

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 13TH day of APRIL, 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:

-----000-----

APRIL 13, 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 - March 09, 1992  
March 17, 1992

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve the minutes of March 9th and 17th, as presented.

MOTION CARRIED.

ITEM 2. APPROVAL OF BILLS - County Auditor

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve in the General Fund bills #78655 thru #78924 in the amount of \$344,295.38; in the Special Revenue Fund bills #75833 thru #76005 in the amount of \$193,840.93; in the Debt Service Fund #819 and #820 in the amount of \$26,334.25; in the Capital Projects Fund bills #4475 thru #4477 in the amount of \$9,910.00; in the Trust and Agency Fund bills #2923 thru #2925 totaling \$105,458.07 and in the Enterprise Fund bills #1078 thru #1082 in the amount of \$446.54.

MOTION CARRIED.

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

A. County Clerk - \$125,105.25

B. Justice of the Peace:

1. Arnaldo Corpus - \$7,906.31 - February

2. Esperidion Jackson - \$1,912.00 - March

3. Jesus Morales - \$8,033.10 - March

C. Anzaldua's Park - \$8,958.00 - March

3/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the County Clerk's report for the month of February, as presented.

MOTION CARRIED.  
SEE "EXHIBIT A"

3/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve JP reports, as presented.

MOTION CARRIED.  
SEE "EXHIBIT A"

3/C

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the Anzaldua's Park report, totaling \$8,958.00; this is their March report.

MOTION CARRIED.  
SEE "EXHIBIT A"

- ITEM 4. TAX OFFICE:
  - A. Tax Refund:
    - 1. Radiology Associates - \$4,812.88

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a tax refund to Radiology Associates totaling \$4,812.88.

MOTION CARRIED.  
SEE "EXHIBIT B"

- ITEM 5. DECLARE EQUIPMENT SURPLUS:
  - A. Ford Club Wagon Asset #14697 - Sheriff's Department
  - B. 1973 Ford Pickup - Pct. #1
  - C. 1974 International - Pct. #1
  - D. Case Tractor 1290 - Pct. #1

5/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Salinas, to authorize the declaration of equipment surplus and the transfer into the Ramiro Guerra Youth Village of this Ford Club Wagon, Asset #14697.

MOTION CARRIED.  
SEE "EXHIBIT C"

5/B-D

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to authorize the declaration of equipment surplus, be-it a Pickup and International and a Case Tractor from Precinct #1 and also authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.  
SEE "EXHIBIT C"

- ITEM 6. EXTENSION SERVICE:
  - A. Consideration and approval of Salary Adjustments

Aida Patrick came before the Court requesting salary readjustments for three secretaries who had been given added duties and responsibilities, due to State cutbacks in staff. A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve a change of status on positions and salary increases; the status is reducing a county agent position to a part-time position, within the County, at a salary of \$4.25 per hour; authorizing an increase in salary, at hourly rates, to three clerical positions, being Susana Garza, Clemencia De Leon and Myrna Garza, who presently hold those three positions.

MOTION CARRIED.  
SEE "EXHIBIT D"

## ITEM 7. DEPARTMENT OF HUMAN SERVICES:

- A. Appropriate funds into Indigent Health Care funds to meet 10% requirement level

After a discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to appropriate \$200,000.00 in funds from the General Fund to the Indigent Health Care Program, in order to meet the County's 10% requirement.

MOTION CARRIED.

## ITEM 8. INTERNAL LINE ITEM TRANSFERS:

- A. Pct. #1 - Road and Bridge,  
Paved/Unpaved,  
Park Fund
- B. Sheriff's Investigation Fund
- C. County Clerk
- D. Health Department
- E. Veteran's Service Office
- F. Street Level Interdiction Unit
- G. Economic Development
- H. County Auditor
- I. Sanitary Landfill

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the internal line item transfers, as follows: Pct. #1/Road and Bridge/Paved/Unpaved - \$500.00; Pct. #1/Parks - \$1,000.00; Sheriff's Investigation Fund - \$2,100.00; Hidalgo County Clerk - \$250.00; Health Department - \$1,753.00; Veteran's Service Office - \$85.00; Street Level Interdiction Unit - \$3,500.00; Economic Development - 494.00; County Auditor - \$4,789.26; Sanitary Landfill - \$300.00.

MOTION CARRIED.  
SEE "EXHIBIT E"

## ITEM 9. APPROVAL OF ATRIUM MAINTENANCE CONTRACT - Judy Layer

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve an atrium plan maintenance contract with Ms. Judy Stotler Layer, for \$275.00 per month, for a period of six months.

MOTION CARRIED.  
SEE "EXHIBIT F"

## ITEM 10. PCT. #1:

- A. Re-appropriate 1991 Capital Projects Fund  
Balance - 1015 Relocation Project

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to reappropriate \$36,628.88, from 1991 to 1992.

MOTION CARRIED.  
SEE "EXHIBIT G"

ITEM 11. PCT. #2:

- A. Consideration and Approval of Interlocal Cooperation Agreement between the City of Pharr and Hidalgo County to pave Tomas Drive in Las Milpas area
- B. Authorization to declare emergency purchase for cold mix not available from bidder

11/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve an interlocal agreement between the County of Hidalgo and the City of Pharr for the paving of Tomas Drive in the Las Milpas area.

MOTION CARRIED.  
SEE "EXHIBIT H"

11/B

A motion was made by Commissioner Arcaute, seconded by Commissioners Salinas and Cavazos, to authorize the declaration of emergency purchase and authorize the payment of bills to Valley Caliche for the purchase of cold mix, not available from bidder; this is in Precinct Two.

MOTION CARRIED.  
SEE "EXHIBIT H"

ITEM 12. PCT. #3:

- A. Remove equipment from inventory

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to authorize the declaration of equipment surplus from Precinct Three's warehouse, in terms of equipment and authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.  
SEE "EXHIBIT I"

ITEM 13. PROJECT COORDINATOR - J.D. SALINAS

- A. Approval and authorization to go into contractual agreement with Texas A & M University System and the County of Hidalgo for the Colonia Project in the City of Progreso
- B. Request to advertise for bids, the sub-contracting of concrete slab foundation of proposed Community Service Building

NO ACTION.

ITEM 14. PLANNING DEPARTMENT:

- A. Subdivisions:
  - 1. Lot 6A and 7A, Southwest Centre Subdivision - Pct. #3
  - 2. Buckingham Forest Subdivision - Pct. #4
  - 3. Sherwood Subdivision - Pct. #4
- B. Preliminary Approval:
  - 1. San Jose Estates Subdivision - Pct. #4
- C. Request for Variance:

1. Re-subdivision of Lot 1, Davila Subdivision  
- Pct. #4

14/A/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the map of Lot 6A and 7A, Southwest Centre Subdivision, which is located approximately 600 feet north of F.M. 1016 and on the east side of S. 35th St., within the city limits of McAllen, in Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT J"

14/A/2

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the map of Buckingham Forest Subdivision, which is located approximately 259 feet north of Hackberry and on the east side of 6th Street, within the city limits of McAllen, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT J"

14/A/3

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the map of Sherwood Subdivision Phase I, which is located on the southwest corner of North 23rd Street and the 5 Mile Line, within the city limits of McAllen, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT J"

14/B/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to give preliminary approval to the map of San Jose Estates Subdivision, which is located approximately 1980 feet east from Tower Road on the north side of Alberta Road, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT J"

14/C/1

Emilio Garcia, Chief Planner, explained that the request for the variance was due to the fact that the lot sizes were not in conformity with the County regulations. After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a variance recommended by the City of Edinburg for the resubdivision of Lot 1, Davila Subdivision, in Precinct Four, as presented.

MOTION CARRIED.  
SEE "EXHIBIT J"

ITEM 15. PURCHASING DEPARTMENT:

A. Award Bid:

1. Eliminator - Pct. #4

B. Request to Advertise:

1. One (1) New Loader with backhoe - Pct. #3

2. three (3) New Medium Size Pickups - Pct. #3

3. One (1) Full Size Pickup - Pct. #3

15/A/1

(04/13/92)

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to take all bids under advisement, under the Eliminator for Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT K"

15/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the advertising for bids for the purchase of a new loader with backhoe, three medium size pickups and one full size pickup; bid opening to be May 8th and May 11th to award.

MOTION CARRIED.  
SEE "EXHIBIT K"

## ITEM 16. URBAN COUNTY:

- A. City of Alton - Rejection of bids Items A and B street Improvements - Year 4
- B. City of Pharr - Housing Rehab Loan Application #13
- C. Texas Lone Star Program Energy Cost Reduction Analysis
- D. Request from the City of Mercedes to adopt Tax Abatement guidelines and resolution to abate taxes
- E. Approval of Bills

16/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the rejection of all bids received for Items A and B Street Improvements project City of Alton Year 4.

MOTION CARRIED.  
SEE "EXHIBIT L"

16/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the request by the City of Pharr, for their house rehab program, applicant #13.

MOTION CARRIED.  
SEE "EXHIBIT L"

16/C

After an explanation by Mr. Oscar Zuniga on the analysis, a motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to accept the analysis prepared for the Energy Cost Reduction Program County of Hidalgo, by Valley Engineering Company.

MOTION CARRIED.  
SEE "EXHIBIT L"

16/D

After a lengthy discussion, a motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a resolution adopting guidelines and criteria governing tax abatement and exemption agreements between Hidalgo County, City of Mercedes and Mercedes Independent School District.

MOTION CARRIED.  
SEE "EXHIBIT L"

16/E

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the 1991 Urban County bills #3324 thru #3336 in the amount of \$62,327.12 and the 1991 Emergency Shelter Grant bills #3337 and #3338 in the amount of \$1,738.30. The total Urban County memorandum to be approved is \$64,065.42.

MOTION CARRIED.  
SEE "EXHIBIT L"

ITEM 17. PERMITS:

- A. Southwestern Bell - Pct. #3
- B. CPL - Pct. #4
- C. North Alamo Water Supply - Pcts. #1 & #4
- D. Willard Fike - Pct. #4

17/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a request for permit by Southwestern Bell, to lay a cable along Los Ebanos Road, beginning at Mile 3 and going south approximately 100 feet, in Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT M"

17/B

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a request for permit by CP&L, to put the utilities across the health clinic site to provide the power, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT M"

17/C

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

MOTION CARRIED.  
SEE "EXHIBIT M"

17/D

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a request for permit by Willard Fike, to cross Mile 17 1/2 approximately 1800 feet west of its intersection with Sharp Road, with an 18-inch concrete irrigation line, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT M"

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. PERMITS:  
A. City of Edinburg

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a request for permit by the City of Edinburg, to increase the structure where the Lull drain ditch ties into our North Main Drain, by Engle Road.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 2. DECLARE EQUIPMENT SURPLUS

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the declaration of equipment surplus, certain equipment and a 1981 Ford pickup and authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.  
SEE "EXHIBIT O"

ITEM 3. DISCUSSION AND ACTION RELATING TO ARBITRAGE REBATE

Judge Ruiz explained that this was only a preliminary report, in relation to Drainage District #1 issue of \$10 million, which is Series 1986. He further stated that this report shows that the County should be rebating to the IRS an amount of \$347,437.75. After further discussion concerning this issue, no action was taken.

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 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 \_\_\_\_\_ A B S E N T \_\_\_\_\_  
County Commissioner, Precinct #4

Dated this 13TH day of APRIL, 1992.



WILLIAM LEO, COUNTY CLERK

  
\_\_\_\_\_  
Jennifer Castillo, Deputy