

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. AUTHORIZATION TO APPROPRIATE REFUND FROM TAC
(See Exhibit A)

ITEM 3. LINE ITEM TRANSFER - \$1,000.00
(See Exhibit B)

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.

There being no further business to come before the Drainage District #1 Board, a motion was made by Commissioner Garces and seconded by Commissioner Arcaute 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. Commissioner Pct. 1 - Administration - NO ACTION
- B. Commissioner Pct. 1 - Road and Bridge - \$35,000.00
- C. Commissioner Pct. 2 - Parks - \$4,500.00 & \$5,000.00
- D. Commissioner Pct. 2 - Paved/Unpaved - \$200.00 & \$3,000.00
- E. Commissioner Pct. 3 - Landfill - \$11,000.00
- F. Commissioner Pct. 3 - Paved/Unpaved - \$2,000.00
- G. Reproduction - \$325.00
- H. County Auditor - \$3,550.00
- I. Courthouse Security - \$1,900.00
- J. D.P.S. Assistance - \$65.00

(See Exhibit C)

ITEM 3. RIGHT OF WAY DEPARTMENT

- A. Pct. #1 - Southwestern Bell - Mile 4 West Road & its intersection with Mile 15 Road
- B. Pct. #3 - Southwestern Bell - Tom Gill Road
- C. Pct. #4 - Southwestern Bell - Ramseyer Road at its intersection with Jasmine Road

(See Exhibit D)

ITEM 4. URBAN COUNTY PROGRAM

- A. HOME First-Time Homebuyer Contract Agreement and Letter of Commitment to Mortgage Company - 2 Families

(See Exhibit E)

ITEM 5. PURCHASING DEPARTMENT

- A. HIDALGO COUNTY WIC PROGRAM
 - 1. Approval of an increase of \$682.86 to Houston-Galveston Area Council (H-GAC) which constitutes and Administration Fee and a Delivery charge. Amount was erroneously omitted on total amount approved on Commissioners' Court meeting of June 8, 1998 for a "1999 Mini 8 Passenger Van". Total price should be \$24,168.86.
- B. HIDALGO COUNTY LIBRARY SYSTEM
 - 1. Approval of "Annual Renewal Site License for Impact Software and Support Fee from 7/1/98 to 6/30/99

(See Exhibit F)

ITEM 6. COUNTY AUDITOR

- A. Approval of Monthly Collection Reports

Office	January 1998	February 1998	March 1998	April 1998	May 1998
1. JP Rene Torrez	\$12,485.61	\$ 8,529.50	\$17,081.35		

2. Sheriff Escalon				\$63,100.90	\$67,932.74
3. Anzalduas Park				\$18,896.00	\$10,896.00
4. Law Library				\$ 996.50	\$ 5,915.50
5. Constable Aguirre				\$ 440.00	\$ 90.00
6. Constable Alaniz				\$ 715.00	\$ 1,225.00
7. Constable Bazan				\$ 0.00	\$ 200.00
8. Constable Cerda				\$ 640.00	\$ 900.00
9. Constable Peña				\$ 595.00	\$ 1,135.00
10. JP Corpus				\$10,050.60	\$ 7,380.99
11. JP Jackson				\$18,762.10	\$10,349.35
12. JP. Martinez				\$15,557.71	\$17,093.17
13. JP Morales				\$ 8,347.50	\$ 7,854.75
14. JP Ochoa				\$35,059.60	\$23,119.37
15. JP Saenz				\$18,470.55	\$18,081.84
16. JP Treviño				\$22,275.88	\$ 8,663.46

(See Exhibit G)

ITEM 7. TREASURER DEPARTMENT

A. Approval of the Hidalgo County Quarterly Investment Report for the period ended 6/30/98

(See Exhibit H)

The County Judge introduced the Consent Agenda and asked if there were any changes. Manuel Cavazos, the County Auditor, indicated that he was recommending no action on Item 2/A. A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel to approve the Consent Agenda as amended.

MOTION CARRIED.

REGULAR AGENDA

ITEM 1. OPEN FORUM

Mari Gonzalez announced that no one had signed for the open forum.

NO ACTION.

ITEM 2. PLANNING DEPARTMENT

A. Appointment of 5 members to the Hidalgo County Subdivision Advisory Board

Emilio Garcia, Chief Planner, came before the Court requesting that five members be appointed to the Hidalgo County Subdivision Advisory Board.

Commissioner Rosel indicated that after reading through the proposed qualifications of these members, he did not have enough time to submit a name and he recommended that this item be considered at a later date. Commissioner Arcaute asked what this Board's duties were supposed to be and Commissioner Garces pointed out that this Board needed to be appointed as soon as possible since there were some plats that needed to be considered. After a brief discussion with comments from the County Commissioners as well as from Emilio Garcia and Anthony Covacevich, it was recommended that no action be taken at this time.

NO ACTION.
(See Exhibit I)

ITEM 4. CHILD WELFARE DEPARTMENT

- A. Discussion and action on the appointment of Carmen M. Pedraza-Silva to the Child Protective Services Board
- B. Review of House Bill 1886 and possible recommendations from the Court regarding this new law

4/A

Pedro Romo came before the Court requesting the appointment of Carmen M. Pedraza-Silva to the Child Protective Services Board. A motion was made by Commissioner Garces and seconded by Commissioner Rosel approve the request as presented.

MOTION CARRIED.
(See Exhibit J)

4/B

Roberto Robles informed the Court that House Bill 1886 had been introduced to Congress and it had passed. The requirements of this Bill were that any the District Clerk would have the authorization to go ahead and name either the Child Protective Services or the Hidalgo County Child Welfare Board to become one of the designees whereby jurors would have the option to donate their reimbursement to non-profit organizations. This law came into effect on September 1, 1997. Other counties had already put this law into effect and the Hidalgo County Child Welfare was asking for this Court's consideration. They were also asking when this would become effective in Hidalgo County. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request effective immediately. Mr. Robles indicated that they had included in the packets a sample of the form that is being used in Cameron County. It was also reported that the organizations to be considered may only be approved by Commissioners' Court and the Child Welfare Board was requesting their consideration at this time and that they get listed first on the list. The motion upon being put to a vote carried.

MOTION CARRIED.
(See Exhibit J)

ITEM 5. TREASURER DEPARTMENT

A. Approval to utilize Merrill Lynch Flexicash program as a means of investment

Norma Garcia, County Treasurer, came before the Court requesting approval to utilize the Merrill Lynch Flexicash program as a means of investing County funds. She stated that this program would allow the expedition of overnight investments and she had discussed this matter with Mr. Cavazos. Ms. Garcia also mentioned that this program was good for short term investments. Commissioner Rosel indicated that his only question had to do with whether this had gone through the proper procurement process and Steve Crain, the County Legal Counsel reported that he had not reviewed this matter. His concern was also whether it had gone through the proper procurement process, as far as exempting them from the competitive bidding requirement or going out for bids for this type of service. Ms. Garcia commented that she did not go through the Purchasing Department on this matter as she was going by the statute. After further discussion, a motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request as presented subject to the review by legal counsel for proper procurement.

MOTION CARRIED.
(See Exhibit K)

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:

A. Litigation

1. Noe Garza Engineers, et al -vs- Hidalgo County Water Development Board - C-094-97-C
2. Southwestern Bell Telephone Company -vs- County of Hidalgo - C-739-98-D
3. Alfredo Regalado & Maria Regalado -vs- County of Hidalgo; CI-28,600-A

The County Judge and County Commissioners went into Closed Session accompanied by Steve Crain, the County Legal Counsel, Dan Rios, Bobby Guerra and Anthony Covacevich.

NO ACTION.

ITEM 2. OPEN SESSION

A. Litigation

1. Noe Garza Engineers, et al -vs- Hidalgo County Water Development Board - C-094-97-C
2. Southwestern Bell Telephone Company -vs- County of Hidalgo - C-739-98-D
3. Alfredo Regalado & Maria Regalado -vs- County of Hidalgo; CI-28,600-A

2/A/1

A motion was made by Commissioner Handy and seconded by Commissioner Garces to allow the attorneys to continue litigation procedures as indicated.

MOTION CARRIED.
(See Exhibit L)

2/A/2

Commissioner Handy reported that no action was taken on this matter since the attorney was not present.

NO ACTION.

2/A/3

No action would be required on this matter at this time.

NO ACTION.

REGULAR AGENDA

ITEM 7. HEALTH DEPARTMENT

- A. Authorization of line-item transfers from the Office of Regional Administrative Services grant
- B. Authorization of line-item transfers from the Immunization Division Program Income

7/A

Dr. James Michael Keenan, County Health Director, came before the Court requesting authorization of line item transfers from the Office of Regional Administrative

Services grant. He was asking that no action be taken on this item at this time.

NO ACTION.
(See Exhibit M)

7/B

Dr. Keenan then indicated that he was requesting authorization for a line item transfer from the Immunization Division Program Income. He stated that he wanted to move funds into an account to pay nurses over-time and to purchase minor equipment and supplies for the Immunization Program. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit M)

ITEM 8. SHERIFF'S DEPARTMENT

A. Approval of Classroom Training Agreement with the County of Hidalgo Office of Employment and Training

Rick Gorena, from the Sheriff's Department, came in to request approval of a non-financial classroom training agreement with the Office of Employment and Training. He then proceeded to explain how this agreement would benefit the clients. Dick Dickinson assisted him in his presentation. A motion was then made by Commissioner Handy and seconded by Commissioner Garces to approve the classroom training agreement with the County of Hidalgo's Office of Employment and Training and also authorize the Sheriff or his designee to sign the individual referral contracts as they are presented.

MOTION CARRIED.
(See Exhibit N)

ITEM 9. O.E.T.

A. Discussion and Possible Action to approve a Formal Plan Amendment of requested Title III monies of \$500,000

Dick Dickinson, OET Director, came before the Court to request approval of a formal plan amendment of requested Title III monies of \$500,000.00. He added that they have expanded approximately 94% of their Title III monies, which is used for long-term unemployed displaced workers. Mr. Dickinson also stated that these funds, along with others that will be received will help them immensely in assisting clients for this

year. A motion was made by Commissioner Handy and seconded by Commissioner Garces that if Title III monies in the amount of \$500,000.00 if approved by the Texas Workforce Commission that this Commissioners' Court approve a formal plan amendment.

MOTION CARRIED.
(See Exhibit O)

ITEM 10. COMMISSIONER PCT. 1

- A. Approval of request for payment from Rodriguez Engineering
- B. Authorize Auditor to process payment to Rodriguez Engineering
- C. Approval to enter into an interlocal agreement with the Edcouch Elsa ISD for road improvements to Mile 17 North

10/A

Raul Lozano, Administrative Assistant for Precinct One, was requesting approval of payment to Rodriguez Engineering. The amount of the payment is \$15,627.20 and it is an initial payment for a contract for the completion of three roads. Commissioner Rosel asked why this matter was coming to Court when it was his understanding that once a contract was approved that payments would automatically be made. Manuel Cavazos indicated that the contract stipulated that payments had to be approved by Commissioners' Court. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve the request for payment from Rodriguez Engineering.

MOTION CARRIED.
(See Exhibit P)

10/B

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to authorize the Auditor to process payment to Rodriguez Engineering.

MOTION CARRIED.
(See Exhibit P)

10/C

Mr. Lozano indicated that no action would be required at this time since there is a question on an amount to be supplied by the school district for curb and gutter. He added that they were wanting to utilize a contractor through the Urban County program and they had run into a problem. A discussion ensued with comments from Commissioners Rosel, Garces and Arcaute as well as from Anthony Covacevich and Mr. Lozano. It was then announced that no action would be required at this time.

MOTION CARRIED.
(See Exhibit P)

ITEM 3. TAX OFFICE

A. Authorization of Tax reimbursement for Republic Leasing Co.

Yolanda Villescás came before the Court requesting approval of a tax reimbursement to Republic Leasing Company in the amount of \$2,078.28. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit Q)

ITEM 6. LAW LIBRARY

- A. Authorization to create a part time position
- B. Set Salary to be effective 9/29/98

6/A

Fidencio Guerra came before the Court requesting authorization to create a part time position for the Law Library. He added that they had monies within their budget to cover this request. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit R)

6/B

A motion was made by Commissioner Handy and seconded by Commissioner Garces to set the salary at \$8,400.00, effective 9/29/98.

MOTION CARRIED.
(See Exhibit R)

ITEM 11. URBAN COUNTY PROGRAM

- A. Approval of a contract with Bobo Construction Co., City of Edcouch-PFI Parks, Recreational Facilities - Urban County Year 8-1995
- B. Approval of a Professional Service Contract with Carter & Burgess, Inc. - City of Elsa-PFI Water/Sewer Improvements Urban County Year 10, 1997
- C. Approval of Budget Amendment - City of Granjeno Year 8 - 1995

- D. Approval of Change Order #2 from Mission Paving Co., Inc. - City of Palmview - PFI Street Improvements - Urban County Year 9 - 1996
- E. Rejection of bids - Year 10 - 1997 Street Improvements Pct. 4
- F. Recognize Habitat for Humanity-Exodus as a winner of the second John J. Gunther HUD Blue Ribbon Best Practices in Housing Community Development Award

11/F

Anthony Covacevich, Urban County Director, indicated that he would like to take Item 11/F first. He then stated that he would like to recognize Habitat for Humanity-Exodus as a winner of the second John J. Gunther HUD Blue Ribbon Best Practices in Housing Community Development Award. He then proceeded to introduce Mr. Fabio Angel, the Director of this organization, who introduced some individuals who worked in this organization and also to explain what services were provided by the organization. Socorro Gonzalez a member of the organization was also allowed to speak and one of the things that she mentioned was that this organization had built eight homes this year and they were in the process of building another three.

NO ACTION.
(See Exhibit S)

11/A

The City of Edcouch was requesting approval of a contract with Bobo Construction Company for parks and recreational facilities under Year 8. The contract amount is \$5,600.00. A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve the request as presented.

MOTION CARRIED.
(See Exhibit S)

11/B

The City of Elsa was requesting approval of a professional services contract with Carter & Burgess, Inc. This is for water and sewer improvements out of Year 10 and the contract is in the amount of \$25,783.50. A motion was made by Commissioner Handy and seconded by Commissioner Garces and Arcaute to approve the request as presented.

MOTION CARRIED.
(See Exhibit S)

11/C

The City of Granjeno was requesting approval of a budget amendment under their Year 8 Urban County Funds. The amendment is to move the whole amount in Neighborhood Facilities to Rehab/Single Family to assist and to complement the

HOME Housing Rehab Program. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit S)

11/D

The City of Palmview is requesting approval of change order #2 from Mission Paving Company. This is on a street improvement contract and the change order #2 is for final quantitative adjustments and it is a reduction of \$23,495.43.00. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit S)

11/E

The final item was for rejection of bids under Precinct Four's Year 10 Street Improvements line item. Mr. Covacevich reported that one bid was received and it exceeded the engineer's cost estimate and the request is for the bid to be rejected and that it be re-bid. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit S)

ITEM 12. PURCHASING DEPARTMENT

A. HIDALGO COUNTY PCT. #1

1. Requesting authority to advertise and approval of specifications as attached hereto for: "Hauling Services."

B. HIDALGO COUNTY PCT. #2

1. Requesting authority to advertise for One (1) New Five (5) ton capacity tandem truck and approval of specifications submitted

C. HIDALGO COUNTY PCT. #3

1. Discussion and possible action on award of RFP for Emergency Medical Services to sole bidder Med Care Emergency Medical Services
2. Discussion and possible action on approval of contract for: Emergency Medical Services with Med-Care Emergency Medical Services

D. HIDALGO COUNTY PCT. #4

1. Recommending award of bid for "One (1) 1992 or Newer Motor Grader"
2. Recommending rejection of all bids for: "one (1) 1992 or Newer Tractor Trailer"

3. Requesting authority to re-advertise and approval of specifications as attached hereto for "One (1) 1992 or Newer Tractor Trailer"
- E. HIDALGO COUNTY SHERIFF'S DEPARTMENT
1. Recommending award of bid for "Tires"
 2. Requesting approval of contract for "Tires"
- F. HIDALGO COUNTY TAX ASSESSOR/COLLECTOR
1. Recommending award of bid for "Printing 1998 Tax Statements-Tax Rolls and the Folding, Inserting, Pre-Sorting and Delivering of Tax Statements to the Edinburg Post Office"
 2. Requesting approval of contract for "Printing 1998 Tax Statements-Tax Rolls and the Folding, Inserting, Pre-Sorting and Delivering of Tax Statements to the Edinburg Post Office"

12/A

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

MOTION CARRIED.
(See Exhibit T)

12/B

A motion was made by Commissioner Arcaute and seconded by Commissioner Rosel to authorize the advertising for bids for one new five-ton capacity tandem truck for Precinct Two.

MOTION CARRIED.
(See Exhibit T)

12/C/1

Martha Salazar, the County Purchasing Agent, came before the Court and stated that she was requesting possible action on the awarding of an RFP for emergency medical services to sole bidder Med-Care Emergency Medical Services for Precinct Three. Commissioner Rosel asked if there were any other interested providers and Mrs. Salazar stated that everyone was informed but no other proposals were submitted. He also pointed out to the proposal from Med-Care in that it was higher than what they had budgeted at this time. Manuel Cavazos, the County Auditor, informed him that they would require a budget amendment of \$87,500.00 to finish off 1998. Commissioner Arcaute emphasized that this Court that gone out for bids for these services without having the funds available. Commissioner Rosel then asked that no action be taken on this matter until he has discussed this further with the Commissioners.

NO ACTION.

(See Exhibit T)

12/C/2

No action is required on this item.

NO ACTION.

(See Exhibit T)

12/D/1

Mrs. Salazar reported that she was requesting a bid award for "One (1) 1992 or newer motor grader" for Precinct Four. She indicated that she had received two bids: Nueces Power Equipment out of San Benito at \$89,989.00 and Anderson Equipment out of Pharr at \$103,470.00 with air conditioner and \$99,970.00 without air conditioner. She was recommending the award be made to the low bidder at this time. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve the request as presented.

MOTION CARRIED.

(See Exhibit T)

12/D/2

Mrs. Salazar was recommending all bids received for the purchase of "one (1) 1992 or newer tractor trailer" be rejected. She stated that they had a viable product for purchase and when Precinct Four personnel went to inspect the vehicle it had been sold. The other two bids received did not meet specification and therefore she was requesting the rejection of all bids received. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.

(See Exhibit T)

12/D/3

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to authorize the re-advertising for bids for "one (1) 1992 or newer tractor trailer" for Precinct Four.

MOTION CARRIED.

(See Exhibit T)

12/E/1

Mrs. Salazar announced that she was recommending that a bid award for "tires" for the Sheriff's Department be made to the sole bidder being Goodyear Auto Service Center. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request as presented.

MOTION CARRIED.
(See Exhibit T)

12/E/2

A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve a contract with Goodyear Auto Service Center for the purchase of tires for the Sheriff's Department.

MOTION CARRIED.
(See Exhibit T)

12/F/1

Mrs. Salazar stated that this request was for the Tax Office and it was for the awarding of bid for the "Printing 1998 Tax Statements-Tax Rolls and the Folding, Inserting, Pre-Sorting and Delivering of Tax Statements to the Edinburg Post Office". She was recommending the low bidder, of two bids received, which was Hamer Enterprises. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.
(See Exhibit T)

12/F/2

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a contract for the "Printing 1998 Tax Statements-Tax Rolls and the Folding, Inserting, Pre-Sorting and Delivering of Tax Statements to the Edinburg Post Office" for the Tax Office.

MOTION CARRIED.
(See Exhibit T)

ITEM 13. COUNTY JUDGE'S OFFICE

A. Discussion on 1999 Budget Process

Paul Vazaldua, Administrative Assistant to the County Judge, came before the Court and read a letter that he had written with regards to the projects that will be funded by the 1998 Certificates of Obligation that this Commissioners' Court is presently considering and the actions of the CRITICS organization. He then indicated that he had supplied the Commissioners with a timeline for possible workshops for the 1999 budget year. Mr. Vazaldua also stated that they had done a comparative analysis on county debt and eight of the top fifteen counties and he proceeded to give a report on their findings. This resulted in a brief discussion after which no action was required.

NO ACTION.
(See Exhibit U)

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

MOTION CARRIED.