

Done
PR

R U I Z

J. LIXIAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE

Sections 2E, 2G, and 3A, as amended, that a REGULAR MEETING of the Commissioners' Court will be held on Monday, September 10, 1990 at 9:30 A.M. in the Commissioners' Courtroom of the Courthouse, Edinburg, Hidalgo County, Texas, at which time the following business will be transacted:

1. Approval of bills - Steve Austin
2. *A* Approval of HHIA Contracts:
 - A. Dr. Choudhury
 - B. South Texas Anesthesia Assoc. P.A.
 - C. Lee's Pharmacy
 - D. Dr. Cuellar
 - E. Dr. Buentello
 - F. Mid Valley Pediatrics
 - G. Dr. Villarico
 - H. Dr. Kutugata
 - I. De La Rosa Pharmacy
 - J. Dr. Hurillo
 - K. Dr. R. E. Garza
 - L. Dr. Ricardo Barrera
 - M. Rio Grande Anesthesiology Associates
 - N. Enrique Carrasco
 - O. Dr. Buendia
 - P. Drs Walker and Gohil
3. *B* Request for voting machines:
 - A. Edinburg Jr. High - 4 machines
 - B. Edinburg Sam Houston School - 1 machine
 - C. Sharyland Independent School District - 3 machines
4. *C* Request to advertise for tax statements and tax roll - Cirro Trevino
5. *D* Internal Line Item Transfers:
 - A. Sheriff's Department
 - B. Sheriff's Investigation Fund
 - C. Precinct #1
 - D. Precinct #2 - Road and Bridge
 - E. Juvenile Probation Department
6. *E* Declare automobiles surplus - Pct. #1
7. *F* Consideration to table the order authorizing the issuance of Hidalgo County Texas Certificates of Obligation, Series 1990-A, in the principle amount of \$1,250,000.00

Agenda
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8. Consideration and approval of Resolution in reference to the Preliminary Census Estimate Under-count
9. Pct. #2
 - A. Resolution authorizing 4-way stop Intersections:
 1. I Road and Earling Road
 2. I Road and Eldora Road
10. Purchasing Department:
 - A. Award bids:
 1. Cold and Dry Storage - Community Service Agency
 2. Paving 4 Mile Line - Pct. #3
 3. Resurfacing Bentsen Road - Pct. #3
11. Planning Department:
 - A. Fees for the subdivision booklets
12. Urban County
 - A. Approval of bills
 - B. Approval of Economic Development Loan to Renaissant Development Corporation dba Little Ceasar's Pizza
 - C. Contract Award - Pct. #4, Street Improvements Year 3
 - D. Land Purchase - Pct. #4, Year 2 Urban County Program
 - E. City of Weslaco - Street/Bridge improvements Bid Award, Year 2 - Foremost Paving, Inc.
 - F. Approval of Amendments to the 1990 Emergency Shelter Grant Subrecipients Agreements
13. Executive Session:
 - A. Commissioners' Court may go into Executive Session pursuant to Article 6252-17, Section 2G, V.T.C.S. to discuss the following matter:
 1. Discussion of recommendation of Hidalgo County Sheriff to terminate employment of County Policeman
 2. Discussion of real Estate Purchase
 - B. Open Session
 1. Possible action on the Sheriff's recommendation to terminate County Policeman
 2. Possible action to purchase real estate

Dated this the 05th day of September, 1990.

R U I Z

J. EIXIAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE

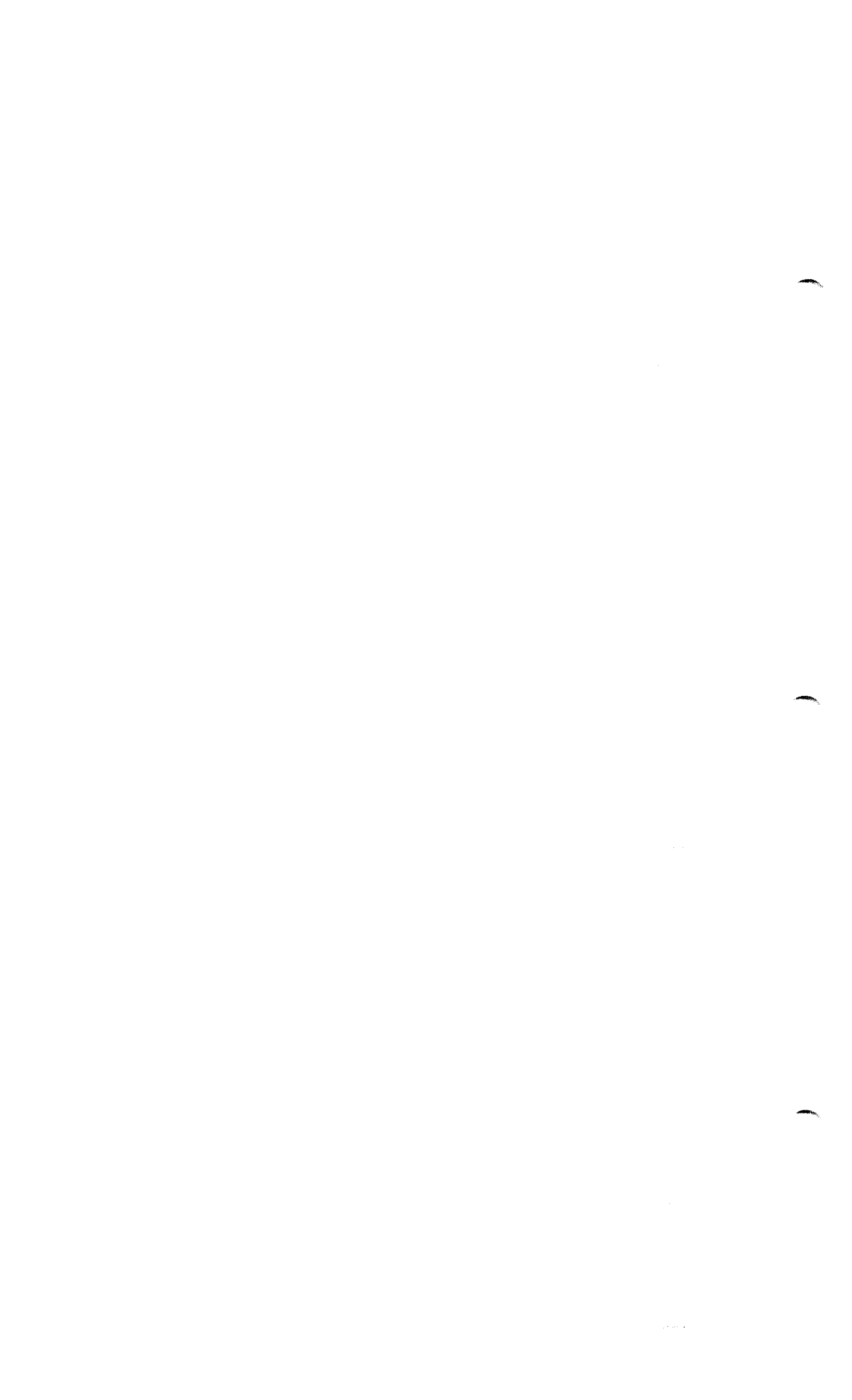
Sections 2B, 2G, and 3A, as amended, that a REGULAR MEETING of the Commissioners' Court will be held on Monday, September 10, 1990 at 09:30 A.M. in the Commissioners' Courtroom of the Courthouse, Edinburg, Hidalgo County, Texas, at which time the following business will be transacted:

DRAINAGE DISTRICT #1

1. Award Bids on pick-up trucks

DATED on this 05th day of September, 1990.

PO BOX 1156
EDINBURG, TEXAS 78540
512 481-2751



THE STATE OF TEXAS :
COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 10TH day of
SEPTEMBER, 1990, after due notice having been given, there was
begun and holden, a REGULAR MEETING of the Commissioners' Court
in the Commissioners' Courtroom of the Hidalgo County Courthouse
in the City of Edinburg, Hidalgo County, Texas with the
following members of said Court present and participating:

Hon. J. Edgar Ruiz
County Judge

Hon. Ramiro Cavazos
County Commissioner, Precinct #1

Hon. Lalo Arcaute
County Commissioner, Precinct #2

Hon. Norberto Salinas
County Commissioner, Precinct #3

Hon. Leonard Camarillo
County Commissioner, Precinct #4

WHEREUPON, the following proceedings

were had, to-wit:

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The Honorable J. Edgar Ruiz, County Judge, called the Commissioner's Court to order, whereupon the following proceedings were had, to-wit:

ITEM 1. Approval of bills - Steve Austin

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, and carried unanimously, to approve bills #62,465 thru #62,658 in the amount of \$195,464.40 for the General Fund; bills #60,720 thru #60,838 in the amount of \$68,738.25 for the Special Revenue Fund; bills #690 thru #691 in the amount \$44,000.00 for the Debt Service Fund; bills #3,903 thru #3,913 in the amount of \$461,839.51 for the Capital Project Fund and bills #2,236 thru #2,248 in the amount of \$260,354.77 for the Trust and Agency Fund, as presented by Steve Austin.

MOTION CARRIED.

ITEM 2. Approval of MIHIA Contracts:

- A. Dr. Chowdhury
- B. South Texas Anesthesia Associates P.A.
- C. Lee's Pharmacy
- D. Dr. Cuellar
- E. Dr. Buentello
- F. Mid Valley Pediatrics
- G. Dr. Villarico
- H. Dr. Kutugata
- I. De La Rosa Pharmacy
- J. Dr. Murillo
- K. Dr. R. R. Garza
- L. Dr. Ricardo Barrera
- M. Rio Grande Anesthesiology Associates
- N. Enrique Carrasco
- O. Dr. Buendia
- P. Drs. Walker & Gohil

A motion was made by Commissioner Camarillo, seconded by Commissioners Arcaute and Cavazos, to approve the Contracts as presented for the MIHIA Program under Dr. Wilson.

MOTION CARRIED.
SEE "EXHIBIT A"

ITEM 3. Request for voting machines:

- A. Edinburg Jr. High - 4 machines
- B. Edinburg Sam Houston School - 1 machine
- C. Sharyland Independent School District - 3 machines

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve the request for voting machines as presented.

MOTION CARRIED.
SEE "EXHIBIT B"

ITEM 4. Request to advertise for tax statements and tax roll - Ciro Trevino

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to authorize the advertisement for tax statements and tax roll to be purchased by Ciro Trevino. Bid opening October 3, 1990, bid award October 8, 1990.

MOTION CARRIED.
SEE "EXHIBIT C"

- ITEM 5. Internal Line Item Transfers:
- A. Sheriff's Department
 - B. Sheriff's Investigation Fund
 - C. Precinct #1
 - D. Precinct #2 - Road and Bridge
 - E. Juvenile Probation Department

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, and carried unanimously, to approve the internal line items be accepted as presented: Sheriff's Department \$45,870.64, Sheriff's Investigation Fund \$1,500.00, Precinct #1 /Road & Bridge \$3,059.58, Precinct #2 / Road & Bridge \$500.00, Juvenile Probation Department \$750.00.

MOTION CARRIED.
SEE "EXHIBIT D"

- ITEM 6. Declare automobiles surplus - Pct. #1

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to authorize the declaration of automobile surplus for two Pick-ups surplus from Pct. #1 and authorize the Purchasing Agent to dispose of said equipment.

MOTION CARRIED.
SEE "EXHIBIT E"

- ITEM 7. Consideration to table the order authorizing the issuance of Hidalgo County Texas Certificates of Obligation, Series 1990-A, in the principal amount of \$1,250,000.00.

A motion was made by Commissioner Cavazos, seconded by Commissioner Salinas, to TABLE the order authorizing the issuance.

MOTION CARRIED.
SEE "EXHIBIT F"

- ITEM 8. Consideration and approval of Resolution in reference to the Preliminary Census Estimate Under-count

Judge Ruiz stated that in speaking to the large majority of the Mayors and representation from our rural area, it is felt that the Census Bureau has drastically under estimated our population count in Hidalgo County as a whole. Most Mayors have sent out their protest letter to the Census Bureau. The Resolution being requested for approval basically states the points that we feel are to be taken with the Census Bureau which are two: the lost or destroyed census questionnaires, computer problems in posting completed census questionnaires, inadequate supplies, inaccurate address listings & rural spot map, inactive census coverage of Post Office Boxes in Rural Route delivery, inappropriate, vacant, delete procedures, inappropriate use of the last resource procedure falsifying census questionnaires. Judge Ruiz went on to say that it is being requested that the Census Bureau immediately hire additional census personnel to reinstate and extend the coverage of the vacant, delete program to verify vacant, housing units, extend and intensify the housing coverage program in highly populated areas and areas that depended upon post office boxes or rural route delivery services, and adequately prepare for local post census review.

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve a Resolution in reference to the preliminary census estimate under-count.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 9. Pct. #2

- A. Resolution authorizing 4-way stop Intersections:
1. I Road and Earling Road
 2. I Road and Eldora Road

1/2

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve two Resolutions, (1) approving the 4-way stop intersection at I Road and Earling Road and (2) approving the 4-way stop intersection at I Road and Eldora Road.

MOTION CARRIED.
SEE "EXHIBIT H"

ITEM 10. Purchasing Department:

- A. Award bids:
1. Cold and Dry Storage - Community Service Agency
 2. Paving 4 Mile Line - Pct. #3
 3. Resurfacing Bentsen Road - Pct. #3

1.

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to authorize the readvertisement for cold and dry storage for the purpose of the Community Service Agency since we have not received any bids for this purpose. Bid opening October 3, 1990, bid award October 8, 1990.

MOTION CARRIED.
SEE "EXHIBIT H"

2/3

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to award bid to Mission Paving for the paving of 4 Mile Line in Pct. #3 at \$1.69 per square yard, the approximate bid is based on 7,575 square yards which is \$34,138.00 and the second is for the resurfacing of Bentsen Road on Pct. #3, awarding bid to Mission Paving at \$2.02 per square yard, approximately 10,600 yards, total bid price is \$47,503.12.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 11. Planning Department:

- A. Fees for the subdivision booklets

Following a brief discussion, a motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to authorize the setting of a fee of \$10.00 for the subdivision booklet as presented.

MOTION CARRIED. COMMISSIONER SALINAS MOTIONED AGAINST SAID ITEM.
SEE "EXHIBIT J"

ITEM 12. Urban County:

- A. Approval of bills

- B. Approval of Economic Development Loan to Renaissant Development Corporation dba Little Ceasar's Pizza
- C. Contract Award - Pct. #4, Street Improvements Year 3
- D. Land Purchase - Pct. #4, Year 2 Urban County Program
- E. City of Weslaco - Street/Bridge Improvements Bid Award, Year 2 - Foremost Paving, Inc.
- F. Approval of Amendments to the 1990 Emergency Shelter Grant Subrecipients Agreements

A.

Anthony Covacevich, Urban County Director, appeared before the Court requesting approval of 1989 Urban County bills #1516 thru #1526 in the amount of \$83,459.66; the 1990 Urban County bills #1527 and #1528 in the amount of \$3,797.24 and the Section 108 bill #1529 in the amount of \$18,750.00. Total Urban County memorandum is \$106,006.90.

A motion was made by Commissioner Camarillo, seconded by Commissioners Arcaute and Cavazos, to approve the 1989-1990 Urban County bills and the Section 108 bill as presented.

MOTION CARRIED.
SEE "EXHIBIT K"

B.

Anthony Covacevich explained that the City of Edcouch, in conjunction with the County, had authorized an application in the amount of \$335,000.00 for a Section 108 Loan Guarantee. He continued to explain that this was to make an Economical Development Loan to Little Ceasar's Corporation to build a Little Ceasar's Pizza in the City of Edcouch. He stated that the City and County will be getting the first lien on the property and on the building along with a guarantee from the City of Edcouch's allocation to guarantee the amount and the Company will create one full-time job and 13 part-time jobs of which 100% of them will be for low and moderate income persons and will be utilizing the J.T.P.A. program.

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve a Loan Agreement between Renaissant Development Corp., the City of Edcouch and the County of Hidalgo for a Loan of \$335,000.00 for an 8 year term.

MOTION CARRIED. COMMISSIONER SALINAS MOTIONED AGAINST.
SEE "EXHIBIT K"

Anthony informed the Court that the interest rate on said loan that was just motioned on is on a six month basis. He stated that HUD sells Certificates of Obligation to the Public and there are 8 different notes that are sold to the Public. An exhibit sheet explaining the interest rates was passed out.

C.

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the low bid to Mission Paving Company. Total contract is in the amount of \$109,620.00. (For Tower Rd. project/Hot mix/\$1.89 for 125 lb. per square yards)

MOTION CARRIED.
SEE "EXHIBIT K"

D.

Anthony explained that out of the Year II, the Urban County Program in Precinct #4 has budgeted the purchase of land for a park and a Multi-purpose Center. This center includes Child Care, Health Clinic and a Multi-purpose Center including a park.

Commissioner Camarillo explained that he was informed that there was the possibility that there was not enough acreage left over for the park. Commissioner Camarillo suggested forgetting about the park at this time and concentrate on the construction of said 3 units which were far more important

than the park.

Anthony explained that after the property was surveyed, the property comes into about 12 acres as opposed to the 15 acres started with. The main issue is that the continuation of the park might not be possible with the same design of the park but the Clinic and the Multi-purpose Center is not affected in any way.

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorize an acquisition of property for the purpose of a Multi-purpose Building in Edinburg plus possibly a park, land purchase price is \$4,600.00 per acre.

MOTION CARRIED.
SEE "EXHIBIT K"

E.

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the bid to Foremost Paving Inc. as the low bidder, total amount of contract is \$224,396.40.

MOTION CARRIED.
SEE "EXHIBIT K"

F.

NO ACTION

ITEM 13. Executive Session:

- A. Commissioners' Court may go into Executive Session pursuant to Article 6252-17, Section 2G, V.T.C.S. to discuss the following matter:
1. Discussion of recommendation of Hidalgo County Sheriff to terminate employment of County Policeman
 2. Discussion of Real Estate Purchase

The Executive Session took place in the Judge's Chambers.

B. Open Session

1. Possible action on the Sheriff's recommendation to terminate County Policeman
2. Possible action to purchase Real Estate

B/1

Upon return of Executive Session, Judge Ruiz informed the Court that they had met with Sheriff Marmolejo and Deputy Davis on said action and after discussion the recommendation is to ratify the action taken by Sheriff Marmolejo to actually suspend Mr. Juan Acosta (County Policeman) with pay thru the date of the letter, beginning with the date of the letter effective thru today and secondly to accept the recommendation from Sheriff Marmolejo to actually terminate Mr. Acosta effective immediately and authorize our County Auditor to pay all salary due to Mr. Acosta under the suspension till today and also award a 2 week severance pay for the termination of Mr. Acosta.

A motion was made by Commissioner Salinas, seconded by Commissioner Acosta, to accept said recommendation.

MOTION CARRIED.
SEE "EXHIBIT L"

B/2

NO ACTION

Judge Ruiz informed Dr. Wilson that all the MEJIA contracts had been approved and informed the Court that he had received a letter from Dr. Wilson in regards to the contracts between the State of Texas and the County of Hidalgo in terms of the fiscal year 1990-1991.

Dr. Wilson explained that the State had not sent him back the contracts and that the Auditor needs said contracts in order to pay the 49 employees their salaries. He explained that these employees need their pay checks and will not get their pay checks when due.

Judge Ruiz explained that the contract that they sign with the State is a procedure in which the County pays the salary and then they in turn reimburse the County. The problem is two-fold, first of all, the State has failed in the responsibilities to send the contracts at the appropriate time and secondly, Steve Austin will not approve the payroll unless the contract is in place. It is being requested that at this point and time, to authorize the County to pay these people knowing that there is going to be a contract in place soon.

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to authorize emergency and to authorize the preparation of payroll for the 49 State employee's contract with the State effective September 15, 1990.

MOTION CARRIED.
SEE "EXHIBIT L"

Judge Ruiz stated that the contract is forthcoming but if said contract is not received in the very near future, then said employees might have to be dismissed from their jobs because they were not going to carry 49 people on payroll without authorization at this time.

Judge Ruiz informed the Court of the Ground Breaking at Little Ceasars in Edcouch and also invited the Commissioners to a meeting in which two important topics will be discussed such, as that of some mis-informataion in regards to projects on Hwy. 281 and the Census.

Upon comments from the Public to Commissioners' Court, Mrs. Frantz appeared before the Court and stated that she wanted to correct a statement made by Rev. Salinas last week. Rev. Salinas put the blame on Commissioners' Court for the tax roll-back not going through. She stated that she sat with him along with other citizens and verified several names on the list which would have qualified said petition, and continued to say that the blame does not lay with Commissioners' Court but lays with Rev. Salinas and herself.

Commissioner Salinas commented that Hidalgo County has not raised taxes in two years and is one of the lowest taxed bodies in South Texas.

There being no further business to come before the Court, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, that said meeting of Commissioners' Court be adjourned.

MOTION CARRIED.

The manager of Chimmey Park R.V. Resort stated that there was a short piece of road that she thought to be that of the County that is in very bad condition. The Commissioner has had caliche delivered but that is not enough to properly fix the road. She said that when the rains start and the Winter Texans show up next month, it is going to be very difficult to have the motor homes go through said road without major difficulty.

Commissioner Salinas stated he was aware of said need but went to the areas that were most needed such as areas where Urban County monies are qualified. He said they had caliche but did not have any hot mix at the present

time. He went on to say that said road is programed to be fixed sometime in 1991 or 1992 since they do not qualify to have the Urban County monies to fix the road. He stated that said area had a business across the levy and stated that they could go into a joint venture if they would pay for the hot mix and he would do the base and could start on this next week. A meeting was requested between said party and Commissioner Salinas for further discussion.

DRAINAGE DISTRICT #1

The Honorable J. Edgar Ruiz, County Judge, called the Drainage District meeting to order, whereupon the following proceedings were had, to-wit:

1. Award Bids on pick-up trucks

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a bid, being the low bid, to Weslaco Motors for the purchase of two four wheel drive pick-ups at a cost of \$32,182.00 together.

MOTION CARRIED.

There being no further business to come before the Drainage District, a motion was made by Commissioner Salinas, seconded by Commissioners Camarillo and Cavazos, by acknowledgement, that said meeting of the Drainage District be adjourned.

MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME

BEFORE SAID COURT, the meeting of the Commissioners' Court was adjourned.

J. Edgar Ruiz _____
County Judge

Ramiro Cavazos _____
County Commissioner, Precinct #1

Lalo Arcaute _____
County Commissioner, Precinct #2

Norberto Salinas _____
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 10TH day of SEPTEMBER, 1990.



LEO, COUNTY CLERK

BY: Jennifer Castillo
Jennifer Castillo, Deputy