

Jenny

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, MARCH 22, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 - February 01, 1994
2. Approval of Bills - County Auditor
3. Approval of Attorney's Fees in the amount of \$ 76,249.50
4. Approval of Monthly Fee Reports:
 - A. District Clerk - \$ 106,690.80 - February
5. Approval of Court Reporter's Fees:
 - A. Fransisco B. Moreno - \$ 574.00
 - B. Barbara Barnard - \$ 548.50
6. Approval of Official Bonds:
 - A. Nora Zapata - Donna Irrigation District
 - B. Reynaldo Olvera - Reserve Deputy Constable - Pct. #2
 - C. Jorge Alonzo Sanchez - Reserve Deputy Constable - Pct. #2
 - D. Fransisco A. Sanchez - Reserve Deputy Constable - Pct. #2
 - E. Juan Manuel Enriquez - Reserve Deputy Constable - Pct. #2
7. Planning Department:
 - A. Subdivisions:
 1. Orangetree Subdivision - Pct. 3
 2. Roxy Estates Subdivision - Pct. 3
 3. Escondido Subdivision - Pct. 4



J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

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8. Permits:
 - A. City of Weslaco - Pct. 1
 - B. Southwestern Bell Telephone - Pct. 3 & 4
 - C. North Alamo Water Supply - Pct. 1, 2 & 4

9. Internal Line Item Transfers:
 - A. Pct. 2 - Paved/unpaved
 - B. Pct. 2 - Parks
 - C. 206th District Court
 - D. Buildings & Grounds
 - E. Human Services
 - F. Pct. 4 - Landfill
 - G. Pct. 4 - Road & Bridge
 - H. Health Department - Adm.
 - I. Health Department - Clinics

10. Declare Equipment Surplus:
 - A. Juvenile Probation Department - various equipment

Dated this the 16th day of March, 1994.

RUIZ

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, MARCH 22, 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:

1. Approval of Voting Machines:
 - A. Democratic Headquarters - 258 machines
 - B. PSJA ISD - 14 machines (May 7th)
 - C. PSJA ISD - 7 machines (Early Voting)
2. County Clerk:
 - A. Approval of Early Voting Sub-station for 1994 Primary Run-off Election
 - B. Approval to contract with School District for Civil Service Election to be held May 07, 1994
3. Civil Service:
 - A. Order calling for Election - Civil Service
 - B. Appointment of presiding Judges & Alternates
 - C. Approval of Locations
4. Discussion & possible action on Sale of Property - Texas Tropical - MH/MR
5. County Auditor:
 - A. Appropriate Lateral Road Funds for Pcts. 1, 2, 3, & 4
6. Employment of Clerk, amend budget & set salary
7. Health Department:
 - A. Immunization Division Grant:
 1. Approval of Amendment No. 10
 2. Approval of two (2) LVN positions & set salaries
8. J.D. Salinas, Project Coordinator:
 - A. Enter into Interlocal Agreement - City of Edinburg - Recycling Center
 - B. Request for Audience - Variance on Subdivision Regulations
 - C. Budget Amendment - Financial Disruption Task Force
9. Budget Amendments:
 - A. Courthouse Security
 - B. Indigent Health Care (Rudy De La Vina)
 - C. Pct. 4
10. Pct. #1:
 - A. Interlocal Agreement between Hidalgo County Pct. #1 & City of Progreso



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11. Pct. #3:
 - A. Transfer funds from Park Fund into General Fund
12. Planning Department:
 - A. Subdivisions:
 1. Almanza Ranch Subdivision - Pct. 4
 - B. Final Plat Approval:
 1. Tower Manor Estates Subdivision - Pct. 2
13. Urban County:
 - A. Approval of 94-95 Allocation for cities, precincts & general administration
 - B. Public Hearing to solicit input on the 1994 Urban County Program Application
 - C. HOME/Homeowner Occupied Housing Rehab Application
 - D. HOME - "First-time Homebuyer Contract Agreements" & Letter of Commitment to Mortgage Company
 - E. Interlocal Agreement - County of Hidalgo Pct. 1 & City of Donna for Street Improvements
 - F. City of La Villa - Professional Services Contract (Engineering) for Street Improvements
 - G. City of La Villa - Professional Services Contract (Engineering) Fire Protection Facility
 - H. City of Elsa - Award Bid - PFI Fire Fighting Equipment Year 6
 - I. Resolution - Metropolitan Planning Organization
 - J. Approval of Bills
14. Office of Employment & Training:
 - A. Consider & approve Resolution for the Subdivision of the Proposed Consolidation of Region 21 - Lower Rio Grande Valley
 - B. Consider & Approve appointment to the Hidalgo/Willacy Private Industry Council
15. Resolution authorizing the closing date of Monte Cristo - 60 days (Lucy Canales)

Dated this the 16th day of March, 1994.

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, MARCH 22, 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:

DRAINAGE DISTRICT

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

Dated this the 16th day of March, 1994.

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 22ND day of MARCH, 1994, 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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MARCH 22, 1994

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

CONSENT AGENDA

=====

ITEM 1. APPROVAL OF MINUTES - February 1, 1994

ITEM 2. APPROVAL OF BILLS - County Auditor

General Fund	- #97477	- #97704	- \$1,329,425.21
Special Revenue Fund	- #96270	- #96531	- \$1,446,621.85
Trust and Agency Fund	- # 4000	- # 4026	- \$ 407,710.05
Enterprise Fund	- # 1807	- # 1819	- \$ 20,453.25

(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF ATTORNEYS' FEES IN THE AMOUNT OF \$76,249.50
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:
A. District Clerk - \$106,690.80 - February
(SEE "EXHIBIT C")

ITEM 5. APPROVAL OF COURT REPORTERS' FEES:
A. Fransisco B. Moreno - \$574.00
B. Barbara Barnard - \$548.50
(SEE "EXHIBIT D")

ITEM 6. APPROVAL OF OFFICIAL BOND:

A. Nora Zapata	- Donna Irrigation District
B. Reynaldo Olvera	- Reserve Deputy Constable - Pct. #2
C. Jorge Alonzo Sanchez	- Reserve Deputy Constable - Pct. #2
D. Francisco A. Sanchez	- Reserve Deputy Constable - Pct. #2

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E. Juan Manuel Enriquez - Reserve Deputy Constable - Pct. #2
(SEE "EXHIBIT E")

ITEM 7. PLANNING DEPARTMENT:

A. Subdivisions:

1. Orangetree Subdivision - Pct. 3
2. Roxy Estates Subdivision - Pct. 3
3. Escondido Subdivision - Pct. 4

7/A/1

Orangetree Subdivision is located on the southwest corner of Conway Avenue and 22nd Street, City of Mission, Precinct Three.

(SEE "EXHIBIT F")

7/A/2

Roxy Estates Subdivision is located on the southwest corner of Glasscock Road and School Lane, City of Mission, Precinct Three.

(SEE "EXHIBIT F")

7/A/3

Escondido Subdivision is located on the northwest corner of North Colonel Rowe Blvd, and East Dove Road, City of McAllen, Precinct Four.

(SEE "EXHIBIT F")

ITEM 8. PERMITS:

- A. City of Weslaco - Pct. 1
- B. Southwestern Bell Telephone - Pcts. 3 & 4
- C. North Alamo Water Supply - Pcts. 1, 2 & 4

8/A

In Precinct One, the City of Weslaco is requesting a permit for a six inch water line to cross Mile 6 1/2 West, 650 feet north of Mile 7 North nad also two inch lines within Clara Subdivision.
(SEE "EXHIBIT G")

8/B

In Precinct Three, Southwestern Bell Telephone is requesting a permit to lay a cable across Moorefield Road, at the 3 1/2 Mile Line and in Precinct Four, as well as a request to lay a cable along Terry Road, beginning at F.M. 2128 and going north for 375 feet.
(SEE "EXHIBIT G")

8/C

In Precinct One, North Alamo Water Supply is requesting a permit for two inch water lines to cross Sioux Road 1/4 mile east of Val Verde Road and going along an extension of F.M. 2812, 144 feet east of F.M. 493. In Precinct Two, they are requesting a permit for a two inch water line to cross Tower Road, 1/4 mile north of Eldora Road and in Precinct Four they are requesting a permit for a two inch water line to cross Trenton Road, approximately 500 feet west of Alamo Road.
(SEE "EXHIBIT G")

- ITEM 9. INTERNAL LINE ITEM TRANSFERS:
- A. Pct. 2 - Paved/Unpaved - \$6,000.00
 - B. Pct. 2 - Parks - \$300.00
 - C. 206th District Court - \$1,950.00
 - D. Buildings & Grounds - \$600.00
 - E. Human Services - \$430.00
 - F. Pct. 4 - Landfill - \$500.00
 - G. Pct. 4 - Road & Bridge - \$9,057.91
 - H. Health Department - Adm. - \$2,500.00
 - I. Health Department - Clinics - \$150.00
- (SEE "EXHIBIT H")

- ITEM 10. DECLARE EQUIPMENT SURPLUS:
- A. Juvenile Probation Department - various equipment
- (SEE "EXHIBIT I")

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

MOTION CARRIED.
SEE "EXHIBITS A-I"

REGULAR AGENDA
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- ITEM 14. OFFICE OF EMPLOYMENT AND TRAINING:
- A. Consider & approve Resolution for the Subdivision of the Proposed Consolidation of Region 21 - Lower Rio Grande Valley
 - B. Consider & Approve appointment of the Hidalgo/Willacy

(03/22/94)

Private Industry Council

14/A

Mr. Hollis Rutledge explained that he was presenting a resolution for approval, which was also being presented to Cameron and Willacy. He explained that this was in reference to some legislation which created and consolidated several State agencies. He explained that they felt that the Hidalgo/Willacy SDA should be a separate service delivery area, from Cameron County and be able to develop a new board which would consist of membership from the other State agencies, such as the Texas Employment Commission, Texas Department of Human Resources and the various institutions of higher learning, as well as the present JTPA membership. He added that Cameron County felt that they also should be separate from Hidalgo/Willacy. The County Judge then stated that he wanted the resolution that the communities of Hidalgo, Cameron and Willacy are not in favor of consolidation of the two SDAs, but that it did not prohibit them from doing the "one stop service" that was needed, within the SDAs. After further discussion, regarding this issue, a motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to adopt a resolution that the Council Workforce and Economic Competitive give favorable consideration for the subdivision of Region 21, Lower Rio Grande Valley, into two workforce development areas.

MOTION CARRIED.
SEE "EXHIBIT V"

14/B

A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to appoint Mr. Lloyd Davis to the Private Industry Council, to fill the vacancy, the unexpired term, of Mr. Jack McClelland, who was recommended by the Edinburg Chamber of Commerce.

MOTION CARRIED.
SEE "EXHIBIT V"

ITEM 8. J.D. SALINAS, Project Coordinator:

A. Enter into interlocal Agreement - City of Edinburg - Recycling Center

J.D. Salinas informed the Court that he had previously brought this item before Commissioners' Court, for a recycling center, at the present site, adjacent to the Juvenile Probation Department. He stated that he had a proposed lease agreement, which had been approved by the legal counsels of both the County and the City. The lease was for a five year term, with an option to renew, for two consecutive five year terms. He added that the lease would be for \$10.00 per year and the City of Edinburg would build a twenty-five hundred square foot building and it included some conditions regarding environmental concerns. He

then introduced John Milford who said a few words in favor of this request. A motion was then made by Commissioner Camarillo and seconded by Commissioner Rosel, to enter into an interlocal agreement with the City of Edinburg, for this recycling center.

MOTION CARRIED.
SEE "EXHIBIT P"

Commissioner Sanchez then stated that he would like to make an amendment to this agreement by including, under "County's Approval of Plans" that it state Commissioners' Court, instead of "County Judge" and the same to be done under "Liability Insurance". He requested that this agreement be amended as stated.

- ITEM 1. APPROVAL OF VOTING MACHINES:
- A. Democratic Headquarters - 181 machines
 - B. PSJA ISD - 14 machines (May 7th)
 - C. PSJA ISD - 7 machines (Early Voting)

1/A

A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve the Democratic Party's request to allocate 181 voting machines for the Democratic Run-Off Election, to be held April 12th.

MOTION CARRIED.
SEE "EXHIBIT J"

1/B&C

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve the request by PSJA Independent School District, for fourteen machines for election day and seven machines for early voting.

MOTION CARRIED.
SEE "EXHIBIT J"

- ITEM 2. COUNTY CLERK:
- A. Approval of Early Voting Sub-station for 1994 Primary Run-Off Election
 - B. Approval to contract with School District for Civil Service Election to be held May 07, 1994

2/A

William "Billy" Leo, County Clerk informed the Court that due to the anticipated low turnout, there would only be five early

voting sub-stations for the Democratic Primary Run-Off Election. These being McAllen, Mission, Weslaco, Elsa and Edinburg. The County Judge then asked him that why would he want to cut down on the sub-stations when in the past all they've been trying to do is make the voting polling places accessible to voters and Mr. Leo responded that it was due to the low voter turnout expectancy, in these types of elections. After a brief discussion the County Judge recommended that they open eight sub-stations, these being McAllen, Edinburg, Mission, San Juan, La Joya, Elsa, Weslaco and Las Milpas. The other two would be deleted due to low voter turnout in those areas. The remaining sub-stations would be open for five days only and Mr. Leo also mentioned that they were hoping for a turnout of approximately 16,000 voters, who would come out for this type of election. A discussion then then ensued, with regards to the turnout, in each of the the sub-stations that were open during the Primary Election, as well as the budgetary expense to the County. After further discussion, the County Clerk agreed that accessibility should be taken into account, and that it would not be a major expense. He then recommended that they open eight substations, these being the same as those previously recommended, by the County Judge. A motion was then made by Commissioner Rosel and seconded by Commissioner Sanchez, to accept the recommendation, by the County Clerk.

MOTION CARRIED.
"SEE EXHIBIT K"

2/B

Mr. Leo indicated that due to time constraints, no action was needed on this item.

NO ACTION.

A discussion then ensued on what polling places would be open on election day, with Flo Chavez stating that, as per the Democratic Chairman, some of the smaller precincts would be consolidated. They then continued with this discussion, with emphasis on what effect this would have on voter turnout.

- ITEM 3. CIVIL SERVICE:
- A. Order calling for Election - Civil Service
 - B. Appointment of presiding Judges & Alternates
 - C. Approval of locations

3/A

Judge Ruiz explained that the Civil Service Election would be held on May 7, with early voting running from April 18 through May 3. The County Judge then asked what sub-stations would be open for this election and Florestella Chavez, Elections Administrator, responded that five, these being McAllen, Mission, Edinburg, Weslaco and Elsa. Mr. Leo then added that there would be a problem with the County using

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the schools, on an election that is held on a weekend, because some schools will charge, not only for the use of the building, but for the electricity, due to air conditioning. The discussion then shifted back to the locations that would be used for election day and Ms. Chavez stated that Ms. Etnire had recommended that they use the same as those used in the Amendment Election, last year. Judge Ruiz then stated that this would mean that there would be a consolidation of election day polling places and he stated that they would have to make a decision, on whether or not to be open one weekend. Judge Ruiz then stated that the election would be held on May 7, 1994, with early voting running from April 18 through May 3rd. During the early voting period the substations will be open from 8 AM to 5 PM, with the exception of April 29, May 2 & May 3, when they would be open from 7 AM to 7 PM. Also they will open on a Saturday, April 30, from 7 AM to 7 PM and on Sunday, May 1, from 10 AM to 3 PM. A motion was then made by Commissioner Arcaute and seconded by Commissioner Sanchez, to call the election, as prescribed.

MOTION CARRIED.
SEE "EXHIBIT L"

3/B

NO ACTION.
"SEE EXHIBIT L"

ITEM 4. DISCUSSION & POSSIBLE ACTION ON SALE OF PROPERTY - Texas Tropical MH/MR

Travis Heister, County Legal Counsel, indicated that this item had been brought before the Commissioners' Court, previously and the proposal had been taken under advisement. He stated that this was a situation where the County owned the property, which was approximately an acre on the corner of South 9th and Baker Streets, in Edinburg. He added that the County had allowed MH/MR to build a building on this property, which they have occupied for about twenty years. Mr. Heister stated that this property had previously been appraised at \$106,000.00 and MH/MR had offered to purchase it for \$108,000.00. Judge Ruiz then stated that this Court had wanted to sell it so that it could be placed back on the tax rolls and Mr. Heister informed him that since MH/MR was a governmental agency that it would be exempt from taxes. A motion was then made by Commissioner Camarillo and seconded by Commissioner Rosel, to authorize the sale of property, through a letting of high bid, to Texas Tropical MH/MR; this is a piece of property which is presently directly north of the Old Grandview Hospital, in Edinburg.

MOTION CARRIED.
SEE "EXHIBIT M"

Mr. Heister then clarified that it was not a high bid, but a

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proposal that was higher than the appraised value, and since MH/MR was a government building, it had the authority of eminent domain.

ITEM 5. COUNTY AUDITOR:

A. Appropriate Lateral Road Funds for Pcts. 1, 2, 3 & 4

Steve Austin, the County Auditor, informed the Court that this was basically an annual re-appropriation of State Lateral Road funds and that each County Precinct had some remaining funds, at the end of 1993. He then listed the remaining balances for each County precinct, as follows: Precinct One had \$29,100.39, Precinct Two had \$3,564.95, Precinct Three had \$7,768.69 and Precinct Four had \$12,315.13. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to appropriate these funds, as presented.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 6. EMPLOYMENT OF CLERK, AMEND BUDGET & SET SALARY

The County Judge stated that this was in reference to a clerical position that would be the liaison between the County Jail and the District and County Court at Law Judges, for the expeditious appointment of court appointed attorneys whenever necessary. Judge Ruiz stated that they were recommending a budget amendment, from the General Fund, to establish this position, at a salary of \$18,000.00 per year. Commissioner Rosel then recommended that this person not be under either the District Clerk or the County Clerk, but under the Commissioners' Court, and be supervised by the County Judge. Judge Ruiz then stated that they are requesting approval of a budget amendment, and the creation of a position, at an annual salary of \$18,000.00, to possibly begin April 1. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve the recommendation, as presented.

MOTION CARRIED.

ITEM 7. HEALTH DEPARTMENT:

A. Immunization Division Grant:

1. Approval of Amendment No. 10
2. Approval of two (2) LVN positions & set salaries

Ofelia Espinoza came before the Court presenting an amendment to their Immunization Division Grant, this being Attachment 10, in the

amount of \$60,739.00. She mentioned that, as per State mandate, this money is to be used for salaries and she was requesting the setting of salaries for two LVN positions at \$20,257.00, plus fringes. Commissioner Rosel then asked her if these were the same salaries as had previously been approved for the other LVNs and Ms. Espinoza responded that they were. The County Judge then asked her if these salaries would be supplemented through County funds and Co-Pay and she responded that they would not. Steve Austin, the County Auditor, then indicated that the salaries are set by the State and Ms. Espinoza stated that they would set salaries, as per Commissioners' Court. A motion was then made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve Amendment No. 10, in the amount of \$60,739.00, also setting salary for two LVN positions at \$20,257.00 annually.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 8. J.D. SALINAS, Project Coordinator:

- A. Enter into Interlocal Agreement - City of Edinburg - Recycling Center
- B. Request for Audience - Variance on Subdivision Regulations
- C. Budget Amendment - Financial Disruption Task Force

8/A

Action has been taken on this item, earlier, in this meeting.

8/B

J.D. Salinas reported that Baldemar Perez and Mike Doherty were requesting a subdivision regulation variance, to allow the building of another home, on land that is not abutting a public road or had sixty foot of frontage to a public road. The County Judge then asked Mr. Perez, when this land was deeded to him and he responded that it was in September, of 1993. He added that he had a sixty-five foot egress and ingress. The County Judge then stated that this was a metes and bounds description that was filed in the County Clerk's Office, which consisted of a subdivision, of a parcel of land, from a larger parcel, which was owned by Mr. Perez's father and his question was how this could have been recorded, when these types of deeds should have been flagged by the County Clerk's Office. The County Judge then added that the attorney and the engineer who drew up this deed, should have known better and the way that this was drawn, it did not constitute a family partition, because there is really no egress and ingress, to this particular property. Travis Heister then instructed that Mr. Perez get a copy of the subdivision regulations, with regards to family partitions and then get his attorney and engineer to assisting him in correcting this problem. The County Judge then stated that it appeared that this parcel had been filed separately from the easement, which would mean that this easement is filed to the public and if it is accepted by the

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County, then it would be the County's responsibility to maintain and operate this easement. Upon closer inspection, however Judge Ruiz corrected his previous comments by saying that it was probably deeded over to Mr. Perez. Commissioner Rosel then said that he did not feel that this was done properly and that they should take care of the egress and ingress and do it properly. Commissioner Arcaute also mentioned the lack of flagging, of these types of parcels, at the County Clerk's Office. The County Judge then stated that this would have to be done properly, because the way that it was now, it violated all the subdivision regulations. After further discussion, no action was taken on this item.

NO ACTION.
SEE "EXHIBIT P"

8/C

J.D. Salinas indicated that he was requesting a budget amendment, for the Financial Disruption Task Force, of \$10,500.00 of which \$200.00 would go for office supplies, \$5,328.00 for telephone and \$4,972.00 for travel. These monies are coming from the program income, they have been approved by the State and appropriation is requested, as well. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize a budget amendment and appropriation, as presented.

MOTION CARRIED.
SEE "EXHIBIT P"

- ITEM 9. BUDGET AMENDMENTS:
- A. Courthouse Security
 - B. Indigent Health Care (Rudy De La Vina)
 - C. Pct. 4

9/A

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to authorize a \$125,201.00 budget amendment, for the renovation, for the Courthouse security.

MOTION CARRIED.
SEE "EXHIBIT Q"

9/B

Steve Austin, the County Auditor, indicated that these monies were inappropriated and they were needed for 1994 expenditures. Judge Ruiz then asked that in terms of the 10%, how soon would the County reach the this point and the response was that it would be some time in May. After a brief discussion, a motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to authorize that the amount of \$929,942.42 be appropriated for 1994 Indigent Health Care.

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MOTION CARRIED.
SEE "EXHIBIT Q"

9/C

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to authorize a transfer of funds, totaling \$6,939.99, from Revenue Sharing to Precinct Four's Road and Bridge, under repair and maintenance.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 10. PCT. #1:

A. Interlocal Agreement between Hidalgo County Pct. #1 & City of Progreso

Commissioner Sanchez explained that this was an agreement with the City of Progreso, to assist them in maintaining their roads, as well as in their drainage. For the roads, the City will be using some of their franchising monies to pay for road materials and the County will provide the labor and machinery; in the area of the drainage the residents, of the colonias, will be providing the culverts. A motion was then made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve this interlocal agreement, contingent on the County Legal Counsel approving the document.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 11. PCT. #3:

A. Transfer funds from Park Fund into General Fund

A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to authorize the transfer of funds, from the Park Fund into the General Fund, under Rural Ambulance Services, in the amount of \$7,916.70.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 12. PLANNING DEPARTMENT:

A. Subdivisions:

1. Almanza Ranch Subdivision - Pct. 4

(03/22/94)

B. Final Plat Approval:

1. Tower Manor Estates Subdivision - Pct. 2

12/A

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the plat of Almanza Ranch Subdivision, which located approximately 795 feet south of Canton Road, on the west side of Morningside Road, City of Edinburg, Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT T"

12/B

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to give final plat approval to the plat of Tower Manor Estates Subdivision, which is located on the southwest corner of Minnesota Road and Tower Road, City of Alamo, Precinct Two. The final plat approval is subject to the following:

- 1) before the release of the letter of Credit or the issuance of any building permits the construction of the street and water lines shall be done in accordance to the County Subdivision Regulations;
- 2) the street signs and traffic control devices shall be installed in accordance to the County Subdivision Regulations; and
- 3) the testing of the street shall be done in accordance to Section 9.2.10.5 of the County Subdivision Regulations.

MOTION CARRIED.
SEE "EXHIBIT T"

ITEM 13. URBAN COUNTY:

- A. Approval of 94-95 Allocation for cities, precincts & general administration
- B. Public Hearing to solicit input on the 1994 Urban County Program Application
- C. HOME - Homeowner Occupied Housing Rehab Application
- D. HOME - "First-Time Homebuyer" Contract Agreements & Letter of Commitment to Mortgage Company
- E. Interlocal Agreement - County of Hidalgo Pct. 1 & City of Donna for Street Improvements
- F. City of La Villa - Professional Services Contract (Engineering) for Street Improvements
- G. City of La Villa - Professional Services contract (Engineering) Fire Protection Facility
- H. City of Elsa - Award Bid - PFI Fire Fighting Equipment Year 6
- I. Resolution - Metropolitan Planning Organization

J. Approval of Bills

13/A

Anthony Covacevich, Urban County Director, informed the Court that they had met with the cities and they had agreed on an allocation method, using an \$8,000.00 proposed allocation. He stated that the actual figures had come in over this amount so this method was ratified. He stated that the total 1994 allocation was \$8,727,000.00 with each city receiving \$535,312.50, with the exception of Weslaco, who would received \$595,312.50. The County would received a total of \$1,769,524.52, with each precinct receiving \$400,000.00 and the County wide fund receiving \$169,524.52. Other entities receiving funds were Progreso Lakes, \$45,627.30; Palmview, \$341,723.71; Granjeno, \$73,228.99, Penitas, \$73,228.99 and Progreso, \$73,228.99. The total allocated for administration was \$402,000.00. A motion was then made by Commissioner Arcaute and seconded by Commissioner Camarillo, to approve the allocations for cities, precincts and general administration, as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

13/B

Judge Ruiz called the public hearing open and Mr. Covacevich indicated that this public hearing was to solicit input, from the public, on how to spend the \$8,727,000.00. He stated that each city would hold their own public hearings, but this one was for the funds that were allocated to each of the County Commissioners. He also added that this hearing would include how these monies were expended in previous years and he proceeded to state how these funds were expended from 1988 through 1993. After the presentation, comments from the audience were entertained, with Mr. Reynaldo Lugo coming up to request that some funds be earmarked for Bar 5 Subdivision, to assist in alleviating the drainage problem. His feeling was that this was due to the road, i.e. Doolittle Road, being higher than the subdivision, as well as, some of the roads being very bad. Mr. Lugo said that when it rained heavily, the standing water was so excessive that the toilet facilities, within the homes were useless. Commissioner Camarillo then stated that he did not feel that the problem was due to the road being higher, but that when it rained, the water did not have any place to go. Another of Mr. Lugo's concern was that the bad roads, also created a hazard for children, due to the buses not wanting to come into the subdivision to pick them up and they were having to walk to school on the road itself. He added that the traffic was bad, because speed limits were not enforced. Ms. Julia Lopez also came up and emphasized what Mr. Lugo had already stated. Mauro Robins, from BARCA, then stated that he would like to encourage this Commissioners' Court to keep these requests, from the residents, in mind, for the coming year.

Mr. Covacevich then indicated that he had received comments from residents, who had come into his office, with problems, as follows:

- 1) there were some families who lived in the area of Mile 9 and 10, north of Donna, on F.M.493, who

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- lacked water;
- 2) there were also some families who lived on Texan, Abram and Iowa, north of La Joya, on Western Road, who also lacked water;

Judge Ruiz added that there was also a petition submitted to his office, a couple of months ago, regarding the lack of water, in a subdivision, in the La Joya area. He said that this petition was sent to Commissioner Rosel's office and Commissioner Rosel acknowledged receiving it. There being no further comments from either the Commissioners or the public, the public hearing was closed.

NO ACTION.
SEE "EXHIBIT U"

13/C

Mr. Covacevich explained that they have a Homeowners Rehab Program, where each city was allocated five slots. He mentioned that he was bringing the five people who were selected by the cities of Edcouch, San Juan, Alton, Weslaco, as well as four people from Alamo, for approval. A motion was made by Commissioner Sanchez and seconded by Commissioners Rosel and Camarillo, to make the twenty-four selections for candidacy for rehab, under the Homeowner Occupied Housing Rehab Application Program, and permission to advertise.

MOTION CARRIED.
SEE "EXHIBIT U"

13/D

Mr. Covacevich reported that he was bringing three more families for approval, along with the mortgage companies, as follows:

Roel de la Cruz	-	Frontera Mortgage
Mario A. Reyes	-	Frontera Mortgage
Roberto Arredondo	-	Frontera Mortgage

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve the eligibility of the First-Time Homebuyers Program, to Roel de la Cruz, Mario A. Reyes and Roberto Arredondo and appoint the mortgage company, be-it Frontera Mortgage.

MOTION CARRIED.
SEE "EXHIBIT U"

13/E

NO ACTION.
SEE "EXHIBIT U"

13/F

The City of La Villa was requesting to go into contract with R. Salinas & Associates, for \$25,000.00 for street improvements, under the Year 6 budget. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a professional service contract with R. Salinas & Associates, for \$25,000.00.

MOTION CARRIED.
SEE "EXHIBIT U"

13/G

The City of La Villa was also requesting to go into agreement with R.E. Garcia & Associates, for an amount of \$9,000.00 for the Fire Protection Facility Project, to come out of Years 5 & 6. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a professional services contract to R.E. Garcia & Associates, with the City of La Villa.

MOTION CARRIED.
SEE "EXHIBIT U"

13/H

The City of Elsa was requesting approval of an award for a 2,000 gallon fiberglass tank on a skid, for their fire truck. Mr. Covacevich explained that the low bidder was Valco Chemicals Division, for \$4,852.50. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to award low bid to Valco Chemicals Division, at the cost of \$4,852.50.

MOTION CARRIED.
SEE "EXHIBIT U"

13/I

Mr. Covacevich informed the Court that this was under the Metropolitan Planning Organization (MPO), of which the County was a member, and it was a resolution to designate a secondary member, in case the County Judge, who was the representative, for Hidalgo County, could not attend a meeting. Judge Ruiz then recommended that Commissioner Lalo Arcaute be appointed. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to appoint Commissioner Lalo Arcaute as the designee to serve as representative, on the Policy Committee, of the Hidalgo County MPO.

MOTION CARRIED.
SEE "EXHIBIT U"

13/J

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the 1991 Urban County bills #5830 and #5831 totaling \$28,986.04; the 1992 Urban County bill #5832 in the amount of \$2,430.00; the 1993 Urban County bills #5833 thru #5842 totaling \$58,413.64; and the HOME Program bills #5843 thru #5852 totaling \$47,271.86. The total Urban County memorandum to be approved is in the amount of \$137,101.54.

MOTION CARRIED.
SEE "EXHIBIT U"

Commissioner Rosel then voiced his concern, regarding the fact

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that the City of Palmhurst did not participate in the Urban County Program. He felt that his precinct should have been allocated the funds that this city would have received, instead of it having allocated between all the entities involved.

ITEM 15. RESOLUTION AUTHORIZING THE CLOSING DATE OF MONTE CRISTO -
60 Days (Lucy Canales)

Juan Pena came before the Court and gave a brief insight on how this issue was coming along. He mentioned that sometime last year this Commissioners Court had met, in conjunction with the Edinburg City Commission and the Edinburg School Board. He stated that the current problem was that in order to get a potential buyer, they would need a title policy, and to do so they would require an underwriting insurance company. With this in place, the company has been requesting that the entities involved get deeds from the defendants who are involved in this cause of action. Mr. Pena then added that there are about fifty defendants, and at this time the attorneys are planning to go with another underwriting company. He was at this time requesting that more time be given, in order to get all the paperwork done. The extension requested at this time was to change it from March 31, 1994, as stated in the original resolution, to May 31, 1994. After further discussion, a motion was then made by Commissioner Arcaute and seconded by Commissioner Sanchez, to amend the resolution, that was approved previously for the closing date of Monte Cristo, from March 31, 1994 to May 31, 1994.

MOTION CARRIED.
SEE "EXHIBIT W"

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

MOTION CARRIED.

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

ITEM 1. LINE ITEM TRANSFER

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to approve an internal line item transfer in the amount of \$15,000.00, from contractual services to drain ditches, to pay for the pumps and modifications for the Hoehn Drive project.

MOTION CARRIED.
SEE "EXHIBIT X"

ITEM 2. CONSIDERATION OF BUDGET FOR RESUBMITTAL TO TEXAS NATURAL RESERVE CONSERVATION COMMISSION - Solid Waste Enforcement Program

Luis Garza, Project Coordinator, came before the Court requesting approval of the budget resubmittal to the Texas Natural Reserve Conservation Commission, for five employees. He stated that the budget was for \$167,056.00, with \$69,904.00 coming from the State and the County's match being \$97,152.00. He explained that this item had previously been submitted, and there had been a question regarding whether or not the County could afford an additional employee. He stated that he was presenting the budget for re-implementation of the program, as it was presently. After a brief discussion, a motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the local match, from Drainage District of \$97,152.00.

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

There being no further business to come before the Drainage District, a motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, 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 22ND day of MARCH, 1994.

ATTEST:

WILLIAM R. LEO, County Clerk
Hidalgo County, Texas

By: Jennifer Castillo
Jennifer Castillo, Deputy

