

REGULAR MEETING – APRIL 24, 2012

BE IT REMEMBERED, that on this 24th day of April 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
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
April 24, 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.

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.

Judge Garcia then asked for a Moment of Silence in honor of Marine Staff Sergeant Joseph Frankhauser.

Judge Garcia also expressed his condolences to the family of Ms. Maria "Mary" Contreras and Roberto Silguero.

4. Approval of Consent Agenda

The Court moved to approve the Consent Agenda.

5. Executive Officer - Valde Guerra: (Exhibit K)

(Audio Tape # 1, Tracking # 826)

A. AI-32004 Review terms of Guerra Construction Contract and performance by contractor thereunder

Judge Garcia recommended that the following departments be included in conducting an independent study of the guardrails: County Sheriff, District Attorney, County Commissioners 1, 2, 3 & 4, Richard Guerra, Auditor's Office, Vendor-Guerra Construction, Raul Sesin, Yolanda Chapa, and/or representative for each individual. Commissioner Joseph Palacios recommended that Raul Sesin, Planning Administrator, be included since he has assisted his department by utilizing GIS to locate the guardrails.

Rene Guerra, District Attorney, also made a quick presentation as to the verification and installation of the guardrails and on billing/invoicing.

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

Judge Garcia stated he would try to get a report for next week.

B. 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 5.B.1 & 2.

C. AI-31972 Approval to process payment of claims from J. Roel Garcia, Attorney at Law totaling \$ 280.00 in connection with legal representation for indigent defendant (invoice period March 2008 to April 2008) with authority for County Treasurer to issue payment after review and auditing procedures are completed.

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

D. AI-31850 Approval to accept two settlement checks from Pronto General Agency in the amount of \$4,430.13 and \$606.21 to settle auto accident involving two County vehicles. (Precinct 2 & Precinct 4)

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

E. AI-31939 Facilities Management (1100):

1. Approval of the following personnel actions:

Action	Slot No.	Position Title	Grade
Delete	0091	Administrative Assistant IV	10
Create	0112	Administrative Assistant I	4

2. Approval of revised salary schedule.

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 5.E.1 & 2.

F. AI-31902 Texas AgriLife Extension:

1. Requesting permission for Barbara Storz to travel to San Antonio, TX to attend the 2012 Texas Master Gardener Conference from 05/03/2012-05/05/2012

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

2. Requesting permission for Brad Cowan and employees to travel to Laredo, TX to attend the 2012 District 12 4-H Roundup on May 5, 2012 (no expenses - use of county vehicle only)

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

G. AI-31968 Veterans Services:

Requesting permission to allow Emilio de los Santos, Rey Oropez & Felix Rodriguez to travel to Corpus Christi, Texas to attend the TVC Spring Training Conference on May 01-03, 2012 (Texas Veterans Commission will cover travel expenses except mileage)

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

H. AI-31999 Environmental Compliance:

Requesting approval to authorize a volunteer intern position to allow a University of Texas Pan-American graduate to complete an internship requirement

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

6. County Judge's Office: (Exhibit L)

(Audio Tape # 1, Tracking # 1869)

A. AI-31927 Authorization and approval for the County Judge to sign the Texas Department of Public Safety Representation Form for the State Administrative Agency performance monitoring and assistance review.

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

B. AI-31995 Approval of Resolution honoring the Progreso High School Engineering Department

(Audio Tape #1, Tracking # 255)

Karina Cardoza read the Resolution into the Record.

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

C. AI-32007 1. Presentation from the Hidalgo County Historical Commission.

Presentation made by Ms. Adela Ortega.

2. Approval for the appointment/reappointment of members to the Hidalgo County Historical Commission.

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval to reappoint the current members and appoint Harry Rekowski and Omar Rivera to the Historical Commission.

Commissioner Flores and Commissioner Hector Palacios stepped away.

7. Constables: (Exhibit M)

(Audio Tape # 1, Tracking # 2998)

A. AI-32003 Constable Pct. #4:

1. Requesting approval to apply for Operation Borderstar Grant - FY 2012 (for overtime and fuel/mileage reimbursement)

2. Authorize County Judge to sign Grant Application

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve items 7.A.1 & 2, with authority for all Constable Departments/Offices to apply for this grant.

8. Sheriff's Office - Chief Martinez: (Exhibit N)

(Audio Tape # 1, Tracking # 3084)

A. AI-31854 Approval to appropriate \$89,260.00 from the unreserved fund balance in the Sheriff's Federal Sharing - U.S. Department of Treasury (Fund 1228).

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

9. Health & Human Services Department - Eddie Olivarez (Exhibit O)

(Audio Tape # 1, Tracking # 3116)

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

Eddie Olivarez made a presentation as it pertains to the 1115 Waiver.

B. AI-31894 Health Division:

1. Requesting authorization to apply for the Environmental Justice Health Projects funding in an amount not to exceed \$5,000.00 offered by the U.S. Department of Health & Human Services, Office of Minority Health.

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

2. Requesting authorization to apply for the Cardiovascular Health Projects funding in an amount not to exceed \$5,000.00 offered by the U.S. Department of Health & Human Services, Office of Minority Health.

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

Mr. Olivarez invited the Court and Audience to attend the HidalGO Kids Carnival in which immunizations will also be given.

10. IT Department - Renan Ramirez (Exhibit P)

(Audio Tape # 1, Tracking # 3264)

A. AI-31862 Constable Pct. 4:

Authorization to purchase wireless service through the County's membership/participation with CONTRACT: DIR-SDD-604 with awarded vendor VERIZON WIRELESS for the following:

User Name:	Employee ID:	Description:	Plan Cost:	Equipment Cost:
Michael Anzaldua	116092	MIFI 4510L 4G	Unlimited Data Plan \$37.99 + \$5.00 = \$42.99 X 9/mos = \$386.91	\$0

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

11. HIDTA - Task Force - Dora Munoz: (Exhibit Q)

(Audio Tape # 1, Tracking # 3291)

A. AI-31642 HIDTA Task Force (1291)/ HIDTA Ch 59 (1251):

1. Requesting approval to accept a grant modification for Grant No. G12SS0002A between Hidalgo County and the Executive Office of the President Office of National Drug Control Policy-Hidalgo County HIDTA Task Force.

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

2. Approval to redistribute the cost allocations to various full-time positions under HIDTA Task Force & Chapter 59, as listed on Exhibit A. (See attached)

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

3. Approval of revised salary schedules.

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

12. Elections Administration - Yvonne Ramon: (Exhibit R)

(Audio Tape # 1, Tracking # 3388)

A. AI-31838 Requesting approval of the following claim/invoice with authority for the County Treasurer to issue payment/check after review, audit, and processing procedures are completed by the County Auditor.

Invoice Date	Invoice #	Vendor	Amount
03/03/12	3170722253	Staples	\$221.28

NO ACTION taken on this item.

Commissioner Flores joined the meeting.

B. AI-31876 1. Discussion and/or action, including but not limited to Elections updates

Ms. Ramon provided the Court an Elections update.

2. Due to Hail Storm Damages, approval of amended early voting poll locations for May 29, 2012 Primary Elections.

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve the new polling location in Palmhurst, being The Church of Christ.

Mr. Eddie Gonzalez, Edcouch Mayor Pro-Temp, informed the Court that they should be o.k. with the City of Elsa polling location, but clarified that it needs to be reviewed by Council for discussion/approval.

Commissioner Joseph Palacios for the Record: I did receive a phone call from the Mayor stating the fact that they were pressing the fact to have it where it's originally located. They want to make sure they do not lose their voting site in the City of Edcouch.

Rosalinda Guerrero , Estella Moreno, and Martha Segura, of Edcouch/Elsa, came before the Court requesting to have elections at the Fire Department.

Fern McClaugherty discussed the use of the building.

Steve Crain, Legal Counsel, clarified that NO ACTION was needed for the polling location in Edcouch, Fire Station, since it was already approved back in December.

NO ACTION was taken on this item.

Commissioner Hector Palacios joined the meeting.

3. Recognition of Voter Registration Department.

Ms. Yvonne Ramon recognized her staff for their hard work and dedication.

13. Precinct #1 - Comm. Quintanilla: (Exhibit S)

(Audio Tape # 1, Tracking # 2088)

A. AI-32001 Discussion & Presentation of the Delta Water Shed Water Reclamation Project

Senator Lucio commented that he is Introducing Legislation on project to ensure rural areas are developed properly..

A slide show was then presented showing and discussing the different stages of water reclamation and discussed water harvesting.

Commissioner Flores stepped away.

14. Precinct #4 - Comm. J. Palacios: (Exhibit T)

(Audio Tape # 2, Tracking # 1052)

A. AI-31950 Approval to re-appoint Greg Garcia to the Hidalgo County Housing Authority Board

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

15. Budget & Management - Sergio Cruz: (Exhibit U)

(Audio Tape # 2, Tracking # 1058)

A. AI-31865 Edward Byrne Memorial:

1. Authorization and approval to apply for the FY 2012 Edward Byrne Memorial - Justice Assistance Grant (JAG) Program with the U.S. Department of Justice.

2. Authorization for County Judge to sign the required documents.

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

B. Budget Appropriations:

1. AI-31905 Approval of 2012 appropriation of funds for Precinct 2 Dicker Road Project (1200) in the amount of \$100,000.00 from Pct.2 R&B Fund Balance.

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

2. AI-31808 Constable Pct. 3 Investigation HB 65 (1230):

Approval of 2012 appropriation of funds for the Constable Pct. 3 Investigation HB 65 in the amount of \$15,347.23 to fund various operating expenditures.

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

C. Salary Schedule Changes:

1. AI-31828 Pct. 2 Parks (1100):

a. Approval to create the following six (6) temporary part-time positions: (Not to exceed 10 weeks)

Slot No.	Position Title	Hourly Rate
T026	Attendant	\$8.65
T027	Attendant	\$8.65
T028	Lifeguard	\$9.50
T029	Lifeguard	\$9.50

T030	Lifeguard	\$9.50
T031	Lifeguard	\$9.50

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 15.C.1.a.

b. Approval of intradepartmental transfer.

c. Approval of revised salary schedule.

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval. 15.C.1. b & c.

16. Purchasing Department - Marty Salazar: (Exhibit V)

(Audio Tape # 2, Tracking # 1109)

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. Presentation for acceptance and approval of 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 16.A.1, 2 & 3.a, b & c.

- 4. AI-31771 Presentation of low bid received as detailed in tabulation sheet contained herein, meeting all specifications and/or requirements for the purpose of award and approval of contract for Request for Bid titled: Hidalgo County-"Auctioneer and Storage Services" through project No.: 2012-038-03-21-SGS.**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve the bid and contract for Rob Robertson Enterprises, Inc. with No Cost to the County.

B. Pct. 1

- 1. AI-31960 Acceptance and approval of Supplemental Agreement No. 2 to extend the period of services in Part 5-completion of work of the current Work Authorization documents (reflecting fixed completion dates and through SA#2 replace with the wording of: through completion of project under WA(s) in connection with Contract #C-11-111-04-19-Guzman & Munoz Engineering & Surveying for professional engineering services for the projects as detailed below:**

WA#001-Paving & Drainage Improvements to Mile 17 North Road, from FM 3071 (Mile 4 West) to (FM 1015 (Mile 3 West);

WA#004-Mile 17 North Road, from FM 3071 (Mile 4 West), west 2,720 Feet and From FM 1015 (Mile 3 Est) east 400 Feet;

WA#005-Drainage Improvement to Colonia Adams & Black 9Mile 10.5 North and Mile 3 West;

WA#006-Colonia Lucero Del Norte Drainage Improvements at Mile 11 North and Mile 2 West.

Correction by Ms. Martha Salazar: (Mile 3 Est) should be Mile 3 West

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

C. Pct. 2

- 1. AI-31793 a. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional (engineering) services;**

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, 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 Engineering Services Providers for Precinct No. 2's Dicker Road Improvements:

	TEDSI Infrastructure	R.E. Garcia & Associates	Quintanilla, Headley and Associates
Evaluator 1	98	81	85
Ranking	1	3	2

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote to approve the ranking as presented.

c. Authority for the Purchasing Department to negotiate a professional engineering services contract with the No. 1 ranked firm of TEDSI Infrastructure for the provision of engineering services within Hidalgo County Precinct # 2 for Dicker Road Improvements.

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

D. Pct. 4

1. AI-32000 a. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional (engineering) services;

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

b. Presentation of scoring grid (for the purpose of ranking by CC) of the firms graded and evaluated through the County’s approved “pool” of Engineering Services for 10th Street Extension-Precinct No. 4;

Evaluator	L&G Engineering	Guzman & Munoz	TEDSI Infrastructure
Evaluator 1	99	95	97
Ranking	1	3	2

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

c. Authority for the Purchasing Department to negotiate a professional (Engineering Services) contract with the No. 1 ranked firm of L & G Engineering for the provision of professional services for 10th street expansion within Hidalgo County Precinct # 4.

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

E. IT Department:

1. AI-31929 IT for the Justices of the Peace:

Requesting authorization to purchase equipment for the Enhanced JP Collection Project using the Justice Court Technology fund through our membership/participation with TCPN-The Cooperative Purchasing Network awarded vendor CDW contract TCPN-R5106 through requisition #214501-\$573.06 (2-1242-412-00-060-001-0-601/665).

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

F. Colonia Access Program Pct. 3

1. AI-31883 a. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024 (A) (4) a professional (engineering) service;

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

b. Presentation of scoring grid (for purpose of ranking by CC) of the firms graded and evaluated through the County’s approved “pool” of Engineering Services in connection with Pct 3 Round 3 BCAP Projects (Jardin Terrace, Ramirez, Ramirez #2, Ramirez #3, Randolph Barnett #1, and Regal Estates).

Firm	Javier Hinojosa Engineering	Barrera Torres Infrastructure	Izaguirre Engineering Group
Evaluator 1	97	77	71
Ranking	1	2	3

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

c. Authority for the Purchasing Department to negotiate a professional (Engineering Services) contract with the No. 1 ranked firm of (Jardin Terrace, Ramirez, Ramirez #2, Ramirez #3, Randolph Barnett #1, and Regal Estates) Javier Hinojosa Engineering for the provision of professional engineering services for Pct 3 Round 3 BCAP Projects.

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

G. Sheriff’s Office

- 1. AI-31974 Acceptance and approval of request for payment for required fees for the installation of a water meter, for the Construction of the Sheriff’s Office Substation in the Pct 1 Area, and for the amounts of \$3,000.00 (Water Supply Fee); \$100.00 (Membership Fee); \$365.00 (2-inch meter); \$25.00 (Inspection Fee) to North Alamo Water Supply Corp.**

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

17. Open Forum

-Fern McLaugherty discussed the voting areas in the Edcouch/Elsa area.

18. Closed Session: (Exhibit W)

(Audio Tape # 2, Tracking # 1360)

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

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-31796 Claim of AT&T**
- D. AI-31798 Claim of Adan Maldonado**

E. AI-31979 EEOC Charge No. 451-2012-00336; Nancy Salinas v. Hidalgo County Community Service Agency

NO ACTION taken on items 18.A through E.

Commissioner Flores did not return after Closed Session.

19. Open Session: (Exhibit X)

(Audio Tape # 2, Tracking # 1215)

A. Real Estate Acquisition and appropriation for same

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve Parcel 4 in the amount of \$6,300.00 and Parcel 24 the amount of \$19,110.00.

B. Pending and/or potential litigation

NO ACTION taken on this item.

C. AI-31797 Claim of AT&T

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the settlement offer in the amount of \$620.13.

D. AI-31799 Claim of Adan Maldonado

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

E. AI-31980 EEOC Charge No. 451-2012-00336; Nancy Salinas v. Hidalgo County Community Service Agency

NO ACTION taken on this item.

20. Closed Session:

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

21. Open Session:

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

NO ACTION taken on items 20 & 21.

22. Adjourn

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

**AGENDA
CC CONSENT
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
April 24, 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 Quintanilla, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of items 6.B. and 10.H.

NO ACTION taken on item 6.B.

NO ACTION taken on item 10.H.

- 1. Approval of check register and payment of claims and bills - (Payments from Juvenile Probation, Adult Probation, LEOSE Fund, DA Motor Vehicle Theft Fund, DA Bad Check Processing Fund, DA Forfeiture Fund, Sheriff Forfeiture Funds, Constable Forfeiture Funds, HIDTA Forfeiture Funds and VIT Interest Fund are presented for recording purposes only.) (Exhibit A)**
- 2. 2012 Intradepartmental transfers: (Exhibit B)**
 - A. AI-31851 2012 - Sheriff's Office (1100)**
 - B. AI-31848 2012 - Sheriff's Office (1100)**

- C. AI-31847 2012 - Sheriff's Office (1284)
- D. AI-31845 2012 - Sheriff's Office (1100)
- E. AI-31827 2012 - Tax Office (1100)
- F. AI-31811 2012 - J.P. 5/1 (1100)
- G. AI-31849 2012 - Pct. #3 Sanitation (1100)
- H. AI-31855 2012 - Pct. #4 Parks (1100)
- I. AI-31997 2012 - WIC (1292)

3. 2012 Interdepartmental transfers: (Exhibit C)

A. AI-31893 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 \$27,000.00 to fund the Pct. 1 Drainage Improvement labor reimbursements for the month of February 2012 (PP #3-4).

B. AI-31870 Pct. #4 C.O. 2010 A&B Series (1342):

Approval of 2012 interdepartmental transfer within Certificate of Obligations Series 2010A&B - Precinct #4 Drainage Improvement Project from (program 036) to Dickerson Pond (program 048 - \$18,406.46), and to North Branch Drain (program 049 - \$22,231.52) in the total amount of \$40,637.98 to fund February 2012 Drainage Labor (PP#3&4) & Fuel Reimbursements.

C. AI-31858 Pct. #4 Administration:

Approval of 2012 interdepartmental transfer from Pct #4 Road Maint (007) to Pct. #4 Administration (005) in the amount of \$5,000.00.

D. AI-31986 Co Wide Law Enforcement (1100):

Approval of 2012 interdepartmental transfer from Co. Wide Adm-Contingency to Co Wide Law Enforcement in the amount of \$3,302.00 to fund increase in annual contract with Breath Test Services.

E. AI-31984 Donna Museum (1100):

Approval of 2012 interdepartmental transfer from Co. Wide Adm-Contingency to Donna Museum in the amount of \$40,000.00 to fund funding agreement.

F. AI-31983 Historical Museum (1100):

Approval of 2012 interdepartmental transfer from Co. Wide Adm-Contingency to Historical Museum in the amount of \$100,000.00 to fund funding agreement between Hidalgo County and Museum of South Texas History for the renovation of the original 1910 Hidalgo County Jail (approved by CC 3/27/12).

G. AI-31956 Executive Office (1100):

Approval of 2012 interdepartmental transfer from Co. Wide Adm.-Contingency to Executive Office in the amount of \$2,000.00 to fund vehicle repairs.

4. Planning Department: (Exhibit D)

- A. AI-31955** 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. Tax Refunds: (Exhibit E)**A. AI-31805**

Acct#	Payer	Amt
A1800.00.052.0016.07	Rio Prop Ventures LLC	\$2613.44
B3810.00.000.0010.00	Francisco J Rangel	\$3053.24
T5900.02.024.0001.27	Las Palmas Montessori CCC#1	\$6764.48
U2000.00.000.0057.00	Gilberto De Los Santos	\$8418.72
U2000.00.000.0058.00	Gilberto De Los Santos	\$11986.27

B. AI-31824

Acct #	Payer	Amt
S4773.00.000.0031.00	David Lee Gonzalez	\$3766.90
T7353.02.000.0005.00	Corelogic/Gmac Mortgage	\$8179.49

6. Membership Dues: (Exhibit F)**A. AI-31800 County Clerk:**

Requesting approval to pay the 2012 American Society For Public Administration (ASPA) membership dues for Mr. Arturo Guajardo, Jr., Mrs. Annette Muñiz, and Miss. Jennilee Garza in the total amount of \$285.00, with authority for the County Treasurer to issue check after review, audit, and processing procedures are completed by the County Auditor.

- B. AI-31926** 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.

7. Urban County: (Exhibit G)

- A. AI-31839 Request for approval of one (1) applicant in the City of San Juan, (1) applicant in the City of Weslaco, and one (1) applicant in Sullivan City.**

8. Auditor's Office: (Exhibit H)

- A. AI-31817 Approval of Monthly Financial Report for the Month of March 2012**

9. Budget & Management: (Exhibit I)

- A. AI-31943 Self-Insured Workers' Comp. (2202):**

Requesting approval of reimbursement of Hidalgo County Workers' Comp. paying account for claims paid by Tristar Risk Management in the amount of \$39,249.74 for the period of 04/01-15/2012 and requesting approval of wire transfer.

- B. AI-31820 1. Approval of reimbursement in the amount of \$590,877.02 to Blue Cross Blue Shield Insurance Company for claims paid on behalf of Hidalgo County from 4/01/2012 to 4/13/12.**

04/01-06/2012	\$250,638.32
04/07-13/2012	\$340,238.70
TOTAL	\$590,877.02

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

10. Purchasing Dept: (Exhibit J)

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-31988 Acceptance and approval of payment of Invoice #H012-2534-\$60,455.00 submitted by contracted architect, ERO International, dba, ERO Architects in connection with, "Courthouse Master Plan"-C-11-210-02-07.**
 - B. AI-31990 Acceptance and approval of Invoice #11324101 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.**
 - C. AI-31959 Requesting approval of Application for Payment No.5-\$29,192.58 from Mission Paving Company, Inc., awarded contractor for "Tower Road Phase I Project", #C-11-044B-06-28 as**

certified for payment by project engineer, Raul E. Segin, with the authority to issue payment after audit and processing procedures are completed by County Auditor.

D. AI-31938 Acceptance and approval of request for payment for the following invoices as submitted by S&B Infrastructure, LTD., project engineer for "Raymondville Drain Project-County Wide" in connection with Contract #C-10-164-04-20-PO#642615 with authority for County Treasurer to issue payment after County Auditor's review and processing procedures are completed.

1. Invoice #U1445-07-Invoice Period through December 31, 2011 in the amount of \$232,147.00

2. Invoice #U1445-08-Invoice Period through January 31, 2012 in the amount of \$312,997.00

E. AI-31918 Approval for Comdata Corporation Services, Inc. to add additional fuel card(s) and/or driver(s) for:

1. Fire Marshal Dept.	Fuel Card and Fuel Card User
2. Constable Pct. #2	Fuel Card and Fuel Card User
3. Juvenile Justice Center (Weslaco Boot Camp)	Fuel Card User
4. Elections Dept.	Fuel Card Users
5. Adult Probation	Fuel Card User

F. AI-31873 Approval to exercise the County's option to renew the one (1) year extension as provided in the current contracts with the same rates, terms and conditions with effective dates of April 30, 2012 and ending dates of April 29, 2013 with the following vendors:

1. C-11-028A-03-28-Weldinghouse, Inc.-Welding Supplies and Other Misc. Items

2. C-11-028B-08-09-S.G.S. Industrial Supplies, Inc.-Additional Welding Supplies And Miscellaneous Equipment

G. AI-31871 Acceptance and approval of request for payment on invoice No. 12033 in the amount of \$12,605.25 submitted by Javier Hinojosa Engineering, contracted project engineer for "Bridge Improvements-Mile 2 North between Abram Rd. and FM 492".

H. AI-31869 Human Resources Department:

Requesting authority to execute an automatic renewal of Professional Services Agreement for 12 months with IDOCKET.COM, LLC through Purchase Order #671650 in the amount of \$300.00/month, effective 1/1/12 - 12/31/12.

I. AI-31868 Approval to exercise the County's option to renew the first (1st year) of the two (2)-one (1) year extension(s) as provided in the current Contract #C-11-009-04-26-Bulk Gasoline-On-Off Highway Diesel Fuel Products" with Arguindegui Oil Company, under the same rates, terms and conditions with effective date of May 1, 2012 and ending date of April 30, 2013.

J. AI-31867 Requesting authority to enter in an annual software agreement through our membership/participation with (GSA) General Services Administration awarded vendor DLT Solutions, Inc. Contract GS-35F-4543G for the Planning Department through the requisition #213073, effective 04/27/12 through 4/26/13;

- K. AI-31857** Requesting approval of payment for Invoice No. 2012916 in the amount of \$1,714.97 (3rd Call, various projects) as submitted by project engineer TEDSI Infrastructure Group Consulting Engineers.
- L. AI-31825** 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, Departments, Programs, Agencies, etc. with term of authority to purchase from contract detailed herein commencing upon approval and expiring December 31, 2012.
- M. AI-31840** Requesting approval and authority to execute user service agreement with Egnyte Inc. for the Tax Office through requisition #212955 in the amount of \$539.88 per year.
- N. AI-31816** 1. Requesting approval to declare the items listed in Exhibit "A" (office furniture and equipment) attached herein as surplus for the purpose of sale through auction (scheduled for 4-28-2012) in accordance with Texas Local Government Code 263.152(a)(1); and, in the event "no bids" received;
2. Pursuant to Texas Local Government Code, 263.151(1) and/or 263.152(a)(3), Commissioners Court proceed to: '...order any of the property to be destroyed or otherwise disposed of as worthless inasmuch as the sale of said items CC undertook to sell (under Subdivision (1) at auction on 4-28-12 resulted in no bids were received.
- O. AI-31431** Requesting authority to exercise the final year extension as provided under the current requirements agreement for "Turnkey Purchase of A New Records Management Software for Hidalgo County HIDTA Task Force", under the same rates, terms and conditions with Cardinal Tracking, Inc., (E-11-162-04-26) for the period of 04/27/2012-04/26/2013.
- P. AI-31207** Requesting approval of Application for Payment No. 4 in the amount of \$29,407.50 from Homer Alvarez dba Alvarez Construction, contracted vendor for Morningside South Subdivision as reviewed and submitted by project engineer SAM Engineering and Surveying, Inc. (C-CAP-11-022-03-07).

**AGENDA
DRAINAGE DISTRICT
BOARD OF DIRECTORS
April 24, 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 Y)

1. Roll Call

All members of the Board were counted present.

2. Open Forum

No presentations made under Open Forum.

3. Approval of Consent Agenda

The Board moved to approve the Consent Agenda at this point.

4. AI-31923 A. Requesting authorization for Title Commitments, Appraisals, Review Appraisals, Surveys with Metes & Bounds and acquisition as it relates to "RD-Faysville Lateral" (281 Drainage). (Audio Tape # 1, Tracking # 14)

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

B. Requesting approval to exercise the District's option to renew the following for an additional sixty (60) days under same rates terms and conditions so as to have no lapse in service during the bidding process:

1. Agreement No. 10-006A-05-11 Contact Construction Products

2. Agreement No. 10-006B-05-11 Alamo Concrete Products

NO ACTION taken on item 4.B.2.

3. Agreement No. 10-006C-05-11 Rio Valley Pipe

4. Agreement No. 10-006D-05-11 ACT Pipe & Supply

On motion of Commissioner Flores, seconded by Commissioner Joseph Palacios, the Board made a UNANIMOUS vote to approve items 4.B.1, 3 & 4.

Ms. Lora Briones provided the Court a brief update on the Weir that had collapsed.

5. 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 5.A & B.

6. Open Session:

- A. Real Estate Acquisition**
 - B. Pending and/or Potential Litigation**
- NO ACTION taken on items 6.A & B.

7. Closed Session:

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

8. Open Session:

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

NO ACTION taken on items 7 & 8.

9. Adjourn

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

**AGENDA
DRAINAGE DISTRICT- CONSENT
BOARD OF DIRECTORS
April 24, 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.

(Audio Tape # 1, Tracking # 08)

(Exhibit Z)

On motion of Commissioner Hector Palacios, seconded by Commissioner Flores, 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 24th day of April, 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 April 24, 2012.

Signed this 30 day of April 2012

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

(Seal)

By: _____
Priscilla Torres, Deputy