

THE STATE OF TEXAS :

VOL 0125 PAGE 703

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 19TH day of MARCH, 1991, after due notice having been given, there was begun and holden, a SPECIAL 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 Commissioners' Court meeting to order, whereupon the following proceedings were had, to-wit:

ITEM 1. APPROVAL OF MINUTES - June 05, 1990  
June 11, 1990  
June 19, 1990  
June 26, 1990

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the minutes as presented.

MOTION CARRIED.

ITEM 2. APPROVAL OF BILLS - STEVE AUSTIN

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve in the General Fund #67,778 thru #67,998 in the amount of \$4,243,000.77; in the Special Revenue Fund #65,679 thru #65,957 in the amount of \$579,616.93; in the Capital Projects Fund #4162 thru #4169 in the amount of \$42,235.37 and in the Trust and Agency Fund #2443 thru #2452 in the amount of \$341,946.76, as presented by Steve Austin.

MOTION CARRIED.

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

A. Sheriff's Department	- \$30,978.46
B. Ruben Ramos, J.P.	- \$ 5,236.54
C. Arnaldo Corpus, J.P.	- \$ 8,548.86
D. Juan Rosel, J.P.	- \$ 8,004.00
E. Guadalupe Garces, J.P.	- \$10,662.50
F. Espiridion Jackson, J.P.	- \$ 3,140.50

3/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve the Sheriff's Department Fee Report for the month of January, as presented.

MOTION CARRIED.  
SEE "EXHIBIT A"

3/B-F

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the J.P. reports for the Month of February as presented.

MOTION CARRIED.  
SEE "EXHIBIT A"

ITEM 4. APPROVAL OF TAX REFUND:

A. L.B.M. Corporation - \$812.31

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the tax refund to L.B.M. Corporation in the amount of \$812.31.

MOTION CARRIED.

SEE "EXHIBIT B"

ITEM 5. REQUEST FOR VOTING MACHINES:

- A. Edcouch Elsa I.S.D. - 9 machines
- B. La Villa I.S.D. - 1 machine
- C. Hidalgo I.S.D. - 3 machines
- D. City of Elsa - 4 machines

A motion was made by Commissioner Cavazos, seconded by Commissioners Arcaute and Camarillo, to approve the requests for voting machines, as presented.

MOTION CARRIED.  
SEE "EXHIBIT C"

ITEM 6. JUVENILE PROBATION DEPARTMENT:

- A. Approval of Grant Application
  - 1. Purchase of Juvenile Services - \$37,621.00
  - 2. Juvenile Justice Information System - \$9,945.00

6/A/1

Mr. Israel "Buddy" Silva, Juvenile Probation Department Director, came before the Court to request approval for the purchase of Juvenile Services. He mentioned that it is 100% funded by the State.

A motion was then made by Commissioner Arcaute, seconded by Commissioner Salinas, to approve resolution authorizing submittal for the purchase of Juvenile Services. The amount of the Grant is \$37,621.00.

MOTION CARRIED.  
SEE "EXHIBIT D"

6/A/2

Mr. Silva came before the Court and explained that this grant was to enhance and improve their current information system. He further stated that they wanted to use funds that are in their interest earned account, from the Texas Juvenile Commission budget. He said that he had received authorization from the State to use these monies. Commissioner Camarillo posed the question of how this money would be used.

A motion was then made by Commissioner Camarillo, seconded by Commissioners Salinas and Arcaute, to approve a resolution authorizing the submittal of a grant application to the Juvenile Justice Division and authorize our County Judge to sign all proper documentation.

MOTION CARRIED.  
SEE "EXHIBIT D"

The Judge then mentioned that once the grant was approved, then an item be placed on the agenda to transfer said monies for the grant.

ITEM 7. AUTHORIZATION TO DECLARE EQUIPMENT SURPLUS:

- A. 2 Typewriters - Judge Juan Rosel
- B. Chairs, Calculators & fan - Tax Assessor/Collector,   
Ciro Trevino
- C. Various equipment - Right of Way Department

D. File cabinets

- Administration Building

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to authorize equipment surplus and also authorize our Purchasing Director to dispose of said equipment.

MOTION CARRIED.  
SEE "EXHIBIT E"

ITEM 8. APPROVAL OF BUDGET APPROPRIATION - SHERIFF'S INVESTIGATION FUND

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the budget appropriation under the Sheriff's Investigation Fund in the amount of \$2,235.90, from a September 1990 seizure and \$16,231.35, from an August 1990 seizure.

MOTION CARRIED.  
SEE "EXHIBIT F"

ITEM 9. LINE ITEM TRANSFERS:

- A. District Attorney
- B. PBX
- C. Capital Projects - Administration Building Renovation
- D. General Government Buildings - R.S.
- E. Pct. #1 - Parks

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the following line item transfers: District Attorney - \$700.00; PBX (for the new phone system) - \$30,500.00; Capital Projects/Administration Building Renovation - \$91,000.00; General Government Buildings (R.S.) - \$1,158.00 and Pct. #1/Parks - \$1,000.00.

MOTION CARRIED.  
SEE "EXHIBIT G"

ITEM 10. APPROVAL OF LEGAL SECRETARY FOR SUPPLEMENT PAY - DIST. ATTORNEY STATE SUPPLEMENT BUDGET

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve a state supplement out of the State Supplemental budget in the District Attorney's Office, a supplemental pay for a legal secretary in the amount of \$1,000.00 per year.

MOTION CARRIED.  
SEE "EXHIBIT H"

ITEM 11. CONSIDERATION TO UPDATE APPOINTMENTS TO THE EDINBURG - HIDALGO COUNTY JOINT AIRPORT ZONING BOARD

NO ACTION NECESSARY.  
SEE "EXHIBIT I"

ITEM 12. PRECINCT #2:

A. Consideration and approval of management contract

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve management contract between Noe Garza Engineers Inc. and the County of Hidalgo for construction management in the Hidalgo County Precinct No. 2 Park. The contract is for 8% and the approximate cost is \$23,971.36.

MOTION CARRIED.  
SEE "EXHIBIT J"

ITEM 13. PURCHASING DEPARTMENT:

A. Award bids:

1. Re-creating old Official Records - County Clerk
2. Paving Tierra Estates Subdivision - Pct. #3
3. Los Ebanos County Pavilion Alteration Project - Pct. #3
4. Industrial Chemicals - Hidalgo Co.

13/A/1

Ramiro Gonzalez came before the Court and requested the approval, as per the recommendation of the County Clerk's Office, of Business Records Corporation of Dallas, TX, for the recreation of old official records in the County Clerk's Office. Mr. Travis Heister posed the question of whether or not this was the lowest bid, to which Mr. Gonzalez answered that it was not. A discussion followed with comments from a gentleman from ADAP, one of the bidders, concerning the specs.

A motion was then made by Commissioner Salinas, seconded by Commissioner Arcaute, to authorize the rejection of all bids submitted for the recreation of official records in the County Clerk's Office and authorize the readvertisement for said records. Bid opening April 10, bid award April 16.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/A/2

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve paving project for Tierra Estates Subdivision and authorize a bid award to Mission Paving for hot mix, being the low bid at \$18,282.18.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/A/3

A motion was made by Commissioner Salinas, seconded by Commissioners Cavazos and Camarillo, to award bid to David's Welding Service of Mission, the low bid of \$9,964.00 for the renovation of the Los Ebanos County Pavilion.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/A/4

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve the low bids for the purchase of industrial chemicals to Century Papers and Gulf Coast Paper Co., for 26 products each.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to authorize the advertising of bids for the re-roofing of the Juvenile Probation Building. Bid opening April 3, bid award April 8.

MOTION CARRIED.  
SEE "EXHIBIT K"

ITEM 14. PLANNING DEPARTMENT:

A. Subdivisions:

1. Villa Donna Unit No. 2 Subdivision - Pct. #1
2. Colonia Guadalupe Subdivision Phase 2 - Pct. #1
3. Main International Subdivision - Pct. #4

B. Final Approval:

1. Elida Subdivision - Pct. #3

14/A/1

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the map of Villa Donna Unit No. 2 Subdivision, which is located on the eastside of Valley View Road, approximately 1/4 mile south of Highway 83, in Precinct #1.

MOTION CARRIED.  
SEE "EXHIBIT L"

14/A/2

NO ACTION NECESSARY.

14/A/3

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the map of Main International Subdivision, which is located on the southeast of the intersection of North 10th Street and Jay Ave., in Precinct #4.

MOTION CARRIED.  
SEE "EXHIBIT L"

14/B

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to give final approval to the map of Elida Subdivision, which is located about 1320 feet south from Mile 3 Road on the eastside of Conway Road. in Precinct #3.

MOTION CARRIED.

Judge Ruiz made a comment on the changes, regarding the issuance of permits for septic tanks. He mentioned that septic tank permits should be issued by the Health Department, and not by the Planning Department. He went on to say that Dr. Wilson was rewriting all his septic tank policies. He also mentioned that for the convenience of the public, an office would be setup for the Health Department, in the same building which houses the Planning Department. Further discussion followed, concerning this issue, with comments from Emilio Garcia and Commissioner Salinas.

ITEM 15. URBAN COUNTY:

- A. Professional Services Contract (City of Pharr)  
Water Sewer Facilities Year 3

(03-19-91)

- B. Palmview Parks & Recreation Contract Award with Change Order #1 - Year 3
- C. City of La Villa - Budget Amendments, Year 2 & Year 3
- D. Approval of Bills

15/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve Professional Service Contract with Melden & Hunt, the County of Hidalgo and the City of Pharr for the Water Sewer Facilities for Year 3. The amount of the contract is \$14,000.00.

MOTION CARRIED.  
SEE "EXHIBIT M"

15/B

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to award contract to Rio Valley Construction, Inc. in the base bid of \$200,860.00, with Change Order #1, reducing the contract by \$41,632.00.

MOTION CARRIED.  
SEE "EXHIBIT M"

15/C

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the budget amendments for Years 2 & 3 for the City of La Villa Urban County, as presented by Annette Nevarez.

MOTION CARRIED.  
SEE "EXHIBIT M"

15/D

A motion was made by Commissioner Arcaute, seconded by Commissioner Salinas, to approve the 1989 Rental Rehab Program bills #2119 and #2120 in the amount of \$2,243.70; the 1989 Urban County bills #2121 thru #2126 in the amount of \$120,010.24; the 1990 Urban County bills #2127 thru #2131 in the amount of \$30,126.58; the 1990 Rental Rehab Program bill #2132 in the amount of \$277.10 and the T.D.O.C. bill #2133 in the amount of \$122.50. Total Urban County memorandum is in the amount of \$163,017.39.

MOTION CARRIED.  
SEE "EXHIBIT M"

Commissioner Camarillo, questioned voucher #2119, to Agustin, Manuel & Modesto Hernandez, in the amount of \$10,237.27 for the rehabilitation of the Cotton Gin Apartments - Expenses for Material & Labor. Anthony Covacevich also commented on this issue.

## ITEM 16. PERMITS:

- A. Southwestern Bell - Pct. #3
- B. Valero Transmission - Pct. #3
- C. Hidalgo County Irrigation Dist. #6 - Pct. #3

16/A

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve a request for permit by Southwestern Bell, to go along the 4 Mile Line, beginning at Mayberry and going east, approximately 220

feet, and also to bore across Moorefield Road, 2000 feet north of the 3 Mile Line.

MOTION CARRIED.  
SEE "EXHIBIT N"

16/B

NO ACTION NECESSARY.

16/C

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve a request for permit by Hidalgo County Irrigation District #6, in Precinct #3.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 17. APPROVAL OF NEW PERMIT FORM FOR UTILITY LINES WITHIN COUNTY ROAD RIGHT OF WAY

Mr. Travis Heister came before the Court and explained the changes of the new permit. He explained that the permit was the same except for the changes as follows: in paragraph No. 1 the words "shall maintain" were added; the depth is now set at a minimum of 40 inches. In paragraph four, where it says "in spite of anything that's not withstanding any provision in the agreement" and the rest of the permit is the same.

A lengthy discussion followed with comments from Commissioner Camarillo, on the telephone cables, from Commissioner Salinas, on problems that he had in his precinct and a Mr. Nichols, from Sharyland Water Supply objected to the use of the of the phrase "shall maintain".

Mr. Nichols also mentioned that he had submitted a few permits for approval in previous weeks, and none had been approved. He questioned why these should be in the new form, when he had submitted them previous to this new change. Judge Ruiz, stated that he would discuss it with our Legal Counsel, and that he would be in touch with him.

A motion was then made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve a new form for the installation, construction, reconstruction, laying and maintaining of gas, water, irrigation, drain and sewer lines, all types of pipelines, within our right of way. Approved by form and content by our Legal Counsel.

MOTION CARRIED.  
SEE "EXHIBIT O"

ADDENDUM

1. PRECINCT #2:
  - A. Authorization to advertise for one used truck trailer

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to authorize the advertising of bids for the purchase of a used truck tractor. Bid opening April 3, bid award April 8.

MOTION CARRIED.  
SEE "EXHIBIT P"

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

MOTION CARRIED.

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:

ITEM 1. DECLARE EQUIPMENT SURPLUS

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to declare various equipment, i.e. office furniture, surplus and authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.

ITEM 2. AWARD BIDS - WEST MAIN DRAIN - PHASE III - EXCAVATION

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to award the bid for the construction of West Main Drain Phase III, the excavation, to Foremost Paving, in the amount of \$1,214,795.00.

MOTION CARRIED.  
SEE "EXHIBIT R"

There being no further business to come before the Drainage District, a motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, that said meeting be hereby 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



done this 19TH day of MARCH, 1991.

R. LEO, COUNTY CLERK

By: Jennifer Castillo  
Jennifer Castillo, Deputy