

Jenny

**R U I Z**

J. EDGAR RUIZ  
HIDALGO COUNTY JUDGE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on MONDAY, SEPTEMBER 12, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 - August 16, 1994
2. Approval of Bills - County Auditor
3. Approval of Court Reporter's Fees:
  - A. Mark Kvapil - \$ 1,308.00
  - B. Mark Kvapil - \$ 445.80
4. Approval of Monthly Fee Reports:
  - A. Justice of the Peace:
    1. Ruben Ramos - \$ 9,028.15 - August
5. Request for Voting Machines:
  - A. Edinburg ISD (Student Council) - 02 machines
  - B. B.L. Gray Jr. High - 02 machines
6. Planning Department:
  - A. Subdivisions:
    1. Alamo Bank Subdivision - Pct. 1
7. Permits:
  - A. North Alamo Water Supply - Pct. 1 & 4
  - B. Sharyland Water Supply Corp. - Pct. 3
  - C. Southwestern Bell Telephone - Pct. 4

# R U I Z

J. EDGAR RUIZ  
HIDALGO COUNTY JUDGE

Consent Agenda  
September 12, 1994  
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8. Internal Line Item Transfers:
  - A. County Court #1
  - B. Buildings & Grounds
  - C. WIC
  - D. J.P. Pct. 3, Pl.2 (Ismael Ochoa)
  - E. Pct. 2 - parks
  - F. Pct. 2 - road adm.
  - G. Pct. 2 - paved/unpaved
  - H. J.P. Pct. 2, Pl.1 (Ruben Ramos)
  - I. Sheriff Department
  - J. County Court #4
  - K. 332nd District Court

Dated this the 07th day of September, 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, SEPTEMBER 12, 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. Urban County:
  - A. Change Order No.2 - Contract No. 702035 - Amendment
  - B. Resolution for Planning Fund Application - Texas Community Development Program
  - C. Resolution for Construction Fund Application - Texas Community Development Program
  - D. 1993 Emergency Shelter-Subrecipient - Budget Amendment Mujeres Unidas/Women Together
  - E. Approval of Agreement with U.S. Department of Housing and Urban Development for a C.A.S.A grant in the amount of \$ 175,218.00 & Approval of Resolution
  - F. City of Alamo - Professional Services Contract (Engineering) Year 7 Water Tower Rehabilitation
  - G. Approval of bills
2. Approval of Change Order Reducing Contract Amount - Courthouse Security - Coastal Engineering, Inc.
3. Rudy De La Vina, Human Services:
  - A. Request for budget amendment
  - B. Approval of line item transfer
4. District Attorney:
  - A. Approval to re-allocate surplus from the Investigation Fund on several slots to other positions - decrease budget from \$ 145,360.00 to \$ 145,217.00
  - B. Appropriate funding from State Supplement for Fiscal Year 09/01/94 to 08/31/95
5. Sheriff Department:
  - A. Approval to transfer funds from revenue acct. to expenditure acct.
  - B. Budget Amendment - \$ 46,000.00
  - C. Budget Amendment
  - D. Authorization to renegotiate Contract with United States Marshall Service for the Housing of Federal Prisoners

# R U I Z

J. EDGAR RUIZ  
HIDALGO COUNTY JUDGE

Agenda  
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6. Purchasing Department:
  - A. Award bids:
    1. Bullet proof vests - Sheriff Department
    2. Cataloging Software System - Library System
    3. Two (2) vehicles - HIDTA
    4. Cold/dry storage - Community Service Agency
7. J.J. Vela, Traffic Safety Coordinator:
  - A. Requesting authorization to submit Grant Application for the Corridor/Integrated Community Traffic Safety Grant for 1995-96
8. Pct. #3:
  - A. Authorization to advertise for paving of South Stewart Road
9. Planning Department:
  - A. Final Plat Approval:
    1. Alamo Estates Subdivision - Pct. 4
  - B. Preliminary Approval:
    1. Nuevo Amanecer Subdivision Phase II - Pct. 3

Dated this the 07th day of September, 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, SEPTEMBER 12, 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. Permit:
  - A. City of Donna
  - B. Geophysical - Vastar Resources
2. Discussion of Drainage problem North of FM 1925 between big 5 Rd. & MonMack Rd.

Dated this the 07th day of September, 1994

THE STATE OF TEXAS :  
COUNTY OF HIDALGO :

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BE IT REMEMBERED that on the 12TH day of SEPTEMBER, 1994, after due notice having been given, there was begun and holden, a REGULAR MEETING of the Commissioners' Court and the Drainage District, in the Commissioners' Courtroom of the Administration Building in the City of Edinburg, Hidalgo County, Texas with the following members of said Court present and participating:

Hon. J. Edgar Ruiz  
County Judge

Hon. Samuel Sanchez  
County Commissioner, Precinct #1

Hon. Lalo Arcaute  
County Commissioner, Precinct #2

Hon. Juan Rosel  
County Commissioner, Precinct #3

Hon. Leonard Camarillo  
County Commissioner, Precinct #4

WHEREUPON, the following proceedings

were had, to-wit:

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

CONSENT AGENDA

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ITEM 1. APPROVAL OF MINUTES - August 16, 1994

ITEM 2. APPROVAL OF BILLS - County Auditor

General Fund	- #102530	- #102623	- \$333,757.41
Special Revenue Fund	- #101901	- #102011	- \$617,074.41
Trust and Agency Fund	- # 4317	- # 4320	- \$ 78,508.20
Enterprise Fund	- # 2034	- # 2039	- \$ 98.07

(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF COURT REPORTERS' FEES:

A. Mark Kvapil - \$1,308.00  
B. Mark Kvapil - \$ 445.80

(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

A. Justice of the Peace:

1. Ruben Ramos - \$9,028.15 - August

(SEE "EXHIBIT C")

ITEM 5. REQUEST FOR VOTING MACHINES:

A. Edinburg ISD (Student Council) - 02 machines  
B. B.L. Gray Jr. High - 02 machines

(SEE "EXHIBIT D")

ITEM 6. PLANNING DEPARTMENT:

A. Subdivisions:

1. Alamo Bank Subdivision - Pct. 1

6/A

Alamo Bank Subdivision is located on the northeast corner of Tio Avenue and Esplanada Street, City of Weslaco, Precinct One.

(SEE "EXHIBIT E")

ITEM 7. PERMITS:

- A. North Alamo Water Supply - Pct. 1 & 4
- B. Sharyland Water Supply Corp. - Pct. 3
- C. Southwestern Bell Telephone - Pct. 4

7/A

In Precinct One, North Alamo Water Supply is requesting a permit for a two inch water line to cross Golie Road, 1/2 mile north of Mile 9 North, and also within Chapa #2 Subdivision. In Precinct Four, they are requesting permission for a two inch water line to cross Anderson Road, 1/4 mile east of Val Verde Road and to cross Curve Road, 1/4 mile east of Alamo Road.

(SEE "EXHIBIT F")

7/B

In Precinct Three, Sharyland Water Supply Corporation is requesting a permit to install a twelve inch water line along Inspiration Road, from Mile 4 south to F.M. 1924.

(SEE "EXHIBIT F")

7/C

In Precinct Four, Southwestern Bell Telephone is requesting a permit for permission to go along and cross Alberta Road, east of Alamo Road.

(SEE "EXHIBIT F")

ITEM 8. INTERNAL LINE ITEM TRANSFERS:

- A. County Court #1 - \$125.00
- B. Buildings & Grounds - \$6,610.00
- C. WIC - \$4,000.00
- D. J.P. Pct. 3, Pl. 2 (Ismael Ochoa) - \$350.00
- E. Pct. 2 - Parks - \$500.00
- F. Pct. 2 - Road Administration - \$200.00
- G. Pct. 2 - Paved/Unpaved - \$7,000.00
- H. J.P. Pct. 2, Pl. 1 (Ruben Ramos) - \$200.00
- I. Sheriff Department - \$10,000.00
- J. County Court #4 - \$125.00
- K. 332nd District Court - \$1,300.00

(SEE "EXHIBIT G")

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

MOTION CARRIED.  
SEE "EXHIBITS A-G"

Judge Ruiz then continued by announcing that there would be a budget workshop next Tuesday, after Commissioners' Court.

REGULAR AGENDA  
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ITEM 1. URBAN COUNTY:

- A. Change Order No. 2 - Contract No. 702035 - Amendment
- B. Resolution for Planning Fund Application - Texas Community Development Program
- C. Resolution for Construction Fund Application - Texas Community Development Program
- D. 1993 Emergency Shelter-Subrecipient - Budget Amendment Mujeres Unidas/Women Together
- E. Approval of Agreement with U.S. Department of Housing and Urban Development for a C.A.S.A. grant in the amount of \$175,218.00 & Approval of Resolution
- F. City of Alamo - Professional Services Contract (Engineering) Year 7 Water Tower Rehabilitation
- G. Approval of bills

1/A

Anthony Covacevich, Urban County Director, came before the Commissioners' Court to request approval of a change order to the contract with D & V Construction. This is change order #2, for the Sing Subdivision project, and it is for an increase of \$3,873.01. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve change order #2 increasing the contract amount by \$3,873.01 to D & V Construction.

MOTION CARRIED.  
SEE "EXHIBIT H"

1/B

Mr. Covacevich explained that this was the resolution that would authorize the submittal of a planning fund application to the Texas Department of Housing and Community Affairs. He added that this had been done last year and it had not been approved, and they would like to try again this year to possibly acquire funding for the colonias of Chapa Subdivision, Flea Market, Colonia Boyce and Olivarez No. 3. The project would involve the platting and recording of these four colonias. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to authorize the planning fund application to the Texas Community Development Program.

MOTION CARRIED.  
SEE "EXHIBIT H"

1/C

Mr. Covacevich indicated that this was for the construction fund application for the Colonia Program. He added that this resolution would authorize the submittal of an application to provide sewer service to Colonia Villa Del Mundo, Colonia Villa Del Sol, Colonia Esperanza and Colonia Muniz. It would also provide for water service to Colonia Madero and Colonia Muniz. Commissioner Camarillo then made some comments with regards to the need for water in Colonia Muniz. This program would entail the participation of the Cities of Edinburg, Mission, the Farmers Home Administration and the County. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to authorize the submittal of the application for construction funds, through the Texas Community Development Program.

MOTION CARRIED.  
SEE "EXHIBIT H"

1/D

Mr. Covacevich explained that Mujeres Unidas was requesting an amendment to their 1993 Emergency Shelter Grant Project. The amendment was to take money from their Maintenance and Operations and creating an Essential Services line item, in the amount of \$5,456.00. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to authorize a budget amendment, within the Mujeres Unidas/Women Together subrecipient contract, moving \$5,456.00 to Essential Services.

MOTION CARRIED.  
SEE "EXHIBIT H"

1/E

Mr. Covacevich reported that he had previously come before the Court requesting permission to submit an application to the Department of Housing and Urban Development, for a C.A.S.A. (Coordinated Agenda for the Southwest Area) Grant. He continued by saying that this was for a technical assistance grant, which we were awarded and he was asking for permission to enter into agreement with HUD by approving the resolution. The grant amount is \$175,218.00 and it will be used to

"hire vendors that will provide technical assistance in the areas of educational enhancement, organizational skills and small business entrepreneurship. He added that this program would be implemented in the colonias of El Paraiso, Casa Del Los Vecinos and Los Ebanos. He then went on to explain the educational enhancement portion of this program. A motion was then made by Commissioner Rosel and seconded by Commissioner Camarillo, to approve a resolution accepting the Coordinated Agenda for the Southwest Area Program; this is a grant coming from HUD in the amount of \$175,218.00.

MOTION CARRIED.  
SEE "EXHIBIT H"

1/F

The City of Alamo was requesting permission to enter into an engineering agreement, with CEC Consulting Engineers, in the amount of \$13,000.00. This contract will be for the reconstruction of a 150,000 gallon water storage tank, to be located on North Tower Road. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve an engineering contract between the City of Alamo, the County of Hidalgo and CEC Consulting Engineers, in the amount of \$13,000.00.

MOTION CARRIED.  
SEE "EXHIBIT H"

1/G

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the 1991 Urban County bill #6650 in the amount of \$2,695.23; the 1992 Urban County bill #6651 in the amount of \$4,546.67; the 1993 Urban County bills #6652 thru #6659 totaling \$19,182.23; the 1993 Emergency Shelter Grant bill #6660 in the amount of \$11,610.72; the 1992 HOME Program bills #6661 thru #6663 totaling \$10,642.92 and the 1993 HOME Program bill #6664 totaling \$5000.00. The total Urban County memorandum to be approved is \$53,677.77.

MOTION CARRIED.  
SEE "EXHIBIT H"

ITEM 2. APPROVAL OF CHANGE ORDER REDUCING CONTRACT AMOUNT - Courthouse Security - Coastal Engineering, Inc.

Judge Ruiz explained that this was a reduction in the contract with Coastal Engineering, by \$11,186.00. This was also the final payment. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to authorize a change order reducing the contract with Coastal Engineering Inc., by \$11,186.00 and also authorizing final payment in the amount of \$26,345.10.

MOTION CARRIED.  
SEE "EXHIBIT I"

- ITEM 3. RUDY DE LA VINA, Human Services:  
A. Request for budget amendment  
B. Approval of line item transfer

3/A

Rudy De La Vina, Human Services Director, came before the Court to request additional funds, for Indigent Health Care. He then mentioned that, for the Year 1994, Hidalgo County had been one of seventeen counties to receive State assistance, in this field, with Hidalgo County being the number one recipient, with an allocation of \$1,666,382.55. He continued his presentation by comparing the expenditure of funds this year as opposed to the amount that was expended the previous year. This resulted in a discussion of the reasons why this County was expending so much money in the Indigent Health Care Program and the amount needed for the coming year. In this discussion, Mr. De La Vina explained that they were slow in reimbursing the providers and he was wanting to continue this program, so as not to lose any providers. He did mention that presently they were paying their providers on a monthly basis. This discussion continued, after which, the County Judge recommended that they continue to fund this program, so as to maximize their effort, with regards to the 80/20 match, and also so as not to stop this service, as well as paying the providers. He then recommended a budget amendment of \$50,000.00 and also directed that Mr. De La Vina come on a monthly basis, for funds as needed. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a budget amendment of \$50,000.00, as presented.

MOTION CARRIED.  
SEE "EXHIBIT J"

3/B

Mr. De La Vina then made a request for a line item transfer of \$800.00, for office furniture. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve a line item transfer of \$800.00, from professional services to office supplies, in the Indigent Health Care Program.

MOTION CARRIED.  
SEE "EXHIBIT J"

- ITEM 4. DISTRICT ATTORNEY:  
A. Approval to re-allocate surplus from the Investigation Fund on several slots to other positions - decrease budget from

\$145,360.00 to \$145,217.00

- B. Appropriate funding from State Supplement for Fiscal Year  
09/01/94 to 08/31/95

4/A

Ramona Villanueva came before the Court requesting the approval of the allocation of surplus funds from the Investigation Fund to several slots. These monies are being used for an increase for the secretaries, of \$1,000.00. These increases would be coming from a vacant assistant D.A. position, which had a salary of \$14,550.00, and it would supplement eight secretary positions. The balance of this position would be used to supplement a prosecutor position, which was moved from the General Fund to the South Auto Task Force, by \$1,907.00. They were also wanting to supplement another prosecutor, who was working out of the Combined Task Force and moved into the General Fund, by an amount of \$5,250.00. Judge Ruiz then asked her if these slots were going to be receiving additional pay increases at the beginning of the year and she replied that she did not know. The County Judge then asked where the decrease was, as per the agenda, and Ms. Villanueva stated that there was no decrease, they were just re-allocating the \$14,550.00. He then mentioned that the concern that they had at this time was that it was conceivable that the Investigation Funds, could be taken away and these costs would have to be picked up by the General Fund, as per possible changes in the law. A discussion then ensued as to when the implementation of these new salary changes would be in effect and the Commissioners' Court responded that they would be activated on the pay period of September 15. After further discussion, Ms. Villanueva said that the increases for the secretarial positions were not to take effect until the District Attorney decided whether he wanted to give the increases. They were just to be allocated within these slots, should the D.A. desire to increase salaries at a later date. The increases for the prosecutors were the only increases to take effect at this time. A motion was then made by Commissioner Arcaute and seconded by Commissioner Sanchez, to authorize the allocation of surplus funds from the Investigation Funds, deleting a position of \$14,550.00, redistributing that amount to eight secretaries, one assistant D.A. and one Investigator, as presented; this takes effect September 1.

MOTION CARRIED.  
SEE "EXHIBIT K"

4/B

Ms. Villanueva stated that this year they would like to go on a fiscal year, from September 1 through August 31, as opposed to a calendar year. The state supplement amount is \$27,650.00, which they would like to be appropriated into salaries and fringes. A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve the State supplement of \$27,650.00, going into salaries and labor, retirement, unemployment and workman's comp, for seven employees within the D.A.'s Office.

MOTION CARRIED.

SEE "EXHIBIT K"

ITEM 5. SHERIFF DEPARTMENT:

- A. Approval to transfer funds from revenue acct. to expenditure acct.
- B. Budget Amendment - \$46,000.00
- C. Budget Amendment
- D. Authorization to renegotiate contract with United States Marshall Service for the Housing of Federal Prisoners

5/A

Dick Dickinson, Chief of Criminal Enforcement, came before the Court requesting a transfer of funds from the revenue account to the expenditure account. The amount of the transfer was \$7,170.69, to be allocated into the Motor Vehicle Repair Parts and Supplies line item. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the transfer of funds, as presented.

MOTION CARRIED.  
SEE "EXHIBIT L"

5/B

Mr. Dickinson stated that they were requesting an amount of \$30,000.00 for food for the jail, \$5,000.00 for building maintenance and \$11,000.00 for equipment repairs. The reason for the request was that they were low on monies for food, as in previous years; for the building repairs, this was due to the deterioration of some cell doors and frames that needed to be replaced. On the request for equipment repairs, this is for the kitchen, where one of their steamer pots needs to be replaced. After a brief discussion, on the repairs that needed to be done, a motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve a budget amendment of \$46,000.00.

MOTION CARRIED.  
SEE "EXHIBIT L"

5/C

Ms. Loura Etnire, Administrative Assistant, stated that this was for longevity pay for the Highway Patrol, which had not been figured in, when the position was transferred. A brief discussion then ensued with regards to whether this amendment could possible come out of the Courthouse Security Fund, after which a motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve a budget amendment, transferring these funds from the Courthouse Security Funds, to the Sheriff's Department for longevity pay for a Sheriff Department Deputy that is working Courthouse Security; the amount is \$2,915.00.

MOTION CARRIED.

SEE "EXHIBIT L"

5/D

Judge Ruiz informed the Commissioners that he had sent them copies of a letter that he had sent to the Hidalgo County Detention Facility Corporation, calling for an update in their progress for the construction of a detention facility. He added that during this time this Commissioners' Court had also approved six additional detention positions, in order to try to comply with the Jail Commission regulations. He also stated that they have been having discussion with the U.S. Marshall Service, with regards to an agreement, whereby the County is obligated to house 100 Federal prisoners, for a period of fifteen years. They are trying to amend this contract in order to try to keep the overcrowding under control. The proposed amendment is to reduce the number of Federal prisoners housed, from 100 to 50 and increase the contract from fifteen to twenty years. This will allow for time to build the new facility, as well as alleviate some of the overcrowding. After a brief discussion, on the effect this would have on the revenue, a motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to authorize the County Judge to negotiate a new contract, with the U.S. Marshall, reducing possibly the Federal prisoners from 100 to 50, but increasing the contract from fifteen years to twenty years.

MOTION CARRIED.  
SEE "EXHIBIT L"

ITEM 6. PURCHASING DEPARTMENT:

A. Award bids:

1. Bullet proof vests - Sheriff Department
2. Cataloging Software System - Library System
3. Two (2) vehicles - HIDTA
4. Cold/Dry storage - Community Service Agency

6/A/1

Mary Maldonado, the Purchasing Agent, informed the Court that she had received three bids for bullet proof vests, for the Sheriff's Department. The bids were from Trevino's Enterprises, at a bid price of \$575.00; G.T. Distributors, at a bid price of \$541.76; and Bushi-Do Supply, at a bid price of \$620.00, for Level 2 and \$635.00 for Level 3-A vests. She was at this time recommending that the bid be awarded to the low bidder, being G.T. Distributors. A discussion then ensued on how the purchase of vests were going to be funded and the County Judge wanted a copy of the Sheriff Department's budgetary needs through the end. A motion was then made by Commissioner Camarillo and seconded by Commissioner Arcaute, to take all bids UNDER ADVISEMENT, for the purchase of bullet proof vests, for the Sheriff's Department.

MOTION CARRIED.

SEE "EXHIBIT M"

6/A/2

For the cataloging software for the Library System, Ms. Maldonado reported that she had received four bids. The bids were from Ringgold Management Systems, at a bid price of \$19,020.00; Curdra Associates, at a bid price of \$15,915.00; Brodart Automation, at a bid price of \$17,870.00 and Sirsi Corporation, at a bid price of \$61,855.00. She was at this time recommending that the bid be awarded to Curdra Associates. After a brief discussion, on how the cataloging was being done presently, a motion was then made by Commissioner Arcaute and seconded by Commissioner Camarillo, to award low bid for the cataloging software system, as presented.

MOTION CARRIED.  
SEE "EXHIBIT M"

6/A/3

Ms. Maldonado indicated that she had received two bids for vehicles for the HIDTA Grant. The bids received were from from Boggus Motor Sales, with a bid price of \$21,798.82 for a full-size sedan and \$20,178.00 for the pick-up; and Bert Ogden Motors, Inc, with a bid price of \$19,750.00 and No Bid on the full-size sedan. She was at this time recommending that the bid for the pick-up be awarded to Bert Ogden Motors and the bid for the full-size sedan, to Boggus Motor Sales. A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to award low bids to Boggus Motor, for a full-size sedan, at \$21,798.82, be-it low bidder and Bert Ogden for the purchase of a pick-up at a bid price of \$19,750.00, also being low bid.

MOTION CARRIED.  
SEE "EXHIBIT M"

6/A/4

Ms. Maldonado stated that she did not receive any bids for cold/dry storage, for the Community Service Agency, and she would like to request for permission to readvertise. A motion was made by Commissioner Sanchez and seconded by Commissioners Arcaute and Camarillo, to authorize the advertising for bids for cold and dry storage for the Community Service Agency; bid opening October 5th, bid award October 10th.

MOTION CARRIED.  
SEE "EXHIBIT M"

ITEM 7. J.J. VELA, Traffic Safety Coordinator:  
A. Requesting authorization to submit Grant Application for the Corridor/Integrated Community Traffic Safety Grant for 1995-96

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J.J. Vela, Traffic Safety Coordinator, came before the Court requesting authorization to submit a grant application for the Integrated Traffic Safety Grant. He went into a brief explanation of what this office does and what it plans to do in the future, which was basically to "combat the problems of DWI, safety belts and speeding problems, in both Hidalgo and Cameron Counties". He continued by stating that this year the grant was wanting to implement the "corridor" project, which included the working together with the Commissioners of both Counties in enforcing these laws, in the biggest problem areas of the Commissioner precincts. He added that the grant amount was \$53,324.00, with a local match of \$28,712.00, of which \$20,208.00 was in soft costs, leaving a hard match of approximately \$8,504.00, which would come out of confiscated funds. A discussion then ensued with regards to the lack of a fund balance in the confiscated funds budget and no additional revenues were anticipated, at this time, by the County Auditor. J.D. Salinas also indicated that the drug programs, such as Palmer Drug Abuse and Horizons of Mission, were previously funded from the confiscated funds and they may have to re-align the budget to meet these types of requests. Judge Ruiz then stated that this Commissioners' Court had to start sending the message that "confiscated funds are beginning to be a thing of the past...with the new changes in the Supreme Court". He then stated that they had a choice of either reducing the other programs, to fund this grant or they fund it from the General Fund and Commissioner Rosel felt that it was a program that should be funded. Mr. Salinas then stated that if the Court wished, it could fund the program for six months at a time, at which the County Judge asked if Cameron County put any money into this project and they responded was that they did not. After further discussion, the County Judge recommended that they try to negotiate with Cameron County that they fund this project by 50%. Judge Ruiz then stated that if they did not agree, then there may be a way to reappropriate the confiscated monies and possibly fund this project, but the County Auditor said that that would be impossible as this fund was presently over-appropriated. A motion was then made by Commissioner Camarillo and Arcaute, to TABLE this item.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 8. PCT. #3:

A. Authorization to advertise for paving of South Stewart Road

Commissioner Rosel explained that he was wanting to request authorization to advertise for the paving, in which Precinct Three would be doing the base, for Stewart Road, approximately 2500 linear feet south of Expressway 83. He then made a motion, which was seconded by Commissioner Camarillo, to authorize the advertising for bids for the labor and material necessary for laying the hot mix, on South Stewart Road; bid opening October 5, bid award October 10.

MOTION CARRIED.  
SEE "EXHIBIT O"

ITEM 9. PLANNING DEPARTMENT:

- A. Final Plat Approval:
  - 1. Alamo Estates Subdivision - Pct. 4
- B. Preliminary Approval:
  - 1. Nuevo Amanecer Subdivision Phase II - Pct. 3

9/A

A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to give final plat approval of Alamo Estates Subdivision, which is located 660 feet south from Trenton Road, on the east side of Alamo Road, in the rural area of the County, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT P"

9/B

Emilio Garcia, Chief Planner, came before the Court to present this plat for preliminary approval. In his presentation, he did state, for the record, that this "subdivision was located in a Zone A. Since the Federal Emergency Management Agency (FEMA), from Washington D.C., has determine that the property will not be within the 100 year flood. FEMA has revised the map for the Count of Hidalgo and the property will now be located in a Zone C". They were recommending preliminary plat approval contingent on the installation of street signs, traffic control devices and testing of streets, all to be done in accordance to County Standards. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to give preliminary plat approval to Nuevo Amanecer Subdivision Phase II, which is located one mile north of F.M. 492, on the east side of La Homa Drive, in the rural area of the County, in Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT P"

During a questions and comments session, Judge Ruiz brought up the issue of the Sheriff. He added that there had been articles in the news media, with regards to the issue of a vacancy in the Sheriff's position. He felt that it was time for this Commissioners' Court to take an active role, by beginning to consider the potential of a vacancy and the need for a possible appointment, to this position. He continued by saying that this possible appointment may be long term, through the term of office or short term, until a special election is called. He

was at this time recommending that they begin to prepare themselves for a possible appointment. He was wanting to inform the public, through the media, that any person, who was interested in being considered for this possible appointment, come by the County Judge's Office and pick up an application. Judge Ruiz explained that this application included a release, to authorize an extensive background check, on those persons interested in this position. Commissioner Sanchez then asked if the nominees, of both political parties, could just be considered, as they had already gone through this application process, and thus save time. The County Judge's response to this was that he had considered this option, but he felt that this Commissioners' Court should view this as an administrative issue, as opposed to a political issue. By going through an independent search of their own, Judge Ruiz felt that it would allow for all persons interested in the position, to apply. Commissioner Rosel then stated that he felt, as Commissioner Sanchez did, that they were "under obligation to consider the two major party nominees", and if at some point in time cannot reach a decision, with these two nominees, then they should open it up to the other individuals. Judge Ruiz then stated that this Commissioners' Court should not make it a political process, as he did not feel that the Parties made an in-depth background or experience check, aside from the political process. He did not want to make this a political appointment, but an administrative appointment, as this person would be running this department, until the voters were allowed to decide. He also stated that he did not think, because the Commissioners' Court was made up of all Democrats, that a Republican candidate would feel that he had a chance. He then asked for the concurrence of the Court, to accept applications through noon Friday, September 16, after which they would be placed on the following Commissioners' Court agenda, for review, under Executive Session as it is considered a personnel issue. A lengthy discussion then ensued with regards to how this whole issue has been handled, in both the news media and the courts, the County Judge then announced that, on behalf of Commissioners' Court consensus, that any person who was interested in being considered, for the position of Sheriff, that they submit the application, prior to noon Friday, at this office.

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

MOTION CARRIED.

DRAINAGE DISTRICT  
 =====

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

- ITEM 1. PERMIT:  
A. City of Donna  
B. Geophysical - Vastar Resources

1/A

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a request for permit, by the City of Donna, for the new Donna Plaza North Subdivision, which would go into a Donna Irrigation District drain ditch and it will discharge 4.59 cfs, with a fifteen entrance.

MOTION CARRIED.  
SEE "EXHIBIT Q"

1/B

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the request for permit by Geophysical Vastar Resources, for geophysical seismographic work in an area south of Ridge Road, to the Military Highway and from U.S. Highway 281 east to Alamo Road.

MOTION CARRIED.  
SEE "EXHIBIT Q"

- ITEM 2. DISCUSSION OF DRAINAGE PROBLEM NORTH OF F.M. 1925 BETWEEN BIG "5" ROAD & MONMACK ROAD

Commissioner Camarillo indicated that the reason that this item was on the agenda, was because he has held discussions with the people, who are affected by this problem. He continued by saying that back two years ago, Griffin & Brand and Wilbur Ellis had contributed \$40,000.00 to pave a five mile stretch of Big "5" Road. In order to do this he had to raise the road, by eighteen inches, as well as install two equalizers in order to maintain the natural flow of water. As a result of this the residents, who reside between Big "5" Road and MonMack Road, feel that this is the reason for the flooding in their area, as there is a drop of about three feet. Commissioner Camarillo stated that he just wanted to make the Court aware of this problem, in case there is a request for audience, some time in the future, with regards to this problem. Judge Ruiz then recommended that maybe he should close those equalizers, in order to avoid this problem and Commissioner Arcaute concurred. After further discussion, no action, was taken on this item.

NO ACTION.  
SEE "EXHIBIT R"

There being no further business to come before the Drainage District, a motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, that said meeting be hereby adjourned.

MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME

BEFORE SAID COURT, the meetings of the Commissioners' Court and the Drainage District were hereby adjourned.

J. Edgar Ruiz \_\_\_\_\_  
County Judge

Samuel Sanchez \_\_\_\_\_  
County Commissioner, Precinct #1

Lalo Arcaute \_\_\_\_\_  
County Commissioner, Precinct #2

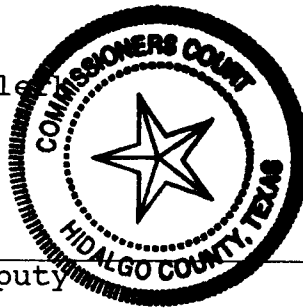
Juan Rosel \_\_\_\_\_  
County Commissioner, Precinct #3

Leonard Camarillo \_\_\_\_\_  
County Commissioner, Precinct #4

Dated this 12TH day of SEPTEMBER, 1994.

ATTEST:

WILLIAM R. LEO, County Clerk  
Hidalgo County, Texas



By: Jennifer Castillo, Deputy