

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

VOL 0169 PAGE 167

BE IT REMEMBERED that on the 8TH day of AUGUST, 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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J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Consent Agenda
August 08, 1994
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7. Permits:
 - A. General Telephone Co. - Pct. 1
 - B. North Alamo Water Supply - Pct. 1, 2 & 4
 - C. Southwestern Bell Telephone - Pct. 3 & 4

8. Internal Line Item Transfers:
 - A. Adult Probation - (4-190-423-514)
 - B. Adult Probation - Boot Camp (state funds)
 - C. Adult Probation - Restitution Center (state funds)
 - D. Adult Probation - Performance Rewards
 - E. Traffic Control
 - F. Health Department - Mobile Clinic
 - G. Health Department - Health Clinics
 - H. Health Department - Community Rural Health
 - I. County Extension Service
 - J. Pct. 2 - Paved/unpaved
 - K. Pct. 2 - Park
 - L. Pct. 2 - Adm.
 - M. County Wide Shop
 - N. Pct. 3 - Adm.
 - O. Pct. 3 - Paved/unpaved
 - P. Pct. 3 - Park
 - Q. Pct. 3 - Enterprise Fund
 - R. Juvenile Probation (4-010-423-300)
 - S. Juvenile Probation (4-010-423-610)
 - T. Purchasing Department
 - U. WIC
 - V. Financial Disruption Task Force (4-150-421-704)
 - W. Financial Disruption Task Force (4-150-412-704)
 - X. Pct. #1

Dated this the 04th day of August, 1994.



J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE

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, AUGUST 08, 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. County Clerk:
 - A. Approval of Early Voting Sub-station & Retail/Mobile Early Voting for the November 08, 1994 General Election
2. Tax Assessor/Collector:
 - A. Approval of Annual Report of all Property Taxes collected together with Delinquent Taxes outstanding for the year ending June 30, 1994
3. Adult Probation Department:
 - A. Budget Amendment for Performance Rewards (Youth Village)
4. Human Services, Rudy De La Vina:
 - A. Approval of Contract with UTMB - Galveston for Health Services
5. WIC:
 - A. Approval of Budget Amendment for Immunization Program
 - B. Approval of Budget Amendment for Office Supplies & Salaries
 - C. Approval of Merit Increase for Immunization Program & WIC Personnel
6. Health Department:
 - A. Approval of Contract to perform Laboratory Testing for COPC Clinic
 - B. Consideration & Approval of Contract for Consultant, COPC Planning & Development
7. Sheriff Department:
 - A. Discussion of County's Policy regarding Backpay to employees suspended without pay
 - B. Authorization to advertise for bids to purchase 150 bullet proof vests
 - C. Narcotic Trafficking Task Force Grant:
 1. Authorization to appropriate budget increase for Sheriff's Department in the amount of \$ 23,171.00
 2. Set Salary of \$ 16,068.00
 3. Approval to enter into a Revised Interlocal Agreement with City of McAllen
 - D. Authorization for budget amendment in the amount of \$ 5,495.00 to remedy a design flaw between the Temporary Facility & the Detention Center

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J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

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August 08, 1994
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8. Budget Amendments:
 - A. Grand Jury - \$ 490.08
 - B. Autopsies - \$ 10,647.00

9. J.D. Salinas, Project Coordinator:
 - A. Financial Disruption Task Force:
 1. Approval to decrease D.A. Task Force Budget & increase Sheriff's Task Force Budget in the amount of \$ 3,922.97

10. Authorization for Public Hearing on County Court at Law Judges' Salaries

11. County Treasurer:
 - A. Authorization for cash advancement to Law Library Fund
 - B. Request for a temporary employee

12. Report of Sale, Order Confirming Sale & Authorization to Execute Special Commissioner's Deed

13. Authorization to appropriate refund of deposit - R & B Right of Way

14. Pct. #1:
 - A. Authorization to upgrade positions & set salaries

15. Pct. #2:
 - A. Authorization to accept Road Easement

16. Pct. #3:
 - A. Approval of Agreed Order for Violation of the Texas Solid Waste Disposal Act, Assessing Administrative Penalties - Permit #1727
 - B. Approval to amend budget in the amount of \$ 960.00
 - C. Authorization to enter into Interlocal Cooperation Agreement with Hidalgo County Irrigation District No.1

17. Purchasing Department:
 - A. Award bids:
 1. Office furniture - Health Department
 2. Tax Statements - Tax Office
 3. Fueling Tanks System - Hidalgo County
 4. Authorization to advertise for Leasing of Farm Land - Pct. 4



J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

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18. Planning Department:
- A. Subdivisions:
 - 1. Suarez Addition No. 1 - Pct.1
 - 2. Desperado Subdivision - Pct. 3
 - 3. Industrial Subdivision - Pct. 3
 - 4. Lule Subdivision - Pct. 3
 - 5. Alberta Meadows Subdivision - Pct. 4
 - 6. Rincon De Encinos Subdivision - Pct. 4
 - 7. Woodland Heights Subdivision - Pct. 4
 - B. Final Plat Approval:
 - 1. Upper Valley Estates Subdivision - Pct. 3
 - C. Preliminary Plat Approval:
 - 1. El Pinto Subdivision - Pct. 3
 - 2. La Homa Heights Unit No.3 Subdivision - Pct. 3
 - 3. Cambridge Gardens Subdivision - Pct. 4
19. Urban County:
- A. City of Edcouch - Amend budgets for the Years 4 & 6
 - B. City of Hidalgo - Construction Contract - Phoenix Fabrication & Electors, Inc.
 - C. City of La Joya - Approval of Fire Truck Bid Award to Neel & Associates, Inc.
 - D. City of La Joya - Approval of Fire Truck Bid Award to Casco Industries
 - E. City of Mercedes - Approval of Contract between City of Mercedes & Tropical Texas Center
 - F. Pct. 4 - Authorization to advertise for Street Paving Construction Year 6
 - G. Pct. 4 - Authorization to advertise for Street Paving Construction Year 7
 - H. HOME - First-time Homebuyer Contract Agreements & Letter of Commitment
 - I. City of Alamo - HOME/Housing Rehabilitation Program - Approval of Change Order
 - J. City of San Juan & Alamo - HOME Housing Rehabilitation Program - Correction to agenda item dated July 26, 1994
 - K. Approval of bills

Dated this the 04th day of August, 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 REGULAR MEETING of the Commissioners' Court will be held on MONDAY, AUGUST 08, 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. Executive Session:

Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.072 to discuss the following matter:

- A. To consider & approve Settlement of Rio-Tex Property
- B. To approve sale of Hidalgo County's Interest in Monte Cristo Country Club & settle dispute with: Pal Bros. Receiver for Rio Grande Savings & Loan, Edinburg Consolidated Independent School District & City of Edinburg & authorize Executive Officer to execute all necessary papers related thereto

2. Open Session:

- A. To consider & approve Settlement of Rio-Tex Property
- B. To approve sale of Hidalgo County's Interest in Monte Cristo Country Club & settle dispute with: Pal Bros. Receiver for Rio Grande Savings & Loan, Edinburg Consolidated Independent School District & City of Edinburg & authorize Executive Officer to execute all necessary papers related thereto

Dated this the 04th day of August, 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 REGULAR MEETING of the Commissioners' Court will be held on MONDAY, AUGUST 08, 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. Line item transfer

Dated this the 04th day of August, 1994

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

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BE IT REMEMBERED that on the 8TH day of AUGUST, 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
=====

ITEM 1. APPROVAL OF MINUTES - July 05, 1994
July 11, 1994
July 19, 1994

ITEM 2. APPROVAL OF BILLS - County Auditors
General Fund - #101357 - #101801 - \$1,600,304.08
Special Revenue Fund - #100719 - #101041 - \$1,553,091.64
Debt Service Fund - # 929 - # 934 - \$ 922,704.15
Trust and Agency Fund - # 4240 - # 4264 - \$ 685,108.70
Enterprise Fund - # 1992 - # 1997 - \$ 4,208.23
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF COURT REPORTERS' FEES:
A. Francisco B. Moreno - \$1,892.00
B. Barbara A. Barnard - \$3,538.00
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:
A. Anzaldua's Park - \$13,800.00 - July
(SEE "EXHIBIT C")

ITEM 5. JAIL COMMISSARY:
A. Declare Equipment Surplus:
1. One (1) RCA T.V.
2. One (1) Detecto Dial Scale
(SEE "EXHIBIT D")

(08/08/94)

ITEM 6. PLANNING DEPARTMENT:

A. Subdivisions:

1. Lago Estates Subdivision - Pct. 1
2. Re-Plat of G.S.A. Subdivision - Pct. 2
3. La Aldea Subdivision - Pct. 3
4. Stewart Terrace Subdivision - Pct. 3
5. Universal Air Subdivision - Pct. 3
6. Angel Estates Subdivision - Pct. 4
7. Meyers Subdivision - Pct. 4

6/A/1

Lago Estates Subdivision is located on the southeast corner of Leona Lane and Lake Drive, City of Progreso Lakes, Precinct One.

(SEE "EXHIBIT E")

6/A/2

Replat of G.S.A. Subdivision is located south of Hwy. 281, along the Rio Grande River, City of Pharr, Precinct Two.

(SEE "EXHIBIT E")

6/A/3

La Aldea Subdivision is located on the northeast corner of Mile 5 Road and Stewart Road, City of Alton, Precinct Three.

(SEE "EXHIBIT E")

6/A/4

Stewart Terrace Subdivision is located 1/4 mile south of F.M. 495, on the east side of Stewart Road, City of Mission, Precinct Three.

(SEE "EXHIBIT E")

6/A/5

Universal Air Subdivision is located between Expressway 83 and Business 83 on the east side of South Taylor Road, City of McAllen, Precinct Three.

(SEE "EXHIBIT E")

6/A/6

Angel Estates Subdivision is located 600 feet east from Sugar Road and Canton Road, City of Edinburg, Precinct Four.

(SEE "EXHIBIT E")

6/A/7

Meyers Subdivision is located 1/2 mile north from Chapin Road, on the west side of U.S. Highway 281, City of Edinburg, Precinct Four.

(SEE "EXHIBIT E")

ITEM 7. PERMITS:

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

7/A

In Precinct One, General Telephone Company is requesting a permit to bury a cable along Mile 6 West, beginning at Mile 13 1/2 North and going northward 2053 feet.
(SEE "EXHIBIT F")

7/B

In Precinct One, North Alamo Water Supply is requesting a permit for two inch water lines as follows:

- 1) Road coring in Country Village Subdivision
- 2) Along Palm Street in Heidelberg
- 3) To cross Mile 17 North 1/4 west of Mile 6 West.

In Precinct Two, they are requesting a permit for an eight inch line to cross Tower at Eldora; a four inch line beginning at Tower Road and going east on Eldora Road, and a ten inch water line on Owassa Road between F.M. 1426 and Morningside Road.

In Precinct Four, they are requesting a permit for two inch water lines along Ingle Road, beginning at Doolittle and going west 860 feet.

(SEE "EXHIBIT F")

7/C

In Precinct Three, Southwestern Bell Telephone is requesting a permit to lay a line along Inspiration Road beginning 800 feet North of Mile 4 Road; along La Homa Road, beginning 1/4 mile north of State Highway 107 and going north 714 feet and along Bentsen Road, north of Mile 6.

In Precinct Four, they are requesting a permit to bury a cable along West Schunior, beginning at Hoehn Drive and going west 335 feet.

(SEE "EXHIBIT F")

ITEM 8. INTERNAL LINE ITEM TRANSFERS:

- A. Adult Probation - (4-190-423-514) - \$500.00
- B. Adult Probation - Boot Camp (State Funds) - \$4,500.00
- C. Adult Probation - Restitution Center(State Funds)-\$3,260.00
- D. Adult Probation - Performance Rewards - \$19,000.00
- E. Traffic Control - \$144.87
- F. Health Department - Mobile Clinic - \$1,000.00
- G. Health Departemnt - Health Clinics - \$5,000.00
- H. Health Department - Community Rural Health - \$3,000.00
- I. County Extension Service - \$1,303.00

(08/08/94)

- J. Pct. 2 - Paved/Unpaved - \$4,000.00
- K. Pct. 2 - Park - \$2,500.00
- L. Pct. 2 - Adm. - \$243.75
- M. County Wide Shop - \$450.00
- N. Pct. 3 - Adm. - \$182.00
- O. Pct. 3 - Paved/Unpaved - \$2,300.00
- P. Pct. 3 - Park - \$5,000.00
- Q. Pct. 3 - Enterprise Fund - \$2,500.00
- R. Juvenile Probation (4-010-423-300) - \$326.00
- S. Juvenile Probation (4-010-423-610) - \$11,550.00
- T. Purchasing Department - \$500.00
- U. WIC - \$11,000.00
- V. Financial Disruption Task Force (4-150-421-704) - \$1,068.74
- W. Financial Disruption Task Force (4-150-412-704) - \$949.85
- X. Pct. #1 - \$37,600.00

(SEE "EXHIBIT G")

Judge Ruiz pointed out that some of the Departments were receiving rebates on Workmans' Compensation, but that there may be some changes in the Unemployment Compensation, and this is what the anticipated rebate may be used for. He then asked the Commissioners if they had any questions and/or comments regarding any of the items on the Consent Agenda, there being none, a motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve the Consent Agenda as presented.

MOTION CARRIED.
SEE "EXHIBITS A-G"

REGULAR AGENDA
=====

- ITEM 1. COUNTY CLERK:
 - A. Approval of Early Voting Sub-Station & Retail/Mobile Early Voting for the November 8, 1994 General Election

Oscar Cantu, Chief Deputy Clerk, came before the Court presenting the list of early voting substations and retail/mobile early voting locations. The County Judge then announced the locations and dates for the early voting. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the early voting substations and retail and mobile early voting substations, for the November 8th, General Election.

MOTION CARRIED.
SEE "EXHIBIT H"

ITEM 2. TAX ASSESSOR/COLLECTOR:

- A. Approval of Annual Report of all Property Taxes collected together with Delinquent Taxes outstanding for the year ending June 30, 1994.

Mr. Ciro Trevino, County Tax Assessor/Collector, came before the Commissioners' Court to present them with an annual report of all property taxes and delinquent taxes collected as of June 30, 1994. He then briefed them on the report itself, indicating that the report represented approximately \$42,553,900.41 that was collected for this period, which was about 87.62% of all collections countywide. He continued by saying that \$5.1 million was collected in delinquent taxes, for this period, and that this figure was increasing every year. As a point of information, Mr. Trevino mentioned that his office had already begun to collect for the Edinburg School District. A motion was then made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the annual tax collection report, for fiscal year ending June 30, 1994, as per our Tax Assessor/Collector, Mr. Ciro Trevino.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 3. ADULT PROBATION DEPARTMENT:

- A. Budget amendment for Performance Rewards (Youth Village)

Adela Huerta, from the Adult Probation Department, informed the Court that this was interest income that was going toward the Youth Village and it was basically coming from Performance Rewards, to be divided amongst the Employment Education Program, Substance Abuse and the Youth Village. The amount to be budgeted towards the Youth Village Program was \$5,550.00, to be appropriated into Equipment and Minor Equipment. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize a budget amendment in the amount of \$5,550.00, going from Performance Rewards to the Youth Village.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 4. HUMAN SERVICES, Rudy De La Vina:

- A. Approval of contract with UTMB-Galveston for Health Services

Judge Ruiz explained that this was the continual contract that we have had with UTMB-Galveston, for the past two years, and it's basically for an allocation of \$100,000.00 annually, in monthly installments of \$8,333.33. The contract period was from September 1, 1994 through August 31, 1995. A motion was made by Commissioner Arcaute and seconded

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by Commissioner Rosel, to approve a contractual agreement between the University of Texas Medical Branch, in Galveston, for health services to our indigent health care; contract begins September 1, 1994, ends August 31, 1995; the allocation is for \$100,000.00.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 5. WIC:

- A. Approval of Budget Amendment for Immunization Program
- B. Approval of Budget Amendment for Office Supplies & Salaries
- C. Approval of Merit Increase for Immunization Program & WIC Personnel

5/A

Norma Longoria, WIC Director, came before the Court requesting approval of a budget amendment under the Immunization Program. She explained that this was surplus monies that she had under this grant and she was wanting to create a new position, at an annual salary of \$8,144.66, plus fringes. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to create a new position, allocate the \$9,337.84, for salary and fringes.

MOTION CARRIED.
SEE "EXHIBIT L"

5/B

Ms. Longoria indicated that the WIC Department was presently operating on a surplus budget, with the fiscal year ending September 30th. She was at this time wanting to allocate this surplus towards office supplies and salaries. On salaries, she was proposing a merit increase, of 3%, for those employees that have been employed six months or more, and this would take approximately \$45,647.49. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to authorize that all permanent full-time employees with more than six months of tenure, with the WIC Program, receive a 3% across the board increase; the cost of living increase would cost the WIC Program, \$45,647.49, including fringes.

MOTION CARRIED.
SEE "EXHIBIT L"

A motion was then made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a \$40,000.00 adjustment in the budget for WIC, for Office Equipment, Office Supplies, Drugs and Electricity, as presented.

MOTION CARRIED.
SEE "EXHIBIT L"

5/C

ACTION INCLUDED IN ITEMS 5/A AND 5/B

ITEM 6. HEALTH DEPARTMENT:

- A. Approval of contract to perform Laboratory Testing for COPC Clinic
- B. Consideration & Approval of Contract for Consultant, COPC Planning & Development

6/A

Ofelia Espinoza, County Health Budget Director, informed the Court that they were requesting approval of Laboratory Testing, for the COPC Clinic. A discussion then ensued with regards to whether or not this service could be done locally, as well as, the possibility of this contract exceeding the \$10,000.00 limit. Travis Heister, the County Legal Counsel, then pointed out that being that this contract was for a one year period that it would have to be advertised. Commissioner Sanchez stressed that they try to find someone locally, maybe through the acquisition of quotes and approve a contract, under professional services. After further discussion, Ms. Espinoza indicated that she would research this further, through the acquisition of quotes.

NO ACTION.

SEE "EXHIBIT M"

The discussion continued with regards to whether this issue should be advertised or approved through quotes, with Ms. Espinosa saying that most of their testing would still be done through the State with this contract being use in special cases. The final consensus, however, was to acquire some quotes.

6/B

Ms. Espinoza stated that this was for authorization to hire Mr. Paul Hoffman, as a Planning and Development Consultant, to the COPC Task Force. The contract would be for approximately four meetings at a cost of \$75.00 per hour, with a maximum of \$600.00 per day, plus expenses, to be paid out of the Maternal and Child Health Grant. Judge Ruiz then have a brief history of how this particular contract came to be presented here today. A motion was then made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve the assistance and consultant services, from Paul Hoffman, and recommend this contract to be approved, as written.

MOTION CARRIED.

SEE "EXHIBIT M"