

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 1ST day of DECEMBER, 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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DECEMBER 1, 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 - September 14, 1992

A motion was made by Commissioner Cavazos, seconded by Commissioner Salinas, to approve the minutes of September 14, 1992, as presented.

MOTION CARRIED.

ITEM 2. APPROVAL OF BILLS - County Auditor

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve in the General Fund bills #84725 thru #84834 totaling \$1,190,584.28; in the Special Revenue Fund bills #82346 thru #82478 totaling \$571,374.29; in the Debt Service Fund bills #857 and #858 totaling \$13,775.16; in the Trust and Agency Fund bill #3236 totaling \$242,705.27; and in the Enterprise Fund bills #1310 thru #1319 in the amount of \$8,604.83.

MOTION CARRIED.

ITEM 3. APPROVAL OF OFFICIAL BOND - J.P. Ruben Ramos

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the official bond of Justice of the Peace Ruben Ramos, as presented.

MOTION CARRIED.  
SEE "EXHIBIT A"

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

A. District Clerk - \$115,981.67 - October

A motion was made by Commissioner Camarillo, seconded by Commissioners Salinas and Cavazos, to approve the monthly fee report for October, for the District Clerk's Office totaling \$115,981.67.

MOTION CARRIED.  
SEE "EXHIBIT B"

ITEM 5. REQUEST FOR VOTING MACHINES:

A. City of Progreso - 3 machines

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve three (3) voting machines for

the City of Progreso, as presented.

MOTION CARRIED.  
SEE "EXHIBIT C"

ITEM 6. ADULT PROBATION DEPARTMENT:

- A. Reclassification of position within the Supervision Budget

A motion was made by Commissioner Salinas, seconded by Commissioners Arcaute and Camarillo, to authorize an adjustment within the 03 category, of the Adult Probation Department, reducing a CSR slot by \$4,760.00 and increasing an Accounting Assistant slot, totaling \$19,760.00, the Accounting Assistant will be replacing the Accountant Clerk position.

MOTION CARRIED.  
SEE "EXHIBIT D"

ITEM 7. PALMER DRUG ABUSE PROGRAM:

- A. Request for funds - 10% confiscated drug forfeitures

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to authorize the request for funds asked by Palmer Drug Abuse Program, for their annual allocation of \$30,000.00, of which \$15,000.00 should be done prior to December 31st, and the \$15,000.00 the first of the year, next year.

MOTION CARRIED.  
SEE "EXHIBIT E"

ITEM 8. HEALTH DEPARTMENT:

- A. Cholera Awareness Proclamation

After Judge Ruiz read the proclamation, a motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve the proclamation.

MOTION CARRIED.  
SEE "EXHIBIT F"

ITEM 9. INTERNAL LINE ITEM TRANSFERS:

- A. Constables
- B. Juvenile Probation Dept. (State Aid Budget)
- C. WIC
- D. Library System
- E. Financial Disruption Task Force Grant
- F. Restitution Center (State Funds)
- G. County Court at Law #1
- H. Law Library
- I. Adult Detention Center
- J. Sheriff's Dept.
- K. Tax Assessor/Collector

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve the internal line item transfers, as follows: Constables - \$228.00; Juvenile Probation Dept/ State Aid Budget - \$892.00; WIC Dept. - \$15,000.00; Library System - \$100.00; Financial Disruption Task Force - \$1,000.00; Restitution Center/State Funds - \$982.00; County Court at Law #1 - \$300.00; Law Library - \$800.00; Detention Center - \$6,700.00; Sheriff's Department - \$2,000.00; Tax Collector - \$2,500.00.

MOTION CARRIED.  
SEE "EXHIBIT G"

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to amend the previous internal line item transfer for the Sheriff's Department of \$2,500.00.

MOTION CARRIED.  
SEE "EXHIBIT G"

ITEM 10. BUDGET AMENDMENT:

- A. Road and Bridge - County Wide - Purchase of R.O.W.  
- McColl Road and FM 2061

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve a budget amendment to Road and Bridge County Wide, of \$255.00, this is for the purchase of right of way.

MOTION CARRIED.  
SEE "EXHIBIT H"

ITEM 11. PCT. #2:

- A. Authorization to enter into Interlocal agreement  
- City of San Juan

A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to approve an interlocal agreement between the City of San Juan and the County of Hidalgo under Precinct Two, for project of paving of a Headstart parking lot. The County is to provide the hauling of the base material, all equipment, labor and material and paving material and equipment; and the land is owned by the City of San Juan.

MOTION CARRIED.  
SEE "EXHIBIT I"

ITEM 12. PCT. #4:

- A. Budget amendment

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve a budget amendment of \$8,882.27, from County Wide to Precinct Four Road and Bridge; the breakdown within the Precinct Four budget is for road materials \$5,882.27 and for hauling \$3,000.00.

MOTION CARRIED.  
SEE "EXHIBIT J"

ITEM 13. PLANNING DEPARTMENT:

- A. Los Pinos Subdivision - Pct. #1
- B. Lot B1, B2, B3 & B4 Northpoint Subdivision - Pct.2
- C. Plantation South Subdivision Unit No. 10 - Pct. #2
- D. Plena Vista Gardens Subdivision - Pct. #2
- E. Basham Subdivision No. 30 - Pct. #3
- F. D. Villarreal Subdivision - Pct. #3
- G. Joann Acres Subdivision - Pct. #3
- H. Flowers Subdivision - Pct. #4
- I. Plummers' Place Subdivision - Pct. #4
- J. Yarborough Estates Subdivision - Pct. #4

13/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the plat of Los Pinos Subdivision, which is located approximately 321 feet south of Mile 9 North on the east side of 4 Mile West Road, in Precinct One.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the plat of Lot B1, B2, B3 and B4 Northpoint Subdivision, which is located on the southwest corner of "I" Road and North Point Drive, inside the city limits of Pharr, in Precinct Two.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/C

A motion was made by Commissioner Arcaute, seconded by Commissioners Cavazos and Camarillo, to approve the plat of Plantation South Subdivision Unit No. 10, which is located on the southeast corner of U.S. Hwy. 281 and Hall Acres Road, inside the city limits of Pharr, in Precinct Two.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/D

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the plat of Plena Vista Gardens Subdivision, which is located on the northeast corner of Alamo Road and Moore Road, in Precinct Two.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/E

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve the plat of Basham Subdivision No. 30, which is located approximately 1295 feet south of the 7 Mile Line on the west side of Nick Doffing Road, in the rural area of the County, in Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/F

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the plat of D. Villarreal Subdivision, which is located approximately 441 feet east of Taylor on the south side of the 5 Mile Line, in Precinct #3.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/G

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the plat of Joann Acres Subdivision, which is located on the 6 Mile Line and Inspiration Road, in Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/H

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the plat of Flowers Subdivision, which is located approximately 2172 feet east of Alamo Road on the south side of Curve Road, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/I

A motion was made by Commissioner Camarillo, seconded by Commissioners Salinas and Cavazos, to approve the plat of Plummer's Place Subdivision, which is located approximately 363 feet south of Ingle Road on the west side of Doolittle Road, in the rural area of the County, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT K"

13/J

A motion was made by Commissioner Camarillo, seconded by Commissioners Salinas and Cavazos, to approve the plat of Yarborough Estates Subdivision, which is located approximately 1/4 mile west of 10th Street on the south side of Northgate Lane, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT K"

ITEM 14. URBAN COUNTY:

- A. Pct. #1 - Street Improvements Year 5 - Health Clinic Parking Lot - Contract Award
- B. Engineering Contract - Colonia Construction Contract
- C. Approval to enter into contract with Mission Service Project and Projecto Azecta as Subgrantees for the County HOME Program
- D. Approval of bills

14/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Salinas, to award bid for the paving of a parking lot in Weslaco, the contract amount is \$34,499.82 and the contractor, who is the low and sole bidder is Lozano Paving.

MOTION CARRIED.  
SEE "EXHIBIT L"

14/B

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve an engineering contract with Noe Garza Engineering, for engineering work at Seminary Estates and Palm Lake Subdivision; total fees \$3,804.90.

MOTION CARRIED.  
SEE "EXHIBIT L"

14/C

After a discussion regarding the restriction on the HOME Program, from HUD, a motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to authorize the entering of a contract with Mission Service Project, to provide interim financing for the construction of approximately twenty (20) new homes for low income families, in the rural areas or colonias; secondly with Proyecto Azteca, total amount \$285,000.00 which will provide permanent mortgage financing program for the construction of no less than fifteen (15) new homes and the rehabilitation of no less than twelve (12) existing dwellings, no less than that.

MOTION CARRIED.  
SEE "EXHIBIT L"

14/D

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve the 1990 Urban County bill #4073 in the amount of \$14,750.00; the 1991 Urban County bills #4074 thru #4079 totaling \$60,682.32 and the 1992 Urban County bill 4080 in the amount of \$2,212.17. The total Urban County memorandum to be approved is \$77,644.49.

MOTION CARRIED.  
SEE "EXHIBIT L"

- ITEM 15. DEPARTMENT OF COMMUNITY AFFAIRS:
  - A. IIA Plan Amendment
  - B. Management Development Request

15/A

Judge Ruiz explained that this was an annual amendment that is done for two reasons. He explained that there were carry-over funds of \$931,011.00 for the year 1993 and there were incentive monies for meeting the performance standards and this year that amount was \$642,694.00. The incentives, he stated, had previously been approved by this Commissioners' Court, however the breakdown had not. He was at this time requesting the approval of the breakdown of the \$931,011.00 and the \$642,694.00. The breakdown that he was recommending is Program Management \$335,355.00, of which there's \$35,000.00 for integrated software, purchase of equipment, staff incentives \$160,224.00. These staff incentives will be broken down through a formula that will be brought back to Commissioners' Court at a later date. These incentives will not be put in place until Commissioners' Court has approved the formula. He mentioned that they will be evaluating staff in order to provide incentives for the year 1993. Commissioner Salinas then ensued a discussion regarding the staff incentives, whereupon the Judge stated that all he wanted was to appropriate the money at this time. He further stated that he would not disburse any portion of this money until Commissioner's Court approved it. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve the IIA Plan Amendment, as proposed.

MOTION CARRIED.  
SEE "EXHIBIT M"

15/B

Judge Ruiz explained that the JTPA had previous-

ly requested \$50,000.00 for staff training and development. This would increase the existing budget of \$75,878.00 to \$125,878.00. After discussion regarding cross-training within the Department of Community Affairs, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve a Management Development request of \$50,000.00 amendment, making the budget \$125,878.00.

MOTION CARRIED.  
SEE "EXHIBIT M"

ITEM 16. PERMITS:

- A. Southwestern Bell Telephone - Pct. #1
- B. Geco Geophysical - Pcts. #2, #3 and #4
- C. Sharyland Water Supply - Pct. #3
- D. Valley Telephone Co-op - Pct. #4

16/A

A motion was made by Commissioner Cavazos, seconded by Commissioners Camarillo and Arcaute, to approve a request for permit by Southwestern Bell Telephone, to go along an unnamed County Road, beginning at Charles Green Road, 9/10 of a mile west of FM 88 and going south for approximately 2800 feet and to go along Mile 5 1/2 West beginning at FM 1925 and going north approximately 600 feet, in Precinct One.

MOTION CARRIED.  
SEE "EXHIBIT N"

16/B

A motion was made by Commissioner Arcaute, seconded by Commissioners Cavazos and Camarillo, to approve a request for permit by Geco Geophysical, to do seismograph work in the area from Nolana Loop to FM 1016 and from Mission city limits to the other side of Alamo, in Precincts Two, Three and Four. Permit is for 120 days.

MOTION CARRIED.  
SEE "EXHIBIT N"

16/C

A motion was made by Commissioner Camarillo, seconded by Commissioners Cavazos and Arcaute, to approve a request for permit by Sharyland Water Supply, to cross Inspiration Road approximately 600 feet of its intersection with Mile 2, in Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT N"

16/D

A motion was made by Commissioner Camarillo, seconded by Commissioners Cavazos and Arcaute, to approve a request for permit by Valley Telephone Co-op, to bury a cable on McKinnley Avenue, in the community of Hargill, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 17. INCORPORATION - CITY OF PENITAS:

- A. To correct error on filing date - City of Penitas

Election of Officers

Judge Ruiz explained that as per State Law the filing deadline to run for office was now set at forty-five days before an election, as opposed to thirty days. This now set the filing date for the City of Penitas election as December 2nd, and not December 16, as was previously set by Commissioners' Court. A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve an order modifying our [Commissioners' Court] previous order for the special election for Aldermen and Mayor in the City of Penitas; the change is the filing deadline, move it from December 16th to December 2nd, in accordance with State Law.

MOTION CARRIED.  
SEE "EXHIBIT O"

ITEM 18. 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 on acquisition of land

County Judge and Commissioners went into Executive Session accompanied by Mr. Travis Heister, Legal Counsel and Mr. Anthony Covacevich.

NO ACTION.

ITEM 19. OPEN SESSION:

- A. Discussion and possible action on acquisition of land

Judge Ruiz explained that some property had been donated, to the County, and no action would be taken on this item until the contract was submitted to Commissioners' Court for further review and approval.

NO ACTION.

A questions and comments session then followed with Commissioner Arcaute stating that the Tire Amnesty was not extended to the Counties. Commissioner Camarillo then responded that it was extended to the three-county [Hidalgo-Willacy-Cameron Counties] region. A brief discussion then ensued.

There being no further business to come before the Court, a motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, 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. INTERNAL LINE ITEM TRANSFER

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to approve an internal line item transfer of \$7,870.75, for Drainage District #1.

MOTION CARRIED.  
SEE "EXHIBIT P"

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

Dated this 1ST day of DECEMBER, 1992.

ATTEST:

WILLIAM R. LEO, COUNTY CLERK



By: Jennifer Castillo, Deputy