

**SPECIAL MEETING – MAY 01, 2012**

**BE IT REMEMBERED, that on this 1<sup>st</sup> day of May 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:**

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

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

**AGENDA  
CC REGULAR  
HIDALGO COUNTY  
COMMISSIONERS COURT MEETING  
May 1, 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 Board 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 the Prayer.

Judge Garcia announced that the Governor's Office proclaimed that the County fly the flag at half staff in honor of Army Sergeant Henry Frankhauser.

**4. Approval of Consent Agenda**

The Court moved to approve the Consent Agenda.

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

(Audio Tape # 1, Tracking # 601)

**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 5.A.1 & 2.

**B. AI-32125 Report from Committee appointed by Commissioners' Court to review matters concerning Guerra Construction Contract (Contract #C-11-013-03-21).**

(Audio Tape #1, Tracking # 604) and later brought up under item (Audio Tape #1, Tracking # 1724)

Mr. Rene Guerra, District Attorney, discussed the actions being taken in Pct. 1. He further discussed the contract, its specifications and recommended this matter be brought back next week. Mr. Reyna clarified some issues reference to the contract on behalf of his client.

NO ACTION taken on this item.

**C. AI-31785 Approval of Proclamation designating the month of May as Elder Abuse Prevention Month**

Karina Cardoza read the Proclamation into the Record.

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

**D. AI-32071 Approval of Proclamation recognizing May 3, 2012 as National Day of Prayer**

Karina Cardoza read the Proclamation into the Record.

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

**E. AI-31966 Texas AgriLife Extension:**

**Requesting permission for Barbara Storz and six (6) employees to travel to South Padre Island, TX to attend the District 12 Spring Faculty Meeting on May 23-24, 2012**

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

**F. AI-31942 Approval to accept a settlement check from Endeavor General Agency in the amount of \$292.48 to settle property damages to County fence. (Precinct 1)**

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

**G. AI-32117 Acceptance and approval of Letters of Engagement in connection with "Legal Representation Services" for Hidalgo County with the following attorneys/law firms assigned/engaged by Commissioners' Court (including payment of pending invoices as attached):**

<b>Attorney/Law Firm:</b>	<b>In connection with Cause:</b>
<b>Willette &amp; Guerra</b>	<b>D. Marichalar v. County N. Ramos v. County</b>
<b>Andy Taylor &amp; Associates</b>	<b>Electric Sales Agreement</b>
<b>Atlas &amp; Hall</b>	<b>Wytttenbach v. County Hidalgo County v. Insurors Indemnity M. Balderas v. County Claim of Hugo Rangel Dyer v. County Elizondo &amp; Rodriguez v. County</b>
<b>Thornton, Biechlin, Segrato, Reynolds &amp; Guerra</b>	<b>E. Solis v. County</b>

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

**6. County Judge's Office: (Exhibit N)**

(Audio Tape # 1, Tracking # 1132); (Audio Tape # 1, Tracking # 2397); and (Audio Tape # 2, Tracking # 743)

**A. AI-31928 Presentation, discussion, and approval of 2011/2012 Membership Dues to the U.S./Mexico Border Counties Coalition in the amount of \$11,314.08 with authority for Auditor to issue payment after review and audit procedures are completed with authority for County Treasurer to issue check.**

Judge Garcia for the Record: We had deferred action on item 6.A until representatives of the U.S./Mexico Border Counties Coalition would be present. They requested this matter be tabled until next week.

Steve Crain, Legal Counsel, then recommended NO ACTION be taken on this item.

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

(Audio Tape # 1, Tracking # 1140)

**A. AI-32118 1. Approval and Acceptance of extension of the 2009 Operation Stonegarden Grant. New termination date is 5/31/12. (Prior termination date was 4/30/12.)**

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

**2. Authorization for County Judge, as authorized official, to sign required documents (grant adjustment notice, and exhibits b & c).**

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

**B. AI-31965 Requesting approval for reimbursement for Chief Administrator Pat Medina in the amount of \$20.00. Reimbursement is being requested due to Pat Medina paying for fuel expense after Comdata card did not work.**

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

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

(Audio Tape # 1, Tracking # 1192)

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

Mr. Eddie Olivarez provided the Court an update on the 1115 waiver and how it benefits the County and discussed the Hospital Payment System.

**B. AI-31550 Public Health Emergency Preparedness Division (1293):**

**Requesting authorization to apply for the Public Health Emergency Preparedness Discretionary Project funding offered by the Texas Department of State Health Services in an amount not to exceed \$125,000.00. This grant funding requires a ten percent (10%) local match which will not exceed \$12,500.00.**

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

**C. AI-31724 PHEP Division (1293):**

**Requesting authorization to execute the Interlocal Cooperation Agreement between Hidalgo County and following local hospitals: Doctors Hospital at Renaissance, Edinburg Regional Medical Center, McAllen Medical Center, Knapp Medical Center, Mission Regional Medical Center and Rio Grande Regional Hospital. The aim of this Agreement is to establish an agreement to monitor and analyze healthcare registration data collected from emergency department visits for possible outbreaks of infectious disease and other public health threats and emergencies.**

NO ACTION taken on this item.

The Court took up item 17.A. out of order at this point.

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

(Audio Tape # 1, Tracking # 2449)

**A. AI-32115 Discussion and approval for the sale and use of Fireworks for May 5th (Cinco de Mayo). Selling to begin May 1st and to end at midnight May 5th.**

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

Commissioner Quintanilla stepped away.

**10. Urban County - Diana Serna: (Exhibit R)**

(Audio Tape # 1, Tracking # 2478)

**A. AI-32042 Presentation of Quick draw Award to Precinct 2 Commissioner Hector "Tito" Palacios and Precinct Coordinator of the Year, Mr. Euralio Palacios.**

Ms. Diana Serna awarded the Quick Draw Award to Commissioner Hector Palacios and Mr. Euralio Palacios

Ms. Serna then acknowledged Commissioner Flores for helping her meet their ratio with HUD.

Commissioner Quintanilla joined the meeting.

**B. AI-31936 1. Consideration and approval of a construction contract change order for the General Land Office (GLO) Contract No. 10-5066-000-5043 (formerly TDRA DRS010068), Pct. 4 Trenton Drain Project Flood Drainage Improvements. The Change Order will increase the construction contract amount of \$1,645,863.50 to \$1,652,223.50 for a total increase of \$6,360.00 to the construction service contract currently awarded to O.G Construction Company, L.L.C.**

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

Judge Garcia Abstained.

Commissioner Quintanilla stepped away.

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

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

Judge Garcia Abstained.

**C. AI-31967 The Urban County Program is requesting the award of bids and approval of contract for the demolition and reconstruction of the following:**

**1. (1) Unit in the Countywide area in the amount of \$46,400.00 to Rigney Construction.**

**2. (1) Unit in the City of Mercedes, (1) Unit in the City of San Juan and (1) Unit in the City of La Joya in the amount of \$132,149.00 to G & G Contractors**

**3. (1) Unit in the City of San Juan in the amount of \$23,000.00 to Benchmark Construction.**

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

**11. Elections Administration - Yvonne Ramon: (Exhibit S)**

(Audio Tape # 1, Tracking # 2176)

**A. AI-31977 Approval of Contract for Lease Election Services between Hidalgo County and the Hidalgo and Cameron Counties Irrigation District No. 9 for their election to be held on May 12, 2012**

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

**B. AI-31878 Discussion and/or action, including but not limited to Elections updates**

Ms. Ramon notified the Court that the Voter Certificates have gone out, all Federal deadlines have been met, etc.

**12. Head Start Program - Teresa Flores: (Exhibit T)**

(Audio Tape # 1, Tracking # 2808)

**A. AI-32033 Discussion/Approval of Amendment to Priority Ranking for Selection**

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

Commissioner Hector Palacios stepped away.

**B. AI-32032 Discussion/Approval to Enter into the Best and Final Negotiated Contract with Dannenbaum Engineering Company, McAllen, LLC, in the Amount of \$35,993.00 for Architectural Services for the Relocation of the Palmview I Head Start Building**

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

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

**C. AI-32031 Discussion/Approval of Memorandum of Understanding (MOU) Between Hidalgo County Head Start Program and the University of Texas Pan American**

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

**D. AI-32030 Discussion/Approval to Advertise and Approval of Draft Specifications for the Following:**

**1. Air Conditioning Maintenance & Repair**

**2. Plumbing Repair**

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

**E. AI-32034 Discussion/Approval of Centennial Construction Company**

Ms. Flores discussed roof repairs needed for the Palmview III HeadStart Building since the roof has caved in. Mr. Crain requested this item be brought back next week for further review.

NO ACTION taken on this item.

**F. AI-32029 Discussion/Approval of Summer Work Schedule**

Ms. Flores requested to change the summer work schedule to 10 hour days with Fridays Off.

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

**13. Right of Way - Joe Pena: (Exhibit U)**

(Audio Tape # 1, Tracking # 3559)

**A. AI-32041 Consideration and approval to purchase a certain tract of land also known as Parcels 4 & 24 Mile 17 North Road Project.**

**(Pct. 1)**

Mr. Joe Pena requested approval to purchase Parcel 4 in the amount of \$6,300.00 and Parcel 24 in the amount of \$19,110.00 for tracks of land on Mile 17 North Rd.

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

Commissioner Joseph Palacios joined the meeting.

**B. AI-32114 Approval to accept Road Donation for the Lopezville Park Project in Pct.2.**

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

**C. AI-32110 Authorization for County Judge to execute closing documents for the Lopezville Park Project- Pct.2.**

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

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

**14. Planning Department - Raul Sesin: (Exhibit V)**

(Audio Tape # 1, Tracking # 3456)

**A. AI-31933 Cancellation of a portion of La Blanca Townsite as per Texas LGC 232.008 - Pct. 1**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval, subject to review by Ms. Josie Ramirez.

Mr. Raul Sesin provided the legal descriptions as follow for the Record:

All of Lots 1-30, Block 1; Lots 1-30, Block 2; Lots 1-30, Block 3; Lots 3-14 and 17-28, Lot 14; Lot 1-28, Block 15; Lots 1-28, Block 16 of the La Blanca Townsite, Hidalgo County Texas according to the map recorded in Vol. 4, Page 31 in Plat records in Hidalgo County. The Subdivision was recorded in 1927. It was never utilized. It's owned currently by El Paso Energy and they are the ones requesting the Abandonment of the Plat.

**B. AI-31970 1. Preliminary Approval**

**a. RBA Donna Subdivision – Pct. 1 (Eloy T. Garcia)**

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

**2. Preliminary Approval with Variance Request**

**a. Casa De Dios Subdivision – Pct.1 (Melinda Garza Farias)**

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

**b. Tristan Subdivision – Pct. 1 (Homero Tristan)**

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

**3. Final Approval**

**a. Yamham Subdivision – Pct. 2 (Omar Martinez Moreno)**

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

**b. Pueblo de Palmas Phase 12 Subdivision – Pct. 4 (J. Gary Frisby)**

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

**c. Eduardos Subdivision No.11 Subdivision – Pct.3 (Diana Laura Izaguirre)**

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

**4. Final Approval with Financial Guarantee**

**a. Lopez Heights Subdivision – Pct.4 (Leon G. Lopez)**

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

**15. Precinct #2 - Comm. H. Palacios: (Exhibit W)**

(Audio Tape # 2, Tracking # 155)

**A. AI-32009 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 \$8,800.00 for services under the Work Authorization No. 8 for the Minnesota Drain Project.**

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

**B. AI-32077 Requesting approval of "Supplemental Agreement No.1" for Raba-Kistner Consultants, Contract #C-11-110-04-12 resulting in an estimated cost increase of \$14,353.59 for services under the Work Authorization No. 3 for El Gato Road Improvement Project.**

On motion of Commissioner Quintanilla, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote to approve the actual increase in the amount of \$1,290.48.

**C. AI-32012 Requesting approval of Construction Change Order No.7 decrease in the amount of (\$228.45) with Mission Paving Company, Inc. (contracted vendor for "Tower Road Phase I Project") reflecting reconciliation of project quantities described on change order, with authority for County Judge to Court Member to execute document.**

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

**D. AI-32073 Acceptance and approval of Work Authorization No.3 (with an estimated cost of \$12,000) as submitted by project engineer, R. Gutierrez Engineering Corporation, for Minnesota Road Project, through Contract #C-11-310-01-24.**

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

**E. AI-32038 Acceptance and approval of Work Authorization No. 1 (with an estimated cost of \$4,856.00) as submitted by Millennium Engineers Group, Inc., for I Road Rehabilitation @ IBWC Floodway Project, through Contract #C-12-068-04-03**

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

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

(Audio Tape # 2, Tracking # 214)

**A. AI-32102 Approval of In-House Standard Operation Rules Manual for Precinct #4**

NO ACTION taken on this item.

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

(Audio Tape # 1, Tracking # 1484)

**A. AI-32085 Status update on Classification and Compensation pay plan policies and procedures.**

Presentation by Mr. Arturo Guajardo in which he discussed the policy, areas of concern and recommended changes to be implemented. He then invited the Court to the Texas Association of Counties Meeting in which he would be recognized for the Best Practices Award Presentation.

**B. AI-32008 Presentation and discussion on the Budget Status Report for the 1st Quarter of 2012.**

(Audio Tape # 2, Tracking # 226)

Sergio Cruz discussed the Contingency Accounts, Alternative Incarceration Program, Electricity and Unemployment Expenditures, etc.

NO ACTION taken on this item.

Judge Garcia stepped away and Commissioner Quintanilla presided.

**C. AI-31944 Edward Byrne Memorial:**

**1. Public Hearing on the FY 2012 Edward Byrne Justice Assistance Grant (JAG) Program Application/Strategies/Narrative.**

Commissioner Quintanilla Opened the Public Hearing.

Verdelle Anderson came before the Court to comment.

Commissioner Quintanilla Closed the Public Hearing.

**2. Discussion, consideration, review, and approval of the program application/strategies/narrative of the FY 2012 Edward Byrne Justice Assistance Grant.**

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

**D. Budget Appropriations:**

**1. AI-32019 Pct. #2 - El Gato Road:**

**Approval of 2012 appropriation of funds for Precinct 2 El Gato Road (1200) in the amount of \$100,000.00 from Pct.2 Fund Balance.**

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

**2. AI-32072 Pct. #2:**

**Approval of 2012 appropriation of funds for several Precinct 2 (1200) project accounts in the total amount of \$1,892,000.00 from Pct. 2 R&B Fund Balance.**

Sergio Cruz, Budget Officer, read the correct amount as \$1,662,000.00.

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

**3. AI-32059 Pct. 3 Drainage Imprv Prj (1200):**

**Approval of 2012 appropriation of funds from the R&B unreserved fund balance into Pct. 3 Rd Maint & Drainage Imprv Prj (program #'s 005 & 049) in the amount of \$434,790.00 to fund salary & operating expenditures.**

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

**18. Purchasing Department - Marty Salazar: (Exhibit Z)**

(Audio Tape # 2, Tracking # 674)

**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 18.A.1, 2 & 3.a, b & c.

**B. Pct. 1**

- 1. AI-32121 Acceptance and approval to subcontract the services of SAM Engineering & Surveying, Inc. pursuant to Article 14 of Contract #C-08-417-12-09 with L&G Consulting Engineers, Inc. dba L&G Engineering so as to complete the Surveying & ROW Mapping in connection to the FM 493**

**from US 281 (Military Highway) to Business 83 project, more specifically from US 281 (Military Highway) North 6.65 Miles to Business 83.**

Clarification was made that this was for Right of Way Mapping and that there would not be a duplication of service.

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

**C. Constables**

- 1. AI-32086 a. Requesting rescission of action taken by Commissioners' Court on 04/10/2012 (AI-31748) in as much as a new quote was requested and units will have more options for a lessor amount;**

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

**b. Approval to purchase Two (2) New 2012 Chevrolet Tahoe's through the County's membership/participation with HGAC (Houston-Galveston) awarded vendor, Caldwell Country Chevrolet (Contract #VE11-11) in the amount of \$84,909.94 which includes a \$600.00 HGAC administration fee and delivery for ( Project #2012-102-OGG).**

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

**D. Colonia Access Program Pct. 1**

- 1. AI-32016 Presentation for discussion, consideration, and action on a recommendation by project engineer TEDSI Infrastructure Group Inc. to award to the lowest bidder meeting all specifications: Asago LLC dba Asago Construction in the amount of \$317,767.00 for Bid No. CAP-12-049-02-15-YSI "Road & Drainage Construction for Mid Valley Estates Subdivision".**

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

**E. Co. Wide**

- 1. AI-31881 Recommending bid award and approval of contract document to the lowest and most advantageous bidder meeting all specifications and/or requirements for: Hidalgo County "Pest Control Services" RFB No. 2012-023-03-21-MEG**

On motion of Commissioner Joseph Palacios, seconded by Commissioner Hector Palacios, the Court made a UNANIMOUS vote of approval to award to the lowest bidder being Robert Sanchez dba Kill A Bug Pest Control Services.

**19. Open Forum**

**(Audio Tape , Tracking # )**

-Verdelle Anderson Thanked various departments/entities for their hard work.

Judge Garcia and Commissioner Flores joined the meeting.

-Virginia Townsend requested the Commissioners go to Austin to testify about the Colonias.

Commissioner Hector Palacios and Commissioner Quintanilla stepped away.

- Frank Traver requested that the Court adopt a Public Input Policy.
- Fern McClaugherty expressed her concerns in which public officials/politicians in which they had submitted a Public Participation Form and were not acknowledged...
- Melinda Zuniga with Texas Organization Project commented that the plan approved on April 17, 2012 has no checks & Balances.
- Esmeralda Zuniga commented on the employment rate and creation of local jobs.

Commissioner Hector Palacios joined the meeting.

-Mr. Smith, former Pct. #2 Chair, had concerns as to why he was not selected as a Polling Clerk during Elections.

**20. Closed Session: (Exhibit AA)**

(Audio Tape # 2, Tracking # 1896)

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote of approval to go into Closed Session.

**Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:**

- A. Real Estate Acquisition**
  - B. Pending and/or potential litigation**
  - C. AI-31940 Claim of AT&T**
  - D. AI-31975 Claim of Florentino Vela**
  - E. AI-32112 Civil Action No. M-12-141; Silvestre Moreno Jr. v. Donna I.S.D., et al**
  - F. AI-32103 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**
  - G. AI-32045 CL-09-1306-B; Fernando Elizondo v. Daniel Rodriguez v. Ernesto Solis**
- NO ACTION taken on items 20.A through G.

**21. Open Session: (Exhibit BB)**

(Audio Tape # 2, Tracking # 1911)

- 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-31941 Claim of AT&T**

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve in the amount of \$2,774.35.

**D. AI-31976 Claim of Florentino Vela**

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve in the amount of \$120.00.

**E. AI-32113 Civil Action No. M-12-141; Silvestre Moreno Jr. v. Donna I.S.D., et al**

Valde Guerra, Executive Officer, informed the Court that Ms. Josie Ramirez, In-House Counsel, would be facilitating this case for Hidalgo County.

**F. AI-32104 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 this item.

**G. AI-32044 CL-09-1306-B; Fernando Elizondo v. Daniel Rodriguez v. Ernesto Solis**

On motion of Commissioner Flores, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve in the amount of \$2,000.00.

Mr. Valde Guerra requested a check be made payable to Daniel Rodriguez and his Attorney, Sydney Meadows.

**22. Closed Session:**

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

**23. Open Session:**

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

NO ACTION taken on items 22 & 23.

**24. Adjourn**

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

**AGENDA  
CC CONSENT  
HIDALGO COUNTY  
COMMISSIONERS COURT MEETING  
May 1, 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 # 317)

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 4.A, 12.D, 12.G, 12.H, and 12.I.

NO ACTION taken on item 4.A.

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

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

On motion of Commissioner Joseph Palacios, seconded by Commissioner Flores, the Court made a UNANIMOUS vote to approve items 12.H and 12.I.

- 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-31953 2012 - Hidalgo County Clerk's Office (1100)**
  - B. AI-31919 2012 - Elections Dept. - 2010 Chapter 19 (1283)**
  - C. AI-31922 2012 - Elections Dept. - 2011 Chapter 19 (1283)**
  - D. AI-31899 2012 - I.T. Department (1100)**
  - E. AI-31882 2012 - I.T. Department (1100)**
  - F. AI-31889 2012 - Treasurer's Office (1100)**
  - G. AI-32066 2012 - Budget & Mgmt. (1100)**
  - H. AI-31962 2012 - Fire Marshal (1100)**
  - I. AI-31935 2012 - Health & Human Services Dept. (1293)**
  - J. AI-31947 2012 - Health & Human Services Dept. (1293)**
  - K. AI-31951 2012 - Health & Human Services Dept. (1293)**
  - L. AI-31917 2012 - Health & Human Services Dept. (1293)**
  - M. AI-31963 2012 - Human Services (1100)**
  - N. AI-31914 2012 - WIC (1292)**
  - O. AI-31906 2012 - WIC (1292)**
  - P. AI-32074 2012 - Sheriff's Office U.S. Department of Justice (1229)**
  - Q. AI-31903 2012 - 13th Court of Appeals (1100)**
  - R. AI-31964 2012 - 93rd District Court (1100)**
  - S. AI-31930 2012 - 430th D.C. (1100)**
  - T. AI-31921 2012 - CCL #1 (1100)**
  - U. AI-32002 2012 - Probate Court (1100)**
  - V. AI-32052 2012 - CCL #7 (1100)**
  - W. AI-31901 2012 - J.P. 1/2 (1100)**
  - X. AI-32100 2012 - J.P. 3/1 (1100)**
  - Y. AI-32014 2012 - Pct. #1 BCAP (1312)**
  - Z. AI-32011 2012 - Pct. #2 Parks (1100)**
  - AA. AI-31877 2012 - Pct. #2 BCAP (1312) (8)**
  - BB. AI-31987 2012 - CO2010, A&B-Pct. #2 Lopezville Park (1342)**

**CC. AI-32010 2012 - Pct. #2 Rd Maintenance (1200)**

**DD. AI-31888 2012 - Pct. #3 BCAP (1312)**

**EE. AI-31913 2012 - Pct. #3 Parks (1100)**

**3. 2012 Interdepartmental transfers: (Exhibit C)**

**A. AI-32037 Constable Pct. 4 (1100):**

**Approval of 2012 interdepartmental transfer from Co. Wide Adm.-Contingency to Constable Pct. 4 in the amount of \$623.00 to fund police supply expenditures.**

**4. Interfund transfers: (Exhibit D)**

**A. AI-32018 Pct. #3 Parks (1100):**

**Approval of 2012 interfund transfer from Certificate of Obligations 2010A&B (1342) to Precinct #3 Parks (1100) in the amount of \$46,493.66 to fund repairs and renovations of Los Ebanos Pavilion.**

**5. Planning Department: (Exhibit E)**

**A. AI-32067 Certificate of Plat and Utility Status under Texas Local Government Code Section 232.028 (b)**

**6. Right of Way - Permits: (Exhibit F)**

**A. AI-31946 1. North Alamo Water Supply Corporation:**

**SEC Whalen/Ridge Rd- Bore- Michael Horbovetz; 3/4" service connection**

**2. City of Alamo:**

**a. Salazar Subd. : The contractor proposes to install a 10" PVC SDR-26 Sanitary sewer line on Fourth St. on the west side of Valle Vista St. and then run west for 338.0' and will be 9.0' north of the south edge of the existing asphalt street. The contractor proposes to install an 8" PVC SDR-26 sanitary sewer line on Valle Vista St. The line will start on FM 495 and then run north for 957.0' and will be 3.0' East of the West edge of the existing asphalt road.**

**b. Campo Alto Subd. : The contractor proposes to install a 10" PVC SDR-26 Sanitary sewer line on Fourth St. the line will start on Center St. then run west 487.0' being 11.0' North of the south ROW line. Install an 8" PVC SDR-26 Sanitary sewer line on Center St. line will start on FM 495 then run north 740.0' being 10.0' East of the west edge of asphalt. Install an 8" PVC SDR-26 Sanitary sewer line on Prosperidad St. The line will start on FM 495 then run north 750.0' being 10.0' East of the West edge of Asphalt. Install an 8" PVC SDR-26 Sanitary sewer line on First St., Second St. and 3rd St. the lines will start on Prosperidad St. and then run west for 290.0' and will be 5.0' North of the South edge of asphalt.**

**c. Rancho Escondido Subd. : The contractor proposes to install an 8' PVC SDR-26 Sanitary sewer line on Rancho Escondido Drive. The sewer line will start 30.0' North of FM 495 and then run North for 665.0' and will be 3.0' East of the West edge of the existing asphalt road. the contractor**

proposes to install an 8" PVC SDR-26 Sanitary Sewer line on Camino Real Drive. The line will start on the east end and run west for 574.0' being 5.0 south of the north ROW line.

d. Val-Bar Estates Phase I: The contractor proposes to install an 8" PVC SDR-26 sanitary sewer line. The line will start 50.0' east of Cesar Chavez Rd and run east for 700.0' and will be 4.0' North of the South edge of the existing asphalt road.

e. Border Rd. : The contractor proposes to install a 10" PVC SDR-26 Sanitary Sewer line. The line will start on expressway 83 and then run north for 860.0' and will be west of the east ROW line.

f. Colonia Guadalupe Subd. Phase I,II, & III: The contractor proposes to install a 10" PVC SDR-26 sanitary sewer line on Jackie Lane. The line will start at Border Rd then run west for 1390.0' and will be 4.0' south of the north edge of the exist asphalt. The contractors proposed to install an 8" PVC SDR-26 sanitary sewer line on Marcus Dr. The line will start on Jackie Lane then run North for 675.0' and will be 5.0' east of the west edge of the existing asphalt road.

7. Tax Refunds: (Exhibit G)

A. AI-31915

Acct#	Payer	Amt
C0360.00.000.0018.00	Gutierrez Noel & Evelyn/Gonzalez	\$3899.90
M5200.00.123.0001.00	Linebarger on behalf of Norma Casanova	\$4053.70

8. Membership Dues: (Exhibit H)

A. AI-31961 Public Defender:

Requesting approval to pay 2012 Texas Criminal Defense Lawyers Association membership dues in the amount of \$500.00 for the following Public Defender Attorneys with authority for the County Treasurer to issue payment after review, audit, and processing procedures are completed by County Auditor:

Dept./Program	Attorney	Amount
Public Defender	Jaime E. Gonzalez	\$50.00
Public Defender	Jose Bravo	\$50.00
Public Defender	Francisco Guerrero	\$50.00
Public Defender	Gina Vela	\$50.00
Public Defender	Jose Martinez	\$50.00
Public Defender	Sofia Kamal	\$50.00
Public Defender	Lauren Sepulveda	\$50.00

<b>Public Defender</b>	<b>Ruben Pena, Jr.</b>	<b>\$50.00</b>
<b>Public Defender - Juvenile Section</b>	<b>Jennifer Narvaez</b>	<b>\$50.00</b>
<b>Public Defender - Juvenile Section</b>	<b>Michael Parson</b>	<b>\$50.00</b>
	<b>Total:</b>	<b>\$500.00</b>

**9. Headstart: (Exhibit I)**

- A. AI-32023 Approval of Financial Report: March 2012**
- B. AI-32026 Approval of Special Services Report: March 2012**
- C. AI-32025 Approval of Texas Department of Agriculture Meals and Snacks Monthly Report: March 2012**
- D. AI-32027 Approval of Risk Management Quarterly Report**
- E. AI-32024 Approval of Children's Applications for 2012-2013**

**10. Urban County: (Exhibit J)**

- A. AI-31954 Request for approval of one (1) applicant in the City of Weslaco under the HOME Homeowner-Occupied Housing Rehabilitation Program**

**11. Auditor's Office: (Exhibit K)**

- A. AI-31932 Monthly collection report for February 2012.**

<u>OFFICE</u>	<u>FEES &amp; COST</u>	<u>MONTH</u>
The Hon. Armando Barrera Jr., Tax Assessor/Collector	\$ 14,005,073.94	February 2012

**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-32124 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.**

**B. AI-31969 Requesting approval to rescind action taken on 03-13-2012 (AI-31253) for asset #47209 and #47218. Computers were characterized as stolen but since then were located at the Juvenile Probation Department reception area on 04-16-2012.**

**C. AI-32068 1. Request approval for Application for Payment No. 2 in the amount of \$109,546.16 submitted by Alpha Building Corp awarded JOC through HCDE-Choice Facility Partners; Pursuant to action taken by CC on 10/18/2011 for proposed Renovations and Additions to Elections Warehouse (Project #2011-147-09-20-MSS) and as certified by project architect Dannenbaum Engineering.**

**2. Requesting approval of Change Directive No. 2 in connection with the "Renovations and Additions to Elections Warehouse" submitted by contracted architect, Mr. Steve McGarraugh, AIA, Dannenbaum Engineering, for Alpha Building Corporation project awarded JOC vendor with authority for County Judge or Court member to execute document.**

**D. AI-32098 Co. Auditor:**

**Requesting ratification of automatic renewal (as stipulated in agreement) of maintenance agreement for a canon np6545/njf22943/10142086 level silver with IKON Office Solutions, Inc. and approval to purchase full year of services (as required by vendor) eventhough no services have been rendered to date. As per requisition #215169 in the total amount of \$1,118.32/year, effective October 16, 2011 thru October 15, 2012 (2-1100-415-21-170-001-0-432);**

**E. AI-32090 Authority to exercise the one (1) year extension option as provided under current contract for "Testing System and Related Supplies," under the same rates, terms, and conditions with Stanbio Laboratory.**

**F. AI-32081 Requesting approval of payment for various invoices as submitted by HALFF ASSOCIATES, INC., subject to County Auditor's review and processing procedures with authority for County Treasurer to issue payment in connection to contract #C-10-340-10-19 for: Building Repairs, Alterations and/or Renovations to County Owned Buildings" (on an as needed basis) for projects within Hidalgo County Precinct Number 4, for project as set forth below:**

**1. PROJECT: "Courthouse Life Safety-Fire Suppression System"-WA#2-(PO# 662524)**

**a. Inv#M159198 - \$ 6,817.00- January 2012**

**b. Inv#M160122 - \$ 9,839.50- February 2012**

**c. Inv#M161058 - \$ 9,600.00- March 2012**

**G. AI-32057 Texas Cooperative Extension Services:**

Requesting authority to enter into a 36-month new copier (capital) lease for a WC5755P copier through our membership/participation with (TPSS) Texas Procurement & Support Services awarded vendor, Xerox contract 985-L2 for the Extension Services Department through Requisition #213913 in the amount of \$219.78/month, effective upon approval.

**H. AI-32039 Elections Dept:**

Requesting authority to enter into a 12-month software, maintenance/support agreement with Election Systems & Software, Inc. (ES&S) for the Elections Department through requisition # 211275 for the following services:

Coverages: 05/01/2012-04/30/2012

Firmware Usage Agrmt-iVotronic \$33.60

GOLD-HDW Maint/support-IVOTR \$98.40

**I. AI-32043 Elections Department:**

Requesting authority to enter into a 12-month software, maintenance/support agreement with Elections Systems & Software, Inc. (ES&S) for the Elections Department through requisition #214972 for the following services:

Sftwr Main Agrmt-Unity BIM Ballot Image Manager \$2,431.01

Sftwr Main Agrmt-Unity EDM Election Data Manager \$3,038.76

Sftwr Maint Agrmt-Unity HPM Hardware Programming Manager \$12,155.06

Sftwr Maint Agrmt-Unity BOD Ballot on Demand \$1,215.51

Sftwr Maint Agrmt-Unity IVIM Ivotronic Image Manager

In the total amount of \$21,879.10/yr

**J. AI-31971 Approval of Request for Payment-Application No. 2 in the amount of \$244,374.20 from D. Wilson Construction Co. awarded contractor for the, "Construction of the Sheriff's Office Substation in the Pct 1 Area", and as certified for payment by project architect, Gignac & Associates-C-11-032-01-20.**

**K. AI-31973 Requesting acceptance and approval of Invoice No. 10-R in the amount of \$5,650.00, from contracted vendor, Prodigy Construction Management, LLC in connection with contract C-11-032B-06-14 Construction Management Services for Sheriff's Office Substation in the Precinct No. 1 Area.**

**L. AI-31952 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.

- M. **AI-31945** Requesting approval of payment for Invoice No.7 in the amount of \$6,628.56 (3rd Call, Morningside South Subdivision) as submitted by project engineer SAM Engineering & Surveying, Inc.
- N. **AI-31937** Requesting approval of Change Order No. 2 with contractor Homero Alvarez dba Alvarez Construction for Morningside South Subdivision, Pct. No. 2 with quantitative adjustments as submitted through project engineer, SAME Engineering & Surveying, Inc. (C-CAP-11-022-03-07.)
- O. **AI-31911** Presentation for consideration, discussion, acceptance and approval of the following with contractor Asago, LLC dba Asago Construction for Balli Estates Subdivision, Pct. No. 1 as submitted and recommended by project engineer TEDSI Infrastructure Group (C-CAP-11-127-05-23):
  - 1. Application for payment No. 6 (Retainage Release) in the amount of \$29,816.74;
  - 2. "Certificate of Construction Completion" reflecting the completion date of January 13, 2012.
- P. **AI-31908** Requesting approval of payment for Invoice No. 5125 in the amount of \$8,559.01 (3rd Call, various projects) as submitted by project engineer Izaguirre Engineering Group, LLC.
- Q. **AI-31879** Approval of the sixty (60) day grace period extension as provided under current extended Contract #E-11-154-05-03 (original contract #C-10-024-05-18) with TDS Recycling Corporation d/b/a Weslaco Scrap Metal & Tesoro Metals Recycling so as to have no lapse in services while procurement process is completed.
- R. **AI-31752** Requesting authority to advertise and approval of procurement packet (i.e., specifications, legal notice, draft lease, etc.) as attached hereto for hidalgo County WIC Office for the following locations:

RFB No. 2012-052 "Lease of Office Space for City of Edinburg Area"
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RFB No. 2012-054 "Lease of Office Space for City of Alton Area"
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**AGENDA  
DRAINAGE DISTRICT  
BOARD OF DIRECTORS  
May 1, 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.

**2. Open Forum**

No presentations made under Open Forum.

**3. Approval of Consent Agenda**

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

**4. AI-32109 Requesting approval of "Pool" of pre-qualified firms submitting Request for Qualifications for ranking on an "As Needed Basis" per project by the Hidalgo County Drainage District No.1 for the projects requiring said services as set forth in the requirements stated in the District's Request for Qualifications packet for the following Services:**

(Audio Tape # 1, Tracking # 174)

**A. RFQ No. 12-002-02-15 "TITLE COMPANY SERVICES"**

On motion of Commissioner Joseph Palacios, seconded by Flores, the Board made a UNANIMOUS vote to approve South Texas Land Investigations and Valley Land Title Company for Title Report Services, only.

**B. RFQ No. 12-003-02-15 "TITLE REPORT SERVICES"**

On motion of Commissioner Quintanilla, seconded by Commissioner Flores, the Board made a UNANIMOUS vote to approve Edwards Abstract and Title Company and Valley Land Title Company for Title Services.

**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.

Godfrey Garza then provided the Board some updates on the weir that was damaged.

**9. Adjourn**

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

**AGENDA  
DRAINAGE DISTRICT- CONSENT  
BOARD OF DIRECTORS  
May 1, 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.**

(Audio Tape # 1, Tracking #157)

(Exhibit DD)

On motion of Commissioner Joseph 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**
  
- 2. AI-31934 Utility permit:**  
**North Alamo Water Supply Corporation - Proposed to place an 8" water line within a 16" casting within HCDD1 right of way of East Donna Drain. (Stites Rd. & Midway Rd.)**
  
- 3. AI-31910 Discharge Permits:**  
**Kyndel W Bennett - Comanches Subdivision**  
**Kyndel W Bennett - Texas Estate Subdivision**

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 1<sup>st</sup> day of May, 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 May 01, 2012.

Signed this 4<sup>th</sup> day of May 2012

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

(Seal) By: \_\_\_\_\_  
Priscilla Torres, Deputy