

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 8TH day of
MARCH, 1993, 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. Samuel Sanchez
County Commissioner, Precinct #1

Hon. Lalo Arcaute
County Commissioner, Precinct #2

Hon. Juan Rosel
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. Edger Ruiz, County Judge, called the Commissioners' Court meeting to order whereupon the following proceedings were had, to-wit:

CONSENT AGENDA

ITEM 1. APPROVAL OF MINUTES - January 19, 1993
January 26, 1993
February 2, 1993

ITEM 2. APPROVAL OF BILLS - County Auditor
General Fund - #87231 - #87450 - \$257,680.86
Special Revenue Fund - #84850 - #85007 - \$404,077.21
Debt Service Fund - # 872 - # 873 - \$ 924.98
Capital Projects Fund - # 4620 - # 4622 - \$ 67,981.10
Trust and Agency Fund - # 3367 - # 3385 - \$318,567.36
Enterprise Fund - # 1415 - # 1419 - \$ 1,602,26
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF OFFICIAL BONDS:
A. Roberto Torres - Reserve Deputy Constable - Pct. #3
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:
A. County Clerk - \$160,872.89 - January
B. County Clerk - \$166,471.26 - February
C. Dist. Atty. Processing Fee - February:
I. Merchants:
A. Total Restitution Pd/Disbursed - \$68,054.54
B. Total Merchant Fees Collected/Disbursed - \$ 6,905.00
II. Processing Fees:
A. Total Processing Fees Collected - \$10,942.04
B. Total Processing Fees Collected/A. Prob. - \$ 172.65
III. Interest:
A. Total Interest Pd. by Bank - Jan. - \$ 55.75
B. Current Year-To-Date Interest from Bank - \$ 55.75
IV. A. Total Refunds Pd. This Month - \$ 66.18
B. Total Reissued Checks Made this Month - \$ 0.00
(SEE "EXHIBIT C")

ITEM 5. APPROVAL OF VOTING MACHINES:
A. City of La Joya - 02 machines
B. La Joya ISD - 04 machines
C. Valley View ISD - 03 machines
D. Edinburg CISD - 10 machines
E. City of La Villa - 03 machines
F. McAllen Memorial HS - 03 machines
(SEE "EXHIBIT D")

ITEM 6. TAX ASSESSOR/COLLECTOR:
A. Tax Refund:
1. Ms. Lucille K. De Vires - \$820.44
(SEE "EXHIBIT E")

ITEM 7. INTERNAL LINE ITEM TRANSFERS:
A. J.P. Pct. #4 Pl. #1 - Guadalupe Garces - \$32.27
B. Juvenile Probation Department - \$370.00

- C. Juvenile Probation Department (State Funds) - \$200.00
 - D. Planning Department - \$156.00
- (SEE "EXHIBIT F")

ITEM 8. PURCHASING DEPARTMENT:

- A. Award Bids:
 - 1. Three (3) Pickups - Pct. #3
 - 2. Backhoe Loader - Pct. #3
 - B. Request to Advertise:
 - 1. Progreso Community Resource Center - Hidalgo County
- (SEE "EXHIBIT G")

ITEM 9. PERMITS:

- A. Southwestern Bell - Pcts. #2 & #4
 - B. Atlantic Richfield - Pct. #3
- SEE "EXHIBIT H")

Judge Ruiz gave a brief explanation on each of the items in the Consent Agenda. Of interest, he stated that the bid for the three pickups, for Precinct Three, was being awarded to Weslaco Motors, with low bid prices as follows: for the regular cab, \$11,650.00 and for two Super Cab, \$12,750.00 each. The bid for the Backhoe Loader, also for Precinct Three, was being awarded to Anderson Equipment, at a low bid price of \$38,475.00, for a JCP 215 model. He further stated that the dates for the advertisement for bids for the Progreso Community Resource Center were March 31st, to open and April 6th, to award. There being no questions or comments, from the Commissioners, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the Consent Agenda, as presented.

MOTION CARRIED.
SEE "EXHIBITS A-H"

REGULAR AGENDA

- ITEM 1. AUTHORIZATION AND APPROVAL TO DECREASE 1992 BUDGET AND INCREASE 1993 BUDGET:
- A. PBX - \$5,352.00

Judge Ruiz explained that these funds had previously been transferred from the 1993 budget to the 1992 budget, to pay a bill. It has since been discovered that the Auditor's Office made an error and the bill was actually a 1993 bill, so the monies have to be transferred back to the 1993 budget. A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to authorize the transfer from 1992 to 1993 budget, of \$5,352.00.

MOTION CARRIED.
SEE "EXHIBIT I"

- ITEM 2. AUTHORIZATION AND APPROVAL TO DECREASE 1993 BUDGET AND INCREASE 1992 BUDGET:
- A. Litigation

A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve the decreasing of '93 budget and increasing

'92 budget, for litigation, totaling \$15,111.44.

MOTION CARRIED.
SEE "EXHIBIT J"

Commissioner Rosel then reminded the Auditor about his request for a printout of the amounts that have been paid out to the various attorneys for the 1992 year.

ITEM 3. APPROVAL OF RESOLUTIONS - City of Palmview (EDAP)
- City of San Juan (EDAP)
- City of Penitas (EDAP)

Noe Cavazos came before the Court and explained that the Cities of Palmview and San Juan were requesting approval of addendums to their application. The City of Palmview wanted to include 23 addition colonias, from the north side of Palmview. This has been checked with the Sharyland Water Supply Corporation and the Texas Water Development Board and they are both in agreement with Palmview's request.

The City of San Juan has also applied for funds and is presently working on ten colonias. Their request is to add fourteen more colonias, on the north side of San Juan and this will overlap somewhat on the area being applied for by North Alamo Water Supply Corporation, even though North Alamo does not have the certificate of convenience and necessity, or CCN, to provide sewer services in that area. However the final determination will be made by the Texas Water Development Board, as far as which of these two entities would be able to better provide these services this area. Judge Ruiz stated that aside from the possible problems, there might be with the overlapping of applications, all the Commissioners' Court was doing was endorsing whomever wanted or could provide those services to the colonias with a resolution. A discussion then ensued regarding who would have the final determination, with regards to applications that overlapped.

The City of Penitas, Mr. Cavazos stated, had come to an agreement with La Joya Water Supply Corporation, in conducting the engineering study, to provide services within the city. La Joya Water Supply had intended to apply for the engineering study, within the City of Penitas, however, after meeting with the City of La Joya, they had come to an agreement to allow the City of Penitas and the City of La Joya conduct their own engineering studies within their corporate limits. La Joya Water Supply Corporation would be amending their application to exclude the City of Penitas and the City of La Joya, and conduct their study within the rural area.

After further discussion regarding final determination by the Water Development Board, a motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to approve the three resolutions being considered, the City of Palmview, the City of San Juan and the City of Penitas, endorsing their applications to the EDAP Program, of the Texas Water Development Board.

MOTION CARRIED.
SEE "EXHIBIT K"

Judge Ruiz then explained that at some point in time the Commissioners' Court would have to approve a budget amendment, for the assistance that is being provided for all these applicants.

ITEM 4. JUVENILE PROBATION DEPARTMENT:

- A. Authorization and approval of submission of C.J.D. Purchase of Juvenile Services Grant
- B. Authorization and approval to exempt from the bidding process - Juvenile Detention Renovation

4/A

Mr. Romeo Zapata, from the Juvenile Probation Department, came before the Court requesting approval of the submission of the Criminal Justice Department Purchase of Juvenile Services Grant. He stated that the grant amount was for \$38,032.00 and required no local match. The grant period being January 1st, 1994 through December 31st, 1994. A motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, to authorize the submission of a Criminal Justice Division Purchase of Juvenile Services Grant, for the year 1994, as presented.

MOTION CARRIED.
SEE "EXHIBIT L"

4/B

Judge Ruiz explained that this was for a contract that had previously been approved, with Ray Vargas Architects, for the renovation of the Juvenile Detention Center. He explained that even though the Auditor was present, he had failed to remind the Court that an exemption had not been made. A motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, to authorize the exemption of the bidding process, in the selection of the architect, for the Juvenile Detention renovation, be-it, V.A Architects, Ray Vargas and Associates.

MOTION CARRIED.

ITEM 5. COUNTY AUDITOR:

- A. Renewal of 1993 Hidalgo County Employee Group Insurance Plan budget

Steve Austin, County Auditor, informed the Court that the budget figures had not really been discussed, by Commissioners' Court. He was at this time presenting the proposed budget, as per figures projected by Third Party Administrators. A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to authorize the request by the Auditor, renewing the 1993 Hidalgo County Employee Group Insurance Plan budget, as presented; debits of \$3,043,241.88 and credits of \$2,615,748.00.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 6. DISTRICT CLERK:

- A. Authorization and approval to upgrade Appeals Clerk position and increase salary

Audelia Aguirre, from the District Clerk's Office, came before the Court explaining that the Appeals Clerk position was being upgraded to that of Appeals Clerk/Supervisor. This would entail the upgrading of this employee's present salary, from \$17,536.00 to \$20,000.00. These monies to be taken from a vacant slot. The vacant slot would then remain open with a salary of \$10,391.00. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to establish a new position, from an Appeals Clerk, to a Supervisory Clerk, and changing the annual salary from \$17,536.00 to \$20,000.00, and also a clerical position that was previously paying \$12,855.00, reducing that to \$10,391.00

setting the rate at \$4.99.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 7. APPROPRIATE CONFISCATED FUNDS FOR PALMER DRUG ABUSE PROGRAM

Judge Ruiz explained that an amount of \$30,000.00 had been previously allocated, by Commissioners' Court, with \$15,000.00 being paid out prior to December 31st, 1992 and \$15,000.00 at the first of 1993. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize the appropriation of confiscated funds, in the amount of \$15,000.00, to the Palmer Drug Abuse Program.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 8. AUTHORIZATION AND APPROVAL TO EXTEND RURAL FIRE CALL CONTRACT WITH CITIES ON A MONTH TO MONTH BASIS

The County Judge explained that the previous contracts with the cities had expired on December 31st, of last year. He explained that he was requesting that these contracts be extended on a month to month basis, as existing, but that the rate changes from \$450.00 to \$475.00 per call. He stated that he hoped that this extension would only be for one month, at which time he felt that they could renegotiate the terms and come back to Commissioners' Court with another contract. He didn't think the rate would change, in terms of the fire calls, however he hoped that there would be changes, with regards to the other categories. A discussion then ensued, with regards to the provision of other types of services, being charged by the cities, with comments from Judge Ruiz, Commissioner Arcaute and Commissioner Sanchez. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize and approve th extension of rural fire call contracts with cities on a month to month basis, as presented.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 9. AUTHORIZATION AND APPROVAL OF ENDORSEMENT OF LEGISLATION:

- A. Abolishment of County Treasurer's Office
- B. Solid-waste
- C. Occupancy Tax
- D. Community College
- E. Court of Appeals
- F. Zoning Bill

9/A

Judge Ruiz explained that alot of the Counties had gone through the election process and that this issue needed legislation. He explained that due to the overlapping jurisdiction, between the County Treasurer and the County Auditor, this office could be abolished. Commissioner Rosel, then asked Steve Austin, our County Auditor, if he would be able to carry out the functions of the County Treasurer's Office. Mr. Austin replied that he could do the work with additional staff. A discussion then ensued concerning the additional budget possibly needed by the Auditor to fulfill the duties of the Treasurer's Department. Judge Ruiz stated that by abolishing this department there

(03/08/93)

could be a savings to the County. After further discussion, a motion was made by Commissioner Sanchez, to not pursue the legislation to abolish this position, but motion died for lack of a second. A motion was then made by Commissioner Arcaute, seconded by Commissioner Rosel, to continue the pursuit of this legislation.

MOTION CARRIED. (COMMISSIONER SANCHEZ VOTED AGAINST.)
SEE "EXHIBIT Q"

9/B

The Judge informed the Court that the County had requested from Rep. Renato Cuellar, to provide a draft of legislation for the solid waste collection, in the rural area. The request was for the authority that cities have, to actually prescribed for a private contractor, to collect solid waste, curb-side, in their cities. They set the rate and they collect the fee for this service within their water bill. If an individual does not pay their bill then the service of water, sewer and solid waste, is discontinued. He felt that the County could accomplish this, in conjunction with the water supply corporations, whereby the County would select private enterprise, set a rate and give that authority to the water supply corporation, whereby, they would collect the rate for solid waste. Rep. Cuellar had agreed to carry this bill, which is presently in Legislative Counsel. A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to seek the authority to establish a solid waste system along with the water supply corporations, in the rural area.

MOTION CARRIED.
SEE "EXHIBIT Q"

9/C

Judge Ruiz explained that this tax would be collected from the motels and hotels and this money would go into a park fund or a promotional fund. These monies would be used in the construction of major parks, civic centers, convention hall, etc., or for general promotion of tourism. Commissioner Sanchez asked as to how this would offset some of the County's other needs, after which the Judge gave a few examples. After a discussion regarding the use of these funds, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to pursue this legislation.

MOTION CARRIED.
SEE "EXHIBIT Q"

9/D

The Judge explained that Senator Lucio had passed this legislation through the Senate Committee, to establish a community college in McAllen, Texas, with sub-stations in other portions of Hidalgo County. The main issue was to transform TSTC into a free standing community college, with the budget that is now funding TSTC continuing. He stated further that there is now a bill out there that states that before 1995 the community should hold an election, whereby the community would tax themselves to support the community college. He stated that this type of concept is normally funded by a 67/33 ratio; with 33% coming from the community and tuition, and 67% coming from the State. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to approve an endorsement resolution for the community college concept, in Hidalgo County.

MOTION CARRIED.
SEE "EXHIBIT Q"

9/E

Judge Ruiz stated that this would be the second time around that this Court tried to establish a Court of Appeals in Hidalgo County. He explained that Senator Lucio had already begun the process with a fiscal note, with regards to this Court be housed within the

complex of county government and that the renovation and/or construction costs of creating this courtroom, be expended by the City of Edinburg and the County of Hidalgo. The Judge stated further that they have met with City government, and they have also endorsed the project. He mentioned that of the ten most populated Counties, in the State, we were the only County that did not have a Court of Appeals, with over 50% of the cases filed in Corpus Christi, being from this County. He went on saying that the projected cost for the reconstruction of a courtroom and a library would be about \$150,000.00. After discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to continue the process of legislation for the creation of the 15th Court of Appeals, in Hidalgo County.

MOTION CARRIED.
SEE "EXHIBIT Q"

9/F

This bill would authorize the county governments to zone in the rural areas. Judge Ruiz believed that this type of bill would be good to insure proper growth and urbanization in the County. He stated further that this was a local bill and not a state-wide bill. A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to endorse a zoning bill.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 10. APPROVAL OF RESOLUTION ON PROPOSED NEW COUNTY JAIL

Judge Ruiz explained that this item had been discussed in workshop and he believed that they had all agreed that more bed space was needed, for this County. He mentioned that as per the Jail Commission this County was in need of over 1,000 beds and a possible renovation of the present facility would be in vain. He then stated that he would like this Commissioners' Court to set several caps in its authority to give the Facilities Corporation some guidelines. The caps are as follows: 1) to establish a facility of no less than 1,000 beds; 2) to cap the cost of this construction at no more than \$25 million; 3) that there is a need for a temporary facility of 48 more beds, to be established to carry this County through the over-crowded conditions through the construction period; 4) to include, in the resolution, the endorsement of the Adult Detention Facility Corporation and its method of doing business and 5) to ask them to proceed with the project. Commissioner Rosel then restated what the Judge had said about endorsing the Corporation and he added that this Commissioners' Court was sending out the message to the Corporation that, "You're in charge and we have complete confidence in you; you're going to select the the players you're going to do the best and we're going to trust you that you're going to get this jail built. The Jail that we need, for the least amount of dollars." A discussion then ensued on the possibility of building this facility with less money that was previously established. The Judge then stated that this was just a method of getting Commissioners' Court to give direction to the Corporation. After further discussion, Commissioner Rosel inquired that, "On the vote of confidence, we are telling them [Adult Detention Facility Corporation], that they are the ones that are going to select the players, yes or no?" The Judge then responded, "Yes sir, they are a not for profit corporation, who have the authority, by charter and by by-laws to make decisions...Where we have the sole authority is to enter into lease." After a few comments from Mr. Jimmy Stalinger, a member of the Corporation, a motion was made by Commissioner Camarillo, seconded by Commissioners Arcaute and Rosel, for the adoption of this resolution.

MOTION CARRIED.

(03/08/93)

SEE "EXHIBIT R"

ITEM 11. REQUEST FOR AUDIENCE:

A. Valverde Subdivision - John Rogers

Judge Ruiz informed the Court that this subdivision had met all the requirements set by the city and the County. The problem was with regards to there being no building restrictions and therefore all manner of vehicles and dwellings were being put in there. Mr. Rogers' concern was that this was depreciating the value of his property. The Judge stated that they met with Mr. Rogers and as per subdivision regulations, this subdivision was legal. After further discussion, it was determined that NO ACTION be taken on this item.

NO ACTION.

ITEM 12. PCT. #3:

A. Authorization and approval to increase salaries - Paved/Unpaved Roads/Slots #2 & #13

Commissioner Rosel informed the Court that he had two positions whose salaries he wanted to increase by approximately \$.27 per hour. These monies would be coming out of a vacant part-time position that he was not planning on filling in. A motion was then made by Commissioner Rosel, seconded by Commissioner Sanchez, to reduce a maintainer operator that is set at \$8,000.00 reduce it by \$600.00 and increase a maintainer operator from \$10,400.00 to \$11,000.00; then to reduce a maintenance position from \$11,025.00 to \$10,500.00 and increase the maintainer operator position from \$13,650.00 to \$14,175.00.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 13. PLANNING DEPARTMENT:

A. Subdivisions:

1. El Ranchito Acres Unit No. 2 Subdivision - Pct. #1
2. Natasha Subdivision - Pct. #4

B. Final Plat Approval:

1. Ruby Subdivision - Pct. #3

13/A/1

A motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to approve the plat of El Ranchito Acres Unit No. 2 Subdivision, which is located on the northeast corner of Mile 6 West and Mile 14 1/2 North, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT T"

13/A/2

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the plat of Natasha Subdivision, which is located at the north end of Seminary Road approximately 1 mile north of Edinburg Lake, in the rural area of the County, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT T"

13/B

A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to give final approval to the plat of Ruby Subdivision, which is located on the southwest corner of Mile 4 North and Glasscock Road, in Precinct Three.

MOTION CARRIED.
SEE "EXHIBIT T"

ITEM 14. URBAN COUNTY:

- A. City of Donna - Multi-purpose Building Renovation Contracts (B-91/92-UC-48-0501)
- B. Pct. #1 - Request for final quantitative adjustment Change Order and final payment (Progreso Lakes Bridge)
- C. Approval of Resolution authorizing the submission of the 1993 HOME Program Plan
- D. City of Alamo - Budget Amendment, Year 4
- E. City of Alamo - Construction Contract Award to A.V. Welding and Leasing for Drainage Improvements, Year 4
- F. City of Weslaco - Construction Contract Award to Mission Paving Co. Inc., for Street Improvements Project, Year 5
- G. City of Palmview - Professional Services Contract (Engineering) for Street Improvements Project, Year 5
- H. City of La Villa - Construction Contract Award to McCrea Water Tower, Inc. for PFI-Elevated Storage Tank Rehabilitation Project, Year 2
- I. Approval of bills

14/A

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to award one bid to Tri City Steel and two bids to Valley Air & Electric, totaling \$133,631.00, for the renovation of the Multi-Purpose Building, in Donna, along with the City of Donna.

MOTION CARRIED.
SEE "EXHIBIT U"

14/B

Commissioner Sanchez informed the Court that this was in reference to what the engineer was recommending approval of to be paid for and the contractor was requesting what they felt was additional work they had done. He had met with them, along with Mr. Anthony Covacevich and his recommendation, at this time, was to go along with the engineer's recommendation, of an additional \$6,341.10. The problem lay in whether a particular article in the State bidding handbook, applied or not and after meeting with both parties and a presentation by the Planning Department, his recommendation was that the engineers' recommendation be approved of \$37,709.70. This, he stated further, was based on the fact that Article 400, did actually apply to the equal structural excavation and the specifications by the engineer called specifically for structural excavation, as a reference, hereby making it applicable. Judge Ruiz then inquired as to what the contractor's response to this was and Mr. Covacevich informed him that he had talked to the contractor and stated that if this amount was approved then he would be requested to submit all documents, signed by him, for this amount. He would not receive any payment until those documents were in place, and he has the option of agreeing to those terms or taking other action. A motion was then made by Commissioner Sanchez, seconded by Commissioner Arcaute, to authorize the adjustments to the contract of Carkenord & Sons Construction Inc., increasing it by \$6,341.10; and closing the project, at a project cost of \$37,709.70.

MOTION CARRIED.
SEE "EXHIBIT U"

14/C

Anthony Covacevich, Urban County Director, came before the Court and stated that this would be the second time that the County applies for HOME funds. If approved the County would receive an allocation of \$1,266,000.00 and there is a matching requirement, which has been waived by HUD, due to the fact that this County meets the fiscal distressed factors that are provided for. He then went on to explain the proposed budget, under this plan. A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to authorize the submission of the 1993 HOME Program Plan, of Hidalgo County, through the Department of Housing and Urban Development; project is for \$1,266,000.00.

MOTION CARRIED.
SEE "EXHIBIT U"

14/D

Mr. Covacevich explained that the City of Alamo wanted to decrease the Acquisition line item and increase the Neighborhood Facility and the Drainage Improvements line items. A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve a budget amendment for the Year 4 Urban County budget, for the City of Alamo, as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

14/E

A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve a contract award to A.V. Welding and Leasing, for drainage improvements, to the City of Alamo.

MOTION CARRIED.
SEE "EXHIBIT U"

14/F

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to award bid to Mission Paving, being the low bidder, contract amount \$457,804.10.

MOTION CARRIED.
SEE "EXHIBIT U"

14/G

Mr. Covacevich explained that this was for the paving of J.O. Subdivision and was going to be done in conjunction with Precinct Three. Judge Ruiz then asked what involvement Precinct Three had in this project and Commissioner Rosel responded that this subdivision was presently not paved and the City of Palmview had agreed to provide all the materials necessary to bring it up to standards and Precinct Three would supply the machinery and labor. The Judge did not think it feasible to pave a road, within a subdivision, without looking into the possibility that the Attorney General's Office might take action against the developer in the future. Commissioner Rosel stated that he they had met with the developer and he, the developer, had agreed to assist this project with \$8,500.00, for some of the work. The Commissioner stated further that this amount had previously been negotiated with the former Commissioner and he believed that this was a fair amount. Judge Ruiz felt that this negotiation was premature and that action should be taken by the Attorney General's Office. Mr. Covacevich mentioned that an agreement had been made with the Attorney General's Office, that if the developer did not come up with the \$8,500.00 by Friday, then they would take legal action. After further discussion, Judge Ruiz requested that this matter be researched a bit further and that no action be taken at this time.

NO ACTION.
SEE "EXHIBIT U"

14/H

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to award bid to McCrea Water Tower Inc., as sole bidder for the renovation of the water tower in La Villa; total cost \$14,350.00.

MOTION CARRIED.
SEE "EXHIBIT U"

14/I

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the 1990 Urban County bills #4402 and #4403 totaling \$19,239.55; the 1991 Urban County bills #4404 thru #4412 totaling \$119,289.79; the 1992 Urban County bill #4413 in the amount of \$1,976.00; the 1991 Emergency Shelter Grant bills #4414 thru #4416 totaling \$34,688.51 and the 1992 Emergency Shelter Grant bills #4417 thru #4418 totaling \$6,981.14. The total Urban County memorandum to be approved is \$182,174.99.

MOTION CARRIED.
SEE "EXHIBIT U"

A questions and comments session then followed with the following items being discussed:

Judge Ruiz informed the Court that there would be a Workshop on Thursday at 9:00 AM, with regards to budget amendments.

Commissioner Rosel then commended the Sheriff's Department on the handling of an incident that took place the day before at Anzaldua's Park.

There being no further business to come before the Court, a motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, 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. AUTHORIZATION AND APPROVAL TO EXEMPT ENGINEERING SERVICES FROM BIDDING PROCEDURE - PHASE V ENGINEERING - RANCHO SANTA CRUZ DRAIN
- ITEM 2. AUTHORIZATION AND APPROVAL TO ENTER ITNO CONTRACT FOR ENGINEERING SERVICES - PHASE V ENGINEERING

Vona Walker, Drainage Director, explained that this was for a joint effort with the City of McAllen and the Drainage District; with McAllen acquiring the right-of-way for the ditch and the Drainage

District constructing the ditch. A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to exempt, for the professional service of engineering, from the bidding procedure and enter into contract with Phase V Engineering for the El Rancho Santa Cruz Drain improvements.

MOTION CARRIED.
SEE "EXHIBIT V"

There being no further questions to come before the Drainage District, a motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, 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

Samuel Sanchez _____
County Commissioner, Precinct #1

Lalo Arcaute _____
County Commissioner, Precinct #2

Juan Rosel _____
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 8TH day of MARCH, 1993.

ATTEST:

WILLIAM R. LEO, COUNTY CLERK



By: Jennifer Castillo
Jennifer Castillo, Deputy