

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 24TH day of NOVEMBER, 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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NOVEMBER 24, 1992

The Honorable Norberto Salinas, County Commissioner, 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 in the General Fund bills #84613 thru #84724 totaling \$178,974.62; in the Special Revenue Fund bills #81905 thru #82345 totaling \$234,604.62; in the Capital Projects Fund bills #4598 and #4599 totaling \$12,106.02; in the Trust and Agency fund bills #3234 and #3235 totaling \$16,442.97 and in the Enterprise Fund bills #1304 thru #1309 totaling \$37,358.68.

MOTION CARRIED.

ITEM 2. APPROVAL OF COURT REPORTERS FEES:

A. Shirley Ralston - \$2,732.00

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve court reporters' fees to Ms. Shirley Ralston, totaling \$2,732.00.

MOTION CARRIED.

SEE "EXHIBIT A"

ITEM 3. TAX ASSESSOR/COLLECTOR:

A. Approval of Official Bonds:

1. #TX110355
2. #TX110356
3. #TX180251

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the bonds Mr. Ciro Trevino, Tax Assessor/Collector, as presented.

MOTION CARRIED.

SEE "EXHIBIT B"

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

A. Anzaldua's Park	- \$ 6,170.00	- October
B. Sheriff's Department	- \$98,763.79	- October
C. Justices of the Peace:		
1. Jesus Morales	- \$ 4,752.50	- October
2. Ismael Ochoa	- \$ 4,268.04	- " "
3. R.G. Perez	- \$ 3,248.50	- " "
4. Rosa Trevino	- \$ 4,535.01	- " "
5. Ruben Ramos	- \$ 7,763.50	- " "
6. Guadalupe Garces	- \$10,258.00	- " "
7. Rene O. Torres	- \$ 5,451.63	- " "
8. Espiridion Jackson	- \$ 2,677.00	- " "
9. Arnaldo Corpus	- \$ 9,922.10	- " "

D. Constables:

1. Roberto Pena	- \$.00	-	October
2. Eduardo Bazan	- \$.00	-	"
3. Genovevo Quintanilla	- \$	225.00	-	"
4. Rumaldo Cerda	- \$	45.00	-	"
5. Horacio Aguirre	- \$.00	-	"

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve the monthly fee reports, as presented.

MOTION CARRIED.
SEE "EXHIBIT C"

ITEM 5. REQUEST FOR VOTING MACHINES:
A. City of Mission - 19 machines

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a request for voting machines, by the City of Mission.

MOTION CARRIED.
SEE "EXHIBIT D"

ITEM 6. DISTRICT ATTORNEY:
A. Request to advertize & auction Real Estate Property

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to authorize the advertising for the auctioning of some real estate property that was forfeited by the District Attorney's Office; auction to be held December 7.

MOTION CARRIED.
SEE "EXHIBIT E"

ITEM 7. REQUEST AUDIENCE REGARDING THE INCORPORATION OF THE CITY OF PENITAS (James E. Darling)

James Darling, Attorney, came before the Court requesting authorization to amend the metes and bounds description of the map of the City of Penitas. After discussion, a motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to authorize the amending of the map and the metes and bounds, for the City of Penitas.

MOTION CARRIED.
SEE "EXHIBIT F"

ITEM 8. LIBRARY SYSTEM:
A. Consideration to renew lease for Library System Office

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the renewal of the lease

for the Library Systems Office, in the McAllen, contract is for one year, at a price of \$575.00 per month.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 9. HEALTH DEPARTMENT:

- A. Approval of Inservice Training Contract
- B. Approval of Contract Amendment
- C. Approval of Program Income Budget
- D. Approval to transfer position along with 1992-93 salary & fringe benefits to Health Department from Pct. #1 including transfer of all equipment

9/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve an inservice training contract, to provide inservice training to the Professional personnel; contract is for 8 eight hours a week at a rate of \$15.00 per hour.

MOTION CARRIED.
SEE "EXHIBIT H"

9/B

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a contract amendment of \$2,150.00 to the contract for Aids Surveillance; the amendment is to cover the salary of a part-time position.

MOTION CARRIED.
SEE "EXHIBIT H"

9/C

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorize the reallocation of \$68,076.35, within the Health Department's budget.

MOTION CARRIED.
SEE "EXHIBIT H"

9/D

Dr. Charles Wilson, Health Director, came before the Court requesting approval of a transfer of an Animal Control Officer, from Precinct One to the Health Department, along with the transfer of the salary and fringe benefits for the rest of 1992 and all of 1993, along with his equipment and truck. After discussion in which it was stated that the incoming Commissioner for Precinct One was in concurrence with this, a motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to authorize the transfer of a position from Precinct One to the Health Department, along with the salary and fringe benefits, also including his equipment and truck.

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

ITEM 10. INTERNAL LINE ITEM TRANSFER:

- A. Pc.t #3 Administration, Paved/Unpaved, Parks
- B. Youth Village
- C. 93rd District Court

- D. 332nd District Court
- E. 275th District Court
- F. County Court #2
- G. County Court #3
- H. County Court #4
- I. D.A. Bad Check Processing Fee
- J. County Judge
- K. County Commissioners - Administration
- L. Human Services
- M. Pct. #2 Paved/Unpaved Roads
- N. J.P. Pct. #5, Pl. 1 - E. Jackson
- O. J.P. Pct. #4, Pl. 2 - Rene Torres
- P. J.P. Pct. #1, Pl. 2 - Jesus Morales
- Q. J.P. Pct. #2, Pl. 1 - Ruben Ramos
- R. J.P. Pct. #1, Pl. 1 - R.G. Perez
- S. J.P. Pct. #3, Pl. 2 - Ismael Ochoa
- T. Sheriff
- U. Planning
- V. Road/Bridge County Wide - Insurance

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the internal line item transfers, as follows: Pct. #3/Administration - \$200.00; Pct. #3/Paved Unpaved - \$4,483.75; Pct. #3/Parks - \$3,423.20; Youth Village - \$3,100.00; 93rd District Court - \$181.08; 332nd District Court - \$319.15; 275th District Court - \$132.53; County Court at Law #2 - \$843.08; County Court at Law #3 - \$393.95; County Court at Law #4 - \$394.00; District Attorney - \$10,000.00; County Judge - \$772.20; County Commissioners/Administration - \$265.00; Human Services - \$497.75; Pct. #2/Paved/Unpaved - \$5,000.00; J.P. Pct. #5, Pl. 1/E. Jackson - \$535.00; J.P. Pct. #4 Pl. 2/Rene Torres - \$654.19; J.P. Pct. #1 Pl. 2/Jesus Morales - \$570.28; J.P. Pct. #2 Pl. 1/Ruben Ramos - \$388.68; J.P. Pct. #1 Pl. 1/R.G. Perez - \$375.07; J.P. Pct. #3 Pl. 2/Ismael Ochoa - \$85.00; Sheriff's Department - \$7,933.07; Planning Department - \$102.46; Insurance - \$1,056.84.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 11. APPROVAL TO TRANSFER FUNDS - General Fund

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to appropriate \$64,700.00, from other funds, in order to pay the Texas Association of Counties for the insurance.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 12. REQUEST FOR BUDGET AMENDMENTS:

- A. Road & Bridge County Wide - Insurance
- B. Election
- C. J.P. Pct. #3, Pl. 2 - Ismael Ochoa
- D. J.P. Pct. #4, Pl. 1 - Guadalupe Garces

12/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a budget amendment of \$30,028.16, to pay property and auto insurance for Road and Bridge.

(11/24/92)

5

MOTION CARRIED.
SEE "EXHIBIT K"

12/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a budget amendment of \$19,900.00, from the General Fund for elections.

MOTION CARRIED.
SEE "EXHIBIT K"

12/C

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a budget amendment of \$466.00, for J.P. Pct. #3, Pl. 2, Ismael Ochoa, to pay balance of social security for year 1992.

MOTION CARRIED.
SEE "EXHIBIT K"

12/D

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a budget amendment of \$688.34, for J.P. Pct. #4, Pl. 1, Guadalupe Garces.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 13. PCT. #3:

A. Approval of Change Order #2 - Mission Paving
(Enchanted Valley Park)

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a change order #2, increasing the contract with Mission Paving Inc. by \$332.31.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 14. PCT. #5:

A. Authorization and approval to convert two (2) part time Deputy Constable positions into one (1) full-time Deputy Constable position for year 1992

After Deputy Constable Ralph H. Fisk, Sr., explained the reason for the request, a motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorize the conversion of two part-time Deputy Constable positions into one full-time Deputy Constable position; retroactive to November 16.

MOTION CARRIED.

ITEM 15. PURCHASING DEPARTMENT:

A. Award bid for laundry equipment - Adult Probation
Department
B. Declare Equipment Surplus

15/A

(11/24/92)

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to award bid to Skyline Equipment, for laundry equipment for the Adult Probation Department, at a cost of \$18,105.00.

MOTION CARRIED.
SEE "EXHIBIT M"

15/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, authorize the declaration of equipment surplus, mainly some filing cabinets, from the Purchasing Department, and authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 16. PLANNING DEPARTMENT:

A. Subdivisions:

1. Ceasar Subdivision - Pct. #1
2. Azure Subdivision - Pct. #2
3. Isabel P. Subdivision - Pct. #2
4. Lot 20A, Block 30 Balboa Acres - Pct. #3
5. Garden Villa Terrace - Pct. #4
6. Re-subdivision, Lots 1-7 Wildwood Forest Subdivision #2 - Pct. #1

16/A/1

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve the plat of Ceasar Subdivision, which is located approximately 459 feet east of Mile 6 West on the south side of Mile 17 North road, inside the city limits of Elsa, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT N"

16/A/2

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the plat of Azure Subdivision, which is located approximately 1/2 mile east of Tower Road on the south side of Owassa Road, inside the City of Alamo's ETJ, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT N"

16/A/3

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the plat of Isabel P. Subdivision, which is located approximately 600 feet west of Palm St. on the north side of Sam Houston, inside the city limits of Pharr, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT N"

16/A/4

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the plat of Lot 20A Block 30 Balboa Acres, which is located approximately 600 feet west of 33rd Street on the north side of Helena Avenue, inside the city limits of McAllen, in Precinct Three.

(11/24/92)

7

MOTION CARRIED.
SEE "EXHIBIT N"

16/A/5

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the plat of Garden Villa Terrace, which is located approximately 600 feet east of South Closner Blvd. on the south side of Dawson Drive, inside the city limits of Edinburg, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT N"

16/A/6

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve the plat of the Re-subdivision of Lots 1-7 Wildwood Forest Subdivision #2, which is located on the northwest corner of Mile 6 West and Mile 5 3/4 North, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 17. URBAN COUNTY:

- A. City of Alamo - Contract Award for water storage tank construction
- B. City of Alamo - Contract Award for sewer treatment plant improvements
- C. City of Alamo - Change Order #1 Sewer Treatment Plant contract
- D. Public Hearing on assessment of properties
- E. Approval of Resolution declaring assessments, and the properties to be assessed
- F. Approval of Resolution authorizing the submission of Performance Statements Amendment #2
- G. City of Edcouch - Professional services contract (Engineering)
- H. City of Mercedes - Subrecipient Agreement with Amigos Del Valle, Inc.
- I. Colonia Fund - Construction contract Award for Old Rebel Heghts I & II and Catherine Subdivisions
- J. Approval of bills

17/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a contract between Pittsburg Tank and Tower, the City of Alamo and the County of Hidalgo, for construction of a water storage tank; amount of contract is \$441,700.00.

MOTION CARRIED.
SEE "EXHIBIT O"

17/B

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a contract between Marchant Bros., Inc., the City of Alamo and the County of Hidalgo, for sewer treatment plant improvements; amount of the contract is \$1,865,038.90; the County is liable for \$126,000.00.

MOTION CARRIED.
SEE "EXHIBIT O"

17/C

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a change order #1, to the contract with Marchant Bros., Inc.; change order is a decrease of \$319,991.05.

MOTION CARRIED.
SEE "EXHIBIT O"

17/D

Commissioner Norberto Salinas called the Public Hearing open, after which Anthony Covacevich, Urban County Director, explained the assessment of properties in the colonias of Seminary Estates and Palm Lake Subdivision, for the Colonia Fund I Amendment. He went on to state the cost for the construction of water lines, for each of these subdivisions. A woman from the audience then inquired about the cost of the water meters and who was responsible for payment of those. Mr. Mr. Covacevich explained that the meters were included in the construction cost, for those persons that qualified in this Program. Another woman asked if the subdivisions were going to be surveyed, and this was followed by some inquiries from Commissioner Salinas to Mr. Curtis Davis. Mr. Brian Sittai then inquired on the septic tanks, and if the colonia residents were responsible for those. Another gentleman asked what method was used to determine whether the residents in the colonia were low to moderate income. Mr. Covacevich then explained that his department had conducted a survey, in each of these colonias. There being no further comments from the public, this public hearing was closed.

NO ACTION.
SEE "EXHIBIT O"

17/E

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to authorizing a resolution declaring assessments and the properties to be assessed, as presented.

MOTION CARRIED.
SEE "EXHIBIT O"

17/F

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, approving a resolution authorizing the submission of performance statements amendment #2.

MOTION CARRIED.
SEE "EXHIBIT O"

17/G

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a professional services contract between R.E. Garcia & Associates, the City of Edcouch and the County of Hidalgo, for water and sewer facility improvements; amount of the contract is \$2,537.25.

MOTION CARRIED.
SEE "EXHIBIT O"

17/H

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a subrecipient agreement between Amigos Del Valle, Inc., the City of Merced and the County of Hidalgo, for the construction of a senior citizen housing development; contract is \$1,612,400.00 from the Housing Development Authority and \$180,000.00 from the City

of Mercedes.

MOTION CARRIED.
SEE "EXHIBIT O"

17/I

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a construction contract between J.M Construction and the County of Hidalgo's Urban County, for the Colonia I Fund water improvements of Catherine and Old Rebel Heights I and II Subdivisions. The contract amounts are for Catherine Subdivision - \$9,345.00; Old Rebel Heights I - \$7,922.80 and Old Rebel Heights II - \$16,463.85.

MOTION CARRIED.
SEE "EXHIBIT O"

17/J

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve the 1991 Urban County bills #4044 thru #4046 totaling \$11,962.80; the 1992 Urban County bills #4047 thru #4055 totaling \$27,720.21. The total Urban County memorandum to be approved is \$43,308.72.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 18. PERMITS:

- A. North Alamo Water Supply - Pcts. #1, #2 & #4
- B. Southwestern Bell - Pct. #3
- C. Healds Valley Farms, Inc. - Pct. #4

18/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a request for permit by North Alamo Water Supply, for seven meter connections.

MOTION CARRIED.
SEE "EXHIBIT P"

18/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a request for two permit by Southwestern Bell Telephone, to go along Iowa Road, beginning at Mile 11 and going north to Mile 13 and to go along Mile 2 at its intersection with Inspiration Road, in Precinct Three.

MOTION CARRIED.
SEE "EXHIBIT P"

18/C

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a request for permit by Healds Valley Farms, Inc., for a three inch PVC drainline, to be installed along Rooth Road, beginning approximately 1/4 mile of F.M. 1925 for sub-service drainage.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 19. DEPARTMENT OF COMMUNITY AFFAIRS:
A. IIA Plan Amendment
B. Management Development Request

19/A

NO ACTION.
SEE "EXHIBIT Q"

19/B

NO ACTION.
SEE "EXHIBIT Q"

A questions and comments session then followed with Mr. John Rogers, regarding the Court's recommendations on Valverde Heights Subdivision. He explained that they had started developing the subdivision and he had a concern regarding the dumping of salvaged vehicles in the subdivision. Commissioner Salinas then explained that the County did not have control on what was put into the subdivisions, but that he, Mr. Rogers, could bring this problem to the attention of the City Council of Donna.

A woman from the audience also had a concern regarding the streets in Palm Lake Subdivision. Commissioner Camarillo had commented, during public hearing, that he was not proposing to fix those streets until the water and sewer improvements had been completed in that colonia.

Brian Sittai also commented on the conditions of the streets in that colonia and in case of an emergency those streets were barely passable.

Commissioner Camarillo then commented on the success of the Tire Amnesty Day.

There being no further business to come before the Court, a motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, that said meeting of Commissioners' Court, 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 _____ A B S E N T _____
County Judge

Ramiro Cavazos _____
County Commissioner, Precinct #1

Lalo Arcaute _____ A B S E N T _____
County Commissioner, Precinct #2

Norberto Salinas _____
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 24TH day of NOVEMBER, 1992.

ATTEST:

WILLIAM R. LEO, COUNTY CLERK



By: Jennifer Castillo, Deputy