

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	- #123249 - #123413	- \$1,420,209.08
SPECIAL REVENUE FUND	- #122566 - #122769	- \$ 699,453.85
TRUST AND AGENCY FUND	- # 5708 - # 5734	- \$ 860,291.97
ENTERPRISE FUND	- # 2793 - # 2807	- \$ 11,647.96

(EXHIBIT A)

ITEM 2. APPROVAL OF MINUTES - JANUARY 30, 1996

ITEM 3. APPROVAL OF ATTORNEY FEES - \$93,609.60

(EXHIBIT B)

ITEM 4. APPROVAL OF MONTHLY FEE REPORTS:

- A. JUSTICE OF THE PEACE:
 - 1. E. JACKSON - \$ 5,866.00 - JULY
 - 2. JESUS MORALES - \$ 9,500.00 - JULY
 - 3. ADAN CABALLERO - \$ 3,911.60 - JULY
 - 4. CHARLIE ESPINOZA - \$21,021.20 - JULY
- B. LAW LIBRARY - \$ 1,345.90 - JUNE
- C. LAW LIBRARY - \$ 1,676.25 - JULY

(EXHIBIT C)

ITEM 5. PLANNING DEPARTMENT

- A. SUBDIVISIONS:
 - 1. BUSINESS PARK PLAZA PHASE 2 - PCT. 3
 - 2. BALCONES TRAIL SUBDIVISION PHASE I - PCT. 4
 - 3. STEWART HEIGHTS - PCT. 3
- B. RELEASE LETTER OF CREDIT:
 - 1. FIVE MILE HEIGHTS SUBDIVISION - PCT. 3

(EXHIBIT D)

ITEM 6. URBAN COUNTY:

- A. CITY OF ALAMO - BUDGET AMENDMENT
- B. CITY OF ALTON - BUDGET AMENDMENT
- C. PCT. 3 & PCT. 4 - BUDGET AMENDMENT

(EXHIBIT E)

ITEM 7. PERMITS:

- A. SOUTHWESTERN BELL TELEPHONE CO. - PCT. 1
- B. NORTH ALAMO WATER SUPPLY CORP. - PCT. 1 & 4

(EXHIBIT F)

ITEM 8. INTERNAL LINE ITEM TRANSFERS

- A. JAIL COMMISSARY
- B. CONSTABLE PCT. 4
- C. COUNTY JUDGE
- D. 332ND DISTRICT COURT
- E. JUVENILE PROBATION
- F. PCT. 3 - PARK
- G. COUNTY CLERK
- H. HEALTH DEPARTMENT

- I. COUNTY AUDITOR
- J. HUMAN SERVICES

(EXHIBIT G)

Judge Ruiz opened by stating that they will move Item 8J from the Consent Agenda to the Regular Agenda for discussion. They will also move item 5A2 to the Regular Agenda. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve the Consent Agenda as amended deleting items 5A2, Balcones Trail Subdivision Phase I Pct. 4 and 8J, Human Services, Internal Line Item Transfer.**

**MOTION CARRIED
(EXHIBITS A-G)**

The Commission took up item 5A2. Judge Ruiz stated that Balcones Trails Subdivision has gone through the Planning Department and City Council in Edinburg and it has been approved as submitted. Judge Ruiz wanted to discuss this subdivision because the issue of the MPO Right of Way has come to light again. He reiterated that they had asked Mrs. Walker to deal with the MPO as Right of Way as opposed to easements and implement this to the fullest. Since she was given this direction, there has been a tremendous amount of reaction from developers and engineers as well as cities. Especially the ones that have not implemented this plan as of yet. Those cities are saying that since they are not implementing this why should the County. Judge Ruiz felt that since there has not been any serious direction concerning the MPO, they should approve the subdivisions that the cities are recommending. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve Balcones Trails Subdivision Phase I in Pct. 4 as presented.**

MOTION CARRIED

The Commission went to item 8J. Judge Ruiz stated that they needed to put \$35,000 into contractual services. In essence, this is a budget amendment. This will pay administration of third party administrator. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to authorize a budget amendment from Pauper Burials and authorize a transfer of \$35,000 into Contractual Services Direct Assistance.**

MOTION CARRIED**REGULAR AGENDA****ITEM 1. TAX OFFICE:****A. TAX REFUNDS:**

1. TEXAS COMMERCE BANK, N.A., TRUSTEE - \$546.77
2. BALDEMAR CANTU - \$1,858.26

1A1&2

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

**MOTION CARRIED
(EXHIBIT H)****ITEM 2. COUNTY CLERK:**

- A. AUTHORIZATION TO RETAIN LEGAL COUNSEL FOR THE PREPARATION OF SPECIFICATIONS FOR COUNTY CLERK COMPUTER WEB**

2A

Eloy Pulido addressed the Court. He reminded the Court that he had been there previously to brief the Court on his intentions to put all deed records and others on the internet. When they were before the Court the previous time, Judge Ruiz had instructed them to seek a specialized legal counsel to oversee the project. They have now done so and Mr. Pulido has received a proposal from Montalvo and Ramirez. In this proposal, they are proposing three phases and they are looking at about \$2500 for the whole process. This includes preparing the specifications, negotiating the contract and preparing the policy and licensing agreement between the County and the users. Judge Ruiz stated that this service would be a great value to the public. Mr. Pulido would like to place other records online as they progress. **A motion was then made by Commissioner Garces and was seconded by Commissioner Sanchez to approve a contract between the County of Hidalgo and Montalvo & Ramirez for the County Clerk's Office to establish bid specifications, negotiate contact and setting policies for the possible use of the internet for our County Records.**

**MOTION CARRIED
(EXHIBIT I)**

ITEM 3. ADULT PROBATION DEPARTMENT:

- A. **AMENDMENT TO AGREEMENT BETWEEN HIDALGO COUNTY CSCD & THE RANETTE COMPANY AS REQUESTED BY TDJC-CJAD**
- B. **EXEMPTION OF PROFESSIONAL SERVICES FROM THE BIDDING REQUIREMENT & APPROVAL OF FY-97 CONTRACTS:**
 - 1. **DR. OMAR GARZA - BOOT CAMP**
 - 2. **DR. MARIN GARZA - RESTITUTION CENTER**
 - 3. **DR. GREGORIO PINA - SEX OFFENDER PROGRAM**
 - 4. **B.I. INCORPORATED - ELECTRONIC MONITORING**

3A

Joe Lopez addressed the Court and stated that they have gone through the RFP process and they came up with a contract which was drawn up by Steve Crain. That contract was submitted to CJAD for approval and they have no objections but they do have a suggestion. They would like to add a clause to this contract. The clause is as per the exhibit. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve the amendment to the agreement between the County of Hidalgo, Community Supervision Corrections Department and the Ranette Company as presented.**

**MOTION CARRIED
(EXHIBIT J)**

3A1-3

Mr. Lopez addressed the Court and stated that they have discussed this with Mr. Crain and they scratched item 4. No action is needed by the Court. Mr. Lopez went on to state that these are renewal contracts already in place. There are no changes to the contracts. **A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve the renewal contracts with Dr. Omar Garza for medical services at the Boot Camp, Dr. Marin Garza, medical services at the Restitution Center and Dr. Gregorio Pina who manages the Sex Offender Program. This is for one year beginning Sept. 1, 1997.**

**MOTION CARRIED
(EXHIBIT J)**

**3A4
NO ACTION**

ITEM 4. JUVENILE PROBATION DEPARTMENT:

- A. APPROVAL OF THE TEXAS JUVENILE PROBATION COMMISSION FY-97 STATE GRANT PROGRAMS:**
 - 1. STATE AIDE
 - 2. COMMUNITY CORRECTIONS ASSISTANCE PROGRAM
 - 3. PROGRESSIVE SANCTIONS (JPO)
 - 4. PROGRESSIVE SANCTIONS (ISP)
 - 5. BORDER PROJECT
- B. APPROVAL OF JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM AGREEMENT**
- C. APPROVAL OF INTERLOCAL AGREEMENT & MEMORANDUM OF UNDERSTANDING BETWEEN HIDALGO COUNTY JUVENILE BOARD OF JUDGES AND THE HIDALGO COUNTY INDEPENDENT SCHOOL DISTRICTS**

4A

Buddy Silva stated that these are all state funds that have been received from TJPC. They have been approved by the Juvenile Board. They are all renewal grants. The Progressive Sanctions Grants do require a match which has been approved by the County. This match enabled the County to hire 7 Probation Officers. The match is \$33,146 for #3 and \$4,612 for #4. There has been a slight increase. This will be a local match. This amount is included in the budget submitted to take effect January 1. There are no other increases. Judge Ruiz stated that the two Progressive Sanction Programs JPO & ISP which do require a match from the General Fund, which will come from the budget when approved. **A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to approve all Probation Commission State Grant Programs, State Aide \$311,414, Community Correction Assistance Program \$681,612, Progressive Sanction JPO & ISP \$110,895 & \$53,004 and the Border Project \$30,000 as presented.**

**MOTION CARRIED
(EXHIBIT K)**

4B

Mr. Silva stated that this program has been approved by Juvenile Board. This program will be located at the Weslaco Youth Village. This agreement will provide for the usage of the Youth Village building. The contractor will provide all the services. They will also set up a satellite school in another area of the County if the need arises. The students that attend this school will be all expelled students from all school districts of the County and the school districts will be responsible for transportation. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve an agreement for a year between the County of Hidalgo Juvenile Board, County of Hidalgo Student Alternative Programs, Inc. for the services of an Alternative Education Program for the County of Hidalgo.**

**MOTION CARRIED
(EXHIBIT K)**

4C

Mr. Silva stated that this agreement is part of the requirements of Senate Bill 1 in which the Juvenile Board must enter into an agreement & memorandum with all the school districts being that some of the students may be enrolled in this program. This memorandum of understanding explains how the kids will get to the school, how long they will be enrolled, what it will cost, which youths will and will not be eligible and also the kinds of services that will be provided. **Judge Ruiz recommended to approval of this particular Interlocal Agreement & Memorandum of Understanding as to form and content. Commissioner Sanchez so moved to that effect and was seconded by Commissioner Garces.**

**MOTION CARRIED
(EXHIBIT K)**

ITEM 5. SHERIFF'S DEPARTMENT:

- A. **BUDGET APPROPRIATION OF \$3,000 - JAIL COMMISSARY**
- B. **APPROVAL OF EDINBURG PHARMACY ACCOUNT & AUTHORIZE PAYMENT**

5A

Joe Jackson addressed the Court and stated that this account is 100% funded by the Jail Commissary bank account and the monies have been forwarded to the Treasurer. These monies will be used for additional expenses in line item 27 which is inmate uniforms. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve the appropriation of \$3,000 in the County Jail Commissary Account as presented.**

**MOTION CARRIED
(EXHIBIT L)**

5B

Ramiro Castellano addressed the Court and stated that this item had been previously discussed. They have since discussed this issue with Steve Crain and he felt that this item needed to come before Court for action to resolve this. In the meantime, they have obtained 3 bids on every purchase. Mr. Castellano went on to state that they are working on purchasing all their needs for medications on a yearly basis. They are still working on those details. Judge Ruiz asked why this item needed action from the Court. Steve Crain addressed the Court and stated that there was no way that these could be paid unless it was a claim and there was Court approval. Judge Ruiz stated that they want to pay and felt that this should be paid but he felt that they were putting the Sheriff's Office in an administrative trap where more work is being done than is necessary. Judge Ruiz stated that the County Auditor was wrong for this issue because this should not be a cumulative of all items. It is each medication up to \$15,000 and none of them add up to the \$15,000 cap. He recommended to Mr. Castellano that this be taken to the Board of Judges and he will support them. Mr. Castellano stated that he approached Judge Evins on this issue and Judge Evins had a conversation with Steve Austin and he told Judge Evins that this purchase exceeded \$15,000 cumulative. Mr. Castellano stated that there was a miscommunication on this issue. Judge Ruiz stated that it was not the law that these items are aggregate of the whole County. Judge Ruiz again recommended to Mr. Castellano that he take this matter to the Board of Judges and he will be there and he also wants the Purchasing Agent at this meeting as well as Mr. Crain. After further comments, **Judge Ruiz stated that in order for the Auditor to pay this bill, there had to be approval from the Court. A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve this claim and order the County Auditor to pay them.**

**MOTION CARRIED
(EXHIBIT L)**

ITEM 6. COUNTY JUDGE:

- A. **APPOINTMENT OF ANTHONY COVACEVICH TO ALLIANCE FOR I-69 TEXAS AND NOT MID-CONTINENT I-69**
- B. **DISCUSSION AND POSSIBLE ACTION ON HIDALGO COUNTY OFFICE SPACE AND LEASE AGREEMENT**

6A

Anthony Covacevich stated that he should have been appointed to the Alliance for I-69 Texas and not Mid Continent I-69. They are two separate committees. **A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to rescind**

the previous action appointing him to the Mid Continent I-69 Board and appoint him to the Texas Alliance for I-69.

***MOTION CARRIED
(NO EXHIBIT)***

6B

Paul Vazaldua stated that this stems from several requests for space or renewals of current agreements for office space in the County. In the recommendation of Legal Counsel, the County should develop specifications and place those spaces out for bid in order to be in compliance with chapter 263 of the Texas Local Government Code. This would apply to any County owned property. There would have to be notice given to the current occupants that their space will up for bidding. Commissioner Sanchez feels that this will complicate matters. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to begin the preparation of specifications and authorize the advertisements for office space and lease agreements with the County of Hidalgo.** Commissioner Sanchez asked if the County had an option to do this or not. Steve Crain stated that the statute does not distinguish whether this was a for profit entity or a not for profit entity. The County will have the final decision as to what projects should be on County Property. Once that determination is made then it will have to be advertised so that any group that is offering that type of activity can bid on the property and they would have to submit specifications as to how they would do this type of activity. Commissioner Sanchez still felt that this complicates matters. Mr. Crain stated that they add a report clause into in the lease agreement by which that entity would have to report to the Court on their statistics and they Court would decide if they are eligible to re-bid. After further brief comments, **the motion to authorize the preparation of specs and the advertising for space in all County owned property was put to a vote and was passed.**

***MOTION CARRIED
(EXHIBIT M)
(COMM. SANCHEZ OPPOSED, COMM. ARCAUTE OBSTAINED & JUDGE RUIZ VOTED IN FAVOR)***

ITEM 7. REPORT OF SALE, ORDER CONFIRMING SALE & AUTHORIZATION FOR SPECIAL COMMISSIONER TO EXECUTE DEED - ABANDONED RAILROAD RIGHT OF WAY ALONG F.M. 2993 FROM THE 7 MILE LINE NORTH TO F.M. 1925

Vona Walker stated that this property is an extension of Conway north of 107 between 107 and 1925. From the 9 Mile Line to 1925, title companies have the opinion that the County owns the 100 foot railroad right of way. There are some property owners who wanted to buy a portion of this right of way. Of the 100 ft. available, they are selling the west 35 ft. and they will retain the rest for the expansion of the road. There was one bidder and it was Adobe Holdings, Inc. with a bid of \$3,000 which was the appraised value plus other costs. **A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the sale.**

***MOTION CARRIED
(EXHIBIT N)***

**ITEM 8. PCT. 2:
A. ASSIGNMENT OF LEASE - SISTERS OF MERCY - LAS MILPAS PROPERTY**

Mrs. Walker stated that the County had advertised for the lease of the property. The Sisters of Mercy are the ones who have this lease but they are out of St. Louis. The Sisters of Mercy will still have the lease except that it will be the local branch of the Sisters of Mercy as opposed to the ones from St. Louis. They will do the same thing they have been doing all along.

A motion was then made by Commissioner Arcaute and was seconded by Commissioner Sanchez to assign the lease for a ten year term to Sisters of Mercy Arise in Las Milpas Inc.

***MOTION CARRIED
(EXHIBIT O)***

ITEM 9. PCT. 3:

A. AMEND BUDGET FROM PCT. 3 - PAVED/UNPAVED ROADS TO ADMINISTRATION

Commissioner Rosel stated that they will be taking \$3,000 and moving it to administration for equipment to conduct some building repair. **A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to amend Pct. 3 Paved/Unpaved Roads by \$3,000 and to be transferred to Administration for possible repairs of buildings.**

***MOTION CARRIED
(EXHIBIT P)***

ITEM 10. URBAN COUNTY:

- A. CITY OF ALTON - CHANGE ORDER #1 - HEADSTART FACILITY**
- B. CITY OF MERCEDES - CHANGE ORDER #1 - WATER WELL PROJECT**
- C. CITY OF EDCOUCH - HOME HOUSING REHAB PROGRAM CONSTRUCTION CONTRACT AWARD**
- D. DISCUSSION & ACTION OF THE TRES COLONIAS PROJECT**
- E. COLONIA CONSTRUCTION GRANT #714105 - APPROVAL OF AGREEMENTS FOR APPRAISAL & REVIEW APPRAISER LAND ACQUISITION**

10A

Anthony Covacevich stated that this was a change order to the paving contract of the parking lot for the Headstart Building. This money is coming from Pct. 3 and the amount of the change order is \$6,950. The contract amount is \$239,503.40. **A motion was made by Commissioner Rosel and was seconded by Commissioner Sanchez to approve change order #1, City of Alton for the Headstart Facility.**

***MOTION CARRIED
(EXHIBIT Q)***

10B

Mr. Covacevich stated that this should be change order #2. This will be for \$9,875 for Richardson Water Well Drilling Company. This will be to plug and abandon the old water well which is a State regulation. **A motion was made by Commissioner Sanchez and was seconded by Commissioner Rosel to approve change order to Richardson Water Well Drilling Company increasing the contract by \$9,875.**

***MOTION CARRIED
(EXHIBIT Q)***

10C

Mr. Covacevich stated that they would like to recommend the awarding of this contract to Rio Bravo Construction under option 1 in the amount of \$57,000. This will cover 5 dwellings. There were a total of three bidders. **A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to award bid to Rio Bravo Construction in the amount of \$50,000 for the rehabilitation of 5 homes in the City of Edcouch.**

**MOTION CARRIED
(EXHIBIT Q)**

10D

Mr. Covacevich opened this topic by stating that they are ready to proceed with the acquisition of the lift station site and also issue a letter to proceed with this project. The only thing that will come up in the near future is a pending change order due to the increase in cost for materials. He advised the Court that the City of Edinburg has refused to provide any additional funds should the need arise for them. He went on to state that he put in the contract that any change orders shall be the responsibility of the City of Edinburg. Commissioner Garces felt that if there was going to be any change order in this type of project, it would already come to light. Mr. Covacevich stated that it all depended on the situation. After further comments, **no action was taken.**

**NO ACTION
(EXHIBIT Q)**

10E

Mr. Covacevich stated that they have just received a fax from Leonel Garza, the appraiser for this project, that he cannot perform this service due to him being in contact with the owner of this property. Mr. Garza has also been hired by the owner to advise him on his property. When he realized that the that the property he was advising this individual on was the property that the County was going to hire him for, he withdrew his name. Mr. Covacevich stated that they will bring this issue back the following week with a different appraiser. **No action is needed at this time.**

**NO ACTION
(EXHIBIT Q)**

ITEM 11. PURCHASING DEPARTMENT:

- A. **AUTHORIZE EXEMPTION FROM COMPETITIVE BIDDING AS AUTHORIZED BY TEXAS LOCAL GOVERNMENT CODE, SECTION 262.024 (A)(6) TO EXTEND LEASE FOR HIDALGO COUNTY TAX OFFICE, SUB-STATION - MISSION, TEXAS**
- B. **REQUEST AUTHORIZATION TO DECLARE ITEMS SURPLUS:**
 - 1. **TWO DESKS - COUNTY COURT AT LAW #4**
 - 2. **ONE VEHICLE - DISTRICT ATTORNEY**

11A

NO ACTION

11B1&2

A motion was made by Commissioner Sanchez and was seconded by Commissioner Rosel to authorize the declaration of equipment surplus and authorize our Purchasing Agent to dispose of said equipment.

**MOTION CARRIED
(EXHIBIT R)**

ITEM 12. BUDGET AMENDMENTS:

- A. **GENERAL LITIGATION - SETTLEMENT BY COMMISSIONER'S COURT:**
 - 1. **CASE #027-030745 - \$25,000**
- B. **SOLID WASTE ENFORCEMENT - \$13,847.52**
- C. **COURT REPORTER FEES - \$5,019.00**

12B

Martha Salazar addressed the Court and re-briefed Judge Ruiz and Comm. Arcaute on the discussion that was had the previous week. It was concerning the Solid Waste Enforcement Program whereby the County would not be reimbursed for the first quarter of 1995. That money would have to come from the General Fund in the amount of \$13,847.52. Judge Ruiz stated that in essence, these funds have been paid but the County will not get reimbursed by TNRCC thus creating a budget amendment. During further discussion, Dick Dickinson addressed the Court and stated that he had assumed the responsibility of this program in May and he had spoken with TNRCC then because of the reports due for the landfills. He had explained to them that because of the layoff because of the lack of funds, the reports were misplaced. The individual whom he spoke with at TNRCC said that the reports as submitted would suffice. They have since changed their minds. When this program was re-started, they had submitted other reports with the help & guidance of TNRCC. They tried to ask the Program Director, Mr. Tim Hasse if he had any copies forwarded to them but they were unable to find any reports that were submitted. There was further discussion with regard to what happened to the monies that were appropriated. Mrs. Walker stated that they reverted back to the fund balance at the end of the year. Judge Ruiz went on to reiterate what was being done at this time or what needs to be done. He stated that these monies have been spent. What is lacking is the appropriation to finalize this grant and there should be a transfer from Drainage District of \$13,847.52 and placed into the General Fund and clear this issue. **He asked Mrs. Walker to place this issue the following week on the agenda to take care of this.**

***NO ACTION (TO BE BROUGHT BACK)
(EXHIBIT S)***

12A

Judge Ruiz stated that this settlement was approved the previous week and this is the portion of the County. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve a budget amendment and appropriation of \$25,000 to judgment and damages for the Avila vs. County of Hidalgo case settlement.**

***MOTION CARRIED
(EXHIBIT S)***

12C

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve a budget amendment under Court Reporter Fees in the amount of \$5,019 to pending Court Reporter Fees.

***MOTION CARRIED
(EXHIBIT S)***

ITEM 13. APPROVAL OF COURT REPORTER FEES:

- A. ADAME REPORTING, INC. - \$849.00
- B. SHANA LILES - \$3,652.00
- C. JENNIFER O'NEAL - \$518.00

13A,B&C

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

***MOTION CARRIED
(EXHIBIT T)***

ITEM 14. TRANSFER OF FUNDS FROM COMPUTER DEPARTMENT ACCT. INTO GENERAL

LITIGATION ACCT. AND APPROPRIATE SAME:**A. CASE #C-221-96-D - \$20,000**

Commissioner Garces stated that he would abstain from this issue. Judge Ruiz stated that this would come of the 02 category which salary for Department Head. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Sanchez to authorize a transfer of funds from the Computer Department Account 02,06,08&09 transfer \$20,000 to item 69, Judgments and Damages in the amount of \$20,000 to settle the lawsuit of Pedro J. Rivera vs. County of Hidalgo.**

***MOTION CARRIED (COMM. GARCES ABSTAINED)
(EXHIBIT U)***

ITEM 15. OFFICE OF EMPLOYMENT AND TRAINING:

- A. DISCUSSION & POSSIBLE ACTION ON ADULT COMPETENCIES SYSTEM**
- B. DISCUSSION & POSSIBLE ACTION CONCERNING PIC/CEO AGREEMENT**
- C. DISCUSSION & POSSIBLE ACTION ON RFP AWARDING PROCESS**

15A

Dick Dickinson addressed the Court and stated that they would like to approve the adult competencies proposed. OET does not have any programs in which adult competencies are a part of at this time. If any programs ever came into effect whereby competencies were required, they would be out of compliance if they did not have some sort of competencies in place. This has been approve by the Private Industry Council. After further comments, **a motion was made by Commissioner Arcaute and was seconded by Commissioner Garces to approve and adopt the Adult Competency System as proposed.**

***MOTION CARRIED
(EXHIBIT V)***

15C

Mr. Dickinson stated that this was in relation to this awarding process. As of right now, the have an RFI process which gives them a list of vendors. If in the event sometime during the year through the IRP, that an entity obtains enough individual referrals from OET to reach \$25,000 combined in a program year, that amount would be a cap and it would be required that that entity go through the RFI process which would make that vendor an approved vendor. This will keep any violations from occurring if after the RFI were let out, a new vendor comes in and states that they want individual referrals. It would also keep this vendor from incurring large sums of money and they are not on the vendor's list. This will also insure that any vendor has met all requirements to be an approved vendor. Judge Ruiz agreed with this but he felt that this was a policy issue. Mr. Dickinson agreed with him but Mr. Dickinson would like approval of this policy. Judge Ruiz did not know if the Commission should approve the policies of OET. Mr. Dickinson stated that this is so because the County is the grant recipient and any policy that OET works with, must be approved by the CEO as the recipient. Commissioner Rosel asked how they arrived at the figure of \$25,000. Mr. Dickinson stated that this has been the policy in the past and also, the State used this number for this fiscal year. Judge Ruiz again stated that he did not feel that this needed to be approved by the Court being that this was has been approved and adopted by the PIC. Mr. Dickinson again advised Judge Ruiz that it was necessary to have approval by the CEO of this program. The State, PIC and the CEO must all approve this. Donna Woodard then addressed the Court and tried to shed some light on this issue. She stated since they were on a high risk status, they must follow all stipulation concerning this. This is also a Federal Regulation as well as a State Regulations. This will show that they are taking greater checks and balances and it also shows that the Court is agreeing with the PIC. **A motion was then made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the RFP**

awarding process as to concur with the Private Industry Council to set policy on the RFP awarding process.

***MOTION CARRIED
(EXHIBIT V)***

15B

Judge Ruiz opened by stating that they now have an agreement in front of them now voted on by the PIC unanimously. The Court is to respond to this voted on agreement and they will respond to the PIC and they will respond back to the Court. Judge Ruiz stated that in their last meeting the Texas Department of Labor and the Texas Workforce Commission have agreed verbally to give the County some time to workout this agreement to avoid any disallowance of cost or any type of sanction. The County has a week or so to workout this agreement. **No action was taken.**

**NO ACTION
(NO EXHIBIT)**

A motion was made by Commissioner Arcaute 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 AND THERE BEING NO DRAINAGE DISTRICT AGENDA, THIS MEETING HEREBY STANDS ADJOURNED.