

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

CONSENT AGENDA

ITEM 1. APPROVAL OF BILLS - COUNTY AUDITOR

GENERAL FUND	- #124202 - #124355	- \$1,039,779.25
SPECIAL REVENUE FUND	- #123500 - #123647	- \$1,306,248.58
DEBT SERVICE FUND	- # 1036 - # 1038	- \$ 6,533.68
TRUST AND AGENCY FUND	- # 5798 - # 5805	- \$ 492,991.44
ENTERPRISE FUND	- # 2845 - # 2851	- \$ 16,615.73

(EXHIBIT A)

ITEM 2. APPROVAL OF MINUTES - FEBRUARY 27, 1996 FEBRUARY 05, 1996

(NO EXHIBIT)

ITEM 3. APPROVAL OF MONTHLY FEE REPORTS:

A. SHERIFF'S DEPARTMENT	- \$68,094.24 -	AUGUST
B. JPs:		
1. ARNALDO CORPUS (SUPPLEMENT)	- \$ 2,783.00 -	MARCH 1996
2. RENE O. TORRES	- \$12,959.50 -	JULY 1996
3. ROSA TREVINO	- \$14,077.78 -	JULY 1996
4. ROSA TREVINO	- \$10,909.99 -	AUGUST 1996
5. ARNALDO CORPUS	- \$ 4,320.25 -	AUGUST 1996
6. CHARLIE ESPINOSA	- \$13,157.00 -	AUGUST 1996
7. SPEEDY JACKSON	- \$ 5,941.40 -	AUGUST 1996
8. JESUS MORALES	- \$ 6,884.00 -	AUGUST 1996
9. ISMAEL OCHOA	- \$14,574.11 -	AUGUST 1996

(EXHIBIT B)

ITEM 4. PLANNING DEPARTMENT:

A. SUBDIVISIONS:		
1. CITRUS VALLEY MOBILE HOME PARK SUB'D.	- PCT. 1	
2. AMENDED PLAT OF KINGS VILLAGE SUBDIVISION	- PCT. 1	
3. AMENDED PLAT "V" SUBDIVISION	- PCT. 1	
4. NOLANA SQUARE PHASE II	- PCT. 2	
5. NOLANA TOWN CENTER PHASE I	- PCT. 2	

(EXHIBIT C)

ITEM 5. PERMITS:

A. NORTH ALAMO WATER SUPPLY	- PCT. 1, 2 & 4
B. SOUTHWESTERN BELL TELEPHONE CO.	- PCT. 3 & 4
C. SHARYLAND WATER SUPPLY CORP.	- PCT. 3 & 4

(EXHIBIT D)

ITEM 6. INTERNAL LINE ITEM TRANSFERS:

A. COUNTY CLERK	- \$ 180.00
B. PCT. 3 - PARK	- \$11,951.00
C. HEALTH DEPARTMENT - CLINICS	- \$ 1,100.00
D. HEALTH DEPARTMENT - SANITATION	- \$ 1,600.00
E. CONSTABLE PCT. 5	- \$ 1,173.00
F. ADULT PROBATION - (GENERAL FUND)	- \$ 1,000.00
G. ADULT PROBATION - COMMUNITY CORRECTIONS	- \$ 200.00
H. ADULT PROBATION - RESTITUTION CENTER	- \$ 442.00
I. PCT. 1 - PAVED/UNPAVED	- \$ 704.99

J. PCT. 2 - COUNTY WIDE SHOP	- \$ 2,000.00
K. HUMAN SERVICES	- \$ 5,000.00
L. J.P. PCT. 1, PL. 1	- \$ 500.00
M. LAW LIBRARY	- \$ 175.00

(EXHIBIT E)

Judge Ruiz opened by stating that there was a correction on the Consent Agenda. The correction was that there were some additional figures that were not accounted for. The amount is still \$1,100. **A motion was then made by Commissioner Garces and was seconded by Commissioner Arcaute to approve the Consent Agenda.**

MOTION CARRIED**(EXHIBITS A-E)****REGULAR AGENDA****ITEM 1. RESOLUTION FOR SENATOR EDDIE LUCIO****(NO ACTION)****ITEM 2. COUNTY EXTENSION SERVICE:**

- A. **PROCLAMATION PROCLAIMING OCTOBER 6-12 AS NATIONAL 4-H WEEK IN HIDALGO COUNTY**
- B. **DISCUSSION OF POLICY PROCEDURES FOR OUT OF COUNTY TRAVEL**

2A

Ida Dromgoole addressed the Court and opened by introducing the people with her. She then turned the podium over to Cindy Kotzur, President of the 4-H Council and Heather Broughton, Vice President, who proceeded to read the proclamation as per the exhibit. Upon the proclamation of Judge Ruiz, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve.**

MOTION CARRIED**(EXHIBIT F)****2B**

Mrs. Dromgoole addressed the Court in regards to the travel policy. She felt that the procedure for keeping up with the expenses for meals for example, was to tedious. She had more of a problem with the fact that being that they had \$26 per person per meal, if all that money was not expended in that one meal, the money had to be reimbursed back to the County. She would rather have a flat rate to budget themselves by as opposed to keeping up with what will have to be reimbursed back to the County. She has enough to keep up with when it comes to the State. It can become very tedious when they are in a big group and the checks aren't separated. They the have to figure what their portion was and what their tax portion was and all because they did not separate the check. After further brief comments, **no action was taken.**

NO ACTION**(EXHIBIT F)****ITEM 3. TAX OFFICE:**

- A. **TAX REFUNDS:**
 - 1. **SILVERIO FLORES - \$588.44**
 - 2. **LAS VILLAS AT MEADOWOOD LTD - \$781.34**

3A1&2

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

**MOTION CARRIED
(EXHIBIT G)**

ITEM 4. SHERIFF'S DEPARTMENT:

- A. **APPROPRIATE A FORFEITURE AWARD IN THE AMOUNT OF \$5,067.00 TO ACCOUNT #6-112-421-100.47**

4A

Fidel Jasso stated that this money was awarded to them by the US Marshals during in an investigation which resulted in a forfeiture. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to appropriate a forfeiture in the amount of \$5,067 to account 421-100.47 which is telephone.**

**MOTION CARRIED
(EXHIBIT H)**

ITEM 5. DISTRICT ATTORNEY:

- A. **AUTHORIZATION TO BUDGET UN-APPROPRIATED FUNDS - D.A. INV. FUND**

5A

Roy Cazares stated that this was an appropriation of \$1,776.51 and also there was a \$5,000 and that was to go into aid to other public entities to help the DPS pay for the mobile phones. Judge Ruiz asked about the part-timers and whether they would convert to full timers. Mr. Cazares answered in the affirmative. **A motion was then made by Commissioner Rosel and was seconded by Commissioners Arcaute and Garces to authorize the appropriation of the investigation funds of \$5,000 to mobile phones for Department of Public Safety and the \$1,776.51 to the part time positions as extra time.**

**MOTION CARRIED
(EXHIBIT I)**

ITEM 6. ADULT PROBATION DEPARTMENT:

- A. **EXEMPTION OF BIDDING REQUIREMENT & APPROVAL OF CONTRACT RENEWAL WITH THE TEXAS WORKFORCE COMMISSION**

6A

Joe Lopez addressed the Court and stated that this was a renewal of an existing contract with the Texas Employment Commission a.k.a. Texas Workforce Commission whereby they provide to counselors in Weslaco and McAllen to deal with people on probation. Judge Ruiz did not feel that an exemption was needed being that this was a Governmental Entity. It would be more of an Interlocal Agreement. **Judge Ruiz the recommended the authorization to approve a renewal of the Interlocal Agreement between the County and the State of Texas Workforce Commission for a contract of \$72,004 to begin September 1 and ends August 31. Commissioner Sanchez so moved and was seconded by Commissioner Garces.**

**MOTION CARRIED
(EXHIBIT J)**

ITEM 7. URBAN COUNTY:

- A. **CONSIDERATION & ACTION FOR PCT. 3 UCP YEAR 9 PROF. ENGINEERING SERVICES CONTRACT**

**B. HOME PROGRAM - CANCELLATION OF BIDS OF THE CITY OF PENITAS
OWNER OCCUPIED REHAB PROGRAM**

7A

Anthony Covacevich opened by stating that this contract was between Pct. 3 and Hinojosa Engineering in the amount of \$59,137 and total construction amount including Road & Bridge and Urban County Funds is \$739,209.09. **A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the action as recommended by Anthony Covacevich.**

***MOTION CARRIED
(EXHIBIT K)***

7B

Mr. Covacevich stated that they wanted to reject the bids that were received October 3, 1995. The bid was for 3 houses in the City of Penitas. The reason for the rejection was that they were too high. They attempted to find other ways to assist these units but they have been unable. They will now collaborate with the Community Service Agency work force to rehab the units. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Arcaute to reject all bids received under the HOME Program for rehab programs in the City of Penitas. These were bids received September 20, 1995.**

***MOTION CARRIED
(EXHIBIT K)***

ITEM 8. WIC:

- A. APPROVAL OF WIC GRANT FISCAL YEAR 1997:**
- 1. APPROVAL AND SET SALARIES**
 - 2. RECLASSIFICATION OF POSITION**

8A

Norma Longoria stated that this grant did not include the immunization program. It is being put into one grant. The salary schedules will remain the same through the end of the year. They will later re-assess their budget and if they can give a raise then, they will. The budget amount is \$3,805,090.60. **A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the grant for the year 1997 totaling \$3,805,090.**

***MOTION CARRIED
(EXHIBIT L)***

8A1

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve and set salaries as presented.

***MOTION CARRIED
(EXHIBIT L)***

8B

Mrs. Longoria stated that she wanted to make one reclassification. She would like to reclassify the Immunization RN Supervisor to Immunization RN Assistant WIC Coordinator. There are additional duties with an increase in pay. This employee will be in charge of the program in Ms. Longoria's absence and she will help monitor the clinics and other aspects of the program. This is along with the oversight of the immunization personnel. Ms. Longoria has cleared this with Ester Cortez and everything was fine. The Commission felt that by this reclassification, it in essence made this a new position and they wanted to check this again to

avoid any problems. Steve Crain agreed with the Commission. Steve Crain volunteered to look at this issue and report back to the Commission. Ms. Longoria was amenable to this. After further brief comments, **no action was taken.**

***NO ACTION
(EXHIBIT L)***

ITEM 9. COUNTY AUDITOR:

A. AUTHORIZATION TO TRANSFER \$4,797.04 FROM SIX RETIRED DISTRICTS DEBT SERVICE FUNDS

9A

Steve Austin stated that these were retired road district debt service funds. These are surplus funds. He is recommending that these monies be transferred to the Road & Bridge County Wide. There was some discussion as to where these monies should go being that these district were in different precincts. Judge Ruiz stated that the only issue is whether they go into County Wide or to the individual precincts. After further brief comments, **Judge Ruiz recommended a motion to transfer the old district no. 1, which is all precincts, \$2,732.16 to County Wide, Road District 3,4,6&8 to Pct. 2 and Road District 9 to Pct. 3 which is \$943.56. Commissioner Rosel so moved and was seconded by Commissioner Garces.**

***MOTION CARRIED
(EXHIBIT M)***

ITEM 10. PURCHASING DEPARTMENT:

**A. AUTHORIZATION TO ADVERTISE FOR TIRES - SHERIFF'S DEPARTMENT
B. APPROVAL OF CONTRACT FOR REMOVAL & INSTALLATION OF RADIOS - SHERIFF'S DEPARTMENT**

10A

Martha Salazar opened by stating that there has been a problem in the past that the State does not carry the type of tires that the Sheriff's Office needs. There are difficult to find. **A motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to authorize the advertisement of bids for the purchase tires for the Sheriff's Department. Contract to be 1 year.**

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

10B

Mrs. Salazar stated that this had been awarded on August 27. **A motion was made by Commissioner Sanchez and was seconded by Commissioner Rosel to approve the contractual agreement between the County of Hidalgo and Jaime Guerra d.b.a. Communications Etc. for one year.**

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

ITEM 11. PLANNING DEPARTMENT:

- A. PLAT APPROVAL:**
1. **BUFFALO SPRINGS - PCT. 3**
 2. **SALINAS RANCH HOUSE - PCT. 3**
 3. **TERRY MEADOWS - PCT. 4**
- B. PRELIMINARY PLAT APPROVAL:**
1. **SANTA LUCIA SUBDIVISION PHASE III - PCT. 1**

2. **CATARINA SUBDIVISION - PCT. 1**
- C. **DISCUSSION & POSSIBLE ACTION:**
 1. **WILLS SUBDIVISION - PCT. 4**
- D. **VARIANCE REQUEST:**
 1. **ODILIA ARAMBULA - PCT. 1**

11A1

Emilio Garcia opened by stating that this was for final approval and has met all requirements of the City of McAllen and the County and he is recommending approval of this subdivision. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve Buffalo Springs plat approval as presented.**

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

11A2

Mr. Garcia stated that this subdivision was in a rural area of the County. Upon his recommendation for approval, **a motion was made by Commissioner Rosel and was seconded by Commissioner Arcaute to approve Salinas Ranch House in precinct 3 as presented.**

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

11A3

Mr. Garcia opened by stating that this subdivision has also met the approval of the City of Edinburg and the County. **A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve Terry Meadows in precinct 4 as presented.**

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

11B1

Mr. Garcia stated that this was preliminary plat approval and it was approved by the City of Donna preliminarily. He is recommending prelim approval subject to #18A,B&C as per the exhibit. **A motion was then made by Commissioner Sanchez and was seconded by Commissioner Arcaute to give preliminary plat approval to Santa Lucia Subdivision phase 3 as recommended by the Planning Department.**

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

11B2

Mr. Garcia opened by stating that this subdivision had been approved by the City of Progreso. There was some discussion concerning some other requirements by the State and why there was no letter of credit filed with the City. After further brief comments, **a motion was made by Commissioner Sanchez and was seconded by Commissioner Rosel to give preliminary plat approval to Catarina Subdivision in Pct. 1 as presented.**

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

11C1

Mr. Garcia opened by stating that this was a request by Mr. Wills to waive the fees of the County regarding culvert pipes. There is a letter from the Pct. 4 Foreman in which he

had conducted an on-site inspection and determined that culvert pipes were not needed. Judge Ruiz asked if the regulations gave them authority to grant waivers. Mr. Garcia responded by stating that the rules require that all developers escrow the monies for the pipes. Judge Ruiz felt then that the issue was moot. Mr. Wills addressed the Court and stated that the reason for this request was because there was absolutely no reason to put these pipes in being that there are no ditches to drain the water. He would just be burying the pipes. Judge Ruiz felt that this was irrelevant being that there was nothing in the rules that granted them authority to waive these fees. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to reject the request.**

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

11D1

Mr. Garcia addressed the Court and stated that Mrs. Arambula was requesting a variance on a family partition. He went on to state that she wanted to divide her property into four parts. The amount of the land is 6.53 acres. There is only one entrance to the property and it is 26.66 feet wide. Judge Ruiz attempted to clarify what this request was. He stated that in order to grant a partition, the entrance must be paved and it must abut a state highway. He asked if the entrance was going to be paved and the response was that it was not. The family is proposing to pour caliche on the road. Commissioner Rosel stated that they have been having a lot of problems with this because of people who do not want to pave the roads and they must be paved. Mrs. Arambula addressed the Court and restated what her request was. Judge Ruiz stated that being that the entrance was only 26 ft., they can grant that variance but there are other requisites that need to be complied with and she is not doing so. It is for that reason, that they cannot grant this variance because this could be subdivided and make a 4 lot subdivision. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to reject the request as presented.**

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

ITEM 12. BUDGET AMENDMENTS:

- A. **DISTRICT CLERK - \$35,000 (POSTAGE)**
- B. **COUNTY AUDITOR - \$22,288 (ADDITIONAL PERSONNEL)**

12A

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve a budget amendment in the amount of \$35,000 for postage in the District Clerks Office.

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

12B

Judge Ruiz asked Steve Austin why this request was on the agenda again after it had been rejected. Steve Austin stated that it was because he desperately needed these personnel. Judge Ruiz asked Steve Austin if he had requested these positions in his 1997 budget and he responded in the affirmative. During further comments, Judge Ruiz stated that he would rather deal with this issue through the budget rather than a budget amendment. **No further action was taken at this time.**

***NO ACTION
(EXHIBIT P)***

ADD. 1. DISCUSSION & ACTION ON THE GRANT RECIPIENT JOB TRAINING PARTNER-

SHIP ACT STATUS OF HIDALGO COUNTY

Judge Ruiz opened by reminding the Court that they have been in none compliance during the last few months because of the lack of a PIC/CEO agreement. Because of this disagreement, this issue was sent to the State. He also feels that there will always be disagreement whether it is one thing or another. Because of this disagreement, the program is being hurt. At this point, Judge Ruiz is ready to give this program to someone else. After further discussion regarding this disagreement, whereby the Commission expressed their discontent with this disagreement, **no further action was taken.**

**MOTION CARRIED
(EXHIBIT Q)**

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 is adjourned.

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

DRAINAGE DISTRICT

CONSENT AGENDA

- ITEM 1. PERMITS:**
A. CITY OF EDINBURG
B. CITY OF PROGRESO
(EXHIBIT R)

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve the Consent Agenda on Drainage District.

MOTION CARRIED

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

MOTION CARRIED

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