

REGULAR MEETING – FEBRUARY 28, 2012

BE IT REMEMBERED, that on this 28th day of February A.D., 2012, there was begun and held a REGULAR 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

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 28, 2012
9:30 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR 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, with the exception of Commissioner Joseph Palacios.

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

5. Open Forum

-Daniel Morales talked about solar energy, wind turbines, etc.

-Virginia Townsend discussed the Museum Funding and action taken pertaining to Precinct 5.

-Brian Godinez provided the Court an update on the ERO Project and Courthouse Master Plan update.

-Lourdes Garcia thanked Commissioner Flores for installing lights in her subdivision.

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

A. 1. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024(A) (4) "a Professional Service" for the "provision of legal services/representation in connection with litigation."

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

NO ACTION taken on items 6.A.1 & 2.

B. AI-31035 Facilities Management: (Audio Tape # 1, Tracking # 1685)

1. Presentation and acceptance of incentive rebate check in the amount of \$658.50 from AEP Texas Commercial Solutions Program in connection with energy efficiency program

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

2. Approval of 2012 AEP Texas Central MOU for the SCORE/CitySmart Program aimed at improving energy efficiency

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

C. AI-31169 Approval of Annual Museum Funding Agreement between County of Hidalgo and Museum of South Texas History for year 2012 in the amount of \$ 360,000.00.

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

D. AI-31225 Environmental Compliance:

Approval to authorize and designate a county representative/official to sign all required forms related to Environmental Compliance Regulations (i.e. Tier 2 forms, tank registration forms, air curtain incinerator forms, etc.)

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval to designate Mr. Martin Ramirez as representative/official to sign all required forms related to Environmental Compliance Regulations.

7. District Clerk - Laura Hinojosa: (Exhibit N)

(Audio Tape # 2, Tracking # 120)

A. AI-31218 Consideration and approval to remove uncollectible accounts in the amount of \$12,022.26

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

8. Constables: (Exhibit O)

(Audio Tape # 1, Tracking # 1873)

A. AI-31098 Constable Precinct No. 3:

Requesting authorization for the County Judge to execute the FY 2011 Equitable Sharing Agreement and Certification Report - Hidalgo County Constable Precinct 3.

B. AI-31168 Constable Pct. #4:

Requesting authorization for the County Judge to execute the following the FY 2011 Equitable Sharing Agreement and Certification Report - Hidalgo County Constable Precinct 4.

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

C. AI-31219 Constable Pct. #4:

Presentation and discussion of the 2011 Racial Profiling Report as presented by the Hidalgo County Constable Precinct 4 Office, in accordance with Article 2.133 of the Texas Code of Criminal Procedure.

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

Commissioner Hector Palacios stepped away.

D. AI-31073 Constable Pct. #5:

Requesting Approval and Authorization to submit the 2011 Chapter 59 Asset Forfeiture Audit Report as requested by the Attorney General of Texas.

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

9. County Judge's Office: (Exhibit P)

(Audio Tape # 1, Tracking # 1968)

A. AI-31188 Update by the LRGVDC and S&B Infrastructure on EDA grant used to develop a Regional Master Plan and Regional Drainage Plan.

Presentation by Mario Ramirez and Charlotte Teeks. Presentation on the Regional study pertaining to drainage.

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

(Audio Tape # 1, Tracking # 1905)

A. AI-31063 Requesting authorization for the County Judge to execute the 2011 Equitable Sharing Agreement and Certification Report.

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

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

(Audio Tape # 1, Tracking # 2619)

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

Presentation by Eddie Olivarez and Mr. Jim Darling on the 1115 Waiver and United Health Systems. Financial impact to the County was also discussed.

Commissioner Flores joined the meeting.

B. AI-31118 Discussion, consideration and approval to transfer \$2,083,333.00 to the County of Hidalgo Medicaid Supplemental Program Escrow Account for Indigent Healthcare expenditures for the 1st quarter of fiscal year 2012.

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

The Court moved to item 21 at this point.

12. HIDTA - Task Force - Dora Munoz: (Exhibit S)

(Audio Tape # 1, Tracking # 1915)

A. AI-31045 Requesting authorization for the County Judge to execute the following:

1. FY 2011 Equitable Sharing Agreement and Certification Report - Hidalgo County HIDTA Task Force

2. FY 2011 Equitable Sharing Agreement and Certification Report - Hidalgo County District Attorney's Office

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 12.A.1 & 2.

13. Public Defenders - Jaime Gonzalez: (Exhibit T)

(Audio Tape # 2, Tracking # 256)

A. AI-31197 Public Defenders Department - Juvenile Section (1282):

Discussion, consideration, and action to approve a resolution authorizing the submittal of a grant renewal - FY2013 Indigent Defense Discretionary Grant program and designating the County Judge as the Authorized Official.

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

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

(Audio Tape # 2, Tracking # 218)

A. Discussion and/or action, including but not limited to Elections and Redistricting

Ms. Ramon informed the Court that Monday March 05, 2012 last day to file for an election.

B. AI-31088 Approval of Contract for Lease Election Services between Hidalgo County and City of Penitas for their election to be held on May 12, 2012.

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

15. Head Start Program - Teresa Flores: (Exhibit V)

(Audio Tape # 2, Tracking # 145)

A. AI-31054 Discussion/Approval to Advertise and Approval of Statement of Qualifications, Requirements and Scope of Services for the Following:

- 1. Medical and Dental Providers**
- 2. Mental Health Providers**
- 3. Special Services Providers**

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items 15.A.1, 2 & 3.

B. AI-31055 Discussion/Approval of Family Income Guidelines and Priority Guidelines for Selection and Enrollment for PY 2012-2013

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

C. AI-31062 Discussion/Approval for Adoption of Coordination of Leave and Benefits Policy.

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

16. WIC - Norma Longoria: (Exhibit W)

(Audio Tape # 2, Tracking # 275)

A. AI-30960 1.WIC Admin (1292):

- a. Approval of Amended WIC Contract 2012-039974 to extend contract thru September 30,2012, in the amount of \$5,595,362.00.**
- b. Approval of Certification of Revenues as certified by the County Auditor for FY 2012 WIC Administration Grant.**
- c. Approval of appropriation of funds.**

2. WIC BF (1292):

- a. Approval to extend BF Peer Counselor grant thru September 30, 2012, in the amount of \$467,945.00.**
- b. Approval of Certification of Revenues as certified by the County Auditor for FY 2012 WIC BF Peer Counselor Grant.**
- c. Approval of appropriation of funds.**

3. Registered Dietician (1292):

- a. Approval to extend Registered Dietician grant thru September 30, 2012 in the amount of \$20,000.00.**
- b. Approval of Certification of Revenues as certified by County Auditor for FY 2012 Registered Dietician Grant.**
- c. Approval of appropriation of funds.**

4. Lactation Services (1292):

- a. Approval to extend Lactation Services Grant thru September 30, 2012 in the amount of \$25,000.00.**
- b. Approval of Certification of Revenues as certified by County Auditor for FY 2012 Lactation Grant.**
- c. Approval of appropriation of funds.**

5. Obesity(1292):

- a. Approval to extend WIC Obesity Grant thru September 30, 2012 in the amount of \$8,000.00.**
- b. Approval of Certification of Revenues as certified by County Auditor for FY 2012.**

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 16.A.1, 2, 3, 4 & 5.a & b.

6. DSHS Nutrition, Physical Activity & Obesity Prevention Grant (1292):

- a. Amendment to grant contract #2011-038300 between DSHS and Hidalgo County Health & Human Services (WIC) effective January 1, 2012 for additional funding in the amount of \$8,853.00.**
- b. Certification of Revenues as certified by County Auditor for the Nutrition, Physical Activity and Obesity Prevention Grant.**
- c. Approval of appropriation of funds for Nutrition, Physical Activity & Obesity Prevention Grant in the amount of \$8,853.00.**

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 16.a, b & c.

17. Precinct #2 - Comm. H. Palacios: (Exhibit X)

(Audio Tape # 2, Tracking # 313)

- A. AI-31036 Request acceptance and approval of invoices from TransMontaigne Products Services, Inc. in the amount total of \$481.86 for the purchase of fuel for county vehicle (gas card). Authorized employee had assigned county vehicle fueled up with gas card by a non authorized employee.**

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

18. Precinct #3 - Comm. Flores: (Exhibit Y)

(Audio Tape # 2, Tracking # 82)

- A. AI-31139 Pct. 3 Sanitation (1100):**

1. Approval to create one (1) full-time Truck Driver III position, slot no. 0041, budgeted salary \$32,000.00.

2. Approval of transfer.

3. Approval of revised salary schedule.

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 18.A.1, 2 & 3.

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

(Audio Tape # 2, Tracking # 323)

- A. Budget Appropriations:**

1. AI-31221 Special Revenue & Internal Service Funds:

Approval of 2012 appropriation of funds to fund various open PO rollovers.

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

2. AI-31195 Pct. #3 R&B (1200):

Approval of 2012 appropriation of funds into Precinct #3 Rd Maintenance, Precinct #3 Lateral Road, Precinct #3 Roadway System Study, Precinct #3 M4N (Tomgill-FM 2221), Precinct #3 Silver Spur (S Exp 83-Bus 83 N), Precinct #3 Palmhurst (N Glasscock & 2 1/2) and Precinct #3 La Suena Subdivision in the total amount of \$152,541.83.

NO ACTION taken on this item.

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

(Audio Tape # 2, Tracking # 330)

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.

4. AI-30977 Approval to accept rebate checks from Comdata Product Services (Fuel Purchases) in the amount of \$2,618.55.

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

5. AI-31187 a. Acceptance and approval of the (final form of agreement-approved by legal) AIA Forms of Agreement between Hidalgo County and DANNENBAUM ENGINEERING COMPANY (approved by CC under AI#29030/10-11/11)in connection with the provision of architectural services for: "Building Repairs/Renovations, Additions and/or Alterations to the HIDALGO COUNTY RESTITUTION CENTER located at 1124 "M" Road Project located in Precinct No. 4" in connection to contract #C-11-097-05-10;

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

b. Requesting authorization/approval to solicit/request proposals from awarded Job Order Contractors (through County's membership and participation in various cooperative purchasing programs/association, etc.) for "Building Repairs/Renovations, Additions and/or Alterations to the HIDALGO COUNTY RESTITUTION CENTER located at 1124 "M" Road, Edinburg, Texas within Hidalgo County Precinct No. 4" Project #12-078-OGG from:

1. Herrera & Hunt, Inc., Alpha Building Corporation and CAS Companies so as to determine the best value under TX . Local Government Code 271.113; OR, in the alternative;

Mrs. Salazar clarified to the Court that they are seeking proposals through the co-ops, and not going out as a bid to seek a proposal.

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

2. Request authority to proceed with sealed procurement process through conventional construction method and approval to advertise same with plans and specifications drafted through contracted engineer, DANNENBAUM ENGINEERING COMPANY for both JOC proposal and sealed bid advertisement (whichever applicable).

NO ACTION taken on this item.

B. Pct. 1

1. AI-31051 a. Requesting rescission of Agenda Item #30883 (both a & b-CC meeting of 2-07-12) as several revisions/modifications to the plans and specifications in connection to the "Turnkey Purchase and Installation of Solar Powered Lights for Precinct One-Phase II" were made so as to allow the acquisition of additional light equipment for installation; and

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

b. Acceptance of new proposal received from awarded vendor, Facility Solutions Group (FSG) in the amount of \$424,948.16 through the County's participation/membership with Buy Board for the "Turnkey Purchase and Installation of Solar Powered Lights for Precinct One-Phase II" as modified plans and specifications were re-drafted by Mr. Raul Sesin, P.E., Hidalgo County Planning Department pursuant to the Precinct's request, in connection with the Energy Efficiency and Conservation Block Grant (EECBG) Functions/Activities with authority to process requisition when submitted through Procurement Project #2012-065-MSS; and

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

c. Acceptance and approval to enter into interlocal Agreements with the Cities of La Villa, Edcouch, Elsa and Mercedes for the provision of services for the installation of solar lighting within each city as detailed on the plans/specifications of the Phase II project as referenced above for each city in connection with the Energy Efficiency and Conservation Block Grant (EECBG) Functions/Activities through Procurement Project #2012-065-MSS.

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

2. AI-31070 a. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional (appraisal) services;

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

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 Appraisal Services for Precinct No. 1 services,

Total Scores	Leonel Garza & Associates	Professional Appraisal Services	HLH Appraisal Services
Evaluator 1	100	95	79
Ranking	1	2	3

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the scoring grid as presented.

c. Authority for the Purchasing Department to negotiate a professional services contract with the No. 1 ranked firm of Leonel Garza & Associates for: the provision of professional Appraisal services within Hidalgo County Pct. #1.

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to authorize the Purchasing Department to negotiate with the No. 1 ranked firm.

C. Tax Office

1. AI-30486 a. Discussion, acceptance and approval of request & recommendation by the Hidalgo County Tax Office to enter into an agreement for the "Remote Deposit Capture Services " only, with services provided by First National Bank in connection to the County's current agreement Contract #C-09-065-04-17 and thus permit the Tax Office to automate and provide to customers an efficient payment process thus saving time and money; and

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

b. Approval for County Judge, Elected Official and or Executive Officer to complete and sign the execution of this agreement so as to allow the services to be implemented.

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

21. Closed Session: (Exhibit BB)

(Audio Tape # 1, Tracking # 3166)

On motion of Commissioner Quintanilla, 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:

1. Consultation with attorney Re: Electric Sales Agreement

C. AI-31159 C-1529-08-I; Dyer v. Hidalgo County, et al

D. AI-31182 Claim of Maria E. Lozoya

NO ACTION taken on items 21.A through D.

22. Open Session: (Exhibit CC)

(Audio Tape # 1, Tracking # 3193)

A. Real Estate Acquisition and appropriation for same

NO ACTION taken on this item.

B. Pending and/or potential litigation:

1. Consultation with attorney Re: Electric Sales Agreement

Valde Guerra, Executive Officer, informed the Court that Mr. Andy Taylor and Judge Garcia, as representative for the Court, will be traveling to Austin to meet with the General Land Office with respect to the Electric Sales Agreement.

C. AI-31161 C-1529-08-I; Dyer v. Hidalgo County, et al

NO ACTION taken on this item.

D. AI-31183 Claim of Maria E. Lozoya

NO ACTION taken on this item.

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 Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote of approval to Adjourn.

**AGENDA
CC CONSENT
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
February 28, 2012
9:30 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR 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.

On motion of Commissioner Hector Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of 12.A, 12.D, 12.F, and 12.R.

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve item 12.A.

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve item 12.D. subject to receipt of the General Liability.

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve item 12.F.

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve item 12.R. as presented.

- 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-31158 2012 - Hidalgo Co. Workers' Comp. (2202)**
 - B. AI-31206 2012 - DBM W/C Division (2202)**
 - C. AI-31205 2012 - DBM Health Insurance Adm. (2201)**
 - D. AI-31137 2012 - Purchasing (1100)**
 - E. AI-31104 2012 - Adult Probation (1100)**
 - F. AI-31056 2012 - Sheriff's Office (1284)**
 - G. AI-31024 2012 - Sheriff's Office (1284)**
 - H. AI-31038 2012 - I.T. Department (1100)**
 - I. AI-31027 2012 - Health & Human Services Dept. (1100)**
 - J. AI-31021 2012 - Tax Office (1100)**
 - K. AI-31081 2012 - 332nd District Court (1100)**
 - L. AI-31068 2012 - 449th District Court (1100)**
 - M. AI-31053 2012 - CCL 6 (1100)**
 - N. AI-31067 2012 - CCL #7 (1100)**
 - O. AI-31089 2012 - Constable Pct. 3 (1100)**
 - P. AI-31202 2012 - Pct. #3 R&B (1200)**
 - Q. AI-31064 2012 - Pct. #4 Administration (1200)**

- 3. 2012 Interdepartmental transfers: (Exhibit C)**
 - A. AI-31148 Pct. 1 CO's 2010 A & B (1342):**

Approval of 2012 interdepartmental transfer from Pct. 1 Roads, program #041, to Bar Ditches, program #087, and HCCID #9 Drain Channels, program #092, in the amount of \$16,100.00 to fund the Pct. 1 Drainage Improvement labor reimbursements for the month of January 2012 (PP #1-2).

- 4. Interfund transfers: (Exhibit D)**
 - A. AI-31039 Pct. 1 TXDOT (1315):**

Approval of 2012 interfund transfer from Pct. 1 Road Maintenance (fund 1200, program #005) to TXDOT-US 83 Illumination (fund 1315, program #031) in the amount of \$5,000.00 to fund lighting services for expressway 83 in the Pct. 1 area.

5. Planning Department: (Exhibit E)

- A. AI-31150 1. Certificate of Plat and Utility Status under Texas Local Government Code Section 232.028 (b)**

6. Monthly Fee Reports: (Exhibit F)

- A. AI-31071 District Clerk**
Approval of January 2012 Monthly Fee Report.

7. Right of Way - Permits: (Exhibit G)

- A. AI-31050 1. North Alamo Water Supply Corporation:**

- a. Approximately 500' going north from Sioux Rd on the east side of Old La Blanca Rd- Bore-Santos Cerda;3/4" service connection**
- b. Eldora Ac L11 (SEC Tower/Eldora)- Bore- Herminio Gonzalez- 3/4" service connection**

2. Agua SUD:

Julia Moreno Acres:

a. The contractor proposes to bore and install 9-1" single water service connections across El Pinto Road. The first bore will be 10-0' south of Siria Street. Second bore will be 270.0' north of Siria Street. Third bore will be 90.0' north of El Lucero Drive. Fourth bore will be 360.0' north of El Lucero St. Fifth bore will be 550.0' North of El Lucero St.

3. Kyndell Bennett of Bennett Investments:

a. Propose 24" concrete storm sewer line under and across Cesar Chavez Road as shown on attachment . "Proposed 24" x 75' R.C.P. CL III Pipe Crossing"

8. Tax Refunds: (Exhibit H)

- A. AI-31014 Acct# Payer Name**

Acct#	Payer	Name
T1815.99.000.0001.03	Americas Best Value Inn	\$3216.26
W0100.00.048.0010.00	Inter National Bank	\$3711.49

B. AI-31015

Acct#	Payer	Amt
E3300.00.276.0011.00	First National Bank	\$8037.01
L0450.00.051.0000.00	Republic Services Inc	\$7129.61
K2400.00.000.0236.10	Inter National Bank	\$10601.18
M1120.00.002.005B.00	BBVA Compass	\$3249.75
M5840.01.000.0054.00	Baker Merlin & Lorraine	\$3492.08
M5840.01.000.0090.00	Corelogic	\$2809.26
R3190.01.000.0025.01	Tomac John P	\$2644.12
R3190.01.000.0025.01	Tomac John P	\$2808.88
S3092.00.000.0034.00	International Bank	\$3352.07
S3092.00.000.0034.00	Rio prop Ventures	\$4125.73
T3256.00.000.0009.00	Mendel Peter	\$4318.46
T4040.02.000.0036.00	Munoz Maria Alma	\$2550.34

C. AI-31032

Acct#	Payer	Amt
N1070.00.002.0063.00	Jyoti Chatlani	\$8619.20
S2950.00.000.0485.21	First National Bank	\$7796.51

9. Headstart: (Exhibit I)**A. AI-31057 Approval of Financial Report: January 2012****B. AI-31060 Approval of Special Services Monthly Report: January 2012****C. AI-31059 Approval of Texas Department of Agriculture Meals and Snacks Monthly Report: January 2012****D. AI-31058 Approval of Children's Applications for 2011-2012**

10. Auditor's Office: (Exhibit J)

A. AI-31046 Monthly collection reports for January 2012:

<u>OFFICE</u>	<u>FEES & COST</u>	<u>MONTH</u>
The Hon. Gilberto Alaniz, Constable Precinct No. 2	\$ 680.00	January 2012
The Hon. Eddie Guerra, Constable Precinct No. 4	\$ 270.00	January 2012
Ms. Angie Chapa, Law Librarian	\$ 1,458.50	January 2012

B. AI-31086 Approval of Monthly Financial Statement for the Month of January 2012

11. Budget & Management: (Exhibit K)

A. AI-31185 1. Approval to transfer \$562,753.84 to the Hidalgo County Claims Bank Account for Blue Cross Blue Shield Insurance Claims paid for period 02/04/12 to 02/17/12.

02/04-10/2012	\$319,108.93
02/11-17/2012	\$243,644.91
TOTAL	\$562,753.84

2. Approval to wire transfer to cover claims paid.

12. Purchasing Dept: (Exhibit L)

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-31020 Requesting approval to make payment for 2012 Annual Membership/Unlimited Annual License Renewal/Due with authority for the County Treasures to issue checks after review, audit and processing procedures are completed by the County Auditor for the following:

The Institute of Public Purchasing Procurement (NIGP)	\$840.00	Req # 208074
Texas Public Purchasing Association (TXPPA)	\$ 50.00	Req # 208080
Texas Comptroller of Public Accounts	\$ 100.00	Req# 208082
American Institute of Architects (AIA)	\$ 3,449.00	Req # 208084

B. AI-30950 Constable Pct. #3

Requesting authority to enter into a 60 month rental agreement with Pitney Bowes, Inc. for a DM100 Digital Mailing System in the yearly amount of \$592.20 thru requisition #209399, commencing upon approval.

C. AI-31108 Acceptance and approval of request for payment on the following invoice(s) submitted by Javier Hinojosa Engineering, contracted project engineer:

- 1. Invoice No. 12010-\$ 4,386.00 for "Mile 4 North Rd (Tom Gill Rd to Liberty Rd)";**
- 2. Invoice No. 12011-\$ 7,846.23 for "La Suena Subdivision On-Site Drainage Improvements";**
- 3. Invoice No. 12012-\$20,271.30 for "La Suena Subdivision Off-site Drainage Improvements."**

D. AI-31200 Requesting authority to exercise the first (1st) of possible two (2) one (1) year options as provided in the current contract for: "Professional Physician Services for Inmates" for Hidalgo County Sheriff's Office, under the same rates, terms and conditions for the following physicians:

- 1. C-09-461-02-16 - DR. MARIN GARZA**
- 2. C-09-461a-02-16- DR. GUMARO GARZA**

E. AI-31097 1. Requesting approval of Application for Payments from Mission Paving Company, Inc. awarded contractor for "El Dora Street and Drainage Improvements Project", #C-11-043B-06-28, as certified for payment by project engineer, Raul E. Sesin:

- a. Application for Payment No. 2 in the amount of \$25,466.41**
- b. Application for Payment No. 3 (Retainage Release) in the amount of \$12,080.31**

with the authority to issue payment after audit and processing procedures are completed by County Auditor;

2. Requesting approval of Certificate of Substantial Completion from Mission Paving Company, Inc. reflecting the date of 12-20-11 with authority for County Judge or Court Member to execute document.

F. AI-31102 Authority to exercise the one (1) year extension option as provided under current contract for "Raw Pit Run and/or Pit Run Caliche," under the same rates, terms, and conditions with Valley Caliche Products, Inc.

G. AI-31091 Discussion, consideration, acceptance and approval of the following with contractor Saenz Utility Contractors, Ltd., for Wes Mer Subd., Pct. No. 1 as submitted through project engineer, TEDSI Infrastructure Group (C-CAP-10-370-03-01):

- 1. Application for payment No. 2 (Final) in the amount of 23,014.80;**
- 2. Application for payment No. 3 (Retainage Release) in the amount of \$13,111.84;**
- 3. "Certificate of Construction Completion" reflecting the date of September 09, 2011.**

H. AI-31094 Requesting approval and acceptance of Inv#012-2433Rev for (\$60,300.00) and Inv#12-2464Rev for(\$ 7,200.00) with total amount of (\$ 67,500.00), submitted by contracted Professional Architect, ERO Architects in connection to AIA Agreement# C-11-176-09-20 for the "Design and Construction of a New Multi-Purpose Facility/Mechanical Shop for Hidalgo County Precinct No. 4".

- I. AI-31087 Approval for Comdata Corporation/Transmontaigne Product Services, Inc. to add additional fuel card(s) and/or driver(s) for: Sheriff's Office**
- J. AI-31072 Discussion, consideration acceptance and approval of the following with contractor Saenz Utility Contractors, Ltd., for Colonia Whalen, Pct. No. 1 as submitted through project engineer, TEDSI Infrastructure Group (C-CAP-10-375-03-01):**
- 1. Change Order No. 2 reflecting a reduction in vegetative watering quantity resulting in a decrease of \$291.50;**
 - 2. Application for payment No. 2 (Final) in the amount of \$613.80;**
 - 3. Application for payment No. 3 (Retainage Release) in the amount of \$13,157.87;**
 - 4. "Certificate of Construction Completion" reflecting the date of July 11, 2011.**
- K. AI-31065 Approval of correction of caption on AI #30829 previously approved by Commissioners Court on February 14, 2012 for the approved contract extension term to reflect the accurate effective date of March 2, 2012 with ending date of March 1, 2013.**
- L. AI-31047 Approval of correction to reflect and read: for a period of two (2) years and not as it currently reads-'for a period of one (1) year' for Contract #C-10-026-07-20 for "Actuarial Consulting Services For Part I-GASB 43 and/or 45 OPEB Valuation Analysis and Part II-Health Benefits Reserve Analysis" with Lewis & Ellis, Inc. (more specifically page 2 of 8, #3 of contract (approved by CC-07/20/10) with everything else remaining the same.**
- M. AI-31034 Requesting authority to exercise the one (1) year extension as provided in each of the current contracts listed below for "Pipes" for Hidalgo County under the same rates, terms, and conditions renewal/extension effective March 01, 2012 through February 28, 2013.**
- 1. C-10-274b-02-22 HD Supply Waterworks, Ltd.**
 - 2. C-10-274c-02-22 ACT Pipe & Supply Inc.**
 - 3. C-10-274d-03-01 Aguaworks Pipe & Supply, LLC**
 - 4. C-10-274e-02-22 Contech Construction Products, Inc.**
 - 5. C-10-274f-02-22 Morrison Supply Co. LLC**
- This project is on an as needed basis.**
- N. AI-31013 Tax Office:**
- Requesting authority to enter into a 12-month service level agreement with Pitney Bowes, Inc. for \$518.00/year through requisition #210754, from 03/01/12 to 02/28/13; (2-1100-415-15-140-001-0-432).**
- O. AI-31061 Constable Pct. # 5**
- Requesting authority for a new subscription with "The Productivity Center" for 12 months for the total amount of \$295.00/year through requisition # 211250-effective upon approval.**
- P. AI-31028 Requesting authority to exercise the Sixty (60) Day grace period extension as provided in the current contract for the:"PAGER SERVICES" for the Hidalgo County Sheriff's Office, under the same rates, terms and conditions with YODER ENTERPRISES INC. d/b/a ADVANCED**

PAGING - Effective 03/02/12, Expiring 05/01/12 or (upon completion of the procurement process whichever comes first).

Q. AI-30971 Sheriff's Law Enforcement Office:

Requesting authority to purchase (4) executive frames 8 1/2"x11" black mahogany and (2) black Dax wood frames 5"x7" through our membership participation with (TASB) Texas Association School Board Buy board awarded vendor Staples Business Advantage contract #328-09 through the following requisition #210892.

R. AI-30956 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 - "Auctioneer and Storage Services" RFB No.: 2012-038-03-21-SGS.

**AGENDA
DRAINAGE DISTRICT
BOARD OF DIRECTORS
February 28, 2012
9:00 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR 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 DD)

1. Roll Call

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

2. Open Forum

-Virginia Townsend discussed Drainage issues within the County and informed the Board of the drainage tour she was given.

-Brian Godinez talked about the Master Plan Project, financing, drainage tours for committee members, transparency, etc.

-Jim Darling explained the challenges and goals for the drainage.

3. Approval of Consent Agenda

The Board moved to approve the Drainage District Consent Agenda.

4. AI-31008 A. Requesting approval to purchase the following through the District's membership with HGAC Contract No. VE11-11:

1. Two (2) 2012 Chevrolet Pick-up trucks.

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

B. Requesting approval to purchase the following through the District's membership with BuyBoard Contract No. 373-11:

1. One (1) John Deere 7130 tractor with 28' Boom Mower.

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

5. AI-31083 Requesting approval to surplus the following:

A. 1989 GMC 1500 PICK-UP ASSET No. 20815

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

B. 1991 FORD F-150 PICK-UP ASSET No. 21823

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

Commissioner Flores joined the meeting.

6. AI-31151 Request approval of claim, invoice #1193 from Avila Stone LLC.

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

7. AI-31157 A. Request approval of Budget Amendments to carry over remaining available balance at December 31, 2011 for the:

1. Capital Projects Fund 130 & Fund 132

2. Special Revenue Fund 120

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Board made a UNANIMOUS vote to approve items 7.A.1 & 2.

B. Request approval of Budget Amendments in the District General Fund 110 to fund open purchase orders at December 31, 2011 that will carry over into 2012.

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

8. AI-31191 Request approval of Invoice No. 7683 in the amount of \$ 1,268.56 to be paid as a claim to L & G Engineering Laboratory, LLC for professional engineering services related to DHS Segment 0-7A.

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

The Board took up the Addendum at this point.

9. 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 9.A & B.

10. Open Session:

A. Real Estate Acquisition

B. Pending and/or Potential Litigation

NO ACTION taken on items 10.A & B.

11. Closed Session:

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

12. Open Session:

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

NO ACTION taken on item 11 & 12.

13. Adjourn

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

**AGENDA
DRAINAGE DISTRICT
BOARD OF DIRECTORS
February 28, 2012
9:00 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR 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:

ADDENDUM

(Exhibit EE)

1. AI-31226 Discussion and direction and/or action as it pertains to Update of the Hidalgo County Drainage District #1 Master Plan Request for Qualifications (RFQ) (Audio Tape # 1, Tracking # 374)

Godfrey Garza informed the Board of deadlines which need to be met and explained that the documentation must be in place by October of this year to begin discussions with the Water Development Board. The Board recommended this item be placed on the Agenda the following week for discussion.

NO ACTION taken on this item.

**AGENDA
DRAINAGE DISTRICT- CONSENT
BOARD OF DIRECTORS
February 28, 2012
9:00 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR 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 FF)

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**

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 28th 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 28, 2012.

Signed this 5th day of March 2012

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

(Seal)

By: _____
Priscilla Torres, Deputy