

COMMISSIONERS' COURT

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

The County Judge began by introducing State Representative Ismael "Kino" Flores who made a presentation to some law enforcement personnel with regards to an arrest made in the Precinct Three area.

CONSENT AGENDA

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

COUNTY AUDITOR

ITEM 2. PERMITS - RIGHT-OF-WAY DEPARTMENT

- A. Pct. #1 - North Alamo Water Supply - 2" water line to cross Whalen Road 400 feet south of Business 83 and to cross Mile 6 West at Mile 14 ½
- B. Pct. #3 - Southwestern Bell Telephone - to cross La Homa Road 4900' North of Mile 7
- C. Pct. #4 - North Alamo Water Supply - 2" water line to cross Tower Road, 800' north of Ramseyer

(See Exhibit A)

ITEM 3. INTERNAL LINE ITEM TRANSFERS

- A. Adult Probation - Supervision - \$1,400.00
- B. Adult Probation - Restitution Center - \$2,430.00
- C. Treasury Department - \$164.03
- D. Courthouse Security - \$20.00
- E. Buildings & Grounds - \$140.00
- F. J.P. Pct. 3 Pl. 2 - \$300.00
- G. County Judge - \$1,145.00
- H. Commissioner Pct. #1 - 1,000.00
- I. Commissioner Pct. #2 - Paved & Unpaved - \$1,400.00
- J. Commissioner Pct. #2 - Road Administration - \$50.00
- K. Commissioner Pct. #3 - Lateral Roads- \$1,618.09
- L. Commissioner Pct. #3 - Parks - \$9,500.00
- M. Commissioner Pct. #3 - Landfill - \$1,000.00
- N. Computer Department - \$375.00
- O. County Clerk's Office - \$60,700.00
- P. Juvenile Probation - \$151.00 & \$500.00

(See Exhibit B)

ITEM 4. PLANNING DEPARTMENT

- A. Release of the Letter of Credit
 - 1. Peña-Blanca Subdivision - Pct. 3

(See Exhibit C)

ITEM 5. URBAN COUNTY

- A. HOME - First Time Homebuyer Contract Agreement and Letter of Commitment to Mortgage Company (9 families)
- B. International Bank of Commerce Line of Credit Resolution Colonias Program

(See Exhibit D)

The County Judge introduced the Consent Agenda and asked if there were any changes. There being no changes a motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve.

MOTION CARRIED.

EXECUTIVE AGENDA

ITEM 1. CLOSED SESSION

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas

Government Code, Section 551.071 to discuss the following matter:

- A. Litigation
 - 1. Consultation with Attorney - Civil Action No. C1279-96-E
- B. Potential Litigation
 - 1. Consultation with Attorney regarding settlement proposal by terminated employee

The County Judge and County Commissioners went into executive session accompanied by the County Legal Session.

NO ACTION.

ITEM 2. OPEN SESSION

- A. Discussion and possible action regarding Civil Action No. C1279-96E Laurie Ann Salinas -vs- Hidalgo County
- B. Discussion and possible action regarding settlement proposal by terminated employee

The County Judge informed the Court that no action would be taken on this item at this time.

NO ACTION.

REGULAR AGENDA

ITEM 1. HEALTH DEPARTMENT

- A. Approval of Application and Certification for payment #2 in the amount of \$55,021.00 to G.A.S. Enterprises - Pulmonary Clinic

Dr. James Michael Keenan, the County Health Director, came before the Court requesting approval of the application and the certification of payment number two to G.A.S. Enterprises for the remodeling of the pulmonary clinic. The amount of the payment is \$55,021.00. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the payment number two in the amount of \$55,021.00 to G.A.S. Enterprises.

MOTION CARRIED.
(See Exhibit E)

ITEM 2. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR

A. Tax Refunds

1. Neal M. Dorsch	\$ 556.50
2. R.L. Bell	\$ 788.27
3. Shell Western E & P Inc.	\$6,768.32
4. Ernesto Davila	\$ 551.02
5. Glory Solis	\$ 601.74

Yolanda Villescascas, from the Tax Office, came before the Court requesting approval of the tax refunds as listed above. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the tax refunds as indicated.

MOTION CARRIED.
(See Exhibit F)

ITEM 3. HIDALGO COUNTY TREASURY DEPARTMENT

- A. Consideration and approval of revised investment policy

Norma Garcia, the County Treasurer, informed the Court that she was requesting approval of the revised investment policy. She stated that she had gone over the current investment policy with the County legal Counsel and they revised it as per any changes by the Legislature. Ms. Garcia did note that some of the changes had to do

with regards to strategy and clarifying some of the items of the current policy. A brief discussion ensued with regards to the need for a financial advisor for County investments. A motion was then made by Commissioner Handy and seconded by Commissioner Garces to approve the revised investment policy as presented by Ms. Garcia.

MOTION CARRIED.
(See Exhibit G)

ITEM 4. HIDALGO COUNTY EXTENSION SERVICE

- A. Set salary for position #5 in the amount of \$10,712.00 (Minimum wage adjustment)

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel to approve the salary adjustment to comply with minimum wage.

MOTION CARRIED.
(See Exhibit H)

ITEM 5. HUMAN SERVICES

- A. Budget Amendment in the amount of \$20,000.00
- B. Budget Amendment and appropriation of \$300,000.00 for Indigent Health Care expenditures

5/A

Rudy De La Viña, Human Services Director, came before the Court requesting approval of a budget amendment in the amount of \$20,000.00. He stated that this amendment would not have an affect in the General Fund budget. These monies would be used to leverage State funds to pay for additional health care expenses between now and August 31st. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to transfer out from object 7-010-444-300, item 46 into 7-170-441-037 object line item 45 in the amount of \$20,000.00.

MOTION CARRIED.
(See Exhibit I)

5/B

Mr. De La Viña then proceeded to request approval of a budget amendment and appropriation of \$300,000.00 for Indigent Health Care expenditures. He added that this amendment would have an impact in the overall General Fund of the County. He was requesting this amount in order to leverage the 80/20 match with the State. Mr. De La Viña went on to explain how much money had been expended so far

during the year and what effect this request and the previously approved request would have with regards to indigent health care expenses. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request of \$300,000.00.

MOTION CARRIED.
(See Exhibit I)

ITEM 6. PLANNING DEPARTMENT

- A. Subdivisions
 - 1. Perlita Subdivision - Pct. #1
 - 2. Resubdivision Lot 1 & 2 - Abdon Juarez Cruz Subdivision - Pct. #4
- B. Final Plat Approval
 - 1. Texas Valley Estates #3 - Pct. #1
- C. Final Approval with letter of credit
 - 1. Los Nogales Subdivision - Pct. #3
- D. Preliminary Approval
 - 1. Mariposa Subdivision - Pct. #1
 - 2. Texas Valley Estates #5 - Pct. #1
 - 3. Basham No. 44 Subdivision - Pct. #3
- E. Discussion and Possible Action
 - 1. Sustaita Oliva Subdivision - Pct. #2

6/A/1

Emilio Garcia, Chief Planner, came before the Court requesting approval of Perlita Subdivision. This subdivision is in Precinct One located on the northwest corner of Mile 8 ½ and 6 ½ West. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

6/A/2

Mr. Garcia was also requesting the approval of the Resubdivision of Lots 1 & 2 of Abdon Juarez Cruz Subdivision. This subdivision is in Precinct Four located approximately 460 feet north of Rogers Road on the west side of Jackson Road. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

6/B

Mr. Garcia was requesting final plat approval of Texas Valley Estates #3. This subdivision is in Precinct One and on April 1st this plat had been granted preliminary approval and since then the improvements have been done in accordance to the City of Donna and the County of Hidalgo. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

6/C

The next request was for final plat approval of the letter of credit. This was for Los Nogales Subdivision which is in Precinct Three located between Miles 2 and 3 North on the west side of Stuart Road. This plat was given preliminary approval on May 27th and the developer has decided to submit a letter of credit for the amount of \$30,364.25 and this was approved by the engineer. He added that they are requesting the approval of this subdivision subject to the street signs, traffic control devices, testing of the streets and final letter from corporation and the drainage facilities affidavit. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

6/D/1

Mr. Garcia stated that he was requesting preliminary plat approval of Mariposa Subdivision. This subdivision is in Precinct One on the northwest corner of Mile 8 ½ North and Midway Road. He was recommending preliminary approval subject to the 2% inspection fee in the amount of \$5,394.00 be paid before final approval; the 1/3 for the unpaved road is \$9,467.00 plus the street signs, traffic control devices, testing of the streets and the final letter from the corporation. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

6/D/2

Mr. Garcia was also requesting preliminary plat approval of Texas Valley Estates #5. This subdivision is in Precinct One located approximately ¼ mile north of Mile 10 North on the east side of Gandy Road. He was recommending preliminary plat approval subject to the street signs, traffic control devices, testing of the streets and final letter from the corporation. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

6/D/3

Mr. Garcia was requesting preliminary plat approval of Basham No. 44 Subdivision. This subdivision is in Precinct Three located a ¼ of a mile north of Mile 5 North on the east side of Brushline Road. He was recommending preliminary plat approval subject to the street signs, traffic control devices, the testing of the streets and the final letter from La Joya Water Corporation. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

6/E

Mr. Garcia informed the Court that he was bringing Sustaita Oliva Subdivision to this Commissioners' Court for discussion and possible action. He stated that this subdivision was in Precinct Two located 1000 feet west of Alamo Road on the south side of Pecina Road. Mr. Garcia noted that this subdivision fell within a Zone "A" but that the two existing structures were built on the Zone "C" of this property. He was recommending approval of this subdivision based on this. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve Sustaita Oliva Subdivision as presented.

MOTION CARRIED.
(See Exhibit J)

ITEM 7. COMMUNITY SERVICE AGENCY

A. Approval of Amendment #09 to the Medical Transportation Contract

Maribel Saenz, Community Service Agency Director, came before the Court requesting approval of amendment #09 to the Medical Transportation Contract. The amount of the amendment is \$200,000.00 and it brings the total amount of the contract to \$786,000.00. This contract ends August 31st and it will be used to meet current expenditures. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit K)

ITEM 8. YOUTH VILLAGE

A. Approval of Agreement between Hidalgo County Youth Village and Weslaco I.S.D.

Amador Martinez, Youth Village Director, came before the Court requesting approval of an agreement between the Hidalgo County Youth Village and the Weslaco I.S.D. He stated that the only change was that the services would be provided at the Youth Village and no longer at the school, during the remediation hour. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the agreement as presented.

MOTION CARRIED.
(See Exhibit L)

ITEM 9. COMMISSIONER PCT. #4

A. Request approval of Interlocal Agreement between the City of McAllen and the County of Hidalgo (Paving of N. 2nd Street)

Commissioner Garces indicated that no action would be needed on this item at this time.

NO ACTION.
(See Exhibit M)

ITEM 10. COUNTY JUDGE'S OFFICE:

- A. Approval of re-appointments of Dr. Roger Heredia and Eduardo Anaya to the TTC for MHMR Board of Trustees to service one more two (2) year term
- B. Discussion & Possible Action on recovered computer equipment from the Office of Employment and Training (OET) - Raymond Aguilar
- C. Approval of Budget amendment and appropriation of funds in the amount of \$50,000.00 for Traffic Engineers and Design agreement approved by Commissioners' Court on April 14, 1997
- D. Concurrence of the Hidalgo County Commissioners' court to participate in the Intergovernmental Personnel Act as it relates to the Head Start Program of Hidalgo County

10/A

Lisa Saucedo, Administrative Assistant to the County Judge, stated that this was for the approval of re-appointments to the Texas Tropical Center for MHMR Board of Trustees. These re-appointments are for Dr. Roger Heredia and Eduardo Anaya for an additional two year term. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the re-appointments as presented.

MOTION CARRIED.
(See Exhibit N)

10/B

Raymond Aguilar, Risk Manager, came before the Court and stated that they had recovered some computer equipment that had allegedly been stolen from the OET office. The computers that were recovered were reported lost due to an error in inventory and these had been reported stolen for insurance purposes. He added that since then these computers are considered surplus and if the County wants to recover them then they will need to pay the Texas Association of Counties. He was recommending to this Court to have TAC come and pick up this equipment and have them bid out and anything that is salvaged be applied to the computers. A motion was then made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit N)

10/C

Paul Vazaldua, Administrative Assistant to the County Judge, came before the Court and stated that this item had been brought before the Court the previous week. He added that they had looked at the Urban County Program Funds and no funds were available. Mr. Vazaldua also stated that they had done some research to find if there was a contract in place for this type of service and they had found one that had been approved by this Commissioners' Court and it was a signed contract. Commissioner Rosel asked about the Urban County Program the reason for the unavailability of monies and Anthony Covacevich gave a brief explanation of this as well as what Urban County monies could be used for. After further discussion, Mr. Vazaldua noted that when they found that a contract had been approved they also found that no funds had been allocated and this was the request at this time. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve a budget amendment of \$50,000.00 from the General Fund and the appropriation of same for the Traffic Engineers and Design agreement as approved on April 14, 1997.

MOTION CARRIED.
(See Exhibit N)

10/D

LISA SAUCEDA

Well, Commissioners, Item "D", I believe is the concurrence of this Court to participate in the Inter-governmental Personnel Act as it relates to the Head Start Program of Hidalgo County. Basically what we are wanting to do here and, and Judge Cuellar has a lot of inside in this, he's met with Congressman

Hinojosa and probably can, can tell you a little bit more about it.

COUNTY JUDGE

We're coming to a place in time where there's a little bit of confusion going on we still hav..., haven't settled with the, with the old director of the Head Start program, Mr. Ozuna. We're fixing to come to the end of the Interim Director's contract which is the end of this month. We're going to need to go out and, and post this for a permanent director, but there's a period of time here where which we're going to be in limbo. The Congressman offered to help and we accepted his help subject to your approval, that they send us somebody that's qualified for Head Start programs, to run this on an interim basis for say thirty, sixty or ninety days. There's an interlocal, ah, act that allows the government to send us somebody that's qualified and again, I say, subject to our approval, ah, and, ah, at the same time we can be putting out bids for somebody that's going to be permanent. We've agreed with, ah, HHS to, to do it on a Statewide basis, try to get the best qualified person, but they're, they're ready to recommend, they have at least two possibly three recommendations that they will make to us to have somebody to come in on an interim basis. There's two ways they can come in, either we'll pay for the whole thing or secondly pay for half of it. There's some where we have to pay the, the travel and we have to pay the, a per diem, something like that but I think that at this time and, and I commend to The Monitor for such a good report that they gave this weekend on the Head Start Program, which is doing very well and we want to make sure we continue that.

COMM. ROSEL

You know if it's doing well under the present interim director, what is the idea of going out and seeking someone from, well, from Timbuktu or from where, from wherever to come in and replace this interim direc..., interim director, to be the interim director when we're doing well and have done well in the past and I agree with you I think that we no, we need to go on a Statewide basis to find the director, the permanent director, but not an interim director.

COUNTY JUDGE

The, the program, the program, well the thing is it's interim because we need to have a director.

COMM. ROSEL

We, we presently have an interim director...

COUNTY JUDGE Yes, we have an interim director that, that's been questionable because it was not approved by the policy council, okay; and there's a limit as to far you, how far you can go with one interim director.

COMM. GARCES Yeah.

COUNTY JUDGE He told us he could serve this length of time and, and I'm gonna thank him...

COMM. GARCES Judge?

COUNTY JUDGE ...for serving the time that he did.

COMM. GARCES I think about two years ago when the diamonds came down there was, it was recommended about I think it's James Mitchell or Middleton, I can't remember that last name and in, he addressed an issue of the absence of the director himself to establish a deputy director. We have a deputy director out there, been there for two years...

COMM. ROSEL For, for this purpose.

COMM. GARCES ...dpa, for that purpose. I don't know why and, again it gets back to you go., you know the single discretionary, ah judgment of picking somebody out there, but that was set up to handle this type of crisis; ah, and I think in some of the literature that I received it's stated the high risk situation that we have in the absence of the executive director, the deputy would come in. Exactly what the, the title has in it. Now if we go that route then we don't have to pay additional monies.

COMM. HANDY That's a good idea.

COMM. GARCES This route we're going to have to go fifty-fifty with Feds.

COUNTY JUDGE You're, you're, you're aware of the famous saying in spanish that says nobody knows what's in the soup except the spoon that serves it. I was a stirrer up till now and this is my recommendation, I've been asked before...

COMM. GARCES Huh-hum.

COUNTY JUDGE ...ah, I was not here when the other people were running this...

COMM. GARCES Right, we understand that.

COUNTY JUDGE ...this outfit, now it's going to change and we're going to run it, but my suggestion at this time is because of the situation we're in that we accept this help from the Federal Government and I can assure you it's going to be well received by the Center, by the people involved and, ah, and I want at this time...

COMM. HANDY Judge, how much would the cost be for us to have to pay for this new person, ah, I mean assuming that we have this deputy director that should be able to take over, if he's been there all this time...

LISA SAUCEDA He hasn't been there that long, Commissioner, and he's not as familiar with the program as he probably should be, as someone coming directly from the department of Health and Human Services, ah would know, you know specifically about the program. Ahm, also this right now is, we're asking for your concurrence, because as of yet we are still working on, I'm working with Steve Crain on opening up those, that authority to the Commissioners' Court. Ahm, we hoped to have it done within the next maybe month or so pending more research and coming back to you and letting you know exactly what we're doing.

COMM. ARCAUTE Shouldn't we settle the, ah, Ozuna case first...

LISA SAUCEDA Yes sir.

COMM. ARCAUTE ...before we go into further violation.

LISA SAUCEDA Yes sir.

COUNTY JUDGE That's, that's why we're trying to do this now, be able to comply. We, we, we're told how long we could have an interim director, then we're told how long we can have one without approval, so all of these things we're trying to comply with and we're doing the best we know how.

COMM. GARCES And I think the question that Commissioner Arcaute mentioned or brought up is one of the reasons that I'm trying to side with

the deputy scenario, Judge, that, ah, it was structured that way, we were told or recommended to do it in that fashion and now we're kind of deviating from that. So, okay, are we now again not abiding by recommendations from Regional?

COUNTY JUDGE

No.

COMM. GARCES

It's something that, ah, that we need to...

COUNTY JUDGE

We've been working with Regional here, Commissioner and as I, I can assure you we're going to be working with the deputy director, ah, for some time here in the in-between, but we suggest this is the best way to make certain that Head Start has the best that we can possibly give them.

COMM. ROSEL

So, what you're telling this Commissioners' Court is that the present interim director is not willing to serve or you're going to ask him to step aside?

COUNTY JUDGE

Neither one. We're going to ask him to continue to serve, in fact this office will continue to help, ah, Lisa is the one that works with that Program...

COMM. ROSEL

And, and then why...

COUNTY JUDGE

...to make certain that we comply with everything that needs to be complied.

COMM. ROSEL

Then maybe I missed the point. What is the purpose of bringing someone down?

COUNTY JUDGE

For a period of time until we know, we don't have a handle on when we settle with Mr. Ozuna. That's being handled by legal counsel.

COMM. ROSEL

Then what position is that person going to serve? In what position, what capacity?

COUNTY JUDGE

As interim director.

COMM. ROSEL

You've got one presently.

COUNTY JUDGE

We have one that we're going to run out.

COMM. GARCES Friday would be the last day.

COMM. ROSEL That's, that's, you're running them out that's what you're saying.

COUNTY JUDGE No, we're not running him out, he's time is running out.

LISA SAUCEDA Time, time is running out. DHHS...

COMM. ROSEL He's not willing to serve anymore?

LISA SAUCEDA Well, actually I have not personally asked him if he is willing to serve anymore but if he does want to serve more we must go to Policy Council subject to their approval. We are...

COUNTY JUDGE I'm going based on what he told me that he could serve for another sixty days which I went ahead and extended, for times of sixty days. Now he has said if we need some help then we might call him for help, we don't know, but at this point what we're trying to do is clear the things to make certain that we comply with the direction that Dallas has given us and I want to, at this time take the time to thank the, the Congressman personally, because he opened some doors for us when we went to Washington. We met with the people in Washington, we met with the people in Dallas and it, all of this has been touching base with everybody in getting their support.

COMM. ROSEL Then in the, ah, in the funds, the federal and state funds are gonna, are gonna pay for that interim director?

COUNTY JUDGE Yes.

LISA SAUCEDA Yes, that's correct, it will come out, out of the, the program's salary fund for the director.

COMM. GARCES Ah, okay, it's a breakdown of fifty-fifty, I think the local program that we have...

LISA SAUCEDA Right.

COMM. GARCES ...and the OPM that we're trying to get involved with...

LISA SAUCEDA Right.

COMM. GARCES ...concurrence of this Commissioners' Court.

LISA SAUCEDA Right.

JUDGE CUELLAR Right.

COMM. GARCES And I'm saying let's not pay a penny more. We have a deputy director right there, it's been running with this, ah, program for what, two years, Lisa.

COUNTY JUDGE But he won't be, he won't be paid.

COMM. GARCES What? Right...

COUNTY JUDGE What you're gonna do is you're gonna remove one and then take some of that money to pay for this. You're not going to incur any more, any more liability.

COMM. GARCES I'm just saying the deputy is there for a reason and we haven't utilized him for two years.

COMM. HANDY In other words when, when the President steps out the Vice President...

COMM. GARCES That's why you have him.

COMM. HANDY ...takes over.

COMM. GARCES Sheriff deputy, the Sheriff is out, he steps in. He is actually doing the program work out there; not the Executive Director.

COMM. ARCAUTE I think that's the problem.

COMM. ROSEL What's the problem?

COMM. ARCAUTE No wonder the deputy director that they call him, thought you all would get that message.

COMM. HANDY Who's the deputy director?

COMM. ROSEL ----- I didn't hear.

COMM. HANDY Who is the deputy director?

COMM. GARCES Mr. Garcia. (inaudible)

COMM. HANDY And how long has he been there, Lisa?

LISA SAUCEDA About, what two years he said. Year and a half.

COMM. ROSEL I don't know.

COMM. GARCES When ----- came down this issue was taken up by -----
-- and recommended this position to be structured for such an
occurrence and it hasn't been utilized.

LISA SAUCEDA Well, okay...

COMM. GARCES Go ahead, Lisa.

LISA SAUCEDA no that's okay.

COMM. GARCES Well, we need it, we need to discuss this so let's have it. What
else did you have?

LISA SAUCEDA Well I'm just, I'm just saying that I think what, what we're trying
to accomplish here is because of in light of some of the recent
problems that our program has had; bringing someone in from
the Federal Agency directly. Someone from the outside might
in turn make this transition a little bit smoother.

COMM. GARCES And I'm saying we need to, to take care of the problems
ourselves.

COMM. ROSEL Yes.

LISA SAUCEDA Right.

COMM. GARCES See...

LISA SAUCEDA Which is we, what we've been told all the way through and
which is what we've been doing all the way through.

COMM. GARCES All right, because it's never come to this Board yet. Now, we
have an opportunity to do things the right way...

LISA SAUCEDA Right.

COMM. GARCES ...and if there's a problem in, within our local program we need to take care of it. That's the message that I would like to send out. Right?

LISA SAUCEDA Right, and, and...

COMM. GARCES (inaudible)

COUNTY JUDGE I would like to show them that we can do it, but when you have a situation where you haven't had Policy Council meetings for...

COMM. GARCES (inaudible)

COUNTY JUDGE ...a long time before I came and sat in this chair. We've now been having them. We're still not through the bumps. I can assure you the recommendation I'm making is not on the personality basis 'cause I don't the people that we're dealing with, except I know the program that I'm dealing with; and I think that we need at this time for the next thirty, sixty or ninety days to be able to get some help from a governmental source that will clear the docket so we can start with a new interim director, with a new director...

COMM. GARCES Correct.

COUNTY JUDGE ...plus an assistant that he will hire that will give us a known factor.

COMM. ROSEL Ahm, I think you're heading down the right...

LISA SAUCEDA And a new Policy Council Board which will be elected...

COMM. GARCES Around the corner and...

LISA SAUCEDA Saturday.

COUNTY JUDGE And a new community.

LISA SAUCEDA A new community representative.

COUNTY JUDGE Which you will appoint this time. You'll have something to say. You haven't had in the past.

COMM. GARCES Well I think there's a challenge already in Saturday's meeting, but we'll discussed that later; but, ah, I hear what you're doing Judge and I'm just saying we have the vehicle...

LISA SAUCEDA Commissioner a challenge, ah, Saturday's meeting which meeting.

COMM. GARCES The Policy Council

LISA SAUCEDA That's tonight.

COMM. GARCES Tonight.

COMM. ARCAUTE As long as we're all in agreement let's, let's go to the next item. Before we do I move that we concur with the, the participation into the Intergovernmental Personnel Act.

COUNTY JUDGE Is there a second to that motion? I will second that motion.

COMM. ARCAUTE Everybody was in agreement, what happened.

COUNTY JUDGE All those in favor signify by saying aye.

COMM. ARCAUTE Aye.

COUNTY JUDGE Aye. All those opposed.

COMM. GARCES Aye.

COMM. HANDY Aye.

COMM. ROSEL I don't take any action 'cause I know I just heard something that is to, to can't do anything anyway. The motion was for what? The concurrence...

COMM. ARCAUTE To concur.

COMM. ROSEL And the actions would be for, for...

COUNTY JUDGE To participate...

COMM. ROSEL To let, permit the...

COUNTY JUDGE The Intergovernmental Personnel Act.

COMM. ROSEL Allow us to bring in an interim, ah, person that will act as an interim director from Austin.

LISA SAUCEDA No.

COUNTY JUDGE No.

LISA SAUCEDA From the Department of Health and Human Services. He will be a federal person, either out of Washington, he or she, ah, or the Dallas Regional Office.

COMM. ARCAUTE I made the motion because of the informal discussion, everybody was agreeing with it.

COMM. ROSEL No, no, no.

COMM. ARCAUTE And now we got three votes against it.

COMM. ROSEL We agreed that...
LISA SAUCEDA (Inaudible)

COMM. ARCAUTE What did I miss here?

COMM. ROSEL We agreed not, to not...

LISA SAUCEDA I've, I've...

COMM. ROSEL----- to what he's saying.

LISA SAUCEDA I wanted to sit down and talk to you, but I...

COMM. HANDY Yeah.

LISA SAUCEDA ...couldn't schedule an appointment.

COMM. HANDY Yeah.

COMM. ROSEL I, I...

COMM. HANDY I, I, guess I really don't know enough about it to really

COMM. ROSEL Yeah, I think I agree with ninety-eight percent of where he's headed, but I think the other two percent which is why are we

going to take this step in order to, to solve some of the issues...

COUNTY JUDGE

Three reasons. Three reasons, Commissioner. Number one, was that we have a director that we haven't settled with.

COMM. ROSEL

True.

COUNTY JUDGE

Number two, we have an interim director who, who, who was extended and his contract ends on the 31st...

COMM. GARCES

This Friday, right?

COUNTY JUDGE

That's right. So, to be able to, to not get tied down and sign a contract with somebody we're asking a government agency who's not new, they've done it before, in certain areas, to step in here for thirty, sixty or ninety day period for an interim during the interim, so that we can put out bids, settle our problems, put out bids for this Court to select the best possible director for this program to make certain that it continues on the route that it's going now.

COMM. ROSEL

And, and if we don't agree with it, the only thing that we're not agreeing with is the fact that we're not, we're not allowing you, we're not allowing to bring in that particular person from, from the agency.

COUNTY JUDGE

Yes.

COMM. ROSEL

The rest of it we agree with.

COUNTY JUDGE

Well, the problem is that that's, that's where I need to go instead of having to pick somebody locally. Okay?

LISA SAUCEDA

I look at it as, as if you concur we get your blessing, if you don't concur, if the Judge as CEO still feels it's the best thing to do he can do that according to the Department of Health and Human Services Regional Office.

COMM. GARCES

And see, here's the ninety-eight percent that I agree with the Judge, Lisa...

LISA SAUCEDA

Huh-Hum.

- COMM. GARCES ...and his efforts and the overall scheme of things, I agree with him, I'm going to support it, but on this issue, we need to grow up, take care of our problems here...
- LISA SAUCEDA Right.
- COMM. GARCES This program has been going pretty well, all right?
- COUNTY JUDGE Except for one thing, the undercurrent, Commissioner and some of the politics that I need to try to get rid of, so that we can start now running this program...
- COMM. GARCES And what I meant by, going well is the programmatic side of it.
- LISA SAUCEDA Right.
- COMM. GARCES We politicians take, you know, been this out of, out of shape.
- LISA SAUCEDA You the politicians here and the politicians on the Policy Council.
- COMM. GARCES The program as we know it, Judge, is working. It, I don't know how many, ah, other centers we've opened up right now, all right. The administrative cost has come down quite a bit in two years, versus the years before, all right. They're efficient in that area, all right. It's a discretionary situation that we have here and the Policy Council, I think that are taking away and the media seems to center around the negativism of the Policy Council versus what's going on out there with kids. We're reaching more and more kids and we're just about to get full throttle of participants that we are allocated. All right, we're getting closer to that bench mark of fully taking in the kids that we are allocated per year. It's looking good.
- LISA SAUCEDA We're serving twenty-five eighty plus three hundred and twenty more and our budget is currently going to reach \$14 million dollars. We're opening up new centers, ahm, all across the County and we plan to open up more, especially out, I know we got a new one coming up in Alamo, we just opened a new one in Mercedes. We want to build a brand new Edinburg one. We've hit several places out in Precinct Three and I know Alton is a, is a new one coming up.

COUNTY JUDGE Let's say, Commissioner, it take close to three meetings to be able to get that done, because of the local situation.

COMM. HANDY Judge, ahm, I think I, I want to, have a few questions. Number one, you said that we would not be able to hire a director until the situation with Mr. Ozuna would be settled.

COUNTY JUDGE Huh-hum.

COMM. HANDY Ahm, is that coming up pretty soon or, or how do we know how long that's going to take.

COUNTY JUDGE As far as I know it should be coming up very soon, but it's...

COMM. HANDY Okay, that's number one and number two, ah, you said that if, ah, if the Federal Government brings this person in they would be here from thirty to...

COUNTY JUDGE Sixty or ninety days.

COMM. HANDY ...sixty or ninety days.

COUNTY JUDGE. Yes.

LISA SAUCEDA Or up until two years, which is according to statute. It's basically as long as we need that person.

COMM. HANDY That, that was my question. If that at the end of ninety days we still...

LISA SAUCEDA (INAUDIBLE)

COMM. HANDY ...didn't have the loss, this other lawsuit resolved then what would happened.

LISA SAUCEDA We keep him if we want.

COUNTY JUDGE We can look at it. If we want to take a chance and go ahead and hire somebody and have this Court challenge, ah, court case pending and I think we've had enough court cases, at least I think so...

COMM. GARCES There are more to come, Judge.

COUNTY JUDGE ...okay, ah, then we can take action anytime; but the problem is we ought to try to clear the deck to make certain.

COMM. GARCES (INAUDIBLE) Yeah, but I'm...

COMM. HANDY So, if the new, if the new person comes in and then in ninety days we still don't ----- that person would still continue to stay on...

LISA SAUCEDA Yes...

COMM. HANDY ...until...

LISA SAUCEDA Yes.

COMM. GARCES And if I'm not mistaken I believe that any arrangements that's still with Ozuna might have to be dealt through General Fund monies, I think. The last time, ah, I had a discussion with somebody.

COMM. ARCAUTE No way.

COMM. GARCES I wouldn't want it, Commissioner...

COMM. ARCAUTE Not the General Fund.

COUNTY JUDGE It depends. If it's something that should not have been done, they may have the right to say that federal funds can not be used for that...

COMM. GARCES That's what I'm saying. Let's face it, that's the fact. Okay, I don't like it, but that's what we're facing.

COMM. ROSEL Right, we're...

LISA SAUCEDA Like any other federal program that we have...
COMM. ARCAUTE And messed up.

LISA SAUCEDA Hidalgo County...

COMM. ARCAUTE (INAUDIBLE)

LISA SAUCEDA ...Commissioners' Court...

COUNTY JUDGE Two sessions...

LISA SAUCEDA ...the, the liability does fall back on us.

COMM. GARCES Disallowed costs.

LISA SAUCEDA Disallowed costs. It's like OET and any other federal program that we have.

COMM. ARCAUTE I'm going to say the same thing that I said in Closed Session awhile ago, I think it's time to end all of this. Somebody messes up they should be liable, not the General Fund.

COMM. GARCES (INAUDIBLE)

COMM. ARCAUTEnot the taxpayers. The Department heads and everybody that screws up should be liable and I think this Court has the, the, the right to go after them and sue them. Boy, that, that's...

COUNTY JUDGE Is this to remain a tied vote?

COMM. HANDY Sir.

LISA SAUCEDA It wasn't tied.

COUNTY JUDGE Is this to remain a tied vote?

COMM. ROSEL Ahm...

STEVE CRAIN It was defeated.

COMM. GARCES It was defeated.

COMM. ROSEL I think it was defeated three...

LISA SAUCEDA No. Commissioner Rosel did not vote. He abstained from voting.

COUNTY JUDGE Two votes that what I'm saying and if it's to be that...

COMM. ROSEL It was because of the information that I lacked, but now that, now that she, he has explained and she has explained then I think that we need to do one of two things. We need to go

back in there and, ah, and ah, do away with the deputy director's position because obviously we're not going to use it or number two, ah, go in there and let him run the program whoever he is, I don't even know who he is...

COMM. GARCES

He's running it..

COMM. ROSEL

...pero, I think that we to, we need to do that. So, I'm going to have to vote in opposition to, to the, ah, motion here because of the fact that I think that we have a deputy director. If we get rid of him then I'll, I'll go along you.

COUNTY JUDGE

Motion fails.

COMM. ARCAUTE

Judge, may I ask a question. Ah, effective what date did this Commissioners' Court, as a Commissioners' Court become the director of Head Start Program.

COUNTY JUDGE

It has not.

LISA SAUCEDA

You are not and you have not.

COUNTY JUDGE

It has not, I am asking approval of the Commissioners' Court because you're going to come in to the picture. I do not have to have your approval, but I'm asking for it. I said from day one I want this to be an open court, I want us to do things in the open. At the same time, it's a good way to show responsibility, okay.

LISA SAUCEDA

And, and that's why we didn't ask for approval we asked for concurrence.

COMM. HANDY

Lisa, I'm going to request that when, if you have a chance to get together with me and kind of go over the program with me, 'cause I'm really not familiar with it.

LISA SAUCEDA

Yeah, yeah I think I can rebut some of the things you've already heard in a pretty educated manner.

COMM. HANDY

Okay.

COMM. ROSEL

Well I, I think that we all, we all need the information so I would appreciate it if we'd set up a workshop...

LISA SAUCEDA Well, we talked about this the last time a Head Start issue came up about setting up a workshop and I kind of had some other things to take care of like a wedding and a honeymoon, so whenever you're ready we can do that.

COMM. ROSEL Well, I'm ready tomorrow, but what I'd like to see, I'd like to see yourself and I would like to see the, ah, the interim director and I would like to see, ah, some other people that can explain to us where the program's at.

COUNTY JUDGE We need to invite the Open Records Commissioner...

COMM. GARCES Yeah, it'd be ideal.

COUNTY JUDGE----- without posting.

COMM. GARCES Yeah.

COMM. ROSEL Yes...

COMM. GARCES This would be ideal before the interim director leaves.

COMM. ROSEL ...----- tomorrow.

LISA SAUCEDA Well, well if we do it next week the interim director will be gone. If we do it Friday he will be preparing for the Parent Leadership Conference that takes place Friday, Saturday.

COUNTY JUDGE We can continue, Lisa, to run the program as we have.

LISA SAUCEDA Correct.

COUNTY JUDGE The only thing is that there's some things that are not understood and possibly it's my fault we should've brought it earlier, but we've been working on this thing...

COMM. GARCES Good point.

COUNTY JUDGE ...a step at a time and we're going to make sure this program continues to work the way it's supposed to.

LISA SAUCEDA First and foremost we're still serving kids, thank you.

COMM. GARCES That'll do it, Lisa.

COMM. ARCAUTE In spite of us.

COMM. ROSEL In spite of us.
(See Exhibit)

ITEM 11. URBAN COUNTY PROGRAM

- A. Alton - Year 9, 1996 - Planning/Capacity Building Study Approval of a Personal Service Agreement (Planning)
- B. Approval of Change Order #1 Year 8 - PFI Sewer Improvements
- C. Budget amendment of County Wide fund for various projects. The County-wide budget for 1997 is in the amount of \$153,919.99

11/A

Anthony Covacevich, Urban County Director, informed the Court that the City of Alton was requesting approval of a personal service agreement for a planning and capacity building study. The agreement is with Carter & Burgess Inc. in the amount of \$28,500.00 and it is for a study and market analysis of the parks and recreation areas of Alton with recommendations for a master plan. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit O)

11/B

The next item was for approval of a change order number one under Year 8. This was on a project in the City of Hidalgo. The change order is for an amount of \$2,410.95. A motion was made by Commissioner Arcaute and seconded by Commissioners Handy and Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit O)

11/C

Mr. Covacevich was then requesting approval of a budget amendment in the County Wide budget for 1997. The amount to be budgeted is \$153,919.99 and it would be appropriated as indicated on the exhibit. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit O)

ITEM 12. JUVENILE PROBATION

- A. Approval of Interlocal Agreement between Hidalgo County Juvenile Probation and McAllen Independent School District S.T.A.R. Project
- B. Approval to appropriate the budget for 1997-1998 S.T.A.R. Program
- C. Set salaries for the S.T.A.R. Staff
- D. Approval of the Texas Juvenile Probation State Financial Assistance Contract for FY 1998
 - 1. State Aid - TJPC-A - \$522,405.00
 - 2. Community Corrections Assistance Program TJPC-Y - \$734,616.00

12/A

Israel "Buddy" Silva, Juvenile Director, came before the Court requesting approval of an interlocal agreement between the Hidalgo County Juvenile Probation and the McAllen ISD S.T.A.R. Project. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit P)

12/B

Mr. Silva was also requesting approval to appropriate the 1997-1998 S.T.A.R. Program in the amount of \$98,238.00. These monies will be used to hire three drill instructors. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit P)

12/C

The next request was for the setting of salaries under the S.T.A.R. Program as indicated on the exhibit. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit P)

12/D/1

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the Texas Juvenile Probation State Financial Assistance Contract for State Aid-TJPC-A in the amount of \$522,405.00. This contract will require a \$27,235.00 local match.

MOTION CARRIED.
(See Exhibit P)

12/D/2

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the Texas Juvenile Probation State Financial Assistance Contract for Community Corrections Assistance Program TJPC-Y in the amount of \$734,616.00. This contract will require a match of \$1,188.00

MOTION CARRIED.
(See Exhibit P)

ADD. 1. JUVENILE PROBATION

- A. State Aid - TJPC-A - \$522,405.00
 - a. Approval of Local Match in the amount of \$27,405.00
- B. Community Corrections Assistance Program TJPC-Y - \$734,616.00
 - b. Approval of Local Match in the amount of \$1,188.00

Add.1/A

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the local match in the amount of \$27,405.00.

MOTION CARRIED.

Add. 1/B

Commissioner Arcaute had a question with regards to these items as they were not requesting an amendment from the General Fund for the local match and Mr. Silva indicated that he was just requesting for approval of the local match and he would come back later for a budget amendment from the General Fund.

ITEM 12. JUVENILE PROBATION

- A. Approval of the Texas Juvenile Probation State Financial Assistance Contract for FY 1998
 - 3. New Progressives Sanctions JPO-TJPC-K - \$110,268.00
 - 4. New Progressive Sanctions ISP-TJPC-O - \$54,480.00
 - 5. Border Project - TJPC-B - \$30,000.00

12/D/3

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the Texas Juvenile Probation State Financial Assistance Contract New Progressive Sanctions JPO-TJPC-K in the amount of \$110,268.00.

MOTION CARRIED.
(See Exhibit P)

12/D/4

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the Texas Juvenile Probation State Financial Assistance Contract New Progressive Sanctions ISP-TJPC-O in the amount of \$54,480.00.

MOTION CARRIED.
(See Exhibit P)

12/D/5

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the Texas Juvenile Probation State Financial Assistance Contract Border Project TJPC-B in the amount of \$30,000.00.

MOTION CARRIED.
(See Exhibit P)

ITEM 13. SHERIFF'S OFFICE

- A. Authorization to enter into an interlocal agreement with Starr County for housing of inmates
- B. Approval to appropriate funds in the amount of \$23,826.81 from General Fund for payment of back-wages assessed by the U.S. Department of Labor
- C. Authorize payment of back-wages upon presentation of valid claim

13/A

Capt. Joe Jackson came before the Court requesting approval of an interlocal agreement with Starr County for the housing of inmates. This agreement would be at a rate of \$32.50 per day per inmate. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

13/B

Emilia Uriegas informed the Court that they were requesting approval to appropriate funds in the amount of \$23,826.81 from the General Fund for payment of back-wages assessed by the U.S. Department of Labor. She stated that this item had been brought before this Court previously and there were some unanswered questions that this Commission needed clarified. Ms. Uriegas said that a letter had been sent by the County Auditor to this effect and if everything was in order she was requesting that

the appropriation of funds be approved. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

13/C

Ms. Uriegas was also requesting the authorization of payment of back-wages upon the presentation of valid claim. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

ITEM 14. OFFICE OF EMPLOYMENT AND TRAINING

- A. Discussion and Possible Action to transfer 10% of Funds from Title IIA to IIC in the amount of \$552,894.00
- B. Discussion and possible action to enter into contract with the Texas Workforce Commission to provide Rapid Response services for the Dislocated Workers from Dean Foods Vegetable Company
- C. Hidalgo/Willacy One-Stop Career Center Proposal to Texas Workforce Commission

14/A

Dick Dickinson, OET Director, came before the Court requesting the transfer of 10% of the funds from Title IIA to Title IIC. The amount to be transferred would be \$552,894.00. A motion was made by Commissioner Arcaute and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

14/B

Mr. Dickinson informed the Court that he was requesting authorization to enter into a contract with the Texas Workforce Commission to provide rapid response services for the dislocated workers from Dean Foods Vegetable Company. The amount of this contract is \$52,730.00. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

14/C

Mr. Dickinson was also requesting the submittal of the Hidalgo/Willacy One-Stop Career Center proposal to the Texas Workforce Commission. He then gave a brief overview of events leading up to the present request. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

ITEM 15. RIGHT OF WAY DEPARTMENT:

A. Pct. #3:

1. Authorization to finance loader for Pct. #3
2. Authorization for Judge to execute loan papers
3. Appropriation of loan proceeds

B. Pct. #4:

1. Acceptance of road easements for Santa Maria Street

15/A

Vona Walker came before the Commissioners' Court and reported that on July 22nd, 1997 this Court awarded a bid for a rubber-tired loader for Precinct Three to Anderson Equipment Company. The amount of the award was for \$89,850.00. Precinct Three was requesting the Commission to finance this amount with the County's depository bank, IBC Bank; it will be paid back in three annual installments of \$29,950.00 each plus interest. She added that the County Auditor has negotiated with the bank and has gotten a very favorable interest rate. This loan will be paid back from Precinct Three's Road and Bridge fund. She was at this time requesting approval of the financing and for the Judge to sign the agreement for the note and to appropriate the funds. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit S)

15/B

Vona Walker informed the Court that there was a street in Precinct Four that goes east from "I" Road that was a metes and bounds subdivision. She stated that the people have all paid for an engineer to draw up descriptions of the property and they have all signed an easement to cover the area of the road on the property that they own. She is requesting that the Court accept these easements dedicating Santa Maria Street as a public road. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to accept the easement of Santa Maria Street, as presented.

MOTION CARRIED.

(See Exhibit S)

ITEM 16. VETERANS SERVICE OFFICE

- A. Approval to accept 1994 Chevrolet van from Department of Veterans Affairs - McAllen VA Outpatient Clinic

Chris Escamilla, Veterans' Service Officer, came before the Court requesting approval to accept a 1994 Chevrolet van from the Department of Veterans Affairs for the McAllen VA Outpatient Clinic. A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit T)

ITEM 17. PURCHASING DEPARTMENT

- A. Hidalgo County
1. Requesting authority to advertise for "Tires"
 2. Requesting authority to extend contract with BFI for landfill services for an additional 90 days so as not to have any lapse in service
- B. Hidalgo County Pct. #1
1. Requesting authority to renew, revise and extend Contract for Property with Ray Jones
 2. Requesting authority to advertise for "Playground Equipment"
 3. Requesting authority to re-advertise for "Lakeway Drive-Progreso Lakes"
- C. Hidalgo County Pct. #4
1. Requesting authority to advertise for "Hauling Service for Hot Mix on Specific Paving Projects"
- D. Hidalgo County District Attorney
1. Requesting authority to surplus four (4) confiscated or awarded vehicles for auction
- E. Hidalgo County HIDTA Task Force
1. Requesting authority to surplus forfeited vehicle for auction

17/A/1

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the advertising for bids for tires for Hidalgo County.

MOTION CARRIED.

(See Exhibit U)

17/A/2

Martha Salazar, the Purchasing Agent, informed the Court that this request was being made in order to try and see if the County could go on a contract with the City of Edinburg for landfill services. Commissioner Garces added that he has had discussions with representatives from the City of Edinburg and it was found that if they contract together the County's rates could go from \$26.00 to about \$19.00 per ton. Mrs. Salazar stated that the biggest problem that they are facing on this issue is that the City of Edinburg is not willing to go without an arbitration clause on the contract. After further discussion, a motion was made by Commissioner Garces and seconded by Commissioner Handy to authorize the extension of a contract with BFI for landfill services for an additional ninety (90) days so as not to have any lapse in service.

MOTION CARRIED.
(See Exhibit U)

17/B/1

Mrs. Salazar informed the Court that no action would be required on this item at this time.

NO ACTION.
(See Exhibit U)

17/B/2

A motion was made by Commissioner Handy and seconded by Commissioner Garces to authorize the advertising for bids for "Playground Equipment" for Precinct One.

MOTION CARRIED.
(See Exhibit U)

17/B/3

A motion was made by Commissioner Handy and seconded by Commissioner Garces to authorize the re-advertising for bids for "Lakeway Drive-Progresso Lakes" in Precinct One.

MOTION CARRIED.
(See Exhibit U)

17/C

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the advertising for bids for "hauling services for hot mix on specific paving projects" for Precinct Four.

MOTION CARRIED.
(See Exhibit U)

17/D

A motion was made by Commissioner Garces and seconded by Commissioner Handy to authorize the declaration of four (4) confiscated or awarded vehicles as surplus for auction from the District Attorney's Office.

MOTION CARRIED.
(See Exhibit U)

17/E

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to authorize the declaration of a forfeited vehicle from the HIDTA Task Force as surplus for auction.

MOTION CARRIED.
(See Exhibit U)

ADD. 2. HEALTH DEPARTMENT

A. Internal Line Item Transfer - \$300.00

A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve a \$300.00 line item transfer for the Health Department.

MOTION CARRIED.
(See Exhibit V)

ADD. 3. BUILDINGS AND GROUNDS - RAUL HERNANDEZ

- A. Discussion and possible action for the creation of an Operations Manager position
- B. Set Salary

NO ACTION.

There being no further business to come before this Court, a motion was made by Commissioner Rosel and seconded by Commissioner Arcaute 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. DRAINAGE DISTRICT #1

A. Permits

1. City of Donna - Texas Valley Estates and Victoria Palms Mobile Home Resort
2. City of McAllen - Northwest Blueline Ditch

(See Exhibit W)

ITEM 2. INTERNAL LINE ITEM TRANSFER - \$2,000.00

(See Exhibit X)

The County Judge introduced the Consent agenda and asked if there were any changes. There being none, a motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

MOTION CARRIED.

REGULAR AGENDA

ITEM 1. DRAINAGE DISTRICT #1

- A. Appropriation of funds received from Donna Irrigation District and the City of Weslaco
- B. Report of work required to be performed on El Sauz Ranch in accordance with Agreement as per request of El Sauz Ranch

1/A

Godfrey Garza, Drainage District Manager, informed the Court that he was requesting the appropriation of funds in the amount of \$2,000.00. These funds are from the Donna Irrigation District for the Anderson Road crossing project. He also has a check from the City of Weslaco in the amount of \$25,000.00 for their participation in repairs due to the flooding. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.

(See Exhibit Y)

1/B

Mr. Garza handed out a report on the estimated cost for an all weather road to be construction on the El Sauz Ranch section of the Drainage District ditch. He stated that the estimated cost of the project would be \$240,675.00 with Hidalgo County

Drainage District #1 paying \$202,167.00 and Willacy County Drainage District #1 paying \$38,508.00. After some discussion no action was required on this item at this time.

NO ACTION.
(See Exhibit Y)

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

MOTION CARRIED.