

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 CHECK REGISTER AND PAYMENT OF CLAIMS/BILLS - COUNTY AUDITOR

GENERAL FUND - #129475 - #129701 - \$922,698.51
SPECIAL REVENUE FUND - #128704 - #128981 - \$816,556.69
TRUST AND AGENCY FUND - # 6203 - # 6226 - \$102,676.17
ENTERPRISE FUND - # 3102 - # 3104 - \$ 4,066.26

(EXHIBIT A)

ITEM 2. MONTHLY COLLECTION REPORTS:

A. DISTRICT CLERK - REVISED - 1996
1. SEPTEMBER - \$ 72,460.28
2. OCTOBER - \$165,574.88
3. NOVEMBER - \$110,091.36
4. DECEMBER - \$ 99,311.23

(EXHIBIT B)

ITEM 3. PLANNING DEPARTMENT:

A. SUBDIVISIONS:
1. SAN FELIPE SUBDIVISION PHASE I - PCT. 2
2. TRIPLE "B" MOBILE PARK - PCT. 4
3. CORNERSTONE MEDICAL PARK PHASE III - PCT. 4

(EXHIBIT C)

ITEM 4. RIGHT OF WAY:

A. PERMITS - PCT. 1:
1. NORTH ALAMO WATER SUPPLY
2. GTE
B. PERMITS PCT. 3:
1. SOUTHWESTERN BELL
C. PERMITS PCT. 4:
1. MW PETROLEUM CORPORATION
2. NORTH ALAMO WATER SUPPLY

(EXHIBIT D)

ITEM 5. TREASURER:

A. APPROVAL OF FIRST QUARTER 1997 INVESTMENT REPORT

(EXHIBIT E)

ITEM 6. INTERNAL LINE ITEM TRANSFERS:

A. ELECTIONS DEPARTMENT - \$ 1,810.00
B. JUSTICE OF THE PEACE PCT. 1, PL. 1 - \$ 800.00
C. PCT. 1 - ROAD AND BRIDGE - \$15,200.00
D. PCT. 1 - ADMINISTRATION - \$ 3,000.00

E. ADULT PROBATION	- \$ 1,550.00
F. SHERIFF'S DEPARTMENT	- \$ 7,000.00
G. JUVENILE PROBATION	- \$18,545.00
H. PLANNING DEPARTMENT	- \$ 249.99
I. WARRANT OFFICERS	- \$ 2,000.00
J. AUXILIARY COURT	- \$ 3,500.00

(EXHIBIT F)

A motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to approve the Consent Agenda as presented.

MOTION CARRIED
(EXHIBITS A-F)

REGULAR AGENDA

ITEM 1. TAX OFFICE:

- A. APPROVAL TO APPROPRIATE SPECIAL INVENTORY FUNDS - PURSUANT TO SEC. 23.12 B, STATE PROPERTY TAX CODE TRANSFER \$2,221.72 (INTEREST) TO ACCOUNT #7-115-415-150.12

1A

Manuel Cavazos stated that this is for the purpose of buying a computer for his department. This is just a ministerial approval. **A motion was then made by Commissioner Garces and was seconded by Commissioner Rosel to appropriate \$2,221.72 from the Special Inventory Fund transferred to account 12 for the purchase of this particular equipment.**

MOTION CARRIED
(EXHIBIT G)

ITEM 2. 206TH DISTRICT COURT:

- A. BUDGET AMENDMENT IN THE AMOUNT OF \$1,300.00 TO INCREASE ACCOUNT #7-101-412-460.56 - INSURANCE

2A

A motion was made by Commissioner Arcaute and was seconded by Commissioner Handy to approve the budget amendment of \$1,300 to the 206th District Court.

MOTION CARRIED
(EXHIBIT H)

ITEM 3. PRIVATE INDUSTRY COUNCIL:

- A. APPOINTMENT TO THE PRIVATE INDUSTRY COUNCIL FOR THE PRIVATE SECTOR

3A

Lisa Saucedo addressed the Court and stated that this appointment was from Willacy County and it was needed to be in compliance with the PIC. Judge Ruiz asked if the Willacy County Judge review the recommendations and if he had any preference. Ms. Saucedo was under the impression that he had. Judge Ruiz wanted her to verify this information and they will return to this item later in the agenda. No action at this time.

THE COMMISSION WILL RETURN TO THIS ITEM.

ITEM 4. IMPACT COURT:

- A. AUTHORIZATION TO ACCEPT 2ND ALLOCATION OF THE 1997 - 1998 PROGRAM YEAR - DRUG IMPACT COURT IN THE AMOUNT OF \$80,608.00

4A

Lisa Saucedo stated that the amount of this allocation was in the amount of \$80,608 and it was the second of two. **A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to appropriate \$80,608 in accordance with the budget submitted for the Drug Impact Court which is the second allocation from the State of Texas.**

MOTION CARRIED
(EXHIBIT I)

ITEM 5. CONSIDER AND AUTHORIZE THE COUNTY AUDITOR TO PROVIDE PAYROLL DEDUCTION OPTION TO COUNTY EMPLOYEES FOR THE TEXAS TOMORROW FUND - STATE SPONSORED COLLEGE FUND

Lisa Saucedo stated that there have been many employees who have expressed an interest in participating this program. What the employees want to have done now is have this deducted automatically from their check. There was some questions by Judge Ruiz and the Commission and he felt that this needed to be researched further to clarify the questions. He felt that the Comptroller's Office should make a presentation first and they get a feel of how many employees want to do this. No further action was taken.

NO ACTION
(EXHIBIT J)

ITEM 6. JUVENILE PROBATION:

- A. APPROVAL OF LOCAL MATCH IN THE AMOUNT OF \$4,612.00 TO BE BUDGETED TO THE TEXAS JUVENILE PROBATION COMMISSION Q PROGRESSIVE SANCTIONS BUDGET
- B. APPROVAL TO BUDGET \$33,146.00 FROM GENERAL FUND TO THE TEXAS JUVENILE PROBATION COMMISSION F PROGRESSIVE SANCTION BUDGET

(THESE FUNDS WILL BE USED TO COVER THE REQUIRED TEXAS PROBATION COMMISSION PROGRESSIVE SANCTION GRANTS WHICH WERE APPROVED BY COMMISSIONER'S COURT ON 8/27/96)

6A

Buddy Silva addressed the Court and stated that this local match was in the amount of \$4,612. The amount is to come from the General Fund. Mr. Silva was under the impression that this would be budgeted being that this grant was approved back in September but it was not. This will cover 2 probation officers. The county will receive \$53,004 for the salaries of these two probation officers. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve a budget amendment of \$4,612 to match two salaries from the Texas Juvenile Probation Commission totaling \$53,004.**

MOTION CARRIED
(EXHIBIT K)

6B

Judge Ruiz stated that this was a similar action. This will call for a budget amendment of \$33,146 for a local match for a state match of \$110,895 and this will create 5 salaries. **A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve a budget amendment of \$33,146.**

MOTION CARRIED
(EXHIBIT K)

ITEM 7. HIDTA TASK FORCE:

- A. APPROPRIATE \$24,915 BUDGET FROM PROGRAM INCOME ACCOUNT TO HIGH INTENSITY DRUG TRAFFICKING SPECIAL OPERATION
- B. AUTHORIZATION TO EXEMPT FROM THE BIDDING PROCESS LEASE OF OFFICE SPACE

7A

Lupe Trevino addressed the Court and stated that this money will be used to fund a special command center. After further brief comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Handy to authorize the appropriation of \$24,915 from program income into the regular operational budget.**

MOTION CARRIED
(EXHIBIT L)

7B

Mr. Trevino stated that they are asking for this exemption due to special circumstances that have arisen from an investigation. The US Attorney is asking this of the task force being that they will be heading the investigation. There currently is a full time Assistant US Attorney attached to the task force. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Handy**

to exempt from the bidding procedure for lease of office space under the exemption of acquisition of real property.

MOTION CARRIED
(EXHIBIT L)

ITEM 8. DISTRICT CLERK:

- A. AUTHORIZATION TO RE-APPROPRIATE \$227,951.50 FROM GENERAL FUND ACCOUNT #07-010-219-400.00 TO THE DISTRICT CLERK FEE TRUST DUE TO OVER TRANSFERS DURING THE MONTHS OF SEPTEMBER, OCTOBER, NOVEMBER & DECEMBER 1996

8A
NO ACTION
(EXHIBIT M)

ITEM 9. CONSTABLE PCT. 5:

- A. RE-APPROPRIATE \$2,792.50 CONFISCATED FUNDS INTO 1997 BUDGET AS FOLLOWS
 - 07-145-421-230.30 - MOTOR VEHICLE REPAIR - \$250.00
 - 07-145-421-230.27 - UNIFORMS - \$250.00
 - 07-145-421-230.64 - EQUIPMENT REPAIR - \$1,500.00
 - 07-145-421-230.95 - EQUIPMENT - \$542.50
 - 07-145-421-230.20 - TIRES - \$250.00

9A

A motion was made by Commissioner Handy and was seconded by Commissioner Arcaute to authorize the re-appropriation of funds in the amount of \$2,792.50 into Constable Pct. 5 budget as presented.

MOTION CARRIED
(EXHIBIT N)

ITEM 10. RIGHT OF WAY:

- A. ACCEPTANCE OF ROAD EASEMENTS ON FOSTER DRIVE TO MAKE A PORTION OF FOSTER A PUBLIC ROAD - PCT. 4

10A

Vona Walker stated that there have been 7 residents in this area that have executed an easement. The City of Edinburg has no objections. After further brief comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to approve the road easement on Foster Drive to actually make a portion of Foster Drive a public road.**

MOTION CARRIED
(EXHIBIT O)

ITEM 11. LIBRARY SYSTEM:

- A. APPROVAL TO INCREASE SALARY FOR VACANT POSITION - CATALOGER TO \$35,000 AND SET SALARY AT \$35,000
- B. APPROVAL OF BUDGET AMENDMENT FOR CATALOGER SALARY - \$4,458.53 (EFFECTIVE MAY 1, 1997)

11A&B

William McGee addressed the Court and stated that he would like to have this approved to get this individual hired. He feels that the current amount is not attracting qualified individuals. Up until now, they have hired one person but he has since received a better offer and he is moving on. He has no one in mind at this time. The amendment needed for this issue is only covering from May 1 to the end of the year. This amount is \$4,458.53. After some discussion, **a motion was made by Commissioner Arcaute and was seconded by Commissioner Handy to raise the position of cataloger from \$28,000 to \$35,000 and approve the budget amendment of \$4,458.63 to carry this position through December 31, 1997.**

MOTION CARRIED
(EXHIBIT P)

ITEM 12. PCT. 1:

- A. BUDGET AMENDMENTS
 - 1. ADMINISTRATION FROM 1996 FUND BALANCE - \$6,091.44
 - 2. ROAD & BRIDGE FROM 1996 FUND BALANCE - \$166,000.00
 - 3. PARKS & RECREATION FROM 1996 FUND BALANCE - \$26,000.00
- B. BUDGET AMENDMENT AND AUTHORIZATION FOR PAYMENT FROM COUNTY WIDE OF THE FOLLOWING (FLOOD RELATED EXPENSES):
 - 1. EMERGENCY OVERTIME (WEEK 2) - \$8,650.35

12A1

A motion was made by Commissioner Handy and was seconded by Commissioner Arcaute to approve.

MOTION CARRIED
(EXHIBIT Q)

12A2

A motion was made by Commissioner Handy and was seconded by Commissioner Garces to authorize the appropriation of \$166,000.00 from '96 to 1997 budget.

MOTION CARRIED
(EXHIBIT Q)

12A3

A motion was made by Commissioner Handy and was seconded by Commissioner Arcaute to approve an appropriation of \$26,000 from 1996 to 1997 budget under parks and recreation.

MOTION CARRIED
(EXHIBIT Q)

12B1

Raul Lozano stated that this was related to the flood disaster. This is for the second week. The total amount is \$8,650.35. **A motion was made by Commissioner Handy and was seconded by Commissioner Rosel to approve a budget amendment from County Wide Road and Bridge in the amount of \$8,650.35 going into salaries for overtime for pct. 1.**

MOTION CARRIED
(EXHIBIT Q)

ITEM 13. PCT. 3:

- A. BUDGET AMENDMENT - ADMINISTRATION ACCOUNT #7-050-431-100.61 - \$15,000 - APPROPRIATE FUNDS FROM PAVED/UNPAVED 1996 FUND BALANCE FOR BUILDING IMPROVEMENTS
- B. EXEMPT FROM COMPETITIVE BIDDING AND APPROVE CONTRACT FOR PROFESSIONAL SERVICE WITH RUST ENVIRONMENT AND INFRASTRUCTURE, INC. NOT TO EXCEED \$51,100

13A

A motion was made by Commissioner Rosel and was seconded by Commissioner Garces to approve a re-appropriation of '96 road and bridge funds to 1997 administration budget in the amount t of \$15,000.

MOTION CARRIED
(EXHIBIT R)

13B

David Girault stated that they had reviewed the draft that was presented by the firm and there were some changes to this form. They then asked them go back and incorporate the changes from the previous year. Mr. Girault stated that that this was in order for approval. After further brief comments, **a motion was made by Commissioner Garces to exempt from the competitive bidding under professional services a contract with Rust Environment Infrastructure Inc. and also accept contract not to exceed \$51,100 which includes all expenses and all other fees arising from this contract inclusive reimbursables.**

MOTION CARRIED
(EXHIBIT R)

ITEM 14. PCT. 4:

- A. DISCUSSION OF CONTRACT WITH ALVAREZ & ASSOCIATES FOR PROFESSIONAL SERVICES - LEGISLATIVE CONSULTANTS
- B. AUTHORIZATION TO REPRESENT THE COMMISSIONER'S COURT ON THE COMMUNITY JUSTICE COUNCIL AS REQUIRED BY ARTICLE 42.131 SEC. 3B(2) OF THE CODE OF CRIMINAL PROCEDURE - A

COUNTY COMMISSIONER OR A COUNTY JUDGE FROM A COUNTY TO BE SERVED BY THE FACILITY, CHOSEN BY THE COUNTY COMMISSIONERS AND COUNTY JUDGES OF THE COUNTIES TO BE SERVED BY THE FACILITY

14A
NO ACTION

14B
Commissioner Garces stated that he is willing to serve on this council. This council reviews the budget for adult probation. **A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to authorize the recommendation of appointment to the Community Justice Council, Commissioner Guadalupe Garces.**

MOTION CARRIED
(EXHIBIT S)

ITEM 15. OFFICE OF EMPLOYMENT AND TRAINING:

- A. APPROVAL OF TITLE IIB SUBCONTRACTORS CY '97
- B. APPROVAL OF CY '97 TITLE IIB PLAN MODIFICATIONS
- C. AUTHORIZATION TO CREATE TWENTY SIX (26) NEW POSITIONS AND SET SALARIES
- D. APPROVAL TO RECLASSIFY EXECUTIVE SECRETARY POSITION FROM NON-EXEMPT TO EXEMPT STATUS

15A
Dick Dickinson addressed the Court and stated that the PIC has approved these sub-contractors. There are a total of 39. They are subject to negotiations. There are some proposals that are above the \$75,000 cap but those will be negotiated down to meet the cap. After further comments, **a motion was made by Commissioner Handy and was seconded by Commissioner Arcaute to approve all sub-contractors recommended under title IIB for fiscal year 1997 as presented.**

MOTION CARRIED
(EXHIBIT T)

15B
Mr. Dickinson stated that this amount should be \$3,168,000. **A motion was made by Commissioner Rosel and was seconded by Commissioner Handy to approve the plan modifications adjustment due to a typographical error.**

MOTION CARRIED
(EXHIBIT T)

15C
Mr. Dickinson stated that since they have received a substantial increase in their budget they need these positions to help handle the load. He would like to bring

back these positions that were reduced back in 1996. This will increase them to approximately 102 personnel which is still not at the maximum amount they had before the reduction in force. These are permanent employees. There were several question that were raised by Judge Ruiz and he wanted to clarify this issue before approval. The Commission was in favor but they did want to clarify. **No further action was taken.**

NO ACTION
(EXHIBIT T)

15D

Mr. Dickinson stated that he wanted to exempt his secretary. He feels that this will save monies in overtime pay. This employee is exempt from civil service criteria for this reclassification. This is more for FLSA Regulations. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to authorize the reclassification of the Executive Secretary position from non-exempt to exempt status.**

MOTION CARRIED
(EXHIBIT T)

ITEM 16. URBAN COUNTY:

- A. CITY OF ELSA - PUBLIC SERVICE - EDUCATION - APPROVAL OF A SUBRECIPIENT AGREEMENT WITH COMMONWEALTH COMMUNITY SERVICES INC. - YR. 1996
- B. CITY OF EDCOUCH - PFI - SOLID WASTE - LANDFILL - APPROVAL OF A PROFESSIONAL SERVICES AGREEMENT (ENGINEERING INC. - YR. 1996
- C. PCT. 1 - APPROVAL OF SUBRECIPIENT AGREEMENT WITH MERCEDES BOYS AND GIRLS CLUB YR. 9, (1996)
- D. EMERGENCY SHELTER GRANT - APPROVAL OF 1995 BUDGET AMENDMENT FOR MUJERES UNIDAS
- E. AMENDMENT ON HOME RENTAL REHABILITATION CONTRACT (EVA E. GONZALEZ)
- F. HOME FIRST TIME HOME BUYER CONTRACT AGREEMENT AND LETTER OF COMMITMENT TO MORTGAGE COMPANIES (3 FAMILIES)
- G. HOME/HOME OWNER OCCUPIED HOUSING REHAB APPLICATIONS
- H. APPROVAL OF BUDGET AMENDMENT OF \$3,000 FOR THE PURPOSE OF SECURING ENGINEERING SERVICES TO DEVELOP TESTING STANDARDS FOR ALL INFRASTRUCTURE IMPROVEMENTS, UNDER THE URBAN COUNTY PROGRAM
- I. RESOLUTION - TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS 1997 COLONIA PLANNING FUND APPLICATION
- J. RESOLUTION TEXAS DEPARTMENT OF HOUSING AND COMMUNITY AFFAIRS 1997 COLONIA CONSTRUCTION FUND APPLICATION

16A

Anthony Covacevich stated that this agreement is in the amount of \$5,000. **A motion was made by Commissioner Handy and was seconded by**

Commissioner Garces to approve a subrecipient agreement between the County of Hidalgo, City of Elsa and Commonwealth Community Service in the amount of \$5,000.

MOTION CARRIED
(EXHIBIT U)

16B

Mr. Covacevich stated that this contract is with Snowden Engineering Services in the amount of \$38,000. This will address their landfill closure. After further comments, **a motion was made by Commissioner Handy and was seconded by Commissioner to approve.**

MOTION CARRIED
(EXHIBIT U)

16C

Mr. Covacevich stated that this agreement was in the amount of \$2,000. **A motion was made by Commissioner Handy and was seconded by Commissioner Garces to approve a subrecipient agreement between the City of Mercedes, Mercedes Boys and Girls Club and the County of Hidalgo in the amount of \$2,000.**

MOTION CARRIED
(EXHIBIT U)

16D

Mr. Covacevich stated that the amount of the amendment is \$43,963.90 and it is coming from their renovation of one of their centers. They would like to place into maintenance and operation. This monies will be used for services to clients. After further brief comments, **a motion was made by Commissioner Handy and was seconded by Commissioner Garces to adjust the budget of the Mujeres Unidas subrecipient grant from \$43,963.90 from renovations into maintenance and operation for program.**

MOTION CARRIED
(EXHIBIT U)

16E

Mr. Covacevich stated that when this was initially approved, it was for \$7,595.24. They would not like to amend this amount to \$8,500. **A motion was made by Commissioner Handy and was seconded by Commissioner Garces to amend our home rental rehab contract with Eva E. Gonzalez increasing it to a maximum of \$8,500.**

MOTION CARRIED
(EXHIBIT U)

16F

Mr. Covacevich stated that there were 3 families that met the requirements for this program. **A motion was made by Commissioner Arcaute and was seconded by Commissioner Garces to approve 3 first time home buyer contracts and authorize 3 letters of commitment to mortgage companies under the home program.**

MOTION CARRIED
(EXHIBIT U)

16G

A motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to approve two housing rehab applications for the City of Granjeno as presented.

MOTION CARRIED
(EXHIBIT U)

16H

Mr. Covacevich stated that this \$3,000 will be used to provide testing standards for all urban county projects. They have been getting bills from various companies that vary in price. This way, they will just have one firm. After further comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to approve a budget amendment of \$3,000 for the purpose of engineering services, infrastructure improvements from County Wide to Urban County.**

MOTION CARRIED
(EXHIBIT U)

16I

Mr. Covacevich stated that this resolution will allow them to submit an application for funding for a planning study for all the colonias in pct. 1 and then prioritize the needs of all the colonias. This money can only be used for planning and nothing else. **A motion was made by Commissioner Handy and was seconded by Commissioner Garces to authorize a resolution to submit an application to Texas Community Development Program for a planning grant for pct. 1 in the amount of \$200,000.**

MOTION CARRIED
(EXHIBIT U)

16J

Mr. Covacevich stated that this was to fund the platting of colonias around the County so that they can receive water. After further comments, **a motion was made by Commissioner Handy and was seconded by Commissioner Arcaute to approve the resolution authorizing an application to the Texas Department of Housing of Community Affairs, 1997 colonia construction fund.**

MOTION CARRIED
(EXHIBIT U)

ITEM 17. PLANNING DEPARTMENT:

A. FINAL PLAT APPROVAL:

1. PENA-BLANCA ESTATES SUBDIVISION - PCT. 3
2. PEACOCK VILLAGE SUBDIVISION - PCT. 1

17A1

Emilio Garcia stated that last week no action was taken on this subdivision. There were some concerns on the drainage of this subdivision. Since that time, they have met with the developer and the engineer are willing to tie into an existing drain ditch that is south of the subdivision. Judge Ruiz reiterated what the problem was. He stated that there was no outlet for drainage. The way this subdivision is now, it will not hold a rain like what was received in Weslaco. There is a small drainage ditch about 150 feet away from the subdivision. In order for the developer to get to this drainage ditch, it has to go through private property. They have had a meeting with the developer and the Commissioner in that precinct as well as the planner and they have agreed that the County will acquire the right of way necessary to get to that drain ditch. After further comments, **a motion was made by Commissioner Rosel and was seconded by Commissioner Garces. Under discussion, Judge Ruiz stated that the understanding for final plat approval is that the County of Hidalgo is authorized to acquire right of way or begin the process of acquiring right of way on private land not only to get from Pena-Blanca Subdivision to the existing ditch but to also acquire further right of way along the ditch for future expansion of that particular drainage ditch and (2) the developer will underground, from their particular subdivision, connect to that particular drainage ditch.** The motion was then put to a vote and all voted in favor.

MOTION CARRIED
(EXHIBIT V)

17A2

Mr. Garcia stated that this subdivision was presented the previous week and there was some concern on the drainage as well. Since then, Donna Irrigation District has agreed to help with the drains in this area. The improvements will be completed in the near future. They also met with the engineer on this subdivision and the questions were cleared up as well. After further comments, Mr. Garcia recommended the approval of this subdivision subject to the swales being completed and the pipes from the Donna Irrigation District. **A motion was then made by Commissioner Handy and was seconded by Commissioner Arcaute to give final plat approval with conditions to Peacock Village Subdivision in Pct. 1 as presented.**

MOTION CARRIED
(EXHIBIT V)

ITEM 18. PURCHASING DEPARTMENT:

- A. AUTHORITY TO ADVERTISE FOR TWO NEW 1998 ½ TON PICK UP TRUCKS FOR PCT. 2
- B. AUTHORITY TO ADVERTISE FOR HAULING SERVICES FOR PIT RUN CALICHE (ROAD & BRIDGE) AND CRUSHED CALICHE (URBAN COUNTY) PROJECTS PCT. 4
- C. AUTHORITY TO ADVERTISE FOR MOSQUITO SPRAY AND LARVICIDE - HEALTH DEPARTMENT
- D. APPROVAL OF CONTRACT FOR UNIFORMS FOR SHERIFF'S DEPARTMENT - TEXAS STATE DISTRIBUTORS

18A

A motion was made by Commissioner Arcaute and was seconded by Commissioner Garces to authorize the advertisement for bids for the purchase of two new 1998 ½ ton pick up trucks for pct. 2 as presented.

MOTION CARRIED
(EXHIBIT W)

18B

A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to authorize the advertisements for bids for the hauling services of pit run caliche and crushed caliche for pct. 4.

MOTION CARRIED
(EXHIBIT W)

18C

A motion was made by Commissioner Garces and was seconded by Commissioner Arcaute to authorize the advertisements for bids for the purchase of mosquito spray and larvicide for the Health Department for the period of one year.

MOTION CARRIED
(EXHIBIT W)

18D

A motion was made by Commissioner Arcaute and was seconded by Commissioner Handy to approve the contract with Texas State Distributors for uniforms for the Sheriff's Department.

MOTION CARRIED
(EXHIBIT W)

AT THIS TIME, THE COMMISSION REVISITED ITEM 3.

3A

Lisa Saucedo addressed the Court and stated that she had spoken with Judge Salinas of Willacy County. He is recommending Sandra Moreno for the

appointment. **A motion was made by Commissioner Garces and was seconded by Commissioner Rosel to appoint Sandra Moreno as the Business representative to the Private Industry Council by Willacy County, member of the Good Health Home Care Services in Raymondville, Texas.**

MOTION CARRIED
(EXHIBIT X)

ADD. #1. DISCUSSION AND POSSIBLE ACTION REGARDING LEGISLATION
RELATING TO COUNTY
GOVERNMENT - PERTAINING TO CONSTABLE FEES AND
REIMBURSEMENT TO
GENERAL FUND

Commissioner Rosel stated that this was a bill out of Bexar County to have their constables reimburse the general fund for their executions of evictions etc. Here in the County, the constables do funeral escorts in county vehicles on county time. The money that is being paid to the constables for this services should come back to the County if they are in fact using county property or equipment. Commissioner Rosel brought this up to Paul Vazaldua to make this in the form of policy and not legislation but it was in fact placed under legislation. A discussion ensued where Judge Ruiz that in the past, the constables were always asking for vehicles from the County and Judge Ruiz told them then that if they have county vehicles, they will not be able to provide services that they were accustomed to providing. He stated that policy is not an issue. If county equipment is being used, the money should go to the county. The only way the constable can keep monies for services is if he himself and not his deputies, provides the service on his own time and his own vehicle. This is not by policy but by law. The bill that is out there now (HB 2686) is saying that the services cannot be done because this is tied to his uniform. Neither the constable nor the deputy will be able to keep the money. After further brief comments, **a motion was made by Commissioner Garces and was seconded by Commissioner Rosel to endorse.**

MOTION CARRIED (JUDGE RUIZ OPPOSED)
(NO EXHIBIT)

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

MOTION CARRIED

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

DRAINAGE DISTRICT

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

CONSENT AGENDA

ITEM 1. PERMITS:

A. CITY OF McALLEN
(EXHIBIT Y)

A motion was made by Commissioner Garces and was seconded by Commissioner Handy to approve the consent agenda.

MOTION CARRIED
(EXHIBIT Y)

REGULAR AGENDA

ITEM 1. AUTHORIZATION TO DECLARE EMERGENCY TO COMMENCE A PROJECT TO RELIEVE
FLOODING CONDITIONS IN THE AREA OF MILE 9 NORTH AND MILE 61/2 WEST
COLONIA BARBOSA-LOPEZ AND COLONIA NORESTE

Vona Walker addressed the Court and stated that these areas impacted the most residents and most damage. There are some plans formulated to work on this area to provide some relief. Vona Walker stated that in this plan, an engineer will look at this a come up with a solution of help get the water moving so that it can drain. This will provide permanent improvements to the area. The cost will be minimal, approx. \$50 to \$75,000. Judge Ruiz stated that what they should do in this matter is declare an emergency, hire an engineer, get a cost estimate and an emergency approval. **A motion was then made by Commissioner Handy and was seconded by Commissioner Garces to authorize the declaration of emergency on the flooding problems we have, more specifically at Mile 9 North and Mile 61/2 otherwise known as Colonia Barbosa-Lopez and Colonia Noreste and authorize the employment of an engineer to come to Commissioner's Court with an aggressive emergency plan of action.**

MOTION CARRIED
(EXHIBIT Z)

ITEM 2. PURCHASING DEPARTMENT:

A. AWARD BID FOR ONE 1993 OR NEWER HYDRAULIC EXCAVATOR WITH LONG REACH AND LESS THAN 4000 HOURS - ONE BIDDER - A.C. BEST - \$107,000

2A

This was item was presented the previous week and there were some concerns. They have since been cleared up. **A motion was made by Commissioner Garces and was seconded by Commissioner Handy to award bid for the purchase of one 1993 or newer hydraulic excavator as bid by A.C. Best as sole bidder at a cost of \$107,000.**

MOTION CARRIED
(NO EXHIBIT)

EXECUTIVE AGENDA

ITEM 1. CLOSED SESSION:
COMMISSIONER'S COURT MAY GO INTO CLOSED SESSION PURSUANT
TO
CHAPTER 551, TEXAS GOVERNMENT CODE, SECTION 551.074 TO
DISCUSS
THE FOLLOWING MATTER:

A. PERSONNEL

At this time, the Commission retired into executive session.

ITEM 2. OPEN SESSION:
A. PERSONNEL

2A
NO ACTION
(NO EXHIBIT)

**A motion was made by Commissioner Arcaute and was seconded by
Commissioner Handy to adjourn Drainage District No. 1.**

MOTION CARRIED

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