

R U I ZJ EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE

NOTICE is hereby given in accordance with Article 6252-17, Sections 2E, 2G, and 3A, as amended, that a SPECIAL MEETING of the Commissioners' Court will be held on Tuesday, September 17, 1991 at 09:30 A.M. in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

1. Approval of Minutes - September 03, 1991
2. Approval of Bills - Steve Austin
3. Approval of Court Reporters Fees:

A. Al Flores	- \$	15.00
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4. Approval of Monthly Fee Reports:

A. County Clerk	- \$	148,690.66	- August
B. Justice of the Peace:			
1. Ruben Ramos	- \$	6,197.23	- August
2. Esperidion Jackson	- \$	1,281.25	" "
C. Constables:			
1. Robert Pena	- \$	45.00	- August
2. Eduardo Bazan	- \$	0.00	" "
3. Genovevo Quintanilla	- \$	225.00	" "
4. Rumaldo Cerda	- \$	90.00	" "
5. Horacio Aguirre	- \$	0.00	" "
5. Request for Voting Machines:

A. North Junior High	- 2 machines
B. Lincoln Elementary	- 1 machine
6. Appointment of Representative and Alternate for Amigos Del Valle Inc. Board of Directors
7. Approval of Cooperative Agreement for Child Support Enforcement Services between Attorney General of Texas, County of Hidalgo and District Clerk
8. Authorization and approval of settlement agreement - County of Nueces Texas vs. Texas Board of Corrections
9. Authorization to place a freeze on Departmental Budgets that are projected to overexpend in 1991
10. Authorization to enter into Asset Purchase Agreement for Solid Waste

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Agenda
Page 02
September 17, 1991

11. Health Department:
 - A. Approval of Contract Change
 - B. Consideration and approval of Contract Renewal for Medical Director
12. WIC:
 - A. Approval of Budget and Salary Schedule for Fiscal Year October 1, 1991 through October 1, 1992
 - B. Approval of renewal Lease Agreement between John Phillips and Hidalgo County WIC Program
13. Sheriff's Department:
 - A. Request for Petty Cash Fund
 - B. Approval of Budget Appropriation - Sheriff's Investigation Fund
 1. 1-104-421-100 \$ 9,850.96
 2. 1-104-421-100 \$ 4,650.00
14. Internal Line Item Transfers:
 - A. County Court at Law #4
 - B. County Clerk
 - C. Health Department (Sanitation)
 - D. WIC
 - E. Justice of the Peace
 - F. Lunacy Trials
 - G. Computer Department
 - H. Human Services
15. Precinct #1:
 - A. Consideration to approve interlocal agreement between the City of Alamo and Hidalgo County
16. Precinct #2:
 - A. Authorization to transfer funds from Road and Bridge County Wide to Precinct #2 Capital Projects Fund
17. Purchasing Department:
 - A. Award Bids:
 1. Hot mix - County Wide
 2. Emulsified Asphalt - County Wide
 - B. Request to advertise:
 1. Tires - County Wide
 2. Biohazardous Waste - Health Department & County Wide

P.O. BOX 1356
EDINBURG, TEXAS 78540
512 383-2751

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Agenda
Page 03
September 17, 1991

18. Planning Department:
 - A. Subdivisions:
 1. Final Approval:
 - a. VCI Subdivision - Pct. #2
 - b. Tano Subdivision - Pct. #3
 - c. Los Tres Enriques - Pct. #4
 - d. Brenna Aleen Park Subdivision - Pct. #4
 - e. I & A Subdivision - Pct. #4
 - f. Tony Subdivision - Pct. #4
 - B. Preliminary Approval:
 - A. M.G. Subdivision - Pct. #1
 - B. Garza Subdivision - Pct. #4
19. Urban County:
 - A. City of Palmview - Planning Consultant Contract for Planning and Capacity Building Activity Year 4
 - B. City of Edcouch - Economic Development Loan Agreement with Comunidades Unidas Por Mejoramiento, Inc.
 - C. Approval of bills
20. Permits:
 - A. Southwestern Bell - Pct. #1
 - B. Rio Grande Valley Gas Company - Pct. #3
 - C. Sharyland Water Supply - Pct. #3 & #4

Dated this the 12th day of September, 1991

P.O. BOX 1356
EDINBURG, TEXAS 78540
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R U I Z

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HIDALGO COUNTY JUDGE

NOTICE

NOTICE is hereby given in accordance with Article 6252-17, Sections 2E, 2G, and 3A, as amended, that a SPECIAL MEETING of the Commissioners' Court will be held on Tuesday, September 17, 1991 at 09:30 A.M. in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

ADDENDUM

1. Planning Department:
 - A. Request audience to Non-Compliance to the County's Subdivision Regulations issued to Enriqueta Martinez
2. Approval of Amended Order calling Election for the Incorporation of Progreso
3. J.D. Salinas - Projects Coordinator
 - A. Approval of E.P.A. Pool Permit Application - Landfill

Dated this the 12th Day of September, 1991

P.O. BOX 1356
EDINBURG, TEXAS 78540
512 383-2751

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE

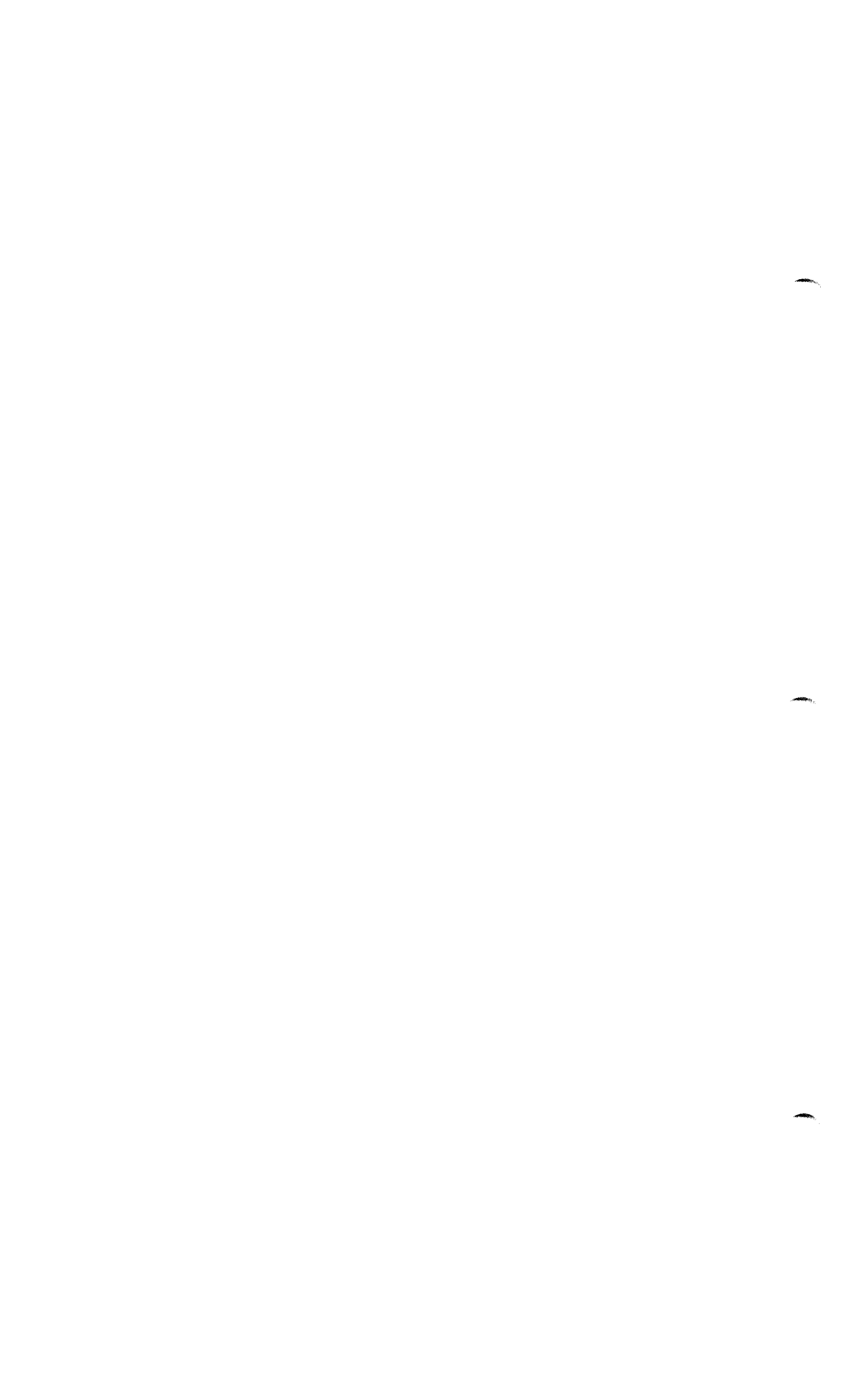
NOTICE is hereby given in accordance with Article 6252-17, Sections 2E, 2G, and 3A, as amended, that a SPECIAL MEETING of the Commissioners' Court will be held on Tuesday, September 17, 1991 at 09:30 A.M. in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

DRAINAGE DISTRICT #1

1. Line item transfer
2. Authorization to approve settlement and pay bill
3. Authorization to exempt engineering firm, Phase V, from bidding process - Bridge Railing Phase 3

Dated this the 12th day of September, 1991

P.O. BOX 1356
EDINBURG, TEXAS 78540
512 383-2751



THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 17TH day of SEPTEMBER, 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 Administration Building 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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SEPTEMBER 17, 1991

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 - September 03, 1991

A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to approve the September 3rd, 1991 minutes, as presented.

MOTION CARRIED.

ITEM 2. APPROVAL OF BILLS - Steve Austin

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve in the General Fund, claims #72,739 thru #72,970 in the amount of \$1,380,460.37; in the Special Revenue Fund, claims #70,530 thru #70,802 in the amount of \$1,040,052.00; in the Capital Projects Fund, claims #4,323 thru #4,330 in the amount of \$193,055.37 and in the Trust and Agency Fund, claims #2641 and #2642 in the amount of \$303,017.17.

MOTION CARRIED.

MOVED TO ITEM #15, BY CONSENSUS

ITEM 15. PRECINCT #1:

A. Consideration to approve interlocal agreement between the City of Alamo and Hidalgo County

Mr. Marcelino Medina, Alamo City Commissioner, came before the Court and presented an interlocal agreement between Precinct #1 and the City of Alamo to do approximately 1.5 miles of paving, of which 1/4 of that lies outside the city limits. The cost mentioned is \$7,977.00 to be paid by the County in part with labor and part with the use of their equipment, the City would put up \$39,865.00, of the costs of materials. The location to be paved would be Nebraska St., from Border Road all the way to Alamo Road. Mr. Medina further stated that he had also discussed this with the Commissioner in Precinct #2 and that Commissioner was also in agreement, in the event that the County Commissioner boundary lines should change.

A motion was then made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve an interlocal governmental agreement for the paving of Nebraska Road, in the Alamo area, partially in the city and partially outside city limits. The area is 1.5 miles, approximately, between Alamo Road and Border Road.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 3. APPROVAL OF COURT REPORTERS FEES:
A. Al Flores - \$15.00

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a \$15.00 payment, for court reporter fees, to Al Flores, as presented.

MOTION CARRIED.
SEE "EXHIBIT A"

- ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:
- A. County Clerk - \$148,690.66 - August
 - B. Justice of the Peace:
 - 1. Ruben Ramos - \$ 6,197.23 - August
 - 2. Esperidion Jackson - \$ 1,281.25 - " "
 - C. Constables:
 - 1. Robert Pena - \$ 45.00 - August
 - 2. Eduardo Bazan - \$ 0.00 - " "
 - 3. Genovevo Quintanilla - \$ 225.00 - " "
 - 4. Rumaldo Cerda - \$ 90.00 - " "
 - 5. Horacio Aguirre - \$ 0.00 - " "

4/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the County Clerk's August report totaling \$148,690.66.

MOTION CARRIED.
SEE "EXHIBIT B"

4/B

A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to approve the August report from the JPs, Mr. Ramos and Jackson.

MOTION CARRIED.
SEE "EXHIBIT B"

4/C

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the Constable reports for August, as presented.

MOTION CARRIED.
SEE "EXHIBIT B"

- ITEM 5. REQUEST FOR VOTING MACHINES:
- A. North Junior High - 3 machines (corrected)
 - B. Lincoln Elementary - 1 machine

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve North Junior High and Lincoln Elementary's requests for voting machines.

MOTION CARRIED
SEE "EXHIBIT C"

ITEM 6. APPOINTMENT OF REPRESENTATIVE AND ALTERNATE FOR AMIGOS

DEL VALLE INC. BOARD OF DIRECTORS

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to re-appoint Commissioner Norberto Salinas as representative and Commissioner Ramiro Cavazos as alternate, to the Amigos Del Valle Board, as presented.

MOTION CARRIED.
SEE "EXHIBIT D"

ITEM 7. APPROVAL OF COOPERATIVE AGREEMENT FOR CHILD SUPPORT ENFORCEMENT SERVICES BETWEEN ATTORNEY GENERAL OF TEXAS, COUNTY OF HIDALGO AND DISTRICT CLERK

Judge Ruiz explained that this was an automated joint effort between the District Clerk's Office and the Attorney General of the State of Texas, to enforce child support payments, with no cost to the County. A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a cooperative agreement between the Attorney General of Texas and the County of Hidalgo, through its District Clerk's Office for child support enforcement services.

MOTION CARRIED.
SEE "EXHIBIT E"

ITEM 8. AUTHORIZATION AND APPROVAL OF SETTLEMENT AGREEMENT - COUNTY OF NUECES TEXAS VS TEXAS BOARD OF CORRECTIONS

Judge Ruiz briefed the Court on the details leading to this settlement, in which he disclosed that the Counties, who took part in this lawsuit did win the lawsuit. He then mentioned that District Judge Hart, who presided over this case, approved a \$40.00 per diem rate of all State prisoners held by the Counties, but that the Attorney General is currently appealing the case. A bill has since been passed in the State Legislature, in which the County will receive X amount of dollars, in accordance with a formula set by the Legislature, for reimbursement of State prisoners, kept by the County, as of April 1, 1989. Secondly, the Legislature approved a formula of payment for State prisoners that are paper-ready, fifteen days, after they are sentenced, as of April 1, 1991. The schedule of payment is at any point that the County is 25% over the amount of prisoners we held April 1, 1991, the State will begin payment on a \$20.00 per day. He further noted that at this time a settlement agreement was being drawn up, that had to be approved and signed by September 31st, 1991.

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a settlement agreement, on the lawsuit styled County of Nueces Texas vs Texas Board of Corrections and authorize the County Judge to sign all documents thereof.

MOTION CARRIED.
SEE "EXHIBIT F"

ITEM 9. AUTHORIZATION TO PLACE A FREEZE ON DEPARTMENTAL BUDGETS THAT ARE PROJECTED TO OVEREXPEND IN 1991

Judge Ruiz explained that as a result of overexpenditures in the previous year, all budgets would be frozen, pertaining to employment through December 31st, 1991, travel, and major capital outlay purchases. He further stated that those departments or department heads, who felt that this action would hinder their regular operation, would have the opportunity to come before Commissioners' Court and explain their situation; and these would be heard on a case by case basis. Bob Davis, from the Sheriff's Department, and William "Billy" Leo, County Clerk, came before the Court and expressed their concern on what effect this would have on their departments.

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize and approve a freeze on all employment, travel and major capital outlay expenses to all departments, within the General Fund.

MOTION CARRIED.

ITEM 10. AUTHORIZATION TO ENTER INTO ASSET PURCHASE AGREEMENT FOR SOLID WASTE

After a brief summary by the County Judge in which he informed the Court, that the total purchase was \$2,068,625.00, of which machinery and equipment is \$1,037,828.00, plus land, in the amount of \$1,030,796.00 and \$1.00 for contract rights. A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the signature and entering into contract with Pena, Aldana Landfill, Mathias Pena, Jr., Rodrigo Ayala and Hidalgo County Disposal, on the asset purchase agreement for \$2,068,625.00.

MOTION CARRIED.
SEE "EXHIBIT G"

THIS ITEM, ITEM 10, IS REDISCUSSSED AFTER ITEM 20, AS PER REQUEST BY STEVE AUSTIN, COUNTY AUDITOR

ITEM 11. HEALTH DEPARTMENT:

- A. Approval of Contract Change
- B. Consideration and approval of Contract Renewal for Medical Director

11/A

Dr. Charles Wilson, Health Department Director, came before the Court and explained that this was a contract change that would normally take place during the 1990-91 contract year, but as it was we were past that year and the monies involved in this contract change were federal monies and the federal fiscal year ends September 31st, 1991. He was requesting this contract change so that the Health Department could go ahead and spend this money before September 31st. A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve a contract change and a budget amendment to the existing contract of \$2,500.00, in the Maternal and Child Health contract, for the purchase of supplies.

MOTION CARRIED
SEE "EXHIBIT H"

11/B

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to TABLE any action on the contract renewal for Medical Director, pending clarification of dates.

MOTION CARRIED.

12. WIC:

- A. Approval of Budget and Salary Schedule for fiscal year October 1, 1991 through October 1, 1992
- B. Approval of renewal Lease Agreement between John Phillips and Hidalgo County WIC program

12/A

After a lengthy discussion regarding the rate of increase in each employee's salary, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to TABLE any action taken in terms of the WIC budget and salary schedule.

MOTION CARRIED.

12/B

Norma Acosta, WIC Director, explained that this was a renewal on their lease, at the same rate as the previous year. A motion was made by Commissioner Arcaute, seconded by Commissioners Cavazos and Camarillo, to approve a contract renewal for one year, for services in the WIC rental, between John Phillips and the County of Hidalgo, for the WIC Program, at a rate of \$500.00 per month.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 13. SHERIFF'S DEPARTMENT:

- A. Request for Petty Cash Fund
- B. Approval of Budget Appropriation - Sheriff's Investigation Fund:
 - 1. 1-104-421-100 - \$9,850.96
 - 2. 1-104-421-100 - \$4,650.00

13/A

Bob Davis, from the Sheriff's Department, came before the Court to request that a petty cash fund in the amount of \$3,000.00 be set up in his department. These funds will be primarily for those detention officers that are taking State prisoners to the Texas Department of Corrections. A discussion then ensued regarding the reason for this request and the interpretation of the section of the law in question. After further discussion, it was recommended that no action be taken on this item, until it has been researched thoroughly.

NO ACTION.

13/B

A motion was made by Commissioner Arcaute,

seconded by Commissioner Cavazos, to approve \$9,850.96 and \$4,650.00, appropriated to the Sheriff's Investigation Fund, as presented.

MOTION CARRIED.
SEE "EXHIBIT J"

- ITEM 14. INTERNAL LINE ITEM TRANSFERS:
 - A. County Court at Law #4
 - B. County Clerk
 - C. Health Department (Sanitation)
 - D. WIC
 - E. Justice of the Peace
 - F. Lunacy Trials
 - G. Computer Department
 - H. Human Services

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the internal line item transfers, as follows: County Court at Law #4 - 500.00; County Clerk - \$2,000.00; Health Department (Sanitation) - \$200.00; WIC - \$23,756.00; Justice of the Peace - \$75.00; Lunacy Trials - \$150.00; Computer Department - \$117.00; and Human Services - \$1,500.00.

MOTION CARRIED.
SEE "EXHIBIT K"

- ITEM 16. PRECINCT #2:
 - A. Authorization to transfer funds from Road and Bridge County Wide to Precinct #2 Capital Projects Fund

Judge Ruiz explained that because of Hidalgo County Road Bond money, that had been used for the last two years, the Commissioners in Precincts One, Three and Four had overspent on certain projects, thus it had short-changed Precinct Two by \$72,982.57. A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to authorize a transfer of \$72,982.57, from Road and Bridge County Wide to Precinct Two Capital Projects.

MOTION CARRIED.
SEE "EXHIBIT M"

- ITEM 17. PURCHASING DEPARTMENT:
 - A. Award Bids:
 - 1. Hot Mix - County Wide
 - 2. Emulsified Asphalt - County Wide
 - B. Request to advertise:
 - 1. Tires - County Wide
 - 2. Biohazardous Waste - Health Dept & County Wide

17/A/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to award bid to Ballenger Construction, with a low bid of \$18.95 per ton, from their plant in Mission and \$19.95 per ton, from their plant in

Mercedes. This is for a one year period.

MOTION CARRIED.
SEE "EXHIBIT N"

17/A/2

A motion was made by Commissioner Cavazos, seconded by Commissioners Camarillo and Arcaute, to award bid to Mission Paving with a low bid price of \$.62 per gallon for emulsified asphalt.

MOTION CARRIED.
SEE "EXHIBIT N"

17/B/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the separate advertising for bids for the purchase of tires, County Wide, and the purchase of service of collection of biohazardous waste, for the Health Department and the Sheriff's Department; both for a period of one year. Bid opening October 9th, bid award October 14, 1991.

MOTION CARRIED.
SEE "EXHIBIT N"

An amendment to this motion, regarding tires, to include the Sheriff's Department, was made in the questions and comments portion of the meeting.

ITEM 18. PLANNING DEPARTMENT:

A. Subdivisions:

1. Final Approval:

- a. VCI Subdivision - Pct. #2
- b. Tano Subdivision - Pct. #3
- c. Los Tres Enriques - Pct. #4
- d. Brenna Aleen Park Subdivision - Pct. #4
- e. I & A Subdivision - Pct. #4
- f. Tony Subdivision - Pct. #4

B. Preliminary Approval:

- 1. M.G. Subdivision - Pct. #1
- 2. Garza Subdivision - Pct. #4

18/A/1/a

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the map of VCI Subdivision, which is located approximately 400.0 feet east of McColl Road on the south side of Hackberry Ave., in Precinct #2.

MOTION CARRIED.
SEE "EXHIBIT O"

18/A/1/b

A motion was made by Commissioner Arcaute, seconded by Commissioners Cavazos and Camarillo, to approve the map of Tano Subdivision, which is located approximately 660 feet north from Mile 2 north on the east side of Stewart Road, in Precinct #3.

MOTION CARRIED.
SEE "EXHIBIT O"

18/A/1/d

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the map of Brenna Aleen Park Subdivision, which is located on the north side of Freddy Gonzales adjacent to the Southern Pacific Railroad, in Precinct #4.

MOTION CARRIED.
SEE "EXHIBIT O"

18/A/2/e

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the map of I & A Subdivision, which is located on the west side of 10th St., north of Trenton Road, in Precinct #4.

MOTION CARRIED.
SEE "EXHIBIT O"

18/A/2/f

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the map of Tony Subdivision, which is located on the north west corner of F.M. 88 and Mile 12 North Road, in Precinct #4.

MOTION CARRIED.
SEE "EXHIBIT O"

18/B/1

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to give preliminary approval to M.G. Subdivision, which is located on the north east corner of Gonzalez Road and Mile 2 West, in Precinct #1.

MOTION CARRIED.

18/B/2

NO ACTION TAKEN.

18/A/2/c

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the map of Los Tres Enriques, which is located approximately 1320 feet east of Sharp Road on the south side of State Hwy. 107, in Precinct #4.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 19. URBAN COUNTY:

- A. City of Palmview - Planning Consultant Contract for Planning and Capacity Building Activity Year 4
- B. City of Edcouch - Economic Development Loan Agreement with Comunidades Unidas Por Mejoramiento, Inc.
- C. Approval of bills

19/A

Annette Nevarez, Urban County Director, came before the Court and introduced a professional services contract between the City of Palmview and Ricardo Gomez and Associates, in the amount of \$30,000.00. Several discussions then followed regarding whether or not an engineer would be

involved in the planning stage, the need for exceeding the proposed budget and also if any other city, in the County, had exceeded their budgets. A motion was then made by Commissioner Arcaute, seconded by Commissioner Cavazos, to TABLE a Planning Consultant contract for Planning and Capacity Building Activity Year 4.

MOTION CARRIED.
SEE "EXHIBIT P"

19/B

Annette Nevarez explained that Comunidades Unidas por Mejoramiento, Inc., was a candle-making operation and the amount of the proposed loan was \$13,390.56. A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the loan agreement, as presented, between the City of Edcouch, the County of Hidalgo and Comunidades Unidas por Mejoramiento, Inc., for business in the candle-making company, in the Delta Area; total loan \$13,390.56, 5% interest amortization over five years quarterly payments, one year deferred.

MOTION CARRIED.
SEE "EXHIBIT P"

19/C

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the 1990 Urban County bills #2714 thru #2720 in the amount of \$94,523.40; the 1991 Urban County bills #2721 thru #2726 in the amount of \$22,515.01 and the 1990 Emergency Shelter Grant bill #2727 in the amount of \$1,047.56. The total Urban County memorandum to be approved is in the amount of \$118,085.97.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 20. PERMITS:

- A. Southwestern Bell - Pct. #1
- B. Rio Grande Valley Gas Company - Pct. #3
- C. Sharyland Water Supply - Pct. #3 & #4

20/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a request for permit by Southwestern Bell to bury a cable along Mile 2 1/2 East, beginning at Mile 4 North and going east approximately 900 feet, in Precinct #1.

MOTION CARRIED.
SEE "EXHIBIT Q"

20/B

A motion was made by Commissioner Camarillo, seconded by Commissioners Cavazos and Arcaute, to approve a request for permit by Rio Grande Valley Gas Company, to lay a two inch gas line, beginning 400 feet west of Taylor Road, along Mile 6 and going east, in Precinct #3.

MOTION CARRIED.
SEE "EXHIBIT Q"

20/C

A motion was made by Commissioner Camarillo,

seconded by Commissioner Cavazos, to approve a request for six permits by Sharyland Water Supply, for one road crossing in Precinct #3 and six road crossings in Precinct #4, to give water service to persons in this area.

MOTION CARRIED.
SEE "EXHIBIT Q"

REDISCUSSION OF ITEM 10 AS PER REQUEST BY STEVE AUSTIN, COUNTY AUDITOR

The Judge referred back to the Asset Purchase Agreement, in which we were purchasing equipment, as well as property and as a result a motion was needed to actually follow the Purchasing Laws of the State of Texas and exempt the purchase of equipment, land and machinery. A motion was then made by Commissioner Arcaute, seconded by Commissioner Cavazos, to exempt the purchase of equipment, machinery and land, in the County's agreement to enter into the Asset Purchase Agreement. This exemption is from the Purchasing Policies of the County and the laws of the State of Texas.

MOTION CARRIED.

ADDENDUM 1. PLANNING DEPARTMENT:

A. Request audience to Non-Compliance to the County's Subdivision Regulations issued to Enriqueta Martinez

J.D. Salinas briefly introduced the problem to the Court, after which the Judge allowed Mrs. Enriqueta Martinez, the landowner, to state her case. The problem seemed to be that Mrs. Martinez had previously built two frame houses, for which she had been cited by Inspector Castillo, for not acquiring a building permit. She now wanted to build a third house in her five acre tract, but couldn't seem to get approval from the Hidalgo County Planning Department. Judge Ruiz then asked Dr. Charles Wilson, Health Director, and Emilio Garcia, Chief Planner, what constraints there would be in regards to septic tanks on this tract. Mr. Garcia noted that her building the third house did not conform to County regulations. Both the Judge and Emilio Garcia then suggested that Mrs. Martinez divide her property as per a Family Partition. A motion was then made by Commissioner Arcaute, seconded by Commissioner Cavazos, to DENY the request of Mrs. Enriqueta Martinez for a building permit, in her tract of land.

MOTION CARRIED.
SEE "EXHIBIT R"

ADDENDUM 2. APPROVAL OF AMENDED ORDER CALLING ELECTION FOR THE INCORPORATION OF PROGRESO

After a brief discussion, it was clarified that the polling place for this election would be at the Progreso High School Administrative Building, located at the north east corner of F.M. Road 1015 and Malone Drive, in voting Precinct #40. The election judge for the general election

(09/17/91)

11

is Michel Guerrier and the early voting Judge will be San Juanita Chavez. A motion was then made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the amended order, as presented.

MOTION CARRIED.
SEE "EXHIBIT S"

ADDENDUM 3. J.D. SALINAS - PROJECTS COORDINATOR
A. Approval of E.P.A Pool Permit Application -
Landfill

J.D. Salinas, Projects Coordinator, came before the Court and disclosed that the Texas Associations of Counties was sponsoring a program to assist Texas counties in determining whether their landfills are required to be permitted into EPA regulations. He went on to say that he had submitted questionnaires to two of our landfills, which were now being reviewed and he was requesting authorization to submit the questionnaires and also for engineering payment, in the amount of \$500.00, for the review of each of these landfills. He reported that if the EPA found that our present operating landfills were not up to standards, then the County could be liable and could face a fine. A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorize the submittal of questionnaires to the Texas Association of Counties and approve payment to the Texas Association of County for the amount of \$500.00. This is in reference to permit #1727 and permit #1593.

MOTION CARRIED.
SEE "EXHIBIT T"

A questions and comments session followed with the following business being discussed:

Ramiro Gonzalez, Purchasing Director, urged that on the request to advertise for tires, on County Wide, that the Sheriff's Department also be included in that motion, since their contract expires a week after the County Wide contract expires. A motion was then made by Commissioner Arcaute, seconded by Commissioner Cavazos, to amend the previous action taken under under Item 17/B, is in order. This is a request to advertise for tires, County Wide, and that the Sheriff's Department should be included in this advertisement.

MOTION CARRIED.
SEE "EXHIBIT N"

Domingo Garza came before the Court and asked for information on how to go about in partitioning his property to conform with County regulations. He stated that he and a neighbor were in conformity in working together to put up the 50 feet of right of way. The Judge then suggested that it would be beneficial to both if they work together in hiring an engineer to partition both their properties. Judge Ruiz then asked Emilio Garcia and J.D. Salinas to please explain the problem with this gentleman's request. He then further informed Mr. Garza that his staff would assist him in any

questions that he might have.

Steve Austin, County Auditor, then asked if a letter would be submitted to all departments, from the County Judge's Office, with regards to the budget freezes. The Judge responded that a memo would go out as soon as possible.

There being no further business to come before the Court, a motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, 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. LINE ITEM TRANSFER

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve a line item transfer of \$72,500.00, as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

ITEM 2. AUTHORIZATION TO APPROVE SETTLEMENT AND PAY BILL

Judge Ruiz informed the Court that this was in reference to Lakeview Estates, with regards to the loss of water as a result of a drainage ditch. He went on to say that a settlement had been reached, at a rate of \$66.00 per month, for a period of 20 years or for the life of the lake, for getting water from the Irrigation District. The County would pay and install a well and then let the homeowners there, operate and maintain it thereafter. A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorize a settlement of \$27,500.00 for the installation of a 10-inch well, equipped with a submersible pump to maintain Lake Sharon, contingent on the landowners approving our settlement agreement and contract.

MOTION CARRIED.
SEE "EXHIBIT V"

ITEM 3. AUTHORIZATION TO EXEMPT ENGINEERING FIRM, PHASE V,

FROM BIDDING PROCESS - BRIDGE RAILING PHASE 3

A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to exempt Phase V, from the bidding procedure, under professional services.

MOTION CARRIED.

There being no further business to come before the Drainage District, a motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, that said meeting 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 _____ A B S E N T _____
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4



this 17TH day of SEPTEMBER, 1991.

WILLIAM B. LEO, COUNTY CLERK

By: 
Jennifer Castillo, Deputy