

BE IT REMEMBERED that on the 22ND day of AUGUST, 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. Richard H. Garcia
Interim 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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The Honorable Richard H. Garcia, Interim County Judge, called this Commissioner's Court meeting to order whereupon the following items were had to wit:

CONSENT AGENDA

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ITEM 1. APPROVAL OF BILLS - COUNTY AUDITOR
GENERAL FUND - #112458 - #112621 - \$166,745.40
SPECIAL REVENUE FUND - #112906 - #113085 - \$147,497.77
TRUST AND AGENCY FUND - # 4885 - # 4910 - \$254,204.44
(SEE EXHIBIT A)

ITEM 2. APPROVAL OF ATTORNEY'S FEES IN THE AMOUNT OF \$127,945.69
(SEE EXHIBIT B)

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:
A. JUSTICE OF THE PEACE:
1. ARNALDO CORPUS - \$2,516.26 - JULY
2. JESUS MORALES - \$9,748 - JULY
3. SPEEDY JACKSON - \$1,962 - JULY
4. ADAN CABALLERO - \$4,513 - JULY
5. RUBEN RAMOS - \$4,513 - JULY
6. ISMAEL OCHOA - \$6,129.16 - JULY
B. DISTRICT CLERK - \$133,488.27
(SEE EXHIBIT C)

ITEM 4. APPROVAL OF COURT REPORTER'S FEES:
A. JENNIFER K. O'NEALL - \$129.00
(SEE EXHIBIT D)

ITEM 5. PLANNING DEPARTMENT:
A. SUBDIVISIONS:
1. ADVENTURE PLAZA - PCT. 2
2. DISCOVERY SCHOOL - PCT. 2
3. LOTS 8 THROUGH 19 PLAZA DEL NORTE - PCT. 2
4. CITRIANA PLAZA PHASE II - PCT. 3
5. THE VILLAGE OF WESTLAKES UNIT 3 & 4 - PCT. 3
6. AMENDED MAP OF CLOCKTOWER VILLAGE - PCT. 4
(SEE EXHIBIT E)

ITEM 6. PERMITS:
A. NORTH ALAMO WATER SUPPLY - PCT. 1, 2 & 4
B. SOUTHWESTERN BELL TELEPHONE COOP. - PCT. 2 & 3
C. VALLEY TELEPHONE COOP. - PCT. 3
D. SHARYLAND WATER SUPPLY - PCT. 3
(SEE EXHIBIT F)

ITEM 7. LINE ITEM TRANSFERS:
A. COUNTY AUDITOR
B. ADULT PROBATION - COMMUNITY CORRECTIONS (STATE FUNDS)
C. J.P. PCT. #4, PL. 2
D. PCT. #2 - PARK
E. DISTRICT ATTORNEY

F. DETENTION CENTER (JAIL)

(SEE EXHIBIT G)

ITEM 8. APPROVAL OF SETTLEMENT WITH THE DEPARTMENT OF LABOR & TWO EMPLOYEES - SHERIFF'S DEPARTMENT

(SEE EXHIBIT H)

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

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ITEM 1. AUTHORIZATION & APPROVAL OF INTERLOCAL AGREEMENT BETWEEN HIDALGO COUNTY & OFFICE OF THE ATTORNEY GENERAL STATE OF TEXAS, CHILD SUPPORT DIVISION - DISTRICT CLERK

A motion was made by Commissioner Sanchez and was seconded by Commissioner Arcaute to approve the authorization of the Interlocal Agreement between the County and the Office of the Attorney General in reference to the Child Support Division.

MOTION CARRIED

(SEE EXHIBIT I)

ITEM 2. APPOINTMENT OF ACTING DIRECTOR FOR HEADSTART

Commissioner Sanchez opened by stating that all that needed to be done was that the process needed to be followed. The action needed to be initiated by the Court and then agreed to by the Parent Council. After being asked if there was any word from the State concerning this program, Mrs. Etnire stated that the program was put under a high risk status because of the suspension of two personnel. Until a director is appointed, the County stands a good chance of losing the program to another entity. At this time, a motion was made by Commissioner Arcaute which was seconded by Commissioner Garces to appoint Irma Pena as the Interim Program Director for Headstart. Commissioner Rosel voiced his opinion in regards to appointing someone from within the program to head it up and he felt that they should appoint someone from outside the program due to a letter that was written by ACF in which it stated that the County needed to stay away from this program as far as appointments without approval from the ACF. After these comments, the motion was put to a vote upon which All voted in favor, with the exception of Commissioner Rosel who voted against the motion.

MOTION CARRIED

(NO EXHIBIT AVAILABLE)

ITEM 3. PCT. #2:

- A. AUTHORIZATION TO DECLARE EQUIPMENT SURPLUS
- B. RESOLUTION AUTHORIZING A 4-WAY STOP INTERSECTION

Commissioner Arcaute stated that this was for the purpose of using an older truck as a trade in for the purchase of new one. He then so moved and was seconded by Commissioner Sanchez to approve the authorization to declare this equipment surplus.

MOTION CARRIED
(SEE EXHIBIT J)

3B

Commissioner Arcaute stated that there were two intersections where he wanted to make four-way stops with flashing red lights. He then moved to adopt the resolution as presented and was seconded by Commissioner Sanchez.

MOTION CARRIED
(SEE EXHIBIT J)

ITEM 4. PCT. #3:

A. AUTHORIZATION TO AMEND & APPROPRIATE BUDGET FOR AMBULANCE SERVICE IN PCT. 3

Commissioner Rosel opened by stating that the previous week, an \$80,000 bid was approved for Ambulance Service for Pct. 3. He stated that this was the first part of the transfers of \$40,000 to cover from this time until the end of December. \$25,000 was from Road and Bridge and \$15,000 was from Parks. At this time, Commissioner Rosel made a motion to approve the transfers in the General Fund in order to pay the Ambulance Service.

MOTION CARRIED
(SEE EXHIBIT K)

ITEM 5. PCT. #4:

A. PROPOSAL FOR SOLID WASTE OPTIONS STUDY

Commissioner Garces felt that this would be good for Pct. 1 and Pct. 3 as well as Pct. 4. Jim Gonzalez addressed the Court at this time. He stated that this study would be to examine Pct. 3 & 4 landfills as well as the collection stations in all precincts. This would also include modifying the permit for Pct. 3 landfill to a type IV landfill. This plan would provide a method of consolidation of how all these different methods can come together. They will also address TNRCC issues concerning solid waste. Commissioner Garces again reiterated that this was the best route to take in order to provide better services and save money. After further comments concerning the services provided and how they will benefit the County, Steve Crain addressed the Court and stated that the first thing that would need to happen in order to enter into contract for this service, is that it would have to be exempt from the bidding process and the way the Agenda read, that would not be able to happen this time around. Mr. Crain also stated that there were some pages missing from his packet and could not figure out how much this service would cost because what he did have had different prices. The representative with the firm tried to explain as to why there were several different prices; after which, more comments followed. At this time, Commissioner Rosel suggested that this item be brought back the at a later date for further action.

NO ACTION
(SEE EXHIBIT L)

ITEM 6. PURCHASING DEPARTMENT:

- A. AWARD BID FOR REINFORCED PIPE, POLYETHYLENE PIPE & HEAVY WALL CONCRETE PIPE - HIDALGO COUNTY
- B. SELECTION OF PUBLIC DEFENDER FOR MENTALLY ILL/MENTALLY RETARDED PERSONS ACCUSED OF CRIMES
- C. AUTHORIZATION TO ADVERTISE FOR HAULING SERVICES & BIN PCT. 3

6A

Mary Maldonado stated that three bids had been received. Advanced Drainage System, Varmicon and W.T. Liston. Advanced Drainage system bid only on the Polyethylene Pipes. \$3.46 for the 12", \$4.45 for the 15", \$6.35 for the 18", \$15.75 for the 30" and \$19.80 for the 36" pipes. Varmicon and W.T. Liston bid on the reinforced concrete and heavy wall. She recommended W.T. Liston for the reinforced concrete at a price of \$5.40 for the 12", \$6.75 for the 15", \$8.60 for the 18", \$13.55 for the 24", \$18.45 for the 30" and \$25.75 for the 36" and the heavy wall at \$4.45 for the 12", \$5.53 for the 15" and \$6.89 for the 18". She also recommended Advance Drainage Systems for the polyethylene pipes at the above mentioned price. After comments and questions concerning the prices and companies with regards to sizes and why one company bid on just one product and not the other and vice versa, Commissioner Sanchez made a motion and was seconded by Commissioner Garces to accept the recommendation of the Purchasing Agent and award the bids as presented on polyethylene to Advanced Drainage Systems and on reinforced concrete and heavy wall to W.T. Liston being the low bid and meeting specifications.

MOTION CARRIED
(SEE EXHIBIT M)

6B

Ms. Maldonado stated that she wanted to take these under advisement for the time being. Commissioner Sanchez so moved and was seconded by Commissioner Garces that this matter be taken under advisement at this time.

MOTION CARRIED
(SEE EXHIBIT M)

6C

Commissioner Rosel stated that he wanted to take no action based on possible contract the following week the the consultant concerning the Pct. 3 landfill.

NO ACTION
(SEE EXHIBIT M)

ITEM 7. URBAN COUNTY:

- A. PCT. #1 - SUBRECIPIENT AGREEMENT/CITY OF DONNA BOYS & GIRLS CLUB - YEAR 7
- B. PCT. #1 - SUBRECIPIENT AGREEMENT/CITY OF DONNA BOYS & GIRLS CLUB - YEAR 8

7A&B

Mr. Covacevich opened by that these agreements were both in the amount of \$2,000. He recommended approval. Commissioner Sanchez then made a motion to accept both A & B which was seconded by Commissioner Garces.

MOTION CARRIED
(SEE EXHIBIT N)

After some comments by Mr. Covacevich and the Commission concerning funding for programs related to the Boys & Girls Clubs abroad, a motion was made by Commissioner Rosel and was seconded by Commissioner Garces to adjourn.

MOTION CARRIED

There being no further business to come before this Commissioner's Court, this meeting was hereby adjourned.

DRAINAGE DISTRICT
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The Honorable Richard H. Garcia, Interim County Judge, called this Drainage District Board meeting to order whereupon the following items were had to wit:

ITEM 1. PERMIT - CITY OF EDINBURG & NORTH ALAMO WATER SUPPLY

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve a permit for the City of Edinburg.

MOTION CARRIED
(SEE EXHIBIT O)

Vona Walker stated that North Alamo Water Supply was seeking a permit to attach to the Drainage District Bridge which crosses Canton Rd east of Ceasar Chavez Rd. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the permit to North Alamo Water Supply.

MOTION CARRIED
(SEE EXHIBIT O)

ITEM 2. DECLARE PICK UP TRUCK AND TWO CHAIRS SURPLUS & REMOVE ITEMS FROM ASSET INVENTORY LIST

Mrs. Walker stated that they were unable to locate a flow meter and they wanted that also removed from inventory. She also stated that on the second floor there were four chairs in the waiting area and she wanted them removed from the Drainage District Inventory because they were not in their area. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to declare equipment surplus and remove assets from inventory list.

MOTION CARRIED
(SEE EXHIBIT P)

ITEM 3. AWARD BID FOR TIRES

Ms. Maldonado stated that there were two bids for tires for the Drainage District. Goodyear Auto Centers and Vista Oil Company. She recommended Goodyear for six different types of tires and Vista Oil for 46 tires. She stated that there were 10 different tires at the same prices. Following advice from Legal Council, she had to recommend a company for those tires who's price was the same. After mentioning the tires, a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to accept the bids as mentioned by the Purchasing Agent.

MOTION CARRIED
(SEE EXHIBIT M)

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel to adjourn.

MOTION CARRIED

There being no further business to come before this Drainage District Board, this meeting is hereby adjourned.

THERE BEING NO FURTHER BUSINESS TO COME

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

Richard H. Garcia
Interim 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 22ND day of AUGUST, 1995.

ATTEST:

JOSE ELOY PULIDO, County Clerk
Hidalgo County, Texas



By: Aaron Betancourt
AARON BETANCOURT, Deputy

Hidalgo County
10
All files

**Administrative Offices
of
Hidalgo County**

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, AUGUST 22, 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 Attorney's Fees in the amount of \$ 127,945.69
3. Approval of Monthly Fee Reports:
 - A. Justice of the Peace:
 1. Arnaldo Corpus - \$ 2,516.26 - July
 2. Jesus Morales - \$ 9,748.00 - "
 3. Speedy Jackson - \$ 1,962.00 - "
 4. Adan Caballero - \$ 4,513.00 - "
 5. Ruben Ramos - \$ 7,709.02 - "
 6. Ismael Ochoa - \$ 6,129.16 - "
 - B. District Clerk - \$ 133,488.27 - July
4. Approval of Court Reporter's Fees:
 - A. Jennifer K. O'Neall - \$ 129.00
5. Planning Department:
 - A. Subdivisions:
 1. Adventure Plaza - Pct. #2
 2. Discovery School - Pct. #2
 3. Lots 8 through 19 Plaza Del Norte - Pct. #2
 4. Citriana Plaza Phase II - Pct. #3
 5. The Village of Westlakes Unit 3 & 4 - Pct. #3
 6. Amended Map of Clocktower Village - Pct. #4
6. Permits:
 - A. North Alamo Water Supply - Pct. 1, 2 & 4
 - B. Southwestern Bell Telephone Coop. - Pct. 2 & 3
 - C. Valley Telephone Coop. - Pct. 3
 - D. Sharyland Water Supply - Pct. 3

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August 22, 1995
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7. Internal Line Item Transfers:
 - A. County Auditor
 - B. Adult Probation - Community Corrections (state funds)
 - C. J.P. Pct. #4, Pl.2
 - D. Pct. #2 - Park
 - E. District Attorney
 - F. Detention Center (Jail)

8. Approval of Settlement with the Department of Labor & two (2) employees - Sheriff's Department

Am / 1/1

Dated this the 17th day of August, 1995

**Administrative Offices
of
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1. ~~A~~ Authorization & approval of Interlocal Agreement between Hidalgo County & Office of the Attorney General State of Texas, Child Support Division - District Clerk *San / Arcadio*
2. Appointment of Acting Director for Headstart *Arc / Coak* (*Imma Pera*)
Rose Aguilar
3. Pct. #2: *B*
 - ~~A~~ Authorization to declare equipment surplus *Arc / San*
 - ~~B~~ Resolution authorizing a 4-way stop Intersection *Arc / San*
4. Pct. #3:
 - ~~A~~ Authorization to amend & appropriate budget for Ambulance Service in Pct. #3 *Arc / San*
5. Pct. #4: *C*
 - A. Proposal for Solid Waste Options Study *tabled*
6. Purchasing Department: *D*
 - ~~A~~ Award bid for reinforced pipe, polyethylene pipe & heavy wall concrete pipe - Hidalgo County *San / Coak*
 - ~~B~~ Selection of Public Defender for Mentally Ill/Mentally Retarded persons accused of crimes *San / Coak* *accept the court*
 - C. Authorization to advertise for hauling services & bin - Pct. 3
No Action
7. Urban County: *F*
 - 4400* ~~A~~ Pct. #1 - Subrecipient Agreement/City of Donna Boys & Girls Club - Year 7
 - 2000* ~~B~~ Pct. #1 - Subrecipient Agreement/City of Donna Boys & Girls Club - Year 8

Res/Coak

Dated this the 17th day of August, 1995

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DRAINAGE DISTRICT #1

1. Permit - ^{Gance/Hood} City of Edinburg & ^{Gance/Hood} North Alamo Water Supply
2. Declare pick-up truck & two (2) chairs surplus & remove items from asset inventory list ^{Gance/Hood}
3. Award bid for tires ^{Gance/Hood}
(See Exhibit - M)

ARC / Hood

Dated this the 17th day of August, 1995

Administrative Offices
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P.O. Box 1356
Edinburg, TX 78540
(210) 318-2600

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C. J. P.

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2. Appointment of Acting Director for Headstart *ARC / CON (Irene Pina)*
Res / Con
3. Pct. #2: *B*
 - A. Authorization to declare equipment surplus *ARC / SAN*
 - B. Resolution authorizing a 4-way stop Intersection *ARC / CON*
4. Pct. #3:
 - A. Authorization to amend & appropriate budget for Ambulance Service in Pct. #3 *Res / CON*
5. Pct. #4: *C*
 - A. Proposal for Solid Waste Options Study *Tabled for next meeting*
6. Purchasing Department: *D*
 - A. Award bid for reinforced pipe, polyethylene pipe & heavy wall concrete pipe - Hidalgo County *San / Con*
 - B. Selection of Public Defender for Mentally Ill/Mentally Retarded persons accused of crimes *San / Con under del court*
 - C. Authorization to advertise for hauling services & bin - Pct. 3
No Action
7. Urban County: *E*
 - A. *4400* Pct. #1 - Subrecipient Agreement/City of Donna Boys & Girls Club - Year 7
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Res / Con

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- 2. Declare pick-up truck & two (2) chairs surplus & remove items from asset inventory list *Garcia/Rose*
- 3. Award bid for tires *Garcia/Rose*
(See Ex. 101-14)

ARC / Rose

Dated this the 17th day of August, 1995