

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 21ST day of MAY, 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 being members of said Court:

Hon. J. Edgar Ruiz
County Judge

Hon. Samuel Sanchez
County Commissioner, Precinct #1

Hon. Lalo Arcaute
County Commissioner, Precinct #2

Hon. Juan Rosel
County Commissioner, Precinct #3

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

WHEREUPON, the following proceedings

were had, to-wit:

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MAY 21, 1996

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

CONSENT AGENDA

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ITEM 1. APPROVAL OF BILLS - COUNTY AUDITOR
GENERAL FUND - #120481 - #120720 - \$1,117,107.14
SPECIAL REVENUE FUND - #120058 - #120289 - \$ 267,952.92
DEBT SERVICE FUND - # 1016 - # 1017 - \$ 126,805.92
TRUST AND AGENCY FUND - # 5495 - # 5520 - \$ 349,886.66
ENTERPRISE FUND - # 2661 - # 2676 - \$ 16,687.01

(SEE EXHIBIT A)

ITEM 2. APPROVAL OF ATTORNEY'S FEES IN THE AMOUNT OF \$40,244.60

(SEE EXHIBIT B)

ITEM 3. APPROVAL OF MONTHLY FEE REPORT:

A. JUSTICE OF THE PEACE:

1. ISMAEL OCHOA - \$13,982.00 - APRIL

B. CONSTABLES:

1. HORACIO AGUIRRE - \$ 280.00 - APRIL

2. GILBERTO ALANIZ - \$ 468.37 - APRIL

3. LUIS ZAMORA - \$ 790.00 - APRIL

5. RUMALDO CERDA JR. - \$ 790.00 - APRIL

6. EDUARDO BAZAN - \$ 0.00 - APRIL

(SEE EXHIBIT C)

ITEM 4. PLANNING DEPARTMENT:

A. SUBDIVISIONS:

1. SHARY VIEW SUBDIVISION - PCT. 3

2. SOUTHWEST ESTATES PHASE II - PCT. 4

(SEE EXHIBIT D)

ITEM 5. PERMITS:

A. NORTH ALAMO WATER SUPPLY CORP. - PCT. 1

(SEE EXHIBIT E)

ITEM 6. INTERNAL LINE ITEM TRANSFERS:

A. PERSONNEL DEPARTMENT - \$ 500.00

B. HUMAN SERVICES - \$ 6,000.00

C. SHERIFF'S OFFICE (JAIL) - \$19,683.00

D. JAIL COMMISSARY - \$ 628.00

E. WIC - \$10,000.00

F. JUVENILE PROB. (G.F) - \$ 6,250.00

G. BUILDINGS AND GROUNDS - \$ 700.00

H. J.P. PCT. 2, PL. 1 - \$ 30.00

(SEE EXHIBIT F)

Judge Ruiz opened with a few comments to the audience. He asked if there were any changes to the consent agenda. There being none, a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the Consent Agenda as presented.

MOTION CARRIED

(SEE EXHIBITS A-F)

EXECUTIVE AGENDA

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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 TO FOLLOWING MATTER:

A. URBAN COUNTY: (LITIGATION)

- 1. SETTLEMENT AGREEMENT - BOWMAN DISTRIBUTING VS. CITY OF HIDALGO

B. OET:

- 1. PERSONNEL - EMPLOYMENT OF EXECUTIVE DIRECTOR

At this time, the Commission retired into executive session.

ITEM 2. OPEN SESSION:

A. URBAN COUNTY: (LITIGATION)

- 1. SETTLEMENT AGREEMENT - BOWMAN DISTRIBUTING VS. CITY OF HIDALGO

B. OET:

- 1. PERSONNEL - EMPLOYMENT OF EXECUTIVE DIRECTOR

2A1

Judge Ruiz stated that this was in relation to the Hidalgo Health Clinic whereby the County had an agreement with Central Construction Co. to build this clinic. The contract did not work out as planned and consequently, there were sub-contractors that were not paid. The County then had a construction management program with an architect and they are now finishing this clinic. In doing so, there needed to be a settlement with Bowman Distributing. The original contract for Bowman Distributing was \$19,277.09. Bowman's portion of the contract has been fulfilled 90%. The settlement will be to continue with their contract in the amount of \$19,277.09. Being that 90% of the work has been done, Judge Ruiz is recommending that there be a payment of \$17,349.38 leaving a balance of \$1,927.39 which will be issued upon completion of their project. In addition to this, there has been a change order increasing the Bowman contract by \$3,900 for work to be done in addition to their contracted work. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the settlement agreement between Bowman Distributing and the City of Hidalgo as presented.

MOTION CARRIED
(NO EXHIBIT)

2B1

Judge Ruiz stated that there have been several discussions with the selected candidate to be executive director for OET. During this time, Ms. Woodard informed Judge Ruiz that she had been offered a position within her existing job that she could not refuse and declined to be the Executive Director. Judge Ruiz also stated that at this time, Dick Dickinson will continue to be the temporary Steward with OET until such time as a permanent director is chosen. This will be placed on the agenda the following week for further action. No action at this time.

NO ACTION

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ITEM 1. RESOLUTION - CITY OF ALTON

Judge Ruiz stated that this resolution was in support of a planning grant application to the Texas Water Development Board. They will be providing potable water and sewer services to colonia areas. After further brief comments, a motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the resolution as presented.

MOTION CARRIED
(SEE EXHIBIT G)

ITEM 2. REQUEST FOR AUDIENCE:

- 1. NOE GARZA

Judge Ruiz stated that this was in relation to the K-Mart building being proposed as an option for the jail. He stated that Mr. Garza had requested that this meeting be an evening meeting. Mr. Garza had passed out flyers inviting all to this meeting. Judge Ruiz went on to state that there was no meeting posted for that evening but he had told Mr. Garza that he would invite any Commissioner that wanted to attend and he would meet with the people at 7:30 p.m. and they could express their concerns at that time.

NO ACTION
(NO EXHIBIT)

ITEM 3. TAX OFFICE:

- A. TAX REFUND
 - 1. LMB CORPORATION - \$1,318.67
 - 2. RONALD B. DAVIS - \$2,578.49

3A1&2

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the tax refunds as presented.

MOTION CARRIED
(SEE EXHIBIT H)

ITEM 4. SHERIFF'S OFFICE:

- A. INTERLOCAL COOPERATION AGREEMENT PROVIDING FOR HOUSING INMATES FROM HIDALGO COUNTY IN THE NUECES COUNTY JAIL

4A

Glen Eastin stated that this contract will be for \$40 per day to house inmates. Judge Ruiz asked how many were being kept outside the County at this time and Mr. Eastin stated that there were 119. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the Interlocal Cooperative Agreement between the County of Hidalgo and Nueces County for providing housing of inmates of Hidalgo County.

MOTION CARRIED
(SEE EXHIBIT I)

ITEM 5. COUNTY CLERK:

- A. RESOLUTION PERMITTING COUNTY CLERK TO COLLECT FEES AND COSTS

AUTHORIZED BY 51.702 OF THE GOVERNMENT CODE

5A

Judge Ruiz stated that this was in relation to the salaries of the County Court at Law Judges. He stated that two or three years prior, there had been a certain fee authorized by the Court that will accumulate up to \$25,000 for the proration of County Court at Law Judge's salaries. This resolution has to be approved to continue with this. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to authorize the resolution permitting the County Clerk to collect fees and costs authorized by section 51.702 of the Government Code.

MOTION CARRIED
(SEE EXHIBIT J)

ITEM 6. VETERAN SERVICE OFFICE:

A. ACCEPTANCE OF RESIGNATION - VETERANS SERVICE OFFICER

6A

Rudy Villarreal stated that he will still be available to help the Veterans of the County in whatever capacity possible. The Commission thanked Mr. Villarreal for his service to the County. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to accept the resignation of Mr. Mayor, Rudy Villarreal with regret as Veterans Service Officer.

MOTION CARRIED
(SEE EXHIBIT K)

ITEM 7. AMIGOS DEL VALLE:

A. APPROVAL OF FISCAL YEARS '95 - '96 DUES FOR AMIGOS DEL VALLE INC.

7A

Judge Ruiz stated that these dues are in the amount of \$3,500 and he recommended approval. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the dues for services in the amount of \$3,500 for Amigos Del Valle for the years 1995-1996.

MOTION CARRIED
(SEE EXHIBIT L)

ITEM 8. COUNTY AUDITOR:

A. LINE ITEM TRANSFER

8A

Steve Austin stated that there was a correction in the amount of this transfer. The correct amount should be \$2,000. The money will be taken from office supplies and put into printing and binding. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the line item transfer of \$2,000 from the County Auditor as presented.

MOTION CARRIED
(SEE EXHIBIT M)

ITEM 9. SET SALARY RANGE FOR PURCHASING AGENT

Judge Ruiz opened by stating that they are currently in the process of advertising for the position. Lisa Saucedo updated the Court as to how this is coming along. She stated that the job descriptions have already been approved for the Purchasing and Assistant Purchasing Agent. She collaborated with other counties comparable to the size of Hidalgo County and came up with salary of \$45,000 to \$55,000 for the Purchasing Agent. Commissioner Rosel felt that this was a good range for the position although Commissioner Arcaute did not feel the same. He stated that something that must be taken into consideration when comparing to other Counties is the tax base. Travis County for example has a 4% unemployment rate and Hidalgo County has a 20% unemployment rate. Judge Ruiz did recommend this range. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to set the salary range of this advertisement from \$45,000 to \$55,000 per year.

MOTION CARRIED (COMM. ARCAUTE OPPOSED)
(NO EXHIBIT)

ITEM 10. SET SALARY RANGE FOR ASSISTANT PURCHASING AGENT

Lisa Saucedo stated that she followed the same process concerning the position of the Assistant. She came up with the figure of \$25,000 to \$35,000. Commissioner Rosel asked who would hire the Assistant. Judge Ruiz stated that the only position that they had authority to hire was that of Purchasing Agent. They would then hire their assistant. Commissioner Arcaute then suggested that they wait to hire the Agent before setting the salary for the assistant. The rest of the Commission agreed with the suggestion of Commissioner Arcaute.

NO ACTION
(NO EXHIBIT)

ITEM 11. DISTRICT ATTORNEY:

- A. APPROVAL OF SIX TEMPORARY POSITIONS AND SET SALARIES
- B. LINE ITEM TRANSFER

11A

Roy Casarez stated that these positions will be coming from the D.A.'s state supplement. This will be 6 positions at 320 per position at \$5 per hour each person. This will be to help with paperwork and other duties during the summer time. A motion was made by Commissioner Garces and was seconded Rosel to approve six temporary positions and setting the salaries as prescribed at \$5 per hour for a period of 320 hours.

MOTION CARRIED
(SEE EXHIBIT N)

11B

Roy Casarez stated that this was to cover the expenses for the positions. The total amount is \$13,394.04. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve a line item transfer in the D.A.'s '95-'96 state supplement in the amount of \$13,394.04.

MOTION CARRIED

be doing. He stated that the County does not have job descriptions. He feels that the County should begin the process of describing the jobs employees will be doing. The Commission agreed. A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to give a directive to the Personnel Department that all future postings of employment mandate a job description and job qualification.

MOTION CARRIED
(NO EXHIBIT)

ITEM 15. COMPTROLLER OF PUBLIC ACCOUNTS:

- A. CONSIDERATION OF THE SUPPLEMENTAL SALARY PROGRAM FOR STATUTORY COUNTY COURT JUDGES

15A

Judge Ruiz stated that this goes along with the resolution passed for the County Clerk's Office. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the supplemental salary program for Statutory County Court Judges.

MOTION CARRIED
(SEE EXHIBIT P)

ITEM 16. HEALTH DEPARTMENT:

- A. APPROVAL AND APPROPRIATION OF PROGRAM INCOME FOR TITLE V FUNDS

16A

Dr. Omar Garza stated that this was the appropriation of funds collected under title V. They collected a total of \$417,178.13 from Jan. 1 to Dec. 31 of 1995. \$285,248.06 was allocated to the Texas Department of Health and the County Co-Pay fund and \$131,930.07 went to the Hidalgo County General Fund. The total amount to be appropriated is \$129,074.50. This amount comes from all fees collected throughout the clinics and then disbursed based on a formula recommended by the State. Judge Ruiz wanted to know how this figure was derived at. Steve Austin attempted to explain this. He stated that 32 cents of every dollar goes to the General Fund of the County. The remaining 68 cents goes to the State. Of those 68 cents, a portion goes to the title V program and needs to be reported as program income. This amount will be used for salaries. This will include a 7% raise of the amount supplemented and not their entire salary. These individuals under this program, have not gotten their 7% for 1996. After further brief comments, a motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to approve and appropriate program income for title V funds in the amount of \$129,074.50.

MOTION CARRIED
(SEE EXHIBIT Q)

ITEM 17. WIC:

- A. APPROVAL TO CREATE NEW POSITIONS AND SET SALARIES
- B. CONSIDERATION OF AGREEMENT BETWEEN HIDALGO COUNTY WIC AND AMEDA/EGNELL

17A&B

Norma Longoria is requesting that this item be tabled until the following week.

(SEE EXHIBIT N)

- ITEM 12. BUDGET AMENDMENT:
A. LUNACY TRIALS
B. 206TH DIST. COURT
C. J.P. PCT. 3, PL. 1

12A

Judge Ruiz stated that this amendment was in the amount of \$963 for pending bills. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve \$963 budget amendment for Lunacy Trials.

MOTION CARRIED
(SEE EXHIBIT O)

12B

Judge Ruiz stated that this was for \$100 for their insurance. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve a \$100 budget amendment in the 206TH Dist. Court budget for insurance.

MOTION CARRIED
(SEE EXHIBIT O)

12C

This budget amendment is for \$1,556.81 for office supplies. This is a re-appropriation of insurance money received for flood damage. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve a budget amendment of \$1,556.81 for office supplies in the J.P. Pct. 3, Pl. 1 position.

MOTION CARRIED
(SEE EXHIBIT O)

- ITEM 13. APPOINTMENT OF CONSTABLE PCT. 3

Judge Ruiz stated that this has been discussed in the past. He stated that their first choice was to appoint Beto Pena but he was unable to finish out this term before himself entering as the incoming Constable. The next choice is Mateo Cavazos who is presently employed under the County. He is certified as a Peace Officer. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to to appoint Mateo Cavazos for the Constable position to finish the term vacated by resignation due to health, by Luis Zamora. Effective immediately.

MOTION CARRIED
(NO EXHIBIT)

- ITEM 14. PERSONNEL DEPARTMENT:
A. DIRECTIVE FROM COMMISSIONER'S COURT THAT ALL EMPLOYMENT POSTING HAVE A JOB DESCRIPTION AND JOB QUALIFICATION

14A

Judge Ruiz opened by stating that he has noticed that postings for jobs by the Personnel Department require job qualifications. These postings never have a job description describing what they will

NO ACTION
(SEE EXHIBIT R)

ITEM 18. JUVENILE PROBATION DEPARTMENT:

- A. TO RECORD BUDGET AMENDMENTS IN ACCT. #'S
 - 1. 6-180-423-676.49
 - 2. 6-180-334-676.00
 - 3. 6-180-423-646.27
 - 4. 6-180-334-646.00
 - 5. 6-180-423-666.78
 - 6. 6-180-334-666.00
- B. APPROVAL TO ADVERTISE:
 - 1. GENERATOR

18A1-6

Buddy Silva addressed the Court and stated that these budget amendments are State Funds. Judge Ruiz reviewed the amounts as per the exhibit. This was the request of the Auditor to get formal approval. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve Juvenile Probation Department budget amendments A1-6 as presented.

MOTION CARRIED
(SEE EXHIBIT S)

18B

Mr. Silva stated that this issue has come up in the past. They are now in non-compliance with the Texas Juvenile Probation Commission Standards. The standards require that the Detention Center have an operable generator. The generator that is now there, has been there since 1978. It has been repaired on numerous occasions and the parts are getting harder to find. He feels that it would be more beneficial to buy a new one. After further brief comments, a motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to authorize the advertisement for bids for the purchase of a generator for the Hidalgo County Juvenile Center. Bid opening June 12 and bid award June 18.

MOTION CARRIED
(SEE EXHIBIT T)

ITEM 19. PCT. 4:

- A. ACCEPTANCE OF ROAD EASEMENT

19A

Vona Walker opened by stating that the City of Edinburg has a policy that if someone gets a building permit on a tract of land that does not require subdividing, then they must give an easement of an additional 20 feet. They're not going to expand at this time, but when they do, the easement will be there. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to authorize the acceptance of road easement from Jose and Olivia Solis for road easement on Alberta Road.

MOTION CARRIED
(NO EXHIBIT)

ITEM 20. PLANNING DEPARTMENT:

- A. SUBDIVISIONS:

1. LADY LUCK SUBDIVISION - PCT. 4
- B. PRELIMINARY PLAT APPROVAL:
 1. LA HOMA TRACE SUBDIVISION - PCT. 3
- C. SUBDIVISION PLAT APPROVAL WITH VARIANCE
 1. LOS MESQUITES SUBDIVISION - PCT. 4

20A1

Emilio Garcia opened by stating that all requirements have been met and he recommended approval. A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve Lady Luck Subdivision in Pct. 4 as presented.

MOTION CARRIED
(SEE EXHIBIT T)

20B1

Mr. Garcia stated that this was just preliminary plat approval. This has been approved by the City of Mission. The Planning Department recommended approval subject to street signs, traffic control devices, testing of the streets and the final letter from Sharyland Water. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve La Homa Trace Subdivision for preliminary plat approval in Pct. 3.

MOTION CARRIED
(SEE EXHIBIT T)

20C1

Mr. Garcia stated that all the requirements had been met but they were also asking for a variance. The reason for the variance was to obtain permission to install the culvert pipes themselves instead of escrowing the money for this. Commissioner Garces stated that he had discussed this with the developer but he felt that it was a bit touchy and he wanted to bring before the Commission. Judge Ruiz wanted to know if they had the authority to waiver from the policy that says they escrow the money. Noone was clear on that matter. Judge Ruiz then asked how they would make sure that the installation was done. Mr. Garcia stated that there would be an onsite inspection and make sure that everything was done to standards. Commissioner Rosel was not to keen on allowing this due to the precedence this might set. The developer addressed the Court and informed them that there was not a ditch in the area. Commissioner Garces requested that this item be tabled. During further comments, Judge Ruiz stated that the request was not so much to waive the fee but that the pipe is not needed. After further brief comments, a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the variance because there is no need for it.

MOTION CARRIED
(SEE EXHIBIT T)

ITEM 21. PURCHASING DEPARTMENT:

- A. REQUEST TO ADVERTISE:
 1. PROPOSALS FOR REVIEW APPRAISER FOR FM 1015 PROJECT
- B. AWARD BIDS:
 1. 1985 OR NEWER MOTORGRADER - PCT. 4
 2. TWO DUMPTRUCKS - PCT. 4
 3. 1990 OR NEWER MOTORGRADER - PCT. 4

21A1

A motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to authorize the advertisement for proposals for review appraiser for farm to market 1015 project. Bid opening June 12 and bid award June 25.

MOTION CARRIED
(SEE EXHIBIT U)

21B1

Mrs. Salazar stated that there were three bids. Art's A & A Truck City USA for a 1992 Caterpillar 120G at \$86,750. Scholz Equipment, who submitted two bids for a 1985 Champion 740 for \$43,500 and a 1980 Caterpillar 140G at \$64,500. She recommended Art's A & A for a 1992 Caterpillar at \$86,750 due to the fact the 1985 motorgrader is not owned by Scholz and the 1980 model does not meet specifications. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to authorize the bid award to Art's A & A Truck City USA for the purchase of a 1992 Caterpillar at the cost of \$86,750 which is the one that meets specs. and is most advantageous for Pct. 4.

MOTION CARRIED
(SEE EXHIBIT U)

21B2

Mrs. Salazar stated that there were 3 bids. Grande Truck Center of San Antonio at \$35,000 each, Art's A & A, who had two bids for a 1991 at \$36,750 each or a 1992 at \$37,750. She is recommending the 1991 from Art's A & A at \$36,750 and it will only be one truck. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to award bid for the purchase of one dumptruck for pct. 4 to purchase a 1991 International Dumptruck at \$36,750 from Art's A & A Truck City.

MOTION CARRIED
(SEE EXHIBIT U)

21B3

Mrs. Salazar stated that there were 4 bids. Scholz for a 1990 at \$87,900, J.C. Brown for a 1995 at \$104,949.40, Art's A & A Truck City for a 1993 at \$96,750 and Nueces Power Equipment for a 1996 at \$86,757. The alternate bid by Nueces is for a 1994 at \$69,468. Mrs. Salazar recommended Art's A & A Truck City for the 1993 at \$96,750. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to award bid for the purchase of a 1993 caterpillar motorgrader, \$96,750 from Art's A & A Truck City of San Juan as the most advantageous for the County and Pct. 4.

MOTION CARRIED
(SEE EXHIBIT U)

ITEM 22. URBAN COUNTY:

- A. APPROVAL OF AGREEMENT WITH MISSION SERVICE PROJECT, INC. AND ASSIGNMENT OF NOTES, DEEDS OF TRUST, AND MECHANIC LIEN CONTRACTS
- B. CITY OF DONNA - BUDGET AMENDMENT - #B-94-UC48-0501
- C. CITY OF LA JOYA - PROFESSIONAL SERVICES AGREEMENT (ARCHITECTURAL) YEAR 1992, 1993, 1994
- D. PCT. 1 - STREET IMPROVEMENTS YEAR 8 PROFESSIONAL ENGINEERING

SERVICE CONTRACT - ADDITIONAL SERVICES

- E. PCT. 2 - YEAR 8 PFI - STREET IMPROVEMENT CONTRACT CHANGE ORDER #1
- F. COLONIA CONSTRUCTION FUNDS PROJECT #714105
- G. HOME/HOMEOWNER OCCUPIED HOUSING REHAB. APPLICATION
- H. CITY OF HIDALGO - HOME HOUSING REHABILITATION PROGRAM - CONSTRUCTION CONTRACT AWARD
- I. CITY OF MERCEDES - HOME HOUSING REHABILITATION PROGRAM - CONSTRUCTION CONTRACT AWARD
- J. PCT. 1 - YEAR 8 PFI - STREET IMPROVEMENT HAULING CONTRACT CHANGE ORDER #1

22A

Anthony Covacevich opened by stating that a prior agreement with Mission Service Project had just been terminated. That agreement was for the transfer of assets from Mission Service Co. in the form of property for new homes, notes receivables which is about 8, and cash which is approximately \$77,936. This is a new agreement and it has been reviewed and is in order. Upon Mr. Covacevich's recommendation, a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve an agreement with Mission Service Project and the County of Hidalgo Urban County Program to transfer all property, notes receivables and cash of \$280,000.

MOTION CARRIED
(SEE EXHIBIT V)

22B

Mr. Covacevich opened by stating that this amendment was in the amount of \$10,000 from street improvements and will create a public service line item. Everything is in order and he recommends approval. A motion was made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the budget amendment in year 7 of the Donna Urban County Budget as presented.

MOTION CARRIED
(SEE EXHIBIT V)

22C

Mr. Covacevich stated that this agreement was with Alcocer and Assoc. This will be for ADA improvements to public facilities and also for park improvements. The total amount of the agreement is \$4,350. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the Professional Services Agreement with Ed Alcocer and Associates for Architectural Services to be paid out of 1992, 1993 and '94 Urban County Funds for City of La Joya.

MOTION CARRIED
(SEE EXHIBIT V)

22D

Mr. Covacevich stated that this was a request by Pct. 1 to increase a contract with Noe Garza Engineering by \$10,000. This will cover for the engineering for road construction of Mile 17. A motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to approve a Professional Service Contract with Noe Garza Engineering for Engineering Services in Pct. 1 street paving.

MOTION CARRIED
(SEE EXHIBIT V)

22E

Mr. Covacevich stated that this contract is with Mission Paving and it is an increase to quantitative addition of hot mix and it is in the amount of \$6,221.49. A motion was made by Commissioner Arcaute and was seconded by Commissioner Rosel to approve change order #1 with Mission Paving Company increasing the contract by \$6,221.49.

MOTION CARRIED
(SEE EXHIBIT V)

22F

Mr. Covacevich stated that this item had been brought before the Commission in the past and it is concerning sewer line construction in the Tres Colonias Area. The synopsis was that when this was before the Court, they were talking about not only doing the construction of sewer lines but also the connections to the homes. To include the connections, it brought the contract over the \$315,300. They have since been able to find some monies to include this into the project and everything is in order and he recommended approval. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to award bid to McAllen Construction for waste water improvements in Colonia Esperanza, Villa Del Mundo and Villa Del Sol.

MOTION CARRIED
(SEE EXHIBIT V)

22G

Mr. Covacevich stated that this was for approval of one application for Arnulfo Garcia. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the owner occupied housing rehab deferred loan grant program for the amount of \$12,000 for Arnulfo Garcia in San Juan.

MOTION CARRIED
(SEE EXHIBIT V)

22H

Mr. Covacevich stated that this was a sole bid by J.D. Villarreal. This will cover 4 homes and it is in the amount of \$46,690. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to award bid for City of Hidalgo Home Housing Rehab Program to J.D. Villarreal Construction in the amount of \$46,690 for bid option 2.

MOTION CARRIED
(SEE EXHIBIT V)

22I

A motion was made by Commissioner Arcaute and was seconded by Commissioner Rosel to take all bids under advisement received for housing rehab program under City of Mercedes.

MOTION CARRIED
(SEE EXHIBIT V)

22J

Mr. Covacevich stated that this change order will be an increase of 10,000 tons of caliche. The new amount of the contract will be \$185,370. Pct. 1 is asking that this be made retroactive but he is not sure if that can be done. The reason for the retroactive request is due to some of the hauling having already been started. The Commission was in doubt as to whether or not that could be done and they wanted to clarify this before any action is taken. After further comments, a motion was made by Commissioner Arcaute and was seconded by Commissioner Rosel to table 22J as presented.

MOTION CARRIED (TABLED)
(SEE EXHIBIT V)

ITEM 23. OFFICE OF EMPLOYMENT AND TRAINING:

- A. AUTHORIZATION TO REDESIGNATE POSITION, CREATE POSITITIONS, SET SALARIES, APPROPRIATE FUNDS AND AMEND THE COUNTY OF HIDALGO OFFICE OF EMPLOYMENT AND TRAINING'S ORGANIZATIONAL STRUCTURE

23A

Dick Dickinson addressed the Court and stated that this will be related to the recall of employees affected by the reduction in force. He stated that the State concurs with this request. He would like to redesignate the Comptroller position back to a Deputy Director position because the current Fiscal Manager has proven his abilities are up to scale and they are confident he can do the job. Thus eliminating the need for a Comptroller. The next 3 positions that they are asking to be created are that of Business and Technology Coordinator, Assistant Business and Technology Coordinator. They will be responsible for job development. Judge Ruiz asked how would these two people be held accountable for what they are responsible for. Mr. Dickinson stated that they would be working directly with the Executive Director and they would fall under Planning. Mr. Dickinson stated that they will be open minded to ideas on how to hold them accountable. The last position being requested is an Administrative Budget Assistant. They will be responsible for continuing timelines and deadlines that need to be met as well as budgetary concerns. They want to recreate 2 Eligibility Reviewers, 2 Case Managers, an Assessment Specialist, 2 Intake Specialists and Basic Readjustment Instructor. Mr. Dickinson stated that these positions were absolutely necessary for the function of this program with all the increases that will be taking place upon the start of the Fiscal Year. After further comments, a motion was made by Commissioner Rosel and was seconded by Commissioner Garces to authorize the abolishment of the Comptroller position and the creation of a Deputy Director position and create new positions of Business Technology Coordinator, Assistant Business Technology Coordinator and Administrative Budget Assistant and create the following positions: 2 Eligibility Reviewers, 2 Case Managers, 1 Assessment Specialist, 2 Intake Specialists, and 1 Basic Readjustment Instructor and setting salaries and appropriating funds for the amendments to the organizational chart.

MOTION CARRIED
(SEE EXHIBIT W)

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the amended organizational structure as designed.

MOTION CARRIED

(SEE EXHIBIT W)

ITEM 24. DISCUSSION AND ACTION ON COMMISSIONER'S COURT EVENING MEETINGS

There was a short discussion on meetings being held at night. There was a consensus among the Commission that they not hold meetings at night due to there not being public attendance. Although Commissioner Rosel stated that he did not have a problem with maybe having the regular meeting at night if there is something that the public might want to address.

NO ACTION

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to adjourn Commissioner's Court Agenda.

MOTION CARRIED

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

The Honorable J. Edgar Ruiz, County Judge, called this Drainage District Board Meeting to order, whereupon the following items were had to wit:

DRAINAGE DISTRICT
=====

- ITEM 1. PERMIT:
 - A. CITY OF MISSION

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the permit request by the City of Mission as presented.

MOTION CARRIED
(SEE EXHIBIT X)

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces adjourn Drainage District No. 1.

MOTION CARRIED

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THIS DRAINAGE DISTRICT BOARD, 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.

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 MAY, 1996.

ATTEST:

JOSE ELOY PULIDO, County Clerk
Hidalgo County, Texas

By: Aaron Betancourt
AARON BETANCOURT, Deputy

