

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

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BE IT REMEMBERED that on the 31ST day of MARCH, 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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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 - February 25, 1992

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the minutes, as presented, these are the minutes of February 25th, 1992.

MOTION CARRIED.

ITEM 2. APPROVAL OF BILLS - COUNTY AUDITOR

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve in the General Fund bills #78333 thru #78541 in the amount of \$1,152,559.01; in the Special Revenue Fund bills #75496 thru #75683 in the amount of \$707,797.31; in the Capital Projects Fund bills #4470 and #4471 in the amount of \$78,893.70; in the Trust and Agency Fund bills #2898 thru #2901 in the amount of \$28,977.58 and in the Enterprise Fund bills #1064 thru #1069 in the amount of \$10,844.73.

MOTION CARRIED.

ITEM 3. APPROVAL OF COURT REPORTERS FEES:

- A. Magdalena Garza - \$1,179.00
- B. Clarisia Rodriguez - \$1,764.80

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve court reporters' fees, as presented.

MOTION CARRIED.
SEE "EXHIBIT A"

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

- A. Sheriff's Department - \$37,978.13

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the February report for the Sheriff's Department, totaling \$37,978.13.

MOTION CARRIED.
SEE "EXHIBIT B"

ITEM 5. APPROVAL OF VOTING MACHINE REQUESTS:

- A. City of Mercedes - Amended request
- B. McAllen Memorial High School - 2 machines

5/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve five machines for early voting and four for election day, on May 2nd.

MOTION CARRIED.
SEE "EXHIBIT C"

5/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve two voting machines for McAllen Memorial High School.

MOTION CARRIED.
SEE "EXHIBIT C"

ITEM 6. COUNTY EXTENSION SERVICE:

- A. Introduction of new County Extension Agent - Agriculture

Ida Patrick came before the Court to introduce a new County Extension Agent. Mr. Brad Callen then gave some background information on the new Extension Agent for Agriculture, who is Mr. Jorge Guzman. After a few brief words of welcome from Judge Ruiz, no further action was taken.

NO ACTION.
SEE "EXHIBIT D"

ITEM 7. MUJERES UNIDAS/WOMEN TOGETHER:

- A. Proclamation declaring APRIL Sexual Assault Awareness Month

Ms. Diane Soto, for the Mujeres Unidas/Women Together Organization, came before the Court requesting approval of this proclamation. After Judge Ruiz read the proclamation, a motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to adopt this proclamation.

MOTION CARRIED.
SEE EXHIBIT E"

ITEM 8. DISTRICT CLERK:

- A. Declare various office equipment surplus
B. Request to increase petty cash fund

8/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the declaration of equipment surplus, in the District Clerk's Office, and authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.
SEE "EXHIBIT F"

8/B

Judge Ruiz explained that the increase requested, was from \$75.00 to \$100.00. A motion was made by

Commissioner Camarillo, seconded by Commissioner Cavazos, to increase petty cash, in the District Clerk's Office, from \$75.00 to \$100.00.

MOTION CARRIED.
SEE "EXHIBIT F"

ITEM 9. SHERIFF'S DEPARTMENT
A. Declare various equipment surplus

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorize the declaration of equipment surplus, as presented by the letters dated March 10th and March 12th, and to authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 10. JUVENILE PROBATION DEPARTMENT:
A. Request to advertise for computer networking system
B. Authorization for the submission of CJD purchase of Juvenile Services Grant

10/A

Mr. Buddy Silva stated that this computer system would be paid for through a grant that his department had received. A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to authorize the advertising for bids for the purchase of computer networking system, for the Juvenile Probation Department. Bid opening will be April 22nd, bid award will be April 28th.

MOTION CARRIED.
SEE "EXHIBIT H"

10/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, authorizing the submission of this proposal to the Criminal Justice Division for services, totaling \$37,232.00.

MOTION CARRIED.
SEE "EXHIBIT H"

ITEM 11. BUDGET AMENDMENT:
A. Fifth Administrative District Assessment

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve a budget amendment and authorize the payment of \$5,167.00, as the County pro-rata assessment towards the Fifth Administrative Judicial District. (NOTE: The actual payment is \$15,867.00 and the budget amendment is for \$5,167.00)

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 12. APPOINTMENT OF HIDALGO COUNTY DETENTION FACILITY CORPORATION BOARD MEMBERS

Judge Ruiz explained that this was due to the prison overcrowdedness due to the County Jail having to house state prisoners. He stated further that ever since the state had moved its prisoners, the problem was now due to overcrowdedness within our County. He mentioned that because of this we now had to either add to our present facility or build a new facility. The Judge felt that the way the population was now growing, it would be best for this County to build a new facility. He was requesting from Commissioners' Court to "appoint a Hidalgo County Detention Facility Corporation, which would be the citizen committee and an incorporated non-profit committee that would be the vehicle and the public input", in actually building and financing the County's efforts for a new County Jail. He then gave a listing of his recommendations to this new board. His recommendations being the following: Mr. Hector Guerra, who is a contractor and President of the Housing Authority; Mr. Gene Goodwin, businessman; Mr. Jimmy Salenger, farmer, rancher, businessman; Mr. Adrian Arriaga, realtor/broker and Mr. Alton Cook, CPA. A motion was then made by Commissioner Arcaute, seconded by Commissioner Cavazos, to appoint Mr. Hector Guerra, Mr. Jim Goodwin, Mr. Jimmy Salenger, Mr. Adrian Arriaga and Mr. Alton Cook, as the members to the Hidalgo County Detention Facility Corporation.

MOTION CARRIED.

ITEM 13. DEPARTMENT OF HUMAN SERVICES:

- A. Review current base rate and mileage payments for long haul ambulance service and consider taking action to change rates

Rudy De La Vina, Executive Director, came before the Court to request a change in the current base rate for long haul ambulance service. After a lengthy discussion regarding the proposed rates and the need for this service, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize a change in the base rate to be \$100.00 plus \$2.00 per mile one way; this is in reference to long haul or out-of-County ambulance service.

MOTION CARRIED.
SEE "EXHIBIT J"

Discussion, on this item, continued after motion was voted on.

ITEM 14. INTERNAL LINE ITEM TRANSFERS:

- A. County Extension
- B. Buildings and Grounds
- C. Adult Probation Department (State Funds)
- D. Pct. #2 - Park
- E. County Wide Shop

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcuate, to approve the internal line item transfers, as follows: County Extension - \$4,300.00; Buildings and Grounds - \$57.85; Adult Probation Department (State Funds) - \$350.00; Pct. #2/Park - \$800.00; County Wide Shop -

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\$550.00.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 15. COUNTY AUDITOR:

A. Authorization to increase advance for WIC fund

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorize the increase on the advance, from the General Fund to the WIC fund, by \$25,000.00 more, setting the advance at \$155,000.00.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 16. PCT. #4:

A. Re-obligate 1991 fund balances in Paved/Unpaved roads

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to re-obligate 1991 fund balances in Paved/Unpaved Roads Precinct #4, totaling \$47,944.79.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 17. PURCHASING DEPARTMENT:

A. Award Bids:

1. Industrial Chemicals - County Wide
2. Elevator Service - County Wide

B. Consideration to cancel existing contracts pertaining to service of County Elevators

C. Request to Advertise:

1. Anzaldua's Security
2. Computer equipment - 206th and 332nd District Courts

17/A/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to accept six different companies as low bids for the purchase of 52 different products, under the category of industrial chemicals. (NOTE: The six companies in question are as follows: Chem Mart, Astro Supply, Century Papers, Gulf Coast Paper Co., A.C. Industries and Blue Star.)

MOTION CARRIED.
SEE "EXHIBIT N"

17/A/2

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to award bid to the low bidder and the bid most advantageous, which is Montgomery Elevator Company; this contract will be for three years.

MOTION CARRIED.
SEE "EXHIBIT N"

17/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize the County Judge's Office to send cancellation notices to any and all contracts existing on elevator service.

MOTION CARRIED.
SEE "EXHIBIT N"

17/C/1

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize the advertising for the service of security at Anzaldua's Park, the project is for one year; bid opening April 22nd, bid award April 28th.

MOTION CARRIED.
SEE "EXHIBIT N"

17/C/2

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to authorize for the advertising for bids for the purchase of computer equipment for the 206th and 332nd District Courts, under their court reporter's system; bid opening to be April 22nd and bid award April 28th.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 18. PLANNING DEPARTMENT:

A. Subdivisions:

- 1. Wilsher Subdivision - Pct. #4
- 2. GM's Subdivision - Pct. #4

B. Final Approval:

- 1. Tula Rosa Subdivision - Pct. #3

18/A/1

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the map of Wilsher Subdivision, which is located on the southwest corner of Monte Cristo Road and Depot Road, inside the City of Edinburg's E.T.J., in Precinct #4.

MOTION CARRIED.
SEE "EXHIBIT O"

18/A/2

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the map of GM's Subdivision, which is located approximately 220 feet east of Jackson Road on the north side of Rogers Road, inside the City of Edinburg's E.T.J., in Precinct #4.

MOTION CARRIED.
SEE "EXHIBIT O"

18/B/1

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to give final approval to the map of Tula Rosa Subdivision, which is located on the northeast corner of 6 Mile Line and Brushline Road, in Precinct #3.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 19. URBAN COUNTY:

- A. Public Hearing to solicit input on the 1992 Urban County Program Application
- B. Colonia Fund - Public Hearing on community needs
- C. City of Edcouch - Change order #1 Sendero South Company Yrs. 3 & 4
- D. City of La Joya - Change Order #1 Street Improvements Wright Way Construction, Inc. Year 4
- E. City of Mercedes - Street Improvements Bid Award Wright Way Construction, Inc. Year 4
- F. City of Weslaco - Street Improvements Bid Award Mission Paving Co., Inc. Year 4
- G. Declaration of April as "Fair Housing Month"
- H. Declaration of National Community Development Week
- I. Approval of bills

19/A

Judge Ruiz declared this public hearing open to solicit input on the 1992 Urban County Program Application. Mr. Anthony Covacevich, UCP Director, then explained the application and the amount allocated, to the County. Mr Covacevich explained that this County would be awarded \$883,300.00, which would be divided between the four County Precincts. After further explanation from Judge Ruiz and a discussion, some public input was made by Zulema Hernandez, regarding the Las Milpas area and Brian Sutai and Dolores Escobedo, who made comments regarding a colonia called Seminary Estates. After further discussion the public hearing was hereby closed.

NO ACTION.
SEE "EXHIBIT P"

19/B

Judge Ruiz then declared a public hearing open pertaining to the Colonia Fund, after which Anthony Covacevich explained that this was round two for the 1991 Colonia Fund Program. The reason for this was that not all of the \$5.4 million had been allocated the first time around. He stated that there is still \$3 million to be awarded by the State to supply various colonias with potable water, along with a planning application in the amount of \$38,000.00 to do a planning study in the Colonia of Monte Alto. Dolores Escobedo then came before the Court and requested that the colonia in which she resides, Seminary Estates, be added to the list of colonias to be assisted by these funds. Brian Satai, from BARCA, also came before the Court commenting on a colonia that also needed assistance, being colonia Palm Lake. Judge Ruiz then asked that the Planning Department look into these subdivisions. There being no further questions or comments the public hearing was hereby closed.

NO ACTION.
SEE "EXHIBIT P"

19/C

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a change order deduct of \$1,900.00, with Sendero South Company.

MOTION CARRIED.

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SEE "EXHIBIT P"

19/D

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a deduct change order, between Wright Way Construction, City of La Joya and the County of Hidalgo, for street improvements; the deduction is \$17,506.36.

MOTION CARRIED.
SEE "EXHIBIT P"

19/E

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to go into contract with Wright Way Construction, the County of Hidalgo and the City of Merced- es, for street improvements Year 4 Urban County; total contract \$103,104.43.

MOTION CARRIED.
SEE "EXHIBIT P"

19/F

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to award bid to the low bidder be-it Mission Paving Company; contract is for \$219,729.00, for street improvement, City of Weslaco, County of Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT P"

19/G

A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to approve a declaration of April as "Fair Housing Month", for the County of Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT P"

19/H

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, that within "Fair Housing Month" there be a National Community Development Week, that being April 20th through April 26th; hereby declaring it in Hidalgo County.

MOTION CARRIED.
SEE "EXHIBIT P"

Jaime Sandoval, from the UCP Program then mentioned some of the activities to be held during National Community Development Week.

19/I

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the 1989 Urban County bills #3275 thru #3277 in the amount of \$37,163.95; the 1990 Urban County bills #3278 and #3279 in the amount of \$4,457.04; the 1991 Urban County bills #3280 thru #3289 in the amount of \$30,174.85. The total Urban County memorandum to be approved is in the amount of \$71,795.84.

MOTION CARRIED.
SEE "EXHIBIT P"

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ITEM 20. COMMUNITY SERVICE AGENCY:

- A. Emergency Homeless Program Amendment #2
- B. MSFW Continuation Grant Fiscal Year '92-'93
- C. CSBG Amendment No. 1

20/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to amend the Emergency Homeless Program contract to service the temporary shelter area.

MOTION CARRIED.
SEE "EXHIBIT Q"

20/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the Continuation grant, totaling \$91,824.00; this is for the Migrant Seasonal Farmworker Program

MOTION CARRIED.
SEE "EXHIBIT Q"

20/C

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the amendment #1 to the Community Service Block Grant by \$8,492.00.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 21. PERMITS:

- A. Jaime Alvarez - Pct. #1
- B. North Alamo Water Supply - Pct. #1 & #4
- C. Sharyland Water Supply - Pct. #3 & #4
- D. Southwestern Bell - Pct. #4

21/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a request for permit by Jaime Alvarez, to cross Valley View Road, approximately 75 feet north of its intersection with U.S. 281, with a 12 inch irrigation line, in Precinct #1.

MOTION CARRIED.
SEE "EXHIBIT R"

21/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a request for permit by North Alamo Water Supply, for two meter extensions and one road crossing in Precinct #4; the road crossing is to cross Texas Road at its intersection with the Donna Irrigation Main Canal.

MOTION CARRIED.
SEE "EXHIBIT R"

21/C

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve a request for permit by Sharyland Water Supply, to: 1.) cross Stewart Road 320 feet south of its intersection with F.M. 676, which is the 5 Mile Line and 2.) to cross Owassa Road 2100 feet east of its intersection with Sugar Road and 3.) to cross Chapin,

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575 feet east of its intersection with Tenth Street.

MOTION CARRIED.
SEE "EXHIBIT R"

21/D

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a request for permit by Southwestern Bell, to lay a cable along a road inside of a subdivision, that begins at Hoehn Drive and goes east and then south.

MOTION CARRIED.
SEE "EXHIBIT R"

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 #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. REFUND DRAINAGE DISTRICT BOND DEBT:
- A. Appointment of Underwriter
 - B. Appointment of Advisor
 - C. Appointment of Bond Counsel

Judge Ruiz explained that due to rising interest rates it was advisable for the Drainage District, in order to save money, to refund Series 1985 Drainage District Bonds in the amount of \$5.21 million. He stated further that as per figures this step could possibly save the County, in over a period of the first two years, over \$200,000.00, with future savings of over \$300,000.00, of the life of the bond itself. His request, at this time, was for the authority to refund these bonds and to do this we would need the appointment of an Underwriter, an Advisor and a Bond Counsel. He was at this time recommending, as Underwriter, Texas Commerce Bank; as Financial Advisor, First National Bank of Edinburg and as Bond Counsel Mr. Jesus Ramirez, of the firm of Montalvo and Ramirez, from McAllen. After comments and an explanation from a representative of First National Bank of Edinburg, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize the refunding of our Drainage District bond debt Series 1985, totaling \$5.21 million and also that we appoint an Underwriter, Texas Commerce Bank, in affiliation with First National Bank here in Edinburg, through their public financial advisor Mr. Robert Howell; Mr. David Pinnoli, of First National Bank, to be our Financial Advisor and Mr. Ramirez of the firm of Montalvo and Ramirez to be our Bond Counsel.

MOTION CARRIED.

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

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 31ST day of MARCH, 1992.



WILLIAM R. LEO, COUNTY CLERK

By: _____
Jennifer Castillo, Deputy