

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

VOL 0147 PAGE 895

BE IT REMEMBERED that on the 20TH day of
APRIL, 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 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. 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 BILLS - County Auditor

General Fund - #88422 - #88605 - \$3,103,688.60
Special Revenue Fund - #86032 - #86292 - \$ 828,344.26
Capital Projects Fund - # 4634 - # 4636 - \$ 10,707.03
Trust and Agency Fund - # 3433 - # 3452 - \$ 439,861.01
Enterprise Fund - # 1450 - # 1457 - \$ 45,506.34
(SEE "EXHIBIT A")

ITEM 2. APPROVAL OF OFFICIAL BOND:

A. James Richard Filut - Reserve full-time Deputy Constable -
Pct. #3
(SEE "EXHIBIT B")

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

A. District Attorney:
I. Merchants:
A. Total Restitution Pd./Disbursed - \$60,990.00
B. Total Merchant Fees Collected/Disbursed - \$7,850.00
II. Processing Fees:
A. Total Processing Fees Collected - \$11,565.50
B. Total Processing Fees Collected - A. Prob. - \$671.29
III. Interest:
A. Total Interest Paid by Bank for 1993 - \$.00
B. Current Year-to-Date Interest from Bank - \$55.75
IV. Other:
A. Total Refunds Paid this Month - \$36.99
B. Total Reissued Checks made this Month - \$.00
B. Justice of the Peace:
1. Rene O. Torres - \$4,748.51 - February
2. Arnaldo Corpus - \$9,838.59 - March
3. Jesus E. Morales - \$4,103.87 - March
4. Espiridion Jackson - \$4,757.00 - March
5. Rosa E. Trevino - \$5,630.96 - March
6. Ismael Ochoa - \$5,544.07 - March

(SEE "EXHIBIT C")

ITEM 4. INTERNAL LINE ITEM TRANSFERS:

A. Juvenile Probation Department - \$850.00
B. Buildings and Grounds - \$400.00
C. J.P. Pct. #3, Pl. 2 - Ismael Ochoa - \$32.20
D. Health Department - Maternal/Child Health Grant-\$5,000.00
E. Health Department - Community Rural Health Grant-\$2,000.00
F. District Attorney -Investigation Fund HB-65 - \$10,850.00
G. District Attorney - Bad Checks Processing Fees - \$2,700.00
H. J.P. Pct. #2 Pl. 2 - Rosa E. Trevino - \$11.20
I. Veterans' Service - \$100.00
J. Precinct #3 (Paved/Unpaved Roads) - \$2,150.00

(SEE "EXHIBIT D")

ITEM 5. PLANNING DEPARTMENT:

A. Subdivisions:

- 1. Crenshaw Center Unit No. 2 Subd. - Pct. #1
- 2. Crosspointe Unit No. 1 Subd. - Pct. #2
- 3. Wichita Commercial Subd. - Pct. #2
- 4. Lot 1A, Sgarlatta Subd. - Pct. #4
- 5. Starr No. 1 Subdivision - Pct. #4

(SEE "EXHIBIT E")

ITEM 6. PERMITS:

- A. North Alamo Water Supply - Pcts. #1 & #4
- B. Pedro Ramirez - Pct. #1
- C. Southwestern Bell Telephone - Pcts. #2 & #3

(SEE "EXHIBIT F")

Judge Ruiz gave a brief description of each of the items on the Consent Agenda. He stated that all the subdivisions had been approved through the city commissions of their respective cities and all the permit requests were in order. 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, a presented.

MOTION CARRIED.
SEE "EXHIBITS A-F"

REGULAR AGENDA

ITEM 1. AUTHORIZATION TO ESTABLISH OVERSEER PROGRAM TO INCLUDE:

- A. Judicial System - Juan Rosel
- B. Solid Waste - Leonard Camarillo
- C. Parks - Samuel Sanchez
- D. Drainage District - Lalo Arcaute

Judge Ruiz informed the Court that this item had been previously discussed in Workshop. The intent of this program was to allow the Commissioners' Court to have a better relationship with the various departments, by assigning a different aspect of the program to each Commissioner. The Commissioners would in turn come back to Commissioners' Court and discuss any problems or recommendations they might have concerning their respective assigned departments. A discussion then followed with Commissioner Rosel inquiring on the authority to question day-to-day activities, in other departments and the Judge said that they had Commissioners' Court authority. He also stated that in the past his office had to deal with these types of problems and with the program the Commissioners would have a more direct approach in helping to address these matters. Commissioner Camarillo concurred adding that this would help in giving first-hand information, in problems brought before Commissioners' Court and felt that this action was justified. Commissioner Rosel then asked what the Judicial System entailed and felt that it should include the JP Courts, as well. Judge Ruiz then answered that it included all Courts, as well, as the District and the County Clerks' Office and the Sheriff's Department. After further discussion, a motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to establish an Overseer Program, and appointing Juan Rosel, for the Judicial System, Leonard Camarillo for Solid Waste, Samuel Sanchez, for Parks and Lalo Arcaute for the Drainage District.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 2. HEALTH DEPARTMENT:

A. Approval of Application to pay for Mobile Van Utilities

Judge Ruiz explained that the Health Department was setting up the mobile van at Cantu Elementary School, in Mission. The agreement was basically for the payment of utilities at a rate of \$150.00 per month. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to approve an agreement between the Cantu Elementary and the County of Hidalgo, through the Health Department, for the mobile van at \$150.00 per month.

MOTION CARRIED.
SEE "EXHIBIT H"

ITEM 3. ADULT PROBATION DEPARTMENT:

A. Approval of Application for Payment #2 for Argus Security Systems, Inc. (Boot Camp)

Joe Lopez, Adult Probation Director, came before the Court requesting authorization for payment #2 for Argus Security Systems, Inc. as per procedure, as stated in the contract. A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to authorize payment #2 to Argus Security Systems, in the amount of \$31,465.00, as presented.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 4. YOUTH VILLAGE:

A. Approval to accept contribution

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to accept the contribution from Operation Orphans, Inc. in the amount of \$132.00, for the Ramiro M. Guerra Youth Village.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 5. APPROVAL OF BUDGET AMENDMENTS:

- A. Parking Lot Contract
- B. Six jail positions (Adult Detention Facility)
 - 1. Set salaries

5/A

Judge Ruiz informed the Court that the County had been in contract with George Almaraz, for the leasing use of a parking lot, on the northwest side, caddy-corner to the Courthouse, at a rate of \$18,000.00 per year. The parking lot was to be used by the jurors selected for the District Courts. He strongly recommended the renewal of this contract, since the Courthouse had limited parking available at this time. Commissioner Camarillo then stated that he did not believe that the parking lot was being used properly and he recommended that this Court pro-rate for the time it was in use in 1993 and cancel the contract. Mr. Travis Heister, Legal Counsel, then questioned the addition of a cancellation clause within the contract and the County Judge stated that there was one in place. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the payment for the use of the parking lot, pro-rated for 1993 and that a letter be sent to Mr. George Almaraz inform-

ing him of the cancellation of this lease agreement.

MOTION CARRIED.
SEE "EXHIBIT K"

5/B

Bob Davis, from the Sheriff's Department, explained that the need for these six positions was due to the Department not being in compliance, as per the Jail Commission. He stated that to be in compliance the Department needed eighteen new jailers, but that the Commission would probably allow for six, at this time. Judge Ruiz recommended that they hire them through JTPA and then the County could pick them up and pay for the remainder of the year. Commissioner Camarillo then inquired if they could hire ten instead of the six, since they would go through JTPA and Judge Ruiz answered that it was not feasible, being that there was not enough money in the budget to pick-up all ten of them at a later date. He added that the six new positions would be paid at a salary of \$16,038.00 annually and that the budget amendment needed to carry them from September through the remainder of the year was in the amount of \$43,264.00. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the creation of six positions, under the Adult Detention Center and also authorize a budget amendment of \$43,254.00, as presented.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 6. COUNTY AUDITOR:

A. Approval to Increase estimated Revenue - SLIAG Funds

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve the increase in the estimated revenues, in the amount of \$1,308,017.00, under Indigent Health Care.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 7. PCT. #1:

A. Rental of Landfill property

NO ACTION.
SEE "EXHIBIT M"

ITEM 8. ECONOMIC DEVELOPMENT - J.D. Salinas:

A. Proposal to submit Grant Application to Criminal Justice Division to serve Child Abuse Children in Hidalgo County

J.D. Salinas came before the Court requesting authorization for the submittal for a grant application for the prevention of child abuse. The grant amount is \$50,791.00 and he was recommending that the County subcontract with Lutheran Social Services for the implementation of this grant. He then introduced Iris Hernandez, from the Lutheran Social Services, who stated that the Valley had received "a priority ranking for funding", however they could only receive funding if they were affiliated with "a local unit of government, etc.". A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize the submittal of a grant application for the preven-

tion of child abuse and neglect, as presented.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 9. PURCHASING DEPARTMENT:

A. Award Bids:

1. Leasing of Vehicles - Sheriff Department
2. Pit-run Caliche - Pct. #3
3. Computer Systems Upgrade - Tax Office

9/A/1

Mary Maldonado, Purchasing Director, came before the Court and explained that one bid had been received for the leasing of cars for the Sheriff's Department, from GE Capital Public Finance; it was a NO BID. At this time, however, she was recommending that Capps Van & Car Rental, of Dallas, be declared a sole source. The reason for this was that this was the only company that would lease cars for law enforcement purposes. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to award bid to Capps Van & Car Rental and declare them sole source for the leasing of vehicles for the Sheriff's Department and the District Attorney's Office, as presented.

MOTION CARRIED.
SEE "EXHIBIT O"

9/A/2

Mary Maldonado, Purchasing Agent, informed the Court that even though they were not low bid, Valley Caliche provided a better quality of caliche than the low bidder. After a discussion, a motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to award bid to Valley Caliche, at a rate of \$1.50 per square yard, being the bid that is most advantageous, to the County and meeting all specifications.

MOTION CARRIED.
SEE "EXHIBIT O"

9/A/3

A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to award bid to The Software Group, Inc., for computer systems upgrade, for the Tax Office at a low bid price of \$174,476.00, for option 2.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 10. APPROVAL OF A LOAN AGREEMENT - Tax Office

Ciro Trevino, Tax Assessor/Collector, came before the Commissioners' Court, requesting that he be allowed to finance his computer equipment through a loan agreement, with First National Bank. He explained that this would alleviate some of the interest cost to his department for this purchase. The loan would be for the purchase of hardware, maintenance and interest. The Judge recommended that the contract be for two annual payments, not to exceed \$40,000.00, with a balloon payment after twenty-four (24) months. After further discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize a loan agreement with First National Bank, of Edinburg, for payment of computer equipment for the Tax Office, as present-

ed.

MOTION CARRIED.
SEE "EXHIBIT P"

- ITEM 11. DECLARE EQUIPMENT AS SALVAGE:
A. One (1) 1986 Crown Victoria (wrecked) - Election

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the declaration of equipment salvage and authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.
SEE "EXHIBIT Q"

- ITEM 12. URBAN COUNTY:
A. Agreements between Hidalgo County and Two (2) Water Supply Corporations
B. Approval of Resolution authorizing the submission of a Performance Statement - Amendment No. 3 - Colonia Fund 1A
C. Request release from contract of Progreso Community Center - Burns Building Construction, Inc.
D. Approval of bills

12/A

Anthony Covacevich, Urban County Director, came before the Court requesting authorization to enter into agreement with North Alamo Water Supply and La Joya Water Supply, for funding to assist the colonias of Country Village No. 2 and Tierra Maria. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize an agreement with North Alamo Water Supply and La Joya Water Supply Corporation, as presented.

MOTION CARRIED.
SEE "EXHIBIT R"

12/B

Anthony Covacevich, Urban County Director, explained that the reason for the amendment was that the proposed colonia cited in the grant, was not recorded, and he was proposing to substitute it with three other colonias. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve a resolution and the submission of a performance statement, for Amendment No. 3, under the Colonia Fund 1A Project, as presented.

MOTION CARRIED.
SEE "EXHIBIT R"

12/C

Anthony Covacevich, Urban County Director, informed the Court that Burns Construction has requested to be released from the contract for the construction of the foundation. At this time, they are also requesting payment for services which have already been performed, at a cost of \$7,334.86. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize the release of Burns Building Construction Co., from the Progreso Community Center Project, and authorize payment of \$7,334.86, as presented.

MOTION CARRIED.
SEE "EXHIBIT R"

12/D

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the 1989 Urban County bills #4583 and #4584 totaling \$933.31; the 1990 Urban County bills #4585 thru #4586 totaling \$134,446.23; the 1991 Urban County bills #4587 thru #4590 totaling \$22,039.30 and the 1992 Urban County bills #4591 thru #4599 totaling \$33,928.79. The total Urban County memorandum to be approved is \$191,347.63.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 13. APPROVAL OF RESOLUTION TO ACCEPT T.W.D.B. GRANT FOR THE AMENDMENT OF THE EL PARAISO PROJECT CONTRACT - ANTHONY COVACEVICH

A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to approve a resolution accepting a grant from the Texas Water Development Board for an amendment to the contract for the El Paraiso Contract, with RTD Environmental Group, Inc.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 14. APPROVAL OF DESCRIPTION FOR THE EXECUTIVE DIRECTOR OF THE OFFICE OF EMPLOYMENT AND TRAINING AND AUTHORIZATION TO ADVERTISE FOR RESUMES

Judge Ruiz informed the Court that authorization to advertise for this position had previously been approved, by this Court [see meeting of April 6, 1993]. He was at this time requesting approval of the job description, for this position. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to approve the job description for the advertising of the Executive Director of the Office of Employment and Training, as presented.

MOTION CARRIED.
SEE "EXHIBIT T"

ADD. #1. PURCHASING DEPARTMENT:

A. Approval of Interlocal Agreement for Cooperative Purchasing

Mary Maldonado, Purchasing Director, came before the Court, requesting approval of an interlocal agreement, with the Houston-Galveston Area Council, for cooperative purchasing. This agreement would provide for the purchase of vehicles at considerably lower prices than what an individual entity would acquire. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize and approve an interlocal agreement between the Houston-Galveston Area Council and the County of Hidalgo for cooperative purchasing.

MOTION CARRIED.
SEE "EXHIBIT U"

ADD. #2. SHERIFF'S DEPARTMENT:

- A. Approval to purchase Emergency Equipment
- B. Declare Capps Van & Car Rental as a sole source vendor

ADD. #2/A

Bob Davis, from the Sheriff's Department, came before the Court requesting authorization for the purchase of computer equipment under a declaration of emergency. The reason for this was that a bolt of lightning had struck a microwave unit, which had caused a chain reaction that destroyed about 90% of the Department's computer equipment. The equipment lost was 34 terminals, 14 printers, 1 Alpha Micro Computer 1072, 1 UPS, 1 Microwave Transceiver and 2 Multiplexors. At the present time they were working on a skeleton crew, with equipment borrowed from other departments. The estimated cost for the replacement of this equipment was over \$50,000.00, which was covered under insurance. Amber Etnire, Risk Manager, added that the County would be reimbursed for the all the loss, with the exception of \$1,000.00. The County Judge then recommended the purchase and requested that the Purchasing Agent be involved and kept abreast of the purchases made. After further discussion, a motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to authorize the emergency purchase of computer equipment, for the Sheriff's Department, which was lost as a result of an act of God.

MOTION CARRIED.
SEE "EXHIBIT V"

ADD. #2/B

Action taken on Item 9/A/1.

A questions and comments session then followed with Fire Chief Economides, requesting the presence of the Commissioners at a meeting at the Echo Motor Hotel. The purpose for the invitation was to discuss the proposed agreement between the various fire departments and the County of Hidalgo, for rural fire calls. The meeting would be held on April the 29th.

There being no further business to come before the Court, a motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, 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. AUTHORIZATION TO ESTABLISH OVERSEER PROGRAM - Lalo Arcaute

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to establish an overseer program and appoint Lalo Arcaute to oversee the Drainage District.

MOTION CARRIED.
SEE "EXHIBIT W"

ITEM 2. REAPPROPRIATE 1992 FUND BALANCE

Vona Walker, Drainage Director, informed the Court that Commissioner Arcaute, had requested that the 1992 Drainage District fund Balance be appropriated into the 1993 budget under machinery and equipment. She explained that the reason for this was to have the funds in place for the purchase of a fueling system which was needed, by the department. Judge Ruiz did not think this action was feasible and recommended that any and all transfers be made after the amount is known. After further discussion, NO ACTION was taken on this item.

NO ACTION.
SEE "EXHIBIT X"

ITEM 3. REQUEST TO ADVERTISE FOR BIDS ON FUELING SYSTEMS TO COMPLY WITH NEW EPA REGULATIONS

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the advertising for bids for the purchase of fueling systems, for the Drainage District, to comply with new EPA regulations; bid opening May 12, bid award May 18.

MOTION CARRIED.
SEE "EXHIBIT Y"

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

Samuel Sanchez _____
County Commissioner, Precinct #1

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

Juan Rosel _____
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 20TH day of APRIL, 1993.

ATTEST:

WILLIAM R. LEO, County Clerk
Hidalgo County, Texas



By: _____
Jennifer Castillo, Deputy