

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 8TH 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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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 22, 1992

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the minutes of September 22nd 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 #84835 thru #85007 totaling \$284,708.71; in the Special Revenue Fund bills #82479 thru #82600 totaling \$287,019.19; in the Trust and Agency Fund bills #3237 thru #3254 in the amount of \$94,222.75; and in the Enterprise Fund bills #1320 thru #1323 totaling \$2,428.00.

MOTION CARRIED.

ITEM 3. APPROVAL OF ASSESSMENT TAX ROLL SUMMARY REPORT FOR YEAR 1992

A motion was made by Commissioner Camarillo, seconded by Commissioners Cavazos and Salinas, to approve the assessment tax roll summary report for year 1992, as submitted by Mr. Trevino.

MOTION CARRIED
SEE "EXHIBIT A"

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the 1992 Hidalgo County assessment summary, by resolution, as presented.

MOTION CARRIED.
SEE "EXHIBIT A"

ITEM 4. APPROVAL OF VOTING MACHINES:

- A. Mission ISD - 10 machines
- B. Crockett Elementary School (McAllen) - 1 machine

4/A

A motion was made by Commissioner Arcaute, seconded by Commissioners Cavazos and Camarillo, to approve Mission Independent School District's request for ten (10) voting machines, as presented.

MOTION CARRIED.

SEE "EXHIBIT B"

4/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve Crockett Elementary School's request for one (1) voting machine, as presented.

MOTION CARRIED.
SEE "EXHIBIT B"

ITEM 5. ADULT PROBATION:

A. Ministerial approval of Community Corrections
(Boot Camp Budget)

Mr. Joe Lopez, Interim Director, came before the Court, requesting approval of his Boot Camp budget. After discussion, Judge Ruiz recommended that the budget be approved but that the salaries be set so that they can be approved at a later date. A motion was then made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the Community Corrections Boot Camp Facility budget totaling \$784,093.00.

MOTION CARRIED.
SEE "EXHIBIT C"

ITEM 6. APPROVAL TO ACCEPT CONTRIBUTION FOR LAND AND REAL
PROPERTY

Anthony Covacevich explained that Wornick Properties, Inc., wanted to donate 7.318 acres of land, along with some warehousing, in the area of San Carlos. The property value is estimated at \$375,000.00 and all that was needed, by this Commissioners' Court was acceptance of this contribution. He then introduced Mr. Lee Wesfield, a representative of Wornick Properties, Inc., who then said a few words. A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the transfer and accept real property from Lee Wesfield and Wornick Properties, Inc., as a contribution to the County of Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT D"

ITEM 7. PRINTING DEPARTMENT:

A. Declare equipment surplus:
1. Copier - #17344 (1974 model)

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the declaration of equipment surplus, which is a copier, from the Printing Department, and authorize the disposal of that equipment, by our Purchasing Agent.

MOTION CARRIED.
SEE "EXHIBIT E"

- ITEM 8. LINE ITEM TRANSFERS:
- A. J.P. Pct. #1 Pl. #2
 - B. Juvenile Probation Department
 - C. County Clerk
 - D. Enterprise Fund
 - E. Health Department - Clinics
 - F. Health Department - Administration
 - G. Computer Department
 - H. Pct. #2 - Park, Paved/Unpaved
 - I. County Wide Shop
 - J. County Extension Service
 - K. 275th Dist. Court
 - L. 332nd Dist. Court
 - M. 139th Dist. Court
 - N. Jury Fees
 - O. Master Court I

A motion was made by Commissioner Cavazos, seconded by Commissioner Salinas, to approve the internal line item transfers, as follows: J.P.Pct. #2 Pl. #2/Rosa Trevino - \$100.00; Juvenile Probation - \$160.00; County Clerk - \$3,000.00; Enterprise Fund - \$1,503.00; Health Department/Clinics - \$13,654.52; Health Department/Administration - \$2,504.97; Computer Department - \$946.92; Pct. #2/Parks - \$1,000.00; Pct. #2/Paved/Unpaved - \$345.00; County Wide Shop - \$400.00; County Extension Service - \$2,610.00; 275th District Court - \$2,000.00; 332nd District Court - \$210.96; 139th District Court - \$800.00; Jury Fees - \$22,000.00; Master Court I - \$234.00.

MOTION CARRIED.
SEE "EXHIBIT F"

ITEM 9. APPROPRIATE FUNDS - Drug Abuse Prevention/Rehab

A motion was made by Commissioner Salinas, seconded by Commissioner Cavazos, to appropriate \$15,000.00 to Palmer Drug Abuse Prevention Program, under drug abuse prevention rehab.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 10. BUDGET AMENDMENTS:
A. County Treasurer

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a budget amendment of \$750.00 to be included in the County Treasurer's budget for postage.

MOTION CARRIED.
SEE "EXHIBIT H"

- ITEM 11. PCT. #1:
- A. Declare Equipment Surplus
 - B. Transfer of funds from Road and Bridge to Health Department Sanitation
 - C. Transfer of equipment from Pct. #1 to Health Department Sanitation

11/A

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

MOTION CARRIED.
SEE "EXHIBIT I"

11/B

Judge Ruiz explained that Commissioner Cavazos had transferred one employee, the animal warden, to the Health Department. At this time he wanted to transfer the funds from his budget to the Health Department's budget. A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to transfer funds from Road and Bridge to Health Department Sanitation, which is \$891.54, this is the 1992 budget it will cover that expense of that particular employee through December 31st, 1992.

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

11/C

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, authorizing the transfer of equipment from Precinct One to the Health Department Sanitation, it is a 1984 pick-up truck, with a Johnson radio.

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

ITEM 12. PCT. #2:

- A. Declare equipment surplus for salvage
- B. Authorization and approval to declare emergency and exempt from bidding process and pay bill

12/A

A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to authorize the declaration of equipment surplus, mainly a 1975 International 2500 Harvester, and authorize the Purchasing Department to dispose of said equipment.

MOTION CARRIED.
SEE "EXHIBIT J"

12/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a state of emergency and authorize the payment, to Tropical Chemical, for the purchase of insecticide, which is basically mosquito spray, at a cost of \$6,426.75; this is to exempt it from the bidding procedure.

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

ITEM 13. PURCHASING DEPARTMENT:

- A. Award Bids:
 - 1. Cold mix - County Wide
 - 2. Lubricants - County Wide

13/A/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to award bid for the purchase of cold mix, to Valley Caliche Products, of Mission, at a low bid price of \$24.00 per ton.

MOTION CARRIED.
SEE "EXHIBIT K"

13/A/2

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to award bid for the purchase of lubricant to both Industrial Lubricants and Discount Oils, as presented. (NOTE: Industrial Lubricants is awarded 12 of the products and Discount Oils is awarded 4 products.)

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 14. PLANNING DEPARTMENT:

A. Subdivisions:

1. Elsa Retirement LTD Subdivision - Pct. #1
2. Resubdivision of Lots 2 & 3, Block 2, Mid-Valley Industrial Park Subdivision - Pct. #1
3. Lot 4A, Gateway Plaza Shopping City Subdivision - Pct. #2
4. McAllen - Pavilion Subdivision - Pct. #2
5. Rock of Ages Subdivision - Pct. #2
6. Frontier Subdivision - Pct. #3
7. MCISD Elementary School Subdivision - Pct. #3
8. La Homa Meadows Subdivision No. 1, Phase I - Pct. #3
9. La Homa Meadows Subdivision No. 2, Phase I - Pct. #3
10. Lots 2A & 2B, Nolana Wal-Mark Subdivision - Pct. #4

B. Preliminary Plat Approval:

1. 3 Diamond Subdivision No. 2 - Pct. #3

14/A/1

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the plat of Elsa Retirement LTD Subdivision, which is located on the northwest corner of Lamar and 9th Avenues, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT L"

14/A/2

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the plat of the Resubdivision of Lots 2 & 3, block 2, Mid-Valley Industrial Park Subdivision, which is located on the southeast corner of Sugar Sweet Avenue and Stephens Avenue, inside the city limits of Weslaco, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT L"

14/A/3

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the plat of Lot 4A, Gateway Plaza Shopping City Subdivision, which is located between South 8th Street and 9th Street, approximately 350 feet

north of U.S. Expwy. 83, inside the city limits of McAllen, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT L"

14/A/4

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the plat of McAllen Pavilion Subdivision, which is located between the Expwy. 83 and Ridge Road, along the west side of McColl Road, inside the city limits of McAllen, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT L"

14/A/5

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the plat of Rock of Ages Subdivision, which is located on the northeast corner of Jackson and Minnesota Roads, inside the city limits of Pharr, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT L"

14/A/6

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve the plat of Frontier Subdivision, which is located on the southwest corner of the 2 Mile Line and La Homa Road, in Precinct Three.

MOTION CARRIED.
SEE "EXHIBIT L"

14/A/7

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve the plat of MCISD Elementary School Subdivision, which is located 3300 feet west from Trospers Road on the north side of Mile 4, in Precinct #3.

MOTION CARRIED.
SEE "EXHIBIT L"

14/A/8&9

After a discussion concerning the fact that a portion of these subdivisions lie in flood zones, a motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the plats of La Homa Meadows Subdivisions No. 1, Phase I and No. 2 Phase I, which are located on the southwest corner of the 4 Mile Line and La Homa Road, inside the City of Mission's ETJ, in Precinct Three.

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

14/A/10

A motion was made by Commissioner Camarillo, seconded by Commissioners Cavazos and Arcaute, to approve the plat of Lots 2A & 2B Nolana Wal-Mart Subdivision, which is located on the southwest corner of North 23rd Street and Orchid Avenue, inside the city limits of McAllen, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT L"

14/B/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to give preliminary approval to the plat of 3 Diamond Subdivision No. 2, which is located one mile north of F.M. 2221 oneast side of La Homa Road, in the rural area of the County, in Precinct Three. (NOTE: Being that Commissioner Salinas has an interest in this subdivision, he abstained from any and all discussion and voting on this item.)

MOTION CARRIED. (COMMISSIONER SALINAS ABSTAINED FROM VOTING)
SEE "EXHIBIT L"

ITEM 15. URBAN COUNTY:

- A. City of La Joya - Change Order #2 - Removal of Architectual Barriers, Solis & Chapa Const. Yrs 3 & 4
- B. City of La Joya - Change Order #1 - PFI - Parks, Recreational Facilities, Solis & Chapa Const. Yr. 5
- C. City of Palmview - Approval of Contract for Clearancy of HUD Finding M2009
- D. City of Palmview - Approval of 1992 Interlocal Agreement
- E. City of Palmview - Management Consultant Contract
- F. Precinct #3 - Subrecipient Agreement/Mission Boys & Girls Club/Yr. 5
- G. Precinct #3 - McAllen ISD - Mini Gym Contract Award, Year 5 Urban County Program
- H. 1992 Emergencuy Shelter - Subrecipient - Budget Amendment (Hidalgo County/Community Service Agency, CSA)
- I. Approval of Bills

15/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Salinas, to approve change order #2, totaling \$885.00, with Solis & Chapa Construction Company.

MOTION CARRIED.
SEE "EXHIBIT M"

15/B

A motion was made by Commissioner Salinas, seconded by Commissioners Cavazos and Camarillo, to approve a change order with Solis & Chapa Construction, deducting their original contract by \$56,384.00.

MOTION CARRIED.
SEE "EXHIBIT M"

15/C

A motion was made by Commissioner Salinas, seconded by Commissioner Camarillo, to approve an interlocal agreement with the City of Palmview, for the reimbursement of \$5,880.00, from a HUD finding M2009, that was found last year; there will be \$1,000.00 down payment, plus \$1,000.00 each month beginning January 15th, the last payment being \$880.00, which is May 15th.

MOTION CARRIED.
SEE "EXHIBIT M"

15/D

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve an interlocal agreement with the City of Palmview, their allocation being in the

amount of \$204,374.96.

MOTION CARRIED.
SEE "EXHIBIT M"

15/E

After lengthy discussion regarding the use of outside firms as management consultants, a motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to authorize a contract for management consultant with Ricardo Gomez and Associates, at a cost of \$36,000.00; this contract is for Year 5 and it is a contract with the City of Palmview and the County of Hidalgo.

MOTION CARRIED. (COMMISSIONER CAMARILLO VOTED AGAINST)
SEE "EXHIBIT M"

15/F

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to approve a subrecipient agreement with Mission Boys' and Girls' Club, for an amount of \$5,000.00, for the purchase of equipment.

MOTION CARRIED.
SEE "EXHIBIT M"

15/G

A motion was made by Commissioner Salinas, seconded by Commissioner Arcaute, to award contract to the low bidder, being Rio Valley Construction Inc., for the construction of a mini gym, in one of the schools, within McAllen Independent School District.

MOTION CARRIED.
SEE "EXHIBIT M"

15/H

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a budget amendment within the Emergency Shelter Subrecipient budget, totaling \$28,000.00, reducing Essential Services and increasing Maintenance and Operation Costs.

MOTION CARRIED.
SEE "EXHIBIT M"

15/I

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the 1990 Urban County bills #4087 and #4088 totaling \$19,570.68; the 1991 Urban County bills #4089 thru #4096 totaling \$10,454.07; the 1992 Urban County bills #4097 thru #4099 totaling \$145,427.93; the 1992 Rental Rehab bill #4100 in the amount of \$5,101.62; the Colonia I-A Fund bill #4101 in the amount of \$434.07 and the Colonia I-B Fund bill #4102 in the amount of \$375.76. The total Urban County memorandum to be approved is \$181,364.13.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 16. COMMUNITY SERVICE AGENCY:
A. RSVP Continuation Grant FFY '93-94

A motion was made by Commissioner Salinas, seconded by

Commissioner Arcaute, to approve a continuation grant, which is the eleventh year, of RSVP Retired Senior Volunteer Program; grant totaling \$49,277.00.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 17. PERMITS:

- A. Southwestern Bell - Pcts. #2 & #4
- B. Sharyland Water Supply - Pcts. #3 & #4

17/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve a request for four permits by Southwestern Bell, for Precinct Two, to go along Earling Road, beginning at Tower Road and going east for 4000 feet, in Precinct Two; in Precinct Four, to go along N. Tower, beginning 1000 feet north of 107 and going north for 1300 feet; in Precinct Four, to go along Sharp between Tex-Mex and Curry and also along Alberta beginning at Tower Road and going west approximately 1500 feet.

MOTION CARRIED.
SEE "EXHIBIT O"

17/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Salinas, to approve a request for three permits by Sharyland Water Supply, to cross Trosper Road, 1900 feet south of the 3 Mile Line; to cross Schubach Road south of the 5 Mile Line and to cross Chapin east of its intersection with Depot Road.

MOTION CARRIED.
SEE "EXHIBIT O"

There being no further business to come before the Court, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, 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 McAllen
- B. City of Pharr

1/A

A motion was made by Commissioner Arcaute, sec-

oned by Commissioner Cavazos, to approve a request for permit by the City of McAllen, to drain into the County's Expressway drain, behind Wal-Mart; this is for their Ridge Road program and it will be a six by six box, which will discharge 110 CFS into the ditch.

MOTION CARRIED.
SEE "EXHIBIT P"

1/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve a request for permit by the City of Pharr, for the Ridge Road project between 281 and Jackson Road, they are going with a 43 inch pipe and they will enter the ditch at the point it crosses Ridge Road, which is east of Jackson Road.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 2. INTERNAL LINE ITEM TRANSFER

A motion was made by Commissioner Cavazos, seconded by Commissioner Salinas, to approve an internal line item transfer of \$6,285.15, as presented.

MOTION CARRIED.
SEE "EXHIBIT Q"

There being no further business to come before the Drainage District, the meeting was hereby adjourned.

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 8TH day of DECEMBER, 1992.

ATTEST:

WILLIAM R. LEO, COUNTY CLERK



By: Jennifer Castillo, Deputy