

**RUIZ**

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, DECEMBER 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 - November 14, 1994
2. Approval of bills - County Auditor
3. Approval of Monthly Fee Reports:
  - A. Anzaldua's Park - \$ 7,076.00 - November
  - B. Justice of the Peace:
    1. Rene O. Torres - \$ 25,206.50 - October
    2. Ruben Ramos - \$ 4,616.61 - November
4. Request for Voting Machines:
  - A. City of Mission - 16 machines
  - B. City of Penitas - 02 machines
  - C. Sam Rayburn Elementary School - 02 machines
5. Planning Department:
  - A. Subdivisions:
    1. Gonzalez Commercial Subdivision - Pct. 2
    2. Manuel Monclova Subdivision - Pct. 2
    3. El Encinal Subdivision - Pct. 3
    4. Shary Palms Unit III Subdivision - Pct. 3
6. Set & approve amount of Compensation, Office & Travel Expenses and other Allowances for County and Precinct Officers and Employees



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HIDALGO COUNTY JUDGE

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- 7. Permits:
  - A. North Alamo Water Supply - Pct. 1 & 4
  - B. Southwestern Bell Telephone - Pct. 3
  
- 8. Internal line item transfers:
  - \* Line Items do not affect salaries & fringe benefits
  - A. Computer Department
  - B. Litigation
  - C. Assessing Fee
  - D. County Clerk
  - E. J.P. Pct. 4, Pl.1
  - F. J.P. Pct. 2, Pl.2
  - G. J.P. Pct. 4, Pl.2
  - H. WIC (State Funds)
  - I. County Court #4
  - J. Pct. 2 - R & B/Adm.
  - K. Pct. 2 - Paved/Unpaved
  - L. District Clerk
  - M. Purchasing Department
  - N. Law Library
  - O. Youth Village
  - P. 139th District Court
  - Q. Pct. 4 - Paved/Unpaved
  - R. Pct. 4 - Adm.
  - S. J.P. Pct. 2, Pl.1
  - T. Pct. 3 - Paved/Unpaved
  - U. Pct. 3 - Adm.
  - V. Extension Service
  - W. Human Services
  - X. J.P. Pct. 3, Pl.2
  - Y. Tax Office
  - Z. Constable Pct. 5
  - AA. D.P.S.
  - BB. Planning Department

Dated this the 08th day of December, 1994

J. EDGAR RUIZ  
HIDALGO COUNTY JUDGE

## NOTICE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a REGULAR MEETING of the Commissioners' Court will be held on MONDAY, DECEMBER 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. Library System:
  - A. Appointments to Hidalgo County Library System Board
2. Approval of Lease Agreement between Hidalgo County Community Supervision & Corrections Department & Hidalgo County
3. Discussion & action on the Cellular Phone Policy
4. Discussion & possible action on Solid Waste Disposal Sites
5. Approval of Atrium Plant Maintenance Contract for 1995 Year
6. Declare Equipment Surplus:
  - A. District Clerk
7. County Treasurer:
  - A. Authorization to remove equipment from inventory
8. Sheriff Department:
  - A. Approval to waive competitive bidding process for three (3) motor vehicles being purchased from D.P.S.
  - B. Request to advertise for purchase of radios for 1995 fiscal year
  - C. Modification and construction to convert cell block into isolation quarantine section
  - D. Request to amend to line item 25 (food) in detention center - \$ 40,000.00
9. Budget Amendments:
  - A. County Court at Law #4 - \$ 1,876.22
  - B. Court Reporters Fees - \$ 3,500.00
  - C. Public Defense Attorneys - \$ 15,500.00
10. Approval of Court Reporters Fees:
  - A. Mark Kvapil - \$ 2,623.50
  - B. Ben Petty - \$ 513.00
11. Approval of attorney fees - \$ 15,445.50

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12. Internal Line Item Transfers
  - \* Line items that affect salaries & fringe benefits
  - AA. Juvenile Probation (state funds)
  - BB. Pct. 2 - paved/unpaved
  - CC. Health Department - Adm.
  - DD. Health Department - Clinics
  - EE. Health Department - Clinics/Adm.
  - FF. Buildings & Grounds
  - GG. Minor Structures
  - HH. Detention Center (Jail)
  - II. Sheriff Department
13. Request to advertise:
  1. Humane Society for year 1995-1996
  2. Depository Bid Contract for year 1995-1996
14. District Attorney:
  - A. Obligate Funds - Bad Check Processing
    - H.B. 65 Investigation Fund
    - State Supplement
15. Authorization and approval to cancel lease between Our Lady Queen, Of Angels Church and the County of Hidalgo
16. Pct. #3:
  - A. To correct job descriptions of Park Slot #4 from Park Maintenance to assistant Park Ranger and slot #5 should remain as Park Maintenance
  - B. Authorization to obligate 1995 unobligated funds to reflect increase in salaries and fringe benefits for 1995 & amend budget
17. Pct. #4:
  - A. Obligate 1995 unobligated fund to reflect increase in salaries and fringe benefits for 1995 & amend budget
  - B. Petition to name roads in Rankin & Cantu Subdivision
18. Purchasing Department:
  - A. Award bids:
    1. Microfilming - County Clerk
    2. Rental Space (McAllen) - WIC Program

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19. Planning Department:
  - A. Approval of Subdivisions:
    1. Vacate and Resubdivision of La Hacienda Subdivision - Pct. #1
    2. Vela Acres - Pct. #4
  - B. Final Plat Approval:
    1. Sioux Road - Phase I - Pct. #2
  - C. Final and Variance Request:
    1. Camino Real Viejo Subdivision Unit #2 - Pct. #1
  - D. Discussion and possible action on Adam Lee Subdivision; Permits - Pct. #4
20. Urban County:
  - A. City of Elsa - Change Order #3 - Water Treatment Plant
  - B. City of Elsa - Boys and Girls Club Recipient Agreement
  - C. Pct. #1 - Professional Services Contract (Engineering)
  - D. HOME - First Time Homebuyer Contract Agreement and Letter of Commitment to Mortgage Company
  - E. Approval of Bills

Dated this the 08th day of December, 1994.

**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, DECEMBER 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 - City of Alamo
2. Line item transfer

Dated this the 08th day of December, 1994.

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 12TH day of DECEMBER, 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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DECEMBER 12, 1994

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

Judge Ruiz by making the announcement that there was a huge possibility that there would be no meeting on December 27th, unless there was an item of great importance. He also mentioned that Norma Villarreal-Ramirez, the County Judge-elect, from Zapata County, was present in the audience and was accompanied by Ms. Nina Gutierrez.

CONSENT AGENDA  
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ITEM 1. APPROVAL OF MINUTES - November 14, 1994  
(SEE "EXHIBIT A")

ITEM 2. APPROVAL OF BILLS - County Auditor  
General Fund - #104923 - #105083 - \$350,510.40  
Special Revenue Fund - #104837 - #105026 - \$195,884.48  
Trust and Agency Fund - # 4471 - # 4473 - \$ 31,976.77  
(SEE "EXHIBIT B")

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:  
A. Anzaldua's Park - \$7,076.00 - November  
B. Justice of the Peace:  
1. Rene O. Torres - \$25,206.50 - October  
2. Ruben Ramos - \$ 4,616.61 - November  
(SEE "EXHIBIT C")

ITEM 4. REQUEST FOR VOTING MACHINES:  
A. City of Mission - 16 machines  
B. City of Pentias - 02 machines  
C. Sam Rayburn Elementary School - 02 machines  
(SEE "EXHIBIT D")

ITEM 5. PLANNING DEPARTMENT:

A. Subdivisions:

1. Gonzalez Commercial Subdivision - Pct. 2
2. Manuel Monclova Subdivision - Pct. 2
3. El Encinal Subdivision - Pct. 3
4. Shary Palms Unit III Subdivision - Pct. 3

5/A/1

Gonzalez Commercial Subdivision is located on the south-east corner of Flag and State Streets, City of Pharr, Precinct Two.  
(SEE "EXHIBIT E")

5/A/2

Manuel Monclova Subdivision is located 1/2 block west from 13th Street, on the north side of Carroll Street, City of Alamo, Precinct Two.  
(SEE "EXHIBIT E")

5/A/3

El Encinal Subdivision is located on the north side of Mile 2 North Road, approximately 300 feet east of North Conway Boulevard, City of Mission, Precinct Three.  
(SEE "EXHIBIT E")

5/A/4

Shary Palms Unit III Subdivision is located on the west side of Shary Road, approximately 1900 feet south of F.M. 495, City of Mission, Precinct Three.  
(SEE "EXHIBIT E")

ITEM 6. SET & APPROVE AMOUNT OF COMPENSATION, OFFICE & TRAVEL EXPENSES AND OTHER ALLOWANCES FOR COUNTY AND PRECINCT OFFICERS AND EMPLOYEES  
(SEE "EXHIBIT F")

ITEM 7. PERMITS:

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

7/A

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

- 1) to cross Mile 5 1/2 West, 1/4 mile north of Mile 10 North;
- 2) to cross Border Road, south of F.M. 495; and
- 3) to cross Mile 2 West, 1/4 mile south of Mile 17 North.

In Precinct Four, they are requesting permission for a two inch line in

Hillcrest Terrace.  
(SEE "EXHIBIT G")

7/B

In Precinct Three, Southwestern Bell Telephone is requesting a permit to bury a cable along Brushline Road, for 72 feet north of its intersection with Mile 6 Road.  
(SEE "EXHIBIT G")

ITEM 8. INTERNAL LINE ITEM TRANSFERS:

\*Line items do not affect salaries & fringe benefits\*

- A. Computer Department - \$692.76
- B. Litigation - \$98,200.00
- C. Assessing Fee - \$150.00
- D. County Clerk - \$3,000.00
- E. J.P. Pct. 4, Pl. 1 - \$6.10
- F. J.P. Pct. 2, Pl. 2 - \$106.50
- G. J.P. Pct. 4, Pl. 2 - \$708.70
- H. WIC (State Funds) - \$5,000.00
- I. County Court #4 - \$484.75
- J. Pct. 2 - R & B/Adm. - \$100.00
- K. Pct. 2 - Paved/Unpaved - \$2,571.00
- L. District Clerk - \$3,827.27
- M. Purchasing Department - \$100.00
- N. Law Library - \$5,125.00
- O. Youth Village - \$11,400.00
- P. 139th District Court - \$950.00
- Q. Pct. 4 - Paved/Unpaved - \$13,000.00
- R. Pct. 4 - Adm. - \$647.44
- S. J.P. Pct. 2, Pl. 1 - \$50.00
- T. Pct. 3 - Paved/Unpaved - \$5,300.00
- U. Pct. 3 - Adm. - \$460.04
- V. Extension Service - \$1,060.00
- W. Human Services - \$1,500.00
- X. J.P. Pct. 3, Pl. 2 - \$289.00
- Y. Tax Office - \$10,000.00
- Z. Constable Pct. 5 - \$550.00
- AA. D.P.S. - \$500.00
- BB. Planning Department - \$2,303.64

(SEE "EXHIBIT H")

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

MOTION CARRIED.  
SEE "EXHIBITS A-H"

REGULAR AGENDA  
=====

ITEM 1. LIBRARY SYSTEM:

A. Appointments to Hidalgo County Library System Board

Bill McGee, Library System Coordinator, came before the Court and presented the nominees, from the member libraries in Elsa, McAllen and Pharr. The nominees from Elsa were Dora Ramirez, Rachel Guerrero and Janie Alaniz; the nominees from McAllen were Vel Turner, Jon Harrison and Ruben Cavazos; and the nominees from Pharr were Laverne S. Neilson, Antonio Garcia and Catheryn E. Stout. Mr. McGee stated that at this time they would need an representative and an alternate from each of these cities. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to nominate Dora Ramirez, Vel Turner and Laverne Neilson, as representatives and alternates respectively, Rachel Guerrero Jon Harrison and Antonio Garcia.

MOTION CARRIED.  
SEE "EXHIBIT I"

ITEM 2. APPROVAL OF LEASE AGREEMENT BETWEEN HIDALGO COUNTY COMMUNITY SUPERVISION & CORRECTIONS DEPARTMENT & HIDALGO COUNTY

Joe Lopez, Adult Probation Director, informed the Court that he was bringing the lease agreement, for the Restitution Center for consideration. He added that this was for a ten year period commencing on January 1, 1995 and expires on December 31, 2004. He explained that the only changes in the contract were the monthly fee which went up from \$2,500.00 to \$2,750.00 and the correction in the Department's name from Adult Probation to Community Supervision and Corrections. Judge Ruiz then asked him about the condition of the building and Mr. Lopez responded that the building has been well maintained. A motion was then made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve the lease agreement between the Hidalgo Community Supervision and Corrections Department and the County of Hidalgo, as presented.

MOTION CARRIED.  
SEE "EXHIBIT J"

ITEM 3. DISCUSSION & ACTION ON THE CELLULAR PHONE POLICY

Noe Cavazos reported that he had taken a survey and sent a letter out to all of the Elected Officials and department Heads requesting information with regards to the cellular phones used by the various de-

partments. In the letter, they were requesting information, as to what company was used, the company billing plan, the method of payment, for reimbursement of personal calls. He stated that not all of the departments responded, but they estimate that there are approximately 130 phones that are being used by the County and as they did not receive all of the information that was requested, they were unable to determine how many phones belong to the County, how much equipment was purchased with County funds and what kind of plan they used for obtaining this equipment, from the cellular companies. Mr. Cavazos explained that they had also contacted other counties, as to their policies and how this was implemented. He then explained the incentive plan, that was being used by Travis County and compared it with the plan that was being used by Harris County. A discussion then ensued with regards to how many phones were actually needed by employees and how to better control this, after which Judge Ruiz went through a handout that was furnished by Mr. Cavazos, on a recommendation for a policy on cellular phones. He stated that under Item I, this could serve as a basis on a new installation, but at this time they were wanting to acquire an accurate accounting of all of the cellular phones that are being used for County business. He added that for the phones that were already installed, he was wanting to bring those back to Commissioners' Court and state how they were acquired, what billing plan was being used and then either approve or reject them. Judge Ruiz also said the if there was any individual who did not respond, and a government rate was being used, then the company would be informed, to cancel it, as the County would not be responsible for it. He also indicated that if this Court saw to it that a particular individual did not need a phone, then it would be rejected. After further discussion, a motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to set policy on cellular phone use, in the County of Hidalgo, by adopting the recommending Roman Numeral #1, which talks about installation and county departments, rules and responsibilities for billing.

MOTION CARRIED.  
SEE "EXHIBIT J"

Judge Ruiz then stated that by next week, those departments who have not responded, should be sent a second memo and if this one is not responded to, then the companies will be informed and their rates will be changed from governmental to personal.

ITEM 4. DISCUSSION & POSSIBLE ACTION ON SOLID WASTE DISPOSAL SITES

The County Judge informed the Commissioners that he had sent them a memo, dated December 5, whereby he had briefly outlined some of the options that were available, in terms of the landfills. Commissioner Rosel asked him if he knew of any reasons why no bids were received and Judge Ruiz responded that everyone stayed away from the Precinct Four site, but he felt that there was some interest in the Precinct Three

site. With regards to the Precinct Four landfill, he knew that Hidalgo County owned a permit, which was difficult in acquiring, after the new regulations were established, but presently there existed an environmental problem, that had to be corrected before this property was either sold, leased or redeveloped. He felt that this problem was what scared off any bidders. Judge Ruiz then went into the closure plan, of which he said was non-existent for either of the two sites and it called for a regional plan, insurance and a deposit. He also mentioned the question of a new cell, as there was an immense amount of solid waste that was stockpiled, on the compost base and this waste would take up one whole cell; but they would also need an additional cell for new solid waste. Commissioner Camarillo then stated that if they opened up a five acre cell on the amended permit, then they could accept waste from, as this stockpiled waste would only take up two acres. Judge Ruiz then stated that even though the landfill in Precinct Three had some problems, he felt that they could try to re-advertise to sell this site. Going back to the Precinct Four site, the County Judge felt that if they brought it up to standards, then they could open County wide and possibly the County could profit from it. Commissioner Sanchez then brought up the fact that at this time there was more trash being dumped out in the rural areas and this also had to be collected, possibly through a collection system. Commissioner Rosel also stated that he had requested that Mr. Roberto Diaz De Leon be here, so that he can offer some input into the situation. Judge Ruiz continued this discussion by saying that he had received a letter from TNRCC, of which a copy had been forwarded to each of the Commissioners, that stated that the site was in non-compliance, as well as an additional letter that has not been addressed by this Commissioners' Court. He continued by saying that he would like to begin the compliance process, as per an environmental engineering firm, Raba-Kistner, by addressing the issues that need to be addressed and implement a plan of action, this he added would entail a fee. A discussion then ensued with regards to what the cost to the County would be, whereby the County Judge attempted to explain the scope of services that would be performed by this engineering firm and Mr. Diaz De Leon added that they should be more concerned about the cost for implementing this plan. Mr. Diaz De Leon also mentioned that it would be impossible for the County to capitalize from this endeavor, as they did not have the appropriate amount of solid waste to make it pay and if the County decided to sell it eventually, then they would have to make it a two hundred acre site versus a twenty-six acre site, in order to make it more enticing to bidders. An additional discussion ensued where the issue of the cost for the implementation of this plan was again discussed. Judge Ruiz indicated that the environmental problem had to be resolved before they could consider what to do with the landfills. He then recommended that they address the closure, at least, of not the proposal by Raba-Kistner as well as try to regionalize this effort and to do this he would also like to recommend that the Commissioners consider budgeting and authorizing for a certified landfill operator position. A discussion then ensued as to other issues that needed to be taken care of, such as the paving of the roads, in order to comply with the environmental problem and the closure. It was during this discussion that Commissioner Arcaute stated that they had already made a determination in this Com-

missioners' Court that they were not in the solid waste collection business and Commissioner Sanchez responded that that was why there was no collection system, but by the same token they did not have a way to stop the illegal dumping, which had to be picked up. Judge Ruiz then told the Commissioners that they should go out there and see the mounds of solid waste that are out at the Precinct Four site, so that they could see how important it was to correct the problem. He then continued by recommending that they begin the closure procedure of each landfill and or continue to operate them, as stated in his letter to the Commissioners. He also recommended that they accept the proposal, from Raba-Kistner Consultants, for professional services related to the development of solid waste management plan for Hidalgo County, to include solely the closure of existing landfill proposal and the design and construction of an interim Type One facility proposal under Subtitle D. A motion was then made by Commissioner Camarillo and seconded by Commissioner Rosel, to appoint Raba-Kistner Consultants, Inc., for professional services, exempting them from the bidding procedure, to do professional services on the solid waste management plan, for the County of Hidalgo, Precinct Four landfill, on the issues of closure of existing landfill and design and construct an interim Type One facility.

MOTION CARRIED.  
SEE "EXHIBIT K"

The County Judge then addressed Mr. Diaz De Leon, by saying that they readvertise for the sale of the landfill, in Precinct Three.

ITEM 5. APPROVAL OF ATRIUM PLANT MAINTENANCE CONTRACT FOR 1995 YEAR

A motion was made by Commissioner Sanchez and seconded by Commissioner Camarillo, to authorize the extension of a maintenance agreement for the atrium plant maintenance, with Judy Stotler, at \$275.00; which provides weekly visits.

MOTION CARRIED.  
SEE "EXHIBIT L"

ITEM 6. DECLARE EQUIPMENT SURPLUS:  
A. District Clerk

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to authorize the declaration of equipment surplus, from the District Clerk's Office and to authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED.

SEE "EXHIBIT M"

ITEM 7. COUNTY TREASURER:

- A. Authorization to remove equipment from inventory

A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to authorize the removal of certain equipment from the County Treasurer's inventory, as presented.

MOTION CARRIED.  
SEE "EXHIBIT N"

ITEM 8. SHERIFF DEPARTMENT:

- A. Approval to waive competitive bidding process for three (3) motor vehicles being purchased from D.P.S.  
B. Request to advertise for purchase of radios for 1995 fiscal year  
C. Modification and construction to convert cell block into isolation quarantine section  
D. Request to amend to line item 25 (food) in detention center - \$40,000.00

8/A

Judge Ruiz asked why they had to waive the bidding process when they were purchasing the vehicles from a governmental entity and Chief Dick Dickinson responded that this request was at the direction of the County Auditor. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to authorize the waiver of competitive bidding for the purchase of three motor vehicles, at \$6,800.00 each which are 1992 Chevrolet Capris.

MOTION CARRIED.  
SEE "EXHIBIT O"

8/B

After Judge Ruiz clarified if this request was within budget, a motion was made by Commissioner Sanchez and seconded by Commissioner Camarillo, to authorize the advertising for bids for the purchase of radios, from his 1995 calendar year budget; bid opening January 4th and bid award January 9th.

MOTION CARRIED.  
SEE "EXHIBIT O"

8/C

The County Judge informed the Commissioners that the is-

sue of isolating some cells for quarantine had been discussed previously in workshop and Chief Dickinson had a recommendation at this time. Chief Dickinson then stated that he had had a meeting Friday, with a representative from the Texas Commission of Jail Standards, as well as a Dr. Omar Garza and Dr. Diaz. He added that the request at this time was to advertise for the construction and modification of a cell block within the jail to accommodate and facilitate this quarantine. He said that they had the specifications, from the Health Department, but they were not sure if the present air conditioning system, would be adequate for ventilation and an engineer might have to be hired for this. A discussion then ensued, whereby the Commissioners brought up that maybe they would have to bring in DeStefano-Santo Prieto, as they were the original designers of the jail, to address this problem. Chief Dickinson then mentioned that he felt that most of the cost would go into the purchase and installation of the isolation doors and seals that would be needed for quarantine purposes and maybe even the air conditioning system, if found to be needed. Judge Ruiz then asked the County Legal Counsel to research if this could be done under a public health concern, by waiving the bidding procedure and acquiring quotes through the architectural firm.

NO ACTION.  
SEE "EXHIBIT O"

8/D

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a budget amendment of \$40,000.00, for food in the Detention Facility.

MOTION CARRIED.  
SEE "EXHIBIT O"

ITEM 9. BUDGET AMENDMENTS:

- A. County Court at Law #4 - \$ 1,876.22
- B. Court Reporters Fees - \$ 3,500.00
- C. Public Defense Attorneys - \$15,500.00

9/A

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve a budget amendment for County Court #4, totaling \$1,876.22.

MOTION CARRIED.  
SEE "EXHIBIT P"

9/B

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to approve a budget amendment of \$3,500.00, to Court Reporters' Fees, as presented.

MOTION CARRIED.  
SEE "EXHIBIT P"

9/C

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a budget amendment of \$15,500.00 for Public Defense Attorneys.

MOTION CARRIED.  
SEE "EXHIBIT P"

ITEM 10. APPROVAL OF COURT REPORTERS FEES:  
A. Mark Kvapil - \$2,623.50  
B. Ben Petty - \$ 513.00

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve court reporters' fees, to Mark Kvapil and Ben Petty, as presented.

MOTION CARRIED.  
SEE "EXHIBIT Q"

ITEM 11. APPROVAL OF ATTORNEYS' FEES - \$15,445.50

A motion was made by Commissioner Arcaute and seconded by Commissioners Rosel and Sanchez, to approve the payment of \$15,445.50, to court appointed attorneys' fees, as presented.

MOTION CARRIED.  
SEE "EXHIBIT R"

ITEM 12. INTERNAL LINE ITEM TRANSFERS:  
\* Line items that affect salaries & fringe benefits  
AA. Juvenile Probation (state funds) - \$1,812.00 & \$1,342.00  
BB. Pct. 2 - paved/unpaved - \$470.00  
CC. Health Department - Adm. - \$3,302.07  
DD. Health Department - Clinics - NO ACTION  
EE. Health Department - Clinics/Adm. - NO ACTION  
FF. Buildings & Grounds - \$35,600.00  
GG. Minor Structures - \$5,000.00  
HH. Detention Center (Jail) - \$22,000.00  
II. Sheriff Department - NO ACTION

Judge Ruiz informed the Commissioners that these were line item transfers that affect the salary category and fringe benefits and at this time he was recommending that no action be taken on items 12/DD and 12/EE, which dealt with the Health Department, as well as 12/II, for the Sheriff's Department. There was no one present to explain the requests from the Health Department, but Chief Dickinson, came forward on behalf of the Sheriff's Department and stated that their request was partly for the purchase of laptop computers, which would be used by the patrol deputies. Commissioner Rosel then indicated that this Commissioners' Court had previously decided that they would not take this request into consideration until next year and possibly purchase this equipment then and Chief Dickinson explained that they had not budgeted for this in next year's budget. Judge Ruiz then stated that they could identify the fund balance, as of December 31st and then bring this request back to Court for consideration. A motion was then made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve internal line item transfers: 12/AA, 12/BB, 12/CC, 12/FF, 12/GG and 12/HH, as presented.

MOTION CARRIED.  
SEE "EXHIBIT S"

ITEM 13. REQUEST TO ADVERTISE:

- A. Humane Society for year 1995-1996
- B. Depository Bid Contract for year 1995-1996

13/A

Commissioner Sanchez explained that the Mid-Valley Humane Society had sent him a letter indicating that they would like to be considered again, as they had opened a new facility. He and Judge Ruiz then discussed possibly advertising so that both organizations could be considered for serving the east and west ends of the County. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to advertise for bids for humane society for year 1995-1996; bid opening January 4th; bid award January 9th.

MOTION CARRIED.  
SEE "EXHIBIT T"

13/B

Judge Ruiz explained that he would like an extra week in the advertising for this item, as he would like to make it more competitive, as there were many changes in the way banking is done. A motion was made by Commissioner Arcaute and seconded by Commissioner Camarillo, to authorize the advertisings for bank depository contract, for years 1995-96; bid opening January 11, bid award January 17th.

MOTION CARRIED.  
SEE "EXHIBIT T"

(12/12/94)

## ITEM 14. DISTRICT ATTORNEY:

- A. Obligate Funds - Bad Check Processing
- H.B. 65 Investigation Fund
- State Supplement

NO ACTION.

SEE "EXHIBIT U"

## ITEM 15. AUTHORIZATION AND APPROVAL TO CANCEL LEASE BETWEEN OUR LADY QUEEN OF ANGELS CHURCH AND THE COUNTY OF HIDALGO

J.D. Salinas came before the Court and explained that the Church had decided not to go into agreement, as they were no longer willing to pay for the electricity. He added that the health clinic in that area has since moved to the Sullivan City clinic, where services are being provided. Mr. Salinas was at this time requesting that the Commissioners reject this agreement, as possibly sometime in the future try to work something outwith the City of La Joya, whereby the City could provide office space at another building, proportional to the demand. He added that the City of La Joya had indicated that if the County should need any space in the future, they could either provide the Senior Citizen Center or lease a building for a library/community services center, which would include some space for the health department. After further discussion, a motion was then made by Commissioner Rosel and seconded by Commissioners Sanchez and Camarillo, to rescind the action and cancel the lease with Our Lady Queen of Angels Church and the County of Hidalgo.

MOTION CARRIED.

SEE "EXHIBIT V"

## ITEM 16. PCT. #3:

- A. To correct job descriptions of Park slot #4 from Park Maintenance to assistant Park Ranger and slot #5 should remain as Park Maintenance
- B. Authorization to obligate 1995 unobligated fund to reflect increase in salaries and fringe benefits for 1995 & amend budget

16/A

NO ACTION.

16/B

Commissioner Rosel explained that this was the amount of money that was miscalculated, in the salary category for the 1995 budget. A motion was made by Commissioner Rosel and seconded by Commissioners Camarillo and Arcaute, to authorize the obligation of unobliga-

ted funds in the amount of \$8,878.00, to reflect increases in salaries and fringe benefits, in the Road & Bridge Precinct Three.

MOTION CARRIED.  
SEE "EXHIBIT W"

ITEM 17. PCT. #4:

- A. Obligate 1995 unobligated fund to reflect increase in salaries and fringe benefits for 1995 & amend budget
- B. Petition to name roads in Rankin & Cantu Subdivision

17/A

Commissioner Camarillo indicated that his request was due to his submitting his budget without the 5% percent increase, as had been initially requested. Through oversight, this budget had been approved with the increase and he was at this time requested that it be corrected and approved. A discussion then ensued, by the County Judge who was trying to clarify if the Commissioners budgets were equal and Ms. Loura Etnire responded that there were and this request was basically a line item transfer that had to be approved as a budget amendment, as per the County Auditor. A motion was made by Commissioner Camarillo and seconded by Commissioners Arcaute and Rosel, to authorize the budget amendment of \$20,617.36, to come from the unobligated funds of Precinct Four Road & Bridge.

MOTION CARRIED.  
SEE EXHIBIT X"

17/B

Commissioner Camarillo stated that this item had been on the agenda the previous week and they had recommended that the names be checked, due to the 911 system. Since then they were checked and he was recommending approval of the streets within Rankin and Cantu Subdivisions, be named Rankin Street, Cantu Road and Hernandez Road. A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to accept the petition naming the roads in Rankin and Cantu Subdivisions, as stated by Commissioner Camarillo.

MOTION CARRIED.

ITEM 18. PURCHASING DEPARTMENT:

- A. Award bids:
  - 1. Microfilming - County Clerk
  - 2. Rental Space (McAllen) - WIC Program

18/A/1

(12/12/94)

Mary Maldonado, the County Purchasing Agent, explained that they had received two bids for microfilming, for the County Clerk's Office. At this time the request was to reject all bids and have the incoming County Clerk readvertise for the following year if he so wishes. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to reject all bids received under microfilming, from the County Clerk's Office.

MOTION CARRIED.  
SEE "EXHIBIT Y"

18/A/2

Ms. Maldonado then stated that on the WIC Program, she had only received one bid which was previously placed under advisement. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to take this bid under FURTHER ADVISEMENT for rental in McAllen for the WIC Program.

MOTION CARRIED.  
SEE "EXHIBIT Y"

## ITEM 19. PLANNING DEPARTMENT

## A. Approval of Subdivisions:

1. Vacate and Resubdivision of La Hacienda Subdivision - Pct. #1
2. Vela Acres - Pct. #4

## B. Final Plat Approval:

1. Sioux Road Phase I - Pct. #2

## C. Final and Variance Request:

1. Camino Real Viejo Subdivision Unit #2 - Pct. #1

## D. Discussion and possible action on Adam Lee Subdivision; Permits - Pct. #4

19/A/1

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve the plat of Vacate and Resubdivision of La Hacienda Subdivision, which is located approximately 1/4 mile west from Mile 2 West on the north side of Mile 17 1/2, City of Edcouch, Precinct One.

MOTION CARRIED.  
SEE "EXHIBIT Z"

19/A/2

A motion was made by Commissioner Camarillo and seconded by Commissioner Rosel, to approve the plat of Vela Acres Subdivision, which is located approximately 132 feet east of Dillon Road, on the north side of Mile 5 North Road, in the rural area of the County, in Precinct Four.

MOTION CARRIED.  
SEE "EXHIBIT Z"

19/B

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to give final plat approval to Sioux Road Phase I Subdivision, which is located on the northeast corner of Border Road and Sioux Road, in the rural area of the County, in Precinct Two.

MOTION CARRIED.  
SEE "EXHIBIT Z"

19/C

Emilio Garcia, the Chief Planner, presented the plat of Camino Real Viejo Subdivision Unit #2, for consideration and stated that the developer was requesting a variance on the driveway culvert pipes. A discussion then ensued in which it was established that the subdivision consisted of one 1/2 acre lot which was situated in a high area and therefore did not require any culvert pipes. A motion was then made by Commissioner Sanchez and seconded by Commissioner Rosel, to give final plat approval and approve a request for variance, for Camino Real Viejo Subdivision Unit #2, which is located approximately 643 feet east of F.M. 1015 on the north side of Mile 6 1/2 North, City of Weslaco, Precinct One.

MOTION CARRIED.  
SEE "EXHIBIT Z"

19/D

Mr. Garcia indicated that this item had been before Commissioners' Court previously and they had directed that residents be allowed to purchase permits. At this time he did not feel that it was feasible to issue permits, as most of the residents did not have any potable water, the road had not been completed and the lots were too small. He added that the Health Department felt the same way and they were also not issuing any permits. Travis Heister, the County Legal Counsel also stated that the residents were not legal owners of the property and were purchasing the lots on a contract for deed. He continued by saying that the lawsuit against the developers of this subdivision, for a temporary injunction, was complete and they would be filing it within the next week. The discussion then continued, where it was decided that no permits be issued and no further action was taken.

NO ACTION.  
SEE "EXHIBIT Z"

ITEM 20. URBAN COUNTY:

- A. City of Elsa - Change Order #3 - Water Treatment Plant
- B. City of Elsa - Boys and Girls Club Recipient Agreement

- C. Pct. #1 - Professional Services Contract (Engineering)
- D. HOME - First-Time Homebuyer Contract Agreement and Letter of Commitment to Mortgage Company
- E. Approval of bills

20/A

The City of Elsa was requesting approval of change order number three, for \$9,667.00, which will bring the total amount of the contract, with Fitzgerald Contracting, to \$1,525,786.71. This is a project with EDA and the Urban County Program is providing the matching funds. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to award change order number three, to Fitzgerald Contracting, in the amount of \$9,667.00.

MOTION CARRIED.  
SEE "EXHIBIT AA"

20/B

The City of Elsa was also requesting approval of a sub-recipient agreement, with the Boys and Girls Club of Elsa, in the amount of \$35,000.00. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a subrecipient agreement between the County of Hidalgo, the City of Elsa and the Boys and Girls Club, in Elsa of \$35,000.00.

MOTION CARRIED.  
SEE "EXHIBIT AA"

20/C

Precinct One was requesting approval of a professional services contract with Noe Garza Engineers, in the amount of \$40,000.00. This contract was for street improvements Phase I for:

- 1) Mile 11 1/2 & FM 1015 (Sunrise Subdivision)
- 2) Mile 11 1/2 & FM 1015 (Sunrise Hill Subdivision)
- 3) Mile 11 Northwest FM 1425
- 4) Villa Verde Subdivision
- 5) Mile 9 & Mile 6 (Sun Country Estates)
- 6) Rio Rico Road

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a professional service contract, exempting them from the bidding procedure and appointing Noe Garza Engineers, for Precinct One.

MOTION CARRIED.  
SEE "EXHIBIT AA"

20/D

Anthony Covacevich, Urban County Director, informed the Court that he was bringing three applications for consideration, under the HOME First-Time Homebuyer Program and these were for the following:

- |                   |  |
|-------------------|--|
| Miriam J. Navarro | Rural Economic & Community Development |
| Kenya Y. Flores   | Rural Economic & Community Development |

Cindy R. Borrego Independent Mortgage Services  
Approval of the applicants and the letters of commitment to the mortgage companies was being requested at this time. A motion was made by Commissioner Rosel and seconded by Commissioners Sanchez and Arcaute, to approve Homebuyer contract agreements with three families and award letters of commitment to mortgage companies, as presented.

MOTION CARRIED.  
SEE "EXHIBIT AA"

20/E

A motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Camarillo, to approve the 1992 Urban County bill #8038 in the amount of \$5,600.00; the 1993 Urban County bills #8039 thru #8043 totaling \$10,575.81; the 1994 Urban County bills #8044 and #8045 totaling \$53,689.18; the Colonia II Program bill #8046 in the amount of \$84,808.29; the 1992 HOME Program bills #8047 thru #8049 totaling \$9,640.00; the 1993 HOME Program bills #8050 thru #8054 totaling \$22,350.00; and the CASA Program bills #8055 thru #8058 totaling \$1,209.73. The total Urban County memorandum to be approve is in the amount of \$187,873.01.

MOTION CARRIED.  
SEE "EXHIBIT AA"

Steve Austin then ensued a questions and comments session by indicating that on the approval of the salaries for the District Attorney's Office, no auto allowances were approved. He also pointed out that this salary schedule was inconsistent with the budget that was approved for 1995. Judge Ruiz then stated that they had recommended that they be approved and if the Commissioners wanted to rescind their action it was up to them and the Commissioners agreed that the auto allowances could be brought back at a later date for approval.

There being no further business to come before the Court, a motion was made by Commissioner Sanchez 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 - City of Alamo

A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve a request for permit by the City of Alamo, for Magin Rivas Elementary School.

MOTION CARRIED.  
SEE "EXHIBIT BB"

ITEM 2. LINE ITEM TRANSFER

A motion was made by Commissioner Sanchez and seconded by Commissioner Camarillo, to approve a line item transfer of \$16,102.39, with the majority of the funds going towards diesel fuel.

MOTION CARRIED.  
SEE "EXHIBIT CC"

There being no further business to come before the Drainage District, a motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, 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 DECEMBER, 1994.

ATTEST:

WILLIAM R. LEO, County Clerk  
Hidalgo County, Texas

By: Jennifer Castillo, County Clerk

