

*Jennifer*



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, JULY 05, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 - May 17, 1994
2. Approval of Bills - County Auditor
3. Approval of Court Reporter's Fees:
  - A. J.G. Aldrette - \$ 178.00
4. Approval of Monthly Fee Reports:
  - A. Sheriff Department - \$ 188,559.97 - May
5. Approval of Voting Machines:
  - A. City of McAllen - 13 machines
6. Planning Department:
  - A. Subdivisions:
    1. J & J Subdivision - Pct. 2
    2. Lar-Lin Subdivision No. 7 - Pct. 2
    3. Loma Linda Estates No. 3 - Pct. 2
    4. Santa Fe Subdivision - Pct. 2
7. Permits:
  - A. City of Weslaco - Pct. 1
  - B. North Alamo Water Supply - Pct. 1, 2 & 4
  - C. Bernardino Castillo - Pct. 1
  - D. Quisto Energy - Pct. 2



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8. Internal Line Item Transfers:
  - A. Financial Disruption Task Force
  - B. Drug Impact Court
  - C. Traffic Safety Program
  - D. J.P. Pct. 3, Pl.2
  - E. Pct. #4 - Enterprise Fund

Dated this the 29th day of June, 1994



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, JULY 05, 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. Request for Audience:
  - A. Carol DeMoss
2. Approval of Court Reporter's Fees:
  - A. Requesting an increase of rate per page for overnight fee
  - B. Jennifer K. O'Neal - \$ 262.00
3. Adult Probation Department:
  - A. Declare one (1) copier surplus & use it as a trade-in
4. Health Department:
  - A. Authorization to apply for LRGVDC Area Agency on Aging - Health Promotion Project
5. WIC:
  - A. To amend budget to cover expansion costs associated with relocating three (3) existing clinics of Donna, Elsa & La Joya
  - B. Approval to amend immunization program for additional funds
  - C. Approval of revision to Public Health Services Contract
6. Pct. #3:
  - A. Authorization to submit application to Texas Parks & Wildlife
7. Pct. #4:
  - A. Authorization to enter into Interlocal Cooperation Agreement with Santa Cruz Irrigation District No. 15
8. Purchasing Department:
  - A. Request to advertise for office furniture & supplies - Health Department
9. Planning Department:
  - A. Final Plat Approval:
    1. Cactus Land Phase IV Subdivision - Pct. 4



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10. Urban County:

- A. City of Alton - Parks & Recreation Contract - Change Order No. 2
- B. City of Alton - Budget Amendment
- C. City of La Joya - Sewer Improvements bid awards Years 1992-93
- D. City of La Villa - Budget Amendment Year 5 & 6
- E. City of La Villa - Change Order No. 1 Water Improvements
- F. City of Weslaco - Change Order No. 1 - Street Improvements Year 1991 & 1993
- G. Pct. 3 - Public Hearing on Proposed amendment
- H. Pct. 3 - Budget Amendment - Year 6
- I. Authorization to sign HOME "First-time Homebuyers & Single Family Rehabilitation Contracts & Documents
- J. HOME "First-time Homebuyer Contract Agreements & Letter of Commitment to Mortgage Company
- K. City of San Juan - HOME Housing Rehabilitation Program - Construction Contract Award
- L. Colonia No.1 - 3-Mile Line & Western Road TCDP Contract No. 701015
- M. City of Alamo - Neighborhood Facility Years 5 & 6 Construction Contract Award
- N. Budget Amendment - DeAnda Saenz TWDB - Study as per County Auditor
- O. Budget Amendment - Administration of Rancho Sanchez TWDB

Dated this the 29th day of June, 1994.



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, JULY 05, 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:

A D D E N D U M

1. Pct. #3:
  - A. Discussion & possible action of Fuel System

Dated this the 30th day of June, 1994



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, JULY 05, 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. Permits:
  - A. City of Edinburg
  - B. Enron Oil & Gas Co.
2. Request for Audience:
  - A. John Drawe
3. Action on request of John Drawe

Dated this the 29th day of June, 1994

THE STATE OF TEXAS :

COUNTY OF HIDALGO :



BE IT REMEMBERED that on the 5TH day of JULY, 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:

In the absence of the County Judge, the Honorable Abelardo "Lalo" Arcaute, County Commissioner, for Precinct Two, called the Commissioners' Court meeting to order whereupon the following proceedings were had, to-wit:

CONSENT AGENDA  
=====

ITEM 1. APPROVAL OF MINUTES - May 17, 1994

ITEM 2. APPROVAL OF BILLS - County Auditor  
General Fund - #100552 - #100689 - \$989,242.65  
Special Revenue Fund - # 99782 - # 99941 - \$712,579.41  
Trust and Agency Fund - # 4187 - \$277,070.21  
Enterprise Fund - # 1955 - # 1963 - \$ 5,569.82  
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF COURT REPORTERS' FEES:  
A. J.G. Aldrette - \$178.00  
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:  
A. Sheriff Department - \$188,559.97 - May  
(SEE "EXHIBIT C")

ITEM 5. APPROVAL OF VOTING MACHINES:  
A. City of McAllen - 13 machines  
(SEE "EXHIBIT D")

ITEM 6. PLANNING DEPARTMENT:  
A. Subdivisions:  
1. J and J Subdivision - Pct. 2  
2. Lar-Lin Subdivision No. 7 - Pct. 2

3. Loma Linda Estates No. 3 - Pct. 2
4. Santa Fe Subdivision - Pct. 2

6/A/1

J and J Subdivision is located 594 feet north from El Dora Road on the east side of U.S. Highway 281, City of Pharr, Precinct Two.

(SEE "EXHIBIT E")

6/A/2

Lar-Lin Subdivision No. 7 is located on the northwest corner of Fir Avenue and McColl Road, City of McAllen, Precinct Two.

(SEE "EXHIBIT E")

6/A/3

Loma Linda Estates No. 3 is located between Raul Longoria Road and Morningside Road, on the south side of F.M. 495, City of San Juan, Precinct Two.

(SEE "EXHIBIT E")

6/A/4

Santa Fe Subdivision is located on the northeast corner of Ware Road and Sarah Avenue, City of McAllen, Precinct Two.

(SEE "EXHIBIT E")

ITEM 7. PERMITS

- A. City of Weslaco - Pct. 1
- B. North Alamo Water Supply - Pcts. 1, 2 & 4
- C. Bernardino Castillo - Pct. 1
- D. Quisto Energy - Pct. 2

7/A

In Precinct One, the City of Weslaco is requesting a permit for a twelve inch sewer line to go along Mile 6 West, from Mile 8 3/4 North to Mile 9 North.

(SEE "EXHIBIT F")

7/B

In Precinct One, North Alamo Water Supply is requesting a permit for two inch water lines in Oak Subdivision and to cross Mile 10 North at Mile 5 1/2 West.

In Precinct Two, they are requesting a permit for an eight inch water line to cross Tower Road, 541 feet and 1000 feet north of Minnesota Road; and in Precinct Four they are requesting a permit for a two inch water line to cross Mile 17 1/2 North, 700 feet east of Terry Road.

(SEE "EXHIBIT F")

7/C

In Precinct One, Bernardino Castillo is requesting a permit for a one inch water line to cross Mile 5 1/2 West, just north of its intersection with Mile 10 North Road.  
(SEE "EXHIBIT F")

7/D

In Precinct Two, Quisto Energy Corporation is requesting a permit for a six inch gas line to go along "I" Road from Pecina Road to Thomas Drive, then east on Thomas Drive to the canal.  
(SEE "EXHIBIT F")

ITEM 8. INTERNAL LINE ITEM TRANSFERS:

- A. Financial Disruption Task Force - \$2,900.00
- B. Drug Impact Court - \$1,424.50
- C. Traffic Safety Program - \$346.32
- D. J.P. Pct. 3, Pl. 2 - \$35.00
- E. Pct. #4 - Enterprise Fund - \$1,000.00

(SEE "EXHIBIT G")

Commissioner Arcaute 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 Camarillo and seconded by Commissioner Sanchez, to approve the Consent Agenda, as presented.

MOTION CARRIED.  
SEE "EXHIBITS A-G"

REGULAR AGENDA

=====

ITEM 1. REQUEST FOR AUDIENCE:

- A. Carol DeMoss

Ms. DeMoss came before the Court to request for whatever assistance could be given with respect to problems in her subdivision. The subdivision in question was Indian Hills and it has problems with weedy lots, gang violence, lack of sewerage and the need for traffic signs. It appears that this subdivision has restrictions against these violations, but they are not being enforced. She stated that the residents within this subdivision had gone before the City of Mercedes, to no avail, even though their water and garbage service was being provided by the City. Travis Heister indicated that it was a private matter between the property owners and with respect to the lack of sewerage, Commis-

sioner Camarillo stated that this matter could possibly be taken care of through the Sanitation Department. Commissioner Sanchez then proceeded to give a brief history of the development of this subdivision and how some of these gang problems have tried to be solved. Ms. DeMoss requested that the Court try to talk the Sheriff's Department, or some other law enforcement entity, into patrolling once or twice a day and maybe this could cut down on the gang problem. She added that what they were asking for was for some type of solution to any of these problems.

NO ACTION.  
SEE "EXHIBIT H"

ITEM 2. APPROVAL OF COURT REPORTERS' FEES:

- A. Requesting an increase of rate per page for overnight fee
- B. Jennifer K. O'Neal - \$262.00

2/A

Commissioner Arcaute stated that it appeared that Ms. O'Neal was requesting an increase in the rate per page and Commissioner Camarillo responded that there was a policy in effect now, of \$3.00 per page and he did not feel that this request should be granted. The Commissioner Camarillo then stated that the rate should remain the same and Commissioner Sanchez added that a letter be sent to her informing her what the regular procedure calls for.

NO ACTION.  
SEE "EXHIBIT I"

2/B

A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize the payment at the rate that the standard procedure calls for, which is \$3.00 per page.

MOTION CARRIED.  
SEE "EXHIBIT I"

ITEM 3. ADULT PROBATION DEPARTMENT:

- A. Declare one (1) copier surplus & use it as a trade-in

A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize the declaration of a copier surplus and allow it to be used as a trade-in on the purchase of a new copier.

MOTION CARRIED.  
SEE "EXHIBIT J"

ITEM 4. HEALTH DEPARTMENT:

- A. Authorization to apply for LRGVDC Area Agency on Aging - Health Promotion Project

Ofelia Espinoza, County Health Budget Director, explained that they were requesting permission to apply for the Lower Rio Grande Valley Development Council Area on Aging, which was a health promotion project. She added that the mobile clinic would be used in providing screening tests for the elderly and it would require additional monies in order to finish remodeling the mobile clinic. Dr. Omar Garza, the County Health Director, indicated that through this program they were requesting \$14,201.00, to be used for the remodeling. A discussion then ensued with regards to any hidden costs that might be incurred by the County, where this clinic would be situated and the possible need for any additional personnel. A motion was then made by Commissioner Camarillo and seconded by Commissioner Rosel, to authorize the submittal of the application for LRGVDC Area Agency on Aging, as presented.

MOTION CARRIED.  
SEE "EXHIBIT K"

ITEM 5. WIC:

- A. To amend budget to cover expansion costs associated with relocating three (3) existing clinics of Donna, Elsa & La Joya
- B. Approval to amend immunization program for additional funds
- C. Approval of revision to Public Health Services Contract

5/A

Norma Longoria, WIC Director, came before the Court requesting approval of an amendment, of \$130,000.00, to their State budget to assist in covering the costs of relocating staff, office equipment, laboratory equipment, supplies, etc., to new clinics in the areas of Donna, Elsa and La Joya. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve a budget amendment of \$130,000.00, in State funds, for the WIC Program, as presented.

MOTION CARRIED.  
SEE "EXHIBIT L"

5/B

Ms. Longoria also reported that she had received an additional \$57,551.10, in State funds, for the Immunization Program. This money would be used for additional personnel, be-it two LVNs, one RN Supervisor and two clerks, for this program. Ms. Longoria noted that since the fiscal year would end September 31, 1994, she would only be able to expend \$48,016.00, so she was only asking for approval of this amount. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve an amendment to the State contract, under

the Immunization Program, for the WIC Program, as presented.

MOTION CARRIED.  
SEE "EXHIBIT L"

5/C

Ms. Longoria stated that this was in reference to the previous item and it was basically the increase on their Immunization budget. The total contract is for \$688,094.58. A motion made by Commissioner Sanchez and seconded by Commissioner Camarillo to approve the revision to the Public Health Services Contract, under the WIC Program, for Immunizations, as presented.

MOTION CARRIED.  
SEE "EXHIBIT L"

ITEM 6. PCT. #3:

A. Authorization to submit application to Texas Parks & Wildlife

Commissioner Rosel explained that he was requesting authorization to submit an application to the Texas Parks & Wildlife, for a pavilion, to be constructed right next door to the new clinic, in Sullivan City. He added that this application would be submitted through Urban County. A motion was then made by Commissioner Rosel and seconded by Commissioner Sanchez, to authorize the submittal of an application to the Texas Parks & Wildlife, for Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT M"

ITEM 7. PCT. #4:

A. Authorization to enter into Interlocal Cooperation Agreement with Santa Cruz Irrigation District No. 15

Commissioner Camarillo stated that he was wanting to enter into an interlocal cooperation agreement, with Santa Cruz Irrigation District No. 15, on a joint project in reconstructing a road. The reconstruction would be done at the intersection of Big 5 Road and the District's main canal. The reason for the reconstruction was that Big 5 Road, which lay across a canal, needed to be levelled, for safety reasons. The agreement called for the County to pay for the engineering services and supply the pipe and the Irrigation District would supply the manpower and machinery necessary to do the job. Commissioner Camarillo then made a motion, which was seconded by Commissioner Sanchez, to approve an interlocal cooperation agreement, between Santa Cruz Irrigation District

No. 15 and the County of Hidalgo, through Precinct Four, as presented.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 8. PURCHASING DEPARTMENT:

- A. Request to advertise for office furniture & supplies - Health Department

A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to authorize the advertising for bids for furniture and supplies for the Health Department; bid opening July 27, 1994, bid award August 2, 1994.

MOTION CARRIED.  
SEE "EXHIBIT O"

ITEM 9. PLANNING DEPARTMENT:

- A. Final Plat Approval:
  - 1. Cactus Land Phase IV Subdivision - Pct. 4

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

MOTION CARRIED.  
SEE "EXHIBIT P"

ITEM 10. URBAN COUNTY:

- A. City of Alton - Parks & Recreation Contract - Change Order No. 2
- B. City of Alton - Budget Amendment
- C. City of La Joya - Sewer Improvements bid awards Years 1992-93
- D. City of La Villa - Budget Amendment Years 5 & 6
- E. City of La Villa - Change Order No. 1 Water Improvements
- F. City of Weslaco - Change Order No. 1 - Street Improvements Year 1991 & 1993
- G. Pct. 3 - Public Hearing on proposed Amendment
- H. Pct. 3 - Budget Amemdment - Year 6
- I. Authorization to sign HOME First-time Homebuyers & Single

Family Rehabilitation Contracts & Documents

- J. HOME "First-Time Homebuyer" Contract Agreements & Letter of Commitment to Mortgage Company
- K. City of San Juan - HOME Housing Rehabilitation Program - Construction Contract Award
- L. Colonia No. 1 - 3-Mile Line & Western Road TCDP Contract No. 701015
- M. City of Alamo - Neighborhood Facility Years 5 & 6 Construction Contract Award
- N. Budget Amendment - DeAnda Saenz TWDB - Study as per County Auditor
- O. Budget Amendment - Administration of Rancho Sanchez TWDB

10/A

Anthony Covacevich, Urban County Director, reported that the City of Alton was requesting approval of a change order number two, on their contract with Rio Valley Construction. This change order affects only the number of days, due to inclement weather and it calls for an increase of six days. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve the change order number two, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/B

The City of Alton was also requesting approval of a budget amendment which calls for an increase in General Administration, from \$30,000.00 to \$66,000.00; an increase in Parks and Recreational Facilities, from \$140,000.00 to \$177,000.00 and a decrease on Fire Protection from \$105,341.04 to \$32,341.04. A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to approve a budget amendment request by the City of Alton, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/C

The City of La Joya was requesting approval to enter into contract with H.P. Fowler Contracting Corporation, which was the low bid, at \$124,430.00, for work on several lift stations, within the City of La Joya. A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to approve the request, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/D

The City of La Villa was requesting a budget amendment for Years 5 and 6. Under Year 5, they were asking for a reduction on General Administration, the deletion of Sidewalk Improvements and the increase of the Sewer Improvement line item. In Year 6, they are requ-

esting, the increase of the line item for Water Improvements, by reducing the Parks & Recreation line item. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve the budget amendments, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/E

The City of La Villa was also requesting approval of a change order number one, on a contract with Fresno Construction, by increasing the contract by \$34,431.40. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve the change order as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/F

The City of Weslaco was requesting approval of a change order number one, to their contract with Ballenger Construction. The change order calls for an increase of \$25,208.75, on a street paving project, where they have to replace some water lines. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve the change order, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/G

Commissioner Arcaute called the public hearing to order whereby Mr. Covacevich explained that this hearing was to solict input from the public, on a budget amendment request, for Precinct Three. He stated that under Year 6, the amendment was to create a new line item, Water Facilities, in the amount of \$4,000.00, by reducing Street Improvements. These funds would be used to pay part of a cost differential on a Saint Louis Groves water line. There being no comments from the public or the Commission the hearing was closed.

NO ACTION.  
SEE "EXHIBIT Q"

10/H

A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve the budget amendment request, as presented, in the public hearing.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/I

Mr. Covacevich informed the Court that he was request-

ing authorization to sign HOME First-time Homebuyers and Single Family Rehabilitation contracts and documents. The reason for the request was due to the large number of contracts that were being approved and processed. This would pertain only to those contracts that are approved by this Commissioners' Court. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve the resolution, allowing Mr. Covacevich to sign the contracts that are approved by this Court.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/J

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the following HOME First-Time Homebuyer contracts and letters of commitment:

Laura Bernal	1st National Bank, Edinburg
Juan Villarreal	Frontera Mortgage
Ilda Salinas	Frontera Mortgage
Alma De La Garza	Frontera Mortgage

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/K

A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve a HOME Housing Rehabilitation Program contract, in the amount of \$40,000.00 between Garza Plumbing, the City of San Juan and the County of Hidalgo.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/L

Mr. Covacevich explained that this was for Colonia No. 1, which was located at the 3 Mile Line and Western Road and it was for approval of a change order number one. The change order is for an increase of \$624.80. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve the change order, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/M

The City of Alamo was asking for approval of the sole bidder, being Wilson Construction Company, for the library construction in the amount of \$95,020.00. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve a contract between the City of Alamo, the County of Hidalgo and Wilson Construction Company, being the sole bidder.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/N

Mr. Covacevich explained that this item was placed on the agenda, as per the County Auditor's request. This was for a budget amendment to allocate \$75,000.00, under the General Fund, to the Texas Water Development Board, for the DeAnda Project. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve the amendment, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

10/M

NO ACTION.  
SEE "EXHIBIT Q"

\*\*NOTE: Urban County bills were erroneously left out of the Agenda, therefore the Commissioners have agreed to approve the bills via a memorandum signed by them.

\*\*\*THE FOLLOWING ITEM IS IN VERBATIM FORMAT\*\*\*

ADD. 1. PCT. #3:

A. Discussion & possible action of Fuel System

COMM. ARCAUTE

We have one addendum item, from Precinct Three, discussion and possible action on Fuel System.

COMM. ROSEL

Yes sir, ah, Commissioner, this is in, in regards to the Precinct Two request for authorization to bid, for County wide fuel systems; and I, I asked you gentlemen to give me some time to get, come up with some specs and what I did is, I called several people that are in the business of, this type of business and, ah, we met with them, ah, Friday and they agreed to, ah, to come up with a set of specs and, ah, two of them or three of them requested that they come up before the Commissioners today and, and address you in regards to the type of specs that we should be looking for. The only thing that I'm going to request from you gentlemen and if they want to come up here and say something, I don't have any problem with that, I don't know if the chair...

COMM. ARCAUTE

That would be out of order, let's deal with the item on the agenda and then we'll take public's comments.

COMM. ROSEL

Okay, so what I, what I'd like to do is I'd like to get an additional week, because I have met with these gentlemen and they say that they need one week, which will be before, well not even a week, that they'll come up with a set of specs before Friday and they'll deliver them to us and then we can, ah, go ahead and look at those specs and these specs will, will comply with EPA or exceed EPA and that's what I'm requesting from you gentlemen, to have an additional week so that we can come up with a set of specs that will be, ah, that will comply with EPA and then the other type., the other question, that I had was, ah, I believe the type of fueling systems, the tanks that, that are bidded out are above-ground type, or the specs that you gave to us are the type that are, go above ground and what I wanted to find out, I think that we needed to look into the possibility of having a bid that will stipulate above ground and/or underground, that will comply with EPA or exceed EPA. I think alot has to do with the type of construction that the, that the tanks have in order to com., be able to put them underground. So, what I'd like to do is I'd like to make a motion before this Court that you give me an additional week, to come up with the set of specs so that we can introduce the specs, to the, to the Commissioners and also give them to the Purchasing Department, so that we could advertise as, a set of specs that we have all agreed on.

COMM. ARCAUTE

Ahm, we had a opening date of July 27th, did we not? That's what we approved?

LOURA ETNIRE

I think so.

COMM. ARCAUTE

I guess July 27th, so we would have to advertise starting tomorrow, right?

MARY MALDONADO

Yes sir.

COMM. ARCAUTE

Is that when it's going to go on the paper, tomorrow?

MARY MALDONADO

(INAUDIBLE)

COMM. ARCAUTE

We already, to advertise...

COMM. ROSEL

Well, I mean what we can do here is we can change that date, can't we. Can we not change

it?

COMM. CAMARILLO

Commissioner, we, we don't...

COMM. ARCAUTE

If the prevailing side wants to rescind the action that we took, fine...I'll go with the prevailing side.

COMM. SANCHEZ

Do we have to rescind the action?

COMM. CAMARILLO

We really don't have to give anymore time as far as the specs, because the specs are not advertised. All we're advertising is for proposals for this type of service, the, the proposals will be or rather the specs will be picked up at the Purchasing Department.

COMM. ROSEL

Right.

COMM. CAMARILLO

So we can advertise and you can come up with the specs and she'll have them so that whomever is interested in, in bidding for this, the specs will be provided by the Auditors..., by the Purchasing Department.

COMM. SANCHEZ

But we have to approve the set of specifications, whether it be, you know, which ones are these people going to be bidding on.

TRAVIS HEISTER

You can do that Monday

COMM. SANCHEZ

Pardon?

TRAVIS HEISTER

You can do that Monday.

COMM. CAMARILLO

Yea.

COMM. SANCHEZ

Monday, is that our next meeting?

COMM. CAMARILLO

Yea.

TRAVIS HEISTER

Yea, that's when your next meeting is.

COMM. CAMARILLO

Yea.

COMM. SANCHEZ

So, in essence, what we do is we grant Commissioner's request for additional week and we do it on Monday, is that what you're saying?

COMM. CAMARILLO

No, no, no.

COMM. ARCAUTE

Oh no wait a minute, we've, we've got to follow

some kind of process.

TRAVIS HEISTER

Well, you can advertise tomorrow, and not approve the specs until Monday.

COMM. SANCHEZ

Oh, okay.

COMM. CAMARILLO

Yeah.

COMM. ROSEL

That'll be fine.

COMM. SANCHEZ

So we go ahead and approve the advertisement or the advertisement, for a fuel system and the specs will be approved next, next Monday. That sounds fine.

COMM. ARCAUTE

Well, I don't know. That's, that's not what we approved, last week.

COMM. ROSEL

No Commissioner, I think that we discussed the specs and you said that you were going to give me one week to come up, what I'm doing with a set of specs and what I'm doing now is I'm requesting you to have an additional week and what they're saying is that, they're saying is that we can go ahead and advertise for, for the, through the newsmedia and then go ahead and, and deliver the specs on, after Monday, when we approve the specs that we're going to bring here before this Commissioners' Court.

COMM. ARCAUTE

We, already approved all of that.

COMM. ROSEL

No we didn't. The specs were, were, were contingent upon...

COMM. SANCHEZ

We approved the specs and then we gave the Commissioner a week to come up or to talk to us about maybe an additional or separate or different set of specs. What he's saying now is that he wants an additional week for it, okay and we're, we'll go ahead and advertise, beginning tomorrow but that the specifications that the bidders will pick up will be available for us to look at next Monday and we'll approve them then, is that what you're saying.

COMM. ROSEL

That's fine.

TRAVIS HEISTER

Well, on Monday you'll settle whether it will be the old specs or the new specs.

COMM. SANCHEZ Or the new specs and that's it.

COMM. ROSEL Okay, that's...

COMM. CAMARILLO Or a compromise

COMM. ARCAUTE So what's going to be published in the paper, tomorrow?

COMM. SANCHEZ Just the fact that we're going to be taking bids.

MARY MALDONADO That we're going out for fueling system.

COMM. SANCHEZ For bids?

MARY MALDONADO Yes sir, that they can pick up specs, that they can pick up the specs, in my office.

COMM. ARCAUTE Based on those ten or eleven items. the ones that are going to be in the newspaper.

COMM. ROSEL No.

COMM. CAMARILLO No.

COMM. SANCHEZ No, nothings going to be in the paper.

COMM. CAMARILLO Nothings going to be in the newspaper.

COMM. SANCHEZ We just advertise....

COMM. CAMARILLO The specs will be picked up at her department.

COMM. ARCAUTE No, I understand that...

COMM. ROSEL Tuesday, the following week.

COMM. ARCAUTE But the specs to meet, what we're advertising for.

COMM. SANCHEZ No the advertising, as I understand it will say, that we're interested in accepting bids for fuel system, the specifications of which can be picked up at her office, beginning Monday.

COMM. ARCAUTE Did you all see the cover page that was going to be advertised.

COMM. SANCHEZ I didn't look at it.

COMM. ARCAUTE No, did you look at it, I mean you got it, did

you look at it.

COMM. SANCHEZ

No, I didn't see it.

COMM. ARCAUTE

You didn't?

COMM. SANCHEZ

Uh-hum.

COMM. ARCAUTE

Well okay that's what I mean, we're going to have to change our, the action that we took last week, if you're going to do that.

COMM. SANCHEZ

What action did we take last week?

COMM. ARCAUTE

Last week we approved to advertise for a specifications or to advertise for a system that would include those ten items or eleven items. I forget what it was, ten or eleven, that was going to be in the advertisement.

COMM. CAMARILLO

No.

COMM. ROSEL

No we didn't.

COMM. ARCAUTE

With instruction to pick up the specifications that would meet those item at the Purchasing Department.

COMM. ROSEL

We didn't agree on that, Commissioner.

COMM. ARCAUTE

Well he voted on it.

COMM ROSEL

We voted on the authorization to go out for bids, that was it.

COMM. SANCHEZ

And to give you an additional week.

COMM. ARCAUTE

Yes...

COMM. ROSEL

Then you said...

COMM. ARCAUTE

But I gave you the information, right?

COMM. ROSEL

Well, you, yeah, you gave me that information, but that doesn't mean that that has to go on that, on that particular advertisement.

COMM. ARCAUTE

Well, I just want, I just want to clean it up, you know, I don't want to end up later with a, I just want to make sure that it's, that it's done right.

COMM. ROSEL The only thing that I'm saying is that we're, I'm coming before this Commissioners' Court with, with permi., with, ah, with permission, asking for permission for, till, to hold off until Monday, when we can approve a set of specs, by this Commissioners' Court and those sets of specs, will be advertised, if you want to advertise at that particular time, but since it's going to be advertised tomorrow, can be picked up at the Purchasing Department.

COMM. SANCHEZ Once the Court approves the specs, either as Travis said the older specs, these new ones or whatever. Okay.

COMM. ARCAUTE So, you don't want to rescind last week's action?

COMM. SANCHEZ I don't think we have to?

TRAVIS HEISTER No.

COMM. ROSEL We don't have to.

COMM. SANCHEZ I don't think we have to.

COMM. ROSEL Follow Legal Counsel advice.

COMM. ARCAUTE Okay, don't say I didn't give you a chance.

COMM. SANCHEZ Okay.

COMM. ARCAUTE Okay, so what's the motion now?

COMM. ROSEL Well the motion is that I'm going to ask for this Commissioners' Court to give an additional week to come up with a set of specs, specifications for the fuel sy., fuel ah, fueling system that we can meet on Monday and we can approve on Monday.

COMM. ARCAUTE And will be presented Monday?

COMM. ROSEL And will be presented Monday.

COMM. ARCAUTE Would you like reword that motion?

COMM. CAMARILLO No, wait a minute.

COMM. ARCAUTE Yeah.

COMM. CAMARILLO Wait a minute.

COMM. ARCAUTE                    Yeah, let's be careful.

COMM. CAMARILLO                  Yeah.

COMM. ARCAUTE                    Let's be careful, we've got to...

COMM. CAMARILLO                  You brought up some points, to be included in the specifications.

COMM. ARCAUTE                    Yes.

COMM. CAMARILLO                  Okay.

COMM. ROSEL                      Commissioner...

COMM. CAMARILLO                  Now what are you going to bring, you're going to bring another set of points, to be added to what he has already...

COMM. ROSEL                      No sir, no sir, not to be added.

COMM. CAMARILLO                  Well, then I feel that we...

COMM. SANCHEZ                    To be considered.

COMM. ROSEL                      To be considered, there's a set of specification, the set of specifications that were introduced here, at that time, I told you that there was, in, in the opinion of some people, in my opinion that it was an overkill, it was something that we did not need, and I asked you, gentlemen, to give you, give me enough time, I asked you, gentlemen, before you went out and authorized, authorized for bidding I asked you gentlemen to give me time to set up a committee that would meet and come up with a list of specifications that would be a, a would, could comply with EPA or exceed EPA and you said that "I'm going to give you one week to come up with those specifications", that's what you told me and that's what I, wanted to do, I got these people together Friday, they're telling me that by, by Thursday or Friday of this week they can come up with a neutral set of specs that can, that can comply or exceed EPA.

COMM. SANCHEZ                    Which we will consider...

COMM. ARCAUTE                    That was the motion, is there a second.

COMM. SANCHEZ                    ...and then we'll decide which specs will be put out.

COMM. ARCAUTE                    You want to second to his motion?

COMM. SANCHEZ                    Yes there is a second.

COMM. ARCAUTE                    Any other further discussion?

COMM. CAMARILLO                  Now, wait a minute...

COMM. ROSEL                      Hold it.

COMM. CAMARILLO                  ...this is, this is very confusing. It is my understanding, when you asked for additional time, was to...

COMM. ROSEL                      Not to add on, Commissioner.

COMM. CAMARILLO                  Well, that was my understanding.

COMM. ROSEL                      That's not to add on to his list, because we would, I'm not going to add on to his list.

COMM. ARCAUTE                    That's what I was referring, that's why I'm saying that it's important, what was on that list.

COMM. ROSEL                      I'm not going to add on to his list. I'm, I'm going to come up and that's why I wanted the time to come up with a, with a list of specs, that would meet EPA or exceed EPA. Not necessarily that, that...

COMM. SANCHEZ                    What I am seconding, is the fact that the option remains with this Court. We would either add on, replace, change, compromise, but we're looking at all of these possibilities, that's, that's what you're saying.

COMM. CAMARILLO                  I don't know.

COMM. ROSEL                      Exactly, that's what I'm saying, Commissioners.

COMM. CAMARILLO                  Say it again.

COMM. ROSEL                      All right, let me explain this.

COMM. SANCHEZ                    They won't necessarily replace what we said.

COMM. ARCAUTE                    Just the motion...

COMM. SANCHEZ                    They won't actually be added on, it will be something that we will consider.

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COMM. ROSEL                   What I'm requesting from this Commissioners' Court is only, on what we talked about, last week. Last week, I, I expressed some concerns about the, the specs.

COMM. ARCAUTE                 Can you give us your motion, Commissioner, I think that's all you want...

COMM. SANCHEZ                 Yea, just go ahead and do it.

COMM. CAMARILLO               We're going to have trouble.

COMM. ARCAUTE                 Yea, just give us your motion.

COMM. ROSEL                   We'll have to go back to what we did last week.

COMM. CAMARILLO               Okay, come up with a motion.

COMM. ROSEL                   I make a motion that, at this time, that you give me one week, to come up with a list of specs, that we could either add on or we can replace the specs introduced by Commissioner Arcaute, for the fuel system, for the, for the fuel systems and advertise for the County.

COMM. SANCHEZ                 That's it.

COMM. ROSEL                   That's it.

COMM. CAMARILLO               Possible add on, is that what you're saying?

COMM. ROSEL                   I said, in that way we're going to cover both angles, I don't know if we're making the mistake or not, but the legal counsel can tell us.

TRAVIS HEISTER                I, I don't know, I, I haven't looked at last week's motion, but as I recall, my memory was basically, you set the date for advertising is, for this fuel system, there was a set of specifications presented by Mr. Arcaute...

COMM. SANCHEZ                 Which we accepted.

TRAVIS HEISTER                Commissioner Rosel expressed concerned about something and it was my understanding, that he was to come up with some specs that you all would consider this week; and either use those specs, or the specs that Commissioner Arcaute used or a combination thereof, as the specifications that can be utilized by the bidder. What he's asking for, is that instead of coming up with those specifications, this week...

COMM. ROSEL Give me an additional week.

TRAVIS HEISTER ...for you all to consider it a week, on Monday.

COMM. SANCHEZ That's all, nothing changes.

COMM. ROSEL So the motion would be that I'm asking for an extension...

COMM. SANCHEZ For one more week.

COMM. ROSEL ...on the bringing up of the specifications, for the fuel system, for an additional week, all I'm asking for.

COMM. CAMARILLO Okay.

TRAVIS HEISTER Or actually, until Monday, six days.

COMM. ROSEL Until Monday.

COMM. SANCHEZ Okay.

COMM. ARCAUTE Okay, is there a second to that motion.

COMM. SANCHEZ Yes, I second it.

COMM. ARCAUTE Okay there is a motion and a second, any further discussion?

COMM. SANCHEZ Question.

COMM. ARCAUTE If not signify by saying aye. In favor of the motion.

COMMISSIONERS Aye.

COMM. ARCAUTE Motion carries.

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

MOTION CARRIED.

DRAINAGE DISTRICT  
=====

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

- ITEM 1. PERMITS:
  - A. City of Edinburg
  - B. Enron Oil & Gas Co.

1/A

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve a request for permit by the City of Edinburg, for their Suger Road expansion, which the State is going to fund. The reconstruction will be between Canton and Trenton and the request is for two new connections, to the South Main Drain, on Sugar Road.

MOTION CARRIED.  
SEE "EXHIBIT R"

1/B

A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve a request for permit by Enron Oil and Gas Company, to drill a well, in the Floodway, which is located between Jackson Road and U.S. Highway 281; Ms. Vona Walker has added a restriction, which states that their drilling pit is to have a five-foot border around it and it is to be filled in within thirty days of completion of the well.

MOTION CARRIED.  
SEE "EXHIBIT R"

- ITEM 2. REQUEST FOR AUDIENCE:
  - A. John Drawe

Mr. Drawe did not appear in Court therefore no action was taken.

NO ACTION.  
SEE "EXHIBIT S"

- ITEM 3. ACTION ON REQUEST OF JOHN DRAWE

NO ACTION.

There being no further business to come before the Drainage District, a motion was made by Commissioner Sanchez 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 \_\_\_\_\_ A B S E N T \_\_\_\_\_  
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 5TH day of JULY, 1994.

ATTEST:

WILLIAM R. LEO, County Clerk  
Hidalgo County, Texas

By: Jennifer Castillo  
Jennifer Castillo, Deputy

