

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, JANUARY 09, 1995 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 - December 20, 1994
2. Approval of bills - County Auditor
3. Approval of Monthly Fees Reports:
 - A. Justice of the Peace:
 1. Arnaldo Corpus - \$ 4,216.30 - November
 - B. Anzalduas Park - \$ 3,424.00 - December
4. Permits:
 - A. Southwestern Bell Co. - Pct. #2
 - B. North Alamo Water Supply - Pct. #4
5. Planning Department:
 - A. Subdivisions:
 1. Northwest Park Estates Subdivision - Pct. #3
6. Internal Line Item Transfers:
 - A. Library (1994)
 - B. Tax Office (1994)
 - C. Computer Department (1994)
 - D. Criminal Justice Info System/1 - Computer Dept. (1994)
 - D. County Judge (1994)
 - E. Planning Department (1994)
 - F. Justice of the Peace Pct. #3 Pl. #1 (1994)
 - G. Buildings/Grounds (1995)
 - H. Adult Probation Community Corrections - State (1995)
 - I. Sanitation Department (1995)
 - J. Personnel Department (1995)

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Consent Agenda
Page 02
January 09, 1995

7. Set and approve amount of Compensation, Office and Travel Expenses and other Allowances for County and Precinct Officers and Employees

Dated this the 04th day of January, 1995

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, JANUARY 09, 1995 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. Selection of 1995 Grievance Committee
2. Consideration to join Association of Cities and Counties as a part of the Final Routing - I-69
3. County Auditor:
 - A. Request to Advertise:
 1. Data Processing Hardware and Software Support
4. Authorization and approval to pay Crime Insurance Policy in the amount of \$ 4,555.00
5. Computer Department:
 - A. Authorization and approval to charge cost of various supplies to departments
 - B. Approval to create position, Systems Technician, and set salary
 - C. Amend Budget
6. Sheriff's Department - Narcotics Trafficking Task Force Grant '95
 - A. Approval of the "Cooperative Working Agreement; Equal Employment Opportunity Program Certification;" and "Certified Assurances" Forms
 - B. Approval of the Proposed Budget - Narc. Trafficking Task Force
7. Sheriff's Department:
 - A. Approval to set salary of \$ 29,940.00 for Auditors position for 1995
 - B. Approval of attached request for Line Item Transfer for the Auditors Salary and Fringe Benefits
 - C. Approval to Amend the Sheriff's and Jail 1995 Budget Line Item .95 (equipment) by the amounts accrued in Line Item .95 (equipment) in their respective 1994 Budgets
 - . \$ 85,515.70 - Sheriff's Acct.
 - . \$ 16,073.46 - Jail Acct.
 - D. Approval to purchase from the Council of Governments two (2) 1994 Crown Victoria vehicles from the Sheriff's Budget and one (1) 1994 Crown Victoria from the Jail Budget

Continued

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

Regular Agenda
Page 02
January 09, 1995

- E. Request waiver of Competitive Bid Process on Vehicles being Purchased from Council of Governments
- F. Approval to Purchase from 1995 Sheriff's Budget one (1) 1993 Chevrolet Caprice and from the 1995 Jail Budget two (2) 1992 Chevrolet Caprice's from the Texas Department of Public Safety
- G. Request waiver of Competitive Bids on the Purchase from the Texas Department of Public Safety

- 8. Health Department:
 - A. Approval of Immunization Division Grant in the amount of \$ 8,360.00

- 9. Budget Amendment:
 - A. Court Reporters Fees - \$ 3,326.00

- 10. Approval of Court Reporters Fees:
 - A. J.G. Alderette - \$ 2,230.00
 - B. Magdalena Hinojosa - \$ 1,096.00

- 11. Authorization and approval to create a part-time employee and set salary - Law Library

- 12. J.D. Salinas:
 - A. Interlocal Governmental Agreement between Hidalgo County Financial Disruption Task Force and the City of San Juan on one (1) 1988 Mercury Cougar

- 13. Purchasing Department:
 - A. Award Bids:
 - 1. Humane Services - Hidalgo County
 - 2. Lubricants - Hidalgo County
 - 3. Hand - Held Radios - Sheriff's Department
 - 4. Library Books - Library System
 - B. Consideration and approval of installation request for two (2) mobile phones - County Clerks Office
 - C. Consideration and approval of installation request for one (1) mobile phone - Commissioner Pct. #3

- 14. Personnel Director:
 - A. Appointment of Civil Service Commission Chairman
 - B. Civil Service Commission to adopt temporary rules and regulations regarding the operations of a County Civil Service System

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, JANUARY 09, 1995 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 Mission

Dated this the 29th day of December, 1994.

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

VOL 0187 PAGE 293

BE IT REMEMBERED that on the 9TH day of JANUARY, 1995, 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. Guadalupe "Lupe" Garces
County Commissioner, Precinct #4

WHEREUPON, the following proceedings

were had, to-wit:

-----000-----

JANUARY 9, 1995

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

The County Judge began by announcing that on Tuesday, January 17th, a Workshop would be held at 8:30 AM, to discuss any legislation that this Commissioners' Court may want to pursue in the next State Legislative session. He also stated that Mr. Raymond Gonzalez, would be holding a tour of the state facility, today at 2:00 PM, for those members of the Court who would like to attend. Judge Ruiz continued by reporting that Tuesday and Wednesday, the State Legislature would open with many ceremonial events going on, along with the swearing in of the State Legislators and he urged the members of Commissioners' Court to attend. He also mentioned that on Monday, January 16th, the Courthouse and all County offices would be closed in observance of Martin Luther King's Birthday.

CONSENT AGENDA

=====

ITEM 1. APPROVAL OF MINUTES - December 20, 1995
(SEE "EXHIBIT A")

ITEM 2. APPROVAL OF BILLS - County Auditor

General Fund	- #105537	- #105736	- \$275,161.84
Special Revenue Fund	- #105573	- #105791	- \$161,100.26
Debt Service Fund	- # 945	- # 947	- \$ 4,939.82
Trust and Agency Fund	- # 4523	- # 4524	- \$ 25,23.00

(SEE "EXHIBIT B")

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

A. Justice of the Peace:

1. Arnaldo Corpus - \$4,216.30 - November

B. Anzaldua's Park - \$3,424.00 - December

(SEE "EXHIBIT C")

(01/09/95)

ITEM 4. PERMITS:

- A. Southwestern Bell Co. - Pct. #2
- B. North Alamo Water Supply - Pct. #4

4/A

In Precinct Two, Southwestern Bell Telephone Company is requesting approval of a permit to place an equipment cabinet within Precinct Two's Park. Equipment to be placed twenty feet south of the entrance on Cynthia Street, to be contained within a 20' x 20' plot. (SEE "EXHIBIT D")

4/B

In Precinct Four, North Alamo Water Supply Corporation is requesting a permit for two inch water lines to cross Doolittle 1/4 mile south of Ramseyer Road and crossing Gwin and going west on Pinkston for approximately 713 feet. (SEE "EXHIBIT D")

ITEM 5. PLANNING DEPARTMENT:

- A. Northwest Park Estates Subdivision - Pct. #3

Northwest Park Estates Subdivision is located at the southwest corner of Lark Avenue and North 29th Street, City of McAllen, Precinct Three.

(SEE "EXHIBIT E")

ITEM 6. INTERNAL LINE ITEM TRANSFERS:

- A. Library (1994) - \$2,232.00
- B. Tax Office (1994) - \$3,350.00
- C. Computer Department (1994) - \$355.00
- D. Criminal Justice Info System/1 - Computer Dept. (1994) - \$4,395.00
- E. County Judge (1994) - \$2,442.25
- F. Planning Department (1994) - \$150.00
- G. Justice of the Peace Pct. #3 Pl. #1 (1994) - \$662.75
- H. Buildings/Grounds (1995) - \$500.00
- I. Adult Probation Community Corrections - State (1995) - \$.44
- J. Sanitation Department (1995) - \$861.00
- K. Personnel Department (1995) - \$4,629.20

(SEE "EXHIBIT F")

ITEM 7. SET AND APPROVE AMOUNT OF COMPENSATION, OFFICE AND TRAVEL EXPENSES AND OTHER ALLOWANCES FOR COUNTY AND PRECINCT OF-

FICERS AND EMPLOYEES
(SEE "EXHIBIT G")

The County Judge informed the Commissioners that under Item 7, with reference to salaries, for the County Clerk's Office there were name and position changes, within Records Management and the General Fund. He added that it was his understanding that presently, there were two employees that were under Records Management, who had no function in Records Management and they would be transferred to the General Fund. Along with this change, there were five people, who worked in Vital Statistics, Recording, Daily Register and Indexing who would be transferred from the General Fund into the Records Management Fund. Mr. Eloy Pulido, the County Clerk, then stated that his understanding was that he had received a clarification of "who could and couldn't fall under Records Management and in reviewing some of the duties and responsibilities of our staff, we had to make these changes in order to be in compliance". Judge Ruiz continued by saying that, in essence, with this change it would mean that there would be less people being paid from the General Fund and more people being paid from the Records Managements Fund and this would fit the overall payroll budget for the County Clerk's Office. The County Judge then commented on the Personnel Department by saying that the request here was more of a line item transfer, to meet their payroll requirements. On the Administration Fund, for Road & Bridge, he added that a wrong schedule was submitted and this was just a resubmittal of a corrected schedule. Steve Austin, the County Auditor, then asked for some clarification on the salaries for the County Clerk's Office, because he felt that there may be some additional budget transfers needed and Ms. Loura Etnire explained that no further changes would be needed. Judge Ruiz then added that the action requested was to make a total transaction for all transfers from General Fund to Records Management and from Records Management to General Fund so that the proper payroll can go into the fifteenth, of this month. Mr. Austin continued the discussion by saying that he did not have the salary schedules for the Records Management and this was all that was lacking. There being no further questions and/or comments with regards to the Consent Agenda, a motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve the Consent Agenda, as presented.

MOTION CARRIED.
SEE "EXHIBITS A-G"

REGULAR AGENDA
=====

ITEM 1. SELECTION OF 1995 GRIEVANCE COMMITTEE

Judge Ruiz indicated that the first action on the Regular Agenda

was to select the Grievance Committee and this Committee was for Elected Officials. This Committee was selected by lot, from the list of members who served on the Grand Jury and it consisted of nine members and three alternates. The names picked to sit on the Grievance Committee, for the year 1995, are as follows:

Jose Manuel Guerra (Linn)
Mike Vallejo, Jr. (La Villa)
Rosie Rodriguez (Weslaco)
Maria J. Salinas (Mercedes)
Robert R. Schonfelder (Mission)
Aida Martinez (McAllen)
Ramiro Flores (McAllen)
Edna Mae Snell (Edinburg)
Olga Smith (McAllen)
Arnoldo Willingham (Pharr) - Alt.
Alberto Martinez (Edcouch) - Alt.
Adelita Munoz (McAllen) - Alt.

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve the Grievance Committee, as selected.

MOTION CARRIED.
SEE "EXHIBIT H"

ITEM 2. CONSIDERATION TO JOIN ASSOCIATION OF CITIES AND COUNTIES AS A PART OF THE FINAL ROUTING - I-69

The County Judge informed the Court that in their packet there was a letter that had been sent from the Valley Chamber, by a Committee called the Regional Mobility Task Force. He mentioned that this was with regards to the NAFTA Highway, be-it I-69, which ran from Canada all the way to Mexico. He added that there had been a preliminary plan, whereby this highway would come down into Houston, Victoria and would then take a loop and go on into Laredo. He added that through the mobility plan, they had convinced the State of Texas to include a connection of this proposed I-69, to both Highway 218 and Highway 77 and go into the border area either through Brownsville or through McAllen-Pharr. He continued by saying that in order to make this a reality, a coalition has been formed, by cities and counties and government, through the State of Texas, in which a fund is set up to actually "impress on the Legislature that the correct route would be through Houston, Victoria [and] coming back to the Rio Grande Valley". He added that there was a second plan whereby I-69 would come in through Dallas and go through a different route, on down to Laredo. Judge Ruiz did state, however, that this plan may be implemented within the next twenty years. The fund to be set up is for an allocation of \$.20 per person, based on population and each entity would contribute to this fund, with Hidalgo County's portion being \$35,215.00 and it is based on a population of 176,024. A brief

discussion then ensued with regards to the cost and whether this County could afford this expense, and Judge Ruiz indicated that this was an expense that this County could not afford, but was necessary for growth. After further discussion, a motion was made by Commissioner Sanchez and seconded by Judge Ruiz, to approve participation with the Regional Mobility Task Force, in the amount of \$35,250.00.

MOTION DIED. (COMMISSIONER SANCHEZ & JUDGE RUIZ VOTED IN FAVOR OF SEE "EXHIBIT I" THE MOTION; COMMISSIONERS ROSEL, ARCAUTE AND GARCES VOTED AGAINST THE MOTION)

ITEM 3. COUNTY AUDITOR:

A. Request to Advertise:

- 1. Data Processing Hardware and Software Support

Steve Austin reported that this was an annual request to advertise for maintenance and support of the hardware and software, at the County Auditor's Department. A motion was made by Commissioner Sanchez and seconded by Commissioners Rosel and Garces, to authorize the advertising for bids for maintenance of hardware and software, for the computers, in the Auditor's Office; bid opening January 25th, bid award January 31st.

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 4. AUTHORIZATION AND APPROVAL TO PAY CRIME INSURANCE POLICY IN THE AMOUNT OF \$4,555.00

The County Judge informed the Court that this was an ongoing policy that had been implemented in October and the County had been looking to cancel it, because of the deductible. After further study, however, they found that since it has been in place, it is more economically feasible to keep it through the remainder of the year. He did not feel that this insurance would be in place the following year. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to authorize and approve payment of Crime Insurance Policy in the amount of \$4,555.00.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 5. COMPUTER DEPARTMENT:

- A. Authorization and approval to charge cost of various supplies to departments
- B. Approval to create position, Systems Technician, and set salary
- C. Amend budget

5/A

Pete Rivera, Systems Administrator, came before the Commissioners' Court to request approval to charge the costs of various supplies to the departments. He also mentioned that the implementation of Chapter 60, of the Code of Criminal Procedure, is completed. His request at this time, however, had to do with supplies and the change in policy, whereby all departments needing computer supplies, would make a request to the Computer Department and they, in essence would be billed for the supplies. Mr. Rivera explained that this was needed, as his line item for supplies has decreased, from previous years and he can't handle the cost of this, as well as his own operational expenses. He felt that it would be at the County's advantage to purchase the items in bulk, as this has resulted in better prices. Judge Ruiz then asked the County Auditor, how he felt about this request and Mr. Austin said that the Computer Department printed a lot of the reports for many of the Departments and he felt that the billing to the various departments for supplies, would only add to the burden already in place in the Computer Department. Mr. Austin felt that it would be easier to amend Mr. Rivera's budget, to allow him to purchase the supplies for the reports, but he also felt that since each department had their own office supplies line item that each department should be purchasing their own pads and ribbons. Commissioner Rosel then felt that he would agree with this only if the adjustment was made from the other departments into the Computer Department. Commissioner Sanchez then asked Mr. Rivera how long the present practice has been in place and the response was that it has always been the practice. Judge Ruiz then informed him that he should allow each department to purchase their own supplies and he told the Purchasing Agent, to acquire a County wide bid, and the same goal would be achieved. He again addressed Mr. Rivera and recommended that the send out a memorandum to all of the departments, of the new policy that is being established here today. After further discussion, in which Commissioner Arcaute more or less predicted that the departments affected by this would be coming into Commissioners' Court and asking for budget amendments, as they would argue that they had not budget for this expense and the County Judge concurred.

NO ACTION.
SEE "EXHIBIT L"

5/B&C

Mr. Rivera's second request was for the creation of an additional systems technician position. His argument was that in the grant to implement Chapter 60, he had hired an additional person and as the grant had terminated he was hoping to keep this person, as he came in handy, in assisting in the maintenance of the computers. Commissioner Arcaute mentioned that this request was in Mr. Rivera's proposed budget

and it had been rejected. Commissioner Rosel asked where the money for the salary would be coming from and Mr. Rivera responded that a budget amendment would have to be made. The County Judge then stated that this was one of the departments that needed personnel, but the County could not afford it, budgetarily. Mr. Rivera continued his plea for this request, after which a motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to REJECT the request.

MOTION CARRIED.
SEE "EXHIBIT L"

- ITEM 6. SHERIFF'S DEPARTMENT - Narcotics Trafficking Task Force Grant '95:
- A. Approval of the "Cooperative Working Agreement; Equal Employment Opportunity Program Certification"; and "Certified Assurances" Forms
 - B. Approval of the Proposed Budget - Narc. Trafficking Task Force

6/A

Chief Dick Dickinson came before the Court requesting approval of the cooperative working agreement and certificates of assurance, in conjunction with the Narcotics Trafficking Task Force Grant. He mentioned that this grant would be fully funded by the grantee and there was a 25% match, which would be paid by the Task Force. A motion was made by Commissioner Sanchez and seconded by Commissioners Rosel and Garces, to approve the cooperative working agreement, Equal Employment Opportunity Program Certification and certified assurances forms, necessary to comply with the Narcotic and Trafficking Task Force Grant of 1995.

MOTION CARRIED.
SEE "EXHIBIT M"

6/B

Chief Dickinson also mentioned that the proposed budget for the Narcotic Trafficking Task Force was \$236,859.00, for year 1995. He added that this budget was similar to last year's budget, with the exception of a 5% salary increase. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to authorize the approval of the proposed budget for the Narcotic Trafficking Task Force Grant, in the amount of \$236,859.00. (NOTE: The grant period is from June 1, 1995 thru May 31, 1996.)

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 7. SHERIFF'S DEPARTMENT:

- A. Approval to set salary of \$29,940.00 for Auditors position for 1995
- B. Approval of attached request for Line Item Transfer for the Auditors Salary and Fringe Benefits
- C. Approval to Amend the Sheriff's and Jail 1995 Budget Line Item .95 (equipment) by the amounts accrued in Line Item .95 (equipment) in their respective 1994 Budgets:
 - 1. \$85,515.70 - Sheriff's Account
 - 2. \$16,073.46 - Jail Acct.
- D. Approval to purchase from the Council of Governments two (2) 1994 Crown Victoria vehicles from the Sheriff's budget and one (1) 1994 Crown Victoria from the Jail Budget
- E. Request waiver of Competitive Bid Process o Vehicles being purchased from Council of Governments
- F. Approval to purchase from 1995 Sheriff's Budget one (1) 1993 Chevrolet Caprice and from the 1995 Jail budget Two (2) 1992 Chevrolet Caprices from the Texas Department of Public Safety
- G. Request waiver of Competitive Bids on the Purchase from the Texas Department of Public Safety

7/A&B

Chief Dickinson then reported that the next request was for the setting of the salary of the auditor position, within the Sheriff's budget. The salary would be \$29,940.00, plus fringes and the funds for this position would be coming from the Sheriff's motor vehicle fuel line item. Judge Ruiz explained that this was a request that had been discussed approved last December and he felt that it was in order. Commissioner Rosel then brought up the matter of any possible excess funds the Sheriff may have in the 03 category and Chief Dickinson responded that there were funds available in last year's budget, but none were available in this year's budget. After further discussion, a motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to create the position of auditor, for the year 1995, at the salary of \$29,940.00 and also approve the line item transfer from motor vehicle fuel to 03 and all the participating fringe benefits, in conjunction with this particular budget.

MOTION CARRIED.
SEE "EXHIBIT N"

7/C

Chief Dickinson said that this next request was for authorization to transfer all the monies that were accrued in the 1994 budget into the 1995 budget. He stated that there was \$85,515.70 from the Sheriff's budget and \$16,073.46, from the Jail budget. He added that these monies were to be used for the purchase of the bullet-proof vests, vehicles and equipment which were approved late last year and these articles had not come in or were not purchased on a timely basis, to be construed as coming from the 1994 budget, as per the County Auditor. The request was to put these monies back into the Sheriff's budgets in

order to pay for these items. The County Judge then asked the County Auditor why he was not identifying these funds as being encumbered and Mr. Austin responded that his office had not received a purchase order and as per Chief Dickinson, if they were "not in possession of the items at the time the end of the year, then the money is not encumbered, [and it] will be paid out of [the] '95 [budget]". Mr. Austin continued to argue that these monies were set aside in 1994 but not expended 1994 because the goods were not received. The discussion continued, with Chief Dickinson adding that he was not allowed to purchase the vehicles as the waiver of the competitive bidding process was never brought before this Commissioners' Court. The discussion continued with the topic being the encumbrance of items purchased during 1994 and what budget these items would be paid from and the waiving of the competitive bidding, when it involved two governmental entities. Mr. Austin then stated that he had passed out a list of totals in the line items and his figures were not the same as what was being proposed here and it could be that some of the items mentioned here have already been encumbered. Judge Ruiz then clarified that the transfers were being done from and into line item number .95 only and this resulted in additional discussion. A motion was then made by Commissioner Sanchez and seconded by Commissioner Arcaute, to transfer of funds from '94 to '95, in the Sheriff's Office, in the amount of \$85,515.70 and in the Jail Account of \$16,073.00, to be placed in Object 95, for the purchase of vests, cars, etc.

MOTION CARRIED.
SEE "EXHIBIT N"

7\D&E

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to authorize the purchase, through the Council of Governments, of two 1994 Crown Victoria's, to come from the Sheriff's 1995 budget and one 1994 Crown Victoria, from the Jail budget and waive the competitive bidding procedure.

MOTION CARRIED.
SEE "EXHIBIT N"

7/F&G

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute, to purchase, from the 1995 Sheriff's budget, one 1993 Chevrolet Caprice and from the 1995 Jail budget, two 1992 Chevrolet Caprice, these are purchases from the Department of Public Safety and also to authorize a waiver from the competitive bidding, as they are being purchased from a governmental entity.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 8. HEALTH DEPARTMENT:

- A. Approval of Immunization Division Grant in the amount of \$8,360.00

Ofelia Espinosa, from the Health Department, came before the Court and explained that this was an amendment of \$8,360.00 and it is mandated by the State to use these funds for the purchase of one refrigerator, not to exceed \$800.00 and one monitor for the refrigerator of \$400.00. The remaining monies are to be used for salaries or for supplies. The County Judge then questioned the purchase of the refrigerator and why it was mandated and Ms. Espinoza explained that as per Glynn Rust, in Grants Management, this would be the last year that they will be sending money for equipment, on this particular grant and they want the money used for the purchase of a refrigerator. A motion was made by Commissioners Sanchez and Garces and seconded by Commissioner Rosel, to approve the Immunization Division Grant, with all its mandates, in the amount of \$8,360.00.

MOTION CARRIED.
SEE "EXHIBIT O"

- ITEM 9. BUDGET AMENDMENT:
 - A. Court Reporters Fees - \$3,326.00

- ITEM 10. Approval of Court Reporters Fees:
 - A. J.G. Alderette - \$2,230.00
 - B. Magdalena Hinojosa - \$1,096.00

9&10

A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to amend the 1994 budget, by \$3,326.00 and authorize payment to court reporters, as presented.

MOTION CARRIED.
SEE "EXHIBIT P"

- ITEM 11. AUTHORIZATION AND APPROVAL TO CREATE A PART-TIME EMPLOYEE AND SET SALARY - Law Library

Fidencio Guerra came before the Court requesting the creation of a part-time employee, for the Law Library. The salary for this new position would come from the 03 category, within the Law Library budget at \$5.00 per hour. He continued by saying that he would like to look to possibly hiring someone from the University, for this position, as it would allow the Library to keep this employee longer than a JTPA participant. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to authorize the creation of a part-time employee for

the Law Library and setting the hourly rate at \$5.00 per hour.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 12. J.D. SALINAS:

- A. Interlocal Governmental Agreement between Hidalgo County Financial Disruption Task Force and the City of San Juan on one (1) 1988 Mercury Cougar

J.D. Salinas indicated that his request was for approval of an interlocal governmental agreement with the City of San Juan, for one 1988 Mercury Cougar, seized by the Financial Disruption Task Force and awarded to Hidalgo County. This vehicle is to be used solely for law enforcement purposes, within the jurisdiction of San Juan and the City will take care of all insurance and maintenance of the vehicle. After a question by the County Auditor, with regards to stipulation number five of this agreement, a motion was made by Commissioner Rosel and seconded by Commissioner Garces, to enter into the local agreement with the City of San Juan, through its Disruption Task Force, for one confiscated vehicle.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 13. PURCHASING DEPARTMENT:

- A. Award bids:
1. Humane Services - Hidalgo County
 2. Lubricants - Hidalgo County
 3. Hand-held radios - Sheriff's Department
 4. Library Books - Library System
- B. Consideration and approval of installation request for two (2) mobile phones - County Clerk's Office
- C. Consideration and approval of installation request for one (1) mobile phone - Commissioner Pct. #3

13/A/1

Mary Maldonado, the County Purchasing Agent, announced that she had received one bid for humane services, for the County of Hidalgo. The bid was a joint bid, from the Upper Valley Human Society and the Weslaco Humane Society at a price of \$81,290.00 per year and it was for a two year period. Judge Ruiz explained that the good thing about this bid was that they had joined forces in order to serve the east and west ends of the County. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to authorize and approve budget for the Upper Valley Humane Society and the Weslaco Humane Society, joint

bidders and sole bidders. for humane services, in the amount of \$81,290.00 each year and it is a two-year contract.

MOTION CARRIED.
SEE "EXHIBIT S"

13/A/2

Ms. Maldonado then reported that she had received four bids for the purchase of lubricants, these being from Oil Patch Fuel & Supply Co., Wright Oil, Specialty Oil Co. and Coastal Unilube. Her recommendation at this time was for Specialty Oil Co., out of La Feria. Commissioner Arcaute then brought mentioned if it was indicated in the specifications that all items would only be purchased in drums with unbroken seals and they must be sealed by the manufacturer. Judge Ruiz then added that if one was ever received with a broken seal, then it should be sent back. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve low bid submitted by Specialty Oil Company, out of La Feria, for the purchase of lubricants, County wide.

MOTION CARRIED.
SEE "EXHIBIT S"

13/A/3

Ms. Maldonado continued by saying that for the handheld radios for the Sheriff's Department, she had received no bids and the request at this time was to readvertise. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to authorize the re-advertisement for bids for the purchase of handheld radios, for the Sheriff's Department; bid opening January 25th, bid award January 31st.

MOTION CARRIED.
SEE "EXHIBIT S"

13/A/4

Ms. Maldonado indicated that she had received four bids for the purchase of books for the Library System, these being from Bodart Co., out of Pennsylvania; Greg Escue, out of Houston; Bear Audio visual, out of San Antonio and Ingram, out of Tennessee. Bill McGee, Library System Coordinator, then explained that the recommendation at this time was for Greg Escue, on the children's books, from the publishers that he represents, and Bodart Co., for adult books and materials and all other childrens' materials. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to award bid to the high bidder, for the highest percentage of discount, to Greg Escue, for children's books, as categorized and Bodart Co., for the remaining amount.

MOTION CARRIED.
SEE "EXHIBIT S"

13/B

Ms. Maldonado then stated that this next request was

from the County Clerk's Office and it was for the installation of two mobile phones. The County Judge then asked who the two mobile would be for and Ms. Maldonado responded and one would be for Mr. Pulido, the County Clerk, and the other would be for his Chief Deputy, Mr. Farias. Judge Ruiz continued his questioning by asking what the need for the phones was and being that no one was present, from the County Clerk's Office this could not be answered. The discussion continued with the Commissioners concurring that one should be approved for the County Clerk, but there was a concern with the request for the second phone. Commissioner Garces then asked her if these two individuals had beepers and Ms. Maldonado responded that she was not sure. Judge Ruiz then recommended that this Court approve one phone, and allow the County Clerk to come before the Court and justify the need for the additional phone. This resulted in some comments, from Commissioner Rosel, with regards to discussion that have been held in establishing a cellular phone policy. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to authorize a mobile phone for the County Clerk, Mr. Eloy Pulido, as an elected official.

MOTION CARRIED.
SEE "EXHIBIT S"

13/C

The next request was from Commissioner Rosel for the purchase of a cellular phone, for himself. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve the purchase of a cellular phone and also authorize the entering into a lease agreement with the appropriate company that will service the mobile phone.

MOTION CARRIED.
SEE "EXHIBIT S"

Judge Ruiz then allowed State District Judge Noe Gonzalez to come forward and voice a concern and discuss a possible request that he may place on the next agenda, with regards to his budget. He stated that he is trying to get the 370th District Court back in order, in a way that can be managed by himself and his staff and for this he will request the transfer of surplus monies, from last year's budget into this year's budget. Judge Ruiz then indicated that this Commissioners' Court will work with Judge Gonzalez to make his 370th District Court a functional Court, as he sees fit, but he would recommend that he discuss this item with the other District Judges, as it has been the practice that when one similar department requests something the other departments will come into Court and make similar requests. Judge Gonzalez then said that he would contact all the other District Judges and make sure what his request is and possibly get them to commit not to make a similar request.

ITEM 14. PERSONNEL DIRECTOR:

- A. Appointment of Civil Service Commission Chairman
- B. Civil Service Commission to adopt temporary rules and regulations regarding the operations of a County Civil Service System

14/A

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to appoint Fernando Salinas, as the Chairman of the Civil Service Commission.

MOTION CARRIED.
SEE "EXHIBIT T"

14/B

Chairman Salinas then proceeded to give a briefing on the proposed temporary rules and regulations, as adopted by the Civil Service Commission, this earlier morning, to be effective today. He mentioned that the rules included employment procedures, discipline, grievance procedures and time limits, etc. He added that all of these items have been in place in the County, in some form and the amendments have been made by modifying them with the use of rules and regulations, as adopted in El Paso, Bexar County and Nueces County. He continued by saying that the inclusion of the Civil Service Commission, was also included, as well as the definitions, as per State statutes and they were in the process of requesting organizational charts from the various department, to assist identifying and classifying all employees that would fall under the Civil Service Commission. With this in mind, this would result in a complete manual regarding rules and regulations for County employees and the Commission will be meeting on the third Wednesday of each month and the first meeting will be held in February. At this time some additional recommendation might be made, but at this time the request was for the approval of these temporary rules. Judge Ruiz then informed the Court that a Workshop had been held earlier, whereby the temporary rules had been reviewed by the members of this Commissioners' Court and they seemed overall pleased with the document that had been presented. Judge Ruiz continued by saying that "any rule that is not actually amended by this document and/or adjusted, that the continual personnel policy that we have in place, is in effect". He added that he felt that some issues had been amended drastically, such as the grievance would now be handled by the Civil Service Commission as opposed to the Commissioners' Court and the appeal process would be handled by the District Courts. Commissioner Rosel then inquired on the employment policy, whereby a present County employee would like to apply for a position, in another County office and what the procedure for this would be and Chairman Salinas explained that all openings would be posted for five working days and anyone who is interested in applying for that position has the right to come in and apply for it; it would not be a new application, but the individual would be considered. Commissioner Garces then tried to clarify the issue of posting versus publication and Chairman Salinas responded that the posting was to give interested County employees the benefit of being able to transfer to another posi-

tion that they may be interested in. Ricardo Flores, another member of the Commission added that he felt that the need to educate the County employees and employers, on the new system and how to make applications as all of this would be handled through the Personnel Department. Commissioner Arcaute went back to the issue of posting and asked how and where this would be done and Chairman Salinas stated that it would be posted in the County bulletin board and he hoped that all department heads be made aware of the posting and inform the County employees of the postings and the application process. Judge Ruiz continued the discussion by asking about the testing of employees for certain jobs and he asked that in the procedures that the Commission take into account such things, as a medical problem or physical ability in the performance of certain jobs and Chairman Salinas dictated that there would be some positions where testing may be necessary, and he used the example of testing an individual for a crane operator position, in which the individual would be tested in operating the crane. The County Judge's basis for this question was due to the number of lawsuits filed against the County, on this type of circumstance. After additional discussion, a motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve the temporary rules, as submitted by the Civil Service Commission, to take effect immediately.

MOTION CARRIED
SEE "EXHIBIT T"

ITEM 15. COMMUNITY SERVICE AGENCY:

- A. Approval of 1995 CHCSA Salary Schedule
- B. Approval on the RSVP renewal grant by the Corporation for National and Community Services

15/A

Maribel Navarro-Saenz, Executive Director, came before the Commissioners' Court requesting approval of the 1995 salary schedule which reflected a 5% across-the-board increase for all employees, effective January 1st. A motion was made by Commissioner Sanchez and seconded by Commissioners Arcaute and Garces, to approve a 5% increase to all employees, across-the-board, on the Community Service Agency.

MOTION CARRIED.
SEE "EXHIBIT U"

15/B

Ms. Navarro-Saenz was also requesting approval of a renewal grant for the Retires and Senior Volunteer Program, to begin April 1st, 1995 and end on March 31st, 1996. The renewal grant was for an amount of \$100,507.00, with the Federal and State amounts remaining the same, as the previous year. A motion was made by Commissioner Arcaute and seconded by Commissioners Rosel and Sanchez, to authorize and approve the 1995 renewal grant funded by the Corporation for National and

Community Services.

MOTION CARRIED.
SEE "EXHIBIT U"

ITEM 16. URBAN COUNTY:

- A. Approval to enter into Subrecipient Agreement with Texas Enterprise for Housing Dev., Inc. for HOME Housing Rehabilitation Program
- B. HOME - "First-Time Homebuyer" Contract Agreements and Letter of Commitment to Mortgage Company
- C. City of Alamo - Construction Contract Award to D & V Construction Co., Inc. - PFI - Water Facilities Year 5
- D. Pct. #2 and Amigos Del Valle- Subrecipient Agreement - Yr. 6 Urban County Program
- E. Pct. #3 and Amigos Del Valle- Subrecipient Agreement - Yr. 6 Urban County Program
- F. 1993 Emergency Shelter - Subrecipient - Budget Amendment - Community Service Agency
- G. City of Edcouch - HOME Housing Rehabilitation Program - Change Order Case #ED92-15
- H. City of Weslaco - HOME Housing Rehabilitation Program - Change Order Case #WE92-02
- I. Pct. #3 - Construction Contract Award Year 7/PFI - Street Improvements
- J. Approval of Bills

16/A

Anthony Covacevich, Urban County Director, came before the Court requesting approval to enter into a subrecipient agreement with Texas Enterprise for Housing Development, Inc. for a housing rehabilitation, in which they will be rehabilitating houses in the Cities of Hidalgo and La Joya. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to approve a subrecipient agreement with Texas Enterprise for Housing Development, for HOME housing rehab program monies, mostly in La Joya and Hidalgo.

MOTION CARRIED.
SEE "EXHIBIT V"

16/B

Under the HOME "First-Time Homebuyer" program he was presenting two families for consideration, along with the letters of commitment to them mortgage companies, as follows:

Jose Navarro	Frontera
Felipe D. Garcia	Frontera

A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve two "First-Time Homebuyers", one in Pharr and one in Donna, and authorize the letter of commitment to Frontera, as the mort-

gage company.

MOTION CARRIED.
SEE "EXHIBIT V"

16/C

The City of Alamo was requesting permission to award a construction contract to D & V Construction, for \$61,775.00. The amount budget is \$60,526.00 and the City of Alamo will pay the difference and the contract is for water facility improvements. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to award low bid to D & V Construction Company, in the amount of \$61,775.00.

MOTION CARRIED.
SEE "EXHIBIT V"

16/D

A motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Garces to approve a subrecipient agreement of \$5,000.00, between Precinct Two County of Hidalgo and Amigos Del Valle.

MOTION CARRIED.
SEE "EXHIBIT V"

16/E

A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to approve a subrecipient agreement of \$5,000.00, between Precinct Three County of Hidalgo and Amigos Del Valle.

MOTION CARRIED.
SEE "EXHIBIT V"

16/F

NO ACTION.
SEE "EXHIBIT V"

16/G

The City of Edcouch was requesting approval of a change order on a HOME Housing Rehabilitation Program case, #ED92-15, in the amount of \$2,800.00. The contract is with A-2-Z Construction Company and it is to meet ADA handicap requirements. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve a change order of \$2,800.00 with A-2-Z Construction Company, on case #ED 92-15.

MOTION CARRIED.
SEE "EXHIBIT V"

16/H

The City of Weslaco was also requesting approval of a change order on a HOME Housing Rehabilitation Program case, #WE92-02,

in the amount of \$610.00. The contract is with Lerma Construction Company and it is for unforeseen structural damages that were not visible at the time of the inspection. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve a change order with Lerma Construction increasing his contract by \$610.00.

MOTION CARRIED.
SEE "EXHIBIT V"

16/I

Mr. Covacevich informed the Court that the following was a request from Precinct Three, on a construction contract award in the amount of \$18,432.00, for street improvements. The contract is being awarded to Missin Paving Company and it is for the paving of Goodwin (Green) Road. Mr. Covacevich explained that two bids were received for the same amount, but the recommendation was for Mission Paving, on time consideration. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to award low bid to Mission Paving, for Goodwin (Green) Road, in the amount of \$18,432.00.

MOTION CARRIED.
SEE "EXHIBIT V"

16/J

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve the 1991 Urban County bills #8182 thru #8184 totaling \$6,380.60; the 1993 Urban County bills #8185 thru #8190 totaling \$84,529.08; the Colonia II Program bill #8191 in the amount of \$28,812.55; the 1992 HOME Program bills #8192 thru #8194 totaling \$15,100.00; the 1993 HOME Program bills #8195 thru #8197 totaling \$2,230.00 and the CASA Program bill #8198 in the amount of \$266.00. The total Urban County memorandum to be approved is \$137,318.23.

MOTION CARRIED.
SEE "EXHIBIT V"

A questions and comments session then followed with Commissioner Sanchez reporting that his staff has looked at the Health Department vehicles and this will be presented to Commissioners' Court in a report, with a recommendation, next week. Judge Ruiz also mentioned that they have scheduled a press conference for Dr. Omar Garza and a plan of action, in terms public service announcement with regards to rabid animals and the disposal thereof.

Judge Ruiz then addressed some residents, who were in the audience, from Colonia Balli. He asked that a representative for the residents please come forward, afterwhich Mrs. Ortega and Mrs. Zapata came forward and requested that this Court please consider their request of repairing their road. Their argument was that the road in question was in very bad

shape, as it was mostly a pile of mud, with very big holes and they were concerned about the problem this posed for their children as they had to walk on this road to get to the school bus stop. They mentioned that this colonia has been inexistence for about twenty years and seldom has this road been maintained, although Commissioner Sanchez had maintained it once in his previous term. They continued by saying that they have repeatedly called Commissioner Sanchez's office to no avail and they are frustrated that they have not received any responses. Commissioner Sanchez then spoke in his own defense that there are a great number of colonias with these types of problems in that area and he is trying his best to serve all of the citizens in that area, but there is also the issue of lack of funds, to do improvements in all colonias. He did state, however, that he held a staff meeting this past week in which the work schedule was drawn up and he noted that this colonia was on the list, for this week. The County Judge added that he would assist the Commissioner in any way that he could to assure that this problem be corrected, as soon as possible and the Commissioner concurred. They did add that they could not promise the paving of this road or that it would be done immediately, but that they would begin the process of correcting this problem.

Commissioner Rosel then went back to the issue of the Health Department, with regards to their need for radios, as well as other possible solutions for the rabies problem.

There being no further business to come before the Court, a motion was made by Commissioner Garces and seconded by Commissioner Rosel 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 Mission

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

missioner Sanchez, to approve a request for permit by the City of Mission, for Basham Subdivision No. 37, which is located on Bentsen Palm Drive, near the 4 1/2 Mile Line and they will be installing a twenty-four inch drain into the Drainage District drain ditch and it will be draining 14 cfs.

MOTION CARRIED.

SEE "EXHIBIT W"

There being no further business to come before the Drainage District, a motion was made by Commissioner Arcaute and seconded by Commissioner Garces, 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

Guadalupe "Lupe" Garces _____
County Commissioner, Precinct #4

Dated this 9TH day of JANUARY, 1995.

ATTEST:

JOSE ELOY PULIDO, County Clerk
Hidalgo County, Texas

By: 
Jennifer Castillo, Deputy

