

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 9TH day of MARCH, 1992, after due notice having been given, there was begun and holden, a REGULAR 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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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 BILLS - County Auditor

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the bills as follows: in the General Fund bills #77674 thru #77847 in the amount of \$633,057.99; in the Special Revenue Fund #74920 thru #75057 in the amount of \$750,422.28; in the Debt Service Fund bills #811 and #812 in the amount of \$939.08; in the Capital Projects Fund bills #4455 thru #4462 totaling \$38,330.33; in the Trust and Agency Fund bills #2875 and #2876 in the amount of \$369,610.99 and in the Enterprise Fund bills #1049 thru #1051 in the amount of \$3,613.83.

MOTION CARRIED.

ITEM 2. APPROVAL OF MONTHLY FEE REPORTS:

- A. County Clerk - \$257,875.18 - January
- B. District Attorney - January/February

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the January report for the County Clerk and the January and February reports for the District Attorney's Office.

MOTION CARRIED.  
SEE "EXHIBIT A"

ITEM 3. TAX ASSESSOR/COLLECTOR:

- A. Tax Refund:
  - 1. Abel Quintanilla - \$843.99

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the report by Mr. Ciro Trevino recommending a tax refund to Abel Quintanilla in the amount of \$843.99.

MOTION CARRIED.  
SEE "EXHIBIT B"

ITEM 4. APPROVAL OF COURT REPORTERS FEES:

- A. Mark A. Kvapil - \$214.00

A motion was made by Commissioner Cavazos, seconded by Commissioners Camarillo and Arcaute, to approve court reporters fees to Mark Kvapil in the amount of \$214.00.

MOTION CARRIED.  
SEE "EXHIBIT C"

ITEM 5. APPROVAL OF VOTING MACHINES:

- A. City of McAllen - 20 machines
- B. City of Edinburg - 14 " "
- C. City of Weslaco - 12 " "
- D. Monte Alto ISD - 1 machine
- E. City of Mercedes - 6 machines
- F. Mercedes ISD - 5 " "
- G. Valley View ISD - 3 " "
- H. Progreso ISD - 3 " "

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve voting machine requests, as presented.

MOTION CARRIED.  
SEE "EXHIBIT D"

ITEM 6. AUTHORIZATION TO TRANSFER EQUIPMENT TO THE TEXAS ALCOHOLIC BEVERAGE COMMISSION

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to authorize a transfer of equipment which is more specifically five walkie-talkies, belonging to Hidalgo County, were presently being used by the Department of Public Safety, they will be transferred to the Texas Alcoholic Beverage Commission, under the request of Mr. Leonard Lozano.

MOTION CARRIED.  
SEE "EXHIBIT E"

ITEM 7. ADULT PROBATION:

- A. Ministerial approval of budget adjustment

Judge Ruiz explained that this is an adjustment within the 03 category. It calls for the creation of four probationary officers, at a salary of \$12,775.00, which is a salary for six months and the adjustment of six present salaries. A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize and approve budget adjustments and budget amendments to the Adult Probation Department, adjusting slot position #15, by \$600.00, six times and \$60.00 once to be transferred to different slots within his department, for pre-investigation position increases; and also approving a budget amendment within his 03 category, creating four new probation officer positions at a salary of \$24,150.00.

MOTION CARRIED.  
SEE "EXHIBIT F"

ITEM 8. AUTHORIZATION TO RENEW CONTRACT BETWEEN HIDALGO COUNTY AND KATHY A. KOKERNOT - Alcohol Breath Test Program

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve a contract between Hidalgo County Sheriff's Office and Kathy A. Kokernot, for alcoholic breath test programs; contract begins January 1st, 1992, ends December 31st, the amount of the contract is \$13,200.00.

MOTION CARRIED.

SEE "EXHIBIT G"

ITEM 9. CONSIDERATION OF REQUEST - James E. Darling - City  
of McAllen, City Attorney

Judge Ruiz informed the Court that this was regarding the rate increase that had been requested by Magic Valley Electric Co-Op. Mr. Darling was requesting that the County of Hidalgo join the Cities in the fight against this rate increase. A motion was then made by Commissioner Salinas, seconded by Commissioner Cavazos, to authorize the joining with Cities to actually fight the rate increase proposed by Magic Valley Electric Co-Op, approve a budget amendment and participate in the cost of legal fees in the amount of \$5,000.00.

MOTION CARRIED.

ITEM 10. INTERNAL LINE ITEM TRANSFERS:  
A. Health Department  
B. County Judge Administration

A motion was made by Commissioner Cavazos, seconded by Commissioner Salinas, to approve the internal line item transfers as follows: Health Department - \$500.00 and County Judge Administration - \$372.80.

MOTION CARRIED.  
SEE "EXHIBIT H"

ITEM 11. DISTRICT ATTORNEY:  
A. Authorization to advertise for the sale of confiscated gold - Investigation fund

A representative from the District Attorney's Office, came before the Court and explained the need for the advertisement and how to advertise. It was suggested, by Judge Ruiz, that the bids be opened and awarded in Commissioners' Court. A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to authorize the advertising for the sale of confiscated gold, through the District Attorney's Office, bid opening and awarding will be March 31st.

MOTION CARRIED.  
SEE "EXHIBIT I"

ITEM 12. GENERAL GOVERNMENT BUILDINGS:  
A. Authorization and approval to adjust salary of carpenter

Judge Ruiz explained that this was an oversight during budget time. Commissioner Camarillo then mentioned that there was also an oversight in his budget, but he brought to mind that this type of action would not be right at this time in the year. It was then recommended that NO ACTION be taken at this time.

NO ACTION.  
SEE "EXHIBIT J"

ITEM. AUTHORIZATION AND APPROVAL TO TRANSFER FUNDS FROM 139TH DISTRICT COURT TO THE 92ND DISTRICT COURT FOR ADMINISTRATIVE SECRETARY

Judge Ruiz stated that there was an extra incentive in salary to the Court Coordinator for her efforts in keeping up with the Board of Judges. Now that there has been a change in the Chairmanship in the Board, there is a request to transfer the incentive amount from Judge Longoria's court to Judge Salinas' court. A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to reduce the salary of the Court Coordinator from Raul Longoria's office by \$200.00 and increase the salary to Homer Salinas' Court Coordinator by those \$200.00. The total transfer of funds from Longoria's to Salinas' budget is \$2,316.60.

MOTION CARRIED.  
SEE "EXHIBIT K"

ITEM 14. PURCHASING DEPARTMENT:

- A. Award Bids:
  - 1. Janitorial Services - Community Service
  - 2. Eliminator
  - 3. Service of elevators
- B. Discussion and possible action on uniform policy

14/A/1

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to award bid to E & D Janitorial Service, out of Edinburg, for a monthly fee of \$550.00 per month on a one year contract.

MOTION CARRIED.  
SEE "EXHIBIT L"

14/A/2&3

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to take all bids received under the advertisings for the purchase of an eliminator and for the service of elevators, that all these bids be taken under advisement.

MOTION CARRIED.  
SEE "EXHIBIT L"

14/B

Commissioner Salinas requested that a policy be made in which employees, who are supplied with uniforms, pay 50% and the County pay 50%. Commissioner Arcaute did not concur with that. His position was to let the Department Heads take care of it at their discretion. After further discussion, a motion was made by Commissioner Salinas, that employees pay 50% of the uniform rental and the County pay the remaining 50%. There being no second to this motion, the motion died.

NO ACTION.

ITEM 15. PLANNING DEPARTMENT:

A. Subdivisions:

1. Charles Subdivision - Pct. #2
2. Ore subdivision - Pct. #4

B. Line item transfer

15/A/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the map of Charles Subdivision, which is located approximately 1020 feet east of Jackson Road and on the south side of Ridge Road, within the city limits of Pharr, in Precinct #2.

MOTION CARRIED.  
SEE "EXHIBIT M"

15/A/2

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve the map of Ore Subdivision, which is located approximately 580 feet north of Pinkston Road and on the east side of Jasmine Road, in the City of Edinburg's E.T.J., in Precinct #4.

MOTION CARRIED.  
SEE "EXHIBIT M"

15/B

Emilio Garcia, Chief Planner, explained that this was money owed to an employee who had recently resigned. The money was owed due to vacation and compt. time that had not been taken. A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a line item transfer, in the Planning Department, of \$600.00.

MOTION CARRIED.  
SEE "EXHIBIT M"

ITEM 16. PROJECTS COORDINATOR - J.D. Salinas

- A. Authorization to submit grant application to the Texas Narcotic Control program for continued funding of the Narcotic Court

J.D. Salinas came before the Court and gave some statistics on the Narcotic Court, in terms of disposed and active cases. He mentioned that the amount of the grant would have to be greater, due to omission of the supplement pay for the visiting Judges and also the need of more than one jury panel per week, during this grant period. A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to authorize the submittal of a grant application, continuation grant, to the Texas Narcotic Control Program, for our continued funding for our Narcotic Court, in Hidalgo County; the budget is approximately \$290,000.00.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 17. URBAN COUNTY:

- A. City of Alton - Budget amendment - Yr. 4
- B. City of Alton - Contract award (fence installation) Parks and Recreation facilities - Yr. 4

C. Approval of bills

17/A

A motion was made by Commissioner Salinas, seconded by Commissioners Cavazos and Camarillo, to approve the budget amendment, as presented, for the City of Alton's Yr. 4 Urban County.

MOTION CARRIED.  
SEE "EXHIBIT O"

17/B

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to award a contract to U Save Hardware, for the purchase and installation of a six foot chain link fence, in the City of Alton's Parks and Recreation facility.

MOTION CARRIED.  
SEE "EXHIBIT O"

17/C

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the 1989 Urban County bill #3222 in the amount of \$5,340.72; the 1991 Urban County bills #3223 thru #3229 in the amount of \$17,321.56 and the 1991 Emergency Shelter Grant Program bills #3230 thru #3233 in the amount of \$8,248.46. The total Urban County memorandum to be approved is in the amount of \$30,910.74.

MOTION CARRIED.  
SEE "EXHIBIT O"

ITEM 18. COMMUNITY SERVICE AGENCY:

A. Public Hearing:

1. Housing Preservation Grant

B. Approval of resolution authorizing submittal of Housing Preservation Grant application to Farmers' Home Administration

18/A

Judge Ruiz called the Public Hearing open on the Housing Preservation Grant. Maribel Navarro then came before the Court and explained the basics of the grant. She mentioned that they estimated that from seven to nine homes would be completed with this grant. The reason for this being that there has been a gradual decrease in the grant amount over the years. The Judge then asked if there were any questions or comments from the Commissioners; there being none, he then asked if there were any questions or comments from the audience. Mr. Jose Arcaute then appeared before the Court, with some concerns regarding the rebuilding of condemned buildings. It appeared that his main concern was the Mexican residents coming into the Valley and taking advantage of the programs for the colonia residents and the needy in the Valley area. Judge Ruiz then asked Ms. Navarro to explain the criteria to Mr. Arcaute. Ms. Navarro stated that the residents that could take advantage had to be 60 years or older, or single parent households; head of household must be U.S. citizen and it does not fit condemned buildings, they must be owner occupied. They must also be landowners.

NO ACTION.

18/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, approving resolution authorizing the submittal of Housing Preservation Grant application to Farmers' Home Administration, after appropriate public hearing and review of the application.

MOTION CARRIED.  
SEE "EXHIBIT P"

ITEM 19. DEPARTMENT OF COMMUNITY AFFAIRS:  
A. Approval of personnel policy

Jesse Villareal, Director, came before the Court requesting approval of personnel policies to be modified as per criteria by the Texas Department of Commerce. He stated that it was being modified further to define the departmental structure. A discussion then ensued with favorable comments from Judge Ruiz and Commissioner Camarillo; comments on the need for incorporation of this organization by Commissioner Salinas and inquiries about the reorganization of some of the departments, within the Department of Community Affairs. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to adopt new personnel policies and procedures manual, as presented by Mr. Jesse Villareal for our JTPA Program, under the Department of Community Affairs, Hidalgo/Willacy.

MOTION CARRIED. (COMMISSIONERS CAMARILLO AND CAVAZOS VOTED IN FAVOR OF THE MOTION, COMMISSIONERS ARCAUTE & SALINAS VOTED AGAINST THE MOTION; JUDGE CAST DECIDING VOTE, VOTED IN FAVOR OF THE MOTION)

ITEM 20. PERMITS:

- A. North Alamo Water Supply - Pct. #1 & #4
- B. Robert W. Smith - Pct. #3
- C. Southwestern Bell - Pct. #3

20/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a request for permit by North Alamo Water Supply, for nine meter connections in Precincts One and Four.

MOTION CARRIED.  
SEE "EXHIBIT R"

Judge Ruiz then inquired on the number of subdivisions North Alamo Water needed to reach the goal for the grant loan.

20/B

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve a request for permit by Robert W. Smith, to put a six-inch drain line, PVC, to cross Texan Road, approximately 3000 feet north of the 4 Mile Line.

MOTION CARRIED.  
SEE "EXHIBIT R"

20/C

A motion was made by Commissioner Salinas, sec-

onded by Commissioner Cavazos, to approve a request for two permits by Southwestern Bell, in Precinct Three, and a portion of each of these permits lies within the city and a portion is out. We are only approving the portion that is outside of the city limits. The first, is to go along Bryan Road from Mile 1 North and the other is to go along Taylor Road, basically, north and south of Business 83.

MOTION CARRIED.  
SEE "EXHIBIT R"

ADDENDUM 1. PCT. #3:

A. Authorization and approval to enter into an inter-local agreement with the City of Mission

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve an inter-local agreement between the City of Mission and the County of Hidalgo, for the hauling of caliche, for this particular road.

MOTION CARRIED.  
SEE "EXHIBIT S"

There being no further business to come before the Court, a motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, 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. DISCUSSION AND POSSIBLE ACTION ON UNIFORM POLICY

After continuing discussion on this matter, it was recommended that no action be taken on this matter.

NO ACTION.

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 adjourned.

MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME  
BEFORE SAID COURT, the meeting of the Commissioners' Court was  
adjourned.

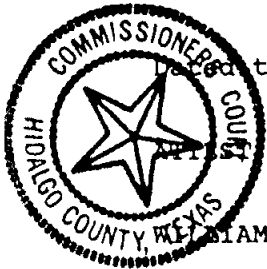
J. Edgar Ruiz \_\_\_\_\_  
County Judge

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 9TH day of MARCH, 1992.

BIAM R. LEO, COUNTY CLERK

By: Jennifer Castillo  
Jennifer Castillo, Deputy