

THE STATE OF TEXAS :
 COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 30TH day of MARCH, 1993, 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. Samuel Sanchez
 County Commissioner, Precinct #1

Hon. Lalo Arcaute
 County Commissioner, Precinct #2

Hon. Juan Rozel
 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:

CONSENT AGENDA

ITEM 1. APPROVAL OF MINUTES - March 16, 1993

ITEM 2. APPROVAL OF BILLS - County Auditor
General Fund - #87851 - #88019 - \$587,032.90
Special Revenue Fund - #85554 - #85688 - \$464,433.99
Debt Service Fund - # 876 - # 877 - \$ 4,785.61
Capital Projects Fund - # 4628 - # 4630 - \$ 72,482.84
Enterprise Fund - # 1435 - # 1437 - \$ 1,060.00
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF OFFICIAL BOND:
A. Eliobardo Trevinc - Reserve Deputy Constable - Pct. #3
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF ATTORNEYS' FEES - \$114,691.50
(SEE "EXHIBIT C")

ITEM 5. APPROVAL OF MONTHLY FEE REPORTS:
A. Constables:
1. Horacio Aguirre - \$ 45.00 - February
2. Gilbert Alaniz - \$165.00 - February
3. Luis Zamora - \$580.00 - February
(SEE "EXHIBIT D")

ITEM 6. APPROVAL OF VOTING MACHINES:
A. St. Joseph The Worker Church - 02 machines
B. City of Weslaco - 04 machines
(SEE "EXHIBIT E")

ITEM 7. DECLARE EQUIPMENT SURPLUS:
A. Various Equipment - Ramiro M. Guerra Youth Village
B. One (1) 1982 Ford w/hoist assembly VIN #1FDDPF70H9CVA08029
- Pct. #4
(SEE "EXHIBIT F")

ITEM 8. SHERIFF'S DEPARTMENT:
A. Request to remove projector from County inventory
(SEE "EXHIBIT G")

ITEM 9. PURCHASING DEPARTMENT:

(03/30/93)

A. Award Bids:

1. Jury Summons Cards - District Clerk
2. Paving 9th St. - Pct. #3
3. Paving Cavazos & Alejandro Sts. - Pct. #3

(SEE "EXHIBIT H")

ITEM 10. PLANNING DEPARTMENT:

A. Subdivisions:

1. Living Word Subdivision - Pct. #2
2. Cardenas Subdivision - Pct. #3

(SEE "EXHIBIT I")

ITEM 11. INTERNAL LINE ITEM TRANSFERS:

- A. District Clerk - \$1,922.44
- B. J.P. Pct. 1, Pl. 1 (Adan Caballero) - \$11.20
- C. Purchasing - \$200.00
- D. Sheriff's Investigation Fund - \$4,500.00
- E. Pct. #3 - Landfill - \$375.00
- F. Juvenile Probation Department - \$300.00
- G. 92nd District Court - \$600.00
- H. Adult Probation Boot Camp (State Funds) - \$7,500.00
- I. Juvenile Detention Facility (Capital Projects) - \$451,841.67
- J. Revenue Sharing - \$159.98

(SEE "EXHIBIT J")

ITEM 12. PERMITS:

- A. Southwestern Bell - Pct. #3
- B. North Alamo Water Supply - Pct. #4

(SEE "EXHIBIT K")

Judge Ruiz gave a brief explanation of each of the items on the Consent Agenda. He stated that on Item 7, the various equipment, from the Youth Village and the 1982 Ford pick-up would be declared surplus and the Purchasing Agent would dispose of said equipment. With reference to Item 8, the bids would be awarded, as follows: for Jury Summons Cards, for the District Clerk's Office, the bid would go to Ken M. Healy with a bid price of \$710.00; for the paving of 9th, Cavazos and Alejandro Streets, in Precinct Three, the bid would go to Mission Paving Co. with a low bid price of \$16,629.60 for 9th Street and \$12,356.87 for Cavazos and Alejandro Streets. The Judge then asked the Commissioners if they had any questions or comments on any of the items on the Consent Agenda. There being none a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the Consent Agenda, as presented.

MOTION CARRIED.
SEE "EXHIBITS A-K"

REGULAR AGENDA

ITEM 1. HEALTH DEPARTMENT:

- A. Approval of Cancer Screening contract

Judge Ruiz explained that this was a renewal contract, for a period of one year, commencing March 19, 1993. The contract was with

Radiology Associates of McAllen, and it would be paid through State funds. He explained further that the fees were set in an attachment to the contract. A motion was then made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve a twelve month contract, beginning March 19th, with Radiology Associates of McAllen, as presented.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 2. ADULT PROBATION:

- A. Approval of Application #1 for payment of Argus Security Systems, Inc.

Joe Lopez, Adult Probation Director, came before the Court requesting approval of payment No. 1 to Argus Security, as per contract. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the payment of \$63,759.09, to Argus Security Systems, as presented.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 3. ECONOMIC DEVELOPMENT - J.D. Salinas

- A. Approval of Texas Forest Grant Match
- B. Approval of Endorsement - Legislation

3/A

J.D. Salinas came before the Court requesting approval of the Texas Forest Grant match. He explained that Precincts Three and Four were willing to participate in this grant and they had agreed to match the grant, with Urban County funds. The County Commissioners' for these two precincts would match the grant by \$2,250.00 each. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the Texas Forest Grant match of \$4,500.00, as presented.

MOTION CARRIED.
SEE "EXHIBIT N"

3/B

J.D. Salinas informed the Court that Rep. Roberto Gutierrez had presented H.B. 907, which would cap the liability for ambulance service, such as the one the County has with Catalina. This would assist in trying to minimize the liability to a governmental entity who would be providing EMS service. After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to authorize the preparation of a resolution endorsing H.B. 907, presented by Rep. Roberto Gutierrez, as presented.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 4. BUDGET AMENDMENT:

- A. Grand Jury

Judge Ruiz explained that these charges were for a court reporter, who was brought in to assist the Grand Jury in an investigation.

(03/30/93)

4

The monies to be paid out were in the amount of \$330.00. Ramona Aguilar from the District Attorney's Office, addressed the Court and stated that the figures that had been presented by the Auditor's Office were incorrect and that the proposed bill should be paid out of gambling funds that had been submitted, for Grand Jury use, instead of from the Grand Jury Reserved Fund Balance. After further discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to approve a budget amendment of \$330.00, for the Grand Jury.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 5. PLANNING DEPARTMENT:

A. Subdivisions:

- | | |
|-------------------------------------|-----------|
| 1. J.R. Subdivision #3 | - Pct. #1 |
| 2. Jesus A. Lopez Subdivision | - Pct. #1 |
| 3. Martinez Acres Subdivision | - Pct. #1 |
| 4. Maldonado Subdivision | - Pct. #4 |
| 5. Morgan Limited Subdivision | - Pct. #4 |
| 6. Riccio Land Subdivision | - Pct. #4 |
| 7. San Vicente Cemetery Subdivision | - Pct. #4 |

5/A/1

Emilio Garcia, Chief Planner, came before the Court and presented the plat of J.R. Subdivision #3 for approval. He explained that the subdivision was located on the corner of Baker Road and Gonzalez Road, inside the city limits of Progreso. Judge Ruiz questioned the source of the water for this subdivision and the Engineer for the developer, stated that it would be provided by Progreso Water Supply. A discussion then ensued with concerns, by the County Judge, as to how long the Water Supply would be able to supply water services to this subdivision. After further discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to take this plat UNDER ADVISEMENT.

MOTION CARRIED.
SEE "EXHIBIT P"

5/A/2

A motion was made by Commissioner Sanchez, seconded by Commissioners Arcaute and Camarillo, to approve the plat of Jesus A. Lopez Subdivision, which is located approximately 597 feet south of U.S. Highway 83 on the east side of Suresweet Road, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT P"

5/A/3

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to approve the plat of Martinez Acres Subdivision which is located on the southeast corner of Mile 5 North Road and Mile 6 1/2 West, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT P"

5/A/4

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the plat of Maldonado Subdivision, which is located approximately 200 feet east of Highway 281 on the north side of Owassa Road, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT P"

5/A/5

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the plat of Morgan Limited Subdivision, which is located on the southwest corner of 8 1/2 Mile Line and Ware Road, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT P"

5/A/6

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the plat of Riccio Land Subdivision which is located approximately 1/4 mile south of Mile 8 1/2 North on the west side of Ware Road, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT P"

5/A/7

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the plat of San Vicente Cemetery Subdivision, which is located three miles south of F.M. 1017, in the rural area of the County, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 6. PRECINCT #3:

- A. Authorization to raise parking fees at Anzalduas Park from \$2.00 to \$4.00
- B. Authorization to advertise for paving approx. 1/2 mile on 2 Mile Line between Inspiration Rd. & Moorefield Rd., and paving at Evie Subdivision
- C. Authorization to appropriate 1992 paved/unpaved roads & park fund balances into the 1993 budgets

6/A

Commissioner Juan Rosel explained that his request was due to the fact that since he took office, improvements had been made to the park, as well as the provision of more security. The additional funds, brought in by the increase in fees, would assist in providing further improvements to the park. A motion was then made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize the increase in parking fees, from \$2.00 to \$4.00, for Anzalduas Park, beginning April 1st, 1993, as presented.

MOTION CARRIED.
SEE "EXHIBIT Q"

6/B

A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize the advertising for bids, separately, for the paving of the 2 Mile Line, between Inspiration Road and Moorefield Road and for the paving at Evie Subdivision.

MOTION CARRIED.
SEE "EXHIBIT Q"

6/C

A motion was made by Commissioner Rosel, seconded by Commissioners Camarillo and Arcaute, to authorize the appropriation of 1992 Paved/Unpaved fund balances, totaling \$13,239.77 and also the appropriation of 1992 Parks fund balances, totaling \$25,000.00, for Precinct Three.

(03/30/93)

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 7. URBAN COUNTY:

- A. Approval of Asset Transfer Agreement
- B. Urban County Amendment year 5 Public Services - County Wide
- C. City of Alton - Personal Services Contract (Appraisal) - Land Acquisition, Parks, Recreational Facilities - Year 5 Activity
- D. Declaration of National Community Development Week
- E. Declaration of April as "Fair Housing Month"
- F. Public Hearing to solicit input on the 1993 Urban County Program Application and Economic Stimulus Program
- G. Approval of 1993-94 Allocation including General Administration
- H. Approval of bills

7/A

Anthony Covacevich, Urban County Director, informed the Court that the City of Pharr had been re-qualified as a metropolitan city, therefore they were requesting the approval of an asset transfer agreement. Mr. Covacevich explained that attached to the agreement was a list of all projects done for Years 1-3. A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve an agreement which calls for the transfer of all assets between the City of Pharr and the County of Hidalgo, transferring all assets between the County of Hidalgo to the City of Pharr.

MOTION CARRIED.
SEE "EXHIBIT R"

7/B

Judge Ruiz called a public hearing to address comments regarding a budget amendment to Year 5 for Public Services, under the Urban County Program. The amendment was basically to transfer funds from Program Administration and Unprogrammed Funds, into the Public Services County Wide. He stated that these funds would be used to offset the operational expenses of public services. There being no comments from the Commissioners or the public, the public hearing was closed.

NO ACTION.

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve an amendment to Year 5 Urban County for Public Services, as presented.

MOTION CARRIED.
SEE "EXHIBIT R"

7/C

A motion was made by Commissioner Rosel, seconded by Commissioners Camarillo and Arcaute, to approve a personal services contract between J.W. Patterson & Associates, the County of Hidalgo and the City of Alton, for appraisal; contract amount is \$1,500.00.

MOTION CARRIED.
SEE "EXHIBIT R"

7/D

Anthony Covacevich, Urban County Director, informed the Court that the week of April 5-11, had been designated National Community Development Week. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to adopt a

proclamation proclaiming April 5-11, as National Community Development Week.

MOTION CARRIED.
SEE "EXHIBIT R"

7/E

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to proclaim the month of April, as "Fair Housing Month", as presented.

MOTION CARRIED.
SEE "EXHIBIT R"

7/F

Judge Ruiz called a public hearing to order to solicit comments regarding the 1993 Urban County Program Application and also on President Clinton's Economic Stimulus Program. Anthony Covacevich, Urban County Director, informed the Court that the County of Hidalgo would receive an allocation of approximately \$8.034 million. These monies would be appropriated among the County and the participating cities. Mr. Covacevich then went into a brief accounting of Urban County projects undergone in the last five years and also the amount of monies that had been expended, within that time. He then continued with an explanation of the proposed 1993 Urban County application, with the County Judge adding that this year there had been an increase in the allocation and that the bulk of these funds would be used for water and sewer improvements, as well as for street improvements. The Judge then stated that several petitions, had been received by his office and these would be presented first, followed by any comments the public might have.

Noe Cavazos came before the Court and stated that the County Judge's Office had received numerous requests, mainly from the areas of Precinct One and Four. He then went into a brief explanation of the proposed improvements, requested in the various petitions. The majority of the petitions were concerning road maintenance and improvements, with a few speed zone requests, as well as drainage problems.

Judge Ruiz then solicited comments from the audience, after which Mr. Roberto Sanchez, from Bar 7 Subdivision addressed the Court with some concerns that the residents of this subdivision had. Their main concerns were regarding the lack of police protection, as well as road maintenance and drainage problems.

Ms. Augie Pena, a representative from LULAC, also addressed the Court requesting assistance to set up an educational mobile unit, with funds from the Economic Stimulus Program. She stated that the proposed unit would assist low income families, in acquiring their GEDs and also provide office training programs. Judge Ruiz then went into a brief explanation of the Economic Stimulus Program. He stated that President Clinton was proposing this program, which would help fund projects that could be completed within one year and would assist in providing more jobs for the nation. The Judge further stated that this County was anticipating an allocation of approximately \$5 million in funding, through this program. Ms. Pena then asked that if the Commissioners could assist in allocating \$3,500.00 each, to get this program started and added that they, LULAC, were trying to get additional funding through other agencies. Commissioner Camarillo then addressed her, and asked how many participants this would assist and Ms. Pena stated that it would assist approximately 36 participants or one colonia per County Precinct.

A representative from Valley Interfaith then approached the podium and read a letter requesting that 10% of the funds received for EDAP through the Texas Water Commission, be used to install water meters and such. She also made reference to the Economic Stimulus Pro-

gram and asked that these funds be used to build clinics in the areas of Elsa, Mercedes and Donna and also for the expansion of mobile clinics and library services, as well as for parks and recreational areas.

Ms. Rosalinda Espinoza, from Colonia Muniz, also came forward and presented her petition for assistance in street paving, drainage and water and sewer problems, as well as assistance in building some type of recreational facility, within the colonia, to be utilized by all the residents, for educational purposes.

Ms. Martina Castellanos, from Seminary Estates, also requested assistance in road maintenance, the need for street lights and also the need for rails along a canal situated within or near the subdivision. She stated that the rails were needed due to possible danger to motorists and to children who lived nearby. She also petitioned the Court for assistance in obtaining a public telephone within the subdivision, being that most of the residents were low-income families and could not afford telephone services, which were needed in case of emergencies. Ms. Castellanos also requested that Commissioner Camarillo assist the community in acquiring some land for a park within the subdivision and the need for trash collection services.

Ms. Valentina Sandoval, from L.J. Subdivision, came before the Court requesting assistance with street paving, drainage and solid waste disposal. Judge Ruiz then addressed the problem with solid waste disposal, by stating that this Commissioners' Court had endorsed legislation for solid waste disposal in the rural areas.

Mr. Raul Mendiola, from the Reino Del Sol Subdivision, also came forward and stated that some improvements had been made in the past. At this time, he was requesting assistance, for street paving and water and sewer projects, within this subdivision.

Judge Ruiz then asked if there were further comments; there being none, the public hearing was closed.

Anthony Covacevich then stated that this was the first step in the application for the allocation of the 1993 monies and that there would be an additional meeting sometime next month.

NO ACTION.
SEE "EXHIBIT R"

7/G

Anthony Covacevich, Urban County Director, informed the Court that the the 1993-1994 allocation was \$8.034 million, of which \$403,016.29 would be used for General Administration. He stated further that aside from the County, fourteen cities would also be participating in the Urban County Program. A motion was then made by Commissioner Rosel, seconded by Commissioner Camarillo and Sanchez, to approve the 1993-94 Urban County Allocation, totaling \$8.034 million, of which \$403.016.29 would be used for General Administration.

MOTION CARRIED.
SEE "EXHIBIT R"

7/H

A motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to approve the 1989 Urban County bill #4501 in the amount of \$11,955.30; the 1991 Urban County bills #4502 and #4503 totaling \$56,238.67; the 1992 Urban County bills #4504 thru #4508 totaling \$180,605.93 and the 1992 Emergency Shelter Grant bill #4509 in the amount of \$463.95. The total Urban County memorandum to be approved is \$249,263.85.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 8. DEPARTMENT OF COMMUNITY AFFAIRS:

- A. Authorization to consider and approve PY '93 Title II-A Plan
- B. Authorization to consider and approve PY '93 Title II-C Plan

Frank Briones, Administrative Assistant, from the Department of Community Affairs, came before the Court requesting approval of the Title II-A and Title II-C Plans for the year 1993. After a brief explanation of each plan, a motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve the Title II-A and Title II-C plans for fiscal year 1993, as presented.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 9. COMMUNITY SERVICE AGENCY:

- A. Approval of Community Food and Nutrition Program (CFNP)
- B. Approval of Energy Crisis Program (ECP) Amendment No. 1

9/A

A motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to approve the Community Food and Nutrition Program, totaling \$5,521.00, as presented.

MOTION CARRIED.
SEE "EXHIBIT T"

9/B

A motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to approve the Energy Crisis Program Amendment No. 1, totaling \$55,748.00, as presented.

MOTION CARRIED.
SEE "EXHIBIT T"

There being no further business to come before the Court, a motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, that said meeting of Commissioners' Court, be hereby adjourned.

MOTION CARRIED.

DRAINAGE DISTRICT

The Honorable J. Edgar Ruiz, County Judge, called the Drainage District meeting to order, whereupon the following proceedings were had, to-wit:

ITEM 1. PERMIT:

- A. City of McAllen

A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve a request for permit by the City of McAllen as presented.

(03/30/93)

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MOTION CARRIED.
SEE "EXHIBIT U"

There being no further business to come before the Drainage District, a motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to adjourn said meeting.

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

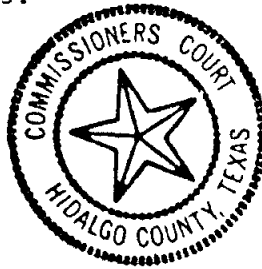
Juan Rosel
County Commissioner, Precinct #3

Leonard Camarillo
County Commissioner, Precinct #4

Dated this 30TH day of MARCH, 1993.

ATTEST:

WILLIAM R. LEO, COUNTY CLERK



By: Jennifer Castillo
Jennifer Castillo, Deputy