

001238

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

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BE IT REMEMBERED that on the 26TH day of
OCTOBER, 1993, after due notice having been given, there was
begun and holden, a SPECIAL MEETING of the Commissioners' Court
and the Drainage District, in the Commissioners' Courtroom of
the Administration Building in the City of Edinburg, Hidalgo
County, Texas with the following members of said Court present
and participating:

Hon. J. Edgar Ruiz
County Judge

Hon. Samuel Sanchez
County Commissioner, Precinct #1

Hon. Lalo Arcaute
County Commissioner, Precinct #2

Hon. Juan Rosel
County Commissioner, Precinct #3

Hon. Leonard Camarillo
County Commissioner, Precinct #4

WHEREUPON, the following proceedings

were had, to-wit:

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The Honorable J. Edger Ruiz, County Judge, called the Commissioners' Court meeting to order, whereupon the following proceedings were had, to-wit:

The County Judge began by announcing that he would be leaving during the meeting, due to his having a series of meetings, in Austin, with various agencies including the Texas Jail Commission and the Texas Water Development Board. At the meeting of Texas Jail Commission, he will be joined by both Mr. Alton Cook and Mr. Hector Guerra, from the Facilities Corporation and the meeting with the Texas Water Development Board will entail an RFP that has been submitted for drainage. He added that he will also be meeting with the Texas Water Commission, with regards to solid waste and the Governor's Office concerning the international bridge, in Pharr.

CONSENT AGENDA

ITEM 1. APPROVAL OF MINUTES - September 28, 1993
October 05, 1993

ITEM 2. APPROVAL OF BILLS - County Auditor
General Fund - #93417 - #93641 - \$ 152,817.31
Special Revenue Fund - #91724 - #91975 - \$1,041,244.88
Trust and Agency Fund - # 3751 - # 3753 - \$ 34,076.51
Enterprise Fund - # 1634 - # 1640 - \$ 33,940.59
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF COURT REPORTERS' FEES:
A. Shirley Ralston - \$1,223.00
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:
A. Justice of the Peace:
1. Lupe Garces - \$11,675.00 - September
2. Rosa E. Trevino (revised) - \$5,890.73 - September
(SEE "EXHIBIT C")

ITEM 5. INTERNAL LINE ITEM TRANSFER:
A. Traffic Control - \$379.40
B. J.P. Pct. #1, Pl. 2 (Jesus Morales) - \$55.17
C. Buildings & Grounds - \$343.99
D. County Auditor - \$1,294.00
E. Library System - \$251.78
F. Health Department (Clinics) - \$3,900.00
G. Health Department (Maternal/Child Health Grant) - \$19,448.00
H. District Attorney - \$34,500.00
I. District Attorney (Investigation Fund) - \$4,000.00

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J. Youth Village - \$7,000.00
K. Youth Village (Girls Program) - \$2,000.00
L. Adult Probation (General Fund) - \$500.00
M. Adult Probation (State Funds) - \$1,000.00
N. Adult Probation (Boot Camp) - \$1,000.00
O. Courthouse Parking Lot - \$65.32
P. Reproduction - \$32.72
Q. PBX - \$6.12
R. Pct. #4 (Road & Bridge) - \$8,915.01
S. Pct. #4 (Administration) - \$850.00
T. Enterprise Fund - Pct. #4 - \$20,445.00
U. District Clerk - 3,000.00
V. Pct. #2 (Paved/Unpaved) - \$5,000.00
W. Pct. #2 (Parks) - \$5,000.00
X. J.P. Pct. 2, Pl. 2 (Rosa Trevino) - \$166.00
(SEE "EXHIBIT D")

ITEM 6. PLANNING DEPARTMENT:

A. Subdivisions:

1. Aracely Subd. - Pct. #2
2. Paso Del Cantaro Subd. - Pct. #3
3. San-Rose Subd. - Pct. #3

6/A/1

Aracely Subdivision is located approximately 650 feet west of Jackson Road on the south side of F.M. 3072, City of Pharr, Precinct Two.
(SEE "EXHIBIT E")

6/A/2

Paso Del Cantaro Subdivision is located approximately 1320 feet east of Taylor Road on the north side of the 5 Mile Line, City of McAllen, Precinct Three.
(SEE "EXHIBIT E")

6/A/3

San-Rose Subdivision is located approximately 150 feet east of Conway on the north side of Delmar Street, City of Mission, Precinct Three.
(SEE "EXHIBIT E")

ITEM 7. PERMITS:

- A. North Alamo Water Supply - Pcts. #1 & #4
- B. Southwestern Bell Telephone - Pct. #2
- C. Valley Telephone Cooperative - Pct. #4

7/A

In Precinct One, North Alamo Water Supply is requesting a permit for two inch water lines, in the Delta West Subdivision; to cross Mile 12 North, east of F.M. 493 and to cross Mile 15 North, east of F.M. 88.

In Precinct Four, North Alamo Water Supply is requesting a permit for two inch water lines, in Spring Garden Subdivision and to cross Ramseyer Road, 1/2 mile east of Doolittle Road.
(SEE "EXHIBIT F")

7/B

In Precinct Two, Southwestern Bell Telephone is requesting a permit to bury a cable along Minnesota Road, from U.S. 281 east to and across "I" Road.

missioner Arcaute, seconded by Commissioner Camarillo, to extend a contract for services, with the County of Hidalgo and Irma Rocha, from October 30th through December 31st; the rate being \$4.50 and also authorizing a budget amendment of \$1,444.00.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 1. EXECUTIVE SESSION:

- A. Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.074 to discuss the following matter:
1. Discussion of Interim Director of Office of Employment & Training

The County Judge and Commissioners went into Executive Session accompanied by Mr. Steve Crain, Attorney, who was sitting in for Mr. Travis Heister, the County Legal Counsel.

NO ACTION.

ITEM 2. OPEN SESSION:

- A. No action

Judge Ruiz informed the Court that they had been discussing the Interim Directorship of the Office of Employment and Training and at this time they had no recommendation for any type of employment. He stated that the intent of the Executive Session was for the County Commissioners to talk about gathering a list of resumes of people who were interested in this position. He added that some parameters had been set, for a person that was "familiar with the business community of this County". He continued by saying that by this they meant that it would be "a local person that will be or has been, in the business world of Hidalgo County....that we are not seeking a technician that knows very much about JTPA, but has some sense of what the labor market needs [are], in this community". Judge Ruiz stated that this would set some very wide parameters, but it might eliminate many people who have dealt with government or with JTPA. The intent was to find someone who would work well with the business people of this community. He said that he hoped to have some resumes by the following meeting, of people who are interested, in this position.

NO ACTION.

ITEM 3. AUTHORIZE A TEMPORARY FULL-TIME POSITION FOR COUNTY JUDGE

Judge Ruiz informed the Commissioners that he had been meeting with the Facilities Corporation, who has been dealing with the County Jail issue, the interest of a Federal prison in the Delta Area, and the two State prison facilities. He explained that they all needed some very special attention, to get off the ground, specifically the County jail. He stated that the consensus of the Committee was for a position or a person who would assist them in the research and the development of the County jail. It was at their request that the County Judge was presenting this to the Commissioners' Court, and they were looking for a person who had public financing background, such as the sale of bonds and the sale of issues. The County Judge asked that the most that he can offer was to request for a temporary full-time position, for no more

than six months, but this would not be easy, with the type of background that was needed. His request was basically budgetary. Commissioner Arcaute had a concern about supplying an individual, at the expense of the County, if this was a non-profit corporation and the County Judge replied that this Commissioners' Court had created this committee to take on this task for the County. Commissioner Camarillo concurred with the County Judge, but he felt that since Mr. Noe Cavazos was already learned in this type of work, if the County Judge could possibly spare him for the six months requested, since he had already worked with the Committee and other groups. Judge Ruiz then stated that his office could take care of this, but he felt that these projects had been slowed, due to other projects that they had and Commissioner Camarillo still suggested that the County Judge offer the services of Mr. Cavazos and Commissioner Rosel concurred with Mr. Cavazos' knowledge in this area, but he disagreed with his time, since he felt that Mr. Cavazos was also occupied with other programs in the County. After further discussion, the County Judge stated that the salary would be set at \$25,000.00 per year, being a six month salary of \$12,500.00, along with fringes. Commissioner Camarillo felt that it was too premature to act on this, at this time and the County Judge recommended that the Facilities Corporation be able to make a presentation and a formal request at the next meeting. A motion was then made by Commissioner Rosel, seconded by Commissioner Sanchez, to TABLE any action on the authorization of a temporary full-time position for the County Judge's Office.

MOTION CARRIED.

ITEM 4. DISCUSSION & POSSIBLE ACTION ON SALE OF COUNTY VEHICLES TO COUNTY CONSTABLES

Judge Ruiz explained that Mr. Rene Guerra, the District Attorney, was supposed to appear for this item, but he was not present, however, there had been a sale of County vehicles, which had been surplus by the Sheriff's Department, to the Constables. It appeared that Steve Austin, the County Auditor, had written a letter to him, questioning the sale of five vehicles to Constable Luis Zamora and two to Constable Eduardo Bazan, plus he had two other requests for vehicles by other Constables. He mentioned that no vehicles are provided to them or to their deputies and reserve deputies. The Constables initially approached the County Judge and Mr. Guerra, to transfer these vehicles, to their departments, but he felt that this would incur some liability. Judge Ruiz continued by saying that he felt that the Auditor's initial reaction was that the Constables wanted these vehicles to re-sell them and he assured the Commissioners that this was not the case. The County Judge then recommended, as per discussions with the District Attorney, to authorize the sale of the vehicles, that have already been sold to the Constables, and declare this sale by the waiving of the bidding procedure, from the Purchasing Department. The County Auditor then related to the Commissioners' Court that an audit had been conducted "to make sure that the Purchasing Department was complying with the State Law, in the disposition of surplus and salvage property". He continued by saying that the "State Law specifically [said] that surplus and salvage property [was] to be sold at auction or...shall receive seal bids", this being the only way to dispose of County-owned property. The Auditor's concern was basically if a sale actually took place and the County Judge responded that money was exchanged and receipts were given to the Constables, but vehicle titles had not been transferred. Judge Ruiz informed the Court that if these vehicles were not transferred then they would have to pick up the vehicles, surplus them and return the money; he did not recommend the transferring of these vehicles, because then the County would have to be liable for these vehicles. Commissioner Sanchez had a concern regarding the bidding procedure and giving other Constables "the opportunity to bid on these [vehicles] too". He added that he had also talked to the District Attorney, and Mr. Guerra had

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said that he had recommended "a transfer of the vehicles to the Constables, however the liability involved" was great and that he felt that he had been misinterpreted regarding the bidding procedure. Commissioner Sanchez felt that there should have been a bidding procedure for these vehicles and Judge Ruiz responded that the Constables had requested that they have first choice of these vehicles, with different quotes being established for each vehicle, depending on the condition of the vehicle, but no sealed bids were submitted. After continuing discussion, Commissioner Sanchez asked if it were possible for them to transfer these vehicles and have the Constables reimburse the County for the cost of the insurance and Judge Ruiz responded that there would be a problem, if the vehicles were not used for County use at all times. During this continuing discussion, Steve Crain, Acting Legal Counsel, responded to a question from Commissioner Sanchez, that he was not familiar with this law, but that he felt that the waiving of bids should not be discretionary. As a result of this continuing discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to request, that the vehicles that were surplus August 31st and sold September 9th, to Constable Luiz Zamora, being five vehicles at \$725.00, and to Constable Eduardo Bazan, being two vehicles at \$200.00, be returned to the County of Hidalgo and that their money be refunded immediately.

MOTION CARRIED.

Judge Ruiz then requested a motion to deny the request for the purchase of further vehicles from the other Constables and the Commissioners concurred that as a result of the previous motion, these requests not be considered at all and that no action be taken.

NO ACTION.

THE FOLLOWING ITEM IS IN VERBATIM FORMAT

ITEM 5. ORDER SETTING SALARY OF COURT REPORTERS

JUDGE RUIZ	Item number five, order setting, setting salary of court reporters, that's always a lot of fun. There is an order, by the District Judges, of this County...
COMM. ARCAUTE	I don't see it, but I guess it's there.
JUDGE RUIZ	...the overseers of Steve Austin.
COMM. ARCAUTE	I can see now why there is an item on here, that says "Request to advertise for copiers", look at that.
JUDGE RUIZ	That each court reporter of this County be given a ten percent salary increase.
COMM. ROSEL	How about the whole County?
COMM. ARCAUTE	You know, I think we get into this every year, about this time...
COMM. ROSEL	All the County employees.
COMM. ARCAUTE	...at budget time and the Board of Judges has, in my opinion, always failed to see or even looked or considered the conditions of this County, when they send their orders and all of this stuff, to be able to do this.

JUDGE RUIZ Commissioners, it is an order...

COMM. ARCAUTE But we don't, we don't have much of a choice.

COMM. ROSEL Well, I...

JUDGE RUIZ ...to break this would be a contempt of court and we'd have to go to Court on it, that is our choice.

COMM. ROSEL Well, I think...

COMM. ARCAUTE So move to reluctantly accept the order.

COMM. ROSEL No, no, no...

COMM. SANCHEZ Is this Court ordered?

COMM. ROSEL ...no, no, it's not, it's not that easy.

JUDGE RUIZ There is a motion, is there a second?

COMM. ROSEL No, not me.

JUDGE RUIZ Is there a second?

COMM. ROSEL I will not do it.

JUDGE RUIZ Is there a second? To not accept it we'd have to g..., immediately go into remediation, I mean, a, a, to actually have a quick meeting, to actually discuss this issue, Commissioners.

COMM. ROSEL You tell them to give us an order to give ten percent to all of the County employees and I'll accept it; but not just their's. I think that's unfair and I don't care if, if they take you to jail. (LAUGHTER)

JUDGE RUIZ I'm, I'm leaving to Austin. Thanks alot, Commissioner.

COMM. ROSEL Who's sitting in your place?

JUDGE RUIZ Well, Commissioners, if, if you are not to accept it versus being in contempt of Court, then I would, I would suggest, if you're not going to accept it, if you're not going to accept it, Commissioners, because this is an order from the District Judges, if you're not going to accept it, that you, that we immediately call for a meeting with the, with, with the Board of Judges to discuss the issue itself.

COMM. SANCHEZ That's fine.

JUDGE RUIZ That, that would have to be...

COMM. ROSEL Let's do it.

JUDGE RUIZ ...so if, in, in...

COMM. ROSEL That's fine.

COMM. SANCHEZ I don't think we're...

JUDGE RUIZ ...order of not to have in contempt...

the Commissioners' Court to discuss the issue of setting salary of court reporters at ten percent above their present salary. All in favor, signify by saying aye.

ALL COMMISSIONERS

Aye.

JUDGE RUIZ
(SEE "EXHIBIT G")

All opposed same sign. Motion carries.

THE COUNTY JUDGE LEFT THE MEETING AT THIS POINT.

ITEM 6. DISCUSSION & POSSIBLE ACTION OF REPORT ON SOLID WASTE DISPOSAL SITE - PCT. #4

Emilio Garcia, the Chief Planner, presented a report on the Precinct Four landfill. He read the report which contained some "potential improvements" that needed to be done, such as additional personnel, water truck, etc. After the reading of the report, Commissioner Camarillo commented that these improvements had not been made due to the lack of funds and the way that the landfill budget had been set up by Commissioners' Court. He added that he was in the process of acquiring quotes for the water truck and he was hoping to purchase this with left-over bond monies, the reason being that this was one of the recommendations from the Texas Water Commission, for the expansion of the landfill. He mentioned that he had discussed this with Judge Ruiz and this item would be on the agenda the following week. After further comments, from Commissioner Camarillo regarding the goals that he hoped to achieve at this landfill, he made motion, which was seconded by Commissioner Rosel, to make this report, part of the record.

NO ACTION.
SEE "EXHIBIT H"

ITEM 7. ORDER ADOPTING COUNTY ELECTION PRECINCTS

NO ACTION.
SEE "EXHIBIT I"

ITEM 9. HEALTH DEPARTMENT:

- A. Approval of increase to Maternal/Child Health budget
- B. Approval of Medical Director's Contract

9/A

Dr. Charles Wilson, County Health Director, came before the Court requesting approval of an increase to the budget, under Maternal and Child Health. The increase was for an amount of \$150,000.00, in State funds, and would be appropriated in the contractual services line item. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve the Medical Director's request for Maternal and Child Health budget, of \$150,000.00; to accept the grant.

MOTION CARRIED.
SEE "EXHIBIT J"

9/B

Dr. Wilson explained that his present contract would expire on November 1st and he was requesting renewal of this contract with the same terms and conditions, as the previous contract. At this

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point, Mrs. Loura Etnire, Administrative Assistant to the Court Judge, asked Dr. Wilson if this contract could be set up on a calendar year basis, and if possible to make this one a fourteen month contract commencing November 1st, 1993 and ending December 31st, 1994. After a brief discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to approve the Medical Director's contract, for a fourteen month period, as presented.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 8. J.D. SALINAS, PROJECT COORDINATOR:

- A. Appropriate \$34,293.00 - Cash match - HIDTA Grant Program
- B. Authorization to bid for space to house D.P.S. - Weslaco
- C. Approval of thirty (30) day extension for D.P.S. space

8/A

J.D. Salinas came before the Court requesting the appropriation of \$34,293.00, which was a cash match, for the HIDTA grant. He stated that this would entail a budget amendment from the program income, and these monies would be used to pay court costs and other expenditures, such as costs for confidential informants. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to appropriate \$34,293.00, as presented.

MOTION CARRIED.
SEE "EXHIBIT J"

8/B

Mr. Salinas informed the Court that the lease agreement with Davis Real Estate would expire on October 31st, for office space that has been used by the DPS, for the past two years. He was hoping to renew this lease, but as per legal opinion this cannot be done, so he was asking for authorization to advertise for space in the Weslaco area. A motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to authorize the Purchasing Department to advertise for office space, to house the DPS, in the Weslaco area; bid opening November 17, bid award November 23rd.

MOTION CARRIED.
SEE "EXHIBIT J"

8/C

Mr. Salinas explained that due to the advertising for bids, in the previous item, he needed to request an extension of the present contract, for a period of thirty days. A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to extend the present lease agreement with Davis Real Estate, for a period of thirty days.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 10. BUDGET AMENDMENTS:

- A. 139th District Court
- B. 92nd District Court
- C. Autopsies

10/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to approve a budget amendment of \$523.20, for

the 139th District Court, for court costs.

MOTION CARRIED.
SEE "EXHIBIT L"

Commissioner Rosel then requested a report, from the County Auditor, on the amount of monies that have been spent, by each of the District Judges, on visiting judges.

10/B

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to approve a budget amendment of \$250.00, for the 92nd District Court, to pay for a psychological evaluation.

MOTION CARRIED.
SEE "EXHIBIT L"

10/C

Commissioner Arcaute explained that the request from the District Attorney, was for \$18,000.00, for the payment of pending bills and an amount of \$60,000.00 for any future autopsies. The Commissioners then concurred to appropriate the monies needed for the payment of the pending bills and take the others a on case-by-case basis, as in the District Courts. A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to provide \$18,000.00 to take care of the fifteen bills that are pending, in regards to the autopsies, provided for by Hidalgo County.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 12. ADULT PROBATION DEPARTMENT:

A. Ministerial approval to create a new position - Education/
Employment Budget

Joe Lopez, Adult Probation Director, informed the Court that back when he had requested his budgetary monies from the State, he had also requested for a new position and the State had said that if there were any monies left-over after the disbursement of funds, then they would consider the request. Since that time, Mr. Lopez stated that his request for the extra position had been approved and he was, at this time requesting that this Commissioners' Court approve that new position and also set the salary at \$16,280.00. Being that two months had already gone by, Mr. Lopez stated that he was only appropriating an amount of \$13,567.00, plus fringes, which would fund this position for the ten months that were left in his fiscal year. A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to approve the creation of an new position, within the Adult Probation Department and setting the salary at \$13,567.00, plus fringes, which would come from State funds.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 13. WIC:

A. Award lease Agreement in Elsa area

Norma Longoria, the WIC Director, came before the Commissioners' Court requesting approval of a lease agreement between Felix Chavez, Jr. and the County of Hidalgo, for office space for the WIC Program, in the Elsa area. This was a two year lease, running from November 1st, 1993

through October 31st, 1995, at a rate of \$759.00 per month. A motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to approve a lease agreement with Mr. Felix Chavez, Jr., as presented.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 14. SHERIFF DEPARTMENT:

- A. Add eight (8) vehicles to Sheriff's inventory
- B. Budget appropriation - Sheriff Investigation Fund -
Acct. #3-104-421-100 - \$300.15
- C. Budget appropriation - Sheriff Investigation Fund -
Acct. #3-104-421-100 - \$2,922.36
- D. Authorize County Auditor to appropriate Grant budget retroactive to September 01, 1993 - Sheriff Department & District Attorney
- E. Enter into Interlocal Agreement between Cities of: Brownsville, McAllen, Harlingen, San Benito, Mission, Pharr, Hidalgo, Counties of: Cameron, Hidalgo, Starr, Zapate & the State of Texas Department of Public Safety
- F. Cooperative Working Agreement with the City of Brownsville (Grantee), Equal Employment Opportunity Program Certification, Compliance Requirement, Americans with Disabilities Act Certification & Assurances Certification

14/A

Emilia Uriegas came before the Court requesting the addition of eight seized vehicles, to the Sheriff's Department inventory. A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to accept the request from the Sheriff, to add eight vehicles to his inventory.

MOTION CARRIED.
SEE "EXHIBIT P"

14/B&C

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize the appropriation of \$300.15 and \$2,922.36, into the Sheriff's Investigation Fund.

MOTION CARRIED.
SEE "EXHIBIT P"

14/D

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to appropriate the Auto Theft Grant budget, retroactive to September 1, 1993.

MOTION CARRIED.
SEE "EXHIBIT P"

14/E

Emilia Uriegas explained that these agreements were in conjunction with the South Texas Auto Theft Enforcement Task Force Grant and it involved the cities listed above. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve these agreements.

MOTION CARRIED.
SEE "EXHIBIT P"

14/F

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve a cooperative working agreement with the

City of Brownsville, as well as other compliance requirements.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 15. PCT. #1:

- A. Road dedication
- B. Transfer of funds from Revenue Acct. to Road & Bridge Acct.
- C. Line Item Transfer (Park fund)

15/A

ACTION WAS TAKEN ON THIS ITEM EARLIER IN THE MEETING

15/B

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize a budget amendment of \$6,486.70, from unappropriated funds, acct. #367, to item #36, for the driveway culverts, and additionally that the remaining monies of \$5,612.12 in this unappropriated account, be transferred into object 11, to cover some workmen's compensation shortages; with the total budget amendment being \$12,098.92.

MOTION CARRIED.
SEE "EXHIBIT Q"

15/C

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve a line item transfer of \$1,000.00 from Minor Equipment to Electricity.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 16. PCT. #2:

- A. Amendment to General Fund - \$24,000.00 to assist City of San Juan to provide Emergency Ambulance Service
- B. Deobligate surplus funds from Pct. 2 Park fund & transfer out to General Fund - \$24,000.00
- C. Authorize entering into an Interlocal Agreement with City of San Juan

16/A

Commissioner Arcaute explained that his request was for a budget amendment, not to exceed \$24,000.00 which would cover the provision of emergency ambulance services, for the City of San Juan. These funds would be reimbursed, into the General Fund, from the Precinct Two Park surplus funds. In exchange for these funds, the City of San Juan would reimburse Precinct Two, with Urban County funds and this was to be similar to what had previously been done with Precinct Three. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize a budget amendment of \$24,000.00, to aid to other cities, as presented.

MOTION CARRIED.
SEE "EXHIBIT R"

16/B

Commissioner Arcaute explained that this was the replenishment of \$24,000.00 into the General Fund, from Precinct Two Park surplus funds, to cover the previous expenditure. A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to

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deobligate surplus funds totaling \$24,000.00, from Precinct Two Park funds and transfer out to General Fund.

MOTION CARRIED.
SEE "EXHIBIT R"

16/C

A motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to authorize the entering into an interlocal agreement with the City of San Juan, for emergency ambulance services.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 17. PURCHASING DEPARTMENT:

A. Award Bids:

1. Dry/cold storage - Community Service
 2. Tires - County Wide
 3. 1994 Van - Adult Probation
 4. Biohazardous waste disposal - Health Department
- B. Request to Advertise:
1. Copiers - Hidalgo County

17/A/1

Mary Maldonado, Purchasing Agent, informed the Court that one bid had been received for dry/cold storage, for the Community Service Agency and it was from Loop Cold Storage Co. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to accept the sole bid of Loop Cold Storage Co., for dry/cold storage for the Community Service Agency.

MOTION CARRIED.
SEE "EXHIBIT S"

17/A/2

Ms. Maldonado stated that that three bids had come in for tires, County wide, and she was recommending all three, as follows: Goodyear Auto Service Centers, out of Pharr, for fifteen (15) tires; Round Tire, out of Pharr, for ninety (90) tires and Mid-Valley Tires, out of Weslaco, for thirteen (13) tires. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to award bids, for tires, as presented.

MOTION CARRIED.
SEE "EXHIBIT S"

17/A/3

Ms. Maldonado reported that four bids had been received for the purchase of a 1994 van for the Adult Probation Department. At this time she was recommending that the bid be awarded to the low bidder, being Bert Ogden Motors, out of Edinburg, at a bid of \$12,300.00, with trade-in. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to award bid to Bert Ogden Motors, out of Edinburg, at \$12,300.00, with a trade-in, as presented.

MOTION CARRIED.
SEE "EXHIBIT S"

17/A/4

Ms. Maldonado explained that she had received two bids for biohazardous waste disposal, for the Health Department. The bidders were Enviro Tech Carriers, Inc., from Corpus Christi, and BFI Waste Systems, out of La Feria. Enviro Tech bidded on the boxes, for \$17.00 and also the Sharp containers; BFI Waste Systems bidded on the boxes,

for \$16.50, but supplied no prices on the Sharp containers stating that the prices varied depending on the size and the quantity of containers ordered. She stated that the Health Director had recommended that the bid be awarded to BFI, and that she had talked to Ms. Cooper from BFI and she had said that the prices were lower than Enviro Tech's, but Ms. Maldonado was not sure if she could accept this as a bid. Commissioner Arcaute then asked Ms. Maldonado what the specs had called for and Ms. Maldonado replied that they had called for prices. Steve Crain, County Legal Counsel, then stated that they had to award the bid to the bidder who met the specifications. After a brief discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to award bid to Enviro Tech Carriers, Inc., for biohazardous waste disposal, for the Health Department, as the low bidder meeting all specifications.

MOTION CARRIED.
SEE "EXHIBIT S"

17/B

A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the advertising for bids for the purchase of copiers, County wide; bid opening to be November 17th, bid award to be November 23rd.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 18. URBAN COUNTY:

- A. Request to advertise for 15-passenger van - Pct. 3, Year 6
- B. Pct. 4 - Years 4 & 5 Contract Award Street Improvements Project
- C. Pct. 4 - Professional Services Contract (Engineering)
- D. "First-Time Homebuyer Contract Agreements" & Letter of Commitment
- E. Request to advertise TCDP - 701015
- F. Application of Colonia Project bathroom bids
- G. Pct. #2 - Interlocal Agreement with the City of Pharr - Street Improvements
- H. City of Mercedes - Water/Sewer Improvements Project
B-93-UC-48-0501
- I Approval of Bills

18/A

Precinct Three was requesting permission to advertise for a fifteen (15) passenger van for the Abram Senior Service Center. A motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to authorize the advertising for bids for a fifteen passenger van, as presented; bid opening November 17th, bid award November 23rd.

MOTION CARRIED.
SEE "EXHIBIT T"

18/B

Precinct Four was requesting permission to enter into a contract with Mission Paving Co., at an amount of \$25,200.00, with monies being provided from Years 4 and 5 for this project. A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to approve a contract between Mission Paving Co. and the County of Hidalgo, for street improvements, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT T"

18/C

Precinct Four was requesting permission to enter into

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a professional services contract, for street improvements, with Quintanilla, Headley & Associates, Inc., for engineering services in the amount of \$43,796.00. The streets to be improved are Hoehn Drive, Alberta Road, Russel Road, Terry Road, Valverde Road and Engle Road. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve a contract between Quintanilla, Headley & Associates and the County of Hidalgo, for street improvements in Precinct Four; total amount of the contract is \$43,796.00.

MOTION CARRIED.
SEE "EXHIBIT T"

18/D

Anthony Covacevich, Urban County Director, informed the Court that he was requesting approval of agreements with the following individuals, under the "First-time Homebuyer" Program: Jesus Quintanilla, Daniel Perez, Gloria Rios, Guadalupe Salazar, Rosendo Salinas and Jorge Garcia. The amount of each agreement is \$5,000.00 and he was also requesting approval of letters of commitment for each with Compass Mortgage Company. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve agreements with the individuals named above and also the accompanying letters of commitment, as presented.

MOTION CARRIED.
SEE "EXHIBIT T"

18/E

Mr. Covacevich explained that the request was for permission to advertise for water line improvements, under the Colonia 1-A Project, for the areas of Bertha Acres Subdivision, Morningside and Anaya Road and the 3 Mile Line and Western Road. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to authorize the advertising for bids for water line improvements in the areas, as presented, under the Colonia 1-A Program; bid opening November 17, bid award November 23rd.

MOTION CARRIED.
SEE "EXHIBIT T"

18/F

Mr. Covacevich informed the Court that bids had been received for the bathroom additions, under the Colonia Rehab Project, and they were requesting approval of the lowest bidder being E. Reyes Construction, at a bid price of \$22,100.00, for the addition of bathrooms, for four homes. A motion was made by Commissioner Rosel, seconded by Commissioner Sanchez, to award bid, being low bid, to E. Reyes Construction, for bathroom additions, under the Colonia Rehab Project.

MOTION CARRIED.
SEE "EXHIBIT T"

18/G

A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve an interlocal agreement, between the County of Hidalgo, through its Precinct Two Urban County, and the City of Pharr, to do street improvements beginning at Highway 281 and going east 1.5 miles, of which .75 miles are inside the city limits of Pharr.

MOTION CARRIED.
SEE "EXHIBIT T"

18/H

The City of Mercedes was requesting permission to go into contract with McAllen Construction Company, for water improvements in the City of Mercedes, under their Year 6 budget; total amount of the contract is \$9,980.00. A motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to approve a contract between the City of

Mercedes, McAllen Construction Company and the County of Hidalgo for water improvements, total contract amount is \$9,980.00.

MOTION CARRIED.
SEE "EXHIBIT T"

18/I

A motion was made by Commissioner Camarillo, seconded by Commissioner Sanchez, to approve the 1991 Urban County bill #5286 in the amount of \$1,211.92; the 1992 Urban County bills #5287 thru #5290 totaling \$36,664.29; the 1993 Urban County bills #5291 thru #5294 totaling \$10,872.40; and the Colonia 1-A Program bill #5295 in the amount of \$5,709.75. The Urban County memorandum to be approved is \$54,458.36.

MOTION CARRIED.
SEE "EXHIBIT T"

ITEM 19. COMMUNITY SERVICE AGENCY:

- A. Application of Comprehensive Energy Assistance Program
- B. CEAP salary adjustments
- C. Setting 1994 salaries
- D. CAA Board of Directors By-laws Amendment of Article VIII
Page 13
- E. Medical Transportation Vendor Agreements

19/A

Maribel Navarro-Saenz, Executive Director, informed the Commissioners' Court that the Comprehensive Energy Assistance Program will replace the Utility Assistance Program and will also include energy crisis, utility bill co-payment, an elderly component and case management. She stated that she would like to hold a Workshop, on November 3rd, with the Commissioners' Court, the CAA Board and the Press, in order to better explain the implementation of this program. The program would fund an amount of \$1,799,021.00, being the largest grant awarded to this Agency and it also provided for the employment of at least twenty additional case managers. She added that this was a nine month contract, beginning October 1, 1993 and ending June 30, 1994, with November 1st, being the date that she would like to bring in the additional staff and hopefully implement these services by December 1st. She stated that her request at this time was to accept the CEAP funds. After a brief discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to accept the award of \$1,799,021.00 for the Comprehensive Energy Assistance Program, as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

19/B

Ms. Navarro-Saenz explained that they had met with the CAA Board and stated that due to the new program, she had to redesign the Emergency Assistance Department. As a result of this, she was renaming it the "Client-Family Services" and this would include all the different and additional components that the State expected from this new program. She added that she was reclassifying the position of the EA Coordinator to Division Director and the position of the EA Intake Supervisor to Client/Family Services Coordinator and adjusting their salaries, by 8%, to fit the additional duties imposed on them, as a result of the new program. She then continued by going down a list of salary adjustments from the Fiscal Director position to the Office Clerks positions. She stated that the reason for the adjustments was to adjust their salaries as per the added duties and also balance the salary scale, as per the organizational chart and Commissioner Sanchez asked if she was trying to do a parity increase and Ms. Navarro-Saenz replied that she was. After further discussion, a motion was made by

001256
(10/26/93)

0153-799

Commissioner Camarillo, seconded by Commissioner Rosel, to approve the CEAP salary adjustments, as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

19/C

Maribel Navarro-Saenz informed the Court that now that this new program was coming in, the CAA Board had met and they had approved a seven percent (7%) salary increase for her Department. A discussion then ensued, regarding this increase, with Commissioner Sanchez proposing that those people making over \$7.00 per hour receiving a 5% salary increase and those making under \$7.00 per hour receiving a 7% salary increase. Ms. Navarro-Saenz stated that she did not think the CAA Board would have a problem with this since some of those receiving higher salaries had already received salary adjustments. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to set the 1994 salaries, for the Community Service Agency, with those employees making over \$7.00 per hour receiving a 5% salary increase and those making under \$7.00 receiving a 7% salary increase.

MOTION CARRIED.
SEE "EXHIBIT U"

19/D

Ms. Navarro-Saenz explained that she would like to go into a computerized checkwriting system and in order to do this they would have to amend the by-laws, under Article VIII. She stated that presently all checks, for the Community Service Agency, were processed differently, depending on the amount of the check. She stated that she would like to implement a check plate system, instead of running around and getting the checks signed manually. Steve Austin, the County Auditor, then mentioned that he had discussed this previously with Ms. Navarro-Saenz, whereby the Agency would centralize all its accounting within its Administrative Office or having it all handled through the Auditor's Office. After further discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Rosel, to amend the by-laws, under Article VIII, as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

19/E

Maribel Navarro-Saenz informed the Court that her present provider had requested a renewal of his medical transportation agreement, with an increase in his rates, to \$12.00, however this was not feasible budgetarily, for the Agency. She was at this time requesting the approval of an agreement with Rio Grande Adult Daycare Center, Inc. at a rate of \$6.75, one-way, from November 1, through December 31, 1993 and a rate of \$7.00, one-way, from January 1 through October 30, 1994. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel, to approve a medical transportation contract with Rio Grande Adult Daycare Center, Inc., as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

During a questions and comments session, J.D. Salinas informed the Commissioners that he had set up a meeting with the Board of Judges for Friday morning, at 7:00 AM, at the Echo Motel, but he was concerned about the 72-hour requirement, regarding the posting of notices. After a brief discussion, it was concurred by the Commissioners, to set up the meeting for Monday, November 1, 1993.

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
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The Honorable Abelardo "Lalo" Arcaute, County Commissioner for Precinct Two, called the Drainage District meeting to order, whereupon the following proceedings were had, to-wit:

ITEM 1. LINE ITEM TRANSFER

After a brief discussion, a motion was made by Commissioner Sanchez, seconded by Commissioner Camarillo, to approve an internal line item transfer of \$33,200.00, from motor vehicles, equipment repairs (#66), drainage ditches and office equipment to equipment repairs (#64) and travel expenses.

MOTION CARRIED.
SEE "EXHIBIT V"

There being no further business to come before the Drainage District, the meeting was adjourned.

MOTION CARRIED.

0153-801

J. Edgar Ruiz
County Judge

Lalo Arcaute
County Commissioner, Precinct #2

Leonard Camarillo
County Commissioner, Precinct #4

ATTEST:

By: Jennifer Castillo, Deputy