

## **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. APPROVAL OF CHECK REGISTER AND PAYMENT OF CLAIMS AND BILLS - COUNTY AUDITOR**

#### **ITEM 2. LINE ITEM TRANSFER (See Exhibit A)**

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 Arcaute to approve.

MOTION CARRIED.

### **REGULAR AGENDA**

#### **ITEM 1. AUTHORIZATION FOR EXEMPTION FROM BIDDING PROCESS - PERSONAL SERVICE - OSCAR FLORES**

Godfrey Garza, Drainage District Manager, came before the Court requesting authorization to exempt, Oscar Flores, from the bidding process under personal services. The District would like for Mr. Flores to provide some layout for a truck weld that they would like to construct. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit B)

**ITEM 2. AUTHORIZATION TO ENTER INTO CONTRACT FOR PERSONAL SERVICES - OSCAR FLORES**

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve a contract with Oscar Flores for personal services in the amount of \$1,600.00.

MOTION CARRIED.  
(See Exhibit C)

**ITEM 3. APPROVAL OF CHANGE ORDER #2 - SASCON, INC. - HOME DEPOT PROJECT**

Mr. Garza explained that this was for approval of a change order with Sascon Inc., for the Home Depot Project. This order is for the completion of the project with a decrease of \$45,475.00. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit D)

**ITEM 4. ACCEPTANCE OF PROJECT AND APPROVAL AND AUTHORIZATION TO PAY ESTIMATE #5 (FINAL) AND RELEASE RETAINAGE**

Mr. Garza stated that they were requesting acceptance of the project and approval and authorization to pay estimate #5, which was the final and the release of retainage. The final payment is in the amount of \$124,481.00 minus the amount of retainage. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit E)

**ITEM 5. AUTHORIZATION TO PAY ENGINEERS FINAL BILLING - HOME DEPOT PROJECT**

Mr. Garza was requesting authorization to pay the engineers final billing on the Home Depot Project. He added that they had a bill from Fabian, Nelson & Medina for \$4,005.18. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit F)

**ITEM 6. JOINT USE PERMIT WITH TEXAS DEPARTMENT OF  
TRANSPORTATION US 281  
HIGHWATER BRIDGE**

Mr. Garza indicated that they were requesting to acquire a joint use permit with the Texas Department of Transportation for the U.S. 281 Highwater Bridge. This was south of Pharr and TxDot was crossing through the levee and they are requesting for establishment and acceptance of the joint use permit for the installment of said line. They would be utilizing Drainage District right-of way. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit G)

Mr. Garza then announced that this would be the last meeting attended by Ms. Vona Walker, as Right of Way Director. Ms. Walker was retiring after thirty-two and a half years with the County.

**ITEM 7. PURCHASING DEPARTMENT**

- A. Drainage District #1 - Requesting authority to declare a 1989 GMC Pick-Up Truck surplus

Martha Salazar, the Purchasing Agent, was requesting authority to declare a 1989 GMC pick-up truck as surplus. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit H)

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

MOTION CARRIED.

## **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 AND BILLS - COUNTY AUDITOR**

#### **ITEM 2. LINE ITEM TRANSFERS**

- A. Buildings & Grounds - \$500.00 & \$300.00
- B. Constable Pct. 5 - \$275.00
- C. District Clerk's Office - \$14,712.00
- D. County Judge - \$1,000.00
- E. Adult Probation - Community Corrections - \$8,000.00
- F. Commissioner Pct. 1 - Parks - \$3,500.00
- G. Commissioner Pct. 4 - Road & Bridge - \$50,000.00 & \$1,000.00
- H. Commissioner Pct. 4 - Administration - \$2,000.00
- I. Sheriff's Department - \$5,000.00
- J. J.P. Pct. 2 Pl. 2 - \$400.00
- K. Commissioner Pct. 2 - Paved/Unpaved - \$30,000.00
- L. Veterans Memorial Project - \$4,785.00
- M. Health Department - ECI - \$6,100.00
- N. Health Department - Health Clinics - \$2,000.00
- O. Health Department - Sanitation - \$1,400.00
- P. Warrants Officers Division - \$2,000.00
- Q. District Attorney - Hot checks - \$1,160.00
- R. Commissioner Pct. #3 - Paved/Unpaved - \$54,000.00
- S. Commissioner Pct. #3 - Lateral Roads - \$10,000.00
- T. Commissioner Pct. #3 - Parks - \$1,525.00
- U. Youth Village - \$3,000.00

V. County Extension Services - \$900.00  
(See Exhibit I)

### ITEM 3. URBAN COUNTY PROGRAM

A. HOME/Homeowner Occupied Housing Rehab Application - 5 families  
B. HOME/Homeowner Occupied Housing Rehab Cancellation - 1 family  
(See Exhibit J)

### ITEM 4. RIGHT OF WAY DEPARTMENT

#### A. Permits

1. Pct. 1 - North Alamo Water Supply
2. Pct. 2 - Southwestern Bell Telephone
3. Pct. 3 - Shell Western E & P, Inc.
4. Pct. 4 - Southwestern Bell Telephone
  - North Alamo Water Supply

(See Exhibit K)

### ITEM 5. AUDITOR'S OFFICE

#### A. Approval of monthly Collection reports

1. JP Charlie Espinosa	\$27,576.50	October 1997
2. JP Charlie Espinosa	\$19,207.28	December 1997
3. Sheriff Henry Escalon	\$73,175.84	March 1998
4. Anzalduas Park	\$ 4,444.00	March 1998
5. Law Library	\$ 2,743.75	March 1998
6. Constable Aguirre	\$ 45.00	March 1998
7. Constable Alaniz	\$ 1,625.00	March 1998
8. Constable Bazan	\$ 0.00	March 1998
9. Constable Cerda	\$ 430.00	March 1998
10. Constable Peña	\$ 1,135.00	March 1998
11. JP Arnaldo Corpus	\$ 3,634.68	March 1998
12. JP E. "Speedy" Jackson	\$11,368.40	March 1998
13. JP Dario L. Martinez	\$12,906.39	March 1998
14. JP Jesus E. Morales	\$12,507.61	March 1998
15. JP Ismael "Melo" Ochoa	\$32,529.32	March 1998
16. JP Gilberto Saenz	\$15,132.40	March 1998
17. JP Rosa E. Treviño	\$23,241.44	March 1998

(See Exhibit L)

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 Arcaute to approve.

MOTION CARRIED.

## **EXECUTIVE SESSION**

### **ITEM 1. CLOSED SESSION:**

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

Texas Government Code, Section 551.072 and 551.074 to discuss the following:

A. Personnel

1. Selection of the Hidalgo County Fire Marshal

B. Real Property

1. Hidalgo County -vs- Don R. Holbrook - T383-93E; Request to waive penalty and interest

1/A

The County Judge and Commissioners went into closed session accompanied by Valde Guerra, Administrative Assistant to the County Judge; Rick Torres, an applicant, and Mr. Steve Crain, the County legal counsel.

NO ACTION.

1/B

The County Judge and Commissioners were accompanied by Mr. Steve Crain on this matter.

NO ACTION.

### **ITEM 2. OPEN SESSION:**

A. Personnel

1. Selection of the Hidalgo County Fire Marshal

B. Real Property

1. Hidalgo County -vs- Don R. Holbrook - T383-93E; Request to waive penalty and interest

The County Judge informed the Court that no action would be needed on either of these items.

NO ACTION.

## **REGULAR AGENDA**

### **ITEM 1. OPEN FORUM**

No one had signed up for the open forum.

NO ACTION.

### **ITEM 2. RIGHT OF WAY**

- A. Authorization to enter into an interlocal agreement between Hidalgo County Irrigation District #1 and Hidalgo County
- B. Authorization to enter into an Interlocal Agreement with the City of McAllen
- C. Partial release of easement
- D. Set fee for partial release of easement

2/A

Vona Walker, Right of Way Director, came before the Court requesting authorization to enter into an interlocal agreement between the Hidalgo County Irrigation District #1 and the County of Hidalgo. The Hidalgo County Irrigation District #1 was going to install some guard rail along "M" Road, south of F.M. 1925 in the area where the reservoir and it will be done along County right of way. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit M)

2/B

She was also requesting authorization to enter into an interlocal agreement with the City of McAllen. This was for an extension of F.M. 3072 from Jackson Road to 23<sup>rd</sup> Street. Hidalgo County will pay 2/3 of 20% of the construction cost and the City of McAllen will pay 1/3. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit M)

2/C

Ms. Walker stated that this was for a partial release of easement in the McAllen Trade Zone. The City of McAllen required a dedication of Bentsen Road and it was discovered that in 1946 J.E. Pate deeded to the County of Hidalgo a 125 foot strip of which 60 feet of the strip was taken up by Bentsen Road and the remaining 65 feet had a building on it. She was asking for a partial release of the section where the building is which covers .0086 of an acre. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit M)

2/D

Ms. Walker indicated that they needed to set a fee for the release of the .0086 of an acre. After a brief discussion it was recommended that they set the fee at \$6,000.00 an acre. A motion was made by Commissioner Garces and seconded by Commissioner Handy to set the fee at \$6,000.00 per acre for the partial release.

MOTION CARRIED.  
(See Exhibit M)

#### **ITEM 4. TAX OFFICE**

A. Approval of Bond from HEB for Insurance of License Renewal Stickers

B. Approval of Tax Refunds

1. Raymond T. Keale - \$1,683.31
2. Antonia R. Martinez - \$761.29
3. Lilie Gonzalez - \$826.08
4. Francisco Flores - \$578.00
5. Agustina A. Treviño - \$537.39
6. Manfar Properties - \$9,449.17

4/A

Armando Barrera, County Tax Assessor-Collector, came before the Court requesting approval of a bond from HEB for insurance of license renewal stickers. He briefed the Court on the agreement with HEB to issue auto license renewal stickers. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit N)

4/B

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the tax refunds as indicated above.

MOTION CARRIED.  
(See Exhibit N)

**ITEM 5. CONSTABLE PCT. 4**

A. Approval of budget amendment

A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve a budget amendment in the amount of \$95.00 for Constable Pct. 4.

MOTION CARRIED.  
(See Exhibit O)

**ITEM 6. URBAN COUNTY PROGRAM**

- A. Approval of change order number one - City of Elsa - Urban County Program - Year 9, 1996
- B. Approval of budget amendment for Year 1997 - City of Weslaco
- C. Approval of Professional Services Engineering Contract with Melden & Hunt, Inc., City of Donna - Street Improvements - Year 7, 8, 9 & 10 (1994-97)
- D. Approval of budget amendment - City of Palmview - UCP Year 10 - 1997

6/A

Anthony Covacevich, Urban County Director, came before the Court and reported that the City of Elsa was requesting approval of a change order number one under Year 9. The change order was with Sascon Inc. and it was for an increase in the amount of \$34,130.00 with an increase of forty-five (45) days. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit P)

6/B

The City of Weslaco was requesting a approval of a budget amendment on their Year 1997. The amendment was to add \$25,000.00, from the County Wide, to the water/sewer improvements line item. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit P)

6/C

The City of Donna was requesting approval of a professional services engineering contract with Melden & Hunt, Inc. for street improvements under Years 7, 8, 9 and 10. The amount of the contract is \$29,354.67. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit P)

6/D

The City of Palmview is requesting approval of a budget amendment under Year 10. The amendment is to reduce the Sidewalk lime item by \$50,000.00 and increase the street improvement line item by \$25,000.00 and increase the Fire Department line item by \$25,000.00. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit P)

## **ITEM 7. ELECTIONS DEPARTMENT**

- A. Approval to reclassify Elections Maintenance position to Elections Technician position
- B. Set salary for the Elections Technician position

7/A

Oscar Cantu, Elections Chief Deputy, came before the Court requesting approval to reclassify and Elections Maintenance position to Elections Technician position. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit Q)

7/B

Mr. Cantu wanted to set the salary for the Elections Technician position at \$20,000.00 annually. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit Q)

**ITEM 8. ADULT PROBATION**

- A. Approval of agreement for services between the Office of the Attorney General, State of Texas and the Hidalgo County Adult Probation Department

Joe Lopez, Adult Probation Director, came before the Court requesting approval of an agreement for services between the Attorney General's Office and the Hidalgo County Adult Probation Department. The agreement was to afford the Attorney General's Office electronic access to Hidalgo County Adult Probation Department's supervision management system and the AG's Office would utilize this access in order to identify fathers that have not paid their child support. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit R)

**ITEM 9. HEALTH DEPARTMENT**

- A. Approval of Change Number 3 to the Immunization Contract TDH (1-1-98 thru 12-31-98)
- B. Approval of overtime pay for FLSA covered and FLSA exempt employees working in extended hours immunization clinics
- C. Authorization to hire a temporary carpenter to finish a renovation project that was started in 1997
- D. Authorization of line item transfer
- E. Authorization to set hourly wage
- F. Approval of budget amendment - Sanitation
- G. Authorization and approval to create 2 positions
- H. Set Salaries

9/A

Mike Keenan, County Health Director, came before the Court requesting approval of a change number three to the Immunization Contract. He change was in the amount of \$587,172.00. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit S)

9/B

Dr. Keenan informed the Court that he was requesting overtime pay for FLSA covered and exempt employees who were working extended hours at the immunization clinics. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.

(See Exhibit S)

9/C

Dr. Keenan explained that they had a project involving the renovation of some storage area into offices and a conference room that had been started last year. Due to the elimination of the County Shop Department this project has remained unfinished. He was wanting to hire a temporary carpenter for an amount not to exceed \$12.50 per hour in order to get this project finished. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit S)

9/D

A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve a line item transfer in the amount of \$2,500.00 to pay the carpenter.

MOTION CARRIED.

(See Exhibit S)

9/E

A motion was made by Commissioner Garces and seconded by Commissioner Handy to set the hourly rate for the carpenter at \$12.50.

MOTION CARRIED.  
(See Exhibit S)

9/F

A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve a budget amendment of \$53, 528.00 for the Sanitation Department. This amendment would cover the salaries of two additional employees and two pick-up trucks.

MOTION CARRIED.  
(See Exhibit S)

9/G

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to authorize the creation of two positions for the disease vector control program under the Sanitation Department.

MOTION CARRIED.  
(See Exhibit S)

9/H

A motion was made by Commissioner Garces and seconded by Commissioner Handy to set the salaries for the two new positions at \$16,704.00 plus fringes.

MOTION CARRIED.  
(See Exhibit S)

## **ITEM 10. OFFICE OF EMPLOYMENT AND TRAINING**

- A. Discussion and approval of the PY '96 title IIC re-obligation Plan Amendment
- B. Discussion and approval to terminate Private Industry Council (PIC) members

10/A

Dick Dickinson, OET Director, came before the Commissioners' Court requesting approval of the PY '96 Title IIC Re-Obligation Plan Amendment. He explained that this was additional money which the State is forwarding to this SDA in the amount of \$5,408.00. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit T)

10/B

Mr. Dickinson was also requesting concurrence of action taken by the Private Industry Council to terminate two of its for non-participation in the PIC. He added that in the PIC by-laws it indicated that if a member has missed three consecutive regular meetings then he can be terminated. The terminations that are being requested at this time are those of Yolanda Vega and Sandra Moreno. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit T)

#### **ITEM 11. SHERIFF'S DEPARTMENT**

- A. Approval and Authorization to continue the payment of salaries of investigators and secretary assigned to the Narcotics Task Force Grant until receipt of new contract
- B. Approval to apply for a grant from the U.S. Department of Justice (COPS MORE 98)

11/A

Emilia Uriegas came before the Court requesting approval to continue the payment of salaries of investigators and a secretary assigned to the Narcotics Task Force Grant from the Sheriff's Department until receipt of a new contract. This grant is with the City of McAllen and the contract will probably be received within the next two weeks. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.

(See Exhibit U)

11/B

Eric Tamez informed the Court that he was requesting authorization to apply for a grant from the U.S. Department of Justice. He added that the grant that he was apply for was for thirteen civilians and some equipment that they are hoping to obtain. The total amount of the grant is \$523,019.00, with 75% or \$392,262.00 coming from the government and 25% or \$130,755.00. Mr. Tamez did indicate that they would be submitting a waiver on the 25% match. After a brief discussion with regards to the waiver and what the grant entailed with comments from Richard McIntosh and Chief Castellanos. As a result of the

waiver, it was agreed that the U.S. Department of Justice would pay for 90% and the County would only be responsible for 10% for the life of the grant. A motion was then made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit U)

**ITEM 12. DISTRICT ATTORNEY**

- A. Approval and authorization to continue the payment of salaries for the Assistant District Attorney and two (2) legal secretaries assigned to the Narcotics Task Force Grant until receipt of new contract
- B. Approval of budget amendment - Grand Jury

12/A

Roy Cazares came before the Court requesting authorization to continue the payment of salaries for the Assistant District Attorney and two legal secretaries, from the District Attorney's Office, who are assigned under the Narcotics Task Force Grant. The request for payment is until receipt of a new contract. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit V)

12/B

He was also requesting approval of a budget amendment of \$4,547.52 for the Grand Jury Account object #46 Other Professional Services. These funds are to reimburse the Attorney General's Office for two investigations which the grand jury requested that they conduct. The monies would be coming from a reserve account which the grand jury has for investigations. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit V)

**ITEM 13. COMMISSIONER PCT. 1**

- A. Authorization to appropriate funds to Road & Bridge Administration from un-appropriated fund balance

Raul Lozano, Administrative Assistant for Precinct One, came before the Court requesting authorization to appropriate funds to into Road & Bridge Administration from un-appropriated fund balance. The amount to be appropriated is \$14,000.00. A motion was made by Commissioner Handy and seconded by Commissioners Garces and Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit W)

**ITEM 14. COMMISSIONER PCT. 2**

- A. Approval to de-obligate Pct. 2 Road and Bridge Paved/Unpaved in the amount of \$200,000.00
- B. Approval to transfer funds from Road & Bridge Pct. 2 in the amount of \$170,000 to Road & Bridge County Wide
- C. Approval to transfer funds in the amount of \$30,000 to the General Fund Account #8-010-429-310.42
- D. Approval to transfer funds in the amount of \$170,000 from County Wide Road & Bridge to Pct. 1 Road & Bridge and appropriate the funds

14/A

Commissioner Arcaute indicated that he was wanting to de-obligate \$200,000.00 from the Precinct 2 Road & Bridge Paved/Unpaved account. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit X)

14/B

Commissioner Arcaute was also requesting for the transfer of funds from Road & Bridge Pct. 2 to Road & Bridge County Wide in the amount of \$170,000.00. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit X)

14/C

The next item was for approval to transfer funds in the amount of \$30,000.00 to the General Fund Account #8-010-429-310.42. These funds would be used for the Road Safety project study. A motion was made by Commissioner

Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit X)

14/D

The last item under Precinct 2 was for approval to transfer \$170,000.00 from County Wide Road & Bridge to Precinct One's Road & Bridge and to appropriate said funds. A motion was made by Commissioner Arcaute and seconded by Commissioners Garces and Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit X)

**ITEM 15. COMMISSIONER PCT. 3**

- A. Approval of Budget Amendment in the amount of \$12,500
- B. Approval of Change Order #1 in the amount of \$12,500 - Landfill
- C. Appropriation of funds for salaries & fringe benefits of three deputy constables for Anzalduas park
- D. Set Salaries

15/A

Paul Vazaldua explained that the budget amendment of \$12,500.00 for the Landfill in Precinct Three. This amendment was being requested in order to pay a change order that was needed in order to comply with TNRCC regulations. A motion was made by Commissioner Garces and seconded by Commissioners Handy and Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit Y)

15/B

Mr. Vazaldua stated that this was for approval of a change order #1 in the amount of \$12,500.00 for the Landfill in Precinct Three. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit Y)

15/C

Raul Lozano explained that when they had approved the deputies for the Parks project this Court had neglected to approve the salaries. The first request was to appropriate \$46,913.00 for the salaries of the deputies. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.  
(See Exhibit Y)

15/D

A motion was made by Commissioner Handy and seconded by Commissioner Garces to set the salaries at \$18,918.62 as presented.

MOTION CARRIED.  
(See Exhibit Y)

**ITEM 16. COMMISSIONER PCT. 4**

- A. Acceptance and allocation of Cost Share Funds from Colonia Muñiz into Pct. 4's Road & Bridge Account
- B. Request suspending the purchase of land for the expansion of the County Jail until a Public Hearing has been held

16/A

Commissioner Garces indicated that he was request that this Court accept and allocate some cost share funds received from the residents of Colonia Muñiz in the amount of \$400.00. He then made a motion, which was seconded by Commissioner Handy to accept and allocate the cost share funds from the Colonia Muñiz residents into Precinct Four Road & Bridge Account in the amount of \$400.00.

MOTION CARRIED.  
(See Exhibit Z)

16/B

Commissioner Garces explained that the next item was on a request to suspend the purchase of land for the expansion of the County jail until a public hearing is held. He stated that this was a request from Mr. George Snodgrass who is a neighboring resident of the tract that the County is proposing to purchase. Mr. Snodgrass then proceeded to the podium and handed out some reference material and asked that it was his understanding that seventeen (17) acres of property abutting the County jail on the east side was currently being

purchase by the County. His main concerns were with regards to the proximity of the proposed jail expansion to his property as well as to an elementary school. Commissioner Arcaute informed him that the land would be used depending on the determination of the architect for this project. Commissioner Arcaute noted for the record that this Commissioners' Court had purchased the land for that intent, and pointed out that he was against that decision. Any construction on that property was still dependent on the determination by the architect. Mr. Snodgrass continued with his presentation by pointing out that his property was boxed in on three sides by this tract of land. The County Judge then asked him when he had purchased the property and if there was a jail facility presently in the location and Mr. Snodgrass replied that he had purchased his tract in 1992 and that there was a jail facility. In his presentation, Mr. Snodgrass indicated that he was willing to allow the County to purchase his property if they were going to build a jail, because if indeed the jail was built his property would become un-salable. Commissioner Arcaute noted that it indicated in the agenda that the request was for a public hearing and Mr. Snodgrass stated that his request was to hold the public hearing, do an economic impact study and a site development study. He also added that a church was located directly across the street from this facility and the Edinburg High School was one lot away. Commissioner Arcaute asked if this should be the concern of the City of Edinburg and Mr. Snodgrass replied that he had approached the Edinburg Mayor and City Council on what their position was in this matter and the Mayor's response was that he had already publicly stated that he did not support the County building a jail there and if the County requested a special use permit for this land he would not issue that permit. Mr. Snodgrass was not sure if the County could circumvent this issue and that would be up to the Attorney General's Office. He then stated that in the event that the County cannot use this property he would be willing to purchase it at the same price that was paid by the County. He had also called the Commission on Jail Standards and they had said that there was no regulation prohibiting the building of a County jail near a school or that there must be a buffer zone between a jail and a residential area. Commissioner Garces mentioned that they had visited a jail that was in the downtown Fort Worth area and he also pointed out that this was not a maximum security facility but a detention facility and he went on to explain the difference. Mr. Snodgrass also said that he was not opposing the building of a detention facility but the location that was being proposed. He continued by saying that he would also like a public referendum for the citizens of Hidalgo County to vote on the location, cost and means to pay for the jail. After further discussion the County Judge asked him what his request was at this time and Mr. Snodgrass replied that he was asking for a public hearing on this matter. A discussion ensued with regards to prior expansions that have been done to the present facility and the request by Mr. Snodgrass to suspend the purchase of the property and the possible repercussions of this request. Paul Vazaldua recommended that no action be taken until they find out the status of the contract.

Mr. Snodgrass then proceeded to ask that the closing of the contract be extended until a public hearing has been held and Steve Crain, the County Legal Counsel, indicated that this request was not listed on the agenda and that being that the contract was in the negotiation stages it was a matter to be handled in closed session.

NO ACTION.  
(See Exhibit Z)

#### **ITEM 17. PURCHASING DEPARTMENT**

##### **A. HIDALGO COUNTY AUDITOR'S OFFICE**

1. Requesting authority to declare one (1) Metal Desk surplus

##### **B. HIDALGO COUNTY DISTRICT ATTORNEY**

1. Requesting authority to declare nine (9) forfeited vehicles and one (1) chain saw surplus

##### **C. HIDALGO COUNTY HEALTH DEPARTMENT**

1. Requesting exemption from competitive bidding requirements for: Professional Services/Licensed Registered Nurse for the Health Department
2. Requesting approval of a Professional Service Contract for: Licensed Registered Nurse to provide immunizations to persons who are located in Hidalgo County
3. Requesting exemption from competitive bidding requirements for Professional Services/Licensed Nurse Practitioner or Certified Nurse Midwife Family Planning Service
4. Requesting approval of a Professional Service Contract: Licensed Practitioner of Certified Nurse Midwife Family Planning Service

##### **D. HIDALGO COUNTY HIDTA TASK FORCE**

1. Requesting to declare one (1) forfeited 1989 Mazda 929 surplus

##### **E. HIDALGO COUNTY PRECINCT NO. 1**

1. Pursuant to Hidalgo County Purchasing Policies and Procedures: Article IX, 9.01.02,f., requesting approval of an order accepting the written certification submitted by the Commissioner from Precinct No. 1 of the necessity for the purchase of the goods and services procured because of one of the reasons listed in Procedure 9.01.01
2. Requesting approval of the authorization of the exception from the requirements of Article VII
3. Requesting approval of a claim from Quintanilla Security Services - McAllen, Texas for emergency security services in the amount of \$31,224.25

##### **F. HIDALGO COUNTY PRECINCT NO. 4**

1. Requesting authority to reject sole bidder for "One (1) 1990 or Newer Motor Grader"
  2. Requesting authority to re-advertise for "One (1) 1992 or Newer Motor Grader"
  3. Requesting authority to re-advertise for "One (1) 1992 or Newer Tractor Trailer due to no participation received on this project"
- G. HIDALGO COUNTY HEALTH DEPARTMENT
1. Requesting authority to declare surplus on numerous office equipment
- H. HIDALGO COUNTY LIBRARY SYSTEM
1. Requesting authority to advertise for "Cataloging Services"
  2. Requesting a "Sole Source Declaration" for Valley Tech Corporation to provide Wide Area Network Connectivity and Internet Services to the Hidalgo County Library System
- I. HIDALGO COUNTY RIGHT OF WAY DEPARTMENT
1. Requesting approval of contract for "5 Relocation of Irrigation Lines Along Jackson Road Between Canton Road & F.M. 495" with Fierro Industries, Inc.
- J. HIDALGO COUNTY SHERIFF'S DEPARTMENT
1. Requesting authority to advertise for "TIRES"
- K. HIDALGO COUNTY TAX ASSESSOR-COLLECTOR
1. Requesting authority to advertise for "Printing of 1998 Tax Statements - Tax Rolls and the Folding, Inserting, Pre-sorting and Delivering of Tax Statements to the Edinburg Post Office"
- L. HIDALGO COUNTY WIC PROGRAM
1. Requesting authority to purchase "One (1) 1999 Mini Eight (8) Passenger Van" through the Interlocal Agreement with the Houston-Galveston Area Council
  2. Requesting authority to purchase "Five (5) Xerox 5818TA Copiers"

17/A

A motion was made by Commissioner Arcaute and seconded by Commissioner Handy to authorize the declaration of one metal desk from the County Auditor's Office as surplus.

MOTION CARRIED.  
(See Exhibit AA)

17/B

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to authorize the declaration of nine (9) forfeited vehicles and one chain saw as surplus from the District Attorney's Office.

MOTION CARRIED.  
(See Exhibit AA)

17/C/1

The Health Department was requesting an exemption from competitive bidding requirements under professional services for a licensed registered nurse. A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.  
(See Exhibit AA)

17/C/2

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve a professional services contract for a licensed registered nurse for the Health Department.

MOTION CARRIED.  
(See Exhibit AA)

17/C/3

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve an exemption from competitive bidding requirements under professional services for a licensed nurse practitioner or certified nurse midwife for the Family Planning Services under the Health Department.

MOTION CARRIED.  
(See Exhibit AA)

17/C/4

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve a professional services contract for a licensed practitioner or a certified nurse midwife for the Family Planning Services under the Health Department.

MOTION CARRIED.  
(See Exhibit AA)

17/D

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to authorize the declaration of one forfeited 1989 Mazda 929 as surplus from the HIDTA Task Force.

MOTION CARRIED.  
(See Exhibit AA)

17/E/1

Martha Salazar, the Purchasing Director explained that this was with regards to the need for security at Delta Lake Park and pavilion and according to the certification it was "necessary to preserve and protect the public health and safety of the residents of the County". A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve the order accepting the written certification as per Article IX, 9.01.02,f.

MOTION CARRIED.  
(See Exhibit AA)

17/E/2

A motion was made by Commissioner Handy and seconded by Commissioners Garces and Arcaute to approve the authorization of the exception from the requirements of Article VII.

MOTION CARRIED.  
(See Exhibit AA)

17/E/3

A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve a claim from Quintanilla Security Services for emergency security services in the amount of \$31,224.25.

MOTION CARRIED.  
(See Exhibit AA)

17/F/1

Mrs. Salazar explained that they were requesting that the sole bidder for the purchase of "one (1) 1990 or newer motor grader" be rejected. The reason being that they did not feel that it was competitive enough and the Precinct is modifying the specifications in hopes that they might get more participation. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.  
(See Exhibit AA)

17/F/2

A motion was made by Commissioner Garces and seconded by Commissioner Handy to authorize the re-advertising for “one (1) 1992 or newer motor grader” for Precinct Four.

MOTION CARRIED.  
(See Exhibit AA)

17/F/3

A motion was made by Commissioner Garces and seconded by Commissioners Handy and Arcaute to authorize the re-advertising for bids for “One (1) 1992 or Newer Tractor Trailer” due to no participation received on this project.

MOTION CARRIED.  
(See Exhibit AA)

17/G

A motion was made by Commissioner Garces and seconded by Commissioner Handy to authorize the declaration of numerous office equipment from the Health Department as surplus.

MOTION CARRIED.  
(See Exhibit AA)

17/H/1

Mrs. Salazar reported that no action would be required on the request for advertising for “Cataloging Services” at this time.

NO ACTION.  
(See Exhibit AA)

17/H/2

A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve a “sole source declaration” for Valley Tech Corporation to provide wide area network connectivity and internet services to the Hidalgo County Library System.

MOTION CARRIED.  
(See Exhibit AA)

17/I

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve a contract for the “relocation of irrigation lines

along Jackson Road between Canton Road & F.M. 495" to Fierro Industries, Inc. This is for the Right of Way Department.

MOTION CARRIED.  
(See Exhibit AA)

17/J

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to authorize the advertising for tires for the Sheriff's Department.

MOTION CARRIED.  
(See Exhibit AA)

17/K

A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to authorize the advertising for "printing of 1998 Tax Statements, Tax Rolls and the folding, inserting, Pre-sorting and Delivering of Tax Statements to the Edinburg Post Office".

MOTION CARRIED.  
(See Exhibit AA)

17/L/1

A motion was made by Commissioner Handy and seconded by Commissioner Garces to authorize the purchase of "One (1) 1999 Mini Eight (8) Passenger Van" through the Interlocal Agreement with the Houston-Galveston Area Council for the WIC Program. The purchase would be made with Triangle Chevrolet, Inc. out of Port Arthur, Texas and the total price of the van would be \$23,486.00 which would include the administration fee and delivery charge.

MOTION CARRIED.  
(See Exhibit AA)

17/L/2

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to authorize the purchase of "five (5) Xerox 5818TA copiers" through the State of Texas cooperative purchasing catalogue for the WIC Program. The total amount of the purchase would be \$9,875.00.

MOTION CARRIED.  
(See Exhibit AA)

**ITEM 3. 370<sup>TH</sup> DISTRICT COURT**

- A. Approval of \$2,400 Administrative Supplement to Court Clerk - effective June 8, 1998
- B. Approval to transfer funds from the 93<sup>rd</sup> District Court to the 370<sup>th</sup> District Court for Administrative Supplement

3/B

Paul Vazaldua informed the Court that in April of this year the Board of Judges met and opted to select Judge Noe Gonzalez as the new Administrative Overseer. As a result there was a \$2,400.00 administrative supplement for the Court clerk that was allocated for the 93<sup>rd</sup> District Court who was the former overseer. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the transfer of funds from the 93<sup>rd</sup> District Court to the 370<sup>th</sup> District Court for administrative supplement.

MOTION CARRIED.  
(See Exhibit AB)

3/A

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve a \$2,400.00 administrative supplement to the Court Clerk of the 370<sup>th</sup> District Court effective June 8, 1998.

MOTION CARRIED.  
(See Exhibit AB)

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

MOTION CARRIED.