

COMMISSIONERS' COURT

The Honorable Renato Cuellar, County Judge, called the Commissioners' Court meeting to order whereupon the following proceedings were had, to-wit:

CONSENT AGENDA

ITEM 1. APPROVAL OF CHECK REGISTER AND PAYMENT OF CLAIMS/BILLS - COUNTY

AUDITOR

(See Exhibit A)

ITEM 2. COURT REPORTERS FEES:

- A. Francisco Moreno - State of Texas vs. Jose Noey Martinez - \$9,000.00 (partial payment)

(See Exhibit B)

ITEM 3. QUARTERLY REPORTS

- A. Quarterly Investment Report - period ending 6/30/97 - County Treasurer

(See Exhibit C)

ITEM 4. RIGHT OF WAY

- A. Permits - Precinct #1
 - 1. City of Weslaco
 - 2. North Alamo Water Supply
 - 3. Southwestern Bell Telephone
- B. Permits - Precinct #2
 - 1. Southwestern Bell Telephone
- C. Permits - Precinct #3
 - 1. Southwestern Bell Telephone
- D. Permits - Precinct #4
 - 1. North Alamo Water District

(See Exhibit D)

ITEM 5. PLANNING:

- A. Subdivisions:
 - 1. Lot 2A & 2B South West Centre Subdivision - Pct. #3
 - 2. E. Fabela Subdivision - Pct. #3
 - 3. Palm Estates Subdivision - Pct. #3
 - 4. Ponderosa Park Phase I - Pct. #4

(See Exhibit E)

ITEM 6. INTERNAL LINE ITEM TRANSFERS

- A. Juvenile Probation (2) - \$19,929.63 & \$30,220.52
- B. Adult Probation Community Corrections - \$4,000.00
- C. 139th District Court (2) - \$100.00 & \$200.00
- D. Library System - \$950.00
- E. Personnel Department - \$3,350.00
- F. County Court #2 - \$300.00
- G. 92nd District Court - \$2,500.00
- H. Veterans Service - \$500.00
- I. Sheriff's Department - \$5,500.00
- J. Buildings & Grounds - \$1,700.00
- K. Pct. #1 - Park Fund - \$8,500.00
- L. Pct. #3 - Paved/Unpaved - \$50,000.00
- M. Pct. #3 - Lateral Roads - \$50,000.00
- N. Tax Office - \$17,100.00

(See Exhibit F)

The County Judge introduced the Consent Agenda and Godfrey Garza explained that there were a couple of items that they would like to pull off the Consent Agenda for further discussion. The items were 5/A/2 and 5/A/3. Commissioner Arcaute asked what the reason was for pulling them off the Consent and Commissioner Rosel indicated that, presently, there were questions about these items. Commissioner Arcaute voiced that he was not in agreement with this request. A motion was made by Commissioner Arcaute and seconded by Commissioner Handy to approve the Consent Agenda as presented.

MOTION CARRIED. (Commissioners Arcaute, Handy and the County Judge voted in favor of the motion; Commissioners Rosel and Garces voted against.)

REGULAR AGENDA

The County Judge asked the Court if they would allow Valley Interfaith to say a few words. Sister Maria Sanchez then approached the podium and commented on the need for assistance in Precinct One for the repairs of roads and colonias after the flooding.

ITEM 1. COUNTY COURT AT LAW #1

- A. Consideration and approval to pay for State Bar of Texas dues

Commissioner Rosel had a question regarding whether this fees were paid for by the County and Legal Counsel indicated that it was optional. It was then recommended that no action be taken on this item.

NO ACTION.
(See Exhibit G

ITEM 2. COUNTY COURT AT LAW #3

A. Consideration and approval to pay for State Bar of Texas dues

NO ACTION.
(See Exhibit H)

ITEM 3. JUSTICE OF THE PEACE, PCT. #3 PL. 1

A. Discussion regarding inadequate funding to house J.P.'s

In the absence of Judge Arnaldo Corpus, Espiridion Jackson, Justice of the Peace for Precinct Five, came before the Court and stated that Judge Corpus had requested that this item be postponed until the following week. He did mentioned that he would be able to answer any questions the Commissioners may have with regards to this issue. Commissioner Garces indicated that this item was with regards to funds that go to the JP Court for rental and equipment were allotted as part of the JP's salaries and thus it had to be declared on their tax returns. Judge Jackson then reported on the cost and problems of maintaining his building which was being used as the JP offices for his precinct. Commissioner Arcaute noted that at one time the JPs had approached the Court about this problem and the option had been to either increase the rental funds or the JPs salaries and they had opted for the salary increase. Judge Jackson stated that this decision had been made before he was a JP and he was asking that this Commissioners' Court try to find a solution to the problem in question. Commissioner Handy stated that it may be that the situation has changed with the population growth and she felt that they should have a workshop where by all these issues can be discussed. After further discussion, no action was required on this item.

NO ACTION.
(See Exhibit I)

ITEM 4. WIC

A. Approval of Budget Amendment

Norma Longoria, WIC Director, came before the Court requesting to place surplus funds in their present budget. The amount of the budget amendment is

\$108,500.00. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

ITEM 5. COUNTY CLERK

- A. Approval to appropriated unappropriated funds from the County Clerk's Records Management and Preservation Fund

Eloy Pulido, County Clerk, came before the Court requesting approval to appropriated the unappropriated funds in the amount of \$70,000.00 from the Records Management Fund for microfilming. After a brief discussion regarding the microfilming process at the County Clerk's Office, a motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit K)

ITEM 6. SHERIFF'S DEPARTMENT

- A. Requesting authorization and approval to apply for a Universal Hiring Program Grant from the U.S. Department of Justice
- B. Requesting approval of matching funds
- C. Authorization to re-apply for the second year for a grant (Sate Criminal Alien Assistance program) for the U.S. Department of Justice

6/A

Richard McIntosh came before the Court requesting authorization and approval to apply for a Universal Hiring Program Grant from the U.S. Department of Justice. He added that this would help the County in possibly hiring approximately forty-nine (49) deputies for Hidalgo County. The total cost for forty-nine deputies for three years under this grant would be \$5,139,188.60. Mr. McIntosh added that there was a required match of \$1,464,188.60 by the County, however he did say that there was a provision for a waiver of the matching funds. A discussion ensued with regard to the waiver and the duties of the officers that would be employed under this grant, which as Mr. McIntosh indicated would fund for forty uniformed deputy and nine investigators. He did add that this application had to be filed no later than August 1st. Commissioner Arcaute asked how the County was proposing to pay for this match provided the waiver was not approved and Commissioner Garces pointed out that there were some funds in the #03 category in the approximate amount of about \$500,000.00 and he felt that this surplus may be considered. Commissioner Handy asked about the need for additional equipment if the grant was approved and Mr. McIntosh stated that they were looking at other grants for the purchase of patrol cars and other equipment that would be

presented to Commissioners' Court at a later date. After further discussion a motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.

(See Exhibit L)

6/B

Mr. McIntosh reported that the grant required a statement by the Commissioners' Court that it backed the Sheriff's Department in applying for this hiring grant. As a result the Commissioners' Court would agree to pay for the County's share of salaries as outlined in the grant application and further agreed to retain all deputies hired as a result of this grant after the expiration of the funds provided by this grant. A discussion then ensued with regards to how the County would fund for this match, after which a motion was made by Commissioner Rosel and seconded by Commissioner Garces to send a commitment, which will depend on the grant coming through, that this Court send a notice that they will make every effort to match those funds in order to hire the forty-nine deputies. Commissioner Arcaute pointed out that after the three years this County would be incurring a cost of approximately \$7.5 million dollars to fund these positions after the termination of the grant.

MOTION CARRIED.

(See Exhibit L)

6/C

Lt. Fidel Jasso came before the Court requesting approval to re-apply for the second year of the State Criminal Alien Assistance Program from the U.S. Department of Justice. He added that this grant paid for the housing of illegal aliens. A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit L)

ITEM 7. PRECINCT #1

- A. Approval of budget amendment Road and Bridge from Parks Unreserved fund balance (\$18,000) and appropriate same
- B. Approval of budget amendment Administration from Parks Unreserved fund balance (\$12,000) and appropriate same

7/A

A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve a budget amendment to Road and Bridge from Parks Unreserved fund balance in the amount of \$18,000.00 and to appropriate same.

MOTION CARRIED.
(See Exhibit M)

7/B

A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve a budget amendment to Administration from Parks Unreserved fund balance in the amount of \$12,000.00 and to appropriate same.

MOTION CARRIED.
(See Exhibit M)

ITEM 8. PRECINCT #3

- A. Approval of budget amendment out of unappropriated Road and Bridge County Wide Fund and appropriate same

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a budget amendment from the Road and Bridge County Wide Fund into the Right of Way in the amount of \$135,000.00.

MOTION CARRIED.
(See Exhibit N)

ITEM 9. PRECINCT #4

- A. Approval to transfer \$15,626.88 from Road and Bridge County Wide into Pct. #4 Road and Bridge, Paved/Unpaved and appropriate same

Commissioner Garces reported that they had an interlocal agreement with the State of Texas Department of Transportation whereby they would replace two bridges, one in Precinct One and one in Precinct Four. He added that the matching funds from the County totaled \$15,626.88. Commissioner Arcaute noted that Commissioner Garces still had approximately \$42,000 in his present budget and he was appropriating funds from an account that had no money. After a brief discussion, a motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve a transfer of \$15,626.88 from the Road and Bridge County Wide Fund into Precinct Four's Road and Bridge Paved/Unpaved Funds and to appropriate same.

MOTION CARRIED. (Commissioners Handy and Arcaute opposed the motion.)
(See Exhibit O)

ITEM 10. PLANNING DEPARTMENT

- A. Final Plat Approval

1. Moonlight Subdivision - Pct. #2
 2. Rincon Del Valle Subdivision #4 - Pct. #4
- B. Vacating Plat
1. Victoria Plaza Subdivision - Pct. #1
- C. Discussion and Possible action - Presentation - Anthony Covacevich
1. Olivarez "A" Right of Way Subdivision - Pct. #1

10/A/1

Emilio Garcia, Chief Planner, came before the Court requesting final plat approval of Moonlight Subdivision. He indicated that the Drainage District Manager was opposed to the approval of this subdivision and as a result he was recommending that it be approved subject to the engineer and Godfrey Garza clearing up the matter, before it is recorded. Mr. Garza stated that his had a concern due to there being some flooding during the construction of this subdivision and an error on the direction of drainage on the plat.. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED. (Judge abstained from voting due to probable personal conflict of interest)
(See Exhibit P)

10/A/2

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to give final plat approve to Rincon Del Valle Subdivision #4 which is in Precinct Four.

MOTION CARRIED.
(See Exhibit P)

10/B

A motion was made by Commissioner Handy and seconded by Commissioner Garces to vacate the plat of Victoria Plaza Subdivision in Precinct One.

MOTION CARRIED.
(See Exhibit P)

10/C

Anthony Covacevich explained that this was one of the colonias that they had in their grant application for the State and it was for a platting application. He added that this was a colonia that was located west of Farm-to-Market 88 on the south side of 12 ½ Mile North. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve the plat of Olivarez "A" Right-of-Way Subdivision in Precinct One.

MOTION CARRIED.
(See Exhibit P)

ITEM 11. URBAN COUNTY

- A. City of Mercedes - Change order (3.4) for street paving improvements (1995)
- B. City of Mercedes - Change orders (5,6) for street paving improvements (1995)
- C. Progreso Street Improvements - Approval of construction contract for street paving improvements with A & E paving Construction
- D. Precinct #2 - Consideration and action on change order for Street improvements - Bridge widening - Year 8 (1995)
- E. Precinct #3 - Approval of budget amendment under FY 1996
- F. Precinct #3 - Amend and approve a Professional Services Agreement with the Texas Water Development Board and the City of Alton
- G. HOME "First Time Homebuyer Contract Agreement" and letter of commitment to Mortgage Company (13 families)
- H. HOME/Homebuyer Occupied Housing Rehab Application - 1 family
- I. Public disclosure of conflict of interest and request for exception - Mr. J. Edgar Ruiz
- J. Public disclosure of possible conflict of interest concerning Mr. Paul Vazaldua dba Cypress Construction
- K. County Wide - HOME - Housing Rehabilitation Program - Construction Contract award
- L. Approval of a resolution by the Hidalgo and Willacy County, of the formation of the Hidalgo/Willacy Housing Finance Corporation (the Corporation) in accordance with the Texas Housing Finance Corporation Act, Chapter 394, Texas Local Government Code, as amended (the "Act") to provide a means of financing the cost of residential ownership development that will provide decent, safe and sanitary single family housing for persons and families of low and moderate income
- M. Approval of the appointment of Directors and Incorporators and the form of the Articles of Incorporation and authorizing the filing thereof
- N. Approval of an amendment to the Articles of Incorporation of the Hidalgo County Housing Finance Corporation limiting the authority of said corporation to the financing or the participation I the financing of multi-family housing projects

11/A&B

The City of Mercedes is requesting approval of change orders #3, #4, #5 and #6 for street improvements in under their FY 1995. The total of the change orders was for \$10,555.80. A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

11/C

The City of Progreso is requesting approval of a construction contract for street paving improvements with A & E Paving Construction. Commissioner Handy had a question with regards to Precinct One's role in this project and it was recommended that no action be taken on this item at this time.

NO ACTION.
(See Exhibit Q)

11/D

Precinct Two was requesting approval of a change order for street improvements under Year 8. This change order was due to a bridge widening and it was in the amount of \$20,883.50 with McAllen Construction. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

11/E

Precinct Three was requesting approval of a budget amendment under UCP Year 9. The amendment was to delete \$6,000.00 from Street Improvements to the Planning line item. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

11/F

Precinct Three was requesting approval to amend and approve a professional services agreement with the Texas Water Development Board and the City of Alton. The amendment was for Precinct Three to participate in this project by contributing \$26,000.00 from its FY 8 and 9. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

11/G

A motion was made by Commissioner Rosel and seconded by Commissioner Garces for the approval of the HOME "First-Time Homebuyer Contract Agreements" and letters of commitment to mortgage companies with thirteen families.

MOTION CARRIED

(See Exhibit Q)

11/H

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a Home/Homeowner Occupied Housing Rehab Application with one family.

MOTION CARRIED.

(See Exhibit Q)

11/I

Anthony Covacevich, Urban County Director, explained that the next item was a public disclosure or conflict of interest and request for exception. He stated that Mr. J. Edgar Ruiz has requested that this Commissioners' Court solicit an exception from the U.S. Department of Housing and Urban Development in San Antonio. The exception would be to allow him to do business with either Urban County funds in Hidalgo County within the prohibition that they have on the regulations. He then gave a brief overview of the issues involved and also the documentation required which he had submitted. He added that this was merely a procedural matter and it would be up to HUD to decide whether or not they can grant an exception. Mr. Harry Addis came before the Court and asked if this assistance would be afforded to other contractors and the response was that all requests would be considered. Commissioner Arcaute asked for some clarification on how this exception would be used if granted and Mr. Covacevich indicated that Mr. Ruiz had been approached to assist in the Empowerment Zone issue. It was because this project was being funded by some Urban County Funds that the exception was being requested. This resulted in a discussion with regards to what capacity Mr. Ruiz would be working with the cities and Commissioner Arcaute indicated for the records that as a consultant he would not be dealing directly with the County, but only with the entities that employ him and he pointed out that this was more a personal issue with the Commissioners requesting the denial. The County Judge then called upon Steve Crain, the legal counsel, to clarify this matter and he indicated that the statute did not indicate if this was a recommendation by the County or not and that one year after this person had been unemployed by the County then he could go and make the request from the State directly. He also commented the conflict of interest issue and he stated that he was not able to find any statute that addressed this matter, under State Law, but he did add that this was Federal Regulatory issue with a one year requirement. Commissioner Garces voiced his opinion that he felt that there was a conflict of interest in that this person had been County Judge just a few months before. Commissioner Rosel agreed and felt that they should just go with the one year requirement and after further discussion a motion was made by Commissioner Rosel and seconded by Commissioner Garces to deny the request as presented.

MOTION CARRIED. (Commissioner Arcaute voted against the motion for denial)
(See Exhibit Q)

11/J

Mr. Covacevich indicated that this item was being brought to Commissioners' Court because of the perception by the media that this was a conflict of interest. He gave a brief overview of the issues regarding this item and no action would be required on this matter. He stated that when Paul Vazaldua approach to get certified as a contractor he did not perceive a conflict of interest because Mr. Vazaldua, even though he was an employee of the County he did not meet the requirements of Subsection B, which states that he did exercise any authority or discretion over the Urban County Program. Mr. Covacevich continued by saying that because of this he accepted it and did not provide for public disclosure. He has since contacted San Antonio and they recommended that he put it up for public disclosure. He did add that as of June 1st, Mr. Vazaldua has acquired 50% of the company. Commissioner Garces asked if this company had done any business with the County before Mr. Vazaldua was involved with the company and the response is that it may have. Mr. Covacevich then stated that no action was required on this item.

NO ACTION.
(See Exhibit Q)

11/K

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approval a construction contract award on the County Wide HOME Housing Rehabilitation Program. The contract is with Alpha Construction in the amount of \$1,750.00 and it is for one dwelling unit. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

11/L

Mr. Covacevich reported that the next item was for approval of a resolution for the formation of the Hidalgo/Willacy Housing Finance Corporation in accordance with the Texas Housing Finance Corporation Act, Chapter 394, Texas Local Government Code, as amended to provide a means for financing the cost of residential ownership and development that will provide decent, safe and sanitary single family housing for persons or families of low to moderate income. He stated that this was for the formation of a new Housing Finance Corporation due to the fact that Willacy County, because of its population cannot float a bond issue whereby the cost of the issuance would hinder the interest rate of the bonds and they wouldn't sell. He added that they are looking at a \$24 million bond issue that will be discussed by the Board of Directors of the Housing Finance Corporation and this amount has not been allocated. The existing Corporation will remain active and will only be available for multi-family housing projects. He then turned the floor over to Chris Vela, the financial advisor for the County, who gave a report of how the previous \$15 million bond issue was utilized.

After a discussion, Mr. Covacevich indicated that on the resolution was a place to list the Directors and Incorporators and he was recommending that Renato Cuellar, Abelardo Arcaute and Juan Rosel, from Hidalgo County, and Simon Salinas and Eleazar Garcia, Jr., from Willacy County be appointed as Directors. He was also recommending that Anthony Covacevich, Sylvia Nuñez-Garcia and Sandra Hernandez be appointed as Incorporators. A motion was then made by Commissioner Rosel and seconded by Commissioner Garces to approve the resolution, as presented.

MOTION CARRIED.
(See Exhibit Q)

11/M

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to appoint Renato Cuellar, Abelardo Arcaute, Juan Rosel, Simon Salinas and Eleazar Garcia, Jr. as Directors and Anthony Covacevich, Sylvia Nuñez-Garcia and Sandra Hernandez as Incorporators; and also to authorize the filing thereof.

MOTION CARRIED.
(See Exhibit Q)

11/N

Commissioner Arcaute recommended that this item be placed on the agenda of the Housing Finance Corporation.

NO ACTION.
(See Exhibit Q)

ITEM 12. PURCHASING DEPARTMENT

A. PCT. #1

1. Award bid for "Hauling Services" to Hi-Lo Sales
2. Approval of contract for hauling services with Hi-Lo Sales - contingent on award of bid

B. Authority to "Reduce Scope of Bid Specifications" as submitted by Mr. Pete Rivera or in the alternative to use Original Specifications - Computer Dept.

C. Tax Office

1. Approval to reject all bids for "Printing of Tax Statements, Tax rolls and folding, inserting , pre-sorting and delivering of tax statements to the Edinburg Post Office" - bid all over budget
2. Authority to readvertise for "Printing of Tax Statements, Tax rolls and folding, inserting , pre-sorting and delivering of tax statements to the Edinburg Post Office"

D. Sheriff's Department

1. Approval of contract for "tires" with Goodyear Auto Service Center No. 4741

2. Approval of contract for Nursing services with Diana Mussel
- E. Approval of contracts - Hidalgo County
 1. Highway diesel & Fuel - Discount Oil and Lube
 2. Mosquito Mist - Public Health
- F. Precinct #3
 1. Award bid for "Hauling Services" to low bidder
 2. Approval of contract for "Hauling Services" (contingent on bid award)
 3. Approval of contract for "New Paving for Anzalduas Park" - Mission Paving
- G. Approval of contract for "Hauling Services - Pct. #4"
 1. Martin Rendon Trucking
 2. Roy's Hauling Service

12/A/1

A motion was made by Commissioner Handy and seconded by Commissioner Garces to award bid for "hauling services" to Hi-Lo Sales, for Precinct One.

MOTION CARRIED.
(See Exhibit R)

12/A/2

A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve a contract for hauling services for Precinct One, with Hi-Lo Services.

MOTION CARRIED.
(See Exhibit R)

12/B

Martha Salazar, the Purchasing Director, informed the Court that she had provided them with a reduced scope of the specifications in regards to the current maintenance hardware and support for the Computer Department. She mentioned that it had been suggested by Mr. Pete Rivera that they have an alternate set of specifications to reduce the scope which is to reduce the amount of hardware that would be required by the bidder to replace. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

12/C/1

Mrs. Salazar reported that the Tax Office was requesting that all bids for the "Printing of Tax Statements, Tax rolls and folding, inserting, pre-sorting and delivering of tax statements to the Edinburg Post Office" be rejected as they had come

in over budget. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

12/C/2

A motion was made by Commissioner Arcaute and seconded by Commissioners Garces and Handy to authorize the re-advertising for bids for the "Printing of Tax Statements, Tax rolls and folding, inserting , pre-sorting and delivering of tax statements to the Edinburg Post Office".

MOTION CARRIED.
(See Exhibit R)

12/D/1

A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve a contract for tires with Goodyear Auto Service Center No. 4741 for the Sheriff's Department.

MOTION CARRIED.
(See Exhibit R)

12/D/2

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve a contract for nursing services with Diana Mussel for the Jail.

MOTION CARRIED.
(See Exhibit R)

12/E/1

A motion was made by Commissioner Arcaute and seconded by Commissioner Handy to approve a contract for Hidalgo County for highway diesel fuel with Discount Oil and Lube.

MOTION CARRIED.
(See Exhibit R)

12/E/2

A motion was made by Commissioner Garces and seconded by Commissioner Garces to approve a contract for mosquito mist for the Health Department.

MOTION CARRIED.

(See Exhibit R)

12/F/1

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to award bid for hauling services for Precinct Three to the low bidder being Mr. Jose Roberto Cavazos at a low bid of \$1.40 per ton.

MOTION CARRIED.

(See Exhibit R)

12/F/2

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a contract for hauling services with Jose Roberto Cavazos .

MOTION CARRIED.

(See Exhibit R)

12/F/3

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a contract for "new paving for Anzalduas Park" in Precinct Three with Mission Paving Company.

MOTION CARRIED.

(See Exhibit R)

12/G/1

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve a contract for hauling service for Precinct Four with Martin Rendon Trucking.

MOTION CARRIED.

(See Exhibit R)

12/G/2

A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve a contract for hauling services with Roy's Hauling Services for Precinct Four.

MOTION CARRIED.

(See Exhibit R)

There being no further business to come before the Court, a motion was made by Commissioner Arcaute and seconded by Commissioner Garces that said meeting of Commissioners' Court be hereby adjourned.

MOTION CARRIED.

DRAINAGE DISTRICT #1

The Honorable Renato Cuellar, County Judge, called the Drainage District #1 Board meeting to order, whereupon the following proceedings were had, to-wit:

CONSENT AGENDA

ITEM 1. LINE ITEM TRANSFER - \$37,967.80 (corrected) (TOTAL AMOUNT VARIOUS LINE ITEMS)

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the consent agenda, as corrected on the amount.

MOTION CARRIED.
(See Exhibit S)

REGULAR AGENDA

ITEM 1. AUTHORIZATION TO APPROPRIATE PROCEEDS OF AUCTION HELD MAY 19, 1997 - \$5,639.50 INTO LINE ITEM #95

Godfrey Garza, Drainage District Manager, explained that an auction had been held on May 19, 1997 and they were wanting to appropriate the proceeds in the amount of \$5,639.50 into line item #95. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit T)

ITEM 2. ADOPTION OF CONTRIBUTION RATE PLAN FOR TEXAS COUNTY AND DISTRICT RETIREMENT PLAN

Mr. Garza explained that this was basically to bring up the part of participation on behalf of the Drainage District to try to get a balanced share in between the retirement of Hidalgo County and Hidalgo County Drainage District #1. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit U)

ITEM 3. PURCHASING DEPARTMENT

- A. Approval of contracts for "Highway Diesel Fuel" - Discount Oil & Lube
- B. Award Bid for "Two (2) new Tractors both with Boom Mower" to Anderson Equipment Co.
- C. Authority to advertise for "Hidalgo County Drainage District #1 - Tires"

3/A

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a contract for highway diesel fuel for the Drainage District with Discount Oils & Lube.

MOTION CARRIED.
(See Exhibit V)

3/B

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to award a bid for two new tractors both with boom mower to Anderson Equipment Co. at a bid price of \$97,688.00 meeting all specifications.

MOTION CARRIED.
(See Exhibit V)

3/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to authorize the advertising for bids for tires for the Drainage District #1.

MOTION CARRIED.
(See Exhibit V)

There being no further business to come before the Drainage District #1 Board, a motion was made by Commissioner Handy and seconded by Commissioner Garces that said meeting be hereby adjourned.

July 29, 1997

18

MOTION CARRIED.