

R U I Z*Tenny*J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, FEBRUARY 07, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 bills - County Auditor
2. Approval of Minutes - January 24, 1995
3. Approval of Monthly Fee Reports:

A. Sheriff	-	\$ 45,769.44	-	December
B. Justice of the Peace:				
1. Arnaldo Corpus (Supplemental)	-	\$ 217.00	-	October
2. Arnaldo Corpus	-	\$ 4,555.11	-	December
C. Anzalduas Park				
	-	\$ 7,116.00	-	January
4. County Clerk:

A. Annual Report - Part I - 1994
" " " " - Part II - 1994
5. Approval of Attorneys fees in the amount of \$ 36,925.05
6. Planning Department:

A. Subdivisions:	
1. Resubdivision of Lot 32 and S 1/2 of Lot 31, Ratcliff	
Subdivision #1 - Pct. #2	
2. West Cherokee Estates - Pct. #2	
3. The Village of Westlakes Unit II Subdivision - Pct. #3	
4. Woodhollow Subdivision Phase VI - Pct. #3	

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7. Permits:
- A. Southwestern Bell - Pct. #3
 - B. Western Geophysical Corporation - Pct. #3
 - C. North Alamo Water Supply - Pct. #3
8. Internal Line Transfers:
- A. Buildings & Grounds
 - B. Health Department (Early Childhood)
 - C. County Clerk
 - D. Sheriff
 - E. Jail
 - F. Pct. #4 - Administration

Dated this the 02nd day of February, 1995

R U I ZJ. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, FEBRUARY 07, 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. Request for Audience:
 - A. Concerned Citizens Group - Delta Lake Park
2. County Clerk:
 - A. Request to declare office furniture and equipment surplus
3. District Attorney:
 - A. Approval of Internal Line Item Transfer - Investigation Fund
 - B. Authorization and approval to adjust salary - Clerk/Typist
 - C. Approval to declare office equipment surplus
4. Sheriff's Department:
 - A. Authorization to advertise for bids on automated time clocks and program software for the Sheriff's and Jail
 - B. Approval to charge the increase in salary and related benefits assigned to the approved Lieutenant's position in the Auto Theft Task Force Grant to the Sheriffs Investigation Fund H.B. 65
 - C. Set annual salary to Lieutenant's position effective 2/1/95
 - D. Approval of Internal Line Item Transfer
5. Health Department:
 - A. Authorization to approve Pharmacist contract renewal and declare Pharmacist exempt from bidding process - professional service
 - B. Approval of the Tuberculosis Elimination Grant Attachment #3 renewal in the amount of \$ 249,238.00
 - C. Approval of the Tuberculosis Elimination Service Grant Attachment #4 renewal in the amount of \$ 23,371.00
 - D. Authorization and approval of Immunization Division Grant Attachment #2 renewal in the amount of \$ 96,580.00 and set salaries
6. J.P. Pct. #3 Pl. #1
 - A. Approval to adjust salaries

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7. Approval to adjust Master Court #1 and #2 Bailiff/Interpreter's Salary
8. Request for Cellular Phone:
Buildings and Grounds - Raul Hernandez
9. Pct. #4:
A. Authorization to advertise for bids on paving Elizabeth Moya Lane
10. Approval to appropriate funds for the Hidalgo County Solid Waste Enforcement Program and set salaries
11. J.D. Salinas:
A. Approval of Valley Proud Environmental Council Sponsorship Agreement and amend budget in the amount of \$ 2,500.00
12. Planning Department:
A. Subdivisions:
 1. De Jesus Subdivision - Pct. #4
 2. El Pinto Road Subdivision #2 - Pct. #3
B. Preliminary Plat Approval:
 1. Vista Terrace Subdivision - Pct. #3
13. Purchasing Department:
A. Award Bids:
 1. Hand Held Radios - Sheriff's Department
 2. Bank Depository - Hidalgo County
B. Request to Advertise:
 1. Rental of Uniforms - Hidalgo County
14. Urban County:
 - A. Approval and adoption of Consolidated Plan Citizen Participation Plan
 - B. HOME/Homeowner occupied Housing Rehabilitation Applications
 - C. City of la Villa - HOME/Housing Rehabilitation Program Change Order Case # LV 92-04
 - D. HOME - First Time Homebuyer Contract Agreements and Letter of Commitment to Mortgage Companies
 - E. Approval of bills

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15. Community Service Agency:
 - A. Approval of CSBG Amendment #2
 - B. Approval of CSBG/MSFW Amendment #3

Dated this the 25th day of January, 1995

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, FEBRUARY 07, 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:

ADDENDUM

1. Adult Detention Facility:
 - A. Budget Amendment and or Internal Line Item Transfer
 - B. Authorization to pay Food Bills for Adult Detention Facility

Dated this the 03rd day of February, 1995

R U I Z

J. EDGAR RUIZ
HIDALGO COUNTY JUDGE

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held on TUESDAY, FEBRUARY 07, 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. Budget Amendment
2. Permit - City of Alamo
3. Purchasing Department:
 - A. Award Bids:
 1. Bank Depository
 - B. Request to Advertise:
 1. Rental of Uniforms

Dated this the 02nd day of February, 1995.

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 7TH day of FEBRUARY, 1995, after due notice having been given, there was begun and holden, a SPECIAL MEETING of the Commissioners' Court and the Drainage District, in the Commissioners' Courtroom of the Administration Building in the City of Edinburg, Hidalgo County, Texas with the following members of said Court present and participating:

Hon. J. Edgar Ruiz
County Judge

Hon. Samuel Sanchez
County Commissioner, Precinct #1

Hon. Lalo Arcaute
County Commissioner, Precinct #2

Hon. Juan Rosel
County Commissioner, Precinct #3

Hon. Guadalupe "Lupe" Garces
County Commissioner, Precinct #4

WHEREUPON, the following proceedings

were had, to-wit:

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FEBRUARY 7, 1995

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

CONSENT AGENDA
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ITEM 1. APPROVAL OF BILLS - County Auditor

General Fund	- #106465	- #106713	- \$308,865.67
Special Revenue Fund	- #106626	- #106816	- \$592,376.08
Debt Service Fund	- # 949	- # 950	- \$ 79,500.00
Trust and Agency Fund	- # 4548	- # 4569	- \$402,665.69
Enterprise Fund	- # 2180	- # 2183	- \$ 9,472.10

(SEE "EXHIBIT A")

ITEM 2. APPROVAL OF MINUTES - January 24, 1995

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

A. Sheriff - \$45,769.44 - December

B. Justice of the Peace:

1. Arnaldo Corpus (Supplemental) - \$217.00 - October

2. Arnaldo Corpus - \$4,555.11 - December

C. Anzaldua's Park - \$7,116.00 - January

(SEE "EXHIBIT B")

ITEM 4. COUNTY CLERK:

A. Annual Report - Part I - 1994

- Part II - 1994

(SEE "EXHIBIT C")

ITEM 5. APPROVAL OF ATTORNEYS FEES IN THE AMOUNT OF \$36,925.05

(SEE "EXHIBIT D")

ITEM 6. PLANNING DEPARTMENT:

A. Subdivisions:

1. Resubdivision of Lot 32 and S 1/2 of Lot 31, Ratcliff Subdivision #1 - Pct. #2
2. West Cherokee Estates - Pct. #2
3. The Village of Westlakes Unit II Subdivision - Pct. #3
4. Woodhollow Subdivision Phase VI - Pct. #3

6/A/1

The Resubdivision of Lot 32 and S 1/2 of Lot 31, Ratcliff Subdivision #1 is located 220 feet north of Bell Avenue, on the west side of Gay Drive, City of Pharr, Precinct Two.
 (SEE "EXHIBIT E")

6/A/2

West Cherokee Estates is located at the southwest corner of Sugar Road and Cherokee Avenue, City of Pharr, Precinct Two.
 (SEE "EXHIBIT E")

6/A/3

The Village of Westlakes Unit II Subdivision is located on North 43rd Street and Daffodil Avenue, City of McAllen, Precinct Three.
 (SEE "EXHIBIT E")

6/A/4

Woodhollow Subdivision Phase VI is located on North 23rd Street and Warbler Avenue, City of McAllen, Precinct Three.
 (SEE "EXHIBIT E")

ITEM 7. PERMITS:

- A. Southwestern Bell - Pct. #3
- B. Western Geophysical Corporation - Pct. #3
- C. North Alamo Water Supply - Pct. #3

7/A

In Precinct Three, Southwestern Bell Telephone is requesting a permit to install a cable along Tom Gill Road, beginning at the 2 Mile Line and going south for 786 feet. They are also requesting permission to cross Alberta Road, just west of its intersection with F.M. 907.
 (SEE "EXHIBIT F")

7/B

In Precinct Three, Western Geophysical Corporation is requesting a permit to do siesmographic work along Bentsen Palm Drive, beginning south of Moorefield Road and going south for approximately two miles.
 (SEE "EXHIBIT F")

(02/07/95)

3

7/C

In Precinct Three, North Alamo Water Supply Corporation is requesting a permit for two inch water lines to cross the road, in Las Palmas #2 Subdivision and to cross Old Alamo Road, south of State Highway 107.

(SEE "EXHIBIT F")

ITEM 8. INTERNAL LINE ITEM TRANSFERS:

- A. Buildings & Grounds - \$800.00
- B. Health Department (Early Childhood) - \$470.00
- C. County Clerk - \$10,000.00
- D. Sheriff - MOVED TO REGULAR AGENDA
- E. Jail - \$9,000.00
- F. Pct. #4 - Administration - \$750.00

(SEE "EXHIBIT G")

Judge Ruiz began by informing the Commissioners that there would be no action on a line item transfer request of \$464.10, by the Buildings and Grounds Department. Commissioner Rosel inquired about the line item transfer for the Sheriff's Department, in the amount of \$46,000.00, wanting to know what this money would be used for and if this transfer was necessary, at this time. Chief Dick Dickinson then approached the podium and responded that of this amount about \$42,000.00 was for the bullet-proof vests for the patrol officers and the remaining amount was for school supplies for the academy, which began on the 17th of January. The bullet-proof vests had been bidded out last year, at which time half had been purchased. At the advise of Steve Crain, the County Legal Counsel, Judge Ruiz asked Commissioner Rosel if he would like to move this item to the Regular Agenda, for further discussion and the Commissioner responded that he was in favor of discussing this further. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve the Consent Agenda, as amended, deleting the line item transfer request from Buildings and Grounds, of \$464.10 and moving Item 8/D to the Regular Agenda.

MOTION CARRIED.

SEE "EXHIBITS A-G"

REGULAR AGENDA

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ITEM 8/D. LINE ITEM TRANSFER:

- D. Sheriff - \$46,000.00

(02/07/95)

Judge Ruiz asked Chief Dickinson for some clarification on the purchase of bullet-proof vests and Chief Dickinson answered that last year this Court had approved the purchase of up to 150 vests, of which seventy-five were purchased last year, from the 1994 budget. They are currently in need of seventy-two vests and the money for this purchase was approved in the 1995 budget and it was his understanding that these funds need to be placed in line item #95, in order to pay for this purchase. The County Judge continued the discussion by saying that the bid award and encumbrance was made in 1994 and there were some surplus funds, in 1994 that were transferred to the 1995 budget and Chief Dickinson stated that in their 1995 proposed budget, they had requested the funds needed for the additional vests. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve Item 8/D, under the Consent Agenda, approving an internal line item transfer, as presented.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 1. REQUEST FOR AUDIENCE:

A. Concerned Citizens Group - Delta Lake Park

Rosita Gordon came before the Court to present a petition by the Concerned Citizens Group, as to why Delta Lake Park has not been opened to the public. She mentioned that Judge Ruiz had been a guest speaker, at the Edcouch Fire Department, where he had indicated that \$500,000.00 was going to be allotted to the reopening of Delta Lake Park and this amount would be matched by the Parks and Wildlife Department. Their concern was why the park had not been opened and what had happened to this money. Judge Ruiz informed her that presently, this park project was at a standstill, as the County has been unable to acquire a \$1 million liability insurance, since the contract was approved with the Delta Lake Irrigation District and the park would not be opened until they were covered under insurance. Ms. Gordon then asked why the maintenance on the park has been discontinued and Judge Ruiz indicated that some clean-up was done, by residents, from the Boot Camp, as well as from volunteers, however an assessment was done on the improvements necessary and this estimate had come in at approximately \$200,000.00, to upgrade the park. Commissioner Sanchez added that the maintenance had stopped, as they had work in other places and they had taken an inventory of the tables and bar-b-que pits and at this time they had received some bids for the steam cleaning of all the tables and bathrooms, the redoing of all the bathrooms and getting the wastewater treatment plant to work. He also mentioned that they had been able to renew the expiration of the wastewater permit, through TNRCC and he was hoping to open the park by Easter, but if they did not find a carrier, for the insurance, this might not happen. Judge Ruiz also indicated that they had not been able to find a carrier and he added that if one was not found then they would have to go back to negotiations, with the Irrigation District. The

County Judge assured her they had not forgotten, that their commitment to improve the park, was firm, as they had hired an architect and the Parks and Wildlife Department had been notified that the County would be applying for a 50/50 grant.

NO ACTION.
SEE "EXHIBIT H"

ITEM 2. COUNTY CLERK:

A. Request to declare office furniture and equipment surplus

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

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 3. DISTRICT ATTORNEY:

- A. Approval of Internal Line Transfer - Investigation Fund
- B. Authorization and approval to adjust salary - Clerk/Typist
- C. Approval to declare office equipment surplus

3/A&B

Dick Wade, from the District Attorney's Office, came before the Court to request approval of a line item transfer in the amount of \$1,157.20, in order to increase slot 5C, under H.B. 65 Investigation Fund, from \$12,000.00 to \$13,000.00. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve an internal line item transfer in the Investigation Fund, of \$1,000.00 and authorize an approval of adjustment in that particular salary, that clerk/typist, from \$12,000.00 to \$13,000.00.

MOTION CARRIED.
SEE "EXHIBIT J"

3/C

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

MOTION CARRIED.
SEE "EXHIBIT J"

ITEM 4. SHERIFF'S DEPARTMENT:

- A. Authorization to advertise for bids on automated time clocks and program software for the Sheriff's and Jail
- B. Approval to charge the increase in salary and related benefits assigned to the approved Lieutenant's position in the Auto Theft Task Force Grant to the Sheriff's Investigation Fund H.B. 65
- C. Set annual salary to Lieutenant's position effective 2/1/95
- D. Approval of Internal Line Item Transfer

4/A

Chief Dick Dickinson came before the Court requesting authorization to advertise for bids for automated time clocks, in order to better control the time worked by the employees, as well as the book-keeping and to better off-set the three hour cushion that they have between the hours that are allowable, as per the program that the County has chosen to take for peace officers. Judge Ruiz asked him what the estimate cost for this system would be and Chief Dickinson responded that it would be less than \$20,000.00 and this would include software, hardware, maintenance program, update of software, customizing the software to meet the specific needs of the Sheriff's Department, as it relates to law enforcement personnel versus the normal clerical personnel. Judge Ruiz then asked the County Auditor how this would fit his system and Mr. Austin responded that the record keeping at the Sheriff's Department would be enhanced, as well as facilitating the completing of the time and attendance records, that would be submitted to the Payroll Department. Chief Dickinson also stated that this system would automatically print out the time sheets, right on the spot and it would cut down on time. A motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Rosel, to authorize the advertising for bids, for automated time clocks and program software for the Sheriff's and the Jail; bid opening March 1st, bid award March 7th.

MOTION CARRIED.
SEE "EXHIBIT K"

4/B&C

Chief Dickinson explained that this was a, investigator position that had been upgraded to a Lieutenant's position, last year, and they were only allowed to allocate the funds for this position until December 31st, 1994. The request at this time was that the proportionate amount be moved and the salary set at \$29,233.50, plus any longevity, for Lieutenant within the Auto Theft Task Force Grant. This salary would be supplemented through the Investigation Fund-H.B. 65, by an amount of \$3,810.19. A motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Garces, to authorize the salary increase, in relation to the benefits approved for the Lieutenant position, in the Auto Task Force, through the Sheriff's Investigation Fund; setting salary at \$29,233.50, for the Lieutenant position.

MOTION CARRIED.
SEE "EXHIBIT K"

4/D

A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve an internal line item transfer in the amount of \$3,810.19, as presented.

MOTION CARRIED.
SEE "EXHIBIT K"

ITEM 5. HEALTH DEPARTMENT:

- A. Authorization to approve Pharmacist contract renewal and declare Pharmacist exempt from bidding process - professional service
- B. Approval of the Tuberculosis Elimination Grant Attachment #3 renewal in the amount of \$249,238.00
- C. Approval of Tuberculosis Elimination Service Grant Attachment #4 renewal in the amount of \$23,371.00
- D. Authorization and approval of Immunization Division Grant Attachment #2 renewal in the amount of \$96,580.00 and set salaries

5/A

Ofelia Espinoza came before the Court requesting approval of a contract renewal with David Castro, for pharmacist services, as well as exempting the contract from the bidding process, under professional services. She mentioned that there was no change in the terms of the contract. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel, to authorize a contractual agreement between David Castro and the County of Hidalgo, this contract to begin January 1st, and end December 31st, of 1995, the contract is for \$1,000.00 per month, also exempting it from the bidding procedure, under professional services.

MOTION CARRIED.
SEE "EXHIBIT L"

5/B

Ms. Espinoza stated that under the Tuberculosis Elimination Grant, this was a renewal grant in the amount of \$249,238.00 and it was to fund extended outreach services to individuals of identified subgroups who have tuberculosis or are at high risk of developing tuberculosis. The grant period was from February 1, 1995 through January 31, 1996. A motion was made by Commissioner Sanchez and seconded by Commissioner Sanchez, to approve the TB Elimination Grant Attachment No. 3, increasing our contract by \$249,238.00.

MOTION CARRIED.
SEE "EXHIBIT L"

5/C

Ms. Espinoza reported that Attachment No. 4, was also a renewal contract, to inmates and correctional facilities, in the community. The contract was in the amount of \$23,271.00 and the contract is effective February 1, 1995 through January 31, 1996. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve Attachment No. 4, increasing our contract by \$23,371.00.

MOTION CARRIED.
SEE "EXHIBIT L"

5/D

This is for a renewal contract, under the Immunization Division Grant and it was Attachment No. 2, in the amount of \$96,580.00, to be used for the prevention of future epidemics, and preventable diseases, through vaccines. The request is also to set salaries, within this grant. A motion was made by Commissioner Garces and seconded by Commissioner Sanchez, to approve Attachment No. 2, increasing the contract by \$96,480.00 and setting salaries for five positions; two immunization clerks and three LVNs.

MOTION CARRIED.
SEE "EXHIBIT L"

Several concerns were then brought up with regards to medical equipment at the Sullivan City clinic, the isolation unit at the jail and the roof at the Edinburg site. On this last item, Judge Ruiz said that they had acquired an architect for the repair of the roof and they had yet to receive a contract. Dr. Garza stated that all he had was a copy of a letter that a plan had been prepared and Judge Ruiz indicated that they get this roof repaired, as the rain season will soon be here. The County Judge said that he thought that this project had been completed and they had yet to begin it.

ITEM 6. J.P. PCT. #3 PL. #1:
A. Approval to adjust salaries

Justice of the Peace Arnaldo Corpus came before the Court requesting approval to adjust salaries. The reason for the request was that there were some errors on the amounts that were submitted for approval. The changes were on the Court Coordinator's salary decreasing it from \$21,879.11 to \$20,319.11 and the Court Clerk's salary increasing it from \$8,840.00 to \$10,400.00. It was clarified that this was an adjustment by Commissioner Garces, to approve the adjustment of salaries, of the Court Coordinator and the Court Clerk, to \$20,319.11 and \$10,400.00, respectively.

MOTION CARRIED.
SEE "EXHIBIT M"

Judge Corpus then asked the Commissioners' Court that he would like to get approval, in taking out a public service announcement, in trying to clear out all of the pending cases. The psa would serve in bringing in the people, who have outstanding warrants and paying their fines and thus being able to dispose some of the old pending cases. The County Judge informed him that this would be discretionary on the his part, but he did recommend that he and the other JPs get together and try to do a county-wide project.

ITEM 7. APPROVAL TO ADJUST MASTER COURT #1 AND #2 BAILIFF/INTERPRETER'S SALARY

Mrs. Loura Etnire informed the Court that this request was due to the Bailiffs not receiving the 5% salary increase, they did however receive the \$3,000.00 for interpreters fees. This would entail a budget amendment, for each of the Master Courts in the amount of \$1,052.54. Commissioner Rosel then stated that they had given the departments sufficient time to straighten these matters out and if it wasn't done in time they could not do anything about it. Judge Ruiz mentioned that this item had not been requested, his office did not catch it, until now and that was the reason for the request. Mrs. Etnire added that at that particular time Judge Dominguez had come before the Court to request approval of interpreters fees, which had been approved, beginning 1995 and this was where the error was done. Commissioner Rosel indicated that he would be voting against this request, as he felt that a representative from the department should be present, explaining the need for this request. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve a budget amendment for Master Court One and Two, of \$1,052.54, to give the Bailiff/Interpreter the 5% increase that was approved across-the-board, by Commissioners' Court. (NOTE: It was a split vote with Commissioners Arcaute and Sanchez voting in favor of the motion and Commissioners Rosel and Garces voting against the motion; Judge Ruiz cast the deciding vote and voted in favor of the motion, thus the motion carried.)

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 8. REQUEST FOR CELLULAR PHONE:
A. Buildings and Grounds - Raul Hernandez

Raul Hernandez came before the Court requesting approval of a cellular phone. The basis for the request was that as the Emergency Management Coordinator he would need this phone in case an emergency should occur to be able to contact the various entities that would be assisting in the emergency. He added that he was on call twenty-fours

(02/07/95)

a day and he often received calls with reference to break-ins, burglaries, etc. He continued by saying that the point was brought up that his department is equipped with two-way radios and they are, but these units are about twenty-five years old and sometimes they work and sometimes they don't. Commissioner Rosel agreed with the request, basically with respect to the Emergency Management duties that were performed. Judge Ruiz then added that under the Emergency Program, very few if any emergencies, would be of immediate attention, as he felt that being prepared for an emergency was more important. He continued by saying that the biggest threat to our community would be a hurricane or a very heavy storm, and if such an emergency should occur then the appropriate people would be equipped with a mobile phone. Because of this, he could not justify a cellular phone, on the basis of an emergency and if there was a problem with the radios in the Department, then this issue should be placed on the agenda. Commissioner Garces entered this discussion by saying that there were times when he has been unable to reach Mr. Hernandez, due to his being in and out of the office constantly and Commissioner concurred with him, using the storm damage in the Alton area, as an example. Commissioner Arcaute joined this discussion by saying that what good was damage control, when most of these situations were addressed after the storms passed and he felt that some type of consistency be established, especially since it should have been done, when the inventory was presented. Judge Ruiz continued the discussion by explaining how he handled the Emergency Management aspect of the Alton Storm. He stated that he was called at home, during which the nearest police unit was instructed to pick him up, this being a DPS unit, and he arrived at the scene within ten minutes with the use of radio units, no cellular units were utilized by either the DPS or himself. He continued by saying that during hurricanes, the communications officer, at the Sheriff's Office, is setup at his office and radio communication is established here. He added that during the last hurricane threat Southwestern Bell had sent about twenty-five mobile phones, within half an hour and these were distributed to foremen, Commissioners, etc., so he felt that this request was uncalled for. A motion was then made by Commissioner Rosel and seconded by Commissioner Garces, to approve a cellular phone for Buildings and Grounds, Mr. Raul Hernandez. (NOTE: Commissioners Rosel, Garces and Sanchez voted in favor of the motion; Commissioner Arcuate and Judge Ruiz voted against the motion.)

MOTION CARRIED.
SEE "EXHIBIT O"

- ITEM 9. PCT. #4:
A. Authorization to advertise for bids on paving Elizabeth Moya Lane

Commissioner Garces informed the Court that this is a project that would be worked jointly with the residents along Elizabeth Moya Lane, whereby they would fund 30% of the project and Precinct Four would

fund the remaining 70%. The residents have already submitted a donation that has been deposited with the Treasurer's Office. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to authorize the advertising for bids for the paving of Elizabeth Moya Lane; bids to be submitted to the Purchasing Agent; bid opening March 1st, bid award March 7th.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 10. APPROVAL TO APPROPRIATE FUNDS FOR THE HIDALGO COUNTY SOLID WASTE ENFORCEMENT PROGRAM AND SET SALARIES

Luis Garza, Program Coordinator, came before the Court requesting approval to appropriate the fund for the Solid Waste Enforcement Program and set salaries. He added that the amount to be appropriated was \$16,000.00. Commissioner Garces asked if this item would be brought to Court on a monthly basis, until it gets funded and Mr. Garza indicated that they had received word, from TNRCC, that the grant was not going to be approved until August, as they had received over one hundred applications as opposed to the twenty-four that were received last year. The County Judge asked Mr. Garza who the contact person was at TNRCC, as he would be meeting with representatives from TNRCC and maybe he could ask that they expedite the application. Judge Ruiz pointed out that the issue at hand was not when were they going to be funded, but were they going to be funded at all. He then added that at come next month they would appropriate the remaining funds of the \$30,000.00 with an possible budget amendment. A motion was made by Commissioner Rosel and seconded by Commissioners Arcaute and Rosel, to approve an appropriation of \$16,010.00, for the Hidalgo County Solid Waste Enforcement Program and setting salaries, as presented.

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 11. J.D. SALINAS:

A. Approval of Valley Proud Environmental Council Sponsorship Agreement and amend budget in the amount of \$2,500.00

Judge Ruiz indicated that this was a program that they had sponsored on an annual basis and it was basically for promotions, such as the planting of trees, the "Trash Bash", etc. He did recommend that this item be approved along with a budget amendment of \$2,500.00. A motion was made by Commissioner Sanchez and seconded by Commissioners Rosel and Arcaute, to authorize the inclusion of a sponsorship to Valley Proud Environmental Council and approving a budget amendment in the a-

mount of \$2,500.00, for the appropriate sponsorship.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 12. PLANNING DEPARTMENT:

A. Subdivisions:

- 1. De Jesus Subdivision - Pct. #4
- 2. El Pinto Road Subdivision #2 - Pct. #3

B. Preliminary Plat Approval:

- 1. Vista Terrace Subdivision - Pct. #3

12/A

A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve the plat of De Jesus Subdivision which is located at the northeast corner of Ingle Road and Doolittle Road, in the rural area of the County, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT S"

12/B

A motion was made by Commissioner Rosel and seconded by Commissioners Garces and Sanchez, to approve the plat of El Pinto Road Subdivision #2, which is located approximately 3/4 of a mile north of Expressway 83, on the east side of El Pinto Road, in the rural area of the County, in Precinct Three. Final Plat approval is subject to the following items, before the release of the letter of credit:

- 1) the installation of all street sign(s), traffic control device(s) and testing of the street(s) be done in accordance to the Hidalgo County Subdivision regulations; and
- 2) all water lines to be constructed in accordance to La Joya Water Supply Corporation regulations.

MOTION CARRIED.
SEE "EXHIBIT S"

12/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to give preliminary approval to the plat of Vista Terrace Subdivision, which is located 1397 feet north from Mile 5 North Road, on the west side of Bentsen Palm Drive, City of Mission, Precinct Three. Preliminary plat approval is subject to the following items, before final approval and before recording of the subdivision:

- 1) the installation of all street sign(s), traffic control device(s) shall be done in accordance to the County specifications;
- 2) testing of the street(s) shall be done and the test-

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- ing results shall be approved by Melden & Hunt, Inc.;
and
3) approval from FEMA since some land is within the Zone
"A".

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 13. PURCHASING DEPARTMENT:

- A. Award Bids:
1. Hand held radios - Sheriff's Department
2. Bank Depository - Hidalgo County
B. Request to Advertise:
1. Rental of Uniforms - Hidalgo County

13/A/1

Mary Maldonado, the County Purchasing Agent, reported that she had received two bids for the purchase of hand held radios for the Sheriff's Department. The bids received were from Radio Communications Plus and South Texas Communications. The recommendation at this time was to take both these bids UNDER ADVISEMENT. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to take all bids under advisement, for the purchase of hand held radios, for the Sheriff's Department.

MOTION CARRIED.
SEE "EXHIBIT T"

13/A/2

Ms. Maldonado indicated that she had received one bid for the bank depository, this being from 1st National Bank, out of Edinburg and she would like for it to be taken UNDER ADVISEMENT. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to take all bids UNDER ADVISEMENT, for the bank depository, for Hidalgo County.

MOTION CARRIED.
SEE "EXHIBIT T"

13/B

Ms. Maldonado then stated that this was for the rental of uniforms, for County Wide. Commissioner Sanchez asked her that if his employees in Precinct One, wanted to rent uniforms, if they had to rent from the successful bidder and Ms. Maldonado replied that that was correct. His concern was that his employees had all gotten together and rented out uniforms through a certain company, but they all paid for it out of their own pocket and the County Judge told him that if his employees wanted they could join this bid. A discussion then ensued with regards as to what departments paid for uniforms and what departments

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let employees pay them out of their own pocket. A motion was then made by Commissioner Rosel and seconded by Commissioner Arcaute, to authorize the advertising for bids for rental of uniforms, County Wide; bid opening March 1st, bid award March 7th.

MOTION CARRIED.
SEE "EXHIBIT T"

ITEM 14. URBAN COUNTY:

- A. Approval and adoption of Consolidated Plan Citizen Participation Plan
- B. HOME/Homeowner Occupied Housing Rehabilitation Applications
- C. City of La Villa - HOME/Housing Rehabilitation Program Change Order Case #LV 92-04
- D. HOME - First-time Homebuyer Contract Agreements and Letter of Commitment to Mortgage Companies
- E. Approval of bills

14/A

Anthony Covacevich, Urban County Director, came before the Court requesting adoption of a Consolidated Plan Citizen Participation Plan. He explained that what this was a revision of the one that was adopted in 1988 and it called for a system of notification and public hearings to solicit and allow citizen input, into the Urban County Program, where it entailed Community Block Grants, the Emergency Shelter Grant Program and the HOME Program. To be more specific, it called for approximately nineteen public hearings, for the creation of the Urban County Advisory Council and the notification of these hearings through the media. Mr. Covacevich added that there was a change, with regards to the finalized consolidated plan, which will now be brought before the Advisory Council first, who will in turn hold a public hearing to solicit input. Once this plan is approved by the Advisory Council and has gone through the hearing process, it will then be brought before the Commissioners' Court for final approval of the application. He continued by saying that they have submitted the addresses and phone numbers of those individuals and organizations, to whom the public can voice their concerns and/or any objections they may have, with respect to the submission of the consolidated plan. Commissioner Sanchez asked if the nineteen proposed public hearings replaced the one previously held by Commissioners' Court and the response was yes, because HUD now required them to do one in each member city, as well as the four precincts, plus the one held before the Advisory Council. This was all being done in order to acquire more citizen participation. Commissioner Garces felt that this plan was very effective, as he had a number of citizens participating in the public hearing, that was held at his precinct. A motion was then made by Commissioner Sanchez and seconded by Commissioners Rosel and Garces, to approve and adopt the consolidated plan citizen participation plan, as presented.

MOTION CARRIED.
SEE "EXHIBIT U"

14/B

Mr. Covacevich explained that under the HOME Homeowner Occupied Housing Rehabilitation Program, there was one application from the City of Weslaco and two each, from the cities of San Juan, Alton and Mercedes. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the applications for housing rehab, in San Juan, Alton, Weslaco and Mercedes and authorize the advertising for bids for these particular rehabs.

MOTION CARRIED.
SEE "EXHIBIT U"

14/C

The City of La Villa was requesting a change order on contract #92.04, with Eddie Garza, as the contractor and it is to demolish the existing fiberglass shower stall and install a larger handicap shower. The change order is an increase of \$2,750.00. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve an increase to the contract with Eddie Garza, by \$2,750.00.

MOTION CARRIED.
SEE "EXHIBIT U"

14/D

Under the HOME/First-time Homebuyer Program, Mr. Covacevich was presenting seven families for consideration, as well as the recommendation for the letters of commitment, as follows:

Manuel Gonzalez	Rural Economic & Community Dev. (Fm.H.A.)
Sandy Hinojosa	Rural Economic & Community Dev. (Fm.H.A.)
Oscar Mendoza	1st National Bank of La Feria in Mercedes
Tomas Ribera	1st National Bank, Edinburg
Guillermo Garcia	1st National Bank, Edinburg
Armando Garza	1st National Bank, Edinburg
Miguel Garza	1st National Bank, Edinburg

A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to approve the seven First-time Homebuyer contract agreements and letters of commitment to the mortgage, being Rural E.C.D, 1st National Bank of La Feria in Mercedes and 1st National of Edinburg.

MOTION CARRIED.
SEE "EXHIBIT U"

14/E

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to approve the 1990 Urban County bill #8340 in the amount of \$5,880.00; the 1992 Urban County bills #8341 thru #8346 totaling \$53,927.22; the 1993 Urban County bills #8347 thru #8353 totaling \$96,951.23; the 1994 Urban County bills #8354 thru #8360 in the total amount of \$60,117.15; the 1993 Emergency Shelter Grant bill #8361 in the

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amount of \$2,138.33; the Colonia II Program bill #8362 in the amount of \$53,136.46; the 1992 HOME Program bills #8363 thru #8365 in the total amount of \$12,095.00; the 1993 HOME Program bills #8366 thru #8369 totaling \$15,393.80 and the CASA Program bill #8370 for \$250.00. The total Urban County memorandum to be approved is \$299,889.19.

MOTION CARRIED.
SEE "EXHIBIT U"

The County Judge then announced that our very own Anthony Covacevich, would be going to London, England to give a presentation on rural empowerment zone, from a community perspective. Mr. Covacevich informed the Commissioners that he would be leaving on February 15th, for London, England, where he would be speaking at a function of the Consortium of Rural Training and Enterprise Councils. On the 16th, he would travel to Lincolnshire, England, where he would participate on a panel discussion, with the Lincolnshire TEC. He added that the trip would be paid for by the London Consortium. Judge Ruiz continued by saying that this County has been slow in implementing this program, but he felt that the Federal Government was also still trying to "piece it together and give us direction, as to how this program is going to work". He said that on Tuesday, he and Gilbert Hinojosa, would be meeting with various people from Farmers' Home, under the Empowerment Zone, in Washington, D.C., to discuss the empowerment zone designation and its authorities, responsibilities and liabilities, as he felt that there had been some lack of direction, as to how this program is going to be managed.

- ITEM 15. COMMUNITY SERVICE AGENCY:
- A. Approval of CSBG Amendment #2
 - B. Approval of CSBG/NSFW Amendment #3

Marivel Navarro-Saenz came before the Court requesting approval of the CSBG Amendment #2. She explained that, in the contract, they had grouped three years together and that was why the figure of \$1,917,66.00 appeared in the contract and it included the 1993, 1994 and the 1995 which was being approved at this time. The amendment, for 1995, is in the amount of \$661,232.00. Commissioner Sanchez asked her why they were amending it in this way and she explained that it was due to the problems that CSBG is facing, with respect to cuts and proposed cuts and they are releasing the State portions. Judge Ruiz added that what was being done was that the original contract was awarded in January of 1993 and every funding year it was amended, much like a continuation grant. Judge Ruiz continued by saying that he would be having lunch with many of the directors, from the various agencies, to discuss the proposed cuts from the Federal Government and he planned to discuss the proposed cuts and what effect they would have in our community, at the next Commissioners' Court or possibly in Workshop. After further discussion, a motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Rosel, to approve amendment number to our CSBG contract,

calling for \$661,232.00 increase.

MOTION CARRIED.
SEE "EXHIBIT V"

15/B

Mrs. Navarro-Saenz reported that this was Community Service Block Grant, discretionary money and it was for migrant and seasonal farmworker services. She added that there were three years included, but for the 1995 year the fund totaled \$98,100.00, with the total three year contract being \$316,538.00. A motion was made by Commissioner Sanchez and seconded by Commissioners Garces and Arcaute, to approve amendment number three, to increase the contract by \$98,100.00, which is the funding for 1995.

MOTION CARRIED.
SEE "EXHIBIT V"

ADD. 1. ADULT DETENTION FACILITY:

- A. Budget Amendment and/or Internal Line Item Transfer
- B. Authorization to pay Food Bills for Adult Detention Facility

Add.1/A

Chief Dick Dickinson came before the Court requesting payment of pending 1994 bills, for food, as well as 1995 bills, that have not been paid. He was requesting that this Court possibly consolidate the 1994 bills, as they have had vendors who have expressed some concern as to the way they are being paid. He continued by saying that presently there was \$23,408.00 that has not been paid, from 1994 and it seems that the line item for this encumbrance shows to be out of funds, but he thinks that "if the budget in its entirety were consolidated, there's more than enough surplus, in line items to take care of this". Chief Dickinson also stated that as per reports received yesterday, from the Auditor's Office, in 1995 they have yet to pay a bill for food. The Commissioners then asked the Auditor why these bills have not been paid and the response was that there was no appropriation of surplus funds and they needed to come to Court and amend that budget. Judge Ruiz told him that he may be correct for 1994, but he could not fathom why any bills were being paid for 1995 and the Auditor stated that they were paying 1995 bills. Chief Dickinson corrected him by saying that as of yesterday these bills had not been paid. Judge Ruiz then addressed both the Steve Austin and Gilbert Garza, by telling them that there should be "some sensitivity and some efficiency in this program" and if they saw that there was a problem in getting bills paid, they should bring this up to the Court and Mr. Austin responded that this matter should be brought up by the department head. Chief Dickinson then informed the Commissioners that he had come before the Court to request the appropriation of funds for food, every month, beginning in September and even took money out of the operating line items to supplement what was being

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appropriated. Judge Ruiz added that he felt that is was embarrassing to receive calls from vendors, asking why they have not been paid and basically refusing to give service to the County. The Auditor's argument as to why the 1994 bills were not paid was that there was no legal appropriation, to do so. After further discussion, Judge Ruiz asked the Auditor that if there was money within the the budget in other line items, if they could could do a line item transfer, from the 1994 budget and the response from the Auditor was that there should not be a problem in this. Then County Judge then asked for a motion to authorize internal line item transfers within the 1994 Detention Facility budget, to cover any and all costs incurred for 1994, for food, in the amount of \$23,408.00. Steve Austin asked Judge Ruiz if the request was to move monies from salaries in the 1994 budget into the food line item and Judge Ruiz replied that if there was sufficient within the 03 then yes. Chief Dickinson then stated that he would like to transfer those monies from line item to line item that are necessary "to clean the 1994 budget up in its entirety" and the Commissioners felt that this was more appropriate. A motion was then made by Commissioner Sanchez and seconded by Commissioner Arcaute, to authorize line item adjustments within the budget of the Detention Facility, to cover any and all bills, for 1994.

MOTION CARRIED.

Add.1/B

NO ACTION

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

MOTION CARRIED.

DRAINAGE DISTRICT

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

ITEM 1. BUDGET AMENDMENT

Vona Walker explained that this was for the \$30,000.00 that was transferred to meet the Solid Waste Enforcement Grant and what they were

doing was taking it out of their line item #95. A motion was made by Commissioner Garces and seconded by Commissioner Sanchez, to approve a budget amendment of \$30,000.00, from Object #95 to be transferred to the General Fund, for the Solid Waste Program.

MOTION CARRIED.
SEE "EXHIBIT W"

ITEM 2. PERMIT - City of Alamo

Ms. Walker stated that this was a drainage permit request from the City of Alamo and it was for Colonia Guadalupe, which is located north of the Expressway and east of Tower Road. It is going into an Irrigation District #2 drain ditch, it will be an eighteen inch pipe and it will carry 2.10 cfs. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces, to approve a permit request for drainage, by the City of Alamo, as presented.

MOTION CARRIED.
SEE "EXHIBIT X"

ITEM 3. PURCHASING DEPARTMENT:

- A. Award bids:
 - 1. Bank Depository
- B. Request to Advertise:
 - 1. Rental of Uniforms

3/A

A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to take all bids UNDER ADVISEMENT, for bank depository.

MOTION CARRIED.
SEE "EXHIBIT T"

3/B

A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to authorize the advertising for bids for rental of uniforms, County Wide; bid opening March 1st, bid award March 7th.

MOTION CARRIED.
SEE "EXHIBIT T"

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

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

Dated this 7TH day of FEBRUARY, 1995.

ATTEST:

JOSE ELOY PULIDO, County Clerk
Hidalgo County, Texas

By: 
Jennifer Castillo, Deputy

