

THE STATE OF TEXAS :

0174-043

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 8TH day of NOVEMBER, 1993, after due notice having been given, there was begun and holden, a REGULAR 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:

-----000-----

NOVEMBER 8, 1993

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 making an announcement that there would be a Budget Workshop at 2:00 PM this afternoon with regards to revenues.

## CONSENT AGENDA

=====

## ITEM 1. APPROVAL OF BILLS - County Auditor

General Fund	- #93778 - #94030	- \$659,474.59
Special Revenue Fund	- #92112 - #92377	- \$167,252.39
Debt Service Fund	- # 899	- \$ 1,679.29
Capital Projects Fund	- # 4663 - # 4666	- \$ 14,893.47
Trust and Agency Fund	- # 3755 - # 3779	- \$340,367.84
Enterprise Fund	- # 1649 - # 1661	- \$ 22,911.65

(SEE "EXHIBIT A")

ITEM 2. APPROVAL OF ATTORNEYS' FEES - \$60,327.00  
(SEE "EXHIBIT B")

## ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

- A. Anzaldua's Park - \$9,800.00 - October
- B. Justice of the Peace:
  - 1. Ruben Ramos - \$3,511.37 - October

(SEE "EXHIBIT C")

## ITEM 4. REQUEST FOR VOTING MACHINES:

- A. Hidalgo County Irrigation District No. 2 - 1 machine
- B. United Irrigation District of Hidalgo Co. - 1 machine

(SEE "EXHIBIT D")

## ITEM 5. DECLARE EQUIPMENT SURPLUS:

- A. 1985 - Mercury vehicle - District Attorney
- B. Various automobiles - Sheriff's Department
- C. Various computer equipment - Computer Department

(SEE "EXHIBIT E")

## ITEM 6. INTERNAL LINE ITEM TRANSFERS:

- A. 370th District Court - \$2,000.00
- B. Veterans' Service - \$160.00
- C. Health Department - \$8,000.00
- D. County Wide Shop - \$1,300.00

- E. Pct. #2 - Paved/Unpaved Roads - \$500.00
- F. Extension Service - \$2,434.22 (NO ACTION)
- G. Adult Probation - Boot Camp - \$188.00
- H. Election - \$6,000.00
- I. District Attorney - State Supplement - \$8.68
- J. Sheriff Department - \$4,000.00
- K. Adult Detention Facility - \$5,000.00

(SEE "EXHIBIT F")

ITEM 7. PLANNING DEPARTMENT:

A. Subdivisions:

- 1. El Laurel Subdivision - Pct. #3
- 2. Sunset Ridge Subdivision - Pct. #3
- 3. Santana Garza Subdivision - Pct. #4
- 4. Summerfield Subdivision, Phase II - Pct. #4
- 5. Woodhollow Subdivision, Phase IV - Pct. #4

7/A/1

El Laurel Subdivision is located approximately 800 feet west of Taylor Road on the north side of Pecan Blvd., City of McAllen, Precinct Three.

(SEE "EXHIBIT G")

7/A/2

Sunset Ridge Subdivision is located approximately 2000 feet north of F.M. 495 on the west side of Sharyland Road, City of Mission, Precinct Three.

(SEE "EXHIBIT G")

7/A/3

Santana Garza Subdivision is located approximately 333 feet south of F.M. 1017 on the west side of the County Road, in the rural area of the County, in Precinct Four.

(SEE "EXHIBIT G")

7/A/4

Summerfield Subdivision Phase II is located approximately 225 feet south of Freddy Gonzalez Road, on Summerfield Drive, City of Edinburg, Precinct Four.

(SEE "EXHIBIT G")

7/A/5

Woodhollow Subdivision Phase IV is located on the north east corner of North 23rd Street and Trenton Road, City of McAllen, Precinct Four.

(SEE "EXHIBIT G")

ITEM 8. PERMITS:

- A. North Alamo Water Supply - Pcts. 1 & 4
- B. Sharyland Water Supply - Pcts. 3 & 4
- C. BNP Petroleum Co. - Pct. 3
- D. CP&L - Pct. 3

8/A

In Precinct One, North Alamo Water Supply is requesting a permit for a four inch line in Barbosa Lopez Subdivision; to cross Mile 3 1/2 West with a four inch line 670 feet and 1170 feet south of its intersection with Mile 12 North and to cross Charles Green Road with a two inch line, 1/2 mile east of F.M. 88.

In Precinct Four, North Alamo Water is requesting a permit for

a four inch line along Brushline Road going 500 feet north of F.M. 2812 and to extend a line to Muniz Subdivision.  
(SEE "EXHIBIT H")

8/B

In Precinct Three, Sharyland Water Supply is requesting a permit for a one inch line to cross Inspiration Road 1,200 feet north of the 4 Mile Line.

In Precinct Four, Sharyland Water Supply is requesting to cross Sprague Street with a one inch water line approximately 600 feet east of its intersection with Depot Road.  
(SEE "EXHIBIT H")

8/C

In Precinct Three, BNP Petroleum Co. is requesting a permit for a three inch gas line east from Tom Gill Road along a dedicated County Road running east and west, two miles south of F.M. 2221.  
(SEE "EXHIBIT H")

8/D

In Precinct Three, CP&L is requesting a permit to lay an underground cable to service the Sullivan City Health Clinic.  
(SEE "EXHIBIT H")

The County Judge informed the Court that there would be no action on Item 6/F, with regards to an internal line item transfer for the Extension Service. He then asked the Commissioners if they had any questions and/or comments on any of the remaining items, there being none, a motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, to approve the Consent Agenda, as amended, by deleting the action on 6/F, Extension Service, as No Action.

MOTION CARRIED.  
SEE "EXHIBITS A-H"

REGULAR AGENDA  
=====

ITEM 1. CANVAS ELECTION RESULTS

Florestella Chavez, Elections Administrator, came before the Court to present the results of the November 2, 1993 Constitutional Amendment Election. She stated that a total of 8651 votes were cast, which constituted a percentage of approximately 6%. She then proceeded to announce the result of each amendment, as follows:

Amendment # 1 - Did not pass  
Amendment # 2 - Did not pass  
Amendment # 3 - Did not pass  
Amendment # 4 - Passed  
Amendment # 5 - Passed  
Amendment # 6 - Passed  
Amendment # 7 - Did not pass  
Amendment # 8 - Passed  
Amendment # 9 - Did not pass  
Amendment #10 - Did not pass  
Amendment #11 - Passed  
Amendment #12 - Passed  
Amendment #13 - Passed  
Amendment #14 - Passed  
Amendment #15 - Passed

(11/03/93)

**Amendment #16 - Did not pass**

The County Judge then thanked the public for voting in favor of Amendment #14, which dealt with additional funds for the building of beds for the State prison system and also for mental health and mental retardation. He then mentioned that those amendments that were targeted for business, had actually failed. A motion was then made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the approval of the votes cast and officially canvas the election results for the election that was held November 2, 1993 on sixteen Constitutional Amendments for the State of Texas.

MOTION CARRIED.  
SEE "EXHIBIT I"

**ITEM 2. SELECTION OF DIRECTORS TO SERVE ON HIDALGO COUNTY APPRAISAL DISTRICT BOARD**

Judge Ruiz reminded the Commissioners that a few weeks ago they had passed a resolution nominating Sylvia Ann Reyna Hatton, as the their candidate to serve on the Board of Directors for the Hidalgo County Appraisal District. He then informed the Commissioners of the nominees for this Board, being as follows: Richard A. Garza, who was seeking re-election and was nominated by Edinburg School District; Sylvia Ann Reyna Hatton, a McAllen resident who works for Region I; Alfonzo Ibanez a McAllen resident and present Boardmember of the McAllen Independent School District, who was nominated by McAllen ISD; Amador Requenez who was also seeking re-election and nominated by the La Joya School District; Robert Wallace, a McAllen resident, who was nominated by the City of McAllen and Ruben Yzaguirre, who was nominated by the PSJA Independent School District and was also seeking re-election. The County Judge continued by saying that due to the nomination from the McAllen Independent School District, Mr. Alfonzo Ibanez was already elected, due to the fact that it takes only 835 votes to win. McAllen ISD initially had 920 votes, of which 835 were given to Mr. Ibanez and the remaining 86 votes were cast in favor of Mr. Robert Wallace. Judge Ruiz had a concern that no nominations were made for individuals from the eastern part of the County. He then recommended that the Commissioners' Court rescind their action adopting the resolution nominating Sylvia Ann Reyna Hatton and distribute the the County's votes amongst the five remaining candidates, thus insuring their victory. Commissioner Arcaute then had a question on the procedure to take in rescinding the previous motion and Judge Ruiz stated that he had acquired a legal opinion, from Daniel Boone, who had received a legal ruling saying that "the Commissioners' Court could actually rescind their action and that in effect would have a dual shot." A motion was then made by Commissioner Camarillo, seconded by Commissioner Rosel, to authorize the rescinding of [Commissioners' Court] previous action, two weeks ago, nominating Sylvia Ann Reyna Hatton, to the Appraisal District Election and to distribute 935 votes, of which 5 come from Road District #5 and 930 come from the County, dividing those by four, thus casting 233.75 votes to each of the following: Richard A. Garza, Amador Requenez, Robert Wallace and Amador Yzaguirre.

MOTION CARRIED.  
SEE "EXHIBIT J"

**ITEM 3. APPROVAL OF RESOLUTION - Re: House Bill 763 - District Attorney**

Mr. Rene Guerra, County District Attorney, informed the Court that this resolution would basically allow the District Attorneys' Of-

vice undercover personnel the acquisition of license plates. After a brief discussion, in which it was concurred that a list of the vehicles used under this resolution be kept by both the District Attorney and the Risk Manager, a motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, to authorize the resolution authorizing certain vehicles to carry regular license plates, which are in effect exempt.

MOTION CARRIED.  
SEE "EXHIBIT K"

ITEM 11/C TRANSFER ASSETS FROM PURCHASING DEPARTMENT TO CONSTABLES DEPARTMENT

Judge Ruiz briefed the Court on the issue of the purchase of surplus vehicles by the Constables. He stated that as per previous action of Commissioners' Court, the Constables were now requesting a transfer of these vehicles. He stated that the liability issue had been discussed, which would entail that these vehicles would fall under the liability insurance umbrella of the County of Hidalgo. Mr. Guerra then elaborated that his reason for the request was that the Constables' deputies were holding fundraisers in order to be able to revamp and equip these vehicles so that they can be able to do public service work at a very minimal cost. A brief discussion then ensued on the method of raising monies for these vehicles and Mr. Guerra saw no problem with fundraisers. J.D. Salinas then stated that there were requests from the Constable in Precinct Five and one in Precinct Three and Mr. Guerra added that there were also requests from the Constables in Precincts Two and Four. Commissioner Camarillo then posed a question with regards to the maintenance of the vehicles and Judge Ruiz responded that the vehicles would be under the County of Hidalgo, to be used by the Constables and the County would cover only the insurance, the maintenance of these would be taken care of by the Constables. A motion was then made by Commissioner Rosel, seconded by Judge Ruiz, to authorize the transfer of assets, which are vehicles, from the Purchasing Department to the Constables, as requested by Constable Zamora, Constable Bazan, Constable Alaniz and Constable Cerda.

MOTION CARRIED.  
SEE "EXHIBIT S"

ITEM 4. BUDGET AMENDMENTS:  
A. Jury Script  
B. Adult Detention Center  
C. 332nd District Court

4/A

Judge Ruiz informed the Court that there was a balance due to jurors of approximately \$10,042.12 and there was an average of \$16,000.00 monthly that was actually expended. He was at this time requesting a budget amendment, from the General Fund, of \$27,000.00 for jury. A motion was made by Commissioner Rosel, seconded by Commissioners Camarillo and Sanchez, to approve a budget amendment for juries totaling \$27,000.00.

MOTION CARRIED.  
SEE "EXHIBIT L"

4/B

Judge Ruiz stated that the request for food at the Jail was for \$100,000.00, but the recommendation at this time was for an amount of \$50,000.00. A motion was made by Commissioner Camarillo, sec-

(11/05/93)

ended by Commissioner Arcaute, to approve a budget amendment in the amount of \$50,000.00 for food at the Adult Detention Center.

MOTION CARRIED.  
SEE "EXHIBIT L"

4/C

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to authorize a budget amendment to the 332nd District Court in the amount of \$275.00 for court costs and \$29.41 for advertisements.

MOTION CARRIED.  
SEE "EXHIBIT L"

MOVED TO ITEM #13 AT THE REQUEST OF COMMISSIONER CAMARILLO

ITEM 13. EXECUTIVE SESSION:

- A. Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.072 to discuss the following matter:
1. Discussion & Possible action of property held in trust
  2. Conveyance of a portion of Block 10 of Country Club Place Subdivision

The County Judge and Commissioners went into Executive Session accompanied by Mr. Steve Crain, Acting Legal Counsel, Mr. Ramiro Cantu and Mr. Arturo Guajardo, both from the Law Firm of Calame, Linebarger, Graham & Pena. During this session Ms. Loura Ethire and Lisa Saucedo, Administrative Assistants to the County Judge, were also called in. The Executive Session lasted approximately 35 minutes.

NO ACTION.

ITEM 14. OPEN SESSION:

- A. Discussion & Possible action of property held in trust
- B. Conveyance of a portion of Block 10 of Country Club Place Subdivision

14/A

The County Judge called the Court back into Open Session, after which he explained that this was in regards to some property that was being held in trust, by Irrigation District No. 16. The property in question was seven different parcels of land that are in the area of the Texan Gardens Subdivision, with is approximately northwest of La Joya. He stated that at this time the request was for authority to the Irrigation District No. 16, to place them for sale, they had been foreclosed for lack of payment of taxes. A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to the authorization, as presented.

MOTION CARRIED.  
SEE "EXHIBIT U"

14/B

Judge Ruiz informed the Court that this was in reference to a parcel of land that is owned by the County of Hidalgo which presently has two existing buildings. The two buildings are the Old Granville Hospital and the building presently being used by Texas Tropical Mental Health and Mental Retardation Program. He continued by saying that the County had an interest to sell, bid, donate, give, do away with this property, but in order to do this a series of steps had to be

taken. He stated that authorization needed to be given by Commissioners' Court to do a title search, in order for the title company to give back a report to properly identify what was actually owned and in this way the buildings could be placed with the respective property. He felt that the present map, in his office, was not 100% accurate and that was why he was requesting this search. Judge Ruiz continued by saying that the intent of Commissioners' Court was:

"to authorize a subdivision to be platted, based on that report, in essence, we will attempt to split that property into two parcels of land, all right. Now, we have, we do have a tentative line that we've established, or want to establish but, that may change with the title report, all right. Where the existing building is, of MH/MR, and when we identify that parcel of land, where that building is, the intent is to sell that piece of land, to sell that piece of land, by appraised value. What happens there, is that, the entity that presently housed that facility will seek an appraised value and we will seek an appraised value and from those two appraised values we would negotiate a price. Once Commissioners' Court approves that then we will proceed to the sale. The second parcel of land, which is the southern portion that land is present, the, there is the Granville Hospital there. Once we define that parcel of land and where that hospital is situated, then what Commissioners' Court would then authorize an advertisement for bids, in general, to all the community to actually have an opportunity to bid for that land. That is the only legal way we can do that, alright. We would have two restrictions, on that advertisement. First of all, Hidalgo County would be held harmless of any environmental impact on the land and the building; and two, that we hold a restriction that that present building, which was the ex-Granville Hospital, that it be restored, by the bidder and that bidder has five years to actually restore it. Now, I want to make a distinction between the restoration and renovation; restoration is on the outside, renovation is within the inside. We are addressing the restoration of the building, not necessarily the renovation, okay. That individual, that corporation whomever is high bid will actually have five years to restore, if within those five years that restoration is not completed, then that building would be reverted back to the County of Hidalgo and I would presume, any monies that were bid, would have to be returned, or some agreement thereof."

The County Judge stated that this was the intent of Commissioners' Court and then he asked Commissioner Camarillo if he agreed to this. Commissioner Camarillo stated that he did and he made a motion, which was seconded by Commissioner Sanchez, for sake of discussion. He added that for the last thirty days he had been meeting with several groups of people, who were interested in this property. He said that the Hospital Board was under a major renovation of their facility and some of the boardmembers had come to him with a request to donate the land and the building, so that the hospital would be able to continue their expansion program. During these discussions, he had also been approached by the Historical Commission, to consider the restoration of the building and he felt that this was the correct approach to take. The County Judge then reiterated that the immediate action would be to acquire a title search to provide a report and authorize the subdividing of this land and there being a motion and a second, to this effect, it carried unanimously.

MOTION CARRIED.  
SEE "EXHIBIT U"

Judge Ruiz then stated that there would be continuing discussions, between the County, the City of Edinburg, the Hospital Authority Board and MH/MR.

ITEM 5. COMPUTER DEPARTMENT:

A. Authorization & Approval to appropriate insurance reimbursement check

Pete Rivera, Systems Administrator, came before the Court requesting the appropriation of an insurance reimbursement check that had been received for the damage that had been caused at the Sheriff's Department, earlier this year. The amount of the check was \$93,105.70 and this included the \$1,000.00 deductible. The request for the appropriation was as follows: \$50,981.95, for additional equipment, \$1,500.00 for telephone and \$40,623.75 to reimburse the General Fund for a budget amendment that had been requested, earlier this year. The County Judge asked Mr. Rivera if all the equipment that had been damaged had been replaced and the response was that only the basic equipment that was needed to get the Sheriff's Department "up-and-running", had been replaced and they had been awaiting this check to replace the remainder of the equipment. After further discussion, Mr. Rivera stated that all that was lacking was eight pieces of equipment, those being three terminals, one UPS, one Personal computer, two multi-port ports and the microwave system. Judge Ruiz then requested a list of the damaged property, a list of what was surplus, a list of what had been purchased and a list of what is proposed to be purchased; all these to include the cost of each item. The County Judge then requested that this item be TABLED until this information could be accumulated and a motion was made by Commissioner Arcaute, seconded by Commissioner Rosel, to TABLE this item.

MOTION CARRIED.  
SEE "EXHIBIT M"

ITEM 6. REQUEST TO ADVERTISE FOR BIDS:

A. Medicine for Health Department

A motion was made by Commissioner Arcaute, seconded by Commissioners Sanchez and Rosel, to authorize the advertising for bids for the purchase of fourteen gallons of Syrpalta and one thousand 8 oz. amber bottles; bid opening December 1, bid award December 7th.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 7. APPROVAL TO ACCEPT DONATION TO GENERAL FUND & COMMUNITY CORRECTIONS - Boot Camp - Adult Probation

Joe Lopez, Adult Probation Director, came before the Court requesting acceptance of a donation of \$500.00, from the Law Firm of Thornton & Summers, for the purchase of a refrigerator for the Adult Probation staff lounge. Mr. Lopez explained that the cost of the refrigerator which was being proposed to be bought was \$544.88, with the additional \$44.88, being donated by District Judge Homer Salinas. He was asking that, as per the County Auditor, these monies be put in the General Fund, so that they could make the purchase. A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to accept two contributions, to the General Fund, for the use of the Adult Probation staff lounge.

tion; one donation from the Law Firm of Thornton & Summers, of \$500.00 and another donation from the Honorable District Judge Homer Salinas, for \$44.88.

MOTION CARRIED.  
SEE "EXHIBIT O"

Mr. Lopez explained that this next request was in reference to the Boot Camp. He stated that the Border Patrol Station, in Merced, had donated some surplus items, which included 712 long-sleeve shirts, 725 fatigue-type pants, 50 ponchos, 103 canteen pouches, 99 belts, four jackets, 9 belt packs and 15 blankets. Mr. Lopez added that he took it upon himself to call the various vendors for these types of items and estimated that the approximate cost for these items was \$16,820.00, all of which were brand new. A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to accept the contribution by the Border Patrol/U.S. Government, for surplus items, to include garments, shirts, pants, canteens, belts, jackets, etc. (NOTE: As part of his motion, Commissioner Camarillo requested that a letter of gratitude be sent to this agency for their generous donation.)

MOTION CARRIED.  
SEE "EXHIBIT O"

ITEM 8. RESOLUTION AUTHORIZING AND APPROVING THE CREATION OF THE DELTA AREA FACILITY CORPORATION AND APPOINTING ITS DIRECTORS

Judge Ruiz explained that this item had been on the agenda previously and the intent had been to possibly seek funding for a prison facility to be built in the Delta area, primarily north of Edcouch, for the housing of federal detainees, while they are awaiting trial. He added that this issue had been discussed in length, both in workshop and in Commissioners' Court and he felt that many of the same questions still remained. The County Judge stated that he had discussed this item with the present Facilities Corporation and they felt the creation of this new facility corporation would in no way hinder them or be competitive. Judge Ruiz continued by saying that he was at this time recommending this resolution, authorizing and approving the creation of a non-profit corporation, to act on behalf of Hidalgo County. Included in this resolution was the appointment of the boardmembers and alternates, most of which were in the audience. The Boardmembers would be Lucio Duque, Gregorio Madrigal, Santiago Garcia, Jorge Salinas, Porfirio Guerrero, Carlos Perez, Robert Garate; and the alternates would be Oscar Maldonado, Ramiro Rosas, Espiridon Jackson, Israel Medrano, Miguel Vallejo, David Alaniz and Mario Reyna, all of which reside and are members of the Delta area community. Commissioner Camarillo then asked if they would be competing for the same funds and Judge Ruiz stated that they would not necessarily be competing, but they would in essence give the County two opportunities to seek those funds. Commissioner Rosel then commented that there would be three opportunities, due to the fact that he was also getting calls from people, in this area, interested in this endeavor, after which the County Judge stated that he was not endorsing anyone and all he was requesting was for the creation of this corporation and that the County would see its operation, as a form and make negotiations with the U.S. Marshall, also they would not be prohibiting the present Facilities Corporation, from doing the same and lastly "as far as \$5 million of savings to the [taxpayer]" he felt that that was disproven. Commissioner Sanchez then stated that he felt that the only thing that this Commissioners' Court would be endorsing was giving these people the opportunity to go out and seek what they can, in order "to serve the needs of that area, as far as, economic development" which he felt had always been the basis for this corporation. Commissioner Camarillo then stated that the term "endorsing" was inappropriate and Commissioner Rosel continued his argument by saying that if

(11/20/94)

this facility could be a benefit to the taxpayers of this County then this should be pursued by the County. He also felt that the County was lending their credit rating, to this corporation, to seek this facility and the County Judge stated that he did not think they were. Judge Ruiz continued by saying that if there was some liability to the County then at that point the County would come back and make a decision on that issue. A motion was then made by Commissioner Arcaute, seconded by Commissioner Sanchez, to approve the resolution authorizing the creation of a non-profit corporation to act on behalf of Hidalgo County, Texas, which includes the naming of the boardmembers and its alternates.

MOTION CARRIED. (THE COUNTY JUDGE AND COMMISSIONERS CAMARILLO, SANCHEZ SEE "EXHIBIT P" AND ARCAUTE VOTED IN FAVOR OF THE MOTION, COMMISSIONER ROSEL VOTED AGAINST THE MOTION)

- ITEM 9. J.D. SALINAS, Projects Coordinator:
- A. Discussion and possible appointment of Architect & Engineer for Delta Lake Park Project
  - B. Discussion & Possible action to negotiate Lease with Delta Lake Irrigation Board
  - C. Discussion & Possible action on submittal of Grant Application to Texas Parks & Wildlife Department

Judge Ruiz informed the Court that this was in reference to the Delta Lake Park. He stated that the intent at this time was to appoint an architect and engineer to assess and evaluate the County's negotiations with the Delta Lake Irrigation Board and also to submit an application to the Texas Parks and Wildlife, to reopen the park and make improvements. He stated that the request was to appoint Ed Alcocer, as the architect, and Melden & Hunt, as the engineers were Melden & Hunt. Commissioner Sanchez then inquired if there had been any changes since this had been brought before Commissioners' Court previously and Mr. Salinas responded that there had not. Judge Ruiz then added that the irrigation district had already mentioned their terms, Commissioners' Court had refused those terms previously and he felt that this park had been closed for too long and with the upcoming influx of tourism it was economically feasible that this park be opened. He also felt that it, the park, was in need of improvement and therefore they would be applying to the Texas Parks and Wildlife for further improvements. Commissioner Camarillo asked what the need of an architect was for and Judge Ruiz responded that the architect was needed to design "some safety and recreational equipment within the facility". He continued by saying that the engineer would primarily be needed to define the land and take some aerial pictures so that the application could be more accurate. Commissioner Rosel then asked where the funds for these costs would be coming from and the County Judge replied that it would be coming from the Parks Fund. J.D. Salinas then stated that there were two dates in which the application could be submitted, one was January 31st, 1994 and the other was July 31st, 1994. A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to authorize the negotiation of the lease with Delta Lake Irrigation Board, to authorize the appointment of Mr. Ed Alcocer as architect and Melden & Hunt as engineers, to properly assess the Delta Lake park project and, based on those two decisions, to authorize the submittal of a Parks and Wildlife application to improve the park.

MOTION CARRIED.  
SEE "EXHIBIT Q"

- ITEM 10. PCT. #4:
- A. Accept contribution from Carranza Family for paving of

Texas Road  
 B. Accept contribution from Araceli Saenz for paving of Lomita Road

Commissioner Camarillo explained that during the paving of Texas Road, there was a very small subdivision that was also in the vicinity. The owners of this subdivision paid for all the blacktop and for this they had donated \$2,939.00. Also, while the paving of the Lomita Road, there was a subdivision which also led to this road and Ms. Araceli Saenz had donated \$4,000.00 for the paving of the road within this subdivision. He then made a motion, which was seconded by Commissioners Rosel and Sanchez, to accept contributions, to be appropriated to Precinct Four's Road and Bridge Fund, from the Carranza Family, who contributed for the improvements along Texas Road and Araceli Saenz, for Texas Road.

MOTION CARRIED.  
 SEE "EXHIBIT R"

ITEM 11. PURCHASING DEPARTMENT:

- A. Request to Advertise:
  - 1. Crushed Caliche - Pcts. 1, 2 & 4
  - 2. Cold mix - Hidalgo County
  - 3. Lubricants - Hidalgo County
- B. Reconsider bid award on Hot-mix - Pct. 2

11/A/1

A motion was made by Commissioner Sanchez, seconded by Commissioner Arcaute, to authorize the advertising for bids for the purchase of crushed caliche, in Precincts One, Two and Four; bid opening December 1st, bid award December 7th. (NOTE: Bid will be for one year.)

MOTION CARRIED.

11/A/2

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize the advertisings for bids for the purchase of cold mix, County Wide, for a period of one year; bid opening December 1st, bid award December 7th.

MOTION CARRIED.  
 SEE "EXHIBIT S"

A discussion then ensued regarding convenience as far as locations of these plants and the County Judge recommended that only one advertisement be placed, for all precincts, with the stipulation that each precinct will choose which bid is most advantageous to their areas.

11/A/3

A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to authorize the advertising for bids for the purchase of lubricants, for a period of one year, for the County of Hidalgo; bid opening December 1st, bid award December 7th.

MOTION CARRIED.  
 SEE "EXHIBIT S"

11/B

Mary Maldonado, Purchasing Agent, explained that on the awarding of the hot mix, for Precinct Two, there had been an oversight, by her department. The location of the pit for Frontera Materials, was in McAllen and not in Weslaco, as had originally been stated. She continued that the bid had originally been awarded to Valley Caliche, but

(11/00/93)

the bid most advantageous to Precinct Two was Frontera Materials. A motion was then made by Commissioner Arcaute, seconded by Commissioner Sanchez, to rescind the action awarding bid for Precinct Two and Four for the purchase of hot mix, from Valley Caliche Products and award, for any purchase of Precinct Four, for hot mix, to Valley Caliche Products at \$22.00 per ton and any hot mix purchase from Precinct Two to be bought from Frontera Materials, out of McAllen, at \$22.50 per ton.

MOTION CARRIED.  
SEE "EXHIBIT S"

ITEM 12. URBAN COUNTY:

- A. City of Palmview - Construction Contract Award
- B. Pct. #4 - Year 6 - Street Improvements
- C. Approval of Bills

12/A

Jaime Sandoval, from the Urban County Department, informed the Court that the City of Palmview was requesting permission to enter into a construction contract with Mission Paving Co., for street improvements in the City of Palmview. It called for the reconstruction of La Homa Road, from Highway 83 south to the Edinburg Main Canal and the construction contract amount was \$24,557.00. A motion was made by Commissioner Rosel, seconded by Commissioner Arcaute, to award bid to Mission Paving Co., in the contractual amount of \$24,557.00; these are for improvements of roads, for the City of Palmview, County of Hidalgo.

MOTION CARRIED.  
SEE "EXHIBIT T"

12/B

Mr. Sandoval explained that the Precinct Four Project Engineer was requesting permission to advertise for paving approximately 2.8 miles of Alberta Road, from U.S. Hwy. 281 to Alamo Road. A motion was made by Commissioner Camarillo, seconded by Commissioner Rosel to authorize the advertising for bids for the street improvements to be done on Alberta Road, which is approximately 2.8 miles between U.S. 281 and Alamo Road; bid opening December 1st, bid award December 7th.

MOTION CARRIED.  
SEE "EXHIBIT T"

12/C

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to approve the 1991 Urban County bill #5339 in the amount of \$1,127.00; the 1993 Urban County bills #5340 and #5341 totaling \$6,079.50; the HOME Program bills #5342 thru #5344 totaling \$15,000.00; the Colonia I-A Program bills #5345 thru #5347 totaling \$72,980.88 and the Colonia II Program bill #5348 in the amount of \$27,812.64. The total Urban County memorandum to be approved is in the amount of \$123,000.02.

MOTION CARRIED.  
SEE "EXHIBIT T"

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

MOTION CARRIED.

DRAINAGE DISTRICT  
\*\*\*\*\*

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

ITEM 1. LINE ITEM TRANSFER

A motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, to authorize a line item transfer totaling \$16,194.45 from Machinery & Equipment and Main Drain/Ditches, to Flood Control, Contractual Services and Legal fees.

MOTION CARRIED.  
SEE "EXHIBIT V"

There being no further business to come before the Drainage District, a motion was made by Commissioner Arcaute, seconded by Commissioner Sanchez, that said meeting be hereby adjourned.

MOTION CARRIED.

A motion was then made by Commissioner Sanchez, seconded by Commissioner Camarillo, to rescind the adjournment of the Drainage District meeting.

MOTION CARRIED.

Judge Ruiz informed the Court that the Appraisal District had designated that Drainage District No. 1 had 270 votes to be cast for the Board of Directors. He stated that these 270 votes would be divided by four, thus giving 67.50 votes each to Richard A. Garza, Amador Requenez, Robert Wallace and Ruben Izaguirre. A motion was then made by Commissioner Arcaute, seconded by Commissioner Camarillo, to cast their votes, as presented.

MOTION CARRIED.

Judge Ruiz then requested that this item be placed on next week's agenda for ratification.

There being no further business, a motion was made by Commissioner Rosel, seconded by Commissioner Camarillo, to adjourn Drainage District No. 1 meeting.

MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME

BEFORE SAID COURT, the meetings of the Commissioners' Court and the Drainage District were hereby adjourned.

J. Edgar Ruiz  
County Judge

Samuel Sanchez  
County Commissioner, Precinct #1

Lalo Arcaute  
County Commissioner, Precinct #2

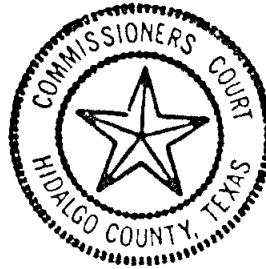
Juan Rosel  
County Commissioner, Precinct #3

Leonard Camarillo  
County Commissioner, Precinct #4

Dated this 8TH day of NOVEMBER, 1993.

ATTEST:

WILLIAM R. LEO, County Clerk  
Hidalgo County, Texas



By: JTC  
Jennifer Castillo, Deputy