12 Reduction Restoration allocation in the amount of \$172,667.00. The purpose of this funding is to restore operating funds for the Public Health Emergency Preparedness program for FY 12. TDSHS anticipates the additional funds to run from March 1, 2012 to July 31, 2012.

Mr. Olivares informed the Court that the cash match would be met by salaries and fringe benefits.

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

C. AI-31022 Requesting authorization to apply for the Cancer Prevention Microgrant from the Cancer Prevention & Research Institute of Texas. The goal of this program is to reduce overall cancer incidence and mortality due to cancer risk factors and lack of access to and delivery of preventive services.

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

D. AI-30998 Pursuant to HB No. 1884, requesting authorization to accept the transfer of deed from the State of Texas, by and through the Department of State Health Services (Grantor) to Hidalgo

County (Grantee) of the approximately 6.31 acres and improvements recently constructed by the Texas Facilities Commission.

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

Commissioner Hector Palacios stepped away.

13. Head Start Program: (Exhibit S)

(Audio Tape # 1, Tracking # 2790)

A. AI-31127 Approval to enter into the best and final negotiated contract with Hinojosa Engineering, Inc. in the amount of \$15,000.00 for engineering services for assessment, design, supervision of construction and replacement of the roof at Palmview III Head Start Center

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

14. Urban County - Diana Serna: (Exhibit T)

(Audio Tape # 1, Tracking # 2877)

A. AI-30995 Discussion, consideration, and authorization that all bank fees be charged to the County of Hidalgo General Fund for the following Urban County Program accounts:

	ACCOUNT #
Accounts Payable	14010143
Section 108 Repayment	14010070
Revolving Loan	10010521
Retirement	14010119
Rio Grande Valley OIC	14008203
Self Help	14010046
Home Program	14010135
Section 108 Custodial	14010151
Industrial Development	14010194
Water Development	14010038

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

- B. AI-30996 Discussion, consideration, and authorization that Urban County Program bank accounts Industrial Development Account #14010194 and Water Development Board Account #14010038 be returned to the Hidalgo County Judge's office.**

NO ACTION taken on this item.

- C. AI-30999 On behalf of the Hidalgo County Precinct No. 1 and the City of Edcouch, Urban County Program is requesting approval to reject all bids submitted on January 18, 2012 for Year 22 (2009) Precinct No. 1 – Edcouch 2009 Water Treatment Plant (Electrical Upgrade), due to non-compliance and budget constraints.**

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

- D. AI-31085 Urban County Program is requesting approval of a program amendment for the City of La Joya County Program Year 23 (2010). The amendment will increase the scope of work to the Military Park Project but will not affect the original budget.**

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

- E. AI-31096 Urban County Program for Hidalgo County Precinct No. 4 is requesting consideration and action to award and enter into construction contracts with:**

1. The 5125 Company for base bid and Alternate No.'s 1-7 for a total amount of \$339,144.45 and;

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

2. Saenz Utility Contractors, Ltd. for Alternate No. 9 for a total amount of \$40,000.00

For a HUD CDBG-R Fike Pump Structure - Flood drainage improvements project. Funds available through Year 22 (2009) CDBG-R flood drainage improvement and FY 23 (2010) flood drainage improvements.

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

15. Elections Administration - Yvonne Ramon: (Exhibit U)

(Audio Tape # 1, Tracking # 3302)

- A. AI-30923 Discussion and/or action, including but not limited to Elections and Redistricting**

Ms. Yvonne Ramon informed the Court that the District Judges had set May 29, 2012 as tentative primary date. Additional information was provided such as poll locations, military mail in ballots, etc.

NO ACTION taken on this item.

16. Right of Way - Joe Pena: (Exhibit V)

(Audio Tape # 1, Tracking # 3509)

A. AI-31048 Consideration and approval to purchase a certain tract of land also known as Parcel 14-San Carlos Drainage Improvements- Trenton Drain Project.

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

B. AI-31135 Approval to accept the dedication of Sugarland Road through roadway affidavits to be included in the County Wide Roadway System.

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

Commissioner Hector Palacios joined the meeting.

17. Colonia Access Program: Agapito Vargas: (Exhibit W)

(Audio Tape # 1, Tracking # 3583)

A. AI-30915 Discussion, consideration, and action authorizing Border Colonias Program Director to transfer unspent funds from completed BCAP projects to underfunded projects.

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

18. Precinct #4 - Comm. J. Palacios: (Exhibit X)

(Audio Tape # 2, Tracking # 01)

A. AI-30914 Pct. #4 Road Maintenance (1200):

Approval of 2012 appropriation of funds into Precinct #4 Road Maintenance (program 007) in the total amount of \$148,000.00.

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

B. AI-31132 Approval of Interlocal Cooperation Agreement between City of Edinburg and County of Hidalgo (Pct.4) for Seminary Road re-construction project

Ms. Josie Ramirez informed the Court and the auditor that the contract had been reviewed and revisions had been made to the Interlocal.

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

Marcos Lopez later clarified that that the action taken would be for two agreements, the master agreement and the project specific agreement.

19. Budget & Management - Sergio Cruz: (Exhibit Y)

(Audio Tape # 2, Tracking # 35)

A. AI-31043 Acceptance of donation to Constable Pct. #3 in the amount of \$500.00 by Shell Western E&P.

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

B. AI-31042 Acceptance of donation to Pct. 4 by Sotero Chapa in the amount of \$15.00.

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

C. Budget Appropriations:

1. AI-31044 STOP Truancy (1285)/ Co Wide Admin (1100):

Approval to deobligate cash match funds from the STOP Truancy grant for county calendar year 2011/ grant fiscal year 2012 (program #005) and appropriate into Countywide Administration - Contingency in the amount of \$11,076.00.

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

20. Purchasing Department - Marty Salazar: (Exhibit Z)

(Audio Tape # 2, Tracking # 256)

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

4. AI-30711 Requesting acceptance and approval of the final negotiated contract (previously approved by cc on 01/17/12 for the negotiation process) with Mary Ann Peralez d/b/a Breath Test Services for RFP No: 2011-231-11-23-YZV-Certified Technical Supervisor For Hidalgo County's Alcohol Breath Test Program Services.

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

5. AI-31006 Acceptance of the recommendation by Joe Pena (evaluator) of responses received as "qualified" for award for "Title Report Services- Pool" and approval of contracts with Valley Land Title and So. Texas Land Investigations, on an "As Needed Basis".

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

6. AI-30934 Requesting approval to declare as surplus numerous items and vehicles (County Owned and/or Seized) for the purpose of disposition through auction as set forth through Texas Local Gov't Code 263. I 52.(a)(I) and as further detailed on the Exhibit attached hereto.

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

7. AI-31019 Requesting approval of Work Authorization No. 1 through current contract with R. Gutierrez Engineering (C-11-310-11-24) with an estimated cost of \$5,000 for professional services (Construction Admin & Staking) associated with the McColl Road II Off-Site Drain Project along Thomas Road.

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

8. AI-30848 Acceptance and approval of payment(s) due the JP Morgan Travel Card Program for the items detailed on attached grid for which all possible research and attempts to verify have been made in an amount not to exceed \$ 2,502.56 and reducing all credits issued by JP Morgan as reflected in statement attached.

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

B. Pct. 1

- 1. AI-30878 Acceptance and approval of an "Amendment" to Interlocal Agreement #C-11-333-12-29 between City Of Edcouch and County Of Hidalgo to assist each other in multiple projects (previously approved by CC on 12/29/11) to include/add Supplemental Exhibit A-"Employees Hourly Rates" and which said action is applicable to the previously CC approved ILAs for the Cities of Mercedes, La Villa, Donna and Progresso.**

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

- 2. AI-30941 Acceptance and approval of the Interlocal Cooperation Agreement between Hidalgo County and City of La Villa for the provision of assisting each other in multiple projects as defined in the agreement.**

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

C. Pct. 2

- 1. AI-31040 Acceptance and approval of Construction Change Order No. 3 (increase) of \$4,468.75 and an additional (2) days time extension for proposed work through awarded contractor, Mission Paving Company, Inc. for "Tower Road Phase I Road & Drainage Improvement Project" reflecting items specified on change order description, with authority for County Judge or Court Member to execute document.**

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

- 2. AI-31103 Acceptance and approval of Construction Change Order No.4 for additional (10) days time extension due to weather with awarded contractor, Saenz Utility Contractor, LTD. "El Dora Street & Drainage Improvement Project", with authority for County Judge or Court Member to execute document.**

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

- 3. AI-31133 Requesting approval of "Supplemental Agreement No. 1" for R. Gutierrez Engineering Corporation, Contract #C-10-376-12-14 resulting in an estimated cost increase of \$33,600.00 for services under the Work Authorization No. 5 for the McColl Off-Site Drain Project.**

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

D. Constables: (Audio Tape #1, Tracking # 955)

- 1. AI-31125 Acceptance and approval of Work Authorization No. 3 with Paul M. Vazaldua d/b/a Vazaldua & Associates in the amount of (\$ 3,500.00) for (Preparation of a grant proposal to the office of the Governor Criminal Justice Division in order to increase the amount of deputy constables for the public safety of Precinct Two as well as to provide security service to the offices of the Justices of the Peace) in connection to contract #C-11-269-10-18-"Professional Services Agreement" 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, subject to Paul Vazaldua communicating with each Commissioner or staff member to know what Constables want to be included.

2. AI-31129 Pursuant with CC approved (6-22-09) action to permit Hon. Constable-Pct. #1, Celestino Avila, to participate, select and receive federal military surplus items through Texas 1033 Surplus Property Program, requesting approval to accept three (3) vehicles (further described in attachments) upon notification that said vehicles are ready to be picked up in San Antonio.

(Audio Tape #1, Tracking 868)

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

E. HIDTA

1. AI-30940 a. Requesting exemption from competitive bidding requirement under the Texas Local Government Code, Section 262.024(a)(7)(a) proprietary software in connection with On-line Research Services for Hidalgo County;

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

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. HIDTA Task Force

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

21. Closed Session: (Exhibit AA)

(Audio Tape # 2, Tracking # 256)

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, 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. Pending and/or potential litigation**
- C. AI-30951 Claim of Verizon**
- D. AI-30954 Claim of William Spencer**
- E. AI-30974 Claim of Jorge Lopez**

- F. AI-31112 CL-11-3847-A; Daniel Marichalar v. County of Hidalgo**
- G. AI-31114 C-0093-12-A; Daniel Marichalar v. County of Hidalgo, et al**
- H. AI-31079 CL-12-0522-G; Hector Rivera Jr. v. Jonathan Trevino individually and as police officer for the City of Mission and as officer of Hidalgo County Joint Narcotic Task Force**
- I. AI-31110 Case 7:10-cv-00268; Francisco De Luna and Elizabeth Diaz, individually and on behalf of all other similarly situated v. Hidalgo County, Texas, et al**

NO ACTION taken on items 21.A through I.

22. Open Session: (Exhibit BB)

A. Real Estate Acquisition and appropriation for same

NO ACTION taken on this item.

B. Pending and/or potential litigation

NO ACTION taken on this item.

C. AI-30952 Claim of Verizon

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the offer in the amount of \$10,010.36.

D. AI-30955 Claim of William Spencer

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval in the amount of \$187.00.

E. AI-30975 Claim of Jorge Lopez

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval in the amount of \$1,030.85.

F. AI-31113 CL-11-3847-A; Daniel Marichalar v. County of Hidalgo

Proceed as directed.

G. AI-31115 C-0093-12-A; Daniel Marichalar v. County of Hidalgo, et al

Proceed as directed.

H. AI-31080 CL-12-0522-G; Hector Rivera Jr. v. Jonathan Trevino individually and as police officer for the City of Mission and as officer of Hidalgo County Joint Narcotic Task Force

Refer to item 6.A.1 & 2.

I. AI-31111 Case 7:10-cv-00268; Francisco De Luna and Elizabeth Diaz, individually and on behalf of all other similarly situated v. Hidalgo County, Texas, et al

Proceed as directed.

23. Closed Session:

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

24. Open Session:

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

NO ACTION taken on items 23 & 24.

25. Adjourn

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

**AGENDA
CC CONSENT
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
February 21, 2012
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 # 250)

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

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

Shortly after taking action on the Consent Agenda, the Auditor informed the Court that he had a concern with item 8.B. (Audio Tape #1, Tracking # 1904)

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of items 8.B, 8.D, 11.A, 11.L, 11.P, and 11.Q.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 8.B, subject to an affidavit from the entity stating that none of the funds are going to be used for lobbying purposes.

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve Item 8.D, subject to funding.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 11.A, subject to legal review.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 11.L.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items 11 P. and 11.Q, subject to the insurance requirements being complete.

- 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. 2012 Intradepartmental transfers: (Exhibit B)**
 - A. AI-30909 2012 - 92nd District Court (1100)**
 - B. AI-30921 2012 - County Clerk (1100)**
 - C. AI-31004 2012 - Facilities Mgmt. (1100)**
 - D. AI-30924 2012 - I.T. Department (1100)**
 - E. AI-30963 2012 - Budget & Mgmt. (1100)**
 - F. AI-30972 2012 - Fire Marshal (1100)**
 - G. AI-31010 2012 - Insect Eradication (1100)**
 - H. AI-30987 2012 - Sheriff's Office U.S. Dept. of Justice (1229)**
 - I. AI-31130 2012 - Pct.# 1 Sanitation (1100)**
 - J. AI-30980 2012 - Pct #3 Road Maintenance (1200)**
 - K. AI-31002 2012 - Pct. 4 Administration (1200)**
 - L. AI-31003 2012 - Pct. 4 Rd. Maint. (1200)**

- 3. 2012 Interdepartmental transfers: (Exhibit C)**
 - A. AI-31023 Urban County (1100):**

Approval of 2012 interdepartmental transfer from County Wide Administration Contingency to Urban County in the amount of \$2,500.00 to fund bank fees.
 - B. AI-31033 Pct. #2 McColl Drain Project (1200):**

Approval of 2012 interdepartmental transfer from Pct 2 Drain Imprv Prg (034) into Pct 2 McColl Off-Site Drain Project (047) in the amount of \$50,000.00

C. AI-31041 Pct. #2 Tower Rd (1200):

Approval of 2012 interdepartmental transfer from Pct 2 Rd Maintenance Prg (006) into Pct 2 Tower Rd (Owassa - Alamo City Limits) Prg (049) in the amount of \$20,000.00

D. AI-31119 Predatory Animals (1100):

Approval of 2012 interdepartmental transfer from Co. Wide Adm-Contingency to Predatory Animals in the amount of \$2,400.00 to fund annual agreement with Texas Wildlife Damage Management Fund.

4. Planning Department: (Exhibit D)

A. AI-31066 1. Certificate of Plat and Utility Status under Texas Local Government Code Section 232.028 (b)

2. Certificate of Water Service Availability under Texas Local Government Code Section 232.029 (c) (2)

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

A. AI-30966 North Alamo Water Supply:

1. Delta Orchards #7 L199 (Moises Flores Rd NS/W 493)- Bore- Alberto Flores; 3/4" service connection

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

A. AI-31076 Approval of 457 Plan hardship withdrawal request for employee #124702

7. Tax Refunds: (Exhibit G)

A. AI-30907

Acct#	Payer	Amt
E2050.00.000.0038.00	Bac Tax Service Co	\$3500.03
G4900.00.002.0004.00	Bac Tax Service Co	\$5559.09
J5700.00.003.0005.00	First National Bank	\$7151.32
L3072.00.000.0067.00	Bac Tax Service Co	\$2832.10
P3105.00.000.0052.00	Bac Tax Service Co	\$2564.19
W0100.00.032.0002.01	Bac Tax Service Co	\$4421.12

8. Membership Dues: (Exhibit H)

A. AI-30964 Budget & Management:

Requesting approval to pay 2012 County Investment Officer Annual Dues in the amount of \$225.00 payable to Texas Association of Counties (TAC) for Sergio Cruz, with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by County Auditor.

B. AI-31026 Approval to pay Hidalgo County membership dues with authority for County Treasurer to issue check once auditing procedures are completed by County Auditor for the following:

Vendor	Amount	Year	Acct. #
Lower Rio Grande Valley Dev. Council	\$38,619.00	2012	2-1100-419-00-125-007-0-810

Vendor	Amount	Year	Acct. #
Amigos Del Valle, Inc.	\$ 5,000.00	2012	2-1100-444-00-125-018-0-810

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 8.B, subject to an affidavit from the entity stating that none of the funds are going to be used for lobbying purposes.

C. AI-30986 WIC Adm:

Requesting approval to pay the 2012 National WIC Association Membership for Norma Longoria in the amount of \$400.00 (Req#207252) with authorization for County Treasurer to issue the check after review, audit and processing procedures are completed by County Auditor.

D. AI-30913 WIC:

Requesting approval to pay the license renewal fee for the period of April 1, 2012 through March 31, 2013 to The Baby Cafe Charitable Trust in the amount of \$130.00 (through requisition 210560) with authority for County Treasurer to issue check after review, audit and processing procedures are completed by the County Auditor.

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve Item 8.D, subject to funding.

E. AI-30948 County Clerk:

Requesting approval to pay the 2012 Property Records Industry Association (PRIA) membership dues in the total amount of \$50.00 for Annette Muñiz, with authority for the County Treasurer to issue check after review, audit, and processing procedures are completed by the County Auditor.

F. AI-30959 County Treasurers Office:

Requesting approval to pay 2012 County Investment Officer Annual Dues in the amount of \$675.00 payable to Texas Association of Counties (TAC) for the County Treasurer, Chief Deputy, and Payroll Data Specialist, with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by County Auditor.

G. AI-30961 Auditor's Office:

Request for approval to pay 2012 Texas Association of Counties County Investment Officer annual dues for Raymundo Eufrazio, CPA, Hidalgo County Auditor, and Linda Fong, First Assistant County Auditor, in the amount of \$225.00 each with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by the County Auditor.

9. Budget & Management: (Exhibit I)

A. AI-31120 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 \$41,928.12 for the period of Feb. 1-15, 2012 and requesting approval of wire transfer.

10. Auditor's Office: (Exhibit J)

A. AI-30973 Monthly collection reports for August, September, November and December 2011.

<u>OFFICE</u>	<u>FEES & COST</u>	<u>MONTH</u>
The Hon. Homero Jasso, Justice of the Peace	\$ 18,974.75	August 2011
The Hon. Rosa Trevino, Justice of the Peace	\$ 75,861.00	September 2011
The Hon. Bobby Contreras, Justice of the Peace	\$ 70,957.95	November 2011
The Hon. Rosa Trevino, Justice of the Peace	\$ 68,781.69	November 2011
The Hon. Homero Jasso, Justice of the Peace	\$ 22,228.25	December 2011
The Hon. Armando Barrera Jr., Tax Assessor/Collector	\$ 51,214,012.89	December 2011
The Hon. Guadalupe Trevino, Hidalgo County Sheriff	\$ 315,669.04	December 2011

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-30886** Requesting authority to advertise Request for Proposal (RFP) with approval of procurement packet (i.e. legal notice, requirements/specifications, etc.) attached hereto for "Hidalgo County-Vending Machine Services" including the inclusion of the attached recommended additions from Auditor's office to packet subject to legal review RFP No.: 2012-031-SMA.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 11.A, subject to legal review.

- B. AI-30683** Patricio Avila, Director of Road & Bridge, Hidalgo County, Precinct One is formally requesting the removal of the following Fixed Assets from the inventory:

Asset Nr.	Description	Serial Nr.	Cost
23023	Coffee Table	NONE	\$387.00
41078	Bullet Camera	NONE	\$3049.00
44538	Dell Computer	432YJ81	\$1193.98
47626	Infocus Projector	1SAHHP32301873	\$1015.26

- C. AI-31007** Requesting authority to exercise the final year renewal option as provided under the current contract for "Registered Pharmacists Services" for Hidalgo County Health and Human Services, under the same rates, terms and conditions with David M. Castro. (C-10-001-03-16)
- D. AI-31000** 1. Acceptance and approval of Certificate of Completion for the project Hidalgo County Precinct No. 1 -"Turnkey Purchase and Installation of Solar Powered Lights for Precinct No. 1" (2011-119A-MSS) as certified by project engineer, Mr. Raul Segin, P.E., Hidalgo County Planning Department.
2. Requesting approval for final Payment Application No. 85511 in the amount of \$179,785.64 from Facility Solutions Group, awarded contractor for the Hidalgo County Precinct No. 1 "Turnkey Purchase and Installation of Solar Powered Lights for Precinct No. 1" an Energy Efficiency and Conservation Block Grant (EECBG) project (2011-119A-MSS -PO No. 663959) as certified for payment by project engineer, Mr. Raul Segin, P.E., Hidalgo County Planning Department with authority for County Treasurer to issue check after review, audit, and processing procedures are completed by County Auditor.
- E. AI-30985** Approval for Comdata Corporation/Transmontaigne Product Services, Inc. to add additional fuel card(s) and/or driver(s) for: Constable, Pct No. 2.
- F. AI-30978** 1. Requesting authority to exercise the first (1st) year of the additional three (3)-one (1) year options to extend/renew as provided in the current contract for:"REPAIRS, INSTALLATION & REMOVAL OF RADIOS, COMPUTERS AND OTHER EMERGENCY MESCELLANEOUS EQUIPMENT" for Hidalgo County Sheriff's Office, under the same rates, terms and conditions with SOUTH TEXAS COMMUNICATIONS, INC. effective 03/01/12;

2. Requesting authority to exercise the first (1st) year of the additional nine (9)-one (1) year options to extend/renew as provided in the current contract for:"LEASE OF TOWER SPACE" for Hidalgo County Sheriff's Office, under the same rates, terms and conditions with O.E Investments, INC. effective 03/01/12.

G. AI-30976 Acceptance and approval of Work Authorization No. 4 (with an estimated cost of \$ 5,900.00) for: Intersection of CR 3089 & Ponciana Drive within Hidalgo County Precinct #4 with L&G Consulting Engineers Inc. dba L & G Engineering to provide a "Multi-Way Stop Control Warranty Study" in connection to "on-call" contract #C-11-054-04-12.

H. AI-30969 Sheriff's Law Enforcement Office:

Requesting authority to purchase staff portraits (4) 8"x10" at \$15.00/each and (2) 5"x7" at \$15.00/pair plus a sitting fee at \$25.00/each with Treviño's Digital Photography through requisition # 210895.

I. AI-30967 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.

J. AI-30958 Acceptance and approval of payment of Invoice #11324042 in the amount of \$47,000.00 - Work Authorization #1-PO#596375 in connection to Contract #C-07-451-12-26 with L&G Consulting Engineers for professional engineering services.

K. AI-30957 Acceptance and approval of request for invoice payment #11324048 in the amount of \$79,554.13-Work Authorization #2-PO#644483 under contract #C-08-417-12-09 with L & G Engineering for the provision of engineering services for the month of January 2012.

L. AI-30947 Requesting authority to advertise and approval of procurement packet (i.e. specifications-requirements, legal notice, draft contract, etc.) as attached hereto for: "Hidalgo County- Pest Control Services" Bid No. 2012-023-MEG including the re-advertising of project in the event bids are received and project is still required.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve item 11.L.

M. AI-30945 Acceptance and approval of the following invoices submitted by contracted/project engineer, L & G Consulting Engineers, Inc.:

1. Invoice No. 11324035- \$18,165.41 for "FM 681 Project; From FM 2221/FM 492"-C-09-192A-06-08;

2. Invoice No. 11324036- \$32,940.54 for "FM 681 From FM 2221 to SH 107"-C-09-192-06-08;

- 3. Invoice No. 11324045- \$67,944.54 for "Mile 2 North (From Moorefield Rd to La Homa Rd)"- C-11-195-06-28.**
- N. AI-30943 Acceptance and approval of Invoice #11324051 in the amount of \$6,982.68, from L&G Consulting Engineers, Inc. contracted engineer for "On Call Services for MPO and HCRMA Representation," C-11-054-04-12.**
- O. AI-30942 Acceptance and approval of payment of Inv.#11324044 in the amount of (\$44,490.00) submitted by L & G Consulting Engineers, Inc. in connection to Contract #C-11-234-09-13 (WA#1-PO#663995) for: "FM 1925 Project" located in Hidalgo County Pct. #4**
- P. AI-30938 Approval for Hidalgo County to exercise the first of two (2), one (1) year renewal options as provided under the current contract for "Wastewater Services" for Precinct No. 1, under the same rates, terms and conditions with Agustin Gomez, d/b/a Guzman Wastewater Services. (C-11-041-03-15)**
- Q. AI-30944 Requesting authority to exercise the sixty (60) day extension option as provided under current contract for "Auctioneer Services," for Hidalgo County under the same rates, terms, and conditions with Abrego Towing & Storage, LLC. C-09-058-03-03.**

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items 11 P. and 11.Q, subject to the insurance requirements being complete.

**AGENDA
DRAINAGE DISTRICT
BOARD OF DIRECTORS
February 21, 2012
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 CC)

1. Roll Call

All members of the Board were counted present, with the exception of Commissioner Quintanilla and Commissioner Flores. Commissioner Quintanilla joined the meeting shortly after commencement.

2. Open Forum

No presentations were made under Open Forum.

3. Approval of Consent Agenda

The Board moved to approve the Drainage District Consent Agenda.

4. AI-30968 Approval for extension of six (6) temporary laborer positions for an additional six months. (Audio Tape #1, Tracking # 20)

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

5. AI-31069 Approval to accept offer from Hidalgo County for purchase of property located on McColl Rd., known as parcels #9, 11, 12, 17 and 19. (From Orangewood to Dicker, CSJ: 0921-02-288, McColl Road Improvement)

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

6. AI-31077 Accept and approve Dannenbaum Engineering Company - McAllen, LLC settlement agreement.

Mr. Steve Crain, Legal Counsel, clarified that this approval would be under the same terms as discussed in Executive Session.

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

7. AI-31078 Requesting approval of "Pool" of pre-qualified firms submitting Statements of Qualifications for ranking on an "As Needed Basis" per project by the Hidalgo County Drainage District No.1 for projects requiring said services as set forth in the requirements stated in the District's Request for Qualifications packet for the following Professional Services:

A. RFQ No. 12-004-02-10 "Professional Engineering Services-Pool"

B. RFQ No. 12-005-02-10 "Real Estate Appraisers & Surveyors-Pool"

Godfrey Garza stated that the following would be included in the pool of pre-qualified firms:

Professional Engineering Pool:

Quintanilla, Headley, & Assoc, Half & Assoc, Rio Delta Engineering, Intech Civil Engineering, TEDSI Infrastructure, L & G Transportation, R. Gutierrez Engineering, Raba Kistner Consultants, Land Tech Consultants, S & B Infrastructure, Melden & Hunt, Javier Hinojosa Engineering, Guzman & Munoz Engineering, M & G Engineering, Dannenbaum Engineering, SDI Engineering, Perez Consulting Engineering, Civil Systems Engineering, L & G Engineering Lab and Urban Infrastructure Group.

Appraisals:

George Jaime Salazar II and Leonel Garza Jr. & Assoc.

Surveyors:

CVQ Land Surveyors, Dannenbaum Engineering, TEDSI Infrastructure Group, Ramiro Gutierrez, Melden & Hunt, Quintanilla, Headley & Associates

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Board made a UNANIMOUS vote to approve items 7.A & B, for Professional Engineering Services-Pool and Real Estate Appraisers & Surveyors-Pool.

8. 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 items 8.A & B.

9. Open Session:

A. Real Estate Acquisition

B. Pending and/or Potential Litigation

NO ACTION taken on 9.A & B.

10. Closed Session:

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

11. Open Session:

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

NO ACTION taken on items 10 & 11.

12. Adjourn

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

**AGENDA
DRAINAGE DISTRICT- CONSENT
BOARD OF DIRECTORS
February 21, 2012
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 DD)

(Audio Tape #1, Tracking #10)

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court 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-30965 Discharge Permit:
City of Edinburg - Mandalay Bay Subdivision Phase I**

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 21st day of February, 2012

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 February 21, 2012.

Signed this 27 day of February 2012

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

(Seal)

By: _____
Priscilla Torres, Deputy