

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 7TH day of
JANUARY, 1992, 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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JANUARY 7, 1992

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:
A. December 12, 1991
B. December 17, 1991

Judge Ruiz informed the Court that only the minutes of December 17, 1991 needed to be approved. A motion was then made by Commissioner Arcaute, seconded by Commissioners Cavazos and Salinas, to approve the minutes of December 17, 1991, as presented.

MOTION CARRIED.

Judge Ruiz then went on to inform the Court that two groundbreaking ceremonies would be held for the new health clinics; one in the Edinburg area and one in the Weslaco area, respectively. He also noted that a public hearing would be held on Monday, January 13, 1992, at 6:00 PM, here in the Commissioners' Court courtroom, with regards to the proposed new state prison, in the Edinburg area.

- ITEM 2. APPROVAL OF BILLS - Steve Austin

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve the bills as follows: in the General Fund bills #75,619 thru #75,925 in the amount of \$1,145,446.17; in the Special Revenue Fund bills #73,221 thru #73,435 in the amount of \$530,224.59; in the Debt Service Fund bill #788 in the amount of \$139,041.67; in the Capital Projects Fund bills #4,406 thru #4,409 in the amount of \$1,506.02; in the Trust and Agency Fund bills #2,775 thru #2,793 in the amount of \$566,598.41 and in the Enterprise Fund bills #6 thru #9 in the amount of \$6,019.14, as presented by Mr. Steve Austin.

MOTION CARRIED.

- ITEM 3. APPROVAL OF COURT REPORTER'S FEES:
A. Clarisia Rodriguez - \$1,970.60

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve court reporter's fees to Clarisia Rodriguez, in the amount of \$1,970.60.

MOTION CARRIED.
SEE "EXHIBIT A"

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

A. Justice of the Peace:

- 1. Oscar L. Garza - \$ 2,403.25 - October
- 2. Juan Rosel - \$ 6,134.50 - November

B. Sheriff's Department - \$ 107,194.24 - November

4/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve the JP reports, as presented.

MOTION CARRIED.
SEE "EXHIBIT B"

4/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the Sheriff Department's November report totaling \$107,194.24.

MOTION CARRIED.
SEE "EXHIBIT B"

ITEM 5. PRESENTATION OF RESOLUTION - Hidalgo County Historical Museum - Shan E. Rankin

NO ACTION.
SEE "EXHIBIT C"

ITEM 6. CONSIDERATION AND APPROVAL AUTHORIZING REINSTATEMENT OF FORFEITED SERVICE CREDIT PRIVILEGES FOR ELIGIBLE EMPLOYEES PRIOR TO JANUARY 1, 1992

Judge Ruiz explained that the County had had various requests by employees who had left the County and now wanted to buy into the system on the buy-back process through our District and County Retirement System. He continued by stating that there were 168 eligible persons within the County that could have the privilege of buying back into the system. A discussion was then ensued by Commissioner Salinas, in regards to this affecting the present employees in some way. A motion was then made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve a buy-back order, under the Texas County and District Retirement System, as presented.

MOTION CARRIED. (COMMISSIONER SALINAS VOTED AGAINST THE
SEE "EXHIBIT D" MOTION.)

ITEM 7. REQUEST BY PALMER DRUG ABUSE AND HORIZONS OF MISSION ENTERPRISES INC. FOR DRUG CONFISCATED MONIES

Ann Lee Phillips, from the Palmer Drug Abuse Program, came before the Court and requested \$30,000.00 for the 1992 budget to be able to add new programs. She was joined by Ms. Andrea Lacy, after a question by Commissioner Camarillo, concerning the number of participants helped in the past. After further comments and discussions, by Judge Ruiz and Commissioner Salinas, respectively, a motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to auth-

thorize \$30,000.00, at the request of their proposal, for Palmer Drug Abuse.

MOTION CARRIED.
SEE "EXHIBIT E"

Betty Bundy, from Horizons of Mission, came before the Court and also requested \$30,000.00, to fund two new efforts to impact hard to reach youths and families. She then introduced Jesse Vela, the coordinator for guidance and counseling in the Mission schools, who will be coordinating and working on the Life Management Skills Program. After discussion concerning the area assisted through this program, a motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve the request from Horizons of Mission totaling \$30,000.00.

MOTION CARRIED. (COMMISSIONER ARCAUTE VOTED AGAINST THE MOTION)
SEE "EXHIBIT E"

ITEM 8. DISTRICT CLERK:
A. Budget Amendment - 1992

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve a budget amendment of \$107,095.00 to the District Clerk's Office, as presented.

MOTION CARRIED.
SEE "EXHIBIT F"

ITEM 9. LAW LIBRARY:
A. Budget amendment & set salary - 1992

Judge Fidencio Guerra informed the Commission that when he prepared his budget he had neglected to budget the 5% increase for the Law Librarian. A motion was then made by Commissioner Camarillo, seconded by Commissioners Salinas and Arcaute to approve a budget amendment, to the Law Library Fund, to increase the salary from \$25,200.00 to \$26,460.00, plus fringes; motion should also state that salary is being set at \$26,460.00.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 10. DISTRICT ATTORNEY:
A. Appropriation of H.B. 65 Investigation funds - 1992

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to appropriate \$283,436.00, under the District Attorney's Investigation Fund; the large majority going into salaries, fringes, plus \$25,000.00 equipment.

MOTION CARRIED.
SEE "EXHIBIT H"

(01/07/92)

ITEM 11. SHERIFF'S DEPARTMENT:

- A. Appropriate H.B. 65 Investigation fund
- B. Declare equipment surplus - various equipment

11/A

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to appropriate \$500,000.00 under the Sheriff's Investigation Fund.

MOTION CARRIED.
SEE "EXHIBIT I"

11/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the declaration of equipment surplus, under the Sheriff's Department and authorize the Purchasing Agent to dispose of said equipment.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 12. HEALTH DEPARTMENT:

- A. Consideration and approval of Contract Amendment between Hidalgo County and the City of Edinburg (El Tule Office Space)

Judge Ruiz explained that this was basically the same contract that we've had with the City of Edinburg for the El Tule office space. He further noted that the previous contract had run until September 30, 1991, and that presently, there was no contract in place. A motion was then made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve contract extension between the Hidalgo County and the City of Edinburg, for El Tule office space, for our health clinic, approximately 1970 square feet; beginning October 1, 1991 and ending September 30, 1992.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 13. TEXAS DEPARTMENT OF PUBLIC SAFETY:

- A. Authorization and approval to transfer equipment to Texas Alcoholic Beverage Commission

NO ACTION.
SEE "EXHIBIT K"

ITEM 14. GENERAL GOVERNMENT BUILDINGS:

- A. Authorization to convert housekeeping position to yard maintenance position

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize a conversion of position from housekeeping to yard maintenance position, in General Government Buildings, no change in salary.

MOTION CARRIED.
SEE "EXHIBIT L"

(01/07/92)

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ITEM 15. AUTHORIZATION TO TRANSFER HEALTH INSURANCE FUNDS
TO TRUST ACCOUNT

Judge Ruiz reported that in previous meetings, Steve Austin had been instructed to transfer all budgeted funds into the County's health insurance trust account for our group health insurance. The request now was to transfer all budgeted 1992 funds into the trust account, to continue our self-funding program, under the group health. After a discussion concerning the grant monies, a motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to authorize, our Auditor, to transfer all health insurance funds, under all funds, to our trust account, for our self-funding group health insurance.

MOTION CARRIED.

ITEM 16. BUDGET TRANSFER - from Sanitary Landfill (General Fund) to Enterprise Fund Sanitary Landfill

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to authorize a budget transfer from the General Fund Sanitary Landfill to the Enterprise Fund in the amount of \$83,299.46; these are for salaries.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 17. INTERNAL LINE ITEM TRANSFERS - 1991:

- A. PBX
- B. Computer Department
- C. 332nd District Court
- D. 206th District Court
- E. County Court at Law #4
- F. Veterans Service Office
- G. County Court at Law #1
- H. Purchasing Department

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the internal line item transfers, as follows: PBX - \$482.08; Computer Department - \$265.00; 332nd District Court -\$350.00; 206th District Court -\$2,888.36; County Court at Law #4-\$152.00; Veterans Service Office-\$500.00; County Court at law #1 - \$157.93 and the Purchasing Department - \$1,100.00. (NOTE: These are 1991 transfers.)

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 18. PCT. #3:

- A. Authorization for emergency repairs on two (2) white dump trucks
- B. Notice of Resignation - Justice of the Peace - Pct. #3 Place #2
- C. Possible action on appointment of Justice of the Peace - Pct. #3 Pl. 2

18/A

(01/07/92)

Commissioner Norberto Salinas requested that these trucks needed to be repaired, as soon as possible, because due to rain, some of the roads in his area are badly in need of repair. A motion was then made by Commissioner Salinas, seconded by Commissioners Camarillo and Cavazos, to authorize the repair of two white dump trucks and declaring an emergency, thus exempting it from the bidding procedure.

MOTION CARRIED.
SEE "EXHIBIT O"

18/B

Judge Ruiz informed the Court that Justice of Peace Juan Rosel had submitted a letter of resignation, effective December 31st, 1991. He then noted that due to this resignation, there were three years left in this term of office. For the record, Judge Ruiz then stated that, "Judge Rosel has served as JP for fourteen years and has done an excellent job, as JP, ...and we [Commissioners' Court] thank him for the service that he has given us, as Justice of the Peace." A motion was then made by Commissioner Salinas, seconded by Commissioners Arcaute and Camarillo, to accept the notice of resignation from Judge Rosel, effective December 31st, 1991.

MOTION CARRIED.
SEE "EXHIBIT O"

18/C

Commissioner Norberto Salinas was then given the courtesy of selecting an individual for this vacancy and he recommended Ms. Noralinda Garza, from Mission, to serve one year, until December 31st, 1992; the remaining unexpired term to be filled by an individual elected by the Precinct #3 constituents, during the Primary Election. Judge Ruiz then thanked Ms. Garza for accepting to serve as Justice of the Peace for Precinct #3 Place 2 and proceeded to give her the oath of office. A motion was then made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve the appointment of Noralinda Garza, as Justice of the Peace for Precinct #3 Place 2.

MOTION CARRIED.

ITEM 19. PCT. #4:

- A. Consideration of proposal by American Waste Management Inc. to operate the Hidalgo County Pct. #4 Landfill

Judge Ruiz briefed the Commission on the proposal by American Waste Management Inc. for a lease to operate the Hidalgo County Pct. #4 landfill. He explained that presently he was requesting to continue the process towards a leasing program with American Waste Management Incorporated, and once that lease agreement was satisfactory, then it would be brought to Commissioner's Court for final approval. Commissioner Camarillo then spoke favorably on behalf of this proposal. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize and consider proposal by American Waste Management Inc. to operate the Hidalgo County Pct. #4 Landfill.

MOTION CARRIED.
SEE "EXHIBIT P"

- ITEM 20. ECONOMIC DEVELOPMENT - J.D. Salinas
 A. Interlocal Governmental Agreement with the City
 of McAllen - Use of vehicle for Law Enforcement
 purpose

NO ACTION.
 SEE "EXHIBIT Q"

ITEM 21. PURCHASING DEPARTMENT:

- A. Award Bids:
 1. Commissary supplies - Sheriff's Department
 2. Paving Los Salinas Street - Pct. #3
 3. Resurface Bentsen South - Pct. #3
 B. Exemption on food items for a period of one (1)
 year

21/A/1

Ramiro Gonzalez, Purchasing Director, came before the Court and gave his recommendation on the commissary supplies for the Sheriff's Department. A discussion then ensued on whether this was in the best interest of the County, with regards to cost, and the legality behind our advertising for these items, with comments from Judge Ruiz, Commissioners Arcaute and Camarillo, Travis Heister and Ramiro Gonzalez. A motion was then made by Commissioner Salinas, seconded by Commissioner Camarillo, to award low bids to Crawford Supply Company, out of St. Louis, Missouri, Capital Enterprises, out of Lansing, Michigan, Murray's, of McAllen and Rainbo Baking Co., of Harlingen. (NOTE: This is for a period of two years.)

MOTION CARRIED. (COMMISSIONERS SALINAS AND CAMARILLO VOTED IN FAVOR OF MOTION; COMMISSIONERS ARCAUTE AND CAVAZOS ABSTAINED; JUDGE VOTED IN FAVOR)

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to advertise for bids that we did not receive any bids on, in regards to commissary supplies for the Sheriff's Department. Bid opening January 22, bid award January 28.

MOTION CARRIED.
 SEE "EXHIBIT R"

21/A/2

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to award low bid to Mission Paving at \$1.85 per square yard for hot mix; this is for Los Salinas Road.

MOTION CARRIED.
 SEE "EXHIBIT R"

21/A/3

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to award bid to Mission Paving as low bid, at \$1.60 per square yard; this is for resurfacing of Bentsen South.

MOTION CARRIED.
 SEE "EXHIBIT R"

21/B

A motion was made by Commissioner Salinas, sec-

(01/07/92)

ended by Commissioner Camarillo, to exempt, under the Purchasing Policy, for food items, County-wide, for a period of one year.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 22. PLANNING DEPARTMENT:

A. Subdivisions:

1. McAllen Methodist Hospital Subdivision - Pct. #2
2. Resubdivision Lazy "A" Ranch Addition - Pct. #3
3. Section "P" Valley Memorial Gardens - Pct. #3

22/A/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the map of McAllen Methodist Hospital, which is located on the southwest corner of Savannah Ave. and 5th Street, in the City of McAllen, in Precinct #2.

MOTION CARRIED.
SEE "EXHIBIT S"

22/A/2

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve the map of Resubdivision Lazy "A" Ranch Addition, which is located approximately 300 feet north of Maple and on the east side of 24th Street, in the City of McAllen, in Precinct #3.

MOTION CARRIED.
SEE "EXHIBIT S"

22/A/3

A motion was made by Commissioner Salinas, seconded by Commissioners Camarillo and Cavazos, to approve the map of Section "P" Valley Memorial Gardens, which is located approximately 1980 feet north of 2 Mile Line and on the east side of Taylor Road, in the City of McAllen, in Precinct #3.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 23. DEPARTMENT OF COMMUNITY AFFAIRS:

A. Consideration of a Cost of Living increase for Year 1992

Jesse Villarreal, Executive Director, for the Hidalgo County Community Affairs, came before the Court and requested a 7% cost of living increase for his staff. A discussion then ensued, with comments from Commissioners Salinas and Arcaute, as well as, from Judge Ruiz, who recommended a 5% increase. A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve a 5% cost of living increase, for all Community Affairs employees.

MOTION CARRIED.
SEE "EXHIBIT T"

(01/07/92)

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ITEM 24. COMMUNITY SERVICE AGENCY:

- A. Medical Transportation Amendment #2
- B. Special Medical Transportation Amendment #4
- C. Community Service Block Grant FFY '92

24/A

Maribel Navarro, from the Community Service Agency, came before the Court and explained the amendment to the Medical Transportation budget. A motion was made by Commissioner Arcaute, seconded by Commissioners Cavazos and Salinas, to approve amendment #2 to the Medical Transportation, from \$167,508.00 to \$172,107.00.

MOTION CARRIED.
SEE "EXHIBIT U"

24/B

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve an amendment raising the amount, to Special Medical Transportation Program, to \$139,808.00.

MOTION CARRIED.
SEE "EXHIBIT U"

24/C

A motion was made by Commissioner Camarillo, seconded by Commissioners Arcaute and Salinas, to approve the Community Service Block Grant for Fiscal Year 1992, to include a 5% across the board increase for all employees, employed in the Community Service Agency.

MOTION CARRIED.
SEE "EXHIBIT U"

ITEM 25. URBAN COUNTY:

- A. City of La Joya - Professional Service Contract (Engineering) Street Improvements Year 4
- B. Submission approval of Hidalgo County - Comprehensive Housing Affordability Strategy (CHAS)
- C. Approval of bills

25/A

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve an engineering contract with the City of La Joya, the County of Hidalgo and Richard Salinas & Associates, in the amount of \$4,500.00.

MOTION CARRIED.
SEE "EXHIBIT V"

25/B

Annette Nevarez, Urban County Director, briefed the Court on the CHAS (Comprehensive Housing Affordable Strategy). She mentioned that this program replaced two documents that the County has previously submitted for funding. She further stated that this program included the County Consortium and excluded the MSA cities. After discussion, a motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve the Comprehensive Housing Affordability Strategy, as presented.

MOTION CARRIED.
SEE "EXHIBIT V"

(01/07/92)

10

25/C

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve the 1990 Urban County bills #3038 thru #3031 in the amount of \$29,086.81; the 1991 Urban County bills #3032 thru #3044 in the amount of \$92,834.86 and the 1990 Rental Rehab Program bill #3045 in the amount of \$8,568.42. The total Urban County memorandum to be approved is \$130,490.09.

MOTION CARRIED.
SEE "EXHIBIT V"

ITEM 26. SET SALARIES FOR YEAR 1992

Judge Ruiz explained that these were the last of the salaries to be approved for the year 1992 and they included the Narcotic Court, the County Patrol, the Health Department, Precinct #1 Road and Bridge, the Master Court, the District Attorneys Investigation Fund-HB. 65 and the Narcotic Task Force, the Veterans Service Office, and the District Clerk's A.G. Grant. A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to set salaries for year 1992 effective January 1st, 1992, as presented.

MOTION CARRIED.
SEE "EXHIBIT W"

ITEM 27. 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 Land Acquisition

Judge Ruiz and Commissioners went into Executive Session, accompanied by Legal Counsel, Travis Heister.

ITEM 28. B. OPEN SESSION:

1. Discussion and possible action on Land Acquisition

Judge Ruiz explained that no action was needed at this time on this item and briefed the Court by stating that this was in regards to the proposed site for a state prison facility, for an application to be submitted to the Governor of the State of Texas by January 15th. He stated that when negotiations were finalized formal action would be taken by Commissioners' Court. Commissioner Salinas then stated for the record that he opposed the prison site within Hidalgo County and he was against "any kind of proposal for any expenditures out of our General fund." After further comments from Commissioner Salinas, as well as from Commissioner Arcaute, Judge stated that no action was needed at this time.

NO ACTION.

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

MOTION CARRIED.

DRAINAGE DISTRICT

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

ITEM 1. INTERNAL LINE ITEM TRANSFER

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve an internal line item transfer of \$31,300.00, under the Drainage District.

MOTION CARRIED.
SEE "EXHIBIT X"

There being no further business to come before the Drainage District, a motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, 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

Attest this 7TH day of JANUARY, 1992.



WILLIAM R. LEO, COUNTY CLERK

By: _____
Jennifer Castillo, Deputy