


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, OCTOBER 10, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 - September 12, 1994
- September 20, 1994
2. Approval of bills - County Auditor
3. Approval of Monthly fee reports:
 - A. County Clerk Part I - \$ 96,376.80 - August
Part II - \$ 107,746.34 - August
4. Approval of Court Reporters Fees:
 - A. Francisco B. Moreno - \$ 432.00
5. Request for Voting Machines:
 - A. La Joya ISD - 3 machines
6. Planning Department:
 - A. Subdivisions:
 1. Lot 1 thru 18 and F-1 thru F-9, McAllen Produce Terminal Market Subdivision - Pct. #3
 2. Rosie Acres Subdivision - Pct. #3
 3. Springfield Subdivision Phase II - Pct. #3
 4. Springfield Subdivision Phase III - Pct. #3
 5. Del Oro Subdivision - Pct. #4
7. Permits:
 - A. Bridge Oil (USA) Inc. - Pct. #1
 - B. Southwestern Bell Telephone - Pct. #3

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Consent Agenda
Page 02
October 10, 1994

8. Internal Line Item Transfers:
 - A. Planning Department
 - B. County Court at Law #3
 - C. Constable Pct. #5 Investigation Fund
 - D. County Court at Law #1
 - E. Purchasing Department
 - F. Buildings and Grounds
 - G. Sheriff's Department
 - H. Pct. #3 - Administration
 - I. Pct. #3 - Paved/Unpaved
 - J. Pct. #3 - Park
 - K. Insurance
 - L. District Attorney - General Fund
 - M. District Attorney - Investigation Fund
 - N. District Attorney - Bad Check Processing Fund

Dated this the 5th day of October, 1994

RUIZ

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, OCTOBER 10, 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. Order to hold General Election on November 08, 1994
2. Public Hearing for Proposed 1995 Budget
3. Adopt Proposed Budget for Year 1995
4. Adoption of Tax Rate
5. Public Hearing for Elected Officials' Proposed Salaries
6. Approval to set salaries for Elected Officials
7. District Attorney:
 - A. Approval to declare two (2) gooseneck trailers surplus & approval to advertise & auction on October 29, 1994
8. Health Department:
 - A. Approval of Contract with Dr. Angel Claudio
 - B. Line item transfer
 - C. Approval to create General Maintenance position from Co-Pay Budget
 - D. Line item transfer
 - E. Set salary
9. Sheriff Department:
 - A. Budget amendment - \$ 42,000.00 (Jail)
 - B. Authorization to appropriate grant budgets retroactive to September 01, 1994
 - C. Set salaries
 - D. Enter into Interlocal Agreement with participating cities & counties
 - E. Approval of Certifications
 - F. Budget Appropriation - Sheriff Inv. Fund - \$ 6,276.43
 - G. Budget Appropriation - Sheriff Inv. Fund - \$ 798.12
 - H. Budget Appropriation - Sheriff Inv. Fund - \$ 2,349.17
10. 93rd District Court:
 - A. Approval of budget amendment - \$ 2,500.00

RUIZ

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Agenda
October 11, 1994
Page 02

11. County Clerk:
 - A. Request for reimbursement for employee's vehicle expenses
12. J.D. Salinas, Project Coordinator:
 - A. Approval of Interlocal Governmental Agreement - Acceptance of 1990 Chevrolet pick-up
 - B. Approval to declare items surplus & approval to auction
 - C. Authorization & approval of Agreement between County of Hidalgo & Tropical Texas MH/MR - Sheriff's Department
13. Approval to remove unlocated items from inventory - Hidalgo County Highway Patrol - Pct. 1
14. Planning Department:
 - A. Subdivision:
 1. Casa De El Alfarero Subdivision - Pct. 1
 - B. Preliminary Plat Approval:
 1. Westgate Woods Subdivision - Phase III - Pct. 1
 2. Basham No. 34 Subdivision - Pct. 3
 - C. Variance Request:
 1. Tor Subdivision - Pct. 4
15. Purchasing Department:
 - A. Award bids:
 1. Dry/cold storage - Community Service Agency
 2. Leasing of Farm Land - Hidalgo County
 - B. Request to advertise:
 1. Janitorial supplies - Hidalgo County
 2. Industrial Chemicals - Hidalgo County
 3. Hot mix - Pct. 4
 4. Hot mix - Pct. 2
16. Urban County:
 - A. City of Alamo - HOME - Approval of Change Order Case # AM 92-07
 - B. Increase the Deferred Loan/Grant available under the HOME Program
 - C. Approval of subrecipient Agreement between City of San Juan & Amigos Del Valle, Inc.
 - D. Pct. 4 - Change Order No.1 - Sascon, Inc. - Street Improvements Contract
 - E. Pct. 4 - Permission to advertise - Street Improvements Year 6
 - F. Approval of bills

Dated this 05th day of October, 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, OCTOBER 10, 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 551.074 to discuss the following matter:

- A. Review of applications for the position of Sheriff
- B. Discuss appeal on 13th Court of Appeals on Sheriff's position
- C. Discussion of Director of Personnel

2. Open Session:

- A. Review of applications for the position of Sheriff
- B. Discussion & action on Appeals to 13th Court of Appeals on Sheriff's position
- C. Discussion & possible action on Director of Personnel

Dated this the 05th day October, 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, OCTOBER 10, 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. Wyot Enterprises, Inc.
2. Authorization to reclassify position
3. Public Hearing for Proposed 1995 Budget
4. Adopt Proposed Budget for Year 1995
5. Adoption of Tax Rate

Dated this 05th day of October, 1994

THE STATE OF TEXAS

COUNTY OF HIDALGO

VOL 0176 PAGE 043

BE IT REMEMBERED that on the 10TH day of OCTOBER, 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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OCTOBER 10, 1994

VOL 0176 PAGE 044

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 - September 12, 1994
September 20, 1994

ITEM 2. APPROVAL OF BILLS - County Auditor:
General Fund - #103245 - #103441 - \$523,151.74
Special Revenue Fund - #102930 - #103080 - \$207,525.47
Trust and Agency Fund - # 4348 - # 4372 - \$401,602.11
Enterprise Fund - # 2064 - # 2068 - \$ 1,268.05
(SEE "EXHIBIT A")

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:
A. County Clerk Part I - \$ 96,376.80 - August
Part II - \$107,746.34 - August
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF COURT REPORTERS' FEES:
A. Francisco B. Moreno - \$432.00
(SEE "EXHIBIT C")

ITEM 5. REQUEST FOR VOTING MACHINES:
A. La Joya ISD - 3 machines
B. Louise Black Int. School (Weslaco) - 1 machine
(SEE "EXHIBIT D")

ITEM 6. PLANNING DEPARTMENT:
A. Subdivisions:

1. Lot 1 thru 18 and F-1 thru F-9, McAllen Produce Terminal Market Subdivision - Pct. #3
2. Rosie Acres Subdivision - Pct. #3
3. Springfield Subdivision Phase II - Pct. #3
4. Springfield Subdivision Phase III - Pct. #3
5. Del Oro Subdivision - Pct. #4

6/A/1

Lot 1 thru 18, and F-1 thru F-9, McAllen Produce Terminal Market Subdivision is located at the southwest corner of 23rd Street and F.M. 1016, City of McAllen, Precinct Three.
(SEE "EXHIBIT E")

6/A/2

Rosie Acres Subdivision is located 170 feet north from Barnes Street, on the west side of Washington Avenue, City of Mission, Precinct Three.
(SEE "EXHIBIT E")

6/A/3

Springfield Subdivision Phase II is located on the southeast corner of Glasscock Road and F.M. 495, City of Mission, Precinct Three.
(SEE "EXHIBIT E")

6/A/4

Springfield Subdivision Phase III is located on the southeast corner of Glasscock Road and F.M. 495, City of Mission, Precinct Three.
(SEE "EXHIBIT E")

6/A/5

Del Oro Subdivision is located 300 feet west of North 10th Street, on the south side of Trenton Road, City of McAllen, Precinct Three.
(SEE "EXHIBIT E")

ITEM 7. PERMITS:

- A. Bridge Oil (USA) Inc. - Pct. #1
- B. Southwestern Bell Telephone - Pct. #3

7/A

In Precinct One, Bridge Oil (USA) Inc. is requesting a permit to do seismographic work in an area bounded on the north by Mile 15 North, on the west by F.M. 1015, on the south by Mile 12 North and on the east by the Hidalgo-Cameron County Line.
(SEE "EXHIBIT F")

7/B

In Precinct Three, Southwestern Bell Telephone is requesting a permit to lay a line along Stewart Road, beginning at U.S. Expressway 83 and going south for 1314 feet.
(SEE "EXHIBIT F")

ITEM 8. INTERNAL LINE ITEM TRANSFERS:

- A. Planning Department - \$1,250.00
- B. County Court at Law #3 - \$1,425.00
- C. Constable Pct. #5 Investigation Fund - \$369.70
- D. County Court At Law #1 - \$185.00
- E. Purchasing Department - 1,000.00
- F. Buildings and Grounds - \$230.00
- G. Sheriff's Department - \$20,000.00
- H. Pct. #3 - Administrative - \$575.20
- I. Pct. #3 - Paved/Unpaved - \$14,757.43
- J. Pct. #3 - Park - \$5,113.54
- K. Insurance - \$13,144.49
- L. District Attorney - General Fund - \$20,000.00
- M. District Attorney - Investigation Fund - \$4,500.00
- N. District Attorney - Bad Check Processing Fund - \$6,000.00

(SEE "EXHIBIT G")

Judge Ruiz informed the Commissioners that there was one change under the line item transfers, for Precinct Three Administration. The change was to change the transfer from account #79, it should read account #57. He also added a request from Esther Davila, from Louise Black Intermediate School, in Weslaco, who was requesting one voting machine for their student council elections. He then asked the Commissioners if they had any questions and/or comments with regards to the remaining 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, adding to the consent a request by Louise Black Intermediate School, for one voting machine and a change in Item 8/H, Precinct Three Administration, the documentation should say, instead of account #79, it should be #57.

MOTION CARRIED.
SEE "EXHIBITS A-G"

REGULAR AGENDA
=====

ITEM 1. ORDER TO HOLD GENERAL ELECTION ON NOVEMBER 08, 1994

Judge Ruiz explained that this was a request to approve the proclamation from the Governor, for the November 8th Election. A motion was made by Commissioner Camarillo and seconded by Commissioner Sanchez, to order all names coming out of the Primary Elections, to be placed and to hold on the General Election for November 8th, 1994.

MOTION CARRIED.
SEE "EXHIBIT H"

ITEM 2. PUBLIC HEARING FOR PROPOSED 1995 BUDGET

The County Judge then called a public hearing open, for discussions on the proposed 1995 budget. He then went into a brief summary of some of the highlights of the budget. He began by briefing the Court on the General Fund, in which this Court would be authorizing funds for the Traffic and STEP Grants, which would be matched through December 31, 1995; they have funded the Hidalgo County Water Development Board with an amount of \$40,000.00, to be used for matching funds with the cities to install water and sewer lines in the rural area. He continued by saying that they were also adding one clerical position for the Health Department, as well as incentives for the RNs and LVNs, for the clinic in Sullivan City. He mentioned that an extra \$42,000.00 has been budgeted, for the Sheriff's Department, for the purchase, of the additional bullet proof vests, as well as budgeting \$450,000.00 for the Enterprise Fund. Judge Ruiz stated that one clerical position has been added for the JPs and they have created an Election Administrator's Office, by consolidating the budgets of Voter Registration, the Election Department and reducing two positions from the County Clerk's Office. He said that a 5% salary increase has been given to all 03 categories, to be used for salaries, and the policy established by Commissioners' Court is that each Department Head/Elected Official would distribute the five percent increase, as they see fit amongst their departments. He reported that one additional slot has been created for the Purchasing Department, one additional slot for the Indigent Health Care Program; they funded for one full year for the Personnel Department, for 1995; they carried over and approved the salary increases for County Court at Law Judges, at \$20,000.00; they placed \$5,000.00 for repairs of the Veterans' Memorial and they funded \$25,000.00 for the computer consultants. With respects to the Constables, they have separated all of the Constables budgets and they have added a new deputy position and set the salaries of their deputies at \$16,800.00; they have created three new positions for the Tax Assessor/Collector's Office; and two new positions ✓
✓ for the Juvenile Detention Department. He indicated that all of the budgets were funded as close to the requests as possible and he hoped that this would reflect a good operation from the departments and also avoid many budget amendments for 1995. Commissioner Rosel inquired on the Constable budgets, and Judge Ruiz informed him that these budgets would be pretty much equal. Commissioner Arcaute then asked about the computer consultant, and if this would entail a detailed study of the

overall computer system, and Judge Ruiz responded that this was basically an overall review of the Computer needs within the County departments and he hoped that once the studies were completed they would give this Commissioners' Court some direction as to what would need to be done in the future with our present Computer Department and our computer needs. Commissioner Arcaute then asked if this study could be done sometime this year, as there were a couple of months left in the year and the County Judge responded that this could be conceivable. Commissioner Sanchez also asked that what would happen to the current department, if the review of their performance was also integrated in the study and Judge Ruiz responded that he believed it was. Commissioner Arcaute then indicated that this study should have priority.

The County Judge then went on to discuss revenues and the tax rate, which he stated was \$.4140, which was an increase of \$.0071 over last year's, which was approximately a 7.9% increase from the effective tax rate. He continued by saying that with respect to the Drainage District tax rate, which they had reduced by \$.0071 and thus there was really no increase in the tax rate. He then reported the tax rates for the different funds, as follows:

General Fund	- \$.3855
Road and Bridge Fund	- \$.0065
CO's	- \$.0020
Refunding 1990	- \$.0054
CO's 1991	- \$.0031
CO's 1992	- \$.0031
CO's 1993	- \$.0011
Park Fund	- \$.0073

All of these total to a tax rate of \$.4140 and these would bring in revenues of approximately \$39,109,859.35. The total expenditures for the 1995 year with transfers to Indigent Health Care and otherwise, is approximately \$38,842,102.72, projecting a fund balance of \$35,144.78.

Judge Ruiz then explained the Road and Bridge Fund which he said had estimated revenues of \$5,738,409.18, these to be disbursed to the County Commissioners equally at \$1,230,000.00, which was an increase for all four County Commissioners in various amounts. By doing it this way and funding County Wide, the estimated expenditures with transfers out, are \$4,995,000.00; which would leave an estimated fund balance of \$313,615.20. He then directed the discussion to the Indigent Health Care, which he indicated showed negative balances, in the budget; he mentioned that this was just an estimation by the County Auditor on how much is spent on Indigent Health Care and it does not have any projections under the 80/20 match nor any projections of this Commissioners' Court putting up 20%, nor the State reimbursing the 80% and this is the reason for the deficit, but this Court is putting in the 10% with totals to \$3,175,052.59.

The County Judge then went into an explanation of the Park Fund which showed a fund balance of \$40,000.00, this plus the revenues by the tax and fees, was approximately \$593,457.99; transfers in \$75,000.00 which were from the Road and Bridge Fund Balance, which was required so

that they could fund the budgets that were established by Commissioners Court.

Judge Ruiz then asked the Commissioners if they had any questions on the proposed budget, they had none, he asked the public if they had question and/or comments on the budget, there being none, the public hearing was closed.

NO ACTION.

ITEM 3. ADOPT PROPOSED BUDGET FOR YEAR 1995

The County Judge indicated that the total budget for 1995, for Hidalgo County was approximately \$56 million. A motion was then made by Commissioner Rosel and seconded by Commissioners Arcaute and Camarillo, to adopt the proposed budget for Year 1995 and it carried unanimously, through a voice vote.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 4. ADOPTION OF TAX RATE

Judge Ruiz again went through the proposed tax rates, which were as follows:

General Fund	- \$.3855
Road and Bridge Fund	- \$.0065
Certificates of Obligation	- \$.0147
Park Fund	- \$.0073
Road District #5	- \$.0200
Drainage District	- \$.0396
Drainage District/Debt	- \$.0715
Fire District #1	- \$.0171
Fire District #2	- \$.0295
Fire District #3	- \$.0205
Fire District #4	- \$.0282
South Texas ISD	- \$.0363

We were also, through agreement, provided to collect taxes for the City of Weslaco, as follows:

Sinking Fund	- \$.4039
Maintenance & Improvements	- \$.2946

and the Edinburg Consolidated Independent School District, as follows:

Sinking Fund	- \$.2040
Maintenance & Improvements	- \$1.056

A motion was made by Commissioner Sanchez and seconded by Com-

missioner Arcaute, to adopt the resolution setting the tax rates for Hidalgo County and it carried unanimously through a voice vote.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 5. PUBLIC HEARING FOR ELECTED OFFICIALS PROPOSED SALARIES

Judge Ruiz then called a second public hearing open for discussion on the proposed salaries of elected officials. He mentioned that there was a five percent increase for all elected officials, as well as the subsidies for the district judges and the District Attorney, who were all given a supplement salary, as well as an auto allowance, that is added to their State salaries. He began by explaining his salary which was the exception, being that it was based on a 10% salary increase, in order to keep in line with the salary of the County Auditor, which was approved by the Board of Judges and being that the County Auditor's salary cannot be higher than the County Judge's salary. He also indicated that he were also trying to bring his salary to some sort of parity with the salaries of County Judges statewide, even though it was still considerably lower. After further discussion, Judge Ruiz continued by saying that the salaries also reflected a \$20,000.00 salary increase for the County Court at Law Judges, as per legislation and that one of the District Judges had requested an increase in his auto allowance, from \$5,400.00 to \$6,000.00 and the County Judge was recommending that if the Commissioners' Court took this into account that they please take all the District Judges into account and not just one. The discussion then shifted to the salaries of the Hidalgo County Commissioners, in comparison to the salaries of county commissioners in other counties. After further discussion, Judge Ruiz asked the Commissioners and the public if they had any further questions and/or comments, there being none, the public hearing was closed.

NO ACTION.

ITEM 6. APPROVAL TO SET SALARIES OF ELECTED OFFICIALS

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel and carried unanimously, to approve and set salaries for elected officials, as presented.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 7. DISTRICT ATTORNEY:

- A. Approval to declare two (2) gooseneck trailers surplus & approval to advertise & auction on October 29, 1994

Ramona Villanueva, from the District Attorney's Office, came before the Court requesting the declaration of two gooseneck trailers surplus and authorizing the advertising and auction of said items, on a consignment basis. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to authorize the declaration of two gooseneck trailers surplus, approve the advertisements for auction and set auction for October 29, 1994.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 8. HEALTH DEPARTMENT:

- A. Approval of contract with Dr. Angel Claudio
- B. Line item transfer
- C. Approval to create General Maintenance position from Co-Pay budget
- D. Line item transfer
- E. Set salary

8/A

Ofelia Espinoza, Health Budget/Personnel Director, came before the Court to request approval of a contract with Dr. Angel Claudio, for the reading and interpretation of x-rays, as well as for the prescribing of medication for the prevention and treatment of tuberculosis. She mentioned that he had formerly been under contract with Region 11, but they had exhausted their funds and now their funds were strictly for the Cameron County area. She continued by saying that the rate is for \$65.00 per hour and he would work approximately two hours a week. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a contractual agreement between Dr. Angel Claudio and the County of Hidalgo for chest x-ray interpretation.

MOTION CARRIED.
SEE "EXHIBIT M"

8/B

Ms. Espinoza explained that this line item transfer was to cover the costs for Dr. Claudio, through the remainder of the year. The line item transfer was in the amount of \$1,625.00. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to authorize a line item transfer from aid to other governments to contractual services, in the amount of \$1,625.00.

MOTION CARRIED.
SEE "EXHIBIT M"

8/C&E

Ms. Espinoza indicated that this was for a general maintenance position, which was allowable under Co-Pay, for indoor/outdoor maintenance at the Sullivan City and La Joya clinics. The salary for this position is \$9,360.00 annually and the amount needed for the remainder of the 1994 year is \$3,067.41. A discussion then ensued with regards to the Buildings and Grounds Department, doing maintenance at the health clinics, which Ms. Espinoza stated was almost non-existent with the exception of one housekeeper, at the Mission clinic, who is assisted once a week. She added that at the La Joya clinic, her clinic aide does housekeeping duties, aside from her clerical duties. After further discussion, a motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the creation of the general maintenance position from Co-Pay and setting salary at a rate of \$4.50 per hour.

MOTION CARRIED.
SEE "EXHIBIT M"

8/D

A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve a line item transfer of \$3,067.41, from Co-Pay, for this salary.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 9. SHERIFF DEPARTMENT:

- A. Budget amendment - \$42,000.00 (Jail)
- B. Authorization to appropriate grant budgets retroactive to September 01, 1994
- C. Set salaries
- D. Enter into interlocal agreement with participating cities & counties
- E. Approval of Certifications
- F. Budget Appropriation - Sheriff Inv. Fund - \$6,276.43
- G. Budget Appropriation - Sheriff Inv. Fund - \$ 798.12
- H. Budget Appropriation - Sheriff Inv. Fund - \$2,349.17

9/A

Dick Dickinson, Chief of Administration, came before the Court requesting a budget amendment in the amount of \$42,000.00, for the Detention Center, of which \$30,000.00 was for food and the remaining \$12,000.00 was for medical. The County Judge ensued a discussion with regards to the high rate of the medical line item and he inquired why they did not qualify the defendants through the Indigent Health Care Program and Mr. Dickinson responded that they do try but that a lot of the problems are emergency type situations which do not qualify. Judge Ruiz then recommended that he give the cases to Mr. Rudy

De La Vina and let him follow-up on them and in doing this the County would probably reach their ten percent quicker and go into the 80/20 match a lot sooner. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve a \$42,000.00 budget amendment; \$30,000.00 for food and \$12,000.00 for medical.

MOTION CARRIED.
SEE "EXHIBIT N"

9/B&C

Mr. Dickinson explained that this was for the Auto Theft Task Force Grant, as they were late in getting them approved and signed by the Governor and because of this the Sheriff's Department has been funding it for thirty days. He mentioned that the total amount of the grant was \$237,533.00 and they were including the District Attorney's Office in this grant; with \$177,462.00 going to the Sheriff's Department and \$60,071.00 going to the District Attorney's Office. Under this grant the salaries would be set at \$24,219.50, for four sheriff investigators and \$40,252.00, for a District Attorney investigator and these salaries include a five percent increase. In addition to the salaries there is also a provision for ten percent overtime on longevity. A motion was made by Commissioner Rosel and seconded by Commissioner Camarillo, to authorize and appropriate the grant, of \$177,462.00 for the Sheriff and \$60,071.00 for the District Attorney and setting salaries of four Sheriff's investigators at \$24,219.50 and one investigator for the District Attorney's Office at \$40,252.00.

MOTION CARRIED.
SEE "EXHIBIT N"

9/D

A motion was made by Commissioner Rosel and seconded by Commissioners Sanchez and Arcaute, to approve an interlocal agreement between participating cities and counties, for the South Texas Auto Theft Enforcement Task Force Grant. (NOTE: The entities in question are the Cities of Brownsville, McAllen, Harlingen, San Benito, Mission, Pharr, Hidalgo and the Counties of Hidalgo, Starr and Zapata.)

MOTION CARRIED.
SEE "EXHIBIT N"

9/E

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve certifications with the Automobile Theft Prevention Authority and the American Disability Act.

MOTION CARRIED.
SEE "EXHIBIT N"

9/F,G&H

A motion was made by Commissioner Arcaute and seconded by Commissioner Camarillo, to authorize the appropriation of said funds

to the Sheriff's Investigation Fund; one for \$6,276.43, one for \$798.12 and the last for \$2,349.17.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 10. 93RD DISTRICT COURT:

- A. Approval of budget amendment - \$2,500.00

A motion was made by Commissioners Sanchez and Arcaute and seconded by Commissioner Rosel, to approve a budget amendment \$2,500.00 for the 93rd District Court, for court costs.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 11. COUNTY CLERK:

- A. Request for reimbursement for employee's vehicle expenses

Judge Ruiz explained that this was a request from Christina Walker, Administrative Assistant to the County Clerk, for reimbursement of \$100.00 and \$75.00, with the \$100.00 being for insurance deductible and the \$75.00 being for towing expenses. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to reimbursement \$175.00 for employees vehicle expenses, to Christina Walker, Administrative Assistant for the County Clerk's Office.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 12. J.D. SALINAS, PROJECT COORDINATOR:

- A. Approval of Interlocal Agreement - Acceptance of 1990 Chevrolet pick-up
- B. Approval to declare items surplus & approval to auction
- C. Authorization & approval of Agreement between County of Hidalgo & Tropical Texas MH/MR - Sheriff's Department

12/A

J.D. Salinas informed the Court that this was an interlocal agreement, between the City of McAllen and the County of Hidalgo for the use of a 1990 Chevrolet pick-up. This vehicle would be used by the County of Hidalgo, for the Drug Trafficking Task Force. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute,

to approve the interlocal governmental agreement, as described.

MOTION CARRIED.
SEE "EXHIBIT Q"

12/B

Mr. Salinas explained that under case number 93-10-005, the Financial Disruption Task Force had seized a house, located at 5836 North 25th Street, in McAllen. In the house there were some items that had to be declared surplus in order to auction them off through the County Purchasing Department. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to authorize the declaration of all items surplus and authorize the auction for sale of these particular items.

MOTION CARRIED.
SEE "EXHIBIT Q"

12/C

He then mentioned that at the direction of this Court he has talked to Mr. Marion Shira, from MH/MR, both on the phone and in his office and they have discussed the need for an additional Sheriff's deputy, as well as the additional funds needed for this and the response from Mr. Shira was that at this time they would not be able to fund for the additional deputy. At this time the legal counsels for both MH/MR and the County would be getting together to work out an interlocal agreement, for the use of two Sheriff's deputies and one unit, with the possibility of MH/MR providing the insurance for the unit.

NO ACTION.

ITEM 13. APPROVAL TO REMOVE UNLOCATED ITEMS FROM INVENTORY - Hidalgo County Highway Patrol - Pct. 1

Judge Ruiz reported that as per a letter from Esteban Medrano, the request was for a G.E. mobile radio serial number 4020942, a Motorola Mobile radio serial number TG744P, and a Sonic Emergency light bar serial number 12955, to be declared surplus, as they have not been in the inventory list of the Precinct One County Highway Patrol, since he has been on the staff. A brief discussion then ensued with regards to why these items had not been declared surplus before, and this was followed with a motion by Commissioner Sanchez and a second by Commissioner Arcaute, to remove said items from inventory.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 14. PLANNING DEPARTMENT:

A. Subdivision:

1. Casa De El Alfarero Subdivision - Pct. 1

B. Preliminary Plat Approval:

1. Westgate Woods Subdivision Phase III - Pct. 1
2. Basham No. 34 Subdivision - Pct. 3

C. Variance Request:

1. Tor Subdivision - Pct. 4

14/A

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve the plat of Casa De El Alfarero Subdivision, which is located approximately 622 feet north of Mile 14 North, on the west side of Mile 4 West, City of Weslaco, Precinct One.

MOTION CARRIED.

SEE "EXHIBIT S"

14/B/1

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to give preliminary approval to the plat of Westgate Woods Subdivision Phase III, which is located approximately one mile south of Mile 6 North on the east side of Mile 6 West, City of Weslaco, Precinct One. Preliminary plat approval is subject to the completion of the construction in accordance to the City of Weslaco and the Hidalgo County Subdivision Rules and Regulations.

MOTION CARRIED.

SEE "EXHIBIT S"

14/B/2

A motion was made by Commissioner Rosel and seconded by Commissioners Sanchez and Camarillo, to give preliminary plat approval to the plat of Basham No. 34 Subdivision which is located approximately 1/2 mile south of the 5 Mile Line, on the east side of Palm Drive, City of Mission, Precinct Three. Preliminary plat approval is subject to the following:

- 1) the installation of all street sign(s), traffic control device(s) and testing of the streets be done in accordance to the Hidalgo County Subdivision Regulations, before final approval and recording of the subdivision plat; and
- 2) the approval from F.E.M.A. since part of this proposed subdivision lies within an "A" flood zone.

MOTION CARRIED.

SEE "EXHIBIT S"

14/C

Roy Gonzalez, from the Planning Department, presented the plat of Tor Subdivision, which is located 1/4 mile east from North 23rd Street (F.M. 1926) on the south side of Northgate Land, in the City

of McAllen, in Precinct Four. He mentioned that the developer, Joseph Tor, was requesting a variance on the installation of driveway culvert pipes. Commissioner Camarillo then reported that he had inspected the area and there were no bar ditches alongside Northgate Lane and there were two residences presently on either side of this property which did not have any culverts. He added that he felt that the culvert pipes were not needed, as the road was higher than the road. A motion was then made by Commissioner Camarillo and seconded by Commissioners Rosel and Arcaute, to award the variance requested by Tor Subdivision, in Precinct Four, to not install any drainage gutters on driveways, facing Northgate Lane.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 15. PURCHASING DEPARTMENT:

A. Award bids:

- 1. Dry/cold storage - Community Service Agency
- 2. Leasing of Farm Land - Hidalgo County

B. Request to advertise:

- 1. Janitorial Supplies - Hidalgo County
- 2. Industrial Chemicals - Hidalgo County
- 3. Hot mix - Pct. 4
- 4. Hot mix - Pct. 2

15/A/1

Mary Maldonado, Purchasing Agent, came before the Court and reported that she had received one bid for dry/cold storage for the Community Service Agency. The bid received was from Loop Storage Company as follows and this was on a monthly basis:

	handling charge	storage charge
perishables (frozen)	\$.60	\$.55
perishables (cool)		
grain products	\$.60	\$.50
dry storage (canned)	\$.60	\$.50

A motion was then made by Commissioner Sanchez and seconded by Commissioners Arcaute and Camarillo, to approve the awarding of a bid to Loop Storage Company, as the low and sole bidder, for dry and cold storage for the Community Service Agency.

MOTION CARRIED.
SEE "EXHIBIT T"

15/A/2

Ms. Maldonado reported that no bids had been received for the leasing of farmland, however she indicated that Commissioner Camarillo had a letter from Mr. Estopey. Commissioner Camarillo then said that he had received the bid from Mr. Estopey, late in the day on which the bids were to be opened and he was requesting if the bid could

be opened at this time. Travis Heister, the County Legal Counsel, then stated that they could not accept the bid and that it would have to be readvertised. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to authorize the advertising for bids for leasing of farmland, in Hidalgo County; bid opening November 2, bid award November 8.

MOTION CARRIED.
SEE "EXHIBIT T"

15/B

A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize the advertising for bids for janitorial supplies, County wide; industrial chemicals, County wide; hot mix, Precinct Four; and hot mix for Precinct Two; bid opening November 9, bid award November 14.

MOTION CARRIED.
SEE "EXHIBIT T"

ITEM 16. URBAN COUNTY:

- A. City of Alamo - HOME - Approval of change order case #AM 92-07
- B. Increase the Deferred Loan/Grant available under the HOME Program
- C. Approval of subrecipient Agreement between City of San Juan & Amigos Del Valle, Inc.
- D. Pct. 4 - Change Order No. 1 - Sascon, Inc. - Street Improvements Contract
- E. Pct. 4 - Permission to advertise - Street Improvements Year 6
- F. Approval of bills

16/A

Anthony Covacevich, Urban County Director, informed the Court that they were requesting approval of a change order on a City of Alamo Housing Rehab project. The change order was for an increase of \$920.00, and it was for additional of electrical and carpentry work that was needed after work was begun. A motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Rosel, to approve a change order number one, with Lerma Construction, which was an increase of \$920.00, as well as three additional days of work.

MOTION CARRIED.
SEE "EXHIBIT U"

16/B

Mr. Covacevich then reported that due to the high cost of rehabilitating the homes under the HOME Rehab Program, he was requ-

esting that that this Commissioners' Court increase the loan amount not to exceed \$12,000.00. Mr. Covacevich then stated that hopefully by increasing the amount, we would receive more competitive bids. A motion was then made by Commissioner Arcaute and seconded by Commissioner Sanchez, to authorize the increase of deferred loan grant amount from \$8,000.00 to \$12,000.00, available under the HOME Program.

MOTION CARRIED.
SEE "EXHIBIT U"

16/C

Mr. Covacevich reported that the City of San Juan was requesting permission to enter into a subrecipient agreement with Amigos Del Valle, for the 1994 year and it will be for \$10,000.00. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to authorize a \$10,000.00 subrecipient agreement between the County of Hidalgo, the City of San Juan and Amigos Del Valle, Inc.

MOTION CARRIED.
SEE "EXHIBIT U"

16/D

Mr. Covacevich indicated that Precinct Four was requesting approval of change order number one, on a contract with Sascon, Inc. for street improvements. The change order was for an increase in the amount of the contract by \$55,369.60 and it was due to the addition of overlay on Tower Road, between Alberta Road and State Highway 107. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve change order number one, with Sascon, Inc., for the contract with Precinct Four; it's for increasing the contract by \$55,369.60.

MOTION CARRIED.
SEE "EXHIBIT U"

16/E

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to authorize the advertising for bids for street improvements, in Precinct Four; bid opening November 2, bid award November 8. (NOTE: This is for the laying of the blacktop for Russel Road, from U.S. Highway 281 to Doolittle Road; and Terry Road, from Schunior Road to F.M. 1925.)

MOTION CARRIED.
SEE "EXHIBIT U"

16/F

A motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, to approve the 1990 Urban County bill #6816 in the amount of \$1,000.00; the 1992 Urban County bills #6817 & #6818 totaling \$565.57; the 1993 Urban County bills #6819 through #6828 totaling \$197,966.58; the 1994 Urban County bills #6829 through #6834 to-

taling \$32,453.31; the 1992 HOME Program bills #6835 through #6841 totaling \$24,669.06 and the 1993 HOME Program bill #6842 in the amount of \$700.00. The total Urban County memorandum to be approved is in the amount of \$257,354.52.

MOTION CARRIED.
SEE "EXHIBIT U"

ADD. 1. EXECUTIVE SESSION:

- A. Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.074 to discuss the following matter:
1. Review of applications for the position of Sheriff
 2. Discuss appeal on 13th Court of Appeals on Sheriff's position
 3. Discussion of Director of Personnel

The County Judge and Commissioners went into Executive session accompanied by Mr. Travis Heister, the County Legal Counsel.

NO ACTION.

ADD. 2. OPEN SESSION:

- A. Review of applications for the position of Sheriff
- B. Discussion & action on appeal to 13th Court of Appeals on Sheriff's position
- C. Discussion & possible action on Director of Personnel

Add.2/A

Judge Ruiz reported that this Commissioners' Court would continue to review the applications, submitted for the position of Sheriff, as they were awaiting a decision from the 13th Court of Appeals.

NO ACTION.

Add.2/B

The County Judge stated that on this item the 13th Court of Appeals has reversed a decision, by State District Judge Fernando Mancias and thus it brings the County back to the issue that Sheriff Marmolejo is still the Sheriff, even though he is on a leave of absence with pay. He added that this vacancy could be created either through another court system or through final conviction, by a Federal Judge.

NO ACTION.
(SEE "EXHIBIT V")

(10/10/94)

Add.2/C

On the office of Director of Personnel, he indicated that his office had received nineteen applications and resumes, and after review this Commissioners' Court has reduced those to three, who will be interviewed by his office. He did add that a recommendation would be brought to Court at a later date.

MOTION CARRIED.

There being no further business to come before the Court, a motion was made by Commissioner Camarillo and seconded by Commissioner Arcaute, 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. Wyot Enterprises, Inc.

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve a request for permit by Wyot Enterprises for Sioux Road Subdivision, with covers twenty-five acres and it's a twenty-four structure which goes into a Donna Irrigation District ditch.

MOTION CARRIED.

SEE "EXHIBIT W"

ITEM 2. AUTHORIZATION TO RECLASSIFY POSITION

Joaquin Cerda, Drainage District Director, came before the Commissioners' Court requesting the reclassification of an assistant foreman position to a foreman position. His reason for the request was that he was having problem with the employees, who were not wanting to take orders from the assistant foreman. A discussion then ensued with regards to problems that could arise, from having two foremans, as well

(10/10/94)

as other solution to the problems at the Drainage District with the personnel. After this discussion, Commissioner Arcaute stated that he would send a memo to the Drainage District personnel, indicating the chain of command to be followed. After this no action was taken on this item.

NO ACTION.
SEE "EXHIBIT X"

ITEM 3. PUBLIC HEARING FOR PROPOSED 1995 BUDGET

Judge Ruiz called the public hearing open to present the 1995 proposed budget for the Drainage District. He stated that under the Drainage District Special Revenue Fund, the estimated fund balance is \$1,374,200.08 and the revenues to be created by taxation and fees is \$3,087,229.57. He continued by saying that the total amount of estimated revenue for 1995 is \$4,461,429.65. On the expenditures, with regards to the budgets that have been presented, as well as transfers and administration, the amount is \$2,950,972.92 and these are funds with the appropriate changes that were made by Commissioners' Court; and this would leave a fund balance of \$1,510,456.73. Under the Debt Service Fund, the present fund balance is \$2,325,621.89 and the revenues to be generated through taxation are \$5,421,879.79, which would total to \$7,747,501.68. After expenditures, the remaining fund balance that is being estimated for 1995 is \$2,260,386.68. Judge Ruiz indicated that in terms of taxation, the rate was being reduced by \$.0071; under the Debt Service the tax rate was \$.0715 and for operations it is \$.0396, which would make the total tax rate for the Drainage District at \$.1111. He continued by saying that both budgets under the Drainage District were budget appropriately, with a five percent increase in the salary category and no new positions were added. He then asked the Commissioners and the public if they had any questions and/or comments on the proposed budget and tax rate for the Drainage District, there being none, the public hearing was closed.

NO ACTION.

ITEM 4. ADOPT PROPOSED BUDGET FOR YEAR 1995

A motion was made by Commissioner Camarillo, seconded by Commissioners Rosel and Arcaute and carried unanimously through a voice vote, to adopt the proposed budget for 1995 for Drainage District No. 1, as per the public hearing.

MOTION CARRIED.
SEE "EXHIBIT Y"

ITEM 5. ADOPTION OF TAX RATE

The County Judge then reiterated that the proposed tax rate for the Drainage District was as follows:

Debt Service	\$.0715
Operations	\$.0396
	=====
Total Tax Rate	\$.1111

A motion was made by Commissioner Arcaute, seconded by Commissionr Rosel and carried unanimously through a voice vote, to adopt the tax rate of \$.1111, for the Drainage District No. 1.

MOTION CARRIED.
SEE "EXHIBIT J"

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

MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME

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

J. Edgar Ruiz _____
County Judge

Samuel Sanchez _____
County Commissioner, Precinct #1

Lalo Arcaute _____
County Commissioner, Precinct #2

Juan Rosel _____
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 10TH day of OCTOBER, 1994.

ATTEST:

WILLIAM R. LEO, County Clerk
Hidalgo County, Texas

By: _____
Jennifer Castillo Deputy

