

James

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on MONDAY, MARCH 14, 1994 at 9:30 A.M. in the Commissioners' Courtroom of the Administration Building, Edinburg, Hidalgo County, Texas, discussion and possible action relating to the following business will be transacted:

NOTICE TO THE PUBLIC

CONSENT AGENDA

The following items are of a routine or administrative nature. The Commissioners' Court has been furnished with background and support on each item, and/or it has been discussed at a previous meeting. All items will be acted upon by one vote without being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon. The remaining items will be adopted by one vote.

1. Approval of Minutes - January 25, 1994
2. Approval of Bills - County Auditor
3. Approval of Monthly Fee Reports:

A. Justice of the Peace:

1. Adan Caballero	- \$ 3,456.00	- February
2. Rosa E. Trevino	- \$ 8,788.52	- " "
3. Esperidion Jackson	- \$ 3,284.50	- " "
4. Ruben Ramos	- \$ 8,694.67	- " "
5. Jesus Morales	- \$ 4,521.00	- " "

B. D. A. Processing Fee:

I. Receipts:

A. Total Restitution this month	- \$ 66,244.07
B. Total Processing this month	- \$ 12,874.03
C. Total Merchant Fees this month	- \$ 7,615.00
D. Total overpayment this month	- \$ 35.13

II. Disbursements:

A. Total Restitution this month	- \$ 66,244.07
B. Total Processing this month	- \$ 12,874.03
C. Total Merchant Fees this month	- \$ 7,615.00
D. Total overpayment this month	- \$ 35.13
E. Total interest earned on checking account this month	- \$ 0.00
F. Total reissue checks disbursed this month	- \$ 316.72

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HIDALGO COUNTY JUDGE

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CONTINUATION

III. Money received from Adult Prob. toward
processing fees and paid directly to
the Hid. Co. Treasurer - \$ 435.00

4. Approval of Voting Machines:

- A. City of Elsa - 4 machines
- B. Monte Alto I.S.D. - 1 machine
- C. Sharyland I.S.D. - 3 machines
- D. Progreso I.S.D. - 2 machines
- E. La Villa I.S.D. - 2 machines
- F. City of Donna - 4 machines
- G. Memorial High School - (Student Council) 4 machines
- H. Mercedes I.S.D. - 4 machines

5. Planning Department:

A. Subdivisions:

- 1. Bebo Industrial Park Subdivision - Pct. #2
- 2. Crosspointe Subdivision - Pct. #2
- 3. Los Ebanos Phase IV Subdivision - Pct. #2
- 4. Renaissance Pointe Subdivision - Pct. #2
- 5. McManus Subdivision - Pct. #3
- 6. Lots 5a Block 10, Cimarron Country Club Phase I
Section II - Pct. #3
- 7. First Valley Bank Subdivision - Pct. #4
- 8. San Benito Bank & Trust No.1 Subdivision - Pct. #4
- 9. Lots 1 thru 20 Top Shell Subdivision - Pct. #4

6. Internal Line Item Transfers:

- A. J.P. Pct. #3, Pl. #1 (Arnaldo Corpus)
- B. 370th District Court
- C. County Treasurer
- D. Juvenile Probation - State Funds
- E. Juvenile Probation - State Funds
- F. Juvenile Probation - State Funds
- G. Juvenile Probation - General fund
- H. District Clerk
- I. Tax Office
- J. Adult Probation - Boot Camp
- K. Adult Probation - Performance Reward
- L. D.P.S.
- M. Landfill

7. Permits:

- A. Valero Transmission L.P. - Pct. #3

Dated this the 10th day March, 1994.



Jenny

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE
NOTICE

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1. Executive Session:

Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.071 to discuss the following matter:

A. Litigation:

1. Casso vs. Carrasco

2. Open Session:

A. Litigation:

1. Casso vs. Carrasco

3. Resolution declaring March 22, 1994 as American Diabetes Alert

4. Discussion & action on adoption of Civil Service

5. Blanket Authority for Private Civil Process Servers

6. Authorization to consider authorizing the creation of a Private Non-profit Corporation

7. Consideration for establishing a policy for refund of Building Permit Fees

8. Sheriff's Department:

A. Budget appropriation:

Acct. # 4-104-421-100.86 - Investigation Fund - \$ 3,275.20

B. Appropriation of budget amendment for jail nurse

9. Buildings and Grounds:

A. Declare repairs emergency and authorization to pay bill

10. Vona Walker, Director - Right of Way:

A. Authorization to enter into interlocal cooperation agreement with the City of Edinburg



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HIDALGO COUNTY JUDGE

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11. Health Department:
 - A. Approval of contract for Family Planning Service
 - B. Approval of Tuberculosis Elimination Division Grant attachment No. 3 & No. 4
 - C. Consideration & approval of RN Certified Nurse mid-wife increase

12. J. D. Salinas - Project Coordinator:
 - A. Authorization to submit grant application to Texas Narcotic Control Program - Hidalgo County Drug Impact Court
 - B. Authorization to enter into Interlocal Agreement with City of San Juan and Texas Parks and Wildlife
 - C. Authorization to enter into Interlocal Agreement with City of Edinburg Recycling Center

13. Purchasing Department:
 - A. Award Bids:
 1. Landfill Service - Hidalgo County
 2. Computer Equipment - HIDTA

14. Approval of Budget Amendment:
 - A. Court Reporter's Fees - Indigent

15. Planning Department:
 - A. Subdivision:
 1. Kenwood Estates Subdivision - Pct. #3
 2. Vista Bonita Subdivision No. 2 - Pct. #4
 - B. Preliminary Plat Approval:
 1. Los Corrales De Leal Acres Subdivision - Pct. #3

16. Urban County:
 - A. City of Alamo - Engineering Contract Award
 - B. City of La Villa - Water Improvements Bid Award
 - C. City of San Juan - Award bids for expansion of Fire Dept.
 - D. Home - "First time Homebuyer Contract Agreements & letter of commitment to mortgage company
 - E. Designation of Community Housing Development Organizations under the HOME Program & approval to enter into contract with South Texas Rural Development Corporation as a sub-grantee for the County's HOME Program
 - F. Approval of check signing policy
 - G. Declaration of National Community Development Week
 - H. Approval of bills

Dated this the 10th day of March, 1994

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HIDALGO COUNTY JUDGE
NOTICE

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DRAINAGE DISTRICT

1. Consideration of Budget for Re-submittal to Texas Natural Reserve Conservation Commission - Solid Waste Enforcement Program

Dated this the 10th day of March, 1994.

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 14TH day of MARCH, 1994, 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:

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

CONSENT AGENDA
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ITEM 1. APPROVAL OF MINUTES - January 25, 1994

ITEM 2. APPROVAL OF BILLS - County Auditor

General Fund	- #97255	- #97476	- \$7,643,787.66
Special Revenue Fund	- #96061	- #96269	- \$ 767,945.79
Capital Projects Fund	- # 4700	- # 4701	- \$ 167,403.00
Trust and Agency Fund	- # 3997	- # 3999	- \$ 184,709.88
Enterprise Fund	- # 1805	- # 1806	- \$ 75.64

(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

A. Justice of the Peace:

1. Adan Caballero - \$3,456.00 - February
2. Rosa E. Trevino - \$8,788.52
3. Esperidion Jackson - \$3,284.50
4. Ruben Ramos - \$8,694.67
5. Jesus Morales - \$4,521.00

B. D.A. Processing Fee:

I. Receipts:

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D. Total overpayment this month	- \$35.13
E. Total interest earned on checking account this month	- \$0.00
F. Total reissue checks disbursed this month	- \$316.72

III. Money received from Adult Probation
toward processing fees and paid di-
rectly to the Hid. Co. Treasurer - \$435.00

(03/14/94)

(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF VOTING MACHINES:

- | | |
|--|--------------|
| A. City of Elsa | - 4 machines |
| B. Monte Alto I.S.D. | - 1 machine |
| C. Sharyland I.S.D. | - 3 machines |
| D. Progreso I.S.D. | - 2 machines |
| E. La Villa I.S.D. | - 2 machines |
| F. City of Donna | - 4 machines |
| G. Memorial High School (Student Council | - 4 machines |
| H. Mercedes I.S.D. - 4 machines | |

(SEE "EXHIBIT C")

ITEM 5. PLANNING DEPARTMENT:

A. Subdivisions:

- | | |
|--|-----------|
| 1. Bebo Industrial Park Subdivision | - Pct. #2 |
| 2. Crosspointe Subdivision | - Pct. #2 |
| 3. Los Ebanos Phase IV Subdivision | - Pct. #2 |
| 4. Renaissance Pointe Subdivision | - Pct. #2 |
| 5. McManus Subdivision | - Pct. #3 |
| 6. Lots 5A Block 10, Cimarron Country Club
Phase I Section II | - Pct. #3 |
| 7. First Valley Bank Subdivision | - Pct. #3 |
| 8. San Benito Bank & Trust No. 1 Subdivision | - Pct. #4 |
| 9. Lots 1 thru 20 Top Shell Subdivision | - Pct. #4 |

5/A/1

Bebo Industrial Park Subdivision is located approximately 1/4 mile east of Jackson Road, on the south side of U.S. 281, or Old Military Road, City of Pharr, Precinct Two.
(SEE "EXHIBIT D")

5/A/2

Crosspointe Subdivision is located approximately 600 feet south of Minnesota on the west side of McColl Road, City of McAllen, Precinct Two.
(SEE "EXHIBIT D")

5/A/3

Los Ebanos Phase IV Subdivision is located approximately 1/4 mile east of U.S. 281, on the south side of Anaya Road, City of Pharr, Precinct Two.
(SEE "EXHIBIT D")

5/A/4

Renaissance Pointe Subdivision is located on the north-

(03/14/94)

3

east corner of E. Jackson Avenue and East Expressway 83, City of McAllen, Precinct Two.
(SEE "EXHIBIT D")

5/A/5

McManus Subdivision is located approximately 1/4 mile south of U.S. Highway 83, on the east side of Shary Road, City of Mission, Precinct Three.
(SEE "EXHIBIT D")

5/A/6

Lots 5A Block 10, Cimarron Country Club Phase I Section II is located on the south side along Rio Grande Drive, City of Mission, Precinct Three.
(SEE "EXHIBIT D")

5/A/7

First Valley Bank Subdivision which is located approximately 150 feet east of 2nd Street on the north side of Nolana Avenue, City of McAllen, Precinct Four.
(SEE "EXHIBIT D")

5/A/8

San Benito Bank & Trust No. 1 Subdivision is located approximately 502 feet south of S.H. 107, on the east side of Sugar Road, City of Edinburg, Precinct Four.
(SEE "EXHIBIT D")

5/A/9

Lots 1 thru 20 Top Shell Subdivision is located approximately 950 feet south of Wisteria Street, on North 10th Street, City of McAllen, Precinct Four.
(SEE "EXHIBIT D")

ITEM 6. INTERNAL LINE ITEM TRANSFERS:

- A. J.P. Pct. #3, Pl. #1 (Arnaldo Corpus) - \$75.00
- B. 370th District Court - \$7,500.00
- C. County Treasurer - \$50.00
- D. Juvenile Probation - State Funds - \$550.00
- E. Juvenile Probation - State Funds - \$2,200.00
- F. Juvenile Probation - State Funds - \$1,500.00
- G. Juvenile Probation - General Funds - \$370.00
- H. District Clerk - \$11,896.20
- I. Tax Office - \$6,100.00
- J. Adult Probation - Boot Camp - \$2,000.00
- K. Adult Probation- Performance Reward - \$500.00
- L. D.P.S. - \$530.00
- M. Landfill - \$10,501.00

(SEE "EXHIBIT E")

(03/14/94)

ITEM 7. PERMITS:

A. Valero Transmission L.P. - Pct. #3

7/A

In Precinct Three, Valero Transmission L.P. is requesting a permit for a six inch gas line to cross an extension of F.M. 681, south of F.M. 490.

(SEE "EXHIBIT F")

The County Judge asked the Commissioners if they had any questions and/or comments on any of the items on the Consent Agenda, there being none, a motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the Consent Agenda, as presented.

MOTION CARRIED.

SEE "EXHIBITS A-F"

REGULAR AGENDA

=====

ITEM 3. RESOLUTION DECLARING MARCH 22, 1994, AS AMERICAN DIABETES ALERT

Dr. Maria C. Alen, MD. came before the Court presenting this resolution for approval. A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve the resolution, as presented.

MOTION CARRIED.

SEE "EXHIBIT H"

ITEM 1. EXECUTIVE SESSION:

A. Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.071 to discuss the following matter:

1. Litigation:

a. Casso vs. Carrasco

The County Judge and Commissioners went into Executive Session accompanied by Travis Heister, the County Legal Counsel, and Pete Benavides, the Attorney for the Plaintiffs'. The Executive Session lasted approximately forty-five minutes.

NO ACTION.

ITEM 2. OPEN SESSION:

A. Litigation:

1. Casso vs. Carrasco

Judge Ruiz explained that the Commission had discussed this issue, in Executive Session, and No Action will be taken, at this time.

NO ACTION.

SEE "EXHIBIT G"

ITEM 4. DISCUSSION & ACTION ON ADOPTION OF CIVIL SERVICE

The County Judge briefed the Commissioners and told them that previously they had been petitioned to implement a civil service program, and this Commissioners' Court had rejected the voluntary implementation of civil service, twice. He then added that the formal process at this time was to call for an election, this to be held on May 7, 1994. He then asked the Commissioners if they would like to take a formal vote on the "voluntary" adoption of civil service, in order to avoid the expense of this election. A motion was then made by Commissioner Arcaute and seconded by Judge Ruiz, for the sake of a vote.

MOTION DIED. (COMMISSIONER ARCAUTE AND THE COUNTY JUDGE VOTED FOR THE MOTION, COMMISSIONERS CAMARILLO, ROSEL AND SANCHEZ VOTED AGAINST THE MOTION.)

Judge Ruiz then entertained a motion to call for an election to give the county residents the opportunity to vote for or against the implementation of civil service, in County government. This election to be held on May 7, 1994. Upon a motion by Commissioner Rosel and a second by Commissioner Sanchez, it carried unanimously.

MOTION CARRIED.

ITEM 5. BLANKET AUTHORITY FOR PRIVATE CIVIL PROCESS SERVERS

Travis Heister informed the Court that there had been an attempt to try to minimize the involvement of the Sheriff's Department, in having to serve civil process papers. He added that one of the concerns of some of the members of this Court, was to try to get the Sheriff's deputies out on patrol, instead of serving papers. He said that they had

studied several counties, and they had come to the conclusion that they could use civil process service, through the use of a blanket order, from the District Judges, authorizing a private civil process server to make an application, from the Court. Mr. Heister stated that they had suggested this to the Board of Judges and they had adopted this process. The County Judge then clarified that this would only entail civil papers, not criminal papers. He then mentioned that Sheriff Brig Marmolejo was in the audience and he told him that this did not mean that he would have to move these deputies into patrolling, right away, but that it would have to be gauged accordingly. The Sheriff then stated that he felt that this was "just a campaign promise", that it would take revenue away from the County and he was against it. After a brief discussion, Judge Ruiz told the Sheriff that the reason that this was being done was to put more people out on patrol and the Sheriff responded that that would not improve the service. Commissioner Rosel then stated that the main issue had nothing to do with budgets, but with security. The discussion then continued with regards to how this would affect the service by the Sheriff's Department, both in the serving of papers and patrol. A motion was then made by Commissioner Rosel and seconded by Commissioner Sanchez, to accept the blanket for private civil process. Travis Heister then stated that action did not have to be taken, because it was already being order by the Board of Judges and Judge Ruiz stated that if this Commissioners' Court did not approve this then they had a responsibility "to send a message to the District Judges saying 'we don't want this because it's going to reduce revenue'".

MOTION CARRIED. (COMMISSIONERS SANCHEZ, ROSEL AND CAMARILLO VOTED
SEE "EXHIBIT I" FOR THE MOTION, COMMISSIONER ARCAUTE ABSTAINED AND
JUDGE RUIZ STATED THAT HE WAS AGAINST THE MOTION.)

ITEM 6. AUTHORIZATION TO CONSIDER AUTHORIZING THE CREATION OF A PRIVATE NON-PROFIT CORPORATION

Commissioner Rosel indicated that this was a request from some residents from La Joya, who were requesting to be named a private non-profit corporation. The reason for the request is due to it being in conjunction with a Federal detention center, that is to be built in this area. He added that this was similar to the request by the Delta Area Facility Corporation. Commissioner Arcaute then reminded him that some questions had been raised when the latter had been up for approval and he asked that Commissioner Rosel voice those questions. Commissioner Rosel then stated that he had brought up those concerns and they had to do with him saying that he felt that this Commissioners' Court should not recognize them, because if there were some federal monies out there then they should be pursued by the County. He also added that he had voted against that endeavor, due to the County already having a Detention Facilities Corporation. He continued by saying that Commissioner Arcaute had at that time said that it did not matter how many non-profit facility corporations were in place, because "there was no problem

with numbers". Commissioner Rosel then said that the reason he was bringing this matter before the Court was to give them the same opportunity, that the Delta Area Facility Corporation had. Judge Ruiz then asked Commissioner Rosel if he had any concerns with the request and Commissioner Rosel answered that he had the same concerns, as before, but he felt that they should have an equal chance. A motion was then made by Commissioner Rosel and seconded by Commissioner Camarillo, to authorize the Articles of Incorporation of the La Joya Area Detention Facility Corporation, as presented.

MOTION CARRIED. (COMMISSIONER ARCAUTE VOTED AGAINST THE MOTION)
SEE "EXHIBIT J"

ITEM 7. CONSIDERATION FOR ESTABLISHING A POLICY FOR REFUND OF BUILDING PERMIT FEES

Steve Austin, the County Auditor, reported that last year there were approximately fifty-two items that required refunds, totaling almost \$1,000.00, with regards to National Flood Insurance permits, the Sanitation Inspection fees and the monies that are collected for the State. He stated that this was due to individuals eventually deciding not to subdivide or those who did not go through with the full requirements, as per the Subdivision regulations, after a certain time. He added that a concern was brought up to him regarding the fact that there was no specific policy with respect to these types of refund requests. Mr. Austin mentioned that he had sent letters to the County Judge's Office on several occasions regarding the adoption of some sort of policy for these refunds. His main concern was that a portion of these fees were forwarded to the State, on a monthly basis, and this is where the problem was. Roy Tijerina, from the Sanitation Department, went into a brief explanation, of the types of circumstances which required refunds. Mr. Austin then stated that his request at this time was to implement a policy, in order to establish if a permit that was issued six months ago would qualify for a refund. Judge Ruiz then read from a State statute and he recommend that they follow the same procedures, as the State. After further discussion, a motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to adopt a policy that after 180 days a permit is void, and no refund can be approved, even though there has been any activity, however, within 180 days they can, and refunds should be given appropriately.

MOTION CARRIED.
SEE "EXHIBIT K"

The discussion then continued with Commissioner Arcaute stating that there should be a standard format and the County Judge recommended that this policy should be reflected on the permit itself. Steve Austin then stated, for clarification that this policy was for National Flood permits, Sanitation Inspection fees and the State fees.

(03/14/94)

ITEM 8. SHERIFF'S DEPARTMENT:

A. Budget appropriation:

1. Acct. #4-104-421-100.86 - Investigation Fund - \$8,275.20

B. Appropriation of budget amendment for jail nurse

8/A

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to approve the appropriation of \$8,275.20, to Object 86, these are confiscated funds, seized on March 8, 1993.

MOTION CARRIED.

SEE "EXIHBIT L"

8/B

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to authorize the setting of salary for the registered nurse, at the County Jail, at \$32,000.00.

MOTION CARRIED.

SEE "EXHIBIT L"

ITEM 9. BUILDINGS AND GROUNDS:

A. Declare repairs emergency and authorization to pay bill

Raul Hernandez, the County Superintendent, came before the Commissioners' Court requesting that the repairs of the air conditioner at the Courthouse be declared an emergency, in order to be able to pay this bill, of \$12,000.00. The County Judge asked him if they went out for quotes on this and Mr. Hernandez responded that at the time he had called Texas Cooling Tower Company, from San Antonio, who were not available at that time; Valley Armature Electric, from McAllen, who had stated that it would take about three to four weeks to complete the repair; York Air Condition, who stated that they would not be able to handle the job, but who did recommend, Roy C. Garret, Inc., who did the repairs in three days. Judge Ruiz then clarified that Mr. Hernandez did go out for quotes, however he could not have the repair done within a time limitation and/or because of lack of parts. A motion was then made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize a declaration of emergency, and exempting it from the bidding procedure, to repair the cooling and heating system at the Courthouse and authorize a payment of \$12,000.00 to Roy C. Garret, Inc.

MOTION CARRIED.

SEE "EXHIBIT M"

ITEM 10. VONA WALKER, Director - Right of Way:

A. Authorization to enter into interlocal cooperation agreement with the City of Edinburg

Vona Walker informed the Court that this was in connection with the construction of the new prison and the City of Edinburg had agreed to acquire the right of way to improve El Cibolo Road, from U.S. Hwy 218 to the prison site. She stated that it included five right of way parcels and the City of Edinburg has requested that she be authorized to obtain that right of way. She added that they would pay for all the expenses, including appraisal expenses and condemnation attorneys fees if necessary. A motion was then made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve an interlocal agreement authorizing Vona Walker, through the County Right of Way Department to take all necessary action to get right-of-way for El Cibolo Road, which is a road that goes from Highway 281 to the present State prison facility site; expenses will be paid by the City of Edinburg.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 11. HEALTH DEPARTMENT:

- A. Approval of contract for Family Planning Service
- B. Approval of Tuberculosis Elimination Division Grant Attachment No. 3 & No. 4
- C. Consideration & approval of RN Certified Nurse mid-wife increase

11/A

Ofelia Espinoza explained that they were presenting a contract with Dr. Jesus Ramos, a Board Certified OB-GYN, in Mexico, who was not licensed in the U.S. She stated that he had been working under the Health Department under the Medical Director's license, doing what is set out in the contract. She continued by saying that she had been informed by the Auditor that Dr. Ramos had to provide his own medical liability insurance, but for the past five years he had never had any liability insurance. Judge Ruiz asked Ms. Espinoza who had informed her of this and she responded that it had been Joe Cabrera, from the County Auditor's Office. Steve Austin, the County Auditor, then stated that Dr. Wilson had previously been advised about this problem and Ms. Espinoza stated this had been the first time that she had been informed of this. She added that they were not practicing medicine, but were assisting just as an RN or a Certified Nurse midwife would. Judge Ruiz then indicated that he did not feel that they could approve this contract, being that Steve Austin had questioned it and it needed to be cleared up. He then recommended that they get a clearance from the State of Texas before presenting it to this Commissioners' Court for further consideration. After further discussion, No Action was taken on this item.

NO ACTION.
SEE "EXHIBIT O"

11/B

Ms. Espinoza explained that this was their Tuberculosis Elimination Division Grant Attachment No. 3, which was a renewal of \$239,000.00 and Attachment No. 4 which was a renewal of \$23,048.00. A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve the grant, as presented.

MOTION CARRIED.
SEE "EXHIBIT O"

11/C

Ms. Espinosa informed the Court that they were requesting the upgrading of a certified nurse midwife, by \$2,000.00. Judge Ruiz asked her if she was giving this upgrade through Co-Pay funds and Ms. Espinoza responded that she had no more program income to work with, however she was wanting to reduce a present vacant position, within the General Fund, to upgrade this position. Judge Ruiz then reiterated that this Commissioners' Court had clearly stated that she was not to give salary increases to other RNs, until she made sure that all RNs were satisfactorily funded so that they could attract people to those vacant positions. She responded that she understood this, however she had staff who was already supplemented with this program income. She added that action had already been taken, last week to reduce this RN position and Commissioner Rosel responded that as he remembered the action was to taking the salaries and upgrading them to \$32,000.00 and \$34,000.00. Ms. Espinoza then stated that her Co-Pay budget was already approved by this Court and at that time she had to submit it for approval from the State. The discussion then continued with comments from Commissioners Arcaute and Sanchez regarding the action that had been taken previously. During this discussion, Commissioner Rosel asked her if any RNs had been employed, within the past two weeks and Ms. Espinoza responded that they had hired one last week and two others that were presently being interviewed. After further discussion, a motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to authorize an increase of \$2,000.00 for the nurse practitioner salary.

MOTION CARRIED.
SEE "EXHIBIT O"

- ITEM 12. J.D. SALINAS - Project Coordinator:
- A. Authorization to submit grant application to Texas Narcotic Control Program - Hidalgo County Drug Impact Court
 - B. Authorization to enter into Interlocal Agreement with City of San Juan and Texas Parks and Wildlife
 - C. Authorization to enter into Interlocal Agreement with City of Edinburg Recycling Center

12/A

J.D. Salinas came before the Court requesting authorization to submit a grant application to the Texas Narcotic Control Program for the fourth year of funding for the Drug Impact Court. He stated that the program was currently in its third year of funding and it had expedited a total of 763 drug cases, with 562 cases having been filed, since this grant period. The application was for a total of \$314,388.00 with \$235,797.00 coming from the Texas Narcotic Control Program and a match of \$78,597.00, coming from the City of McAllen. He did add that if the City of McAllen was unable to match this grant, that there were funds in the HIDTA grant, for this. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize the submittal of a grant application to the Texas Narcotics Control Program, for an amount of \$235,797.00 and \$78,597.00, that is a proposed match, either from McAllen or from the HIDTA Grant.

MOTION CARRIED.
SEE "EXHIBIT P"

12/B

Gilbert Hernandez, San Juan City Manager, came before the Court and reported that they were recently awarded \$750,000.00 from the Texas Parks and Wildlife, for the development of a recreational park. He stated that as part of the commitment, all parties who had an interest in the program had to sign an interlocal agreement. He explained that this agreement did not obligate the County but that it would assist in future program participation, between the City and the County. After a brief discussion, it was established that the County would provide in-kind services, for the construction of parking areas and streets, for the park. A motion was then made by Commissioner Arcaute and seconded by Commissioner Sanchez, to authorize the entering into an interlocal agreement with the City of San Juan, and the Texas Parks and Wildlife park project, in the City of San Juan.

MOTION CARRIED.
SEE "EXHIBIT P"

12/C

J.D. Salinas requested that this item be tabled.

NO ACTION.
SEE "EXHIBIT P"

ITEM 13. PURCHASING DEPARTMENT:

A. Award Bids:

1. Landfill Service - Hidalgo County
2. Computer Equipment - HIDTA

13/A/1

Mary Maldonado, the Purchasing Agent, reported that for landfill service, one bid had been received from BFI Waste Systems, in the amount of \$24.00 per ton. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve a one year contract with BFI Waste, at a cost of \$24.00 per ton.

MOTION CARRIED.
SEE "EXHIBIT Q"

13/A/2

Ms. Maldonado informed the County Judge that this item had been brought before the Court and there had been a question regarding one of the low bidders, being from a different state. The question was whether or not this bidder would be able to service this equipment or if they had a local service representative. The County Judge then stated that if there was no stipulation regarding this, within the bid specifications, then the bid was correct. J.D. Salinas then stated that the D.A.'s Office had worked with this company in the past and they had not had any problems. Ms. Maldonado then made a recommendation, as per the bids received, for Computer Discount Warehouse, out of Northbrook, Illinois, for the modem, the novell, network cards and the power supply; and Abraham Technologies, out of McAllen, for the server bid, the contractor and the workstation. After further discussion, a motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to accept the low bids, as presented.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 14. APPROVAL OF BUDGET AMENDMENT:
A. Court Reporters' Fees - Indigent

A motion was made by Commissioner Arcaute and seconded by Commissioner Camarillo, to approve a \$3,000.00 budget amendment, for court reporters fees for indigency.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 15. PLANNING DEPARTMENT:
A. Subdivisions:
1. Kenwood Estates Subdivision - Pct. #3
2. Vista Bonita Subdivision No. 2 - Pct. #4
B. Preliminary Plat Approval:
1. Los Corrales De Leal Acres Subdivision - Pct. #3

15/A/1

A motion was made by Commissioner Rosel and seconded by Commissioners Sanchez and Camarillo, to approve the plat of Kenwood Estates Subdivision, which is located approximately 3/4 of a mile north of 5 Mile Line on the east side of La Homa Road, City of Mission, Precinct Three. The approval is subject to the following items:

- 1) Installation of street signs and traffic control devices be installed and approved by R.E. Garcia & Associates;
- 2) testing of all streets be done in accordance with County standards and be checked and approved by R.E. Garcia & Associates; and
- 3) before the release of the Letter of Credit all of the above be completed in accordance to the Rules and Regulations of the City of Mission and the County of Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT S"

15/A/2

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the plat of Vista Bonita Subdivision No. 2, which is located 1/4 mile north of F.M. 2812, on the west side of Brushline Road, in the rural area of the County, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT S"

15/B

A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to give preliminary approval to the plat of Los Corrales De Leal Acres Subdivision, which is located 1/2 mile north of the 3 Mile Line, on the east side of Doffing Road, City of Mission, in Precinct Three. The preliminary approval is contingent on the following:

- 1) that driveway culvert monies be paid to the Planning Department, before the final approval of the subdivision, in the amount of \$6,393.60; and
- 2) the installation of all street signs, traffic control devices be installed and approved by the Precinct Three Foreman.

MOTION CARRIED.
SEE "EXHIBIT S"

Art Salinas then addressed the Court and indicated that at the time that they had processed this subdivision, it had taken them quite some time to get the signatures from the water supply corporation. He stated that due to this, this subdivision had not been submitted before the driveway culvert requirement. He was at this time requesting that

the driveway culvert requirement be waived. Commissioner Rosel then stated that at the time that the requirement was approved, this Commissioners' Court had agreed that there would be no exceptions and the County Judge concurred.

ITEM 16. URBAN COUNTY:

- A. City of Alamo - Engineering Contract Award
- B. City of La Villa - Water Improvements Bid Award
- C. City of San Juan - Award bids for expansion of Fire Dept.
- D. HOME - "First-time Homebuyer" contract agreements & letters of commitment of mortgage company
- E. Designation of Community Housing Development Organizations under the HOME Program & approval to enter into contract with South Texas Rural Development Corporation as a sub-grantee for the County's HOME Program
- F. Approval of check signing policy
- G. Declaration of National Community Development Week
- H. Approval of bills

16/A

Raul Lozano came before the Court and reported that the City of Alamo was requesting authorization to enter into an engineering contract with CEC Engineering, in the amount of \$9,000.00. The contract is for improvements to a community center, which would include parking lot, sidewalk, lowering of ceiling and side partitions. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the awarding of an engineering contract to CEC Engineering, with the City of Alamo and the County of Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT T"

16/B

Mr. Lozano indicated that the City of La Villa had gone out for bids for water improvements, with the low bidder being Fresno Construction, at an amount of \$274,589.85. The funds for this project would come from Years 4, 5 and 6. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a contractual agreement with Fresno Construction, for \$274,589.85, for water improvements, in the City of La Villa, the County of Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT T"

16/C

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to take all bids under advisement for the expansion of the Fire Department, in the City of San Juan.

MOTION CARRIED.
SEE "EXHIBIT T"

16/D

Mr. Lozano informed the Court that he was presenting three additional participants, for approval. He explained that they had qualified, under the HOME "First-Time Homebuyers" Program and they were also requesting approval of the letters of commitment from Frontera Mortgage Company. The applicants were Virgilio O. Perez, Jr., Oscar Esquivel and Ismael Contreras. A motion was made by Commissioner Arcaute and seconded by Commissioner Camarillo, to approve three First-Time Homebuyers and their letters of commitment to Frontera Mortgage, for Virgilio Perez, Oscar Esquivel and Ismael Contreras.

MOTION CARRIED.
SEE "EXHIBIT T"

16/E

A motion was made by Commissioner Sanchez and seconded by Commissioners Arcaute and Camarillo, to designate South Texas Rural Development Corporation and Texas Enterprise for Housing Development, Inc., under the Community Housing Development Organizations, under the HOME Program; and that a contract be awarded to South Texas Rural Development Corporation, in conjunction with Farmers Home Administration for fifteen bathroom additions and septic systems, to low income families; these are all for the rural areas and/or colonias.

MOTION CARRIED.
SEE "EXHIBIT T"

16/F

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to authorize a check signing policy, naming three individuals, to sign checks, with two signatures necessary, of which one must be an original signature.

MOTION CARRIED.
SEE "EXHIBIT T"

16/G

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to accept the proclamation, designating March 28 through April 3rd, as National Community Development Week, Hidalgo County.

MOTION CARRIED.
SEE "EXHIBIT T"

16/H

A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve the 1991 Urban County bill #5814 in the amount of \$53,003.00; the 1993 Urban County bills #5815 thru

#5819 totaling \$47,806.58 and the HOME Program bills #5820 thru #5821 totaling \$6,560.00. The total Urban County memorandum to be approved is \$107,369.58.

MOTION CARRIED.
SEE "EXHIBIT T"

There being no further business to come before the Court, a motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, that said meeting 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. CONSIDERATION OF BUDGET FOR RE-SUBMITTAL TO TEXAS NATURAL RESERVE CONSERVATION COMMISSION - Solid Waste Enforcement Program

Luis Garza, Program Coordinator, came before the Court and informed them that last week the Commissioners' Court had authorized the resubmittal for funding for the Solid Waste Enforcement Program. He stated that this program would be funded partially by the State with a match from the Drainage District. He was at this time requesting the match of \$83,556.00, that would go towards the grant. He explained that there was a surplus of \$18,931.69, from last year's grant period, that would go towards this year's grant period. After a brief discussion regarding the matching source, a motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to TABLE this item.

MOTION CARRIED.

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

Commissioner Camarillo that said meeting be hereby adjourned.

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 14TH day of MARCH, 1994.

ATTEST:

WILLIAM R. LEO, County Clerk
Hidalgo County, Texas

By: J/C
Jennifer Castillo, Deputy

