

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 21, 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being discussed separately unless requested by a Commissioner, in which event the item or items will immediately be withdrawn for individual consideration in its normal sequence after the items not requiring separate discussion have been acted upon.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 - February 07, 1995
3. Approval of Attorney's Fees in the amount of 74,280.50
4. Approval of Monthly Fee Reports:
 - A. District Clerk - \$ 115,047.08 - January
 - B. Constables:
 1. Horacio Aguirre - \$ 0.00 - January
 2. Gilberto Alaniz - \$ 3,357.44 - "
 3. Luis Zamora - \$ 660.00 - "
 4. Rinaldo Cerda - \$ 145.00 - "
 5. Eduardo Bazan - \$ 0.00 - "
 - C. Justice of the Peace:
 1. Jesus Morales - \$ 5,302.00 - January
 2. Charlie Espinosa - \$ 9,285.72 - "
 3. Esperidion Jackson - \$ 3,805.00 - "
 4. Adan Caballero - \$ 9,406.00 - "
 5. Ruben Ramos - \$ 5,470.28 - "
5. Approval of Voting Machines:
 - A. City of Edinburg - 16 machines
 - B. City of Alamo - 06 machines

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6. Planning Department:
 - A. Subdivisions:
 1. Lots 23a & 23b Amigo Park Subd. Unit 3 - Pct. #2
 2. Lot 97 Retiree Haven Unit 2 - Pct. #2
 3. Autozone Subdivision #2 - Pct. #3
 - B. Release Letter of Credit:
 1. Basham #37 Subdivision - Pct. #3
 2. Doffing Heights Phase II Subdivision - Pct. #3
7. Permits:
 - A. North Alamo Water Supply Corp. - Pct. #4
8. Internal Line Item Transfers:
 - A. Sheriff Department - 1994
 - B. Pct. #4 - Road & Bridge - 1994
 - C. Pct. #4 - Administration - 1994
 - D. Juvenile Probation Department - 1995 (Gen. Fund)
 - E. District Clerk - 1995
 - F. Pct. #4 - Administration - 1995
9. Set and approve amount of Compensation, Office and Travel Expenses and other Allowances for County and Precinct Officers and Employees

Dated this the 15th 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 21, 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 to name State Prison Facility Reynaldo Lopez
2. Cellular Phone Requests:
 - A. Election Administration
 - B. Urban County
 - E. Adult Probation & Boot Camp
 - F. Health Department & Early Childhood Intervention
3. Discussion and action on dues deduction for members of AFSCME local 3479
4. Authorization and approval to pay dues:
 - A. County Judge and Commissioners' Association
 - B. Texas Association of Counties
5. Consideration and approval of Independent Auditor for Year 1995
6. Consideration and approval of Bank Depository Bid
7. J.D. Salinas:
 - A. Lutherine Social Services (SAVE)
 1. Consideration and approval to accept Grant Award - Retroactive 9-01-94 through 8-31-95
 2. Approve Budget and matching funds
 - B. Budget Amendment - Financial Disruption Task Force
8. Discussion and action on funding of Drug Prevention Programs
 - A. UTPA Counseling Program
 - B. Palmer Drug Abuse
 - C. Horizons of Mission
9. Appointments to Interstate 69 Committee
10. Appointments to Empowerment Zone
11. Appointments to Empowerment Zone Sub committee
12. Authorization to declare surplus:
 - A. Office furniture and equipment - Tax Office
 - B. Office furniture and equipment - WIC
13. Pct. #1:
 - A. Approval to renew Lease for Garbage Transfer Station

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14. Pct. #3:
 - A. Approval of Interlocal Agreement with the City of Penitas
 - B. Approval to create a new position in Paved/Unpaved Roads & set salary
 - C. Approval of street name change in Madero

15. Pct. #4:
 - A. Authorization and approval to have stop signs at intersection of Terry Road and Mile 17 1/2 changed from East to West to face North and Southbound Traffic

16. Planning Department:
 - A. Subdivisions:
 1. Canal Estates Phase II Subdivision - Pct. #3
 - B. Preliminary Plat Approval:
 1. Sioux Road Subdivision Phase II - Pct. #2

17. Solid Waste Enforcement Program:
 - A. Authorization and approval to transfer \$ 1,553.86 from General Fund Miscellaneous Revenue to Solid Waste Enforcement Program - Insurance reimbursement for purchase of computer and printer

18. Purchasing Department:
 - A. Award Bids:
 1. Hot Mix - Pct. #3
 - B. Request for budget amendment - Sanitation Department

19. Urban County:
 - A. City of Alton Budget Amendments Yr. 7
 - B. City of Elsa Change Order #2/Street Improvements
 - C. City of Mercedes Service Contract for Professional Services (Engineering)
 - D. HOME - First Time Homebuyer Contract Agreements and Letter of Commitment to Mortgage Companies
 - E. City of Alamo - Construction Contract Award
 - F. Approval of bills

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HIDALGO COUNTY JUDGE

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- 20. **Executive Session:**
Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.074 to discuss the following matter:
 - A. **Discussion and possible action on:**
 - A. Hidalgo County Treasurer Personnel
 - B. Office of Employment and Training Executive Director
 - C. Health Department Contractual Agreement with Doctor Omar Garza

- 21. **Open Session:**
 - A. **Discussion and possible action on:**
 - A. Hidalgo County Treasurer Personnel
 - B. Office of Employment and Training Executive Director
 - C. Health Department Contractual Agreement with Doctor Omar Garza

Dated this the 15th 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 21, 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 - Vastar Oil & Gas Company
2. Consideration and approval of Independent Auditor for Year 1995
3. Consideration and approval of Bank Depository Bid

Dated this the 15th day of February, 1995

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 21ST 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:

-----000-----

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

CONSENT AGENDA
=====

ITEM 1. APPROVAL OF BILLS - County Auditor

General Fund	- #106883	- #107080	- \$14,031,457.18
Special Revenue Fund	- #107072	- #107232	- \$ 1,184,282.15
Debt Service Fund	- # 953	- # 956	- \$ 297,964.39
Trust and Agency Fund	- # 4572	- # 4592	- \$ 378,580.05
Enterprise Fund	- # 2192	- # 2194	- \$ 5,421.73

(SEE "EXHIBIT A")

ITEM 2. APPROVAL OF MINUTES - February 07, 1995

ITEM 3. APPROVAL OF ATTORNEYS' FEES IN THE AMOUNT OF \$74,280.50
(SEE "EXHIBIT B")

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

A. District Clerk - \$115,047.08 - January

B. Constables:

1. Horacio Aguirre	- \$ 0.00	- January
2. Gilberto Alaniz	- \$3,357.44	- "
3. Luiz Zamora	- \$ 660.00	- "
4. Rumaldo Cerda	- \$ 145.00	- "
5. Eduardo Bazan	- \$ 0.00	- "

C. Justice of the Peace:

1. Jesus Morales	- \$5,302.00	- January
2. Charlie Espinoza	- \$9,285.72	- "
3. Esperidion Jackson	- \$3,805.00	- "
4. Adan Caballero	- \$9,406.00	- "
5. Ruben Ramos	- \$5,470.28	- "

(SEE "EXHIBIT C")

ITEM 5. APPROVAL OF VOTING MACHINES:

- A. City of Edinburg - 16 machines
- B. City of Alamo - 06 machines

(SEE "EXHIBIT D")

ITEM 6. PLANNING DEPARTMENT:

A. Subdivisions:

- 1. Lots 23A & 23B Amigo Park Subd. Unit #3 - Pct. #2
- 2. Lot 97 Retiree Haven Unit 2 - Pct. #2
- 3. Autozone Subdivision #2 - Pct. #3

B. Release Letter of Credit:

- 1. Basham #37 Subdivision - Pct. #3
- 2. Doffing Heights Phase II Subdivision - Pct. #3

6/A/1

Lots 23A & 23B Amigo Park Subdivision Unit #3 is located 130 feet north from Daffodil Avenue, on the east side of 46th Street, City of McAllen, Precinct Two.
(SEE "EXHIBIT E")

6/A/2

Lot 97 Retiree Haven Unit 2 Subdivision is located on the northwest corner of Calle De Dormir and Calle De Carino, City of McAllen, Precinct Two.
(SEE "EXHIBIT E")

6/A/3

AutoZone Subdivision #2 is located on the corner of U.S. Highway 83 and Glasscock Road, City of Mission, Precinct Three.
(SEE "EXHIBIT E")

ITEM 7. PERMITS:

- A. North Alamo Water Supply Corp. - Pct. #4

In Precinct Four, North Alamo Water Supply Corporation is requesting a permit for two inch lines to cross Doolittle Road, 120 feet south of Ingle Road; a crossing within La Palma Subdivision and to cross Curve Road, west of F.M. 907.
(SEE "EXHIBIT F")

ITEM 8. INTERNAL LINE ITEM TRANSFERS:

- A. Sheriff Department - 1994 - \$1,652.15
- B. Pct. #4 - Road & Bridge - 1994 - \$9,840.00

(02/21/95)

- C. Pct. #4 - Administration - 1994 - \$196.16
- D. Juvenile Probation Department - 1995 (Gen. Fund) - \$1,810.00
- E. District Clerk - 1995 - \$1,372.08
- F. Pct. #4 - Administration - 1995 - \$1,300.00

(SEE "EXHIBIT G")

ITEM 9. SET AND APPROVE AMOUNT OF COMPENSATION, OFFICE AND TRAVEL EXPENSES AND OTHER ALLOWANCES FOR COUNTY AND PRECINCT OFFICERS AND EMPLOYEES

(SEE "EXHIBIT H")

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

MOTION CARRIED.
SEE "EXHIBITS A-H"

REGULAR AGENDA
=====

MOVED TO ITEM 20 BY CONSENSUS

ITEM 20. EXECUTIVE SESSION:

- A. Commissioners' Court may go into Executive Session pursuant to Chapter 551, Texas Government Code, Section 551.074 to discuss the following matter:
 - 1. Discussion and possible action on:
 - a. Hidalgo County Treasurer Personnel
 - b. Office of Employment and Training Executive Director
 - c. Health Department Contractual Agreement with Doctor Omar Garza

Before going into Executive Session, Judge Ruiz informed the Commissioners that he had met with Norma Garcia, the County Treasurer, and her legal counsel, Mr. Juan Hinojosa, and his understanding was that no action would be needed on this item and Ms. Garcia responded that he was correct. The County Judge and Commissioners then went into Executive Session, accompanied by Mr. Steve Crain, the County Legal Counsel. The Executive Session lasted approximately one hour.

NO ACTION.

ITEM 21. OPEN SESSION:

A. Discussion and possible action on:

1. Hidalgo County Treasurer Personnel
2. Office of Employment and Training Executive Director
3. Health Department Contractual Agreement with Doctor Omar Garza

21/A/1

NO ACTION.

21/A/2

The County Judge reminded the Court that the acting Executive Director, Mr. Hollis Rutledge, had tendered his resignation, effective March 3rd, 1995. He added that Mr. Rutledge provided a great service to the Office of Employment and Training and he wished him well in his future endeavors. At this time, he stated, they had reviewed some applications that were made on call, to various individuals who had shown some interest, for possible interim or possible position for the Office of Employment and Training. He continued by saying that there were six applications that were reviewed by Commissioners' Court, as his office had taken the liberty to accepting resumes from these particular individuals and the members of Commissioners' Court have been meeting with some or all of the applicants. He was at this time recommending Mr. Juan De Dios Salinas III, to the position of Permanent Director for the Office of Employment and Training. He indicated that Mr. Salinas is a graduate of Texas A & M University, with a Bachelor of Science degree and has been working at the County Judge's Office for the past three years. He has done some work with JTPA and has some experience in this field, as well as administrative experience. Judge Ruiz was asking for a motion to appoint Mr. Salinas as Permanent Director of the Office of Employment and Training. Commissioner Rosel then added that before he made the motion, he would like to stated that "he is a young man who has proven, in his experience, in governmental affairs,...and there's no question as to his dedication and the long hours that he puts in and his willingness to learn more about the process...of the governmental entities". He continued by saying that he thought that Mr. Salinas was "a young man who has a lot of potential; he is a person who is gonna go in there with the full support of this Commissioners' Court and I feel that he is in a position and he can make decisions and he can them affirmatively; and I think he'll do an excellent job and I think that he is the best choice that we could make at this time". He then made a motion, which was seconded by Commissioner Arcaute, to appoint Mr. Juan De Dios Salinas III, as permanent Director for the Office of Employment and Training.

MOTION CARRIED.

J.D. Salinas then approached the podium and thanked the Commissioners for their support and added that he would approach this department with the "same enthusiasm" as the work that he did in the County Judge's Office. He added that there was a lot of work to be done and he would be committed to doing it.

(02/21/95)

21/A/3

Judge Ruiz informed the Commissioners that under the next item with Dr. Omar Garza, he was recommending a renewal contract, to take effect immediately, for a period of one year and it was under the same terms and conditions. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to approve a renewal contract for services, by Dr. Omar Garza, through February 22nd of 1996.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 1. REQUEST TO NAME STATE PRISON FACILITY REYNALDO LOPEZ

Judge Ruiz informed the Commissioners that construction was underway on the second prison facility in Edinburg and a resolution had been passed by this Court to name the first facility after Manuel Segovia and this had been approved by the Criminal Justice Division. On the second facility, to be completed sometime in December, the recommendation from this Court is to name it after Reynaldo Lopez, a police officer who was shot off-duty at the Civic Center, in McAllen, by gang members. The County Judge indicated that they have contacted the Lopez Family and they are in agreement that Officer Lopez's name be submitted, for the naming of the second facility. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to authorize County Judge's Office to submit resolution requesting, from the Criminal Justice Division, to the State Prison Board, the naming of the second facility as Reynaldo Lopez Facility.

MOTION CARRIED.

ITEM 2. CELLULAR PHONE REQUESTS:

- A. Election Administration
- B. Urban County
- C. Adult Probation & Boot Camp
- D. Health Department & Early Childhood Intervention

2/A

Under cellular phone requests, Noe Perez, the Interim Elections Director, came before the Court indicating that he did not really want a cellular phone, but as he currently had a phone, it was thought to be vital for the elections operations. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to REJECT the cellular phone request, for the Elections Administration Department.

MOTION CARRIED.
SEE "EXHIBIT J"

2/B

Anthony Covacevich, Urban County Director, then came up and indicated that he also had a cellular phone, which was under the governmental rate. He added that he used the phone when he travelled from city to city and he felt that it provided him with an opportunity to return calls not only to the Commissioners, but also to HUD and other elected officials. He did state that he only used the phone when he was in his car and Commissioner Sanchez added that he felt that this request should be granted. Commissioner Rosel differed with him in that he felt that if this phone was needed it should be recommended by the County Judge and Judge Ruiz stated that he was going to remain consistent and not recommend any further requests, aside from those that were approved in the policy. Commissioner Sanchez continued his discussion by saying that when he needed to talk to Mr. Covacevich, he did not call Judge Ruiz, but the Urban County Program. Mr. Covacevich then indicated that the only reason he had a car phone to begin with, was due to former Commissioner Norberto Salinas, who insisted that he have a phone, so that the Commissioner could contact him whenever he was needed. Judge Ruiz again restated his position, that it was not a question of efficiency as his main concerns are budgetarily and liability. Commissioner Sanchez stated that he would prefer that a plan be established, so that the staff pay 50% and the remaining 50% be paid by the County. A motion was then made by Commissioner Garces and seconded by Commissioner Rosel, to REJECT the request by Urban County, for mobile phone.

MOTION CARRIED. (COMMISSIONER SANCHEZ VOTED AGAINST THE MOTION.)
SEE "EXHIBIT J"

2/C

Joe Lopez, Adult Probation Director, came before the Court requesting approval of his mobile phone, as he was responsible not only for the operation of the Adult Probation Department, but also for the Restitution Center and the Boot Camp. He added that he also had to answer to eleven Judges, some of which wanted to see him immediately and it was for this reason that he felt it necessary to have a mobile phone. Commissioner Rosel pointed out that he did not really see any reason for the request and the issue brought up to respond to the demands, from the District Judges, was not enough justification. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute, to REJECT the request, as presented.

MOTION CARRIED.
SEE "EXHIBIT J"

Mr. Lopez continued by saying that he had an additional request for a cellular phone for the Boot Camp. He pointed out that the cadets have been doing CSR work, at Delta Lake Park, cemeteries and he felt that it was very important that they have some means of communication when they are out there working. Commissioner Garces concurred with him by saying that he has been looking at this service and brought up the ratio of cadets to sargaents and also pointed out that normally there were no public phones out in the areas, where they were working. Commis-

(02/21/95)

sioner Sanchez concurred by saying that these cadets work with handtools and there is always the possibility of accidents and/or emergencies. The County Judge then asked Mr. Lopez if there was a possibility of anyone taking these phones with them and Mr. Lopez responded that there were times when it was taken home, especially on the weekends, by the person who will be on standby. As per this response, Judge Ruiz indicated that he would consider the authorization of a hand held, to be used solely for security reasons for the Boot Camp and not for oncall twenty-four hours or for someone to take it home. A motion was made by Commissioner Garces and seconded by Commissioner Rosel, to approve the request with the conditions.

MOTION CARRIED. (COMMISSIONER ARCAUTE VOTED AGAINST THE MOTION.)
SEE "EXHIBIT J"

2/D

Erasmus Salinas, Jr., Early Childhood Intervention Program Coordinator, came before the Court petition that his department regain their phones. His reason for the request was due to the majority of their caseload was outreach work, for the providing of outreach work to the geographical area of Hidalgo and Starr Counties and expanding into the Willacy County area. He furnished the Commissioners with a copy of a letter, to the late Dr. Wilson, from the State approving the use of the cellular phones. Mr. Salinas indicated that all of the ECI Programs that are funded have been endorsed by the State for the use of cellular phones, as they have been proven to be very effective in the program. Judge Ruiz asked him how many cellular phones they have presently and Mr. Salinas replied that he has one and his other caseworker also has one. The County Judge then asked him if they take these phones home and the response from Mr. Salinas was that they did. Commissioner Sanchez asked him who they received referrals from and Mr. Salinas stated that 99% of the referrals were received from the hospital and the mobile phones were basically used in tracking the families. Commissioner Garces asked him what percentage of the families that they contacted lived in the rural areas and the response was that approximately 90%. A discussion the ensued with regards to the need for the phones in tracking the families and Judge Ruiz pointed out that efficiency was not the issue and Commissioner Arcaute added that he would remain consistent with the policy. A motion was then made by Commissioner Arcaute and seconded by Commissioner Sanchez, to REJECT the request.

MOTION CARRIED.
SEE "EXHIBIT J"

Judge Ruiz then brought up another cellular phone issue, with regards to the Precinct Five Constable, Walo Bazan. Constable Bazan explained that he needed an additional mobile phone for his chief deputy, as no phones were available in the rural areas. Commissioner Sanchez then asked if the current policy addressed law enforcement and the County Judge replied that it did but only in terms of investigators in the District Attorney's and Sheriff's Office. The issue of no public phones in the area of Monte Alto arose and the Commission felt that the

use of radios would suffice, but Constable Bazan indicated that the response from the Sheriff's Department was very slow. The discussion continued with regards to the need for the phone, by the chief deputy constable, with Commissioner Rosel agreeing that it was needed, provided that they pay for it out of their own pockets. Judge Ruiz then said that the mobile phones in the Sheriff's Office were given out only to the investigators and not to patrol officers. Commissioner Sanchez then made a motion to approve the request, after which Mr. Steve Crain, the County Legal Counsel, pointed out that this item was not on the agenda, and therefore it should not even be discussed or acted on. Judge Ruiz indicated that he felt that since it was with regards to the cellular phone issue, that he could discuss it, but he informed Constable Bazan that it would be placed on next week's agenda.

Commissioner Arcaute then brought up the issue of the telephone line item, with regards to how much of monies in this line item were used to pay for mobile phones. He felt that this should be done as the departments no longer had cellular phones and the excess monies should be transferred back into the General Fund, before the department move those funds into other line items. Judge Ruiz then added that a deadline had been given on the request for mobile phones, as per the inventory, and today was the deadline, with the exception of the request by Constable Bazan, which was erroneously left out and would be considered next week.

ITEM 3. DISCUSSION AND ACTION ON DUES DEDUCTION FOR MEMBERS OF AFSCME LOCAL 3479

Teresa Perez came before the Court requesting authorization to deduct dues for County employees who are members of AFSCME Local 3479. She stated that they presently have 325 County employees who have chosen to become union members and have agreed to pay a \$10.00 a month due. She added that the County charges a \$5.00 fee per individual per year for this deduction. Judge Ruiz informed the Commissioners that it was basically a payroll deduction and it was not an endorsement for this particular organization. A motion was made by Commissioners Garces and Sanchez and seconded by Commissioner Arcaute, to authorize dues deductions for members of AFSCME Local 3479.

MOTION CARRIED.
SEE "EXHIBIT K"

- ITEM 4. AUTHORIZATION TO PAY DUES:
- A. County Judge and Commissioners' Association
 - B. Texas Association of Counties

(02/21/95)

Judge Ruiz reported that this next request was for payment of dues to the County Judge and Commissioners' Association and the Texas Association of Counties. The annual fee for both these organizations was \$350.00 and \$2,440.00 respectively. He added that they have always been members and the request was that they continue to be members. Commissioner Arcaute questioned the County Judge and Commissioners' Association, by saying that he felt that it was an individual membership and the County Judge assured him that it was not. Judge Ruiz informed him that the individual membership was paid to the South Texas County Judge and Commissioners' Association and not to the State organization, which he was requesting at this time. Steve Austin, the County Auditor, then mentioned that with regards to the Texas Associations of Counties membership, the County has always paid that and the statute clearly allows that, but the membership to the County Judge and Commissioners' Association, where individual membership is required may be a problem. A discussion ensued with regards to the two organizations, with respect to their similarities and differences; after which a motion was made by Commissioner Sanchez to authorize payment of dues to both organizations. There being no second, the motion died. The Commissioners then agreed not to taken any action of the membership dues for the County Judge and Commissioners' Association. After further discussion, a motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez to authorize the payment of dues to the Texas Association of Counties, as presented.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 5. CONSIDERATION AND APPROVAL OF INDEPENDENT AUDITOR FOR YEAR 1995

The County Judge indicated that they had received three proposals, one from Mr. Juan Nunez, one from Burton, McCumber and Prichard, L.L.P. and the last from Long, Chilton, Payte and Hardin. He was at this time recommending the appointment of Burton, McCumber and Prichard, L.L.P., as the independent auditor for the year 1995. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve the recommendation.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 6. CONSIDERATION AND APPROVAL OF BANK DEPOSITORY BID

Judge Ruiz explained that one bid had been received and it had been reviewed. The bid was from First National Bank, in Edinburg, and

he felt that it was fair and equitable for the County's needs. Robert Gandy III, the bank President, then came up and pointed some of the highlights of the agreement. A motion was then made by Commissioner Sanchez and seconded by Commissioner Garces, to approve First National Bank, in Edinburg, as the County depository, for a period of two years.

MOTION CARRIED.
SEE "EXHIBIT N"

Judge Ruiz then pointed out that they had failed to set a date for the start of the Executive Director of OET, this date to be March 3rd.

ITEM 7. J.D. SALINAS:

- A. Lutheran Social Services (SAVE)
 - 1. Consideration and approval to accept Grant Award - Retroactive 9-01-94 through 8-31-95
 - 2. Approval Budget and matching funds
- B. Budget Amendment - Financial Disruption Task Force

7/A

J.D. Salinas informed the Court that he had received the grant for the second year of funding for the Lutheran Social Services, who has a program for services for abused victims. He added that last year the County was the grantee, on this grant and they had passed the grant to Lutheran Social Services, in order to administer it. This year they had been awarded \$41,841.00 and the organization would be committing the matching funds of \$10,000.00. A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve and accept the grant in the amount of \$41,841.00, retroactive to September 1, 1994 and going through August 31, 1995; also approving a budget of \$52,383.00, which includes an match of \$10,542.00.

MOTION CARRIED.
SEE "EXHIBIT O"

Ms. Iris Hernandez then came up and explained how this grant would be used and the services that would be provided by SAVE.

Mr. Salinas added that if possible, he would like for this Court to take action to appropriate the grant award. The appropriation would be for \$40,241.00 to be appropriated into line item 67 and \$1,600.00 going into line item 84. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve and appropriate \$41,841.00, as presented, for the SAVE Program.

MOTION CARRIED.
SEE "EXHIBIT O"

(02/21/95)

7/B

Mr. Salinas continued by saying that on January 12, he had written a letter to the Governor's Office asking for permission to use their generated program income, of \$6,686.00, of which \$5,400.00 would go into confidential funds; \$276.00 would be used for the office system and \$1,010.00 would be used for the installation of lights for the vehicles. A motion was made by Commissioner Arcaute and seconded by Commissioners Rosel and Garces, to approve a budget amendment of \$6,686.00, from program income and putting into confidential funds and equipment.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 8. DISCUSSION AND ACTION ON FUNDING OF DRUG PREVENTION PROGRAMS:
A. UTPA Counseling Program
B. Palmer Drug Abuse
C. Horizons of Mission

Judge Ruiz informed the Commissioners that there would be no action on this item; they have, however, identified some of the funds that are in the drug prevention program, through confiscated funds and they have received three proposals. He added that they are still looking at this particular budget and it will be brought back to Court next week for some recommendations.

NO ACTION.
SEE "EXHIBIT P"

ITEM 9. APPOINTMENTS TO INTERSTATE 69 COMMITTEE

Judge Ruiz indicated that this Court had funded the program to fund the I-69 promotion. He stated that this Court had to appoint three members to the I-69 Committee, because our region has six members, three of which are appointed by Cameron County and three by Hidalgo County. He continued that at this time he would like to recommend the appointments of Mr. Bill Summers, who is the Executive Director of the Valley Chamber of Commerce, as well as the original incorporator of the I-69 Committee; Christina Rawls-Martin, who is the present owner and manager of Scottis Tours and Travels and is active in civic organizations; and the County Judge, J. Edgar Ruiz, as he travels to Austin quite often and can attend the committee meetings. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute, to approve the appointments, as presented.

MOTION CARRIED.

ITEM 10. APPOINTMENTS TO EMPOWERMENT ZONE

With respect to the Empowerment Zone, the County Judge indicated each Cameron County has three members, Hidalgo County has three members, Starr County has two members and Willacy County has two members. A consensus candidate, amongst all four County Judges will be the Chairperson of this particular committee. He continued by saying that each subzone would appoint a member to the Committee, giving the Committee a full membership of fifteen. He would at this time like to recommend Irma Garcia, a businesswoman, from Mission, who is the co-owner of Las Brasas Restaurant; Mr. Fred Garza, from Mission, who has a Bachelor of Arts, from the University of Texas-Pan American; Mr. Ezequiel Reyna, attorney from Weslaco, who is very active in various organizations; and Mr. Humberto Rodriguez, owner of Esquisita Tortillas, the chairman of the Task Force who put the Empowerment Zone Together and he would be the consensus candidate for Chairperson. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to approve the appointments, as presented.

MOTION CARRIED.

ITEM 11. APPOINTMENTS TO EMPOWERMENT ZONE SUB-COMMITTEE

Judge Ruiz reported that he was recommending seven members to this committee and again one would be appointed to serve on the Empowerment Zone. The recommendations were Mr. Roy De Leon, from Mercedes, a banker with Mercedes Bank & Trust; Mr. Cain Casarez, from Elsa, also a banker, with First State Bank; Mr. Bob McAllen, from Weslaco, a business and industrialist; Blanca Munoz, an assistant superintendant, for the South Independent School District; Mr. Jose Soto, the Director for the Hidalgo County Health Care Corporation; Maria Rojas, from Monte Alto, the community organizer, recommended by Federacion de Colonias, and Mr. Jaime Garza, from Mercedes. A motion was made by Commissioner Sanchez and seconded by Commissioners Arcaute and Garces, to approve the appointment of the seven board members, to the sub-committee.

MOTION CARRIED.

ITEM 12. AUTHORIZATION TO DECLARE SURPLUS:

- A. Office furniture and equipment - Tax Office
- B. Office furniture and equipment - WIC

12/A

A motion was made by Commissioner Rosel and seconded by Commissioners Arcaute and Garces, to authorize the declaration of equipment surplus and dispose of said equipment, by our Purchasing Department,

(02/21/95).

from the Tax Office.

MOTION CARRIED.
SEE "EXHIBIT Q"

12/B

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

MOTION CARRIED.
SEE "EXHIBIT Q"

ITEM 13. PCT. #1:

A. Approval to renew lease for Garbage Transfer Station

Judge Ruiz informed Commissioner Sanchez that they would like to further review this contract, as it has been renewed twice before and he feels that it may have to be readvertised. Commissioner Sanchez then asked if there were any pending bills and if there were he would like to authorize payment for these. Judge Ruiz then recommended that no action be taken on the renewal of the lease, but that action be taken to cover any unpaid bills. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to exempt from the bidding procedure, authorize payment to Mr. Ray Jones, for month-to-month lease of \$200.00, for this garbage transfer station.

MOTION CARRIED.
SEE "EXHIBIT R"

ITEM 14. PCT. #3:

- A. Approval of Interlocal Agreement with the City of Penitas
- B. Approval to create a new position in Paved/Unpaved Roads & set salary
- C. Approval of street name change in Madero

14/A

NO ACTION.
SEE "EXHIBIT S"

14/B

NO ACTION
SEE "EXHIBIT S"

14/C

Commissioner Rosel indicated that he had received a

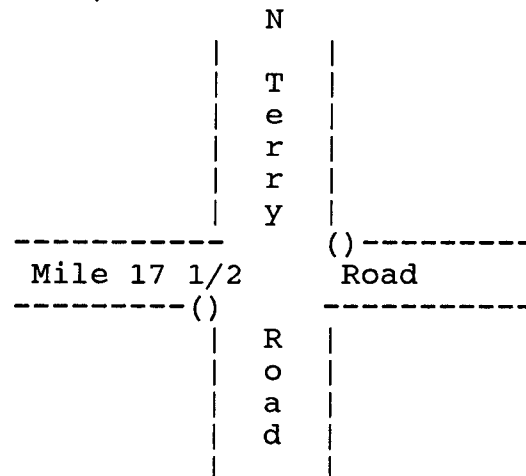
petition from the community of Madero, in which there were requesting a name change from Gutierrez Street to Cando Munguia Street. A motion was then made by Commissioner Rosel and seconded by Commissioner Garces, to approve a street name change in Madero, from Gutierrez to Cando Munguia.

MOTION CARRIED.
SEE "EXHIBIT S"

ITEM 15. PCT. #4:

- A. Authorization and approval to have stop signs at intersection of Terry Road and Mile 17 1/2 changed from East to West to face North and Southbound Traffic

Commissioner Garces explained during the prior administration there had been a project out on Terry, whereby it was blacktopped it up to Mile 17 1/2 and the request at this time was to change the signs from north to south to east and west. He was wanting traffic to stop on Mile 17 1/2 and making Terry Road the thorough road. A motion was made by Commissioner Garces and seconded by Commissioners Rosel and Sanchez, to authorize the placing of stop signs at the intersection of Terry Road and Mile 17 1/2, changing them from north and south to east and west. (As illustrated.)



MOTION CARRIED.
SEE "EXHIBIT T"

ITEM 16. PLANNING DEPARTMENT:

- A. Subdivisions:
1. Canal Estates Phase II Subdivision - Pct. #3
B. Preliminary Plat Approval:
1. Sioux Road Subdivision Phase II - Pct. #2

(02/21/95)

16/A

A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve the plat of Canal Estates Phase II Subdivision, which is located 800 feet west of Showers Road, on the south side of Business 83, City of Mission, Precinct Three.

MOTION CARRIED.
SEE "EXHIBIT U"

16/B

A motion was made by Commissioner Arcaute and seconded by Commissioners Garces and Rosel, to give preliminary approval to the plat of Sioux Road Subdivision Phase II, which is located approximately 447 feet east of Border road, on the north side of Sioux Road, in the rural area of the County, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT U"

A discussion then ensued with regards to the installation of the culvert pipes and the time and expense that was being put into this by the Precinct personnel. The Commissioners were wanting to possibly hold a Workshop in order to discuss this issue.

ITEM 17. SOLID WASTE ENFORCEMENT PROGRAM:

- A. Authorization and approval to transfer \$1,553.86 from General Fund Miscellaneous Revenues to Solid Waste Enforcement Program - Insurance reimbursement for purchase of computer and printer

Luis Garza, Project Coordinator, came before the Court requesting authorization to transfer \$1,553.86, from the General Fund Miscellaneous Revenues into the Solid Waste Enforcement Program. He added that this was on an insurance reimbursement, on some equipment that had been stolen, from the program last year and they were wanting to use these funds reimbursement to replace the equipment. A motion was made by Commissioner Sanchez and seconded by Commissioner Rosel, to approve a budget amendment to transfer the amount of \$1,553.00, which is income from insurance, to be used by the Solid Waste Enforcement Program, for the purchase of office equipment.

MOTION CARRIED.
SEE "EXHIBIT V"

ITEM 18. PURCHASING DEPARTMENT:

- A. Award bids:

1. Hot Mix - Pct. #3
- B. Request for budget amendment - Sanitation Department

18/A

Mary Maldonado, the Purchasing Director, came before the Court and reported that she had received one bid for hot mix, for Precinct Three. The sole bid was from Valley Caliche Products at \$21.50 per ton and the site was on the 3 Mile Line, in Mission. A motion was made by Commissioner Rosel and seconded by Commissioner Garces, to award to low and sole bidder, be-it Valley Caliche at \$21.50 per ton and it is a contract for one year.

MOTION CARRIED.
SEE "EXHIBIT W"

18/B

Ms. Maldonado then stated that she had been previously instructed to purchase three vehicles for the Sanitation Department and to do this the Commissioners' Court had authorized a budget amendment of \$36,000.00. She continued by saying that she has acquired bids from HGAC and the total price is \$46,798.00, for the three vehicles. Her request at this time was for a budget amendment of \$10,798.00 for the purchase of the vehicles. The County Judge then asked her if this was the price on the smallest vehicle that they had and Ms. Maldonado indicated that the Sanitation Department had requested 3/4 ton pickups, due to the cages that needed to be placed in the back of the trucks. Judge Ruiz informed the Commissioners that the vehicles were needed that that they should authorize a budget amendment from the General Fund, to cover this cost. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve a budget amendment of \$10,798.00, for the purchase of three vehicles, for the Sanitation Department.

MOTION CARRIED.

ITEM 19. URBAN COUNTY:

- A. City of Alton Budget Amendments Yr. 7
- B. City of Elsa Change Order #2/Street Improvements
- C. City of Mercedes Service Contract for Professional Services (Engineering)
- D. HOME - First-time Homebuyer Contract Agreements and Letter of Commitment to Mortgage Companies
- E. City of Alamo - Construction Contract Award
- F. Approval of bills

19/A

Anthony Covacevich, Urban County Director, came before the Court indicating that the City of Alton was requesting approval of a budget amendment, under Year 7. The amendment called for the reduction of \$15,000.00, from Acquisition of Real Property and deleting the

(02/21/95)

sidewalk Improvements line item and increasing their Public Service line items, for their Senior Citizen facility, by \$35,000.00 and increasing their Fire Protection line item by \$5,000.00. A motion was made by Commissioner Rosel and seconded by Commissioner Sanchez, to approve the budget amendment, out of Year 7, for the City of Alton.

MOTION CARRIED.
SEE "EXHIBIT X"

19/B

The City of Elsa was requesting approval of change order #2, under their contract with J.L. Williams Construction, Inc., and it was for an additional 136 calendar days. The reason for the request is due to the City of Elsa doing forced account work on utility line relocation, which hindered the paving of the streets. A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve change order #2, with J.L. Williams Construction, increasing their contract, by 136 calendar days.

MOTION CARRIED.
SEE "EXHIBIT X"

19/C

The City of Mercedes was asking permission to enter into contract with Sigler, Winston, Greenwood and Associates, for parks and recreation facility improvements. The contract amount is for \$4,914.00. A motion was made by Commissioner Sanchez and seconded by Commissioners Garces and Arcaute, to approve a service contract agreement for professional services, with Sigler, Winston, Greenwood and Associates, engineering contract estimates is \$4,914.00.

MOTION CARRIED.
SEE "EXHIBIT X"

19/D

Mr. Covacevich informed the Court that under the HOME First-time Homebuyers Program, they had six families who had met the requirements and they were as follows, with the respective letters of commitment:

Joel Lugo	Robert Peralez Construction
Rodolfo Luna, Jr.	1st National Bank
Juanita Garza	1st National Bank
Guadalupe Garcia	1st National Bank
Felipe Avila	Frontera Mortgage
Sharla B. Miller	Frontera Mortgage

A motion was made by Commissioner Arcaute and seconded by Commissioner Garces, to approve the First-time homebuyer contract and also authorizing the mortgage company contracts, as presented.

MOTION CARRIED.
SEE "EXHIBIT X"

19/E

The City of Alamo was requesting permisstion to enter into contract with D & V Construction, for a waterline relocation, incidental to street improvements. The contract amount is for \$79,209.00 and the City of Alamo will provide the difference, between this amount and the budgeted line item amount of \$61,584.31. He added that this was a low bid out of eight bidders. A motion was made by Commissioner Arcaute and seconded by Commissioner Sanchez, to award contract of low bid be-it D & V Construction for the City of Alamo, the County of Hidalgo, for water line relocation project.

MOTION CARRIED.
SEE "EXHIBIT X"

19/F

A motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Garces, to approve the 1993 Urban County bills #8423 thru #8425 totaling \$42,533.92; the 1994 Urban County bill #8426 in the amount of \$2,120.88; the Casa Program bills #8427 and #8428 totaling \$225.50; the 1992 HOME Program bills #8429 thru #8438 totaling \$16,215.00; the 1993 HOME Program bills #8439 thru #8444 in the total amount of \$8,649.12 and the 1994 HOME Program bills #8445 thru #8458 totaling \$20,600.00. The total Urban County memorandum to be approved is \$90,344.42.

MOTION CARRIED.
SEE "EXHIBIT X"

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

MOTION CARRIED.

DRAINAGE DISTRICT
=====

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

ITEM 1. PERMIT - Vastar Oil & Gas Company

(02/21/95)

A motion was made by Commissioner Arcaute and seconded by Commissioners Sanchez and Garces, to approve a request for permit by Vastar Oil & Gas Company, for a gasline crossing of the South Main Drain, just east of Tower Road.

MOTION CARRIED.
SEE "EXHIBIT Y"

ITEM 2. CONSIDERATION AND APPROVAL OF INDEPENDENT AUDITOR FOR YEAR 1995

A motion was made by Commissioner Sanchez and seconded by Commissioner Garces, to approve the appointment of Burton, McCumber and Prichard, certified public accountants, to serve independent auditors for 1995.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 3. CONSIDERATION AND APPROVAL OF BANK DEPOSITORY BID

A motion was made by Commissioner Sanchez and seconded by Commissioner Arcaute, to approve the bid of 1st National Bank, of Edinburg, for bank depository.

MOTION CARRIED.
SEE "EXHIBIT N"

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

MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME

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

J. Edgar Ruiz _____
County Judge

Samuel Sanchez _____
County Commissioner, Precinct #1

Lalo Arcaute _____
County Commissioner, Precinct #2

Juan Rosel _____
County Commissioner, Precinct #3

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

Dated this 21ST day of FEBRUARY, 1995.

ATTEST:

JOSE ELOY PULIDO, County Clerk
Hidalgo County, Texas

By: Jennifer Castillo _____
Jennifer Castillo, Deputy

