

**COUNTY OF HIDALGO COMMISSIONERS' COURT**

**BE IT REMEMBERED that on the 1<sup>st</sup> day of September, 1998 after notice duly having been given, a Special Meeting of the Commissioners' Court and the Drainage District #1 Board was begun and holden the Commissioners' Courtroom, in the County Administration Building, in the City of Edinburg, County of Hidalgo, State of Texas, with the following being members of said Court:**

**HONORABLE RENATO CUELLAR  
COUNTY JUDGE**

**HONORABLE SYLVIA HANDY  
COUNTY COMMISSIONER, PRECINCT 1**

**HONORABLE ABELARDO "LALO" ARCAUTE  
COUNTY COMMISSIONER, PRECINCT 2**

**HONORABLE JUAN ROSEL  
COUNTY COMMISSIONER, PRECINCT 3**

**HONORABLE GUADALUPE "LUPE" GARCES  
COUNTY COMMISSIONER, PRECINCT 4**

**and where the following proceedings were had, to-wit:**

## **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**

The County Judge introduced the Consent Agenda and asked if there were any questions and/or comments. There being none, a motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve.

MOTION CARRIED.

### **REGULAR AGENDA**

#### **ITEM 1. APPROVAL OF CHANGE ORDER #1 - VA ARCHITECTURE**

A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve change order number one with VA Architecture for an increase of twenty-one days.

MOTION CARRIED.  
(See Exhibit A)

#### **ITEM 2. APPROVAL OF BUDGET AMENDMENT**

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a budget amendment in the amount of \$5,000.00.

MOTION CARRIED.  
(See Exhibit B)

### **ITEM 3. DISCUSSION - AUDITOR'S AUDIT REPORT**

Godfrey Garza, Drainage District Director, informed the Commission that he had received a copy of the County Auditor's audit report. He mentioned that the basic concern was with regards to the compensation of employees, since most of them were putting in extra time each work day. Mr. Garza had mentioned that this issue had been brought before the Commission before and he proposed some ways in which the cost for this compensation could be alleviated. After some discussion, no action was required on this item.

NO ACTION.  
(See Exhibit C)

### **ITEM 4. PURCHASING DEPARTMENT**

- A. Requesting authority to advertise for "Tires" and approval of specifications as attached hereto

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to authorize the advertising for bids for "Tires" for Drainage District #1.

MOTION CARRIED.  
(See Exhibit D)

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**

(See Exhibit E)

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

- A. Commissioner Pct. 4 - Road & Bridge - \$1,000.00
- B. Commissioner Pct. 4 - Administration - \$420.00
- C. Sheriff's Office - U.S. Dept. of Justice - \$4,360.00
- D. County Court at Law #2 - \$1,522.82
- E. J.P. Pct. 3 Pl. 2 - \$613.00
- F. Personnel Department - \$5,000.00
- G. WIC Program - \$101,789.86
- H. J.P. Pct. 2 Pl. 2 - \$500.00
- I. Health Department - Health Clinics - \$11,412.00
- J. Health Department - Sanitation - \$300.00
- K. Constable Pct. 5 - \$700.00
- L. District Attorney - Bad Checks - \$3,300.00
- M. Buildings & Grounds - \$9,500.00
- N. Juvenile Probation - \$1,228.00
- O. Juvenile Probation - Detention - \$2,706.00
- P. Adult Probation - Community Corrections - \$800.00
- Q. Adult Probation - Supervision - \$3,000.00

(See Exhibit F)

**ITEM 3. RIGHT OF WAY****A. Permits**

1. Commissioner Pct. 1
  - a. PG&E Texas Pipeline L.P.
2. Commissioner Pct. 2
  - a. North Alamo Water Supply - FM 1423 and Sioux Rd.
  - b. North Alamo Water Supply - Nebraska Rd. & FM 1423
  - c. North Alamo Water Supply - Cesar Chavez and FM 1423
  - d. North Alamo Water Supply - Nebraska Rd. & Cesar Chavez Rd.
3. Commissioner Pct. 4
  - a. North Alamo Water Supply - FM 1925 and Rooth Rd
  - b. North Alamo Water Supply - FM 1925 and Hoehn Rd.
  - c. North Alamo Water Supply - Rogers and Rogers

(See Exhibit G)

**ITEM 4. URBAN COUNTY PROGRAM**

- A. HOME First-Time Homebuyer Contract Agreement and Letter of Commitment to Mortgage Company - 2 families
- B. HOME Homeowner Occupied Housing Rehab Application - 3 families

(See Exhibit H)

The County Judge introduced the Consent Agenda and asked if there were any questions and/or comments. There being none, a motion was made by Commissioner Garces and seconded by Commissioner Arcaute 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

**A. Litigation**

1. Concepcion Soto Zuniga, et al -vs- Rene Guerra, Case #M-95-034

**B. Potential Litigation**

1. State of Texas -vs- Zaragoza Hinojosa, Jr., and Jose Ruben Mata, Individually and d/b/a Zar-Mat Properties and Zar-Mat Properties
2. State of Texas -vs- Billy Basham and Basham Properties, Inc.
3. State of Texas -vs- John Gary Frisby and JGF Enterprises, LP

The County Judge announced that item 1/A/1 on the Executive Agenda would not be discussed in Closed Session. He then proceeded to join the County Commissioners in Executive Session and they were accompanied by Steve Crain, the County legal counsel.

NO ACTION.

**ITEM 2. OPEN SESSION****A. Litigation**

1. Concepcion Soto Zuniga, et al -vs- Rene Guerra, Case #M-95-034

**B. Potential Litigation**

1. State of Texas -vs- Zaragoza Hinojosa, Jr., and Jose Ruben Mata, Individually and d/b/a Zar-Mat Properties and Zar-Mat Properties
2. State of Texas -vs- Billy Basham and Basham Properties, Inc.
3. State of Texas -vs- John Gary Frisby and JGF Enterprises, LP

After reconvening in Open Session, the County Judge indicated that no action would be required on any of the items listed under the Executive Agenda.

NO ACTION.  
(See Exhibit I)

### **REGULAR AGENDA**

#### **ITEM 12. COUNTY JUDGE'S OFFICE**

- B. Informational Report on the Re-engineering of Tropical Texas Center for MH/MR
- C. Appointments to three (3) vacancies on the Board of Trustees for Tropical Center for MHMR

12/B

Mona Givens, Executive Director for Tropical Texas Center for MH/MR and gave a report on the agency presently and what they hoped to accomplished in the future. After some discussion, no action was required on this item at this time.

NO ACTION.  
(See Exhibit J)

12/C

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to appoint Father Charlie Garza, Preston Henrichson and Lydia Perkins to the Tropical Texas Center for MH/MR.

MOTION CARRIED.  
(See Exhibit J)

#### **ADD. 1. CERTIFICATES OF OBLIGATION**

- A. An order awarding the sale of and establishing the rates of interest for obligations designated as "Hidalgo County, Texas

- Limited Tax Certificates of Obligation, Series 1998”; and resolving other matters incident and related to the issuance and sale of said certificates, including the approval and distribution of an official statement pertaining to thereto
- B. An order awarding the sale of and establishing the rates of interest for obligations designated as “Hidalgo County, Texas Limited Tax General Obligation Refunding Bonds, Series 1998”; and resolving other matters incident and related to the issuance and sale of said bonds, including the approval and distribution of an official statement pertaining thereto

Add.1/A

Chris Vela, County Financial Advisor, came before the Court and have a brief recap on what was discussed the previous week with regards to the certificates of obligation. He stated that they had gone out to the market with Estrada & Hinojosa being the underwriter and he presented the Court with those figures. He did mentioned that there was a greater savings than was anticipated. After some discussion, a motion was made by Commissioner Handy and seconded by Commissioner Arcaute to authorize an order awarding the sale of and establishing the rates of interest for obligations designated as “Hidalgo County, Texas Limited Tax Certificates of Obligation, Series 1998”; and resolving other matters incident and related to the issuance and sale of said certificates, including the approval and distribution of an official statement pertaining to thereto.

MOTION CARRIED.  
(See Exhibit K)

Add.1/B

A motion was made by Commissioner Handy and seconded by Commissioner Garces to authorize an order awarding the sale of and establishing the rates of interest for obligations designated as “Hidalgo County, Texas Limited Tax General Obligation Refunding Bonds, Series 1998”; and resolving other matters incident and related to the issuance and sale of said bonds, including the approval and distribution of an official statement pertaining thereto.

MOTION CARRIED.  
(See Exhibit K)

**ITEM 1. OPEN FORUM**

The County Judge announced that no one had signed up for the Open Forum.

NO ACTION.

**ITEM 2. PLANNING DEPARTMENT**

A. Discussion on the following subdivisions

1. Joey Subdivision - Pct. 1
2. Tropical Palms Estates - Pct. 1
3. Seminole Valley #2 - Pct. 4
4. Re-Sub of Lots 1, 2 & 3 Salida Del Sol Estates, Phase II - Pct. 3
5. Woodland Heights Unit II - Pct. 1

B. Discussion and selection of a Chairman for the Hidalgo County Planning Advisory Board

2/A

Emilio Garcia, Chief Planner, informed the Commissioners' Court that no action would be required on this item at this time.

NO ACTION.  
(See Exhibit L)

2/B

A motion was made by Commissioner Handy and seconded by Commissioner Garces to appoint Mickey Pedraza as Chairman for the Hidalgo County Planning Advisory Board.

MOTION CARRIED.  
(See Exhibit L)

**ITEM 3. RIGHT OF WAY**

A. Approval of budget amendment

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve a budget amendment in the amount of \$533,807.33 which constitutes the amount received from the Cities of McAllen and Pharr for the acquisition of right of way for the Jackson Road project.

MOTION CARRIED.

(See Exhibit M)

**ITEM 4. JP PCT. 5 PL. 1**

A. Approval of budget amendment

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve a budget amendment in the amount of \$6,788.21 for the Justice of the Peace for Precinct Five Place One for utilities.

MOTION CARRIED.

(See Exhibit N)

**ITEM 5. TAX OFFICE**

A. Approval of bond from Tomas Guzman Jr. for issuance of License Renewal Stickers

A motion was made Commissioner Rosel and seconded by Commissioners Arcaute and Handy to approve a bond for the issuance of License Renewal Stickers for Tomas Guzman, Jr.

MOTION CARRIED.

(See Exhibit O)

**ITEM 6. H.I.D.T.A.**

A. Approval of budget amendment

A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve a budget amendment in the amount of \$2,500.00 for the HIDTA Task Force Grant for equipment repairs.

**MOTION CARRIED.**

(See Exhibit P)

### **ITEM 7. JUVENILE PROBATION**

- A. Approval of budget amendment to record the Hidalgo County Juvenile Probation Department TJPC-E-98 Grant

Israel "Buddy" Silva, Juvenile Probation Director, came before the Court requesting approval of a budget amendment in the amount of \$78,676.72 in order to record the Hidalgo County Juvenile Probation Department TJPC-E-98 Grant. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

**MOTION CARRIED.**

(See Exhibit Q)

### **ITEM 8. DISTRICT ATTORNEY'S OFFICE**

- A. Authorization to approve the 1998-1999 State supplement budget  
B. Authorization to set salaries for slots 1F-3F

8/A

Roy Casares, from the District Attorney's Office, came before the Court requesting approval of the 1998-1999 State supplement budget in the amount of \$34,450.00. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

**MOTION CARRIED.**

(See Exhibit R)

8/B

Mr. Casares reported that the State supplemental budget would be used to fund salaries 1F-3F, as indicated on the exhibit. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

MOTION CARRIED.  
(See Exhibit R)

### **ITEM 9. HUMAN SERVICES**

A. Authorization to request a line of credit loan from the General Fund to pay for Indigent Health Care Expenditures

Rudy De La Viña, Human Services Executive Director, came before the Court requesting approval of a line of credit in the amount of \$886,200.00. He mentioned that this amount would bring in an amount of \$1.3 million in state assistance and the County would get reimbursed this amount. After some discussion, a motion was made by Commissioner Garces and seconded by Commissioner Handy to approve.

MOTION CARRIED.  
(See Exhibit S)

### **ITEM 10. HEAD START**

- A. Requesting approval to submit Application for Federal Assistance for 1998 Expansion funding to increase Head Start enrollment by two hundred (200) additional children
- B. Requesting approval to submit Application for Federal Assistance for 1998 budget Revision to the Department of Health and Human Services
- C. Authorization to advertise for sealed bids on the following:
  - 1. Playground Equipment
  - 2. Classroom Furniture

3. Classroom Materials
4. Classroom Supplies
5. School Buses

10/A

After a brief explanation of the 1998 Budget Overview by Mr. Santiago Alanis, a motion was made by Commissioner Handy and seconded by Commissioner Garces to authorize the submittal of an application for Federal Assistance for 1998 Expansion funding in order to increase Head Start enrollment by two hundred (200) additional children.

**MOTION CARRIED.**  
(See Exhibit T)

10/B

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the submittal of an application for federal assistance for 1998 budget revision to the Department of Health and Human Services.

**MOTION CARRIED.**  
(See Exhibit T)

10/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to authorize the advertising for bids for playground equipment, classroom furniture, classroom materials, classroom supplies and school buses.

**MOTION CARRIED.**  
(See Exhibit T)

**ITEM 11. O.E.T.**

- A. Discussion and possible action to approve the amendment of the PIC/CEO Agreement

Dick Dickinson, OET Executive Director, came before the Court to request approval of an amendment to the PIC/CEO Agreement. The amendment is to show that the effective September 16, 1998 through August 31, 1999. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

NO ACTION.  
(See Exhibit U)

### **ITEM 12. COUNTY JUDGE'S OFFICE**

- A. Approval to authorize the County Auditor to process payment to Melden & Hunt, Inc. for engineering services - Jail Project

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the County Auditor to process payment in the amount of \$1,400.00 to Melden & Hunt, Inc. for engineering services for the Jail Project.

MOTION CARRIED.  
(See Exhibit V)

### **ITEM 13. ADULT PROBATION**

- A. Authorization to exempt from the bidding process and approve the following FY-99 contracts
1. Women Together Foundation, Inc. - Men Against Violence/BIPP Program
  2. Electronic Monitoring Contract with B.I. Incorporated (Performing Agency: Texas Department of Criminal Justice)
  3. Requesting approval to extend the current Ranette Company Imaging Contract until 8/31/99
  4. Approval of the following contracts (these exemptions were approved on 8/25/989)

- a. Dr. Omar Garza - Boot Camp Medical Services Contract
  - b. Dr. Omar Garza - Restitution Center Medical Services Contract
  - c. Dr. Gregorio Piña - Sex Offender Program
  - d. Adriana Rosales - Boot Camp Pharmacist
5. Approval of Fiscal Year 1999 Budgets
- a. Supervision
  - b. Restitution Center
  - c. Education & Employment
  - d. Enhanced Sup. Strategies
  - e. Community Corrections
  - f. TAIP

13/A/1,2&3

Joe Lopez, Adult Probation Director, came before the Court requesting authorize the exempt the entities listed from the competitive bidding process under professional services. He was also requesting to extend the current contract with Ranette Company Imaging through August 31, 1999. After some discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve.

MOTION CARRIED.

(See Exhibit W)

13/A/4

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve the contracts for professional services with Dr. Omar Garza for the Boot Camp and the Restitution Center; Dr. Gregorio Piña for the Sex Offender Program and Adriana Rosales for the Boot Camp Pharmacist.

MOTION CARRIED.

(See Exhibit W)

13/F

Mr. Lopez pointed out that he had some corrections on the budgets which he had highlighted. He stated that there was a change in the 02, 03 and 04 line items and this was because the Board of Judges had made a decision on the salaries for the top three people in the Department on Friday. After some discussion, a motion was made by Commissioner Arcaute and seconded by Commissioner Graces to approve the 1999 budgets for the Adult Probation Department as presented.

**MOTION CARRIED.**

(See Exhibit W)

**ITEM 14. COMMISSIONER PCT. 1**

- A. Approval to adjust salary for slot #25 Pct. #1 Road & Bridge
- B. Approval to name Mile 21 N., between Uncle Pete's and FM 491, "Hilltop Gardens Road"
- C. Request approval on Interlocal Agreement with Donna Independent School District

14/A

Commissioner Handy informed the Court that she was wanting to adjust the salary in slot #25. She mentioned that this was a heavy equipment operator, and last year they had leveled out his salary with the other employees in the other Precincts but they had left out the 5% increase. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to adjust the salary in slot #25 in Precinct One Road and Bridge from \$8,604.71 to \$9,371.25.

**MOTION CARRIED.**

(See Exhibit X)

14/B

Commissioner Handy indicated that they had received a petition from the residents who live in the Hilltop Gardens subdivision to name the road on Mile 21 North Road, between Uncle Pete's and FM 491 as "Hilltop Gardens Road". She made a motion to this effect and it was seconded by Commissioner Garces to approve.

MOTION CARRIED.  
(See Exhibit X)

14/C

Commissioner Handy announced that no action would be required on this item at this time.

NO ACTION.  
(See Exhibit X)

**ITEM 15. COMMISSIONER PCT. 2**

A. Consider and approve modification of agreement for 3072 project

Paul Vazaldua, Administrative Assistant to the County Judge, informed the Court that this was on a modification to the agreement with the City of McAllen for the Dicker Road project. He mentioned that they had found that they could seek a waiver for the 20% of construction costs from the Department of Transportation. The City of McAllen had been informed of this and they city council had approved it unanimously. He mentioned that the state would be coming in with 80% of the cost and the County would be applying for the 20% waiver and they County would also be able to apply for a 75% reimbursement for engineering fees. After some discussion, a motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve.

MOTION CARRIED.  
(See Exhibit Y)

**ADD. 2. CERTIFICATES OF OBLIGATION - 1998 SERIES**

A. Any action needed with respect to Ex-Parte Hidalgo County, Texas Cause No. C-4417-98-G

Paul Vazaldua, Administrative Assistant to the County Judge, informed the Court that as per bond counsel, no action would be required on this item at this time.

NO ACTION.  
(See Exhibit A)

**ITEM 16. COMMISSIONER PCT. 3**

- A. Approval to appropriate 1997 fund balances into 1998 budget
- B. Approval to transfer \$50,000.00 from the 1997 Park fund balance into 1998 Paved/Unpaved Roads Budget

16/A

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the appropriation of the 1997 fund balances in the amount of \$250,164.32 into the 1998 Precinct Three Paved/Unpaved Road budget.

MOTION CARRIED.  
(See Exhibit AA)

16/B

A motion was made by Commissioner Rosel and seconded by Commissioner Handy to authorize the transfer of \$50,000.00 from the 1997 Park fund balance into the 1998 Precinct Paved/Unpaved Roads budget.

MOTION CARRIED.  
(See Exhibit AA)

**ITEM 17. COMMISSIONER PCT. 4**

- A. Authorization to name an un-named County road located off Owassa just east of "I" Road - "Luz Escobedo Street

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to name an un-named County road located off Owassa just east of "I" Road, "Luz Escobedo Street", as per petition.

MOTION CARRIED.  
(See Exhibit BB)

### **ITEM 18. URBAN COUNTY PROGRAM**

- A. Approval of subrecipient agreement - City of Alton Boys & Girls Club UCP Year 11 - 1998
- B. Approval of Year 9 and Year 10 Workplan Amendments - City of Elsa - Street Improvements, 1996 & 1997
- C. Approval of Professional Engineering Service Contract Pct. #2 PFI Parks, Recreational Facilities UCP Year 9, 1996 - Lopezville Park
- D. Approval of a Contract Amendment for Hinojosa Engineering Pct. #3 - Urban County Year 9 & 10 (1996-1997)
- E. Approval of a subrecipient agreement with Dismas Charities Horizon, Pct. #3 - UCY 9 - 1996
- F. Approval of a Construction Contract with Sascon, Inc. for the paving of Ramseyer and Pinkston Roads - Pct. 4 - Street Improvements Year 10 - 1997
- G. Approval of Resolution - Resolution designating certain authorized bonded signatories for the Texas Community Development Program Funds
- H. Public Hearing and Action to approve a budget amendment - American Red Cross - Year 10 - 1997
- I. Approval of the transfer of \$20,000.00 from the General Fund Account #8-010-432-600.67 to the Hidalgo County Water Development Board

18/A

The City of Alton was requesting approval of a subrecipient agreement with the City of Alton's Boys & Girls Club in the amount of \$10,000.00 out of UCP Year 11. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

**MOTION CARRIED.**  
(See Exhibit CC)

**18/B**

The City of Elsa was requesting approval of amendments to their Year 9 and Year 10 workplan. The amendments are to modify Year 9 Street Improvements by deleting Extrumberto Solis St. and adding Mile 17 (Ciro Cazares Ave., between Mile 4 ½ to FM 88); and to modify Year 10 by deleting Mile 17 (Ciro Cazares Ave., between Mile 4 ½ to FM 88 and adding Hood Street, Bowie Street, Alaniz Street and C. Cazares. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

**MOTION CARRIED.**  
(See Exhibit CC)

**18/C**

Precinct Two is requesting approval of a professional engineering service contract with Noe Garza Engineering, Inc. in the amount of \$16,934.00 for the Lopezville Park. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve.

**MOTION CARRIED.**  
(See Exhibit CC)

**18/D**

Precinct Three is requesting approval of a contract amendment with Hinojosa Engineering. The amendment is to increase the original contract by \$16,057.78 for the additional engineering services for Encke Street, Lynn Street, Escondido Street and the widening of Bentsen Palm Drive between 1 Mile Line and the 3 Mile Line. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

**MOTION CARRIED.**  
(See Exhibit CC)

**18/E**

Precinct Three is requesting approval of a subrecipient agreement with Dismas Charities Horizon in the amount of \$9,000.00. A motion was made by Commissioner Rosel and seconded by Commissioners Handy and Arcaute to approve.

**MOTION CARRIED.**  
(See Exhibit CC)

**18/F**

Precinct Four is requesting approval of a construction contract with Sascon Inc. in the amount of \$297,591.00 for the paving of Ramseyer and Pinkston Roads. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

**MOTION CARRIED.**  
(See Exhibit CC)

**18/G**

A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve an order designating the County Judge, any County Commissioner, the Program Director and the CDBG Manager as authorized bonded signatories for the Texas Community Development Program Funds.

**MOTION CARRIED.**  
(See Exhibit CC)

**18/H**

Anthony Covacevich, Urban County Director, informed the Court that a public hearing needed to be posted in order to consider a budget amendment request from the American Red Cross. The amendment is that they be able to zero out the Essential Services line item and increase the Maintenance & Operations line item by the same amount. The County Judge then called the Public Hearing open and asked if there were any questions and/or comments. There being none the public hearing was closed. A motion was made by Commissioner

Rosel and seconded by Commissioner Handy to approve the request as presented.

**MOTION CARRIED.**

(See Exhibit CC)

18/I

A motion was made by Commissioner Rosel and seconded by Commissioner Garces and Handy to approve the transfer of \$20,000.00 from the General Fund account # 8-010-432-600.67 to the Hidalgo County Water Development Board.

**MOTION CARRIED.**

(See Exhibit CC)

**ITEM 19. PURCHASING DEPARTMENT :**

**A . HIDALGO COUNTY -**

1. Recommending award of bid for "Tires" to Goodyear Service Store - Pharr, Texas (Sole Bidder) with Commencement date of Award October 1,1998 through September 30,1999
2. Requesting approval of proposed drafted contract with Goodyear Service Stores
3. Requesting exemption from competitive bidding requirements for professional services/accounting services for Independent Audit Services for the fiscal years 1998 and 1999.
4. Requesting approval of a two year engagement letter contract for Independent audit services for fiscal years 1998 and 1999 with Juan Nuñez, Certified Public Accountant

**B. HIDALGO COUNTY PRECINCT NO. 3**

1. Requesting one (1) Walk-in storage shed be declared surplus

**C. HIDALGO COUNTY PRECINCT NO. 4**

1. Requesting authority to advertise and approval of specifications as attached hereto for "Pavement of Mile 8 ½ - West of Ware Road"
- D. HIDALGO COUNTY 275<sup>TH</sup> DISTRICT COURT
1. Requesting one (1) computer (Asset #25743) and an Xcribe Computer (No Asset #) be declared surplus
- E. HIDALGO COUNTY ADULT PROBATION
1. Requesting to declare surplus numerous pieces of office equipment listed
- F. HIDALGO COUNTY CLERK
1. Requesting authority to issue an RFO (Request for Offer) and negotiate a Best and Final Offer (BAFO) for the conversion of volumes of photostat books into small binders, from a Qualified Information Systems Vendor (QISV) through the resolution with the State of Texas, under the General Services Commission's, Cooperative Catalogue Purchasing Program
- G. HIDALGO COUNTY DISTRICT ATTORNEY
1. Requesting two (2) vehicles be declared surplus
- H. HIDALGO COUNTY JUVENILE PROBATION DEPARTMENT
1. Discussion and action on response letter received regarding Best and Final Offer (BAFO) from Croslin and Associates, Inc.
  2. Discussion and action on acceptance of final proposed contract as submitted by Croslin and Associates, Inc. or in the alternative
  3. Discussion and action on authorization to cease negotiations with Croslin and Associates, Inc. and proceed with the second ranked architectural firm of Wiginton, Hooker, Jeffrey/Ashley, Humphrey & Sanchez Associated Architects, Dallas, Texas

19/A/1

Martha Salazar, County Purchasing Director, came to announce that in comparison to last year with the present vendor, there has been a slight increase but she did recommend the award. A motion was then made by Commissioner Handy and seconded by

Commissioner Rosel to award the bid for tires to Goodyear Service Store.

MOTION CARRIED.

(See Exhibit DD)

19/A/2

A motion was made by Commissioner Garces and seconded by Commissioner Rosel for the approval of the proposed drafted contract with Goodyear Service Store.

MOTION CARRIED.

(See Exhibit DD)

19/A/3

A motion was made by Commissioner Garces and seconded by Commissioner Handy to authorize an exemption from the competitive bidding requirements under professional services/accounting services for Mr. Juan Nuñez.

MOTION CARRIED .

(See Exhibit DD)

19/A/4

A motion was made by Commissioner Handy and seconded by Commissioner Rosel and Garces to approve a two year engagement letter contract for Independent Audit Services for fiscal years 1998 and 1999 with Juan Nuñez, Certified Public Accountant .

MOTION CARRIED.

(See Exhibit DD)

19/B

A motion was made by Commissioner Rosel and seconded by Commissioners Garces and Arcaute to authorize the declaration of one walk-in storage shed from Precinct Three as surplus.

MOTION CARRIED.

(See Exhibit DD)

19/C

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the advertising for bids for the "Paving of Mile 8 ½ - west of Ware Road" in Precinct Four.

MOTION CARRIED.

(See Exhibit DD)

19/D

A motion was made by Commissioners Handy and Garces and seconded by Commissioner Rosel to authorize the declaration of one computer (asset #25743) and one Xscribe computer, from the 275<sup>th</sup> District Court as surplus.

MOTION CARRIED.

(See Exhibit DD)

19/E

A motion was made by Commissioners Handy and Garces and seconded by Commissioner Arcaute to authorize the declaration of numerous pieces of office equipment from the Adult Probation Department as surplus.

MOTION CARRIED.

(See Exhibit DD)

19/F

Mrs. Salazar indicated that no action would be required on this item at this time.

NO ACTION.

(See Exhibit CC)

19/G

A motion was made by Commissioner Garces and seconded by Commissioner Handy to authorize the declaration of two vehicles from the District Attorney's Office as surplus.

MOTION CARRIED.  
(See Exhibit CC)

19/H/1

Mrs. Salazar stated that she had provided the Commission with a copy of a letter with the best and final offer from Croslin & Associates. After some discussion regarding the proposed rate, no action was required on this item at this time.

NO ACTION.  
(See Exhibit CC)

19/H/2

After some discussion, a motion was made by Commissioner Handy and seconded by Commissioner Arcaute to not accept the best and final offer from Croslin & Associates.

MOTION CARRIED.  
(See Exhibit CC)

19/H/3

A motion was made by Commissioner Garces and seconded by Commissioner Handy to authorize the ceasing of all negotiations with Croslin and Associates, Inc. and proceed with the second ranked architectural firm of Wiginton, Hooker, Jeffrey/Ashley, Humphrey & Sanchez Associated Architects, Dallas, Texas.

MOTION CARRIED.  
(See Exhibit CC)

**ADD. 3. PCT. #4**

A. Discussion and possible action on the Merrill Lynch Flexicash Program, the previous Commissioners' court action taken and the executed Agreement

Paul Vazaldua, Administrative Assistant to the County Judge, indicated that no action would be required on this item at this time.

NO ACTION.

**ADD. 4. CLOSED SESSION**

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Section 551.071 to discuss the following:

A. Alfredo Regalado & Maria Regalado vs. County of Hidalgo - CL-28,600-A

**ADD. 5. OPEN SESSION**

A. A. Alfredo Regalado & Maria Regalado vs. County of Hidalgo - CL-28,600-A

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

NO ACTION.

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

MOTION CARRIED.

**There being no further business to come before said Court, the meetings of Commissioners' Court and the Drainage District #1 Board are hereby adjourned.**

**RENATO CUELLAR** \_\_\_\_\_  
**COUNTY JUDGE**

**SYLVIA HANDY** \_\_\_\_\_  
**COUNTY COMMISSIONER, PRECINCT 1**

**ABELARDO ARCAUTE** \_\_\_\_\_  
**COUNTY COMMISSIONER, PRECINCT 2**

**JUAN ROSEL** \_\_\_\_\_  
**COUNTY COMMISSIONER, PRECINCT 3**

**GUADALUPE GARCES, Jr.** \_\_\_\_\_  
**COUNTY COMMISSIONER, PRECINCT 4**

**Dated this 3<sup>rd</sup> day of November, 1999.**

**JUAN D. SALINAS, III, County Clerk**  
**Hidalgo County, Texas**

**By:** \_\_\_\_\_  
**Jennifer Castillo, Deputy**

**Minutes approved by the Commissioners' Court and the**  
**Drainage District #1 Board on the 13<sup>th</sup> day of December, 1999.**