

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

CONSENT AGENDA

ITEM 1. APPROVAL OF BILLS - COUNTY AUDITOR

GENERAL FUND -	#121301 - #121497 - \$2,035,307.67
SPECIAL REVENUE FUND -	#120819 - #121008 - \$1,366,745.84
TRUST AND AGENCY FUND -	# 5552 - # 5579 - \$ 402,483.13
ENTERPRISE FUND -	# 2706 - # 2714 - \$ 15,410.41

(SEE EXHIBIT A)

**ITEM 2. APPROVAL OF MINUTES - DECEMBER 5, 1996
DECEMBER 11, 1996**

(NO EXHIBIT)

ITEM 3. APPROVAL OF COURT REPORTER'S FEES:

A. MAGDALENA G. HINOJOSA - \$357.00

(SEE EXHIBIT B)

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

- A. JUSTICE OF THE PEACE:
 - 1. CHARLIE ESPINOZA - \$ 15,118.50 - APRIL
 - 2. RENE O. TORRES - \$ 13,251.27 - APRIL
 - 3. RENE O. TORRES - \$ 15,689.00 - MAY
 - 4. JESUS MORALES - \$ 6,031.50 - MAY
 - 5. RUBEN RAMOS - \$ 11,025.90 - MAY
- B. LAW LIBRARY - \$ 1,942.10 - MAY
- C. COUNTY CLERK - PART I - \$116,806.50 - MAY
PART II - \$160,873.11 - MAY

(SEE EXHIBIT C)

ITEM 5. INTERNAL LINE ITEM TRANSFERS:

A. CONSTABLE PCT. 1 -	\$ 490.00
B. ADULT PROBATION - (SUPERVISION) -	\$ 6,400.00
C. ADULT PROBATION - (RESTITUTION CTR) -	\$ 20.00
D. COUNTY COURT #1 -	\$ 250.00
E. COUNTY COURT #2 -	\$ 650.00
F. COUNTY COURT #3 -	\$ 500.00
G. COUNTY COURT #4 -	\$ 650.00
H. JUVENILE PROBATION - (STATE) -	\$ 1,850.00
I. SHERIFF'S DEPARTMENT -	\$ 2,500.00
J. SHERIFF'S DEPARTMENT (JAIL) -	\$ 93,891.44
K. PCT. 3 (ADMINSTRATION) -	\$ 700.00
L. PCT. 3 (PAVED/UNPAVED) -	\$118,336.00
M. PCT. 3 (PARK) -	\$ 1,000.00
N. HUMAN SERVICES -	\$ 400.00
O. TAX OFFICE -	\$ 3,500.00
P. DISTRICT ATTORNEY -	\$ 2,000.00
Q. PCT. 1 -	\$ 7,000.00
R. PLANNING DEPARTMENT -	\$ 200.00

(SEE EXHIBIT D)

Judge Ruiz opened by presenting some announcements concerning the budget workshops and some upcoming events. He then asked if there were any additions, deletions,

questions or comments on the agenda. There being none, a motion was made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the Consent Agenda as presented.

MOTION CARRIED
(SEE EXHIBITS A-D)

EXECUTIVE AGENDA

ITEM 1. CLOSED SESSION:

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

- A. ADCOX VS. HIDALGO COUNTY
- B. PEDRO JAVIER RIVERA - VS. HIDALGO COUNTY

At this time, the Commission retired into Executive Session.

ITEM 2. OPEN SESSION:

- A. ADCOX VS. HIDALGO COUNTY
- B. PEDRO JAVIER RIVERA VS. HIDALGO COUNTY

2A

NO ACTION

2B

Judge Ruiz opened with a recommendation of a settlement with Pedro Rivera. The settlement is for \$35,000, a reinstatement to his previous position, a six month probationary period on behalf of Mr. Rivera and any leave and vacation days which have accrued prior to his separation will also be part of the settlement. Mr. Rivera and his attorney are in agreement with this settlement. A motion was then made by Commissioner Rosel and was seconded by Commissioner Arcaute to accept the agreement and all it's stipulations as approve by legal counsel.

MOTION CARRIED
(NO EXHIBIT)

Commissioner Garces stated for the record that he abstained from this vote and he has an affidavit indicating as such.

REGULAR AGENDA

ITEM 1. TAX ASSESSOR/COLLECTOR:

- A. APPROVAL OF TAX REFUND:
 - 1. McGILVARY ENTERPRISES - \$3,369.04

1A1

A motion was made by Commissioner Arcaute and was seconded by Commissioner Rosel to approve the tax refund to McGilvary Enterprises in the amount of \$3,369.04

MOTION CARRIED
(SEE EXHIBIT E)

ITEM 2. CONSTRUCTION OF 5TH FLOOR ADMINISTRATION BUILDING:

- A. **APPROVAL OF APPLICATION & CERTIFICATE FOR PAYMENT NO. 2 - MERIT CONSTRUCTION INC.**
- B. **BUDGET AMENDMENT**

2A

Judge Ruiz opened by stating that this item had been on the previous week. Judge Ruiz that they have obtained an itemization of the payment schedule so that they will know exactly how the payments will be in the future. He went on to state that a resolution had been adopted to recover these monies being expended by way of bond monies if and when there is a bond issue in place. He also stated that the resolution that had been adopted only covered \$200,000 of the monies that will be expended. They will come back the following week with another resolution to cover the rest of the money. The amount of the payment being requested is \$99,829. The amount budgeted is approximately \$4,000 short of the amount needed. Therefore, there will be a budget amendment necessary. A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve payment in the amount of \$99,829.

**MOTION CARRIED
(SEE EXHIBIT F)**

2B

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve a budget amendment of \$4,000 from the General Fund.

**MOTION CARRIED
(SEE EXHIBIT F)**

ITEM 3. HUMAN SERVICES:

- A. **REQUEST TO ADVERTISE FOR THE PROCESSING OF INDIGENT HEALTH CARE CLAIMS FOR FISCAL YEAR 96-97 OR EXTEND CURRENT CONTRACT WITH A.S.O NORTH AMERICA**

3A

Rudy De la Vina opened by stating that there is a an automatic extension clause in which they have to give a 45 day notice if they want to go out for new proposals. This contract has been on going since 1989 and Mr. De la Vina would not change anything to this contract. Judge Ruiz then recommended the extension of this contract. He also wanted to know who A.S.O. North America was and Mr. De la Vina stated to him that it was TPA-Ryron and they were merging with this company. The Commission wanted to know if they new company would still honor the contract that is in place now. They were assured that they would. A motion was then made by Commissioner Garces and was seconded by Commissioner Arcaute to authorize the extension of the current contract with TPA-Ryron D.B.A. A.S.O. North America for a period of one year.

**MOTION CARRIED
(SEE EXHIBIT G)**

Steve Crain addressed the Court with regards to the issue of the contract that was just approved. He stated that he had a concern as far as renewing this contract. Judge Ruiz stated to him that there was a renewal clause but Mr. Crain advised him that when there is a renewal clause in a contract, it does not mean they can renew year after year. He went on to state after being asked by Judge Ruiz how long can they renew it for and Mr. Crain stated that they usually, can renew it once after the initial term is up. He stated to the Court that he could look at this issue and report back the following week. In the meanwhile, **the motion will stand.**

ITEM 4. REVIEW AND POSSIBLE APPROVAL WITH REGARD TO TRAVEL POLICY

GUIDELINES AND PROCEDURES

Judge Ruiz opened by stating that this was a recommendation on behalf of the Auditor. Steve Austin stated that he is trying to better document and give the employees guidance as to what will be acceptable and unacceptable as far as travel is concerned. During his comments, he suggested some amounts as they relate to the amounts put out by the IRS which are \$50 for hotel and \$25 per meal on a per diem basis. He also quoted the mileage rate which currently is 31 cents per mile but there were some grants that require 28 cents per mile. He went on to state what is allowable and what is not as per the exhibit. The Commission has not had ample time to review these changes. The Commission did agree that there a need for some type of written policy so that they can keep better record of this issue. At this time, Commissioner Arcaute made a motion and was seconded by Commissioner Garces to table.

MOTION CARRIED (TABLED)
(SEE EXHIBIT G)

ITEM 5. 275TH DISTRICT COURT:
A. DECLARE SAVIN #7015Z SURPLUS

A motion was made by Commissioner Rosel and was seconded by Commissioner Arcaute to authorize the declaration of equipment surplus which is a copier for the 275th District Court and authorize our Purchasing Agent to dispose of said equipment.

MOTION CARRIED
(SEE EXHIBIT I)

ITEM 6. APPROVAL OF CHANGES TO SAFE AREAS UNDER THE JUNE 11, 1996 ORDER BANNING FIREWORKS

Judge Ruiz opened by stating that this was related to the resolution in which they designated an area as a site for aerial fireworks. The Association came back with some other sites around the County. Judge Ruiz stated that the area that was designated the previous week will not be able to be used due to some crops and also because it is within the city limits. Judge Ruiz suggested another area directly north of the Hidalgo County Health Clinic but Commissioner Garces stated that they would not be able to use this area because it also within the city limits. The Commission came up with other areas to be used. They came up with Anzalduas Park, Delta Lake Park and Sunrise Hill Park. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to amend the order to include the sites of Anzalduas Park, Delta Lake Park and Sunrise Hill Park to the safe areas to be used for aerial fireworks. Lisa Saucedo stated that they have sent the orders to the Law Enforcement Entities throughout the County. Judge Ruiz stated that they might want to talk to the Sheriff's Department to have their deputies stop and inspect fireworks stands. The motion was put to a vote and all voted in favor.

MOTION CARRIED
(SEE EXHIBIT K)

ITEM 7. FINANCIAL DISRUPTION TASK FORCE:
A. LINE ITEM TRANSFERS:
B. INTERLOCAL GOVERNMENTAL AGREEMENT BETWEEN HIDALGO COUNTY FDTF & CITY OF SAN JUAN
C. APPROVAL OF TASK FORCE FISCAL YEAR '97 GRANT & APPROVAL OF BUDGET

7A

Lupe Trevino stated that this request is being made to cover some expenses that will be incurred in the current budget. The total amount of this transfer is \$11,452. A motion was

made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the internal line item transfers totaling \$11,452 to the Hidalgo County Financial Disruption Task Force.

MOTION CARRIED
(SEE EXHIBIT L)

7B

Mr. Trevino stated that this agreement was for the use of a surplus vehicle to be used by the San Juan Police Department for enforcement purposes. This is with the City of San Juan. A motion was made by Commissioner Rosel and was seconded by Commissioner Rosel and was seconded by Commissioner Arcaute to approve an Interlocal Governmental Agreement between the County of Hidalgo, the Financial Disruption Task Force and the City of San Juan for the use of a confiscated vehicle.

MOTION CARRIED
(SEE EXHIBIT L)

7C

Mr. Trevino stated that this was approval of a grant by the Office of the National Drug Control Policy. This is also the approval of the budget for fiscal year 1997 and the amount is \$605,056 and it includes the District Attorney's Office and the Sheriff's Office. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Arcaute to approve the budget as presented for the Task Force fiscal year 1997 grant.

MOTION CARRIED
(SEE EXHIBIT L)

ITEM 8. IMPACT COURT:

- A. **GRANT ACCEPTANCE**
- B. **APPROPRIATION OF BUDGET**
- C. **SET SALARIES**

8A

Martha Salazar opened by stating that they had received notification of the grant release and it is in the amount of \$56,426 and it will require a match of \$24,182 for a grand total of \$80,608. This will be for a 4 month period. They were notified by the Criminal Justice Division that they would be submitting grants on 3 payment basis due to the strains on the budget. They have been assured though that they will get the full amount of the grant. A motion was then made by Commissioner Rosel and was seconded by Commissioner Arcaute to approve the grant from the Criminal Justice Division in the amount of \$56,426.

MOTION CARRIED
(SEE EXHIBIT M)

8B

Judge Ruiz wanted to know if everything was in line with the previous year. Mrs. Salazar did not know if there had been a 7% increase incorporated at the beginning of the year. He wanted to be known that if there has already been an increase, there will not be an increase at this time. The only way he will allow an increase is if they had not received an increase since the beginning the previous fiscal year. Mrs. Salazar assured the Court that she will find out if there was a raise at all. The Commission did agree with Judge Ruiz. A motion was made by Commissioner Arcaute and was seconded by Commissioner Rosel to appropriate the budget as presented totaling \$80,608.

MOTION CARRIED
(SEE EXHIBIT M)

8C

Judge Ruiz opened this topic by stating that the setting of salaries should be dictated by whether or not they have received any salary increase or rather when they last received an increase. He also stated that salaries would be Court Coordinator at \$35,600, Court Clerk at \$20,058, Court Report at \$44,828 and Court Bailiff at \$27,723. These will be the salaries set for the budget but not necessarily the salary that should be paid effective immediately. A motion was made by Commissioner Sanchez and was seconded by Commissioner Arcaute to approve.

MOTION CARRIED
(SEE EXHIBIT M)

ITEM 9. JUVENILE PROBATION DEPARTMENT:

A. APPROVAL OF LEASE AGREEMENT FOR COPIER

9A

Buddy Silva addressed the Court and stated that this request was to approve the lease agreement with Xerox. This contract was entered into back in November of the previous year. Mr. Silva found out recently, that the bills have not been paid to this point. Judge Ruiz stated that he had spoken with the County Clerk's Office in reference to this. He went on to state that the interpretation of Steve Austin is that they are low priced but the State did not stipulate that the lease purchase was an option in the contract. When a department accept the contracts as the low bid, they have to come to Court to approve the lease purchase portion or the financing of the contract. He stated that what needs to be done is the approval retroactively the lease purchase program so that the bills can be paid. A motion was then made by Commissioner Rosel and was seconded by Commissioner Arcaute to approve.

MOTION CARRIED
(SEE EXHIBIT N)

ITEM 10. ELECTIONS ADMINISTRATION (NOE PEREZ):

A. APPROVAL OF MAINTENANCE SERVICE AGREEMENT FOR EQUIPMENT

10A

Noe Perez stated that this agreement was for a printer. This printer is used to print voting list for City, School and County elections. He stated that they had gone out on bids and there were two bids received from Computer Maintenance Service for \$1,575 and ABA Solutions for \$1,750. Mr. Barnes has serviced this equipment for the last five years and they also service the printer for the Tax Office. Mr. Perez is recommending that they stay with Arnold Barnes for another year since they have done this for the last five years. There was some skepticism on behalf of the Commission due to the recommendation of Mr. Perez not being the low bid. After further comments, a motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to approve ABA as the bid most advantageous to the County of Hidalgo for the Maintenance Service Agreement for certain equipment in the Elections administration

MOTION CARRIED
(SEE EXHIBIT O)

ITEM 11. SHERIFF'S DEPARTMENT:

A. PROCLAMATION DESIGNATING JUNE 24-29 AS WATCH YOUR CAR AWARENESS WEEK

B. APPROVE BUDGET FOR FORFEITED MONIES RECEIVED IN THE AMOUNT OF \$10,539.74

C. APPROVAL OF BUDGET AMENDMENT - \$36,000.00 (JAIL)

- D. **APPROVAL OF BUY OUT OF TWO LEASE COPIERS FOR \$7,948.33 EACH AND BUDGET AMENDMENT - \$10,838.74 & LINE ITEM TRANSFER - \$5,057.92 (TOTAL - \$15,896.66)**
- E. **APPROVAL OF CONTINUATION OF THE EXISTING LEASE AGREEMENT WITH XEROX CORPORATION**
- F. **APPROVAL OF BUDGET APPROPRIATION FOR JAIL COMMISSARY ACCT. - \$2,000.00**
- G. **REQUEST TO DECLARE SURPLUS - LAW BOOKS**

11A

Roy Quintanilha stated that this proclamation was to promote public awareness for car theft. This will be done throughout the State. A motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to adopt the proclamation declaring the week of June 24-29 as "Watch you car Awareness Week" in Hidalgo County to recognize the importance of more vehicle theft prevention measures that are prevalent in the County of Hidalgo.

**MOTION CARRIED
(SEE EXHIBIT P)**

11B

Mr. Quintanilha stated that this was money given to the department by the IRS from a division of monies from a forfeiture. The total amount is \$10,539.74. They would like to place \$1,000 in line item 28 for police and camera supplies. \$9,539.74 be put into the equipment line item. A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to appropriate \$10,539.74 to the Sheriff's Federal Sharing U.S. Treasury budget as presented.

**MOTION CARRIED
(SEE EXHIBIT P)**

11C

Joe Jackson addressed the Court and stated this amendment is for the bills incurred for hospital services and medical and dental services. Judge Ruiz expressed his thoughts on qualifying these bills under Indigent Health Care bills. Mr. De La Vina addressed the Court and stated they have been working on determining eligibility on the individuals that qualify for this program. They have trained a lieutenant at the jail to be able to determine eligibility. They are in the mist of ironing out some details as to who qualifies under the County Program and who qualifies under other County Programs. The Commission was pointing towards an individual who's bills are around \$85,000 at this point but Mr. De La Vina stated that by law, the most they can pay is \$30,000. They also expressed some other ideas concerning this issue. After further comments, a motion was made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the budget amendment of \$36,000 to the Jail as presented.

**MOTION CARRIED
(SEE EXHIBIT P)**

11D&E

Mr. Quintanilha stated that this had been discussed in a prior meeting. He stated that it had been tabled until a buy out price had been reached. He went on to state that money that budgeted for the rental of these copiers was \$5,057.92 and they can transfer that money from lease equipment to office equipment. They will still be in need of \$10,838.74 from the County. Judge Ruiz again went on to state that this came about because lack of payment from the auditor. He stated that this could be handled by approving the budget amendment or they could approve this retroactive and the bills will get paid. He then recommended that they continue with their lease purchase as they have been doing. **After further comments, Judge Ruiz again recommended the continuation of the existing lease agreement with Xerox Corporation**

and authorize the lease purchase retroactive to the time that they bought this equipment. This would be item E. A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve the lease agreement retroactive to the point of signing of the contract with Xerox Corporation and authorize the payment of bills on this particular contract.

**NO ACTION ON ITEM D
MOTION CARRIED ON ITEM E
(SEE EXHIBIT P)**

11F

Joe Jackson stated that these \$2,000 is coming from the Jail Commissary Account and it is strictly funded from the Commissary Account. They would like to place these in the law library for the inmates. A motion was then made by Commissioner Rosel and was seconded by Commissioner Arcaute to authorize the budget appropriation of \$2,000 from Jail Commissary Account for upgrade of the Library at the County Jail.

**MOTION CARRIED
(SEE EXHIBIT P)**

11G

Captain Jackson stated that these books were last year's supplement that were outdated and these are the ones that will be replaced. A motion was made by Commissioner Rosel and was seconded by Commissioner Arcaute to authorize the declaration of equipment surplus of certain law books and authorize our Purchasing Agent to dispose of said material.

**MOTION CARRIED
(SEE EXHIBIT P)**

ITEM 12. DISCUSSION AND ACTION ON SOLID WASTE ENFORCEMENT GRANT

Martha Salazar stated that she had recently received a call from the solid waste enforcement officer from Cameron County with regards to the grant. They were preparing to submit their application for this grant and they wanted to know if Hidalgo County was going to submit their application. The reason this gentleman wanted to know if the County was going to submit the application is because they were under the understanding that there was a gentleman's agreement that this grant year would be done on an equal basis as opposed to a ranking as it was done the previous year. Mrs. Salazar was seeking guidance from the Court as to their wishes in whether they want to apply the upcoming year. Judge Ruiz expressed the fact that the last time they had this, there was no enforcement and was not very productive. Commissioner Sanchez expressed his dissatisfaction with this program and would like to stay away from this program due to it's lack of funds and productivity. After further brief comments, a motion was made by Commissioner Rosel and was seconded by Commissioner Sanchez to authorize the County Judge's Office to prepare a Solid Waste Enforcement Grant Application for further review from Commissioner's Court.

**MOTION CARRIED
(SEE EXHIBIT Q)**

ITEM 13. APPOINTMENT OF INTERIM ADMINISTRATIVE DIRECTOR FOR HEALTH DEPARTMENT

Judge Ruiz stated that Dr. Celestino Avila had been appointed to replace the resigning Dr. Omar Garza as Director of the Health Clinic on an Interim basis. This will be from the Medical aspect of the Health Department. He went on to state that they are currently working on his contract. They are now wanting to appoint Rudy De La Vina as the Director but from the

Administrative aspect of the Health Department because of pressing administrative decisions that need to be made. A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to appoint Rudy De La Vina as Interim Administrative Director for the Health Department.

**MOTION CARRIED
(NO EXHIBIT)**

ITEM 14. PCT. 1:

- A. **APPROVAL OF OFFICIAL BOND**
- B. **ENTER INTO A JOINT VENTURE PROJECT AGREEMENT WITH COLONIA ELIZABETH LOCATED ON MILE 2 ½ EAST BY 8 NORTH, MERCEDES TEXAS AND APPROPRIATE FUNDS**
- C. **APPROPRIATION OF FUNDS (COLONIA CHAPA)**

14A

Judge Ruiz stated that this bond was for Samuel Sanchez, Pct. 1 Commissioner. It had not been paid due to some unforeseen circumstances. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to approve the Official Bond of the County Commissioner, Pct. 1 as presented.

**MOTION CARRIED
(SEE EXHIBIT R)**

14B

Commissioner Sanchez stated that this had been tabled the previous week due to a lack of information. He would now like to approve the agreement with the residents of Colonia Elizabeth and accept the contributions for drainage pipes and have the auditor designate a fund and appropriate the funds into object 37. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to enter into a joint venture project agreement with Colonia Elizabeth located on mile 2 ½ east by 8 north in Mercedes and to appropriate \$1,080 to object 37 as presented.

**MOTION CARRIED
(SEE EXHIBIT R)**

14C

Commissioner Sanchez stated that this appropriation had already been submitted to the Auditor. The reason this is back now is because they had failed to mention to appropriate it to object 37 and designate a fund. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to appropriate the money for Colonia Chapa No. 5 be designated by the Auditor into object 37 and a fund set up for the pipes to be purchased.

**MOTION CARRIED
(SEE EXHIBIT R)**

ITEM 15. PCT. 2:

- A. **AUTHORIZATION TO REMOVE ITEMS FROM INVENTORY LIST - ROAD & BRIDGE & PARKS**

Commissioner Arcaute stated that these were items that were items unaccounted for or there is no record of but they have those items. They came across these items after a clean up of the shop. He would like to declare them surplus. A motion was then made by Commissioner Arcaute and was seconded by Commissioner Sanchez to authorize the removal of certain items in Pct. 2 Road and Bridge and Pct. 2 Parks, remove from inventory. They are unaccounted for.

**MOTION CARRIED
(SEE EXHIBIT S)**

ITEM 16. PCT. 3:

**A. APPOINTMENT OF DELEGATE AND ALTERNATE TO RIO GRANDE
DEVELOPMENT COUNCIL BOARD**

16A

Commissioner Sanchez opened by stating that at this current time, Pct. 1 is the delegate to this board and Pct. 3 is the alternate. The times the Commissioner Sanchez was out, Commissioner Rosel was attending the meetings. What he would like to do now is reverse the rolls being that now Pct. 3 would be more knowledgeable about what is going on with the board. He would like to have Commissioner Rosel be the delegate and him be the alternate. A motion was then made by Commissioner Garces and was seconded by Commissioner Arcaute to appoint Commissioner Juan Rosel as delegate to the Development Council and keep Commissioner Samuel Sanchez as alternate to that particular board.

**MOTION CARRIED
(NO EXHIBIT)**

ITEM 17. PLANNING DEPARTMENT:

- A. SUBDIVISIONS:**
 - 1. NORTHWEST RIDGE ETATES - PCT. 3**
- B. FINAL PLAT APPROVAL WITH LETTER OF CREDIT:**
 - 1. SPANISH PALMS SUBDIVISIONS - PCT. 1**
- C. PRELIMINARY PLAT APPROVAL:**
 - 1. GOLDEN NUGGET - PCT. 4**
- D. EXTENSION REQUEST FOR INTERNATIONAL VILLAGE SUBDIVISION - PCT. 3**
- E. VARIANCE REQUEST - 4 TWO ACRE TRACTS - ALLEN STEVENSON - PCT. 1**
- F. DISCUSSION AND POSSIBLE ACTION ON AYALA-BAZAN SUBDIVISION - PCT. 1**

17A1

Roy Gonzalez addressed the Court on behalf of Emilio Garcia. He stated that all requirements for this subdivision had been met and the department recommended approval along with the City of Mission who inspected all improvements. A motion was then made by Commissioner Rosel and was seconded by Commissioner Arcaute to approve Northwest Ridge Estates, Pct. 3 as presented.

**MOTION CARRIED
(SEE EXHIBIT T)**

17B1

Mr. Gonzalez stated that this subdivision also met all requirements and had been approved by the City of Weslaco. Commissioner Sanchez stated that he had inspected this subdivision and he had no problems with this subdivision. He then made a motion which was seconded by Commissioner Garces for final plat approval on Spanish Palms.

**MOTION CARRIED
(SEE EXHIBIT T)**

17C1

Mr. Gonzalez stated that this subdivision was just preliminary plat approval. This has been approved by the City of Edinburg. Mr. Gonzalez then recommended approval of this subdivision also. A motion was made by Commissioner Garces and was seconded by

Commissioner Arcaute to approve Golden Nugget in Pct. 4 as preliminary plat approval as presented.

**MOTION CARRIED
(SEE EXHIBIT T)**

17D

Mr. Gonzalez stated that no action was needed on this subdivision. The reason for this is because this subdivision still has approval until August 1, 1996. Judge Ruiz stated no action at this time.

NO ACTION

17E

Mr. Gonzalez stated that what was being requested here was a variance to the regulations under section 1.6.1. What happened is that Mr. Stevenson had repossessed four lots that were sold prior to the current regulations. What he would like to do is resale those lots according to the regulations that were in place at the time of the initial sale. The Commission did not agree with this being that Mr. Stevenson has to abide by the new regulations which call for platting of these lots. The Attorney General has prohibited may developers from selling lots in this manner. Judge Ruiz wanted to know if this subdivision had been improved by way of paved roads, septic tanks, water etc. Upon finding out that they were not, he stated that he would not recommend this in any way, shape or fashion and the rest of the Commission agreed with him. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to deny the variance request.

**MOTION CARRIED
(SEE EXHIBIT T)**

17F

Judge Ruiz stated that he had gotten some information concerning this subdivision. He stated that this was not an approved subdivision. He also asked if there was any knowledge that this subdivision was being developed and had actually been completed. Noone knew that this was being done. Commissioner Sanchez stated that the only thing he had was the fact that his foreman was asked to inspect the subdivision. During that inspection, the foreman was asked if they would have problems with the drainage. Also, the foreman stated to Mr. Ayala that the pct. would have no problem in issuing a letter allowing the subdivision not to have culvert pipes but he also instructed him to consult with the planning department concerning the subdivision. The Commission did not understand how the engineer, who was Salinas and Assoc., never advised the developer of the correct process. This particular engineer has done many subdivisions within the County. Mr. Ruiz then addressed the developers Mr. Ayala and Mr. Bazan. He stated to them that the engineer should have gone through various processes to insure the approval of this subdivision. He told them that they will have to go through all the fees, inspections and drainage reports as if he were just starting out. The developer advised the Court that the developer never told him of this process. He just told him what to install. The planning department did not know about this subdivision either until the previous week. Judge Ruiz told the developer that he will have to work with the Planning Department to insure all the requirements are met and also instructed Mr. Gonzalez that he wants this subdivision on the agenda every week until it is either approved or denied.

NO ACTION

ITEM 18. PURCHASING DEPARTMENT:

- A. **AWARD BID FOR HAULING SERVICES - PCT. 1**
- B. **AWARD BID FOR RENTAL OF WIC BUILDING**

18A

Martha Salazar, Purchasing Agent, recommended that this bid be taken under advisement. She stated that there have been some issue raised as to the demand that will be requested from the Vendor. She would like some time to clarify those issues. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Rosel to take all bids under advisement for hauling services in pct. 1.

MOTION CARRIED
(SEE EXHIBIT U)

18B

Commissioner Rosel stated to the Court that he will be abstaining from any conversation or vote on this matter. He is directly related to one of the bidders. He will file an affidavit to that effect. Mrs. Salazar stated that there were two bids. Norberto Salinas for 75 cents per square foot and Mrs. F. Rosel for 45 cents per square foot. Mrs. Salazar stated that she has inspected the properties and she is now recommending Mrs. F. Rosel. Commissioner Arcaute asked if there had been a previous bid submitted by Mrs. Rosel at 85 cents per square foot. Judge Ruiz informed him that they had previously advertised and there was one bid and it was rejected by the Commission. That one bid was from F. Rosel. Commissioner Arcaute wanted to know the reason why the previous bid was rejected. Norma Longoria stated to him that it was because it did not meet specifications. Since then, the building has been renovated and it does meet specs. The specs. have not changed in any way. Mrs. Rosel brought the building up to standards. After further brief comments, a motion was made by Commissioner Garces and was seconded by Commissioner Sanchez to accept the low bid of F. Rosel in Mission for 45 cents per square foot for a period of one year.

MOTION CARRIED
(SEE EXHIBIT U)

ITEM 19. BUDGET AMENDMENT:

- A. **LUNACY TRIALS - 6-010-444-710.68 - \$3,000**
- B. **COUNTY COURTS AT LAW - \$2,097.75**

19A

A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve a budget amendment of \$3,000 for lunacy trials for court cost investigations.

MOTION CARRIED
(SEE EXHIBIT V)

19B

Judge Ruiz stated that this amendment for the rental of equipment to be used by all County Courts at Law. It will be for a copier Each court is requesting \$524.43 except County Court 2 which is asking for \$524.46. It is for the payment of pending bills for the copier. A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve the budget amendment.

MOTION CARRIED
(SEE EXHIBIT V)

ITEM 20. URBAN COUNTY:

- A. **CITY OF EDCOUCH - RESCIND SUBRECIPIENT AGREEMENT BETWEEN COUNTY OF HIDALGO, CITY OF EDCOUCH & THE DELTA AREA DEVELOPMENT CORPORATION**
- B. **CITY OF EDCOUCH - SUBRECIPIENT AGREEMENT BETWEEN COUNTY OF**

HIDALGO, CITY OF EDCOUCH & THE DELTA AREA DEVELOPMENT CORP-CORPORATION

- C. **COOPERATION AGREEMENTS - HIDALGO COUNTY & CONSORTIUM CITIES**
- D. **AUTHORIZATION TO OPEN A BANK ACCOUNT AT TEXAS STATE BANK IN MISSION, TEXAS**
- E. **HOME/HOMEOWNER OCCUPIED HOUSING APPLICATIONS**
- F. **CITY OF LA VILLA - HOME/HOUSING REHAB. PROGRAM - CONSTRUCTION CONTRACT AWARD**

20A

Anthony Covacevich stated that they would like to rescind previous action taken with regards to the subrecipient agreement between the City of Edcouch and the Delta Area Development Corporation. The reason for this is because of the inadvertent amount from the budget being used. The correct amount should be \$22,000. A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to rescind the previous motion taken last week where we agreed on a \$35,000 subrecipient agreement. It should have been \$22,000.

MOTION CARRIED
(SEE EXHIBIT W)

20B

A motion was made by Commissioner Sanchez and was seconded by Commissioner Arcaute and to approve a subrecipient agreement which is City of Edcouch, County of Hidalgo and the Delta Area Development Corporation in the amount of \$22,000.

MOTION CARRIED
(SEE EXHIBIT W)

20C

Mr. Covacevich stated that every three years, there has to be a reauthorization from HUD to become an Urban County. In 1997 will be the first year. He stated that they are in receipt of cooperative agreements from all the cities including Palmhurst, which was not included the previous year. They all have sent a letter stating that they wish to join the UCP. This is a request for approval of all the agreements and have the Judge sign them and forward them to the District Attorney and then to HUD for final approval. A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve all cooperative agreements between Hidalgo County and the Consortium Cities that participate in the Urban County Program. This will be for a three year period.

MOTION CARRIED
(SEE EXHIBIT W)

20D

Mr. Covacevich stated that this was more along the lines of an account that exists between Mission Service Project and the Bank due to the loan receivables that have been acquired. What will happen, is that they will take over the account but the people will still made their payments there at that bank. Mr. Covacevich stated that he felt that it would be in the best interest of the County. A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to authorize a bank account at Texas State Bank in Mission for the purpose of receiving payments for some housing programs.

MOTION CARRIED
(SEE EXHIBIT W)

20E

Mr. Covacevich stated that this would be two new applicants. They will be Marcelina Diaz and Fransisco Suarez. This will also be to go out for bids. A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve countywide case #85-95-18 and #45-95-11 as presented.

***MOTION CARRIED
(SEE EXHIBIT W)***

20F

Mr. Covacevich is recommending the low bid of option #1 to Quality Investment in the amount of \$39,780. This will cover 4 units. A motion was made by Commissioner Sanchez and was seconded by Commissioner Arcaute to award the bid to Quality Investments option 1, \$39,780 being low bid or the bid most advantageous to the County of Hidalgo.

***MOTION CARRIED
(SEE EXHIBIT W)***

Before the adjournment of the meeting, Judge Ruiz had some comments. He stated that there were several businesses were pulling their monies to have a coupon book that will promote valley businesses. The intent of this book is distribute them to teens around the County so that they can in turn sell for discount coupons at various establishments. The overall intent of the program is summer jobs for the teens. He would now like a proclamation to be accepted to declare the day of June 20 as teen summer jobs day. A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve.

MOTION CARRIED

After some comments, a motion was made by Commissioner Arcaute and was seconded by Commissioner Rosel to adjourn Commissioner's Court Agenda.

MOTION CARRIED

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THIS COMMISSIONER'S COURT, THIS MEETING STANDS ADJOURNED.