

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 29TH 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:

-----000-----

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 - June 01, 1993

ITEM 2. APPROVAL OF BILLS - County Auditor

General Fund - #00403 - #90572 - \$587,230.33
Special Revenue - #88150 - #88444 - \$578,446.46
Debt Service Fund - # 882 - # 883 - \$ 4,812.80
Trust and Agency Fund - # 3548 - \$ 4,155.20
Enterprise Fund - # 1517 - # 1521 - \$ 7,824.31
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF OFFICIAL BONDS:

A. Lorena Escamilla - Reserve Deputy Constable - Pct. #2
B. Eloy Colbath - Reserve Deputy Constable - Pct. #3
C. Roel Lee Muniz - Reserve Deputy Constable - Pct. #3
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

A. District Attorney Processing Fees - May:
I. Merchants:
A. Total Restitution paid/disbursed - \$59,602.19
B. Total Merchant Fees Collected/Disbursed - \$6,715.00
II. Processing Fees:
A. Total Processing Fees Collected - \$10,513.82
B. Total Processing Fees Collected - A.Prob. - \$192.00
III. Interest:
A. Total Interest paid by Bank for April 1993 - \$82.49
B. Current Year-to-Date Interest from Bank - \$279.07
IV. Other:
A. Total Refunds paid this month - \$61.59
B. Total Reissued Checks made this month - \$536.00
B. County Clerk - \$120,654.25 - May
C. Sheriff's Department - \$178,980.15 - May
D. Constables:
1. Horacio Aguirre - \$.00 - May
2. Gilbert Alaniz - \$ 45.00 - May
3. Rinaldo Cerda, Jr. - \$ 145.00 - May
4. Eduardo Bazan - \$.00 - May
5. Luis Zamora - \$1,635.00 - May
E. Justice of the Peace:
1. Rene O. Torres - \$6,796.83 - May
2. Arnaldo Corpus - \$8,124.74 - May
3. Ismael Ochoa - \$6,574.69 - May
4. Jesus Morales - \$5,096.50 - May
(SEE "EXHIBIT C")

- ITEM 5. INTERNAL LINE ITEM TRANSFERS:
 - A. Auto Task Force Grant - (Sheriff's Department) - \$1,516.12
 - B. WIC - \$2,700.00
 - C. Juvenile Probation - \$5,000.00
 - D. Juvenile Probation (TJPC-A-108-93) - \$5,675.00
 - E. Adult Probation Boot Camp (State Funds) - \$100.00
 - F. Pct. #1 - Road & Bridge - \$39,000.00
 - Administration - \$2,000.00
 - Parks - \$4,000.00
 - G. Pct. #2 - Parks - \$1,000.00
 - Paved/Unpaved - \$10,000.00
 - H. County Wide Shop - \$300.00
 - I. Pct. #3 - Paved/Unpaved - \$2,816.00
 - J. Health Department - Mobile Clinics - \$1,500.00
 - K. Health Department - Comm. Rural Health - \$2,990.00
 - L. Health Department - Adult Health - NO ACTION
 - M. Health Department - T.B. Control - \$143.00
 - N. Health Department - HIV - \$1,000.00
 - O. Health Department - Administration - \$800.00
 - P. Traffic Control - \$500.00
 - Q. Economic Development - \$450.00

(SEE "EXHIBIT D")

- ITEM 6. PLANNING DEPARTMENT:
 - A. Subdivisions:
 - 1. Ellison Property Subdivision - Pct. #2
 - 2. Ware Road H.E.B. Subdivision - Pct. #3
 - 3. Town & Country Subdivision - Pct. #3

(SEE "EXHIBIT E")

- ITEM 7. PERMITS:
 - A. L.T. Excavating - Pct. #1
 - B. Southwestern Bell Telephone - Pcts. #1, 3 & 4
 - C. Miramar Petroleum - Pct. #2
 - D. North Alamo Water Supply - Pct. #4

(SEE "EXHIBIT F")

Judge Ruiz gave a brief explanation of each of the items on the Consent Agenda. He stated that no action would be taken on the line item transfer request by the Health Department, under Adult Health and Gilbert Garza, from the Auditor's Office, corrected an error on the transfer under Economic Development. A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to approve the Consent Agenda as presented.

MOTION CARRIED.
SEE "EXHIBITS A-F"

REGULAR AGENDA

- ITEM 1. COUNTY EXTENSION SERVICE:
 - A. Approval of Resolution opposing the elimination of District 12 Extension Office and District Director Positions

Judge Ruiz informed the Court that about a year ago there had

been an attempt to close and eliminate the District 12 Extension Office which is located in Weslaco. He stated that this office services all of the South Texas area, including the areas of Corpus Christi and Laredo. This Commissioners' Court had previously opposed this action due to population growth and this is the same reason why it is being opposed, today. A motion was made by Commissioner Camarillo, seconded by Commissioners Rosel and Arcaute, to approve a resolution opposing the elimination of District 12 Extension Office and District Director position.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 2. TAX OFFICE:

- A. Approval & Authorization to Amend Budget to employ six (6) employees - Automobile Department

Before Mr. Ciro Trevino, Tax Assessor/Collector, came before the Court, Judge Ruiz gave an overview of the budget, with respect to available funds for proposed budget amendments. Mr. Trevino then approach the Court to request six slots for the automobile substations. He explained that due to personnel cuts, at the beginning of the year, he has had problems at the automobile substations with regards to the controls of the monies that come into the department, and service. Judge Ruiz then inquired as to how many of the original employees that were let go had been employed within the auto-license department and Mr. Trevino responded that four had been let go. Commissioner Rosel recommended that maybe Mr. Trevino should think about hiring some people on a part-time or temporary basis and the Tax Assessor/Collector stated that this would not be feasible. The discussion continued and during this Commissioner Camarillo concurred with Commissioner Rosel, and advised that he hire JTPA workers and Mr. Trevino continued to state that it would not give the department enough time to properly train these new employees. After further discussion, Commissioner Rosel restated the recommendations, of this Court, as being either to hire JTPA workers, compromise on the number of people requested or reject the request altogether. Judge Ruiz then added that Mr. Trevino could hire temporary help until the next budget was compiled. There was further discussion regarding the use of the OJT Program versus Work Experience. A motion was then made by Commissioner Camarillo, seconded by Commissioner Arcaute, to REJECT the approval of these six new employees and give Mr. Trevino an opportunity to talk with the JTPA people and try to employ either the six or less on the Work Experience program with the option of continuing the Work Experience with an OJT slot, which is six months plus three more months.

MOTION CARRIED. (COMMISSIONER ROSEL VOTED AGAINST THE MOTION.)
SEE "EXHIBIT H"

ITEM 3. BUDGT AMENDMENTS:

- A. Indigent Health Care
- B. 139th District Court

3/A

Rudy De La Vina came before the Court and explained that he had previously come before this Court and at that time had requested some monies to level off the 80-20 match. They had since exhausted those monies and his office was still receiving vouchers. At this point the County had spent approximately \$3.4 million and the fiscal year did not expire until August 31st. The County Judge then gave a brief recap of the previous budgets under this program, with regards

to the increase in services provided. Mr. De La Vina informed the Commissioners' Court that at this time he was requesting \$100,000.00, to take care of all pending and new bills through the end of the fiscal year. This budget amendment would bring in about \$400,000.00 in State Funds, which would bring the total to \$500,000.00. An additional amount \$17,500.00 would be needed for bill processing fees to TPA/RYRON. A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve \$100,000.00 for the 80/20 match plus \$17,500.00 for the TPA cost and appropriate a half a million dollars from the State and the County.

MOTION CARRIED.
SEE "EXHIBIT I"

3/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the 139th District Court budget amendment of \$784.80, for visiting judge.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 4. AUTHORIZATION AND APPROVAL OF BUDGET AMENDMENT FOR EMERGENCY FLOODING PURCHASE

Judge Ruiz explained that he was requesting a budget amendment of \$50,000.00, for the payment of existing bills, having to do with any items that were purchased during the flooding. He continued by stating that more importantly, it was to purchase about three mosquito control foggers and the chemical necessary for this. A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to approve a budget amendment for emergency flooding purchases in the amount of \$50,000.00.

MOTION CARRIED.

After a discussion, initiated by Steve Austin, the County Auditor, a motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to authorize the purchase of both chemicals and fogging equipment, for the mosquito control, under emergency status, exempting it from the bidding procedure and authorize the purchase of said equipment and chemicals.

MOTION CARRIED.

ITEM 5. NOE CAVAZOS, Administrative Assistant:
A. Authorization to transfer \$45,000.00 from General Fund into Hidalgo County Water Development Board

Noe Cavazos informed the Court that out of the total State-wide funding, of the Texas Water Development Board, this County had been able to obtain about 40%. He stated that currently there were thirty-one (31) projects, throughout the State, of which thirteen (13) were from this County. He continued to give an explanation of this program after which he stated that he has been having problems taking care of some of the costs that had been committed to, by this County, for this program, due to the Auditor's Office not cooperating. After a brief recap of this program, by the County Judge, a request was made for a budget amendment in the amount of \$45,000.00, to cover some of the County's portion. After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to authorize and approve a transfer of \$45,000.00 from the General Fund, to the Hidalgo

County Water Development Board, through a budget amendment of the General Fund.

MOTION CARRIED.
SEE "EXHIBIT J".

ITEM 6. J.D. SALINAS, Project Coordinator:

- A. Discussion and Possible action to Co-Sponsor Substance Abuse Prevention Conference by the South West Hispanic Institute - Confiscated Money

After J.D. Salinas gave a brief overview of this Program, he introduced Guillermo "Chuco" Velasquez who explained that he was trying to set up a conference to address the problems of substance abuse prevention and training. Commissioner Rosel then inquired on Mr. Velasquez' background and who the speakers of this conference would be and Judge Ruiz asked about what was hoped to be achieved through this conference. Mr. Velasquez responded that they were looking to hopefully educate the public about the problem and how to possibly prevent it, he then went through a list of guest speakers who would be attending. The County Judge then explained that the confiscated monies are used mainly for substance abuse prevention and he wanted to know what percentage of this program would be geared towards that. Mr. Velasquez then stated that he was requesting that the County co-sponsor this event with a contribution of \$50,000.00 and the County Judge recommended that it be reduced to \$20,000.00. After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Arcaute, to authorize a budget amendment to the confiscated funds account, to allocate an amount of \$20,000.00 to the First Annual Conference of the Southwest Hispanic Institute for their program to be held August 26-28, in McAllen.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 7. COUNTY AUDITOR:

- A. Consideration of Budget Amendment
- B. Line Item Transfer
- C. Consideration of Bid Award - Computer Hardware & System - Software

7/A&B

Steve Austin, County Auditor, informed the Court that the bids for the purchase of his system upgrade had been opened. He explained that a sole bid had come in at a cost of \$38,490.84, which included the hardware, the software, maintenance and training. He stated that at this time he could only come up with some of the cost of the equipment and the training and he was requesting a budget amendment of approximately \$22,000.00. He explained that he has had his present computer system for eight years and he needed to upgrade it, in order to carry out the work more rapidly. The County Judge then informed him that when he had initially made his request, the County Auditor had stated that the cost would come from within his budget and he was at this time inquiring as to why the budget amendment was needed. Judge Ruiz then added that he had had an ongoing problem with upgrading the computer systems within the District Courts due to there being no funds available and he felt that it would not be fair to them to approve the County Auditor's request. Commissioner Sanchez then inquired as to financing this purchase and the County Judge stated that this would only be feasible if the County Auditor's budget was kept constant. Mr. Austin then reminded the Commissioners' Court that his office processed the County payroll with his present system, as well as pay all the

bills. After further discussion, NO ACTION was taken on this item, to allow the Auditor time to seek other avenues to cover this purchase.

NO ACTION.
SEE "EXHIBIT L"

7/C

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to take all bids under advisement, for the upgrade of the County Auditor's Office.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 8. COUNTY CLERK:

- A. Discussion and possible action on purchase of a dedicated Alpha Micro 1000 for Election Process

William "Billy" Leo, County Clerk, came before the Court to request authorization to purchase an Alpha Micro 1000 solely for elections. He explained that presently all the departments are connected into the same mainframe and he was wanting to separate the elections from the mainframe. Pete Rivera, Systems Administrator, then gave a brief explanation of how this new system would operate by stating that this system would allow for the absentee clerks, at the substations to enter a person's voter information directly into the mainframe, thus doing away with the possibility of a person voting twice. The funds for this purchase would come from the Records Management Fund and it would include the computer itself, some terminals and some modems to connect to the mainframe. After a brief discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, authorizing a \$20,000.00 budget amendment, from the Records Management Fund, to the County Clerk's account, for the purchase of hardware and software, to run the elections system; bid opening July 14th, bid award July 20th.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 9. HEALTH DEPARTMENT:

- A. Authorization of positions and set salaries for Tuberculosis Grant
- B. Discussion and possible action on proposed policies for the Animal Wardens and Bee Eradication (Environmental Health)

9/A

Bea Espinoza, from the Health Department, came before the Court requesting the setting of salaries for eleven positions under the Tuberculosis Grant. Judge Ruiz explained that the salaries ranged from \$32,000.00 for one RN, \$18,890.24 each, for four LVNs, \$11,890.04 for a TB clerk and \$9,949.80 each, for five Outreach TB aides. A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to set salaries under the Tuberculosis Grant.

MOTION CARRIED.
SEE "EXHIBIT N"

9/B

Commissioner Rosel explained that he had read through the recommendations and he felt that this type of action was necessary. After he briefly went over the proposed policies, the County Judge recommended that the Health Director discuss this over with Mr. Roy Ti-

jerina and research some of the policies being implemented by other Counties and then bring them back to Commissioners' Court, in the form of a Resolution.

NO ACTION.
SEE "EXHIBIT N"

- ITEM 10. ADULT PROBATION DEPARTMENT:
A. Establish position & Set Salaries for Department's Reorganization

Joe Lopez, Adult Probation Director, came before the Court and presented a change in the organizational chart, which had been previously adopted by the Board of Judges. He was at this time requesting the creation of a Director of Operations, a Director of Administrative Services and an Office Coordinator and deleting the personnel director slot. He was also wanting to set the salaries of these new positions as follows: Director of Administrative Services - \$40,000.00; Director of Operations - \$40,000.00 and Office Coordinator - \$18,500.00. A motion was then made by Commissioner Rosel, seconded by Commissioner Sanchez, to approve an organizational chart that includes all the existing positions that were previously created in the old organizational chart with the exception of Personnel Director; we are creating three new positions, which are the Director of Operations at \$40,000.00, Director of Administrative Services at \$40,000.00 and Office Coordinator at \$18,500.00.

MOTION CARRIED.
SEE "EXHIBIT O"

- ITEM 11. REQUEST FOR AUDIENCE:
A. Enchanted Valley Ranch, Inc. - Pct. #3

NO ACTION.
SEE "EXHIBIT P"

- ITEM 12. PCT. #3:
A. Authorization to increase salary and change job title from Secretary to Manager of Personnel & Finance
B. Authorization to execute note to purchase a Back-hoe Loader

12/A

Commissioner Rosel explained that he was wanting to change the status of one of his employees and increase her salary. His reason for this was that he was giving her more responsibilities in connection with Urban County. A problem then arose as to how this upgrade would be paid out, without any problems to either the County Commissioner or the County Auditor. After further discussion, Judge Ruiz recommended that NO ACTION be taken on this item until the compensation could be worked out.

NO ACTION.
SEE "EXHIBIT Q"

12/B

Commissioner Rosel informed the Court that this was for the contract with First National Bank, of Edinburg, for the purchase

of a back-hoe loader. The terms of the contract were for three payments of \$12,825.00, plus interest over a term of three years, with the first payment being made on March 1, 1994 and the last March 1, 1996. A motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to authorize the execution of a bank note to purchase a back-hoe loader where the terms would be three payments of \$12,825.00 plus interest, one March 1, 1994, and subsequent Marches thereafter.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 13. PURCHASING DEPARTMENT:

A. Award Bids:

- 1. Cactus Land Phase III - Subdivision - Pct. #4

A motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to award bid to the lowest bidder being Mission Paving Company at a cost of \$2.18 per square yard, for the blacktop, estimated construction cost is \$7,558.06.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 14. PLANNING DEPARTMENT:

A. Preliminary Plat Approval:

- 1. Cactus Land Phase III Subdivision - Pct. #4

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to give preliminary approval to the plat of Cactus Land Phase III Subdivision, which is located approximately 1/3 of a mile north of F.M. 2812 on the west side of Highway 281, in the rural area of the County, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 16. OFFICE OF EMPLOYMENT & TRAINING (OET):

- A. Consider and Approve Amended PIC/CEO Agreement
- B. Ratification of Submittal of Fiscal Year '93 Older Worker Plan
- C. Ratification of Fiscal Year '93 Title III EDWAA Plan Modification #1
- D. Consider & Approve Fiscal Year '93 - '94 Title II-A Plan Modification #1 regarding the Allocation of Fiscal Year '92-93 carry-in Title II-A Funds
- E. Consider & Approve Fiscal Year '93 - '94 Title II-C Plan Modification #1 regarding the Allocation of Fiscal Year '92-93 carry-in Title II-A Funds
- F. Consider and Approve Administrative Amendments to Titles II-A, II-C, II-B, III EDWAA and Management Development Plans
- G. Consider & Approve Fiscal Year '93 Titles II-A & II-C Scoring and Funding Recommendations
- H. Consider & Approve Policy Amendment to the Individual Referral Program (IRP) Handbook
- I. Ratification of Submittal of Fiscal Year '93 TEA 8½ Education Coordination Plan
- J. Consider & Approve Title II-A/8½ Pilot Program Contract

Amendments

16/A

Carol West, Executive Director, came before the Court to submit an amendment to the PIC/CEO agreement, as proposed by the PIC Board. The proposed amendment was for two three-year terms, as had been proposed by Commissioners' Court previously. Commissioner Rosel then inquired as to what was the regular term and Ms. West responded that in looking at the terms, State-wide, there was no set limit on terms. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the amendment of the PIC/CEO agreement, to change the term limitation of the Private Industry Board, from two two-year terms, at the maximum, to two three-year terms.

MOTION CARRIED.
SEE "EXHIBIT U"

16/B

Ms. West explained that the Older Worker Plan had been previously submitted and that funding had been denied. She stated that the plan had been submitted without prior consent from the Commissioners' Court or the PIC Board and this is what she was wanting to ratify. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to authorize ratification of a submittal of an Older Worker Proposal, of \$380,000.00.

MOTION CARRIED.
SEE "EXHIBIT U"

16/C

Carol West stated that this ratification was similar to the previous one. She explained that the Texas Department of Commerce had reestablished a redistribution formula for this and it had been classified from 60% to 80% and as a result more funding would be received. A discussion then ensued on where the increase would occur, and she responded that it would be in classroom training. A motion was then made by Commissioner Camarillo, seconded by Commissioner Sanchez, to approve a redistribution permitted under the EDWAA Plan, increasing it by \$153,628.00, which will serve 60 additional dislocated workers.

MOTION CARRIED.
SEE "EXHIBIT U"

16/D

Ms. West explained that what she wanted to do with the carry-over funds was to have a plan of action in place as to how to expend excess funds, in place of waiting until the end of the fiscal year. She stated that this way the department would not be put in a situation where they would have to expend those monies at the last minute, otherwise the Texas Department of Commerce would take over those monies and say how these funds would be expended. She was at this time presenting a plan as to how to expend those funds, basically purchasing computers, furniture, as needed and also allocated towards the OJT and the Work Experience programs. After further explanation, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the Title II-A Plan modifications, for 1992-1993.

MOTION CARRIED.
SEE "EXHIBIT U"

16/E

Carol West explained that under the Title II-C, there were presently no classroom training slots and what she wanted to do was " earmark any funds from people dropping out of the program" for use in classroom training". She stated that at this time they had made an estimation of approximately \$2,400.00 per slot for a total of approxi-

mately 120 slots. She explained that these funds would be coming out of future carry-over funds and Commissioner Sanchez added that "this would then become a precedence on how the [monies] would be used" the following year. After further discussion, a motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to authorize a policy stating that on funding for this activity, for the classroom training of youth, based on individual referrals, will be generated through attrition and early termination of participants, is that happens.

MOTION CARRIED.
SEE "EXHIBIT U"

16/F

Ms. West informed the Court that this was basically the name change from the Department of Community Affairs to the Office of Employment and Training. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve administrative amendments to Title II-A, II-C, II-B, III, EDWAA and Management Development Plan; this being a name change.

MOTION CARRIED.
SEE "EXHIBIT U"

16/G

NO ACTION.

16/H

Ms. West explained that there had been a finding in this area that dealt with the usage of JTPA funds, and basically what it was, was that JTPA funds "must be the last funds in in classroom training". She stated that presently there was no policy to handle this and TDOC (Texas Department of Commerce) needed a policy in place. Ms. West then added that she had previously authored a policy, in Corpus Christi, which had been accepted and she had rewritten it to fit our needs here in this area and it had been accepted by TDOC. Judge Ruiz then ensued a discussion regarding how the Department would assist the student in seeking other avenues, such as the Pell Grant, before applying for JTPA funds and Ms. West responded that they [the Department] "would be working in coordination with...schools and determine where the money was coming from, that the student is using, is there enough there to meet the needs of the student and that JTPA be the last one to pay". A lengthy discussion then followed with the County Judge still not being clear on how this would help the student and Ms. West trying to respond by way of using examples, that the Department was trying to do away with "double dipping" by the students. A motion was then made by Commissioner Rosel, seconded by Commissioner Camarillo, to approve an amendment to the individual referral program handbook, as discussed by setting policy on Section 6, "Required Paperwork and Reports", Section 7, "Coordination of Other Financial Sources", which is a primary concern, Section 8 "Payment Authorization", Section 9 "Reimbursement Procedure" and Section 10 the "Retention and Accessibility of Records".

MOTION CARRIED.
SEE "EXHIBIT U"

16/J

Carol West, OET Executive Director, informed the Court that some of the contractors had requested that their budgets be amended. She explained that some of these contractors had been told by the PIC Board and the previous Interim Director, not to expend excessive funds, which some of them went ahead and did anyway and she did not feel that some of these should be reimbursed. For Region I, she stated that they had moved some monies totaling \$8,343.00, around into salaries, after they had been told not to; for PSJA, they were asking to increase incentives from \$44.00 to \$68.00 and this had not been approved,

but they had also requested \$875.00 for additional testing and this had been approved. Community Advocacy of South Texas and IULAC/IRRA had both requested some additional funds into supplies for training. Ms. West explained that for each of the cases being presented the Department was trying to see if the change benefitted the students or not. After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, to approve the program contract amendments, under Title II-A of the 8% monies, of which rejection to Region I's request; PSJA is amending their testing fees; approval of request of Community Advocacy of South Texas; IULAC rejected and the South Texas Immigration Council contract approving the change on the testing fee, also.

MOTION CARRIED.
SEE "EXHIBIT U"

16/I

Ms. West stated that she wanted to try to properly monitor all the the programs and she gave a brief explanation of how she would provide the in-kind match, which is \$387,560.00, to do this. A motion was then made by Commissioner Sanchez, seconded by Commissioner Arcaute, to approve the Coordination Plan of TEA 8% Educational money.

MOTION CARRIED.
SEE "EXHIBIT U"

ITEM 18. 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. Personnel - Salary

The County judge and Commissioners went into Executive Session accompanied by Mr. Travis Heister, County Legal Counsel. This session took approximately two and a half hours, during which Ms. Carol Elaine West was called in twice for negotiations.

NO ACTION.
SEE "EXHIBIT V"

ITEM 19. OPEN SESSION:

- A. Personnel - Salary

Judge Ruiz explained that during Executive Session, the Commissioners' Court had gone through a series of negotiations with Ms. West taking into consideration all the things that they could and could not do, with regards to compensation. He stated that an offer had been made to Ms. West, for the position of Executive Director, with the following conditions, if accepted, "we are proposing a one year contract beginning, calendar contract, which is, begins July 1st, 1993 through June 30, 1994, the calendar year of JTPA, with an option to renew a second year with both parties agreeing to the agreement. The base pay will be \$54,500.00 of which at the end of six months there will be an evaluation at which no more than ten percent of a salary increase will be given, based on the evaluation. The first year of the contract will have a fifteen day vacation period..., the second year would have the normal vacation period given to any employee of the Hidalgo County JTPA Office of Employment and Training; \$400.00 auto allowance. Any group health, life, cancer insurance that would be given to any employee within the agency, would also be a part of the agreement. There will be a statement that will say 'in case of voluntary or involuntary sepa-

ration there will be a ninety day separation pay in lieu of any other claim the Executive Director may have against the County of Hidalgo or the Office of Employment and Training'. The County Judge stated that this was the offer of the Commissioners' Court, they had been presented to Ms. West and she had requested some time to consider the offer. He then stated that this would be the final offer at which time a motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to approve the offer, as presented.

MOTION CARRIED.

ITEM 15. URBAN COUNTY:

- A. City of San Juan - Professional Services Amended Contract for Colonia Study
- B. Precinct #2 Year 5 - Contract Award Street Improvements Project
- C. County Wide Year 5 - 1993 Passenger Van (Veterans Affairs) Contract Award/Consideration
- D. City of Donna - Professional Services Contract (Engineering)
- E. City of Palmview - Contract Award PFI Fire Protection Equipment - Year 5
- F. City of Palmview - Contract Award PFI-Parks, Recreational Facilities
- G. Approval of Bills

15/A

A motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to approve the recommendation of the Director, as presented.

MOTION CARRIED.
SEE "EXHIBIT T"

15/B

A motion was made by Commissioner Camarillo, seconded by Commissioners Sanchez and Rosel, to approve the sole bidder, Mission Paving Company.

MOTION CARRIED.
SEE "EXHIBIT T"

15/C

Anthony Covacevich explained that this bid had been taken under consideration, by this Commissioners' Court, and at this time he was requesting that it be rejected. The reason for the rejection is that the entity that was going to provide this service would not be able to do it an longer. A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to REJECT the bid, from Crosstown Truck Center.

MOTION CARRIED.
SEE "EXHIBIT T"

15/D

A motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to accept the contract between Meldon & Hunt, Inc, the City of Donna and the County of Hidalgo for engineering services, totaling \$4,800.00.

MOTION CARRIED.
SEE "EXHIBIT T"

15/E

A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to accept the quote of Ferrara Fire Fighting equipment, for the City of Palmview, as presented.

MOTION CARRIED.
SEE "EXHIBIT T"

15/F

A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to approve a contract between Solis & Chapa Construction, being the sole bidder, the City of Palmview and the County of Hidalgo, totaling \$9,262.50.

MOTION CARRIED.
SEE "EXHIBIT T"

15/G

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve the 1990 Urban County bills #4861 thru #4863 totaling \$9,754.96; the 1991 Urban County bills #4864 thru #4865 totaling \$28,240.18; the 1992 Urban County bills #4866 thru #4869 totaling \$24,361.50. The total Urban County memorandum to be approved is \$62,356.64.

MOTION CARRIED.
SEE "EXHIBIT T"

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

MOTION CARRIED.

DRAINAGE DISTRICT
=====

In the absence of the County Judge, the Honorable Lalo Arcaute, County Commissioner for Precinct Two, called the Drainage District meeting to order whereupon the following proceedings were had, to-wit:

- ITEM 1. APPLICATION FOR DISCHARGING STORM WATER:
 - A. Hidalgo Cameron County Irrigation District
 - 1. Las Palmas Del Valle Subdivision -Owner- Robert McAllen

A motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to approve a request for permit by the City of Merced for the discharging of storm water.

MOTION CARRIED.
SEE "EXHIBIT W"

- ITEM 2. AUTHORIZATION AND APPROVAL OF BUDGET AMENDMENT FOR EMERGENCY FLOODING PURCHASE

(06/29/93)

VOL 0149¹⁴ PAGE 743

NO ACTION.

There being no further business to come before the Drainage District, the meeting was 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 29TH day of JUNE, 1993.

ATTEST:

WILLIAM R. LEO, County Clerk
Hidalgo County, Texas



By: 
Jennifer Castillo, Deputy