

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 1ST day of
JUNE, 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:

Judge Ruiz began by announcing that the ceremonious signing of the TSTC bill, by Governor Ann Richards, would be held today at the college campus. He also added that there would be no Workshop held this week.

CONSENT AGENDA
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ITEM 1. APPROVAL OF MINUTES - May 18, 1993

ITEM 2. APPROVAL OF BILLS - County Auditor
General Fund - #89645 - #89826 - \$943,136.48
Special Revenue Fund - #87358 - #87565 - \$885,354.20
Trust and Agency Fund - # 3500 - # 3503 - \$318,557.97
Enterprise Fund - # 1495 - # 1502 - \$ 7,028.85
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF OFFICIAL BOND:
A. Freddie Gloria - Reserve Full-time Deputy - Pct. #3
(SEE "EXHIBIT B")

ITEM 4. TAX ASSESSOR/COLLECTOR:
A. Approval of Tax Refund:
1. First American Real Estate Tax Service - \$675.23
2. Data-Prompt Inc. - HUD Tax Account - \$864.85
(SEE "EXHIBIT C")

ITEM 5. APPROVAL OF MONTHLY FEE REPORTS:
A. Justice of the Peace:
1. Rosa Trevino - \$4,388.91 - April
B. Sheriff's Department:
1. Brig Marmolejo - \$34,011.67 - April
(SEE "EXHIBIT D")

ITEM 6. INTERNAL LINE ITEM TRANSFERS:
A. Library System - \$400.00
B. J.P. Pct. 3, Pl. 1 (Arnaldo Corpus) - \$21.00
C. Pct. #3 (Road & Bridge Adm.) - \$1,000.00
(SEE "EXHIBIT E")

ITEM 7. PURCHASING DEPARTMENT:

A. Award Bids:

- 1. Paving of Moorefield to Schuerback Rd. - Pct. #3
(SEE "EXHIBIT F")

ITEM 8. PLANNING DEPARTMENT:

A. Subdivisions:

- 1. Lago De Cimarron Unit 2 Subd. - Pct. #3
- 2. Pueblo Del Norte, Phase II Subd. - Pct. #3
(SEE "EXHIBIT G")

ITEM 9. PERMITS:

- A. North Alamo Water Supply - Pcts. 1 & 4

Judge Ruiz gave a brief explanation of each of the items on the Consent Agenda. He stated that all the monthly fee reports and the internal line item transfers were in order. For the paving of Moorefield Road to Schuerback Road, the bid would be awarded to Mission Paving Co. with a low bid price of \$1.76 per square yard. The subdivisions were also in order and had previously been approved through their respective city commissions. The permit request by North Alamo Water Supply was for a "two inch water line to go along Mile 8 North Road, beginning at its intersection with Mile 2 1/2 East Road and going east for approximately 1300 feet". The Judge then asked the Commissioners if they had any questions, there being none, a motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, to approve the Consent Agenda, as presented.

MOTION CARRIED.
SEE "EXHIBITS A-H"

REGULAR AGENDA
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ITEM 2. COUNTY AUDITOR:

- A. Authorization and approval to advertise for computer upgrade, hardware

B. Budget Amendments:

- 1. J.P. Pct. 1 Pl. 1 (Adan Caballero) - \$327.71
- 2. J.P. Pct. 1 Pl. 2 (Jesus E. Morales) - \$199.32
- 3. J.P. Pct. 2 Pl. 1 (Ruben Ramos) - \$199.32
- 4. J.P. Pct. 2 Pl. 2 (Rosa Trevino) - \$291.52
- 5. J.P. Pct. 3 Pl. 1 (Arnaldo Corpus) - \$255.33
- 6. J.P. Pct. 3 Pl. 2 (Jose Ismael Ochoa) - \$291.52
- 7. J.P. Pct. 4 Pl. 1 (Guadalupe Garces) - \$419.91
- 8. J.P. Pct. 4 Pl. 2 (Rene O. Torres) - \$255.33
- 9. Irrigation Districts 1 & 6 - \$3,793.91

2/A

Steve Austin informed the Court that he wanted to upgrade his computer hardware and software and the estimated cost for this would be \$40,000.00. Commissioner Camarillo then asked Mr. Austin what the upgrade was for and Mr. Austin responded that presently the system was too slow for this operations and this upgrade would in essence speed up the process somewhat. After further discussion, a mo-

tion was made by Commissioner Camarillo, seconded by Commissioner Rosel to authorize the advertising for bids for the purchase of computer hardware and software for the Auditor's Office; bid opening to be June 23, bid award to be June 29.

MOTION CARRIED.
SEE "EXHIBIT J"

2/B/1-8

Judge Ruiz explained that these budget amendments were to cover the purchases made by the Auditor's Office for the JPs. A motion was then made by Commissioner Sanchez, seconded by Commissioner Arcaute, to approve the budget amendments for the Justices of the Peace as presented.

MOTION CARRIED. (COMMISSONER ROSEL VOTED AGAINST THE MOTION.)
SEE "EXHIBIT J"

2/B/9

Vona Walker came before the Court and explained that this budget amendment was needed to cover the assessment on the property, which was basically the Boot Camp. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve a budget amendment of \$3,793.91, as presented.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEMS 3 & 4 WERE TAKEN TOGETHER

ITEM 3. TERMINATION OF PARKING LOT LEASE

ITEM 4. BUDGET AMENDMENT:

1. Authorization and approval of funds for rental of Parking Lot

Judge Ruiz informed the Court that action had previously been taken on this item and it involved a contract that the County had with Mr. George Almaraz for the use of a parking lot which was located caty-corner to the Courthouse, on the northwest side. Mr. Travis Heister, the County Legal Counsel, stated that as per the contract, it could not be cancelled, as it did not provide for any type of cancellation clause. He explained that the only way it could be cancelled was if the lessor, which was Mr. Almaraz, had defaulted in any way. Judge Ruiz then stated that since the previous action, there have been negotiations with regards to the termination of this contract and at this time both parties have agreed to reduce the contract from a twelve month to a six month lease, meaning that it would run from April 1st through September 30th, at which time it would be terminated. In this way the County would be compensating Mr. Almaraz for half the contract period, or six months and this, Judge Ruiz explained would entail a budget amendment totaling \$9,000.00. A discussion then ensued regarding the contract period and Mr. Heister stated that the original agreement had been for a period of two years, with the second year beginning on April 1st, 1993 and ending on March 31st, 1994. In this way, Mr. Heister stated, the County would use the parking lot for six months, or half this contract period, and would reimburse Mr. Almaraz for same. Commissioner Rosel continued to question the lack of a cancellation clause and Mr. Heister stated that this had been done at the request of Mr. Almaraz. After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to authorize the the termination of a parking lot lease from Mr. George Almaraz, reducing the terms to six months, beginning April 1st and approving a budget amendment for said payment of lease at \$9,000.00.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 5. COUNTY CLERK:

A. Authorization & Approval of Refund for Overpayment on voting machines

William "Billy" Leo, County Clerk, informed the Court that two years ago the County charged for the use of the machines to the Democratic Party. At the time the cost was \$75.00 per machine, since then the County Clerk's Office has learn that there is a law that states that the maximun fee that can be charged for the use of a voting machine is \$25.00. Mr. Leo explained that since then the Democratic Chairman has received a letter from the Secretary of State's Office with regards to the overpayment and some of the debts owed by the Democratic Party. After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez to amend the budget and authorize the refund of \$14,804.00 that was overcharged in the cost for the use of voting machines and that it be returned to whomever paid us [the County], be-it the Democratic Pary or the Secretary of State, or whomever that person may have been.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 6. AUTHORIZATION AND APPROVAL TO REAPPROPRIATE AND AMEND BUDGET FOR FINAL PAYMENT OF SULLIVAN CITY CLINIC

Steve Austin, the County Auditor, came before the Court and informed them that his office had received a request for payment from Topcon, Inc. in the amount of \$52,002.57. He explained that the available budget balance at this time was \$24,763.00 and the unappropriated fund balance was \$14,452.47, which was enough to cover the payment. Mr. Austin was at this time recommending a budget amendment of \$24,763.00 and a budget amendment of \$12,239.70, which would come from interest earned income, for this payment. Commissioner Rosel then stated that he didn't feel that the job had been well done and he did not approve of payment being made until it was satisfactory. After further discussion, a motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to approve the budget amendment of \$24,763.00 for payment to Topcon, Inc., contingent on a release by the Precinct Three Commissioner.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 7. GILBERT TREVINO, Traffic Safety Coordinator:

A. Summary Reports:
1. STEP (D.W.I.)
2. STEP (NMSL)

Gilbert Trevino came before the Court to give a brief summary report on the DWI Grant Program. He explained that this grant only covered State roads and he explained that they were willing to increase the patrolling period from five to six hours.

On the NMSL (National Motor Speed Limit) Grant explained that a total of 369 citations had been issued out. Each citation brought in

approximately \$52.00 in revenue for the County. He was also recommending to increase the hours on this grant, to better serve the community.

NO ACTION.
SEE "EXHIBIT N"

ITEM 8. PCT. #3:

- A. Approval of Change Order for Alejandro & Cavazos Streets
- B. Authorization to advertise for bids to pave unnamed county road behind Flores Elementary School .

8/A

A motion was made by Commissioner Rosel, seconded by Commissioners Sanchez and Arcaute, to authorize a budget increase through change order for the Mission Paving project of Alejandro and Cavazos Streets; the increase is quantitative adjustments for the final closing of \$828.98.

MOTION CARRIED.
SEE "EXHIBIT O"

8/B

A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize the advertising for bids for the paving of an unnamed County road behind Flores Elementary School; bid opening June 23, bid award June 29th.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 9. PLANNING DEPARTMENT:

- A. Subdivisions:
 - 1. Westgate Woods Subdivision Unit No. 2 - Pct. 1
 - 2. Cindy Subdivision - Pct. 3
- B. Subdivision Replat:
 - 1. Replat of Ruby Subdivision - Pct. 3

9/A/1

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to approve the plat of Westgate Woods Subdivision which is located approximately 1/2 mile south from 18th Street on the east side of Mile 6 West, City of Weslaco, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT P"

9/A/2

A motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to approve the plat of Cindy Subdivision, which is located between the 4 Mile Line and the 5 Mile Line, on the east side of Palm Drive, City of Mission, Precinct Three.

MOTION CARRIED.
SEE "EXHIBIT P"

9/B

Emilio Garcia, Chief Planner, informed the Court that this was the fifth time that this plat was being brought before the Court. He stated that, as per Legal Counsel, the acknowledgement making this a private subdivision had been changed completely, as have all the dates on the subdivision. After a brief discussion, a motion was

(06/01/93)

made by Commissioner Rosel, seconded by Commissioner Camarillo, to approve the replat of Ruby Subdivision, in Precinct Three, as presented.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 1. HEALTH DEPARTMENT:

A. Approval of Interlocal Agreement - City of Weslaco

Dr. Charles Wilson, County Health Director, came before the Court and stated that the City of Weslaco was doing away with its health inspectors. They were asking the County Health Department to take over the inspections, primarily the food establishments and drinking inspections, for a fee of \$7,000.00 a year. All revenues, as a result of this would remain with the County and he was at this time requesting approval of an interlocal agreement with the City of Weslaco. He then added that he would probably come back later with a similar request for the City of Mercedes. If both interlocal agreements are approved, he would later request that these monies be used to hire an additional inspector to assist in the inspections. After further discussion, a motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize Dr. Wilson, of the Health Department, to enter into negotiations with the City of Weslaco, to do their health inspections, inside their city limits.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 10. URBAN COUNTY:

- A. City of La Villa - Economic Development Activity, Year 3, Community Development & Employment Services, Inc.
B. Approval of Bills

10/A

Anthony Covacevich, Urban County Director, came before the Court and stated that this item had been put on the agenda at the request of the City of La Villa Officials. It involved a restructuring of the debt of \$70,000.00 that is owed by the Community Development and Economic Services to the City of La Villa. He stated that the proposed restructuring would entail a 25% forgiveness now, after one year forgive 25% and after that forgive another 25% for subsequent two years, for a total of 100% grant forgiveness of the loan proceeds, for Community. Judge Ruiz then asked Mr. Covacevich if he recommended this proposal and he answered that he did not and HUD was not in approval either. The County Judge then stated that this matter should not be brought back to Commissioners' Court, unless it was given prior approval by HUD. After further discussion, NO ACTION was taken on this item.

NO ACTION.
SEE "EXHIBIT Q"

10/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the 1992 Urban County bills #4757 and #4758 totaling \$21,458.30 and the HOME Program bills #4759 thru #4762 totaling \$8,202.87. The total Urban County memorandum to be approved is \$29,661.17.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 11. EXECUTIVE SESSION:

- A. Commissioners' Court may go into Executive Session pursuant to Article 6252-17, Section 2g, V.T.C.S to discuss the following matter:
 - 1. Evaluation of Candidates for Executive Director of Hidalgo County Office of Employment and Training

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

NO ACTION.
SEE "EXHIBIT R"

ITEM 12. OPEN SESSION:

- A. Evaluation of Candidates for Executive Director of Hidalgo County Office of Employment & Training

Judge Ruiz explained that this Commissioners' Court had previously evaluated 116 applications of which the top three applicants were Mr. Jaime Ramos, Mr. Gary Sollner and Ms. Carol Elaine West. At this time he was recommending the appointment of Ms. West, as Executive Director for the Office of Employment and Training. He stated that she has a Bachelors of Science and a Masters of Science, she had also been involved as a case manager for the Private Industry Council and the JTPA Program, in Corpus Christi. Upon a motion by Commissioner Sanchez and a second by Commissioner Rosel, the recommendation was approved.

MOTION CARRIED.

Some members of The Press then asked what her salary would be and the County Judge responded that the entry level salary is approximately \$43,800.00, but the actual salary would be adjusted according to experience.

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

ITEM 1. LINE ITEM TRANSFER

A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve a \$56,631.00 line item transfer, for obligations and payment of claims, which will be reimbursed by insurance company.

MOTION CARRIED.

(06/01/93)

SEE "EXHIBIT R"

ITEM 2. 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 for Locksley Subdivision, which is located on the 4 Mile Line, next to Edinburg's Main Canal.

MOTION CARRIED.
SEE "EXHIBIT S"

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

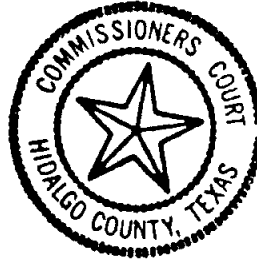
Juan Rosel
County Commissioner, Precinct #3

Leonard Camarillo
County Commissioner, Precinct #4

Dated this 1ST day of JUNE, 1993.

ATTEST:

WILLIAM R. LEO, County Clerk
Hidalgo County, Texas



By: Jennifer Castillo
Jennifer Castillo, Deputy