

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	- #124356 - #124544	- \$987,602.27
SPECIAL REVENUE FUND	- #123648 - #123891	- \$710,885.75
DEBT SERVICE FUND	- # 1039 - # 1039	- \$ 4,797.04
TRUST AND AGENCY FUND	- # 5806 - # 5832	- \$360,903.37
ENTERPRISE FUND	- # 2852 - # 2868	- \$ 31,244.37

(EXHIBIT A)

ITEM 2. APPROVAL OF MINUTES - MARCH 11, 1996

ITEM 3. PLANNING DEPARTMENT:

- A. PLAT APPROVAL:
 1. VAN BURKLEO SUBDIVISION - PCT. 2

(EXHIBIT B)

ITEM 4. PERMITS:

- A. NORTH ALAMO WATER SUPPLY - PCT. 1 & 4
 B. GAP MARKETING - PCT. 3
 C. SOUTHERN UNION GAS - PCT. 3
 D. APACHE CORPORATION - PCT. 4

(EXHIBIT C)

ITEM 5. INTERNAL LINE ITEM TRANSFERS:

A. J.P. PCT. 1, PL. 2	- \$ 500.00
B. J.P. PCT. 2, PL. 2	- \$ 250.00
C. COUNTY COURT #2	- \$ 1,500.00
D. COUNTY COURT #4	- \$ 708.08
E. 139 TH DISTRICT COURT	- \$ 500.00
F. 206 TH DISTRICT COURT	- \$ 1,500.00
G. BUILDINGS AND GROUNDS	- \$ 100.00
H. SHERIFF'S DEPARTMENT	- \$ 5,680.00
I. COUNTY JUDGE	- \$13,000.00
J. D.A. - HOT CHECKS	- NO ACTION
K. PCT. 4 - PAVED/UNPAVED	- \$31,000.00
L. JUVENILE PROBATION	- \$ 200.00
M. COUNTY CLERK	- \$ 230.10
N. LIBRARY SYSTEM	- \$ 180.00

(EXHIBIT D)

ADD. 1. INTERNAL LINE ITEM TRANSFER:

- A. COURTHOUSE SECURITY - \$120.00

(EXHIBIT E)

Judge Ruiz opened by stating that he was recommending 1 change to the consent agenda and that is no action on item 5J and he would also like to include an addendum to the consent agenda. **A motion was then made by Commissioner Arcaute and was seconded by Commissioner Garces to approve the consent agenda as amended with the addition of the addendum.**

MOTION CARRIED

(EXHIBITS A-E)

EXECUTIVE AGENDA

ITEM 1. CLOSED SESSION:

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

- A. **DISCUSSION OF LITIGATION CONCERNING APPLICATION OF MAGIC VALLEY ELECTRIC COOPERATIVE, INC. FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO CONSTRUCT A TRANSMISSION LINE IN HIDALGO COUNTY**
- B. **DISCUSSION OF CAUSE NO. M-94-158; RAYMOND GILL, REBECCA VERA AND SONIA RIVERA VS. HIDALGO COUNTY, ET AL; IN THE USDC FOR THE SOUTHERN DISTRICT**

At this time, the Commission retired into executive session.

ITEM 2. OPEN SESSION:

- A. **POSSIBLE ACTION OF LITIGATION CONCERNING APPLICATION OF MAGIC VALLEY ELECTRIC COOPERATIVE, INC. FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO CONSTRUCT A TRANSMISSION LINE IN HIDALGO COUNTY**
- B. **POSSIBLE ACTION ON CAUSE NO. M-94-158; RAYMOND GILL, REBECCA VERA AND SONIA RIVERA VS. COUNTY OF HIDALGO, ET. AL; IN THE USDC FOR THE SOUTHERN DISTRICT**

2A

Judge Ruiz stated that there is ongoing protest on behalf of the County for a transmission line that is being proposed by Magic Valley Electric Coop. along Caesar Chavez Rd. and Earling Rd. The County originally protested this line for various reasons. Magic Valley has come before the Commission to attempt the purchase more right of way to be able to construct this line and for the County not to protest. They are proposing to purchase 20 ft of right of way but 35 ft needs to be bought. **He is now recommending that the present offer being made not be accepted and that the protest continue. A motion was then made by Commissioner Arcaute and was seconded by Commissioner Sanchez.**

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

2B

Judge Ruiz stated that this was a lawsuit in reference to the American Disabilities Act and an individual not having access to voting places in the County. He is now recommending a settlement offer of that the County agrees to conduct a self evaluation of all polling places assuring accessibility to persons with disabilities. If there are any changes to the polling places, a certification of compliance with the American Disabilities Act must be obtained. All decisions on polling places must be cleared with the Dept. of Justice, that there be at least one table that is the appropriate height for wheelchair individuals, the County acquire and operate a TDD phone at the Elections Administration Office for the purpose of providing information to the hearing impaired, the County agrees to conduct an evaluation within six months from this agreement for sight impaired voters and study and evaluate a system for the sight impaired voter. Judge Ruiz stated that he is under the understanding that the plaintiffs are in concurrence with these recommendations. There was some question as to whether this was the full settlement or a partial one. Mr. Mendez, Legal Counsel for the County, stated that the settlement as it is presented is agreed to by all the parties with respect to all the conditions that Judge Ruiz just laid out. The only issue remaining is the amount of attorneys fees that will be paid to the plaintiff in

order to close out this case. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Arcaute to authorize the settlement of this lawsuit, Raymond Gill, Rebecca Vera and Sonia Rivera vs. County of Hidalgo with the stipulations I have just briefly stated and authorize the County Judge to continue the negotiations on legal fees which will be brought in finality to Commissioner's Court for their approval.**

***MOTION CARRIED
(EXHIBIT F)***

REGULAR AGENDA

ITEM 1. DISCUSSION & POSSIBLE APPROVAL OF INDEPENDENT AUDIT FOR YEAR ENDING DECEMBER 31, 1995 - RICHARD CORTEZ

Jim Cortez addressed the Court and stated that this report has been completed and from an accounting standpoint, it was not a prosperous year. There were no entries to the records of the auditor and that meaning that records were well kept. Mr. Cortez was open to any questions the Commission might have. Judge Ruiz wanted to discuss the issue of Indigent Health Care. Mr. Cortez stated that he was not prepared to give a report on that issue at this time. He went on to state that the position here was that the accounting records that are being maintained by Steve Austin, County Auditor, are on a basis that recognizes a liability and an expenditure once the service has been provided. This method causes the fund to be in a deficit position from an accounting standpoint. Mr. Cortez stated that the reason for a deficit showing in this statement is because in essence, they have told the providers that they will be paid. Judge Ruiz disagreed with that statement. He did not feel that they have told anyone that they have incurred these liabilities. This is a projection of a fund that money is placed by the Commission as they go along. Just because a hospital sends a bill to the county because someone qualifies for indigent health care, it does not mean that the county has an obligation to pay this bill. The only obligation the County has is to accept the application. It is only when the Commission decides to pay that they are obliged. This is why he does not understand how this deficit exists. Mr. Cortez suggested that anyone having to do with this issue, get together and coordinate this in order to eliminate this deficit from the books. They had no choice but to accept this liability because it was due and payable at the end of the year and it was subsequently paid. Judge Ruiz wanted to know how this was derived at. Steve Austin stated that the County is liable for these obligations by State law. During further discussion, Judge Ruiz went into Enterprise Fund which also showed a deficit. He wanted to know why this was an enterprise fund if there was no revenue being generated. Jim Lovelace stated that this was because landfills are accounted for as an enterprise fund. He added that historically, this fund has never operated at a profit but it still has to be accounted for in this manner. Judge Ruiz expressed his discontent with these deficits because they plan to go to the bond market and because of these deficits, it will cost the County at least one percentage point more of interest. He knew that some of this deficit was from depreciation but that still left a cash deficit of approximately \$149,000 and he wanted to know where this derived from. Mr. Lovelace stated that this came from a fire in which assets were written off and also some land was sold at a loss. The biggest loss was because of the fire. After further brief comments, **a motion was made by Commissioner Arcaute and was seconded by Commissioner Sanchez to accept the independent audit for year ending Dec. 31st 1995.**

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

ITEM 2. DISCUSSION AND VOTE ON PROPOSED 1996 TAX RATE

Ciro Trevino addressed the court and stated that this was for the proposed tax rate. There was some discussion as to what rate they came up with. Judge Ruiz stated that the effective tax rate is 44.12. This rate would allow for the same revenue as the previous year. The

proposed tax rate at this time is 46.54 and this will be an increase of 2.32. The taxes will now be 5.25 percent and the percentage increase is 4.35 percent. This rate will call for a public hearing. Mr. Trevino stated that if they approve this today, they will have to publish this in the newspaper and he anticipates doing so on the 11th and having the public hearing on the 18th of October. After that, they will have to publish another notice for the actual voting of the tax rate at the meeting of October 22nd. Judge Ruiz reiterated that they discussed at budget workshops that the tax rate would be 5.25 percent increase which would be an increase in taxes of 2.32 from the effective tax rate and the increase from the previous year is 1.94 pennies, less than 2 pennies per \$100. Commissioner Arcaute agreed with this. He verified that they were not adopting the tax rate at this time. Judge Ruiz stated that they were not doing that that this time. A public hearing must be held before the adoption. **A motion was then made by Commissioner Arcaute and was seconded by Commissioner Sanchez to propose a tax rate for the County of Hidalgo at 46.54.**

***MOTION CARRIED (JUDGE RUIZ OPPOSED)
(NO EXHIBIT)***

ITEM 3. DISCUSSION & POSSIBLE ACTION ON ORDER LIFTING BAN ON OUTDOOR BURNING

Judge Ruiz stated that this was in relation to the prohibition of open burning other than by permit or written certification. Commissioner Arcaute stated that because of this ban, developers could not develop land because burning was a part of that. In order for them to continue, the ban needs to be lifted. Judge Ruiz clarified that there are some people in the community that are allowed to burn and by them lifting this ban, it did not mean that any resident could burn at any time. This is only for the people that are allowed to burn by law. The process of obtaining a permit will still continue. **A motion was then made by Commissioner Arcaute and was seconded by Commissioner Sanchez.** John Economedes stated that noone clearing land has been denied to do so. All they ever asked was to do so in small piles and have someone present at that time. He went on to state that grass fires have gone down since this ban was ordered but they are still under a water shortage consequently, if there are any grass fires, they will not be able to do anything about it. Chief Economedes along with the fire chief's association, recommend that this ban stay in effect. Chief Economedes stated that permits are still given to anyone that wants to burn within legal rights. Noone has ever been denied a permit. The ones that have been denied a permit are the ones who do not have a proper barrier for burning. **After further comments, Commissioner Arcaute withdrew his motion and no further action was taken.**

***NO ACTION
(EXHIBIT G)***

ITEM 4. DISCUSSION & POSSIBLE ACTION ON STATE PRISONER WORK PROGRAM AGREEMENT

Ramiro Castellano addressed the Court and stated that this agreement will allow for prisoners to clean up fields that farmers need cleaned up. The Texas Dept. of Corrections will provide the manpower to clear these fields and the Sheriff's Office will act as the repository and the food bank would be the recipient of the proceeds. After further comment, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the Food Resources Agreement as recommended.**

***MOTION CARRIED
(EXHIBIT H)***

Steve Crane stated that for the record, there was a change from the agreement that was approved and the agreement that was in the packet. The change was on the first

page, rather than saying Hidalgo County, it is listing the number of counties. Judge Ruiz so noted and he will initial the change.

ITEM 5. DISCUSSION & POSSIBLE ACTION ON MEMORANDUM OF AGREEMENT - AREA AGENCY ON AGING

Judge Ruiz asked Mr. De La Vina if he knew anything about this. Mr. De la Vina stated that he did not and he did not request this item to be on the agenda. He attempted to clarify what this letter was about and he stated that this was related more to home health care which the County did not provide. During further discussion, Judge Ruiz asked Mr. De la Vina if he was recommending this and Mr. De la Vina stated that he is not. **No further action was taken.**

NO ACTION
(EXHIBIT I)

ITEM 6. TAX OFFICE:

A. TAX REFUNDS:

1. **EFC, INC. - \$539.40**
2. **ROBERT SAUCEDO - \$638.74**

6A1&2

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

MOTION CARRIED
(EXHIBIT J)

ITEM 7. APPROVAL TO RETAIN INDEPENDENT CONSULTANT FOR HEALTH INSURANCE PROGRAM

Amber Etnire addressed the Court and is requesting to obtain Ken Wethe to finish a job that he had been hired to do the previous year. She reminded the Court what he was asked to do the last time he was hired. It was for the review of the County's plans and maybe take them through the bidding procedure. At the time of this report, Mr. Wethe did not feel it was in the best interest of the County to do so. They would now like hire him to prepare the bid specifications and advertise for them. The cost for this service is not to exceed \$4,500 and it will be complete by Dec. 10th. **A motion was then introduced by Commissioner Arcaute and was seconded by Commissioner Rosel.** Judge Ruiz stated that in the past, it had been up to the Court as to how to work this program. He felt that it was necessary for them to be involved in the preparations of the specs. This method is an option to the Purchasing Dept. to have a consultant take over this matter. Judge Ruiz asked if they would be in order if they wanted to specify a plan to the consultant. Mrs. Salazar stated that that aspect would have to be done through a recommendation by the Purchasing Department. Judge Ruiz directed Mrs. Salazar not to bring the specifications back but she advertise, deal with the consultant and bring some options to the Commission. Commissioner Rosel felt that Mrs. Salazar should be the one coming before the Commission and recommending the consultant. **After further brief comments, Commissioner Rosel withdrew his second to allow Mrs. Salazar another week to look into this matter and come back to the Commission and make her recommendation. No further action was taken.**

MOTION CARRIED
(EXHIBIT K)

ITEM 8. HEALTH DEPARTMENT:

- A. **TRANSFER OF FUNDS FROM ADMINISTRATION TO HEALTH CLINICS ACCOUNT**
- B. **APPROVAL OF TWO TDH GRANTS:**
 - 1. **OFFICE OF REGIONAL ADMINISTRATIVE SERVICES - \$139,485.00**
 - 2. **TB-PREVENTION AND CONTROL (TUBERCULOSIS ELIMINATION DIVISION) - \$122,320.00**
- C. **AUTHORIZATION TO SET SALARIES ON ABOVE GRANTS**

8A

Rudy De la Vina addressed the court and is requesting to transfer funds from Administration to the health clinic account. This will have no affect on the fund balance. This money will come from contractual services and it will be moved to travel, electricity and telephone. The amount of the transfer is \$16,000. After further brief comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve.**

**MOTION CARRIED
(EXHIBIT L)**

8B1

Mr. De la Vina stated that there will be no increase in salaries with this grant. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to approve.**

**MOTION CARRIED
(EXHIBIT L)**

8B2

Mr. De la Vina stated that this was the same as the above item. There would be no salary increases in this grant either. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces to approve the TB prevention and control grant as presented totaling \$122,320.**

**MOTION CARRIED
(EXHIBIT L)**

8C

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to authorize the setting of salaries for the Regional Administrative Service grant and the TB grant as presented.

**MOTION CARRIED
(EXHIBIT L)**

At this time, the Commission moved around the agenda due to an appointment that must be kept on behalf of the County Judge.

ITEM 16. COUNTY JUDGE:

- A. **REQUEST A TEMPORARY FULL TIME CLERICAL POSITION**
- B. **SET SALARY**

16A&B

Judge Ruiz stated that this was because he had someone going on maternity leave in the near future. He was in need of a temporary position to fill this void through Dec. 31st. There will be no budget amendment. **A motion was then made by Commissioner Rosel and**

was seconded by Commissioner Garces to authorize a temporary full time clerical position at the County Judges through Dec. 31st 1996 at the rate of \$5.15 per hour.

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

ITEM 18. PURCHASING DEPARTMENT:

- A. **RECOMMENDATION OF BID AWARD - LEASE OF 131 ACRES OF FARM LAND**
- F. **RECOMMENDATION ON AWARD OF REQUEST FOR PROPOSAL - COUNTY OF HIDALGO RURAL HEALTH CLINIC PROGRAM**
- G. **REQUEST TO AUTHORIZE THE FINAL NEGOTIATIONS WITH LEGAL DEPARTMENT FOR A PROPOSED CONTRACT**

18A

Mrs. Salazar opened with a recommendation to award this bid to the sole bidder of the Luna brothers at \$5.00 per acre. Commissioner Sanchez expressed his discontent with this rate. After further brief comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the high bid and sole bidder for the lease of 131 acres of farm land for one year.**

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

18F&G

Mrs. Salazar addressed the Court and she is recommending proposer #1. It is her opinion that this proposer comes closest to meeting the needs of the County. Commissioner Sanchez stated that he was under the understanding that they were going to lease the facility so that someone could provide preventive care. Now they are requesting proposals for a public health clinic. He and Commissioner Arcaute had a problem with this issue. One of the reasons is because they never saw an RFP before it was sent out. Mrs. Salazar stated that a presentation was given regarding this RFP before she came on. A discussion ensued in which the Commission was split on this issue. Upon the recommendation of Mrs. Salazar to award the RFP with proposer #1 and give authority to enter into contract negotiations, **a motion was made by Commissioner Rosel and was seconded by Commissioner Garces and further discussion continued. After further brief comments, the motion was put to a vote.**

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

***JUDGE RUIZ AND COMMISSIONERS ROSEL AND GARCES IN FAVOR
COMMISSIONERS ARCAUTE AND SANCHEZ OPPOSED***

ITEM 20. OFFICE OF EMPLOYMENT AND TRAINING:

- A. **DISCUSSION & POSSIBLE ACTION ON TWO PENDING RESPONDERS ON THE RFI**
- B. **DISCUSSION & ACTION ON THE GRANT RECIPIENT JOB TRAINING PARTNERSHIP ACT STATUS OF HIDALGO COUNTY**

20B

Judge Ruiz stated that the PIC and the Commission had met to discuss the PIC / CEO agreement and a vote was taken to approve a particular agreement. Both parties signed this agreement. This agreement was sent to Austin where they stated that a clause was added by Adrian Arriaga stating that this had to be approved by legal counsel and there would possibly be more changes. Because of this clause, they are in non-compliance. A letter was then sent to the Governor's Office and he responded by saying that they will stay out of this issue. This was a local issue. Because of this, the time to comply has been extended. Judge Ruiz is in receipt of a

letter by Mr. Arriaga thanking the Governor's Office for the extension. There was some confusion as to whether or not there actually was in extension. The Commission would like something in hard copy to verify this extension. After further discussion concerning the disposing of this program, **no further action was taken.**

***NO ACTION
(EXHIBIT O)***

AT THIS TIME, JUDGE RUIZ DEPARTED THE MEETING AND TURNED THE CHAIR OVER TO COMMISSIONER ARCAUTE.

20A

Mr. Dickinson stated that this was in relation to a previous meeting where they and asked that 2 vendors be placed on pending status while waiting for approval. Those vendors are South Texas Vo-Tech and the Vanguard Institute. He would now like to change their status of pending to approved. **A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to approve.**

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

ITEM 9. WIC:

- A. APPROVAL OF AGREEMENT BETWEEN HOLY FAMILY SERVICES & HIDALGO COUNTY**

9A

Norma Longoria addressed the Court and stated that this agreement is for the Mobile Clinic. Holy Family Services has agreed to set up a pole if the County agrees to pay the set up cost. Commissioner Sanchez felt that this was no agreement being that the County was paying for the pole and the setup cost. Ms. Longoria stated that the Auditor's Office wanted this agreement in place. **A motion was then made by Commissioner Rosel and was seconded by Commissioner Garces. After further discussion, Commissioner Rosel withdrew his motion.**

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

ITEM 10. FINANCIAL DISRUPTION TASK FORCE:

- A. DISCUSSION & POSSIBLE ACTION ON SALE OF REAL PROPERTY AWARDED TO HIDALGO COUNTY HIDTA TASK FORCE**
B. DISCUSSION & POSSIBLE ACTION TO EXEMPT TASK FORCE PERSONNEL FROM THE TRAVEL POLICY REGARDING MEALS
C. APPROVAL OF INTERLOCAL GOVERNMENTAL AGREEMENT BETWEEN HIDALGO COUNTY HIDTA TASK FORCE & SAN JUAN POLICE DEPARTMENT

10A

Lupe Trevino addressed the Court and is requesting approval to appoint a real estate professional to sell their confiscated properties. At this time, Vona Walker is selling them but he believes that they would benefit more if a professional was selling them. One of the reasons they want to have a professional selling this is because they have been having problems with vandalism and under an agreement, a professional will maintain the property and offer some type of security. Steve Crane stated that what is being done is that they will be requesting the appointment of a special commissioner and this is by statute. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to made**

Joe Bond as a special commissioner in handling the real-estate awarded to the Hidalgo County HIDTA Task Force.

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

There was some discussion whereby Mr. Trevino was told that he is to come back to name a special commissioner for every property they would like to sell. He was unaware of this fact and he would like to come back the following week to present the Court with the properties he would like to sell. The Commission then felt that the motion needed to be rescinded to allow Mr. Trevino another week to identify the property. **Commissioner Garces made a motion to rescind his original motion and was seconded by Commissioner Rosel.**

MOTION CARRIED (MOTION RESCINDED)

10B

A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to table this item.

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

10C

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

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

ITEM 11. DRUG IMPACT COURT:

- A. ACCEPTANCE OF GRANT AWARD**
- B. BUDGET AMENDMENT**
- C. APPROPRIATE BUDGET & SET SALARIES**

11A

Martha Salazar opened by stating that when she last received a grant under this Court, she also received notice that they would be being funded on a 4 month basis. This is the funding for the second 4 months. **A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve.**

***MOTION CARRIED
(EXHIBIT R)***

11B

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

***MOTION CARRIED
(EXHIBIT R)***

11C

A motion was made by Commissioner Garces and was seconded by Commissioner Sanchez to appropriate budget and set salaries as presented previously.

MOTION CARRIED

(EXHIBIT R)**ITEM 12. JUVENILE PROBATION DEPARTMENT:**

- A. **REPORT ON PROPOSED POST ADJUDICATION BOOT CAMP PROJECT**
- B. **APPROVAL OF BUDGET AMENDMENT IN THE AMOUNT OF \$48,300.00 FOR THE 25% IN KIND AND CASH CONTRIBUTION**
- C. **APPROVAL OF JUVENILE JUSTICE ALTERNATIVE EDUCATION PROGRAM MEMORANDUM OF UNDERSTANDING/INTERLOCAL AGREEMENT WITH:**
 - 1. **SHARYLAND ISD**
 - 2. **LA VILLA ISD**
 - 3. **EDINBURG ISD**
 - 4. **EDCOUCH/ELSA ISD**
 - 5. **LA JOYA ISD**
 - 6. **SOUTH TEXAS HIGH SCHOOL**

12A

Mr. Silva stated that he had received a letter from Austin informing him that they were willing to accept \$326,700 as an in-kind match for the proposed facility. The total match for this project is \$375,000. The remaining balance is the responsibility of the County. That amount is \$48,300. After further comments, **no action was taken.**

**NO ACTION
(EXHIBIT S)****12B**

A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to approve a budget amendment.

**MOTION CARRIED
(EXHIBIT S)****12C1-6**

Mr. Silva stated that this was in relation to the agreements that were approved previously. The last time, there were 10 schools. Now there are an additional 4 more. There are 6 on the agenda, although he is only looking for approval for four of them. Only 4 submitted approved memorandums of understanding. He is requesting approval for Sharyland, La Villa, Edinburg and Edcouch-Elsa ISD's. He would like to table the other 2. **A motion was made by Commissioner Sanchez and was seconded by Commissioner Rosel to approve.**

**MOTION CARRIED
(EXHIBIT S)****ITEM 13. ADULT PROBATION DEPARTMENT:**

- A. **REQUEST EXEMPTION FROM BIDDING REQUIREMENT & APPROVAL OF CONTRACT AGREEMENT RENEWAL WITH MUJERES UNIDAS/WOMEN TOGETHER, INC.**

13A

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

**MOTION CARRIED
(EXHIBIT T)****ITEM 14. DISTRICT ATTORNEY:**

- A. **APPROVAL OF COMBINED NARCOTICS TASK FORCE GRANT:**
1. **APPROPRIATION OF BUDGET**
 2. **SET SALARIES**

14A1

Roy Casarez stated the this was the remaining 8 months of the budget that was approved previously in June. The amount is for \$54,963. ***A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to approve.***

***MOTION CARRIED
(EXHIBIT U)***

14A2

A motion was made by Commissioner Sanchez and was seconded by Commissioner Rosel to approve the setting of salaries.

***MOTION CARRIED
(EXHIBIT U)***

ITEM 15. COUNTY CLERK:

- A. **APPROVAL TO ABOLISH POSITION #9**
- B. **APPROVAL OF SALARY ADJUSTMENT TO UPGRADE SLOTS**
- C. **APPROVAL TO REDUCE POSITION #2 BY \$2,200 & UPGRADE TWO POSITIONS**
- D. **SET SALARIES**

15A-D

The Commission called for Mr. Pulido who was not present at this time. **Commissioner Garces then made a motion to reject and was seconded by Commissioner Rosel.**

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

ITEM 17. URBAN COUNTY:

- A. **APPROPRIATE ACTION CONCERNING THE CITY OF ELSA - YEARS 6, 7 & 8 WATER SEWER IMPROVEMENT BIDS**
- B. **PUBLIC HEARING - GRANTEE PERFORMANCE REPORT**
- C. **ADOPTION OF HIDALGO COUNTY - URBAN COUNTY PROGRAM LOAN POLICY**

17A

Anthony Covacevich opened by stating that the city has rejected these bids. He would like the Court to follow suit. Commissioner Arcaute stated that he would not recommend any action until this issue is resolved in its entirety. The Commission was in agreement. **No further action was taken.**

***NO ACTION
(EXHIBIT W)***

17B

Commissioner Arcaute called this public hearing to order. Mr. Covacevich proceeded to give a report as per the exhibit. He went on to state that overall, the program is showing good progress. There is a full report at his office and if the public would like to view this report, they can come to his office and there will be someone to help them evaluate the report if

help is needed. There being no comments from the public, Commissioner Arcaute called this public hearing to a close.

***NO ACTION
(EXHIBIT W)***

17C

Mr. Covacevich stated that a policy has to be adopted in order to give out loans. These policies that he is presenting at this time are very standard policies. After further brief comments, **a motion was made by Commissioner Sanchez and was seconded by Commissioner Rosel to approve the adoption of the Hidalgo County Urban County Program Loan Policy.**

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

ITEM 18. PURCHASING DEPARTMENT:

- B. AUTHORIZATION TO ADVERTISE FOR RENTAL SPACE IN THE CITY OF SAN JUAN - WIC**
- C. RECOMMENDATION ON AWARD OF REQUEST FOR PROPOSAL - THIRD PARTY ADMINISTRATION OF COUNTIES OBLIGATION UNDER INDIGENT HEALTH CARE AND TREATMENT ACT - HUMAN SERVICES**
- D. REQUEST TO AUTHORIZE THE FINAL NEGOTIATIONS WITH LEGAL DEPARTMENT FOR A PROPOSED CONTRACT - HUMAN SERVICES**
- E. AUTHORIZATION TO ADVERTISE FOR PHARMACEUTICAL SUPPLIES - JAIL**
- H. RECOMMENDATION FOR REJECTION OF ALL BIDS AND REQUEST AUTHORIZATION TO RE-ADVERTISE FOR MEDICAL SUPPLIES & MEDICAL EQUIPMENT WITH REPAIR MAINTENANCE - HEALTH DEPARTMENT**

18B

Mrs. Salazar stated that the lease will be up and Ms. Longoria would like to advertise. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel.** There was some confusion as to what was being requested by Ms. Longoria. After further comments, **the motion was withdrawn to allow the WIC Director to be present to explain to the Court what her intentions are. No further action was taken.**

***NO ACTION
(EXHIBIT X)***

18C

A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to award the contract to ASO North America.

***MOTION CARRIED
(EXHIBIT X)***

18D

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

***MOTION CARRIED
(EXHIBIT X)***

18E

A motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to authorize the advertisement for pharmaceutical supplies and equipment.

**MOTION CARRIED
(EXHIBIT X)**

18H

Mrs. Salazar is requesting that these bids be rejected due to the specs that were used not being advantageous to the County. **A motion was then made by Commissioner Sanchez and was seconded by Commissioner Garces to reject and re-authorize the advertisement for medical supplies.**

**MOTION CARRIED
(EXHIBIT X)**

ITEM 19. BUDGET AMENDMENTS:

A. COURT REPORTER'S FEES - \$11,647

1. APPROVAL OF BILLS:

- a. HENNIGH-QUIN-RAMIREZ & ASSOC., LTD. - \$76.00
- b. JENNIFER K. O'NEAL - \$3,905.00
- c. MARK A. KVAPIL - \$2,808.96
- d. SHANA LILES (3) - \$4,851.00

19A

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to amend the budget by \$11,647.

**MOTION CARRIED
(EXHIBIT Y)**

Commissioner Arcaute stated for the record that these court reporters fees are for Hennigh-Quin-Ramirez & Assoc., Jennifer K. O'Neal, Mark A. Kvapil & Shana Liles.

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

DRAINAGE DISTRICT

The Honorable Abelardo Arcaute, Pct. 2 Commissioner, called this Drainage District Board Meeting to order, whereupon the following items were had to wit:

CONSENT AGENDA

**ITEM 1. LINE ITEM TRANSFER:
(EXHIBIT Z)**

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

**MOTION CARRIED
(SEE EXHIBIT Z)**

REGULAR AGENDA

ITEM 1. DISCUSSION & POSSIBLE APPROVAL OF INDEPENDENT AUDIT FOR YEAR ENDING DECEMBER 31, 1995 - RICHARD CORTEZ

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

ITEM 2. DISCUSSION & VOTE ON PROPOSED 1996 TAX RATE

There was some discussion on what the proposed rate was for the Drainage District concerning the amount of surplus that they have. The current rate is .0409 and the notice and hearing limit is .0421. The rollback rate is .0440. During further comments, **a motion was made by Commissioner Sanchez and was seconded by Commissioner Garces to keep the effective tax for the Drainage District as is.**

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

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

MOTION CARRIED

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