

RUIZ

Jerry

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, AUGUST 23, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 bills - County Auditor
2. Approval of Attorney's Fees - \$ 6,000.00
3. Approval of Monthly Fee Reports:
 - A. Sheriff Department - \$ 93,213.97 - July
 - B. Justice of the Peace:
 1. Arnaldo Corpus - \$ 2,595.27 - July
 2. E. Jackson - \$ 5,197.00 - "
 - C. Constables:
 1. Horacio Aguirre - \$ 0.00 - July
 2. Gilberto Alaniz - \$ 0.00 - "
 3. Luis Zamora - \$ 750.00 - "
 4. Rinaldo Cerda - \$ 355.00 - "
 5. Eduardo Bazan - \$ 0.00 - "
4. Planning Department:
 - A. Subdivisions:
 1. Zuniga Subdivision - Pct. 4
5. Approval of Court Reporter's Fees:
 - A. Fransisco B. Moreno - \$ 1,529.00
6. Permits:
 - A. Southwestern Bell Telephone - Pct. 1, 2, 3 & 4
 - B. North Alamo Water Supply - Pct. 1 & 4
 - C. Apache Corporation - Pct. 1
 - D. Military Highway Water Supply - Pct. 2
 - E. Enron Oil & Gas Company - Pct. 2

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7. Internal Line Item Transfers:
 - A. Purchasing Department
 - B. Adult Probation - Education/Employment (state funds)
 - C. Adult Probation - Restitution Center (state funds)
 - D. Adult Probation - (state funds)
 - E. Adult Probation - Boot Camp (state funds)
 - F. 370th District Court
 - G. Health Department (Sanitation)
 - H. County Treasurer

Dated this the 17th day of August, 1994.

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1. Public Hearing for Salaries of County Court at Law Judges
2. Acceptance of 1993 Independent Audit
3. Health Department:
 - A. Approval of Contract to perform Laboratory Testing for C.O.P.C. Clinic
 - B. Approval of Contract to pay for mobile van utilities
 - C. Approval of Texas Diabetes Council Grant Attachment No. 13 Amendment in the amount of \$ 3,250.00
4. Sheriff Department:
 - A. Authorization to declare vehicles surplus & sell at public auction
5. Human Services, Rudy De La Vina:
 - A. Amendment to budget to appropriate \$ 150,000.00 for Indigent Health Care Expenditures - Appropriation will be funded \$ 30,000.00 in local funds & \$ 120,000.00 in state match funds
 - B. Budget Amendment of \$ 5,250.00 for Professional Services to pay for processing fee
6. Pct. #3:
 - A. Authorization to install four 4-way Stop Signs & Speed Limit Signs at 5 Mile Line & Western Avenue Intersection
7. Purchasing Department:
 - A. Award bid for Anzaldua's Park Security - Pct. 3
 - B. Award bid for Cafeteria & Dental Plan
8. Planning Department:
 - A. Final Plat Approval:
 1. Sioux Estates Unit No.2 Subdivision - Pct. 2
 - B. Final Plat Approval with Variance Request:
 1. Italian Village Subdivision - Pct.4
9. Office of Employment & Training:
 - A. Consider & approve letter of request for extension to the PIC/CEO Agreement for the Hidalgo/Willacy SDA
 - B. Consider & approve reappointment of Lauro H. Solis (Private Sector Slot) to the Hidalgo/Willacy Private Industry Council

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10. Urban County:
 - A. Declaration of sole source & authorization to enter into Lease Agreement
 - B. Approval of payment for line of credit interest
 - C. H.M.E. Subdivision - Low bid contractor hearing TCDP Contract No. 702035
 - D. H.M.E. Subdivision - Construction Contract Award
 - E. City of Weslaco - Approval of construction contract between City of Weslaco & McAllen Construction Co.
 - F. Pct. #1 - Authorization to terminate Engineering contract as agreed by both parties
 - G. Pct. #4 - Approval of Professional Engineering Services Contract for Year 7 Street Projects
 - H. HOME - First-time Homebuyer Contract Agreements & Letter of Commitment to Mortgage Co.
 - I. Approval of Budget Amendment for Rancho Sanchez TWDB # 94-483-051
 - J. City of Alamo - Change Order #1 Construction Contract - Community Center
 - K. Approval of bills

Dated this the 17th day of August, 1994.

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A D D E N D U M

1. Urban County:
 - A. Pct. #1 - Hauling Contract Award Year 6
 - B. Pct. #1 - Award bid - Professional Engineering Services Contract Year 4

Dated this the 19th day August, 1994



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HIDALGO COUNTY JUDGE

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A D D E N D U M

1. Request authorization to release a letter of intent to the U.S. Marshall for the Housing of Federal Prisoners by the Delta Facility Corporation
2. Sheriff Department:
 - A. Approval to purchase three (3) years of Military Service for Retirement purposes

Dated this the 19th day of August, 1994



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HIDALGO COUNTY JUDGE

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DRAINAGE DISTRICT

1. Line Item Transfer
2. Declare emergency to repair vandalized pump on Pump Structure #1
3. Acceptance of 1993 Independent Audit

Dated this the 17th day of August, 1994

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

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BE IT REMEMBERED that on the 23RD day of AUGUST, 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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The Honorable J. Edgar Ruiz, County Judge, called the Commissioners' Court meeting to order, whereupon the following proceedings were had, to-wit:

CONSENT AGENDA

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ITEM 1. APPROVAL OF BILLS - County Auditor

General Fund	- #102009	- #102159	- \$233,976.64
Special Revenue Fund	- #101412	- #101594	- \$436,141.66
Debt Service Fund	- # 935	- # 937	- \$205,323.59
Trust and Agency Fund	- # 4269	- # 4290	- \$ 38,610.44
Enterprise Fund	- # 2012	- # 2017	- \$ 5,286.88

(SEE "EXHIBIT A")

ITEM 2. APPROVAL OF ATTORNEYS' FEES - \$6,000.00
(SEE "EXHIBIT B")

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

- A. Sheriff Department - \$93,213.97 - July
- B. Justices of the Peace:
 - 1. Arnaldo Corpus - \$ 2,595.27 - July
 - 2. E. Jackson - \$ 5,197.00 - "
- C. Constables:
 - 1. Horacio Aguirre - \$ 0.00 - July
 - 2. Gilberto Alaniz - \$ 0.00 - "
 - 3. Luis Zamora - \$ 750.00 - "
 - 4. Rumaldo Cerda - \$ 355.00 - "
 - 5. Eduardo Bazan - \$ 0.00 - "

(SEE "EXHIBIT C")

ITEM 4. PLANNING DEPARTMENT:

- A. Subdivisions:
 - 1. Zuniga Subdivision - Pct. 4

Zuniga Subdivision is located 451 feet east from McColl Road, on the north side of Schunior Road, City of Edinburg, Precinct Four.

(SEE "EXHIBIT D")

ITEM 5. APPROVAL OF COURT REPORTERS' FEES:

A. Francisco B. Moreno - \$1,529.00

(SEE "EXHIBIT E")

ITEM 6. PERMITS:

A. Southwestern Bell Telephone - Pcts. 1, 2, 3 & 4

B. North Alamo Water Supply - Pcts. 1 & 4

C. Apache Corporation - Pct. 1

D. Military Highway Water Supply - Pct. 2

E. Enron Oil & Gas Company Pct. 2

6/A

In Precinct One, Southwestern Bell Telephone is requesting a permit to bury a cable along Mile 1 West Road just north of its intersection with Mile 9 North. In Precinct Two, they are requesting to go along Minnesota Road for 5,000 feet east of its intersection with Tower Road. In Precinct Three, they are requesting to cross Minnesota Road, at its intersection with Mile 4 North Road and in Precinct Four, they are requesting to go along Bentsen Road north of Mile 7, then west on Mile 7, for 1500 feet.

(SEE "EXHIBIT F")

6/B

In Precinct One, North Alamo Water Supply Corporation is requesting a permit for a two inch water line in Country Village, to cross Mile 14 1/2 just east of F.M. 88 and to cross Engleman Road, north of Mile 19 North. In Precinct Four, they are requesting a permit for an eight inch line along Alberta Road, for 1,520 feet, west of F.M. 907 and a two inch line on Hendrix, in San Carlos.

(SEE "EXHIBIT F")

6/C

In Precinct One, Apache Corporation is requesting a permit for a four inch line crossing Mile 7 1/2 West and Mile 5 1/2 North at the intersection; crossing Mile 7 West, 500 feet south of Mile 5 North and crossing Mile 6 1/2 West, 500 feet south of Mile 5 North.

(SEE "EXHIBIT F")

6/D

In Precinct Two, Military Highway Water Supply is requesting a permit to cross an unnamed county road, on El Gato Road, south of Alamo.

(SEE "EXHIBIT F")

6/E

In Precinct Two, Enron Oil & Gas Company is requesting a permit for a three inch line on the south side of Anaya Road, beginning 600 feet west of Morningside Road and going west for 1,600 feet. (SEE "EXHIBIT F")

- ITEM 7. INTERNAL LINE ITEM TRANSFERS:
 - A. Purchasing Department - \$300.00
 - B. Adult Probation - Education/Employment (State Funds)-\$170.00
 - C. Adult Probation - Restitution Center (State Funds) - \$400.00
 - D. Adult Probation - (State Funds) - \$4,000.00
 - E. Adult Probation - Boot Camp (State Funds) - \$560.00
 - F. 370th District Court - \$100.00
 - G. Health Department (Sanitation) - \$125.00
 - H. County Treasurer - \$3,242.00
- (SEE "EXHIBIT G")

The County Judge 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 Arcaute and seconded by Commissioner Rosel, to approve the Consent Agenda, as presented.

MOTION CARRIED.
SEE "EXHIBITS A-G"

Judge Ruiz continued by announcing that there would be a budget workshop on Monday at 1:00 PM, with the budgets to be discussed being Parks, Road & Bridge and the Drainage District. He also mentioned that there would be a County Commissioners Workshop, in Austin, on Wednesday and Thursday. On Friday, the Courthouse would be closed, in celebration of Lyndon B. Johnson's Birthday.

REGULAR AGENDA
=====

MOVED TO ITEM #10 BY CONSENSUS

- ITEM 10. URBAN COUNTY:
 - A. Declaration of sole source & authorization to enter into Lease Agreement
 - B. Approval of Payment of Line of credit interest

- C. H.M.E. Subdivision - Low bid contractor hearing TCDP Contract No. 702035
- D. H.M.E. Subdivision - Construction Contract Award
- E. City of Weslaco - Approval of construction contract between City of Weslaco & McAllen Construction Company
- F. Pct. #1 - Authorization to terminate Engineering contract as agreed by both parties
- G. Pct. #4 - Approval of Professional Engineering Services Contract for Year 7 Street Projects
- H. HOME - First-time Homebuyer Contract Agreements & Letter of Commitment to Mortgage Co.
- I. Approval of Budget Amendment for Rancho Sanchez TWDB #94-483-051
- J. City of Alamo - Change Order #1 Construction Contract - Community Center
- K. Approval of bills

10/A

Anthony Covacevich, Urban County Director, informed the Court that this request was due to a failure in their computer system. They presently have a month-to-month lease with NCR, which they would like to continue until the problem is resolved. The monthly lease payment will be \$400.00 per month, and the agreement will be with System Designs, which is a sole source vendor for NCR products. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to authorize a lease agreement, on a month-to-month basis, with Systems Design, out of Corpus Christi, who are vendors for NCR products; the monthly lease for equipment hardware, is \$400.00 per month.

MOTION CARRIED.
SEE "EXHIBIT Q"

10/B

Mr. Covacevich explained that a line of credit had been created at 1st National Bank, for their Colonia Program and at that time the program was going to be working on an assessment process. Since then, the program has changed and the State will no longer accept the interest charges on the line of credit, but the County Urban County Program would like to continue to use the line of credit, as it facilitates their draw down process and contract payments. He added that in the last two years they have paid about \$11,000.00 in interest on the \$300,000.00 line of credit and they would like to request that the interest be paid out of the General Fund. The estimated interest for the upcoming year is \$6,000.00. After some clarification by the County Auditor, on the action needed as noted in the Agenda, NO ACTION was taken.

NO ACTION.
SEE "EXHIBIT Q"

10/C&D

Mr. Covacevich asked that both these items be tabled at this time, as the contractor was out of the Valley.

NO ACTION.
SEE "EXHIBIT Q"

10/E

Mr. Covacevich reported that the City of Weslaco was requesting permission to go into contract with McAllen Construction Co., for the sewer improvement project, under Year 6. The contract amount is for \$165,930.40; with \$121,350.00 coming from Year 6 and \$60,000.00 coming from Weslaco ISD, as the project includes a lift station for the new Cleckler-Heald School, on Mile 6. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to award bid and enter into contract with McAllen Construction Company, for sewer improvements in the amount of \$165,930.40.

MOTION CARRIED.
SEE "EXHIBIT Q"

10/F

Mr. Covacevich stated that Precinct One was requesting permission to terminate a contract with Salinas & Associates, Inc., in the amount of \$38,840.00, with the amount paid to date being \$34,645.28. He added that approximately 28% of the construction phase has been completed. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to authorize termination of an engineering contract, entered by Precinct One County of Hidalgo and Salinas & Associates, engineering firm, with both parties having agreed on this termination.

MOTION CARRIED.
SEE "EXHIBIT Q"

10/G

Mr. Covacevich informed the Court that Precinct Four was requesting to enter into contract with Salinas & Associates, on their Year 7 Street Project, with the contract amount being \$35,432.00. The streets to be worked on are Canton Road (281 East to Tower Road), Floral Road (F.M. 3250 east to 281), Doolittle Road (Schunior north to F.M. 1925), Kenyon Road (Schunior north to Mile 17 1/2), Mile 17 1/2 N. Road (Doolittle east to Kenyon) and Holmes Road (107 to RR crossing and colonias adjacent). A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to appoint Salinas & Associates, as engineer for Precinct Four Year 7 Street Improvement contract.

MOTION CARRIED.
SEE "EXHIBIT Q"

10/H

Under the HOME Program, Mr. Covacevich was bringing two more applicants for consideration. These being Christopher Grissom and Francisco Alfaro, with letters of commitment from Frontera Mortgage on each applicant. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to approve Christopher Grissom and Francisco Alfaro, as participants in the First-time Homebuyer and appoint Frontera

Mortgage, as the mortgage company.

MOTION CARRIED.
SEE "EXHIBIT Q"

10/I

Mr. Covacevich explained that he was bringing this item before the Court, as per the Auditor's request. This is for a budget amendment in the amount of \$32,690.00, which will be used to obligate the grant, into the General Fund. An additional budget amendment of \$45,450.00 is also needed for the local match requirement. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to approve the budget amendment for Rancho Sanchez and the Texas Water Development Board, as prescribed by the County Auditor and Mr. Covacevich.

MOTION CARRIED.
SEE "EXHIBIT Q"

10/J

The City of Alamo was requesting approval of change order number one, with Wilson Construction Company, which is an increase of \$10,474.00. The total contract amount, with change order, will be \$70,120.00, to be paid out of Year 4 and Year 6. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to approve change order number one, with Wilson Construction, increasing the contract by \$10,474.00, with the City of Alamo and the County of Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT Q"

10/K

A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve the 1991 Urban County bill #6531 in the amount of \$23,285.70; the 1992 Urban County bills #6532 thru #6538 totaling \$76,529.01; the 1993 Urban County bills #6539 thru #6547 totaling \$218,194.86; the 1992 HOME Program bills #6548 thru #6560 totaling \$35,658.49 and the 1993 HOME Program bills #6561 thru #6563 totaling \$10,520.00. The total Urban County memorandum to be approved is in the amount of \$364,188.06.

MOTION CARRIED.
SEE "EXHIBIT Q"

ADD. #1. URBAN COUNTY:

- A. Pct. #1 - Hauling Contract Award Year 6
- B. Pct. #1 - Award bid - Professional Engineering Services Contract Year 4

Add. #1/A

Mr. Covacevich explained that this would be for hauling services for the following projects: Mile 4 W, Mile 2 W, Midway Village and Hutto Road. The contract amount is for \$75.00 per load. A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to authorize and approve a contract with Moises Castillo, Jr., to haul for Precinct One, for \$75.00 per load, authorizing exemption from the bidding procedure, under the personal services criteria. The contract is for the streets as stated.

MOTION CARRIED.
SEE "EXHIBIT Q"

Add#1/B

Mr. Covacevich stated that this was in reference to the contract that had been terminated between Precinct One and Richard Salinas & Associates. The new contract will be with Noe Garza & Associates for 72% of the construction phase, which will total \$4,194.72. The streets to be paved under this contract are La Mesa Subdivision and Mile 4 West Road. After a brief discussion regarding the change in contract as, well as the scope of services, a motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to award an engineering contract to Noe Garza & Associates, in the amount of \$4,194.72, with the contract being to finish the construction of La Mesa Subdivision and Mile 4 West Road.

MOTION CARRIED.
SEE "EXHIBIT Q"

Judge Ruiz then addressed some residents, from La Mesa Subdivision, who were present in the audience. He stated that the street paving project, in La Mesa Subdivision would be continued, with the approval of the new contract. Mrs. Bocanegra, a La Mesa resident, then came up and said that they have been waiting for the completion of the project for the last eight years. She also asked the County Judge, if he could possibly bring to the attention of the Precinct One Commissioner needed improvements within Tierra Bella Subdivision and Mile 2 3/4 S., east of Mercedes. For the latter, a petition has been presented to the Commissioner.

ADD. #3. SHERIFF DEPARTMENT:

- A. Approval to purchase three (3) years of Military Service for Retirement purposes

Judge Ruiz stated that the Sheriff was in the Commissioners' Court this morning with a request to purchase three years of military service, for retirement purposes, at a cost of \$540.00. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve the purchase of three years of military service, that go to the retirement plan of Sheriff Brig Marmolejo.

MOTION CARRIED.
SEE "EXHIBIT R"

ADD. #2. REQUEST AUTHORIZATION TO RELEASE A LETTER OF INTENT TO THE U.S. MARSHALL FOR THE HOUSING OF FEDERAL PRISONERS BY THE DELTA FACILITY CORPORATION

The County Judge reported that there had been a workshop on Friday and Commissioner Rosel elaborated on the liability issue with the center. Judge Ruiz then said that in order for the Delta Area Facility Corporation to proceed in this endeavor, Commissioners' Court would need to authorize a letter, to the U.S. Marshall, offering him to build and operate a four hundred bed facility for federal prisoners. This facility to be built by the Delta Area Detention Facility Corporation, in the Delta area and that a grant of \$5 million be requested by the U.S. Marshall, to be used for the construction and that a \$50.00 per diem per prisoner, for the housing of prisoners, be allocated, in the negotiations. A motion was made by Commissioner Arcaute and seconded by Commissioner Camarillo, to authorize a letter of intent to the U.S. Marshall for the housing of federal prisoners by the Delta Facility Corporation.

MOTION CARRIED.

ITEM 1. PUBLIC HEARING FOR SALARIES OF COUNTY COURT AT LAW JUDGES

Judge Ruiz called the public hearing to open, after which he explained the proposed increases, which would be \$20,000.00 per year for each County Court at Law Judge. The present salary of the County Court at Law Judges is \$63,555.17 and this would be increased by an additional \$20,000.00 per year, commencing September 1. The reason for the increase so that the County could be able to qualify for the State reimbursement. He added that these increases were being brought about due to legislation that had recently been passed. Travis Heister then elaborated on the possible reimbursement from the State, for one of the County Court at Law Judges for this year and the fact that they will no longer be allowed to practice law, thus making them "full-time County Court at Law Judges". After a brief discussion, the public hearing was closed.

NO ACTION.
SEE "EXHIBIT H"

ITEM 2. ACCEPTANCE OF 1993 INDEPENDENT AUDIT

The County Judge stated that this was in reference to the audit that was submitted by the independent auditor, Mr. Richard Cortez. He added that it has been reviewed by the County Auditor, as well as his office and there are no findings, but there are some comments, to which they need to respond to. A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to accept the annual financial report by the independent auditor, ending December 31st, 1993.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 3. HEALTH DEPARTMENT:

- A. Approval of contract to perform laboratory testing for C.O.P.C. Clinic
- B. Approval of contract to pay for mobile van utilities
- C. Approval of Texas Diabetes Council Grant Attachment No. 13 Amendment in the amount of \$3,250.00

3/A

Ofelia Espinoza reported that she had been instructed to acquire bids from local vendors on the laboratory testing and she did, but at this time they are still recommending National Health Laboratories (NHL). The reason for the recommendations, as per Dr. Omar Garza, was that the local vendors also deal with NHL and contracting with them would entail a higher price than dealing with the company itself. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, approve a contract with National Health Laboratories, for testing for the COPC Clinic, also exempting them from the bidding procedure, under professional services.

MOTION CARRIED.
SEE "EXHIBIT J"

3/B

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve a contractual agreement between Holy Spirit Catholic Church and the County of Hidalgo, for the use of utilities and property for the mobile clinic.

MOTION CARRIED.
SEE "EXHIBIT J"

3/C

Mrs. Espinoza explained that this was a new grant, to be used to fund the traveling reference library. The grant is for an amount of \$3,250.00 and it will be used to buy a VCR, a monitor and library references for the library, for diabetic teachings. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to accept this grant from Texas Diabetes Council, for Attachment No. 13, which is an

amendment of \$3,250.00.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 4. SHERIFF DEPARTMENT:

- A. Authorization to declare vehicles surplus & sell at public auction

Captain Dick Dickinson came before the Court requesting that two seized vehicles be declared surplus and be auctioned off. The vehicles in question are a 1985 Ford Bronco II and a 1991 Beam FM Goose-neck Trailer. Judge Ruiz then asked Travis Heister, the County Legal Counsel, if the Commissioners and/or elected officials were allowed to bid on any of the items that were declared surplus by the County and Mr. Heister responded that he thought that they could and the County Judge asked that he please research this. A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to approve the declaration of vehicles surplus and to authorize the sale of these particular vehicles, in public auction.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 5. HUMAN SERVICES, Rudy De La Vina:

- A. Amendment to budget appropriate \$150,000.00 for Indigent Health Care Expenditures - Appropriation will be funded \$30,000.00 in local funds & \$120,000.00 in state match funds
- B. Budget Amendment of \$5,250.00 for Professional Services to pay for processing fee

5/A

Mr. De La Vina came before the Court to request additional funds to be able to pay for not only pending bills but also incoming bills. Judge Ruiz asked him if the County was still in the 80/20 match and Mr. De La Vina responded that they were. He continued by saying that at this time they were requesting an amendment of \$30,000.00 which would generate an additional \$120,000.00 from the State with the match being in effect until August 31, 1994. Steve Austin, the County Auditor, then recommended that if this Court was anticipating the budgeting of additional funds, then they should do it at this time in order to expedite the payment of bills, within this match period. Judge Ruiz then asked how much the State match would be if the County were to allocate \$100,000.00 at this time and Mr. De La Vina responded that it would generate \$400,000.00. After a brief discussion, a motion was made by Commissioner Arcaute and seconded by Commissioners Camarillo and Ro-

sel, to authorization the appropriation of \$500,000.00; appropriation will be funded with the \$100,000.00 budget amendment, of local funds and \$400,000.00 from State funds.

MOTION CARRIED.
SEE "EXHIBIT L"

5/B

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve a budget amendment of \$17,500.00 for professional services, to be paid for processing fees, to Third Party Administrators (TPA).

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 6. PCT. #3:

A. Authorization to install four 4-way stop signs & Speed Limit signs at 5 Mile Line & Western Avenue Intersection

A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to approve a resolution designating a county road intersection as a four way stop intersection, being Western Road and Mile 5 and a resolution designating a 45 MPH zone, on Western Road, between Mile 3 and Mile 7.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 7. PURCHASING DEPARTMENT:

- A. Award bid for Anzaldua's Park Security - Pct. 3
- B. Award bid for Cafeteria & Dental Plan

7/A

Mary Maldonado, Purchasing Agent, indicated that she had brought this to Court the previous week and it was taken under advisement. She was bringing it again before the Court, adding that there were two bidders, Quintanilla Security Service and International Executive Security. She stated that just this morning she received proof of the \$1 million liability insurance and Commissioner Rosel stated that that was all that was needed and he added that he would like to award the bid to Quintanilla Security Service. Judge Ruiz then asked him if he had analyzed the three pending lawsuits, which involved Quintanilla Security Service, and Commissioner Rosel responded that this was the reason that they had asked for the \$1 million liability insurance and they had also rewritten the contract, so as to say that the County was

not responsible for the security there. Amber Etnire, Risk Manager, then indicated that the County was being sued, not because of the actions of Quintanilla Security, but because the County was "negligent in hiring someone who we know has a poor record". Commissioner Rosel then said that this Court had a decision to make being that they were low bid and Judge Ruiz asked what his recommendation was and Commissioner Rosel asked the Legal Counsel and Mr. Heister stated that the determination would be have to be made by the Commissioner. Judge Ruiz again asked him what he wanted to do and Commissioner Rosel asked what the recommendation of this Court was, and Judge Ruiz stated that it depended on him. Commissioner Rosel finally stated that since Quintanilla Security Service, had met all bid specs and being that he was low bidder, then this Court was obligated to award the bid to him. He then made a motion, which was seconded by Commissioner Camarillo, to award bid to Quintanilla Security Service, for security services at Anzaldua's Park.

MOTION CARRIED.
SEE "EXHIBIT N"

7/B

Commissioner Rosel initiated a discussion on this matter with regards to insurance companies, who had submitted proposals, which included other insurances, other than what was bidded on. He supported his comments by quoting certain requirements from the bid specs. Commissioner Rosel then recommended that they throw out the present bids and readvertise for a Cafeteria Plan, with an option by the employees to purchase a dental plan and no other supplementals. He then made a motion to this effect, which died for lack of a second.

MOTION DIED.

Ms. Maldonado then stated that they were at this time recommending Jesse Trevino Insurance/Ted L. Parker & Associates, for the 125. Amber Etnire, the Risk Manager, then proceeded to explain the recommended plan, by saying that they did not charge for premium only plan, but they do charge \$2.50 per participant per month for a flexible spending account and their dental is \$5.00 per employee. The other plan that came close charged for the premium. Travis Heister, the County Legal Counsel, then indicated that when considered, they had to look at the whole package. Commissioner Camarillo then requested that they explain it a little further, with respect to the cost to both the County and the employees. In her explanation, Ms. Etnire also presented the savings to employees in, by using different salary brackets. After further discussion, a motion was made by Commissioner Arcaute and seconded by Commissioner Camarillo, to award bid to Jesse Trevino Insurance/Ted L. Parker & Associates, for the Cafeteria Plan, with Option I Dental Plan, for the County.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 8. PLANNING DEPARTMENT:

- A. Final Plat Approval:
 - 1. Sioux Estates Unit No. 2 Subdivision - Pct. 3
- B. Final Plat Approval with Variance Request:
 - 1. Italian Village Subdivision - Pct. 4

8/A

A motion was made by Commissioner Arcaute and seconded by Commissioner Camarillo, to give final approval to the plat of Sioux Estates Unit No. 2 Subdivision, which is located approximately 437 feet north of Sioux Road, on the west side of Tower Road.

MOTION CARRIED.
SEE "EXHIBIT O"

8/B

Emilio Garcia, Chief Planner, presented this plat to the Court for consideration. He stated that the developer was asking for approval of the whole subdivision, which calls for 121 lots, but as only part of the Clearstream Aerobic Treatment System has been completed, Mr. Garcia is recommending that only the portion serviced by the system, be approved at this time, as Phase I. The partial completion of the system services approximately forty-three lots, which can be rented out or sold, if this proposed Phase I is approved. Mr. Garcia stated that this would entail the plat to be redrawn, by the engineer, as Phase I, and at a later date when the remaining system is completed, then the developer can submit that portion as Phase II. A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to give final plat approval, to the amended plat of Italian Village Subdivision, as Phase I, which is 43 RV spaces, that clearly have the Clearstream Aerobic Treatment System.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 9. OFFICE OF EMPLOYMENT & TRAINING:

- A. Consider & approve letter of request for extension to the PIC/CEO Agreement for the Hidalgo/Willacy SDA
- B. Consider & approve reappointment of Lauro H. Solis (Private Sector Slot) to the Hidalgo/Willacy Private Industry Council

9/A

A representative from the Office of Employment & Training, came before the Court and reported that they were requesting an extension to the PIC/CEO agreement, as it will expire on August 25, 1994. The requested extension is for a period of sixty (60) days, during which time it will be presented to the Court for consideration. Judge Ruiz then proposed that they just approve the agreement, on the same terms and conditions. A motion was then made by Commissioner Camarillo and

seconded by Commissioner Arcaute, to approve the PIC/CEO agreement, for two years.

MOTION CARRIED.
SEE "EXHIBIT P"

9/B

A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to reappoint Lauro H. Solis, to the Private Industry Council, for a second term.

MOTION CARRIED.
SEE "EXHIBIT P"

There being no further business to come before the Court, a motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, that said meeting 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 a line item transfer of \$2,250.00, from rental of equipment and hauling/freight to tires/tubes and cleaning supplies.

MOTION CARRIED.
SEE "EXHIBIT

ITEM 2. DECLARE EMERGENCY TO REPAIR VANDALIZED PUMP ON PUMP STRUCTURE

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#1

Vona Walker informed the Court that the repairs on a vandalized pump, on Pump Structure #1, were being done by their mechanics, but they presently had a pending bill, by J.C. Brown, for \$13,292.15. She added that they anticipated spending a total of \$20,000.00 to complete the repair. Commissioner Camarillo then asked her to elaborate on the damage and she stated that it appeared that they took the radiator and some other equipment and the equipment they could not take then shot up. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to declare emergency and authorize the repairs to a vandalized pump, which is in Pump Structure #1, and exempting it from the bidding procedure, under declaration of emergency.

MOTION CARRIED.

ITEM 3. ACCEPTANCE OF THE 1993 INDEPENDENT AUDIT

A motion was made by Commissioner Camarillo and seconded by Commissioners Rosel and Arcaute, to accept the 1993 independent audit.

MOTION CARRIED.

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

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. VOL 0171 PAGE 103

J. Edgar Ruiz _____
County Judge

Samuel Sanchez _____ A B S E N T _____
County Commissioner, Precinct #1

Lalo Arcaute _____
County Commissioner, Precinct #2


Juan Rosel _____
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 23RD day of AUGUST, 1994.

ATTEST:

WILLIAM R. LEO, County Clerk
Hidalgo County, Texas

By:  _____
Jennifer Castillo, Deputy

