

REGULAR MEETING – MAY 22, 2012

BE IT REMEMBERED, that on this 22nd day of May 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 JOEL QUINTANILLA	COMMISSIONER, PRECINCT NO. 1
HONORABLE HECTOR (TITO) PALACIOS	COMMISSIONER, PRECINCT NO. 2
HONORABLE JOSEPH PALACIOS	COMMISSIONER, PRECINCT NO. 4

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

**AGENDA
CC REGULAR
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
May 22, 2012
9:30 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held at Edinburg Council Chambers, 415 W. University Drive, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

1. Roll Call

All members of the Court were counted present, with the exception of Judge Garcia and Commissioner Flores.

2. Pledge of Allegiance

The Juvenile Detention Center Color Guard presented the Colors of the Flag.

Tony Hernandez led the Court and Audience in reciting the Pledge of Allegiance.

3. Prayer

Commissioner Quintanilla led the Court and Audience in Prayer.

4. Approval of Consent Agenda

The Court moved to approve the Consent Agenda.

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

(Audio Tape # 1, Tracking # 2054)

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-32450 Recognition of Participants in Job Shadow Day (Audio Tape #1, Tracking # 2061)

The Court recognized the various individuals from various school districts for participating in Job Shadow Day.

C. AI-32335 Resolution honoring Hidalgo County Veterans Service Organizations' Honor Guard Detail (Audio Tape #1, Tracking # 746)

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

D. AI-32377 1. Proclamation naming May 2012 as "Mental Health Awareness Month"

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

2. Presentation of Community Leadership Award to Sheriff Guadalupe "Lupe" Trevino by the South Texas Behavioral Health Center

Mr. Joe Rodriguez presented Sheriff Trevino with the Community Leadership Award.

E. AI-32437 Facilities Management:

Requesting approval to advertise/hire for the following:

Slot No.	Position Title	Grade/ Step
0054	Maintenance III	5/1
0097	Welder I	4/1
0100	Carpenter I	3/1
0108	Electrician I	8/1
0110	Maintenance I	1/1

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

6. Constables: (Exhibit N)

(Audio Tape # 1, Tracking # 2321)

A. AI-32347 Discussion, consideration, and approval to appoint James Moon as a Reserve Deputy Constable by Constable J.E. "Eddie" Guerra, Constable Precinct 4 in accordance with Texas Local Government Code Section 86.012

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

7. County Judge's Office: (Exhibit O)

(Audio Tape # 1, Tracking # 2351)

A. AI-32254 Recognition of County Auditor's Office for receiving the Certificate of Achievement for Excellence in Financial Reporting.

The Court recognized Mr. Ray Eufrazio for receiving the Excellence in Financial Reporting Award.

B. AI-32369 Resolution in honor of Staff Sgt. Joseph Fankhauser (Audio Tape #1, Tracking # 502)
 On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval.

8. County Treasurer - Norma Garcia: (Exhibit P)
 (Audio Tape # 1, Tracking # 2527)

A. AI-32410 Approval of Hidalgo County Investment Policy
 On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve, subject to legal review and items being included as requested.

9. Tax Office - Armando Barrera: (Exhibit Q)
 (Audio Tape # 1, Tracking # 2662)

A. AI-32337 Pursuant to the Tax Code 31.11 (c-1), requesting approval to extend the tax refund deadline of three years to an additional two years for the following tax refunds.

REFUND TYPE	ACCT #	TAXPAYER	REFUND AMT	PAYMENT DATE
Overpayment	O8300.99.000.0001.20	B&D Sports Inc DBA CTC Distributing	\$3183.11	5/17/08

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

10. Health & Human Services Department - Eddie Olivarez (Exhibit R)
 (Audio Tape # 1, Tracking # 2691)

A. Discussion and/or action, including but not limited to Indigent Health Care Program and/or Expenditures
 NO ACTION taken on this item.

11. Emergency Management - Oscar Montoya: (Exhibit S)
 (Audio Tape # 1, Tracking # 2700)

A. AI-32379 Proclamation designating May 27-June 2, 2012 as National Hurricane Preparedness Week
 On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote of approval.

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

(Audio Tape # 1, Tracking # 2920)

A. AI-32256 1. Requesting to remove the following assets from the Fixed Asset Inventory:

Asset No.	Description	Acquisition Date	Serial No.
44487	Dell Precision 380 CPU Tower	12/28/2005	1C9XS81
44488	Dell Precision 380 CPU Tower	12/28/2005	7C9XS81

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

2. Authorization and approval to accept the Memorandum of Understanding between the Hidalgo County HIDTA Task Force and the Palmer Drug Abuse Program.

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

3. Authorization and approval to accept the Memorandum of Understanding between the Hidalgo County HIDTA Task Force and the Hidalgo County Constable's Office, Precinct 3.

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

13. Urban County - Diana Serna: (Exhibit U)

(Audio Tape # 1, Tracking # 2958)

A. AI-32275 Urban County Program on behalf of the City of Elsa is requesting approval of Amendment No. 1 to the existing contract agreement for material testing with L & G Engineering Laboratory, LLC. Amendment will modify the scope of work and decrease the total estimated fee by \$1,137.99 for the Parks, Recreational Facility Improvements – Mario Leal project for FY 22 (2009).

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

B. AI-32277 Urban County Program, on behalf of the City of Palmview, is requesting consideration and action to award and enter into a construction contract with MJA Construction, LLC for the Street Improvements project in the amount of \$109,036.20, utilizing funds from UCP Year 23 (2010) Urban County Street Improvements line item.

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

C. AI-32282 The Urban County program on behalf of Hidalgo County Precinct No. 1 is requesting approval and award of best and final negotiated contract with Guzman & Muñoz Engineering and

Surveying, Inc. in the amount of \$15,420.00 utilizing CDBG FY 24 (2011) Street Improvement – Solar Lights project.

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

- D. AI-32307 The Urban County Program is requesting approval of a best and final negotiated contract with Dos Logistics Inc. in the amount of \$874,911.00 utilizing Texas General Land Office (GLO) Disaster Recovery Round 2.1 funds for the Hidalgo County Pct. 1 Flood Drainage Improvements Project known as the “Delta Area Connector/East Lateral”. (GLO Contract No. 12-406-000-6453)**

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

- E. AI-32308 The Urban County Program is requesting approval of a best and final negotiated contract with Quintanilla, Headley & Associates in the amount of \$162,980.00 utilizing Texas General Land Office (GLO) Disaster Recovery Round 2.1 funds for the Hidalgo County Pct. 1 Flood Drainage Improvements Project known as the “Delta Area Connector/East Lateral”. (GLO Contract No. 12-406-000-6453)**

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

- F. AI-32309 The Urban County Program is requesting approval of a best and final negotiated contract with SAMES Engineering & Surveying, Inc. in the amount of \$189,225.00 utilizing Texas General Land Office (GLO) Disaster Recovery Round 2.1 funds for the Hidalgo County Pct. 1 Flood Drainage Improvements Project known as the “Delta Area Connector/East Lateral”. (GLO Contract No. 12-406-000-6453)**

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

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

(Audio Tape # 1, Tracking # 3257)

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

Ms. Ramon provided the Court updates on Early Voting, Election Day, Deadlines, Voter Turnout, Electioneering, etc.

Ms. Ramon addressed some concerns on behalf of Sheriff Trevino as to an Open Forum Policy that would allow the use of County property for Electioneering. Constable Guerra then expressed his concerns about Electioneering on County Property and requested direction as to how he should proceed. Valde Guerra briefly discussed a similar issue that occurred in 2010 pertaining to the Freedom of Speech. Mr. Guerra clarified that the Court had designated the area near the Veterans Memorial, in front of the Court House, as the Open Forum Location.

NO ACTION taken on this item.

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

(Audio Tape # 2, Tracking # 102)

A. AI-32361 Discussion/Approval of Program Calendar for Program Year 2012-2013

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

B. AI-32362 Discussion/Approval to Disperse Lump Sum Summer Paychecks to Staff Who Resign as of the Last Summer Leave Day/Last Working Day for Position Assigned

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

C. AI-32364 Discussion/Approval of Memorandum of Understanding between Edinburg Consolidated Independent School District and Hidalgo County Head Start Program

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

D. AI-32365 Discussion/Approval of Bid Awards and Contracts to Bidders Meeting all Specifications for the Lease of Classroom Space in the Following Areas:

- 1. Bid #2012-005-05-03: Classroom Space -Donna Area**
- 2. Bid #2012-006-05-03: Classroom Space -Edinburg Area**
- 3. Bid #2012-007-05-03: Classroom Space -Mercedes Area**
- 4. Bid #2012-008-05-03: Classroom Space -Mercedes Area**
- 5. Bid #2012-009-05-03: Classroom Space -McAllen Area**
- 6. Bid #2012-010-05-03: Classroom Space -McAllen Area**
- 7. Bid #2012-011-05-03: Classroom Space -Mission Area**
- 8. Bid #2012-012-05-03: Classroom Space -Mission Area**
- 9. Bid #2012-013-05-03: Classroom Space -Pharr Area**
- 10. Bid #2012-014-05-03: Classroom Space -Weslaco Area**
- 11. Bid #2012-015-05-03: Classroom Space -Weslaco Area**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve all items under 15.D.

E. AI-32366

1. Presentation of the Providers Submitted Responses to the Following Hidalgo County Head Start Program's Request for Qualifications and Meeting the Minimum Requirements as Set Forth in the Procurement

2. Approval for Head Start to Negotiate Contracts (in a form approved by Legal Counsel) for all the Professional Services Providers as Requested through the Hidalgo County Head Start Program's RFQs for said Services and as Detailed Below Attached Hereto

Head 2 Toe Rehab, Inc.
Lifespan Rehabilitation Center, LLC.
Famber Group, LLC., DBA/Mission Rehabilitation Services
Leaps And Bounds Pediatric Rehab Center, Inc.
ProCare Therapies, PC.
Optimum Kids, LTD DBA/Alton Rehab Center
Renaissance Outpatient Rehab Center, LLC., DBA/Kids Korner
Children's Care Rehabilitation Center
Risas y Rayones Rehab Services
Eccleage Therapy, LLC., DBA/Bambinos Pediatric Rehab
Therapeutic Rehabilitation Center, LLC.
Best Beyond Expectations Speech Therapy, LLC.
Valley Therapy Center, Inc.
Skill Builders Rehabilitation, LLC.
Tauro Investments, DBA/Kids Zone Children's Rehab
Dynamic Rehab Group, DBA/Dynamic Children Therapy Services
Children's Speech & Language Center, PLLC.
Cheers Therapy Center, LLC.
Faz Labasbas, LLC., DBA/Weslaco Therapy Center
RGV Enterprises, LLC, DBA/Little All Stars Children's Rehab
Melody's Kids Care, LLC.
RGV's Training Wheels Therapy Clinic
NTC Partners, LLC. DBA/Therapy Works Rehab Services
Nissi Therapy Center of Edinburg, LLC. DBA/ High Point Therapy Center
SAB & Associates, LLC. DBA/Kid Abilities Children's Rehab
Bright Therapy Solutions, LLC.
Mercy Rehab Service, Inc.
Sign Language Services
Best Care Physicals Therapy, PC
DBA/ Advance Therapy Solutions
Kidspeech, Inc.
Building Bridges Therapy Clinic, LLC.

Acovill Management Co. LLC

DBA/Kids In Action Therapy

Therapy Zone, PLLC

QTP II, Inc.

DBA/ Quality Therapy Provider

Thera Care Rehab Services, PLLC

NO ACTION taken on items 15.E.1 & 2.

F. AI-32368

- 1. Presentation of the Providers Submitting Responses to the following Hidalgo County Head Start Program's Request for Qualifications and Meeting the Minimum Requirements as Set Forth in the Procurement Packets and as Determined by the Head Start Program Staff Grading/Scoring Said Responses for the Purpose of Commissioners' Court Accepting the Providers as "Qualified" in Order to Proceed to the Next Phase of the Procurement Process-Negotiating Contracts**
- 2. Approval for Head Start to Negotiate Contracts (in a form approved by Legal Counsel) for all the Professional Services Providers as Requested through the Hidalgo County Head Start Program's RFQ for said Services and as Detailed Below Attached Hereto**

Medical RFQ #2012-001-04-11 - Nuestra Clinica Del Valle, Inc.

Dental RFQ #2012-001-04-11 - Mohammad H. Mirmohammadi

New Horizons Family Dentistry, PLLC

Texas Smiles Dental Center of Mission, PLLC

Nuestra Clinica Del Valle, Inc.

Mental Health #2012-002-04-11- Professional Counseling Services, PLLC

Anita Sandoval

Tony Guzman, DBA/Guzman & Associates

Esmeralda Meave

Maricela Medrano

New Horizon Group, LLC, DBA/ New Horizon Behavioral Health

NO ACTION taken on items 15.F.1 & 2.

G. AI-32372 Discussion/Approval of the Hidalgo County Head Start Program 2012-2013 Program Plans:

- 1. Child Nutrition**
- 2. Education**
- 3. Family Services**
- 4. Health Services**
- 5. Human Resources**
- 6. Mental Health**
- 7. Special Services**
- 8. Transition**
- 9. Transportation**

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve all items listed under item 15.G.1-9.

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

(Audio Tape # 2, Tracking # 266)

A. AI-32400 Consideration of the use of Eminent Domain to condemn property on the following Parcels for the FM 681/FM 2221 Road Project(TXDOT CSJ #0669-01-052) Parcels # 14,31,36,62, and 68. (Pct. # 3) (a description of such parcels attached as Exhibit A- E)

Commissioner Joseph Palacios moved that Hidalgo County authorize the use of power, the Eminent Domain to acquire Parcels # 14,31,36,62, and 68 for the expansion of 681/FM 2221 Road Project (TXDOT CSJ #0669-01-052) as more particularly described in the attached Exhibits A – E in the Agenda Packet, and will apply to all parcels. The motion was seconded by Commissioner Quintanilla and carried as follows:

AYE: Commissioner Joseph Palacios, Commissioner Quintanilla and Commissioner Hector Palacios

NAY: None

NO VOTE: Judge Garcia and Commissioner Flores (Not Present)

B. AI-32421 Authorization for the County Judge to Execute Earnest Money Contract from the City of Edinburg on the Airport Property.

Ray Eufrazio, County Auditor, for the Record: The property that is being sold is a portion of El Tule, Track 154-B.

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

17. Planning Department - Raul Sesin: (Exhibit Y)

(Audio Tape # 1, Tracking # 345)

A. AI-32293 1. Release of Letter of Credit

a. El Toro Mobile Home and RV Park Subdivision – Pct. 3 (Duane Gord)

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

B. AI-32424 1. Preliminary Approval

a. San Clemente Subdivision – Pct.4 (Herb Scurlock)

Mr. Sesin requested approval, subject to future comments by his department and other departments.

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

2. Final Approval

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

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

b. Aurora Valley Phase I Subdivision – Pct. 4 (M.L. Rhodes)

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

c. Re-Subdivision of Lot 8 Victoria North Unit No.2 – Pct.1 (Juan Ozuna)

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

d. CIMA Subdivision – Pct. 3 (Gary Maloney)

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

3. Reimbursement of a Cash Deposit

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

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

b. Hutton No. 7 Subdivision – Pct. 3 (Karen Hutton)

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

4. Discussion and Possible Action on Utility Certificate Policy on large platted lots (between 5 and 10 acres)

Raul Sesin discussed local government code requirements. He explained that anything less than 5 acres is presumed to be residential, and anything between 5 – 10 acres is open to interpretation. Mr. Sesin commented that he has been working with legal to Adopt a policy to require the developer or the seller to provide water & sewer so that they may be cleared, for residential, by the Planning Department.

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

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

(Audio Tape # 1, Tracking # 1715)

A. AI-32445 Proclamation to Proclaim Josephina "Josie" Ramirez as the 2012 Hidalgo County Head Start Volunteer of the Year on this day of May 22, 2012

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

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

(Audio Tape # 2, Tracking # 587)

A. Budget Appropriations:

1.AI-32306 Pct. 1 R & B (1200):

A. Approval of certification of revenues, as certified by County Auditor, for reimbursement revenues received by South Texas ISD in relation to Interlocal Cooperation Agreement for the Walking Trail project (refer to C-09-405-09-08).

B. Approval of 2012 appropriation of funds for the Pct. 1 Rd. Maint, program #005, in the amount of \$38,167.61.

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

2. AI-32344 Pct. #2:

Approval of 2012 appropriation of funds for Pct. #2 (1200) in the amount of \$316,000 from Pct.2 R&B Fund Balance.

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

3. AI-32376 General Fund & Special Revenue Funds:

a. Approval of certification of revenues, as certified by the County Auditor, for 2011 capital lease expenditures.

b. Approval of 2011 appropriation of revenues and expenditures in the total amount of \$606,238.48 to fund capital lease expenditures (agreements) for various departments.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 19.A.3. a & b.

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

(Audio Tape # 2, Tracking # 630)

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

- 4. AI-32438 Approval of revised Compromise Settlement Agreement & Mutual Release and revised and updated AIA A101-2007 and A201—2007 Agreements Between Hidalgo County Head Start Program and Centennial Construction Enterprises, Inc. as modified by Legal Counsel, to allow Centennial Construction Enterprises, Inc. to Replace the Roof at the Palmview III Head Start**

Center Located at 1208 Paula Drive (Rear) Palmview, Texas Originally Installed by Same Contractor at No Cost to the Head Start Program.

NO ACTION taken on this item.

5. **AI-32419 Acceptance and approval of the revised proposal in the amount of \$112,890.34 (originally approved by CC 3-13-12) submitted by Facility Solutions Group, awarded vendor, through the County's participation/membership with TASB's Buy Board Cooperative Purchasing Program in connection the Energy Efficiency and Conservation Block Grant (EECBG) Functions/Activities for Hidalgo County Precinct No. 3 Lighting Retrofits to Precinct Facilities in as much as corrections to items in the original proposals were necessary in order to accurately be able to verify pricing in Buy Board contract.**

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

6. **AI-32239 Acceptance and approval of reimbursement request(s) by Montalvo Insurance (awarded vendor for the Property and Casualty Insurance including Third Party Administrative Services) on quarterly basis for TPA Services rendered by TriStar Risk Management more specifically the CMS Mandatory Insurer Reporting (MIR) directives as per Section III of the Medicare, Medicaid and SCHIP Extension Act of 2007", a one time per claim fee in the amount of \$7.85 for an estimated 30+ claims per quarter.**

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

7. **AI-32253 Presentation requesting approval of and authority to enter into final lease agreement (approved by legal counsel) for "Lease of Tower Space (McCook)" (RFB No. 12-040-04-11-YSI) with McAllen Communications Co., Inc.**

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

B. Pct. 1

1. **AI-32165 Acceptance and approval of Interlocal Agreement between Hidalgo County (effective upon HC-CC's approval) and the City Of Elsa (approved by Elsa City Council on 2-21-12) for the purposes to catch/capture and the transport of stray cats and dogs within Elsa City limits.**

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

2. AI-32265 Requesting acceptance and approval of request by Precinct #1 for Supplemental No. 1 through Work Authorization #1 as submitted by TEDSI Infrastructure Group, Inc.-Contract #C-08-227-02-09 for an increase of \$63,808.53 for Mile 6 West from SH-107 to Mile 9 North due to new guidelines-TXDOT and the Federal Highway Administration:

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

A. Work Authorization No.1-Exhibit B-Services To Be Provided by Engineer-Scope of Work;

B. Exhibit C-Work Schedule;

C. Exhibit D-Fee Schedule

need to be revised with this supplemental request and thus resulting in an increase to the original work authorization amount of \$1,817,940.03 to \$1,881,748.56.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve items 20.B.2.A, B & C.

Commissioner Quintanilla clarified that this was specifically for the West Gate Project on the expansion to Mile 11.

C. WIC

1. AI-32283

a. Recommendation by project architect Dannenbaum Engineering Company, to reject all bids received for Hidalgo County W.I.C. Program, -Additions and Renovations to the WIC Clinic/Offices located at 3105 E. Richardson, Edinburg, Texas. RFB No. 2012-021-02-29-MSS as all proposals were over budget;

NO ACTION taken on this item.

b. Pursuant to AIA, B-101, 2007 Form of Agreement between Hidalgo County (Owner) and Dannenbaum Engineering Company (Architect), Sections 6.6.4 & 6.7, proceed to revise project program, scopes or quality as required to reduce cost of the work without additional compensation approval for architect to modify the construction documents;

NO ACTION taken on this item.

c. Requesting authority to re-advertise and approval of revised plans and specifications developed by project architect Dannenbaum Engineering Company for the project: Hidalgo County WIC Program -Additions and Renovations to the W.I.C. Clinic/Offices located at 3105 E. Richardson, Edinburg, Texas. RFB No. 2012-021A-06-13-MSS

NO ACTION taken on this item.

D. Colonia Access Program Pct. 3

1. AI-Acceptance and approval to execute a professional contract/agreement with Javier Hinojosa Engineering for the provision of general engineering services for Pct No. 3 for Border Colonia Round III (authorized and approved for negotiations by CC on 04/24/12).

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

21. Open Forum

-Annette Muniz commented that it is very easy to obtain information on the internet, but asked that all information be verified if it is being used for personal use.

22. Closed Session: (Exhibit CC)

(Audio Tape # 1, Tracking # 921)

Valde Guerra, Executive Officer, informed the Court that there was no need 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-32204 Claim of Paul Duke**
- D. AI-32271 Claim of Oscar Reyna**

23. Open Session: (Exhibit DD)

(Audio Tape # 2, Tracking # 927)

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-32205 Claim of Paul Duke

On motion of Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the settlement offer in the amount of \$50.00.

D. AI-32272 Claim of Oscar Reyna

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve the settlement in the amount of \$6,479.65.

24. Closed Session:

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

5. Open Session:

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

NO ACTION taken on items 24 & 25.

26. Adjourn

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

**AGENDA
CC CONSENT
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
May 22, 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 Joseph Palacios, the Court made a UNANIMOUS vote to approve the Consent Agenda, with the exception of items 12.A & 12.S.

NO ACTION taken on item 12.A.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 12.S.

- 1. AI-32465 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-32250 2012 - 430th District Court (1100)**
- B. **AI-32203 2012 - CCL #4 (1100)**
- C. **AI-32300 2012 - Constable Pct. 3 (1100)**
- D. **AI-32286 2012 - Constable Pct. #5 (1100)**
- E. **AI-32284 2012 - Health & Human Services Dept. (1100)**
- F. **AI-32257 2012 - J.P. 3/1 (1100)**
- G. **AI-32432 2012 - J.P. 3/1 (1100)**
- H. **AI-32292 2012 - Pct. #1 R&B (1200)**
- I. **AI-32343 2012 - Pct2 Administration (1200)**
- J. **AI-32414 2012 - Pct.2 Parks (1100)**
- K. **AI-32417 2012 - Pct. #2 Rd Maintenance (1200)**
- L. **AI-32281 2012 - Planning Dept. (1100)**
- M. **AI-32439 2012 - Purchasing Department (1100)**
- N. **AI-32263 2012 - Sheriff's Federal Sharing - U.S. Department of Treasury (Fund 1228)**
- O. **AI-32287 2012 - Sheriff's Office (1100)**
- P. **AI-32298 2012 - Sheriff's Office (1100)**
- Q. **AI-32212 2012 - Sheriff's Office (1284)**
- R. **AI-32261 2012 - Texas AgriLIFE Extension (1100)**
- S. **AI-32270 2012 - Treasurer's Office (1100)**

3. 2012 Interdepartmental transfers: (Exhibit C)

A. AI-32380 General Fund & Special Revenue Funds:

Approval of 2011 interdepartmental transfer from various departments to Capital Leases-Other Debt Principal & Other Debt Interest in the total amount of \$306,073.85 to fund capital lease expenditures.

B. AI-32304 IT Countywide (1100):

Approval of 2012 interdepartmental transfer from Co. Wide Adm.-Contingency to IT Countywide in the amount of \$16,185.00 to fund repair & maintenance services.

C. AI-32336 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 \$24,000.00 to fund the Pct. 1 Drainage Improvement labor reimbursements for the month April 2012 (PP #7 & 8).

D. AI-32273 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 - \$44,093.81), and to North Branch Drain (program 049 - \$26,047.33) in the total amount of \$70,141.14 to fund March 2012 Drainage Labor (PP#5&6) & Fuel Reimbursements.

E. AI-32274 Restitution Center CO's 2010 A&B (1342):

Approval of 2012 interdepartmental transfer within Certificate of Obligations Series 2010A&B - Mediplex (program 044) to Restitution Center (program 047) in the total amount of \$11,498.62 to fund L & G WA# 3 - Geotechnical Eng. Services.

4. Planning Department: (Exhibit D)

A. AI-32390 1. Certificate of Plat and Utility Status under Texas Local Government Code Section 232.028 (b)

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

A. AI-32248 Kyndell Bennett of Bennett Investments:

1. Proposed 18" concrete storm sewer pipeline will be located from the south side to the north side of Texas Road at Clinton, then said line will travel west along the north side of Texas Road all within the ROW to Cesar Chavez.

Heberto J. Garza and Fidela Garza Family Limited Partnership:

1. The contractor shall install an 8" PVC water line within a 16" PVC casing crossing the existing right-of-way of Mile 12 1/2 North Road. The water line shall be installed approximately 1242 feet west of North Mile 2 West.

The North Alamo Water Supply Corporation:

1. Approximately 515' north of mile 17.5N on the east and west side of 83rd St- Bore- San ClementeSub; 8" PVC water line

2. Approximately 715' going east from 83rd on the north side of mile 17.5N- Line Ext. San Clemente Sub

3. Approximately 475' north of mile 17.5N on the east and west side of 83rd- Bore- San Clemente Sub; 8" PVC sewer line

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

A. AI-32388 Approval of 457 Plan Hardship withdrawal request for employee #050466

7. Tax Refunds: (Exhibit G)**A. AI-32211**

Acct #	Payer	Amt
00017.90.150.0005.40	El Paso E&P Company LP	\$5142.71
B4304.00.000.0032.00	Corelogic	\$3157.52
C2263.00.000.0030.00	Corelogic	\$4635.38
C4440.04.023.0006.00	Corelogic/Gmac Mortgage	\$4867.93
C9525.03.000.0020.00	Corelogic	\$5846.47
D7111.01.000.0052.00	Candida V or Roberto Ramos	\$2881.29
E2050.00.000.0027.00	Corelogic/BBVA Compass	\$5401.77
H2070.03.000.0114.00	Corelogic c/o Citimortgage	\$2774.78
I4044.00.000.0030.00	Corelogic c/o Ocwen Loan Servicing	\$3627.92
L2450.00.000.0031.00	Corelogic c/o Gmac	\$2953.70
L6448.02.000.0042.00	Cenlar c/o Corelogic	\$5938.94
M1200.00.000.0009.05	Corelogic	\$3136.07
M3197.00.000.0094.00	Corelogic	\$2600.86
T3800.00.000.0014.00	Corelogic/Chase	\$3028.07
V0564.03.000.0224.00	Corelogic	\$2946.62
W3800.00.208.0000.08	Gmac/Corelogic	\$4510.39
W4290.03.000.0073.00	Corelogic/Chase	\$6614.12
W7384.01.000.0047.00	BBVA Compass Bank c/o Corelogic	\$2692.30

B. AI-32280

Acct#	Payer	Amt
K2400.00.000.0085.03	Garcia & Villarreal LLP	\$4376.31

8. Membership Dues: (Exhibit H)

A. AI-32234 Requesting approval of payment to National Sheriff's Association for Sheriff Guadalupe Trevino in the amount of \$500.00 and Sergeant Rafael Garza in the amount of \$45.00.

B. AI-32237 Law Library:

Approval to pay the 2012 American Association of Law Libraries membership renewal dues in the total amount of \$248.00 for Angie Chapa, with authority for the County Treasurer to issue check after review, audit, and processing procedures are completed by the County Auditor.

9. Headstart: (Exhibit I)

- A. AI-32355 Approval of Children's Applications for 2012-2013**
- B. AI-32354 Approval of Program Financial Report: April 2012**
- C. AI-32360 Approval of Risk Management Quarterly Report**
- D. AI-32359 Approval of the Post Learning Accomplishment Profile Diagnostic (LAP-D) Report**
- E. AI-32357 Approval of Special Services Monthly Report: April 2012**
- F. AI-32356 Approval of Texas Department of Agriculture Meals and Snacks Monthly Report: April 2012**

10. Auditor's Office: (Exhibit J)

- A. AI-32201 Monthly collection report for March 2012.**

<u>OFFICE</u>	<u>FEES & COST</u>	<u>MONTH</u>
The Hon. Celestino Avila, Constable Precinct No. 1	\$ 13,528.40	March 2012
The Hon. Arturo Guajardo, Hidalgo County Clerk	\$ 586,344.77	March 2012

- B. AI-32251 Approval of Monthly Financial Report for the Month of April 2012**

- C. AI-32247 Monthly collection report for March 2012.**

<u>OFFICE</u>	<u>FEES & COST</u>	<u>MONTH</u>
The Hon. Armando Barrera Jr., Tax Assessor/Collector	\$ 7,836,747.07	March 2012

- D.AI-32313 Monthly collection reports for March and April 2012.**

<u>OFFICE</u>	<u>FEES & COST</u>	<u>MONTH</u>
The Hon. Jesus E. Morales, Justice of the Peace	\$ 45,466.05	March 2012
The Hon. Rosa E. Trevino, Justice of the Peace	\$ 74,737.39	March 2012
The Hon. Luis Garza, Justice of the Peace	\$ 73,356.56	March 2012
The Hon. Ismael Ochoa, Justice of the Peace	\$ 80,279.70	March 2012
The Hon. Charlie Espinoza, Justice of the Peace	\$ 130,202.05	March 2012
The Hon. Homero Jasso, Justice of the Peace	\$ 19,464.65	March 2012
The Hon. Espiridion Jackson, Justice of the Peace	\$ 26,450.37	March 2012
The Hon. Gilberto Alaniz, Constable Precinct No. 2	\$ 280.00	April 2012

11. Budget & Management: (Exhibit K)

- A. AI-32246 1. Approval of reimbursement in the amount of \$560,583.95 to Blue Cross Blue Shield Insurance Company for claims paid on behalf of Hidalgo County from 4/28/2012 to 5/11/12.**

04/28-30/2012	\$ 40,246.03
05/01-04/2012	\$271,479.81
05/05-11/2012	\$248,858.11
TOTAL	\$560,583.95

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

12. Purchasing Dept: (Exhibit L)

Notes:

- A. FOR ANY CONTRACTS(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE AVAILABLE ON THE COUNTY INTRA-NET WEBSITE AND WILL BE FOWARDED VIA E-MAIL, FAX OR HAND DELIVERED TO HIDALGO COUNTY AUDITOR'S OFFICE.**
- B. ANY AND ALL REQUESTS FOR PAYMENT(S) APPROVED WILL BE SUBJECT TO COUNTY AUDITORS PROCESSING PROCEDURES INCLUDING AUTHORITY FOR COUNTY TREASURER TO ISSUE PAYMENT(S)/CHECK(S).**
- A. AI-32078 Human Resources Department:**
 Acceptance and approval of a Professional Services Agreement between Hidalgo County Human Resources Department and iDocket.com, LLC for a license to utilize the Sapphire Human Resource (HR) software package so as to assist Hidalgo County in providing efficient HR services county-wide, through Purchase Order #671650 in the amount of \$300.00/month.
 NO ACTION taken on item 12.A.
- B. AI-32145 Requesting authority to advertise and approval of procurement packet (i.e. specifications-requirements, legal notice, draft contract etc.) as attached hereto for: "Hidalgo County-Security Guard Services-Bid No. 2012-046-SMA including the re-advertising of project in the event no bids received and/or rejection of responses received and project is still required.**
- C. AI-32252 Approval for Comdata Corporation Services, Inc. to add additional fuel card(s) and/or driver(s) for the Juvenile Probation Department-Fuel Card.**
- D. AI-32249 Acceptance and approval of the first (1st year) of the two (2)-one (1) year renewal as provided in the agreement (C-11-059-06-21) with Pre-Paid Legal Services, Inc. for the "Pre-Paid (Post Tax) Voluntary Legal Services" at the same rates, terms and conditions.**

- E. AI-32289 Authority to exercise the one (1) year extension option as provided under current contract for "Off Premises Storage, Records Management, Pick Up, Retrieval & Delivery Services for Hidalgo County," under the same rates, terms, and conditions with CTC Distributing, Ltd. -C-11-012-05-31.**
- F. AI-32290 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), (CCG) Council of Competitive Government, (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.
- G. AI-31586 Acceptance of Price Quote with recommendation to purchase 2-year Nu Ax Standard Device Connect Renewal (support and maintenance services) with Notable Solutions, Inc. for the Auditor's department through PO#675263 in the total amount of \$656.00 along with signed document (by Auditor) and executed by County Judge, Member of the Court or Executive Office.**
- H. AI-32224 Requesting approval of payment for Invoice No. 2012981 in the amount of \$4,301.09 (3rd Call) as submitted by project engineer TEDSI Infrastructure Group Consulting Engineers.**
- I. AI-32223 Presentation for approval of final construction contract (CC previously approved to award on 03-27-12) for C-CAP-12-074-03-27 Pentecostal Subdivision between Hidalgo County and Asago LLC dba Asago Construction in the amount of \$179,094.10.**
- J. AI-32225 Presentation for approval of final construction contract (CC previously approved to award on 03-20-12) for C-CAP-12-074-03-20 Southside Subdivision between Hidalgo County and Asago LLC dba Asago Construction in the amount of \$69,310.00.**
- K. AI-32295 Requesting authority for (3) users to access to the State & Federal Law with an awarded vendor West Publishing Corporation through our membership/participation with TPASS/Term managed contract master agreement Texas with CALIR Services contract #2010-001 and execute required West Order Form through requisition #214049 at \$92.00/each. (2-1100-412-00-080-013-0-342):**
- L. AI-32150 Requesting authority to advertise and approval of procurement packet (i.e. specifications-requirements, legal notice, draft contract etc.) as attached hereto for: "Hidalgo County Information Technology-Cabling Installation Services Time and Materials" RFP No. 2012-096-SMA including the re-advertising of project in the event no responses received and/or rejection of responses received and project is still required.**
- M. AI-32202 Acceptance and approval of request for payment of Invoice Three in the amount of \$5,924.43 for the "Design and Construction Of A New Constable Building" for professional architectural services with Alcocer Garcia Associates, Inc. in Hidalgo County Precinct One in connection with the AIA Contract #C-10-320-02-08-PO#660264 (approved-CC-02/08/11) with**

authority for County Treasurer to issue check after County Auditor's review and processing procedures are completed.

- N. AI-32299** 1. Request for Approval of Payment-Application No. 16 (Final) in the amount of \$19,911.02 from D. Wilson Construction Co. awarded contractor for the, "New Administration Office for Hidalgo County Pct. 2 and Other County Offices", and as certified for payment by project architect, VA Architecture; C-09-037C-11-07.
2. Request for Approval of Payment Application No. 17(Retainage) in the amount of \$9,263.33 from D. Wilson Construction Co. awarded contractor for the, New Administration Office for Hidalgo County Pct. 2 and Other County Offices," and as certified for payment by project architect, VA Architecture; C-09-037C-11-07.
- O. AI-32291** 1. Requesting authority to exercise the First (1st) Year of the additional four (4) one (1) year terms as provided in current contract#C-11-099-05-24 for: "Ground Water, Gas Monitoring and Groundwater Data Evaluation at Closed Landfill Site" located at Hidalgo County Precinct No. 4, under the same rates, terms and conditions with MODERN TECHNOLOGY-MODERN ENVIRONMENT.
2. Acceptance and approval of payment of Invoices (as set forth below) submitted by L & G Consulting Engineers, Inc. in connection to Contract #C-11-234-09-13 (WA#1-PO#663995) for: "FM 1925 Project" located in Hidalgo County Pct. #4;
- a) Invoice# 11324090 in the amount of \$ 24,150.00
- b) Invoice# 11324122 in the amount of \$ 38,850.00
3. Acceptance and approval of payment of Inv.#11324132 in the amount of (\$5,900.00) submitted by L & G Consulting Engineers, Inc. in connection to Contract #C-11-054-04-12 (WA#4-PO#672451) for: "Multi-Way Stop Control Warrant Study" (at Intersection of CR 3089 and Ponciana Drive) at Precinct #4.
- P. AI-32075** Precinct 4:
- Requesting approval & authority to enter into a 12 month monitoring agreement and execute required agreement with Perez, Jose R. d/b/a First State Security and Alarms through requisition #214717 \$20.00/month (\$240.00/annually). Effective dates of 5/1/12 - 4/30/2013.
- Q. AI-32294** Acceptance and approval of Invoice #12-4-000012 in the amount of \$7,325.55, from L&G Engineering Laboratory contracted engineer for "Sheriff's Office Substation" C-11-032C-10-11.
- R. AI-32296** Approval of Request for Payment-Application No. 3R1 in the amount of \$243,219.00 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.
- S. AI-32221** 1. Acceptance and approval to execute a Professional Engineer contract/agreement for the provision of engineering services for "Environmental Study" regarding the Precinct 3 Old Administration Building, Warehouse and Shop Complex with L & G Consulting Engineers Inc., as authorized & approved for negotiations by CC on 4/17/12.

2. Acceptance and approval of Work Authorization No. 1 (estimated cost of \$21,342.67) for the provision of engineering services required by Precinct 3 consisting of "Environmental Study" regarding the Precinct No. 3 Old Administration Building, Warehouse and Shop Complex: located at 400 W. 13th Street, project in Mission, Hidalgo County, Texas, with L & G Engineering Inc., under contract No. C-12-123-05-22.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Court made a UNANIMOUS vote to approve item 12.S.

- T. AI-32320 Requesting approval of Application for Payment No.2 in the amount of \$10,440.00 from Saenz Utility Contractors, awarded contractor for "El Dora Road Street & Drainage Improvement Project", #C-11-043A-06-28 as certified for payment by project engineer, Raul E. Sesin, with the authority to issue payment after audit and processing procedures are completed by County Auditor.**
- U. AI-32332 Requesting approval of payment for R. Gutierrez Engineering for the following invoices:**

Invoice #	Project Name	Amount	PO #
3151	El Gato Road Part I	\$17,853.80	647914
3152	El Gato Road Part II	\$23,463.80	647914
3153	Tower Road Part I	\$17,766.60	561453
3154	Tower Road Part II	\$37,019.00	561453

with authority to issue payment after review and auditing procedures are completed by County Auditor's Office.

**AGENDA
DRAINAGE DISTRICT
BOARD OF DIRECTORS
May 22, 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 EE)

1. Roll Call

All members of the Board were counted present, with the exception of Judge Garcia and Commissioner Flores.

2. Open Forum

No presentations under Open Forum.

3. Approval of Consent Agenda

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

4. AI-32394 Request approval of Change Order No. 48 on the Contract with SER Construction Partners, LTD. for the Construction of Levee DHS 0-6BC. Subject to Department of Homeland Security (DHS) concurrence.

On motion of Commissioner Quintanilla, seconded by Commissioner Joseph Palacios, the Board made a UNANIMOUS vote to approve in the amount of \$6,120.42.

5. AI-32407 A.) Presentation of scoring grid of the firms evaluated through the District's "Pool" of Title Report Services for the purpose of ranking by the Hidalgo County Drainage District No.1 Board of Directors in connection with Title Report Services for "0.414-Acre Tract of Land out of Lot 21 Ramseyer Gardens Subdivision".

FIRM NAME	SCORE	RANK
SOUTH TEXAS LAND INVESTIGATIONS	100	1
VALLEY LAND & TITLE CO.	95	2

On motion of Commissioner Joseph Palacios, seconded by Commissioner Quintanilla, the Court made a UNANIMOUS vote to approve in the order of their scores.

B.) Pursuant to the Boards approval, requesting authority for Hidalgo County Drainage District No.1 to issue Purchase Order to the number one ranked firm of South Texas Land Investigations for Title Report Services-"0.414-Acre Tract of Land out of Lot 21 Ramseyer Gardens Subdivision".

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

C.) Requesting approval to purchase the following through the District's membership with TX-DIR Contract No. DIR-SDD-1365:

1.) Three (3) HAVIS Docking Stations.

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

6. AI-32427 A.) Requesting approval to execute Earnest Money Contract with the City of Edinburg as it relates to the "Airport Property". (Audio Tape #1, Tracking # 110)

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

B.) Requesting approval to purchase one (1) Apple I Mac Desktop Computer through the District's membership with TCPN Contract No. R5106.

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

7. AI-32436 A.) Requesting approval to purchase Rain Gauge Maintenance Equipment through the District's membership with BuyBoard Contract No. 363-10 "High Sierra Electronics".

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

8. Closed Session: (Audio Tape #1, Tracking # 210)

Board of Directors may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

A. Real Estate Acquisition

B. Pending and/or Potential Litigation

NO ACTION taken on items 8.A & B.

9. Open Session:

A. Real Estate Acquisition

B. Pending and/or Potential Litigation

NO ACTION taken on items 9.A & B.

10. Closed Session:

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

NO ACTION taken on this item.

11. Open Session:

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

NO ACTION taken on this item.

12. Adjourn

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

**AGENDA
DRAINAGE DISTRICT- CONSENT
BOARD OF DIRECTORS
May 22, 2012
9:00 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Drainage District #1 Board of Directors will be held at the Edinburg Council Chambers 415 W. University Drive, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

**NOTICE TO THE PUBLIC
CONSENT AGENDA**

The following items are of a routine or administrative nature. The Drainage District #1 Board has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Board Member, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

(Exhibit FF)

(Audio Tape #1, Tracking # 28)

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

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

- 2. AI-32258 Discharge Permit
City of Weslaco - Vaquero Estates Phase II**

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 22nd 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 22, 2012.

Signed this 29 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