

THE STATE OF TEXAS :
COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 26TH day of MARCH, 1996, 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 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 - #118812 - #119069 - \$3,976,945.14
SPECIAL REVENUE FUND - #118686 - #118862 - \$1,635,022.38
DEBT SERVICE FUND - # 1008 - # 1009 - \$ 215,000.00
TRUST AND AGENCY FUND - # 5372 - # 5396 - \$ 370,465.17
ENTERPRISE FUND - # 2602 - # 2608 - \$ 10,695.65

(SEE EXHIBIT A)

ITEM 2. APPROVAL OF MINUTES - OCTOBER 17, 1995
(NO EXHIBIT)

ITEM 3. APPROVAL OF ATTORNEY'S FEES IN THE AMOUNT OF \$27,963.30
(SEE EXHIBIT B)

ITEM 4. APPROVAL OF FEE REPORTS:
A. COUNTY CLERK PART I - \$100,606.90 - FEBRUARY
II - \$111,150.19 - FEBRUARY
B. DISTRICT CLERK - \$136,491.19 - FEBRUARY
C. SHERIFF'S DEPARTMENT - \$ 54,353.01 - FEBRUARY

(SEE EXHIBIT C)

ITEM 5. APPROVAL OF COURT REPORTER FEES IN THE AMOUNT OF:
A. JENNIFER K. O'NEAL - \$2,642.00
B. FRANCISCO B. MORENO - \$5,867.00

(SEE EXHIBIT D)

ITEM 6. PLANNING DEPARTMENT:
A. SUBDIVISIONS:
1. RESUBDIVISION PLAT OF DOVE POINTE UNIT 2 LOTS 1-6 - PCT.
4

(SEE EXHIBIT E)

ITEM 7. INTERNAL LINE ITEM TRANSFERS:
A. PBX - \$1,770.00
B. J.P. - JESUS MORALES - \$ 20.00
C. COMMUNITY TRAFFIC SAFETY - \$1,920.00
D. COUNTY TREASURER - \$ 200.00
E. TAX OFFICE - \$1,000.00
F. YOUTH VILLAGE - \$5,000.00
G. CONSTABLE - PCT. 1 - \$ 170.00

(SEE EXHIBIT F)

Judge Richard Garcia opened the meeting by stating that there are no changes to the consent agenda. A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve the Consent Agenda as presented.

MOTION CARRIED
(SEE EXHIBITS A-F)

REGULAR AGENDA
=====

Judge Garcia stated that being that there were some Justices present at the meeting and needed to get back to Corpus Christi, they were going to move to the agenda item addendum #1 at this time.

ADD. #1. AWARD BID:

A. CONSTRUCTION OF THE 13TH COURT OF APPEALS ADMINISTRATION
(5TH FLOOR)

Mary Maldonado opened by stating that there were 6 bids. Aleco Construction for \$603,000, D.M. Cramer for \$539,000, Descon Construction for \$536,000, Meritt Construction for \$491,892, Rio Valley Construction for \$539,124 and Sweezy Construction for \$584,900. She recommended Meritt Construction being the low bid. Thomas Canol addressed the Court and stated that he wanted to add the alternates. Based on the bids received on February 29, 1996. He also recommended awarding the bid to Meritt Construction for a total amount of \$570,188. This bid consists of the base bid and the two alternates being \$41,168 and \$37,128. Alternate #1 is for an additional 2400 sq. feet of additional County offices and alternate #2 is additional mill work primarily for the 13th Court of Appeals spaces. There was some discussion about a commitment of \$200,000 for this purpose. Commissioner Rosel stated that the prior commitment was for approximately \$400,000 to spend on this renovation. The Commission was in agreement that there was some discussion concerning this commitment but they were unsure if they actually committed themselves. Bob Seerden then addressed the Court and stated that three years ago, there was a commitment made to establish an office of their court here in the Valley and in the County. They have since been very patient in some temporary space and they have outgrown that space. The plans for this project have been available for the last two years. They are in desperate need of these new quarters to better service the Valley. They are also willing to give any assistance that they can with this project. Commissioner Sanchez then made a motion to accept the low bid of Meritt Construction Inc. in the amount of \$570,188 to include a base bid of \$491,892 and two alternates. One in the amount of \$41,168 and the second one in the amount of \$37,128. Commissioner Rosel seconded the motion for discussion. He asked if they should award the bids or should they take them under advisement for the fact that they are going to issue certificates of obligation. He also wanted to know if awarding the bid committed them to obtain the CO's immediately or do they wait until they package the other plans that the Commission has in mind and do everything at one time. Mr. Canol stated that the starting date is identified by the date on the notice to proceed. If the project is awarded in the next 14 days, they will issue the notice to proceed. The General Contractor will then have 10 days to submit for review, all the certificates of insurance, payment and performance bonds etc. If all this is in order, they will then bring it before the Commission for execution. The approximate date for completion would be July 26, 1996. There was some discussion among the Commissioners with regards to how much they had committed if any up to this point. It was clarified that there was \$200,000 committed. There was a balance of \$370,188 to fund this project. Again, Commissioner Rosel wanted to issue the CO's for all the projects at once but Judge Garcia's position is to move forward as quickly as possible. Steve Crain suggested to the Court to instruct the contractor to submit a contract for his review and bring it to Court for approval. There was a question concerning the motion that has been made by Commissioner Sanchez in relation to the contract. He wanted to know if they should award the bid

and instruct the contractor to submit the contract for approval. Steve Crain stated that there might be a problem with awarding the bid being that the date on the addendum did not meet the 72 hour posting requirement. After further comments, Commissioner Sanchez withdrew his motion. There was no action taken at this time.

NO ACTION
(SEE EXHIBIT G)

ITEM 16. APPROVAL OF PAYMENT FOR VARGAS AND ASSOCIATES - COURT OF APPEALS

A motion was made by Commissioner Garces and was seconded by Commissioner Sanchez to approve and pay.

MOTION CARRIED
(SEE EXHIBIT H)

At this time, Dick Dickinson addressed the Court and presented a check in the amount of \$250,000. This was part of the \$628,000 that was advance by the County to OET. He stated that in the very near future, most if not all would be paid back to the County.

NO ACTION

ITEM 1. CLOSED SESSION:
COMMISSIONER'S COURT MAY GO INTO CLOSED SESSION PURSUANT TO CHAPTER 551, TEXAS GOVERNMENT CODE, SECTIONS 551.071 AND 551.074 TO DISCUSS THE FOLLOWING MATTER:

- A. ADCOX ET AL VS HIDALGO COUNTY - LITIGATION
- B. ZUNIGA VS HIDALGO COUNTY - LITIGATION
- C. PERSONNEL - OET EXECUTIVE DIRECTOR

At this time, the Commission retired into closed session

ITEM 2. OPEN SESSION:

- A. ADCOX ET AL VS HIDALGO COUNTY - LITIGATION
- B. ZUNIGA VS HIDALGO COUNTY - LITIGATION
- C. PERSONNEL - OET EXECUTIVE DIRECTOR

2A&B

NO ACTION
(NO EXHIBIT)

2C

Judge Garcia stated that at this time, he is recommending Donna J. Woodard as the selection for the Executive Director. A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve. The Commission commented on her experience and they expressed their confidence in her. The motion was then put to a vote and all voted in favor. There was some discussion concerning the effective date, the salary in the amount of \$65,000 and that the attorney submit a contract for approval. Commissioner Garces then amended his motion to read as follows: the earliest date and also for Counsel to draft a contract to reflect the salary. Commissioner Rosel seconded the amended motion.

MOTION CARRIED
(NO EXHIBIT)

ITEM 3. CLOSED SESSION:
COMMISSIONER'S COURT MAY RECONVENE INTO CLOSED SESSION FOR THE
DISCUSSION REGARDING AGENDA ITEMS LISTED

NO ACTION

ITEM 4. OPEN SESSION:
COMMISSIONER'S COURT MAY RECONVENE INTO CLOSED SESSION FOR THE
DISCUSSION REGARDING AGENDA ITEMS LISTED

NO ACTION

ITEM 5. APPROVAL TO PAY MEMBERSHIP DUES TO THE TEXAS ASSOCIATION OF
COUNTIES IN THE AMOUNT OF \$2,440

A motion was made by Commissioner Rosel and was seconded by
Commissioner Garces to approve.

MOTION CARRIED
(SEE EXHIBIT I)

ITEM 6. TAX ASSESSOR/COLLECTOR:
A. TAX REFUND
1. McGilvray Enterprises - \$1,067.16

A motion was made by Commissioner Rosel and was seconded by
Commissioner Sanchez to approve the tax refund to McGilvray Enterprises
in the amount of \$1,067.16.

MOTION CARRIED
(SEE EXHIBIT J)

ITEM 7. DISTRICT CLERK:
A. APPROVAL TO PAY OVERTIME

Mrs. Etnire stated that this money was coming from the depart-
ment's own budget. A motion was made by Commissioner Sanchez and was
seconded by Commissioner Rosel. Commissioner Arcaute had a question
with regards to the policy for overtime payment. The Commission stated
that prior approval was given and that is why the money was in the budget.
The situation was different from the County Auditor being that prior ap-
proval was given and there was no budget amendment as was the case with
the Auditor's Office. Commissioner Arcaute had some doubts on this mat-
ter. After further comments, the motion was put to a vote and all voted
in favor.

MOTION CARRIED
(SEE EXHIBIT K)

ITEM 8. VETERANS SERVICE:
A. ACTION GRANTING PERMISSION TO ADD TO EXISTING HIDALGO COUNTY
MEMORIAL MONUMENT

Pete Leal stated that he wanted to add two cannons to the left

and the right of the existing memorial on the east side of the Court-house. He also wants to build a monument with the three Medal of Honor recipients and the MIA's and POW's. He also wants to add a tank as part of the memorial and he would like to refurbish the existing historical markers. The whole project will be approximately \$40,000. He will attempt to raise monies to fund this project. At this time, Mr. Leal is just requesting permission to embark on this project. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to grant Mr. Leal his request and give him permission to the possibility of enhancing or expanding the Hidalgo County Memorial Plaza.

MOTION CARRIED
(SEE EXHIBIT L)

ITEM 9. SELECTION OF FINANCIAL ADVISOR

Steve Crain addressed the Court and stated that the previous year the Commission had selected the firm of Mooreland & Masterson as the financial advisors. In January of '96, the firm had been acquired in a merger by First Southwest Company. A representative of the new firm, Chris Vela is requesting that a new agreement be executed. It is still the exact same terms and conditions with the exception that the new agreement will be with First Southwest Company. Mr. Crain did not foresee any problems with this because there is already an agreement with Mooreland & Masterson which in effect is still the same firm with a new name. A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to select First Southwest as the financial advisors for the County of Hidalgo.

MOTION CARRIED
(NO EXHIBIT)

ITEM 10. COUNTY JUDGE - MARTY SALAZAR
A. ENDORSEMENT FOR LUTHERAN SERVICES - SAVE GRANT
B. APPROVAL TO PAY 3 MONTHS SERVICE TO COPY DATA ON EXPIRED CONTRACT

10A

Marty Salazar opened by stating that this grant is not costing the County any monies. She submitted a report on the first 6 months of the services provided by this grant. Commissioner Sanchez felt that this was a worthwhile grant. He then made a motion and was seconded by Commissioner Arcaute to endorse the Lutheran Services - Save Grant.

MOTION CARRIED
(SEE EXHIBIT M)

10B

Mrs. Salazar stated that the contract for the copier in the Impact Court has expired and there are 3 invoices for payment pending. The amount of the invoices is \$525. This will sever all ties with Copy Data and Mrs. Salazar has requisitioned for a new copier from a vendor on the State Bid. There are funds available to pay for this. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Rosel to approve the payment of 3 months of services with Copy Data.

MOTION CARRIED
(SEE EXHIBIT M)

ITEM 11. URBAN COUNTY:

- A. CITY OF EDCOUCH - SUBRECIPIENT AGREEMENT EDCOUCH ELSA BOYS AND GIRLS CLUB
- B. COLONIA PLANNING FUNDS - PROFESSIONAL SERVICE CONTRACT
- C. EMERGENCY SHELTER GRANT - MUJERES UNIDAS/WOMEN TOGETHER BUDGET AMENDMENT

11A

Mr. Covacevich stated that this agreement was for \$25,000 and he recommended approval. A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve.

MOTION CARRIED
(SEE EXHIBIT N)

11B

Mr. Covacevich stated that these firms will all be working together on contract #714095. There has been advertisements and the only 4 engineers that responded as per the exhibit, were granted the project. This project is a planning project. They will plat certain colonias and only the right of ways and not the lots themselves. This project will enable the individual commissioners to go in and provide maintenance in these colonias. Following the discussion, a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve.

MOTION CARRIED
(SEE EXHIBIT N)

11C

Mr. Covacevich stated that this is a budget amendment from Year 7 Emergency Shelter Grant Program. They want to move \$4,620 from Essential Services to Maintenance and Operation. Upon recommendation by Mr. Covacevich, a motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to approve.

MOTION CARRIED
(SEE EXHIBIT N)

ITEM 12. COUNTY JUDGE - ROY QUINTANILHA:

- A. BASIC EMERGENCY PLAN:
 - 1. COUNTY JUDGE'S SIGNATURE ORDERING PLAN TO SUPERCEDE 1990 PLAN
 - 2. COMMISSIONER'S COURT APPROVING RESOLUTION OF ATTACHMENT 2 TAB 3

12A1

Mr. Quintanilha stated that the plan that was submitted is an updated one from the one that was approved in 1990. There is a State recommendation that the plan be updated every two years. A motion was made by Commissioner Garces and was seconded by Commissioner Sanchez to approve.

MOTION CARRIED

(SEE EXHIBIT O)

12A2

Mr. Quintanilha stated that this resolution goes along with the plan and it gives the County the authority to take certain actions in certain situations. The resolution is similar to the previous ones that have been passed in the past. A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve the resolution.

MOTION CARRIED
(SEE EXHIBIT O)

ITEM 13. FINANCIAL DISRUPTION TASK FORCE:

- A. INTERLOCAL GOVERNMENTAL AGREEMENT BETWEEN HIDALGO COUNTY FINANCIAL DISRUPTION TASK FORCE AND COUNTY'S DISTRICT ATTORNEY'S OFFICE
- B. LINE ITEM TRANSFER:

13A

Roy Carizales stated that this agreement is for a pick-up that the task force will loan the D.A.'s office. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to accept the Interlocal Governmental Agreement between Hidalgo County Financial Disruption Task Force and the District Attorney's Office.

MOTION CARRIED
(SEE EXHIBIT P)

13B

Mr. Carizales stated that this money was to be transferred from vehicle fuel into court costs. This is due to the payment of property maintenance of confiscated properties and also for the storage of vehicles. A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve.

MOTION CARRIED
(SEE EXHIBIT P)

ITEM 14. COUNTY COURT AT LAW #3:

- A. ADJUSTMENT OF SALARIES

The Commission expressed their sentiments concerning this item. They felt that someone should be present to discuss this matter so that there is no mistaking what is being done. Judge Garcia then stated that there will be no action at this time.

MOTION CARRIED
(SEE EXHIBIT Q)

ITEM 15. JUVENILE PROBATION DEPARTMENT:

- A. BUDGET TRANSFER IN THE AMOUNT OF \$44,000 FROM 010-423-610.78 TO THE TJPC '96 CHALLENGE GRANT
- B. APPROVAL OF THE SUBMISSION OF 78501 McALLEN COMMUNITY DEVELOPMENT GRANT
- C. APPROVAL OF ELECTRONIC MONITORING CONTRACT WITH B.I. INC.
- D. STATUS REPORT OF SENATE BILL 1 - JUVENILE JUSTICE ALTER-

NATIVE EDUCATION PROGRAM

15A,B,C&D

NO ACTION
(SEE EXHIBIT R)

- ITEM 17. COUNTY CLERK:
 - A. AUTHORIZATION TO DECLARE METAL TABLE SURPLUS

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to declare equipment surplus.

MOTION CARRIED
(SEE EXHIBIT S)

- ITEM 18. PLANNING DEPARTMENT:
 - A. SUBDIVISIONS:
 - 1. MERCEDES ACRES SUBDIVISION - PCT. 1
 - B. APPROVAL TO PAY BILL - ATE TELEPHONE

18A

Emilio Garcia stated the this subdivision had been approved by the City of Mercedes and all requirements had been met and he recommended approval. A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve Mercedes Acres Subdivision.

MOTION CARRIED
(SEE EXHIBIT T)

18B

Mr. Garcia stated that the bill has been going back and forth between Planning and the Auditor since October of '95. Judge Garcia reminded the Court that this was in relation to the move from the Annex to the Administration Building. This was the bill incurred when the new phones lines were transferred and installed. Mrs. Etnire also advised the Court that noone but ATE could work on the phones and this is the reason for this bill from ATE. Steve Austin addressed the Court and stated that the reason for this delay is that when the original invoice was received in September of '95, it was found that the equipment was used and they were being asked to pay new equipment prices. The Company then went back and invoiced the County again and there was a difference of approximately \$500 in the two invoices. With this purchase, there was no requisition or purchase order until after the fact that this equipment was installed. Since there is now a requisition and a purchase order, it would just be up to the Commission to approve the purchase in reverse order. A motion was then made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the bill to pay for a service that has been provided to the County. Steve Crain then addressed the Court and stated that the contract as it stands now, is void because purchasing policies were no followed. He went on to state that it is now up to the Court if they're gonna approve this bill and waive this from the policy as it stands now. Mr. Garcia stated that he had advised Judge Ruiz that if they were going to move from the Annex to the Administration Building, the phones that were at the annex could not be used in the administration building. Commissioner Garces stated that he did not think that a sole source had to be declared because ATE was the only one that could work on this system. Commissioner San-

chez asked if this matter could be taken under advisement so that Legal Counsel can look into this and make a recommendation. Commissioner Rosel then stated that at this time, he against this issue. Commissioner Arcaute then amended his motion to state also to waive the purchasing policy in order to get this bill paid. Commissioner Garces' second also stood. The motion was then put to a vote.

MOTION CARRIED (COMM. ROSEL OPPOSED)
(SEE EXHIBIT T)

ITEM 19. PURCHASING DEPARTMENT:

A. AWARD BIDS:

1. ASPHALT PAVER - PCT. 1
2. RENTAL SPACE - CITY OF EDINBURG - WIC
3. TAX OFFICE SUB-STATION - HIDALGO COUNTY
4. INSTALLATION OF CULVERT PIPE - PCT. 3
5. INSTALLATION OF CULVERT PIPE - PCT. 4
6. HALF TON PICK-UP TRUCK - PCT. 4
7. CREW CAB - PCT. 4
8. MOTORGRADER - PCT. 4
9. TELEPHONE SERVICE - HIDALGO COUNTY

B. AMEND PURCHASING POLICY TO PROVIDE FOR ALL PURCHASES

C. REQUEST EXTENSION DATE ON ADMINISTRATION OFFICE FOR WIC PROGRAM

19A1

Mary Maldonado stated that they would like to take this bid under advisement and have it brought back the following week. Commissioner Sanchez stated that they had received three bids. The specs. called for a used paver and two of them complied with specs and one did not. His situation is that there is an '85 model that is \$87,000 and there is an '88 model for \$78,000 and he would like to have his mechanics inspect the machines and upon approval, they will then accept the low bid. Commissioner Sanchez then made a motion and was seconded by Commissioner Garces to take the bids under advisement.

MOTION CARRIED
(SEE EXHIBIT U)

19A2

Ms. Maldonado stated that there was one bid from Ralph Jackson in the amount of 70 cents per square foot. She recommended the acceptance of the only bid. She also stated that this was for a five year period. A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve Dr. Jackson's bid for the City of Edinburg - WIC office clinic.

MOTION CARRIED
(SEE EXHIBIT U)

19A3

Commissioner Rosel stated that he would abstain from any action or conversation on this topic due to his relation to one of the bidders for this item, being his mother. Ms. Maldonado then stated that there was only one bid from Mrs. F. Rosel for 85 cents per square foot. and she recommended the only bid. A motion was then made by Commissioner Garces to approve. There was some discussion regarding whether or not

this was a bid or a renewal being that the tax office sub station is currently housed in this building and has been there. It was stated that they had advertised to see if any other bids could be received. The motion was then seconded by Commissioner Sanchez and was put to a vote.

MOTION CARRIED
(SEE EXHIBIT U)

19A4

Ms. Maldonado stated that they would like to reject all bids. Commissioner Rosel then made a motion and was seconded by Commissioner Sanchez to reject all bids for the installation of culvert pipes in pct. 3.

MOTION CARRIED
(SEE EXHIBIT U)

19A5

Ms. Maldonado stated that there were 5 bids. Vela Enterprise for \$793.20, R.C. Nava for \$459, Newton Construction for \$416.48, Longhorn Paving for \$610 and Mission Paving for \$1,800. She recommended Newton Construction. Commissioner Garces requested some time to talk to the people about this bid. He then made a motion to take this bid under advisement and was seconded by Commissioner Rosel.

MOTION CARRIED
(SEE EXHIBIT U)

19A6

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to reject due to it not meeting specifications.

MOTION CARRIED
(SEE EXHIBIT U)

19A7

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to reject.

MOTION CARRIED
(SEE EXHIBIT U)

19A8

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to reject.

MOTION CARRIED
(SEE EXHIBIT U)

19A9

Ms. Maldonado stated that there was only 1 bid from Southwestern Bell. The bid was for a monthly charge of \$7,034.41 and a one time charge of \$2,485.45. This system will be for 8 locations and Pct. 4 which will consist of 476 stations and 65 trunks. Ms. Maldonado recommended the only bid by Southwestern Bell. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve.

MOTION CARRIED (COMM. ARCAUTE OPPOSED)
(SEE EXHIBIT U)

19B

Ms. Maldonado opened by stating that this topic had been discussed in the workshop of March 19, 1996. She stated that this was concerning all purchases under \$100 needing a requisition. She just wanted to have it approved through Court. The Commission stated that this was a statutory requirement that had to be done. Steve Crain addressed the Court and stated that he had attempted to obtain the new purchasing manual and bring back a modeled purchasing policy that could be adopted. He has not been able to bring that model and what he was interpreting from Ms. Maldonado was that she wanted some type of temporary policy to go by. He reiterated what he had mentioned the previous week with regards to a requisition being in effect a P.O. The Commission expressed their dissatisfaction with this request because the Purchasing Department already is weighed down with work and this will only add to this situation. Commissioner Arcaute suggested that they require only a requisition for purchases of \$100 or less without a purchase order. Mr. Crain again reiterated what Ms. Maldonado was stating which was that every purchase order have a requisition along with it. During some discussion, Commissioner Arcaute again stated that they had the power as the Commissioner's Court to establish a prenumbered requisition/purchase order form and some of the Commission felt that they should do that. This would eliminate a lot of the unnecessary paperwork that would accumulate by using a requisition and a purchase order. Steve Crain then addressed the Court once again and stated that they are currently trying to re-write the purchasing policy in which they are to incorporate the 1991 and 1996 Comptrollers manuals. Commissioner Sanchez felt that by changing the forms necessary, it would only complicate things. Commissioner Sanchez then made a motion to accept the Purchasing Agent's recommendation that every purchase under \$100 have a requisition form and that she attach a P.O. to them. The motion was seconded by Commissioner Rosel. Commissioner Sanchez stated that this would be temporary while Steve finishes. The motion was put to a vote and all voted in favor. This will be effective immediately.

MOTION CARRIED
(NO EXHIBIT)

19C

Yoli Flores addressed the Court and stated that she represented BIC Investments. This is the Company that was awarded the bid for the WIC office in Edinburg. They are now requesting an extension for the completion of the building. The reason for this is because when the bid was awarded in December, their office did not receive an actual written confirmation of the bid until February. Because of this, the bank that requires a confirmation in writing and them not receiving this commitment until February, they would not advance the funds for construction. When the bank finally advanced the monies, there was only 60 days left on the required 120 construction of the building. Due to the size of the facility, it will take more than 60 days to build. This request is for an additional 90 to 120 days to complete the project. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to grant the request for the extension of 120 days.

MOTION CARRIED
(SEE EXHIBIT U)

- ITEM 20. AMENDMENT TO SOFTWARE SERVICES AGREEMENT - EARL R. HUNT & ASSOC.
- ITEM 21. AUTHORIZATION TO ADVERTISE FOR COMPUTER UPGRADE & PROFESSIONAL SERVICES

Mr. Dickinson stated that he wanted to tie both these items together at this time.

Dick Dickinson addressed the Court and stated that this was in relation to automating the County. This is authorization to advertise for an upgrade to the current computer system. He wants to tie items 20 & 21 together since they are related. There has been an analysis conducted. This is the reason for the the amendment to the agreement already in place. What Mr. Hunt is requesting is that 30 days be paid in advance rather than a lump sum. This amount would come to \$4284 per month payable in advance and this will include any travel and expenses that were not in the previous contract. The way the previous contract read was x-amount of dollars per hour plus travel & expenses. The figure now will include hourly rate, travel and expenses. Mr. Dickinson felt that this would be a monetary advantage to the County. Mr. Hunt addressed the Court and stated that he had been asked by the Judge to get the computers more up to speed with the current technology that is out. His other directive from the Judge was to find a way to do this how to go about this within budget constraints. He stated that IBM has announced a new fast and inexpensive computer with the capacity to meet the County's needs for the next five years. Another thing that is in favor of the County is the good credit rating. The County has the opportunity to finance this project by paying for this in arrears, which allows the County to get what is needed without doing a capital outlay this budget year. Mr. Hunt stated that according to the graph provided, the County would save approx. \$150,000 over the next five years and all this with new equipment versus trying to maintain the current system, which is outdated and the County never spends more in a fiscal year than they currently do. There are 5 brief advantages to this. The County will have state of art equipment, they will be able to control cost of maintenance to the County by simply boxing the damaged unit and shipping it out and having it replaced as opposed to having an expensive outside technician come in and work on the system. There will be 52 new workstations, 6 departmental servers, 40 new printers and peripherals which allow for the automation of the Purchasing Department. The peripherals will include purchasing software packages, 8 terminals, printers and everything necessary to automate purchasing. Commissioner Sanchez did not feel that he could make this type of decision on a five minute presentation regardless of the quality. He suggested that they hold a short workshop and discuss this so that they can make a better informed decision. The Commission was in agreement of this workshop so that they all can be better informed. Mr. Hunt then moved back to the amendment to the agreement. He stated that over time, they have done the maintenance of the criminal justice system and requests that would be an extension of the functionality of the system. This is the way that the County has been billed up to this point as far as time and materials. They wanted to come up with a better method for '96. They took what had been billed in '95 and suggested that they have an annual payment but the Judge's Office would rather have it on a monthly payment. So what they did now is that there will be a 30 day up front charge and Mr. Hunt will bear the travel cost and the minor modification labor. Mr. Hunt also stated that the way this is structured now is that there is probably a 5% increase to the monthly version of the previous year. After further comments, Judge Garcia suggested that since

there was going to be a workshop, why not include the agreement and the advertising all at once and discuss them then. The Commission was in agreement.

NO ACTION
(SEE EXHIBIT V)

ITEM 22. PCT. 1:
A. ENTER INTO A JOINT VENTURE PROJECT WITH COLONIA CHAPA #5
LOCATED ON FM 1015 AND MILE 9 NORTH

Commissioner Sanchez stated that this was a joint venture project with Colonia Chapa for the purpose of purchasing drainage pipes and the County will do the installing of these pipes. There is an interlocal agreement for this project with the residents. He stated that the residents submitted money orders in the total amount of \$2,768. Commissioner Sanchez then made a motion that the County approve the interlocal agreement with Colonia Chapa #5 and that the money be deposited into the Pct. 1 special account for Colonia Chapa Drainage Project. The motion was seconded by Commissioner Garces.

MOTION CARRIED
(SEE EXHIBIT W)

ITEM 23. PCT. 2:
A. RESOLUTIONS AUTHORIZING 4-WAY STOP INTERSECTIONS:
1. OWASSA RD. & I RD.
2. MINNESOTA & I RD.

23A1

Commissioner Arcaute stated that there were two intersections but only one will require action. That intersection will be Owassa Rd. & I Rd. The reason for this is because Minnesota & I Rds. are in the Pharr jurisdiction and to do that intersection, it will require an interlocal agreement with the City of Pharr. He then made a motion to approve the resolution as it applies to Owassa Rd. & I Rd. The motion was seconded by Commissioner Sanchez.

MOTION CARRIED
(SEE EXHIBIT X)

23A2

NO ACTION

ITEM 24. PCT. 3:
A. RESOLUTION SETTING SPEED LIMIT

24A

Commissioner Rosel stated that he wanted to have the speed reduced on Stewart Road between 5 1/2 and 6 mile line to 40 miles per hour. He then made a motion to reduce the speed limit to 40 mph on Stewart Rd. between 5 1/2 mile line and 6 mile line. The motion was seconded by Commissioner Garces.

MOTION CARRIED
(SEE EXHIBIT Y)

ITEM 25. COMPUTER DEPARTMENT:

- A. APPROVAL TO CREATE TECHNICIAN I POSITION AND SET SALARY
- B. APPROVAL TO RECLASSIFY SYSTEMS OPERATOR TO TECHNICIAN II AND ADJUST SALARY
- C. AMEND BUDGET

25A

Dick Dickinson opened by stating that this was a request to create a position and designate it a Technician I and it would pay \$22,000 per year plus fringes. The position now held by Renan Ramirez would be designated as a Technician II and adjust the salary of \$27,000 plus fringes. The justification for this request is that Mr. Ramirez has shown over the last six months that he is capable and competent in his field. He has taken care of the County's needs on his own since the separation of Pete Rivera. Mr. Dickinson went on to state that right now, the County has contract with Centauri for general maintenance and is paid an excess of \$90,000. He feels that with the proper staffing, the Computer can take on this task and save the County money in the process. To re-designate to tech II position would require an amendment to the budget accordingly, to include the creation of the tech I position. The way the contract is structured now, the County pays the initial \$55,000 for maintenance of the mainframe and a limited number of PC's. Anything above and beyond that, they charge \$75 per hour per man. This is where the savings to the County would come. They would still need Centauri for some instances being that some items require authorized buyers and this is where Centauri would come in. Although they could also eliminate the annual agreement with them and if anything comes up whereby an authorized person is needed, they could call them up on an as needed basis. Commissioner Sanchez mentioned the fact that there will be a workshop where they will discuss the changing of this system to a newer system. How would this affect this issue. Mr. Ramirez stated that if they in fact do change, Centauri will no longer be needed for any reason. Commissioner Arcaute then stated that some one else would be required for the new system but he was told that issue would be covered in the lease agreement. After further comments, Judge Garcia recommended approval of this request. A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve the creation of the tech I position and also to set the salary of \$22,000.

MOTION CARRIED
(SEE EXHIBIT Z)

25B

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the reclassification the systems operator to tech II and adjust the salary to \$27,000.

MOTION CARRIED
(SEE EXHIBIT Z)

25C

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to amend the budget in the total amount of \$24,154.08.

MOTION CARRIED

(SEE EXHIBIT Z)

ADD. #2. REQUEST PAYMENT FOR JANITORIAL SERVICES - TAX OFFICE

A motion was made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the bill.

MOTION CARRIED
(SEE EXHIBIT AA)

Steve Crain asked if the last item carried with it a continuation of the contracts. Commissioner Arcaute stated that they had advised that they be hired on a temporary full time basis. Commissioner Arcaute also stated that another option for them was to get those individuals under buildings and grounds but they could no longer do it under contractual services. Arnold Morin addressed the Court and reminded them of a letter sent to the them by Mr. Trevino in which it stated that Mr. Trevino was willing to transfer the monies from his budget into another budget.

Ms. Maldonado stated that she was requesting permission to re-advertise on the rejected items for Pct. 4. The Pick up truck, Crew Cab and the Motorgrader. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to re-advertise for those items.

MOTION CARRIED

A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to adjourn.

MOTION CARRIED

Commissioner Rosel stated that the items for number 25 were effective immediately.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THIS COMMISSIONER'S COURT, THIS MEETING STANDS 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 26TH day of MARCH, 1996.

ATTEST:

JOSE ELOY PULIDO, County Clerk
Hidalgo County, Texas

By: Aaron Betancourt
AARON BETANCOURT, Deputy

