

**COUNTY OF HIDALGO COMMISSIONERS' COURT**

**BE IT REMEMBERED that on the 13<sup>th</sup> day of October, 1998 after notice duly having been given, a Regular Meeting of the Commissioners' Court and the Drainage District #1 Board was begun and holden in 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, JR.  
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**

(See Exhibit A)

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 Rosel to approve.

MOTION CARRIED.

### **REGULAR AGENDA**

#### **ITEM 1. DISCUSSION - UPDATED F.E.M.A. MAPS - PCT. 3 & 4**

Godfrey Garza, Drainage District Director, came before the Board and stated that about every ten to fifteen years FEMA comes in and upgrades the maps in the area. He added that they were presently submitting their final plans on an upgrade of a FEMA section that incorporates areas in Precincts Three and Four. Mr. Garza did indicate that this was just for informational purposes and no action was required.

NO ACTION.  
(See Exhibit B)

#### **ITEM 2. PURCHASING DEPARTMENT**

- A. Requesting exemption from competitive bidding requirements for professional services/accounting services for: Independent Audit Services for fiscal year 1998. Audit will follow guidelines in accordance with the Single Audit Act and other applicable standards
- B. Requesting approval of letter of engagement contract for Independent Audit Services for fiscal year 1998 with Juan Nuñez, Certified Public Accountant

2/A

A motion was made by Commissioner Arcaute and seconded by Commissioners Garces and Handy to authorize an exemption from the competitive bidding requirements for professional services/accounting services Juan Nuñez for independent audit services for fiscal year 1998.

MOTION CARRIED.  
(See Exhibit C)

2/B

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve a letter of engagement with Juan Nuñez, a Certified Public Accountant for independent audit services for fiscal year 1998.

MOTION CARRIED.  
(See Exhibit C)

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 D)

#### **ITEM 2. MONTHLY COLLECTION REPORTS**

A. JP Rene Torres	\$ 10,457.25	April 1998
B. JP Rene Torres	\$ 17,216.75	May 1998
C. JP Jesus E. Morales	\$ 6,889.06	July 1998
D. Sheriff Enrique Escalon	\$ 71,225.40	August 1998
E. Anzalduas Park	\$ 5,968.00	August 1998

F. Law Library	\$ 3,230.70	August 1998
G. Constable Horacio Aguirre	\$ 135.00	August 1998
H. Constable Gilberto Alaniz	\$ 1,025.00	August 1998
I. Constable Roberto Peña	\$ 745.00	August 1998
J. Constable Rumaldo Cerda	\$ 755.00	August 1998
K. Constable Eduardo Bazan	\$ 0.00	August 1998
L. JP Arnaldo Corpus	\$ 4,660.43	August 1998
M. JP Jesus E. Morales	\$ 5,430.28	August 1998
N. JP E. "Speedy" Jackson	\$ 13,292.19	August 1998
O. JP Charlie Espinoza	No Report	August 1998
P. JP Rosa Treviño	No Report	August 1998
Q. JP Gilbert Saenz	\$ 15,741.98	August 1998
R. JP Dario L. Martinez	\$ 17,572.24	August 1998
S. JP Jose "Melo" Ochoa	No Report	August 1998
T. JP Rene O. Torres	No Report	August 1998
U. District Clerk	\$ 70,120.72	September 1998
V. County Clerk	\$318,513.73	September 1998

(See Exhibit E)

### ITEM 3. LINE ITEM TRANSFERS

A. District Clerk's Office - \$16,000.00  
 B. Buildings & Grounds - \$3,810.00  
 C. County Court at Law #4 - \$500.00  
 D. 139<sup>th</sup> District Court - \$648.19  
 E. Commissioner Pct. 1 – Parks - \$350.00  
 F. Commissioner Pct. 1 – Administration - \$4,100.00  
 G. Commissioner Pct. 1 - Road and Bridge - \$9,900.00  
 H. Commissioner Pct. 2 – Park - \$3,000.00  
 I. Commissioner Pct. 2 – Paved/Unpaved - \$7,600.00  
 J. Commissioner Pct. 3 – Administration - \$1,800.00  
 K. Commissioner Pct. 3 – Paved/Unpaved Roads - \$83,000.00  
 L. District Attorney's Office - \$2,200.00  
 M. Personnel Department - \$300.00  
 N. Adult Probation – General Fund - \$3,300.00  
 O. Adult Probation – Community Corrections - \$3,875.00  
 P. County Judge's Office - \$241.38  
 Q. Library System - \$1,200.00  
 R. Tax Office - \$5,200.00  
 S. Juvenile Probation – No Action  
 T. Juvenile Probation – State Funds - \$7,353.00  
 U. Constable Pct. 5 - \$1,260.00

(See Exhibit F)

**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 (4 Families)
- (See Exhibit G)

**ITEM 5. RIGHT OF WAY**

- A. Permits
  - 1. Pct. 1
    - a. North Alamo Water Supply
  - 2. Pct. 2
    - a. North Alamo Water Supply
    - b. Southwestern Bell Telephone
    - c. C & B Associates
  - 3. Pct. 3
    - a. Western Geophysical Co.
  - 4. Pct. 4
    - a. Southwestern Bell Telephone – east of 7<sup>th</sup> Street along Tex Mex Road
    - b. Southwestern Bell Telephone – east of Raul Longoria along Owassa Road

(See Exhibit H)

**ITEM 6. PURCHASING DEPARTMENT**

- A. Hidalgo County 93<sup>rd</sup> District Court
  - 1. Approval of Service Agreement for Olivetti ET-116 with Southwest Business Machines effective 7/18/989 – 7/17/99
  - 2. Approval of Service Agreement for copier with Copy Graphics effective 9/08/98 – 9/08/99

(See Exhibit I)

The County Judge introduced the Consent Agenda and asked if there were any questions and/or comments. Manuel Cavazos, the County Auditor, indicated that no action would be required on Item 3/S. A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve the Consent Agenda with the change.

MOTION CARRIED.

**REGULAR AGENDA**

**ITEM 1. OPEN FORUM**

The County Judge indicated that some people had signed up for the Open Forum. He then asked that Rito Valdez approach the podium. Mr. Valdez was not present. Judge Cuellar then asked Francisco Garcia to address the Court. Mr. Garcia stated that there were many complaints regarding street and drainage problems in and around the areas of Progreso, Mercedes, Rio Rico and Relampago. He did say that he had discussed this with Commissioner Handy and he did not feel that people had to live in these types of conditions.

Andrew Ramirez Robertson also addressed the Court on behalf of seven colonias in Precinct One regarding the lack of drainage and the lack of paved roads. As part of his presentation he read a letter from one of the residents in one of these colonias.

Juan J. Zuniga was the last person to come in and he had some comments regarding Heritage Subdivision in Weslaco. He was asking that this Court help Precinct One with additional funding in order to alleviate some of the street and drainage problems in the colonias within Precinct One.

NO ACTION.  
(See Exhibit J)

## **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. Civil Action No. M-94-086 consolidated with Civil Action No. M-95-034, partially consolidated with Civil Action No. M-95-286, Concepcion Soto Zuniga vs Henry Escalon, et al
2. Lois Ramirez vs County of Hidalgo – C-1702-01-A
3. Alfredo Regalado and Maria Regalado vs. County of Hidalgo, Hidalgo County Bail Board and Sheriff of Hidalgo County

#### **B. Potential Litigation**

1. State of Texas vs. Billy J. Basham and Basham Properties, Inc.

### **ADD. 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. Hidalgo County –vs- Adams

The County Judge and Commissioners went into Executive Session accompanied by Steve Crain, the County legal counsel.

NO ACTION.

**ITEM 2. OPEN SESSION**

**A. Litigation**

1. Civil Action No. M-94-086 consolidated with Civil Action No. M-95-034, partially consolidated with Civil Action No. M-95-286, Concepcion Soto Zuniga vs Henry Escalon, et al

2. Lois Ramirez vs County of Hidalgo – C-1702-01-A

3. Alfredo Regalado and Maria Regalado vs. County of Hidalgo, Hidalgo County Bail Board and Sheriff of Hidalgo County

**B. Potential Litigation**

1. State of Texas vs. Billy J. Basham and Basham Properties, Inc.

**2/A/1**

A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to authorize legal counsel to proceed with settlement discussions subject to the funding.

MOTION CARRIED. (Commissioner Handy abstained.)  
(See Exhibit K)

**2/A/2**

A motion was made by Commissioner Garces and seconded by Commissioner Rosel that the County pay \$6,850.00 to the insurance company, as discussed.

MOTION CARRIED. (Commissioner Handy abstained.)  
(See Exhibit K)

**2/A/3**

Judge Cuellar announced that no action would be required on this item at this time.

NO ACTION.  
(See Exhibit K)

**2/B**

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

NO ACTION.

**ADD. 2. OPEN SESSION**

A. Litigation

1. Hidalgo County vs Adams

The County Judge announced that no action would be required on this item at this time.

NO ACTION.  
(See Exhibit L)

**REGULAR AGENDA**

**ITEM 1. OPEN FORUM**

Judge Cuellar asked Mr. Rito Valdez to approach the Court for the Open Forum. Mr. Valdez commented on the poor roads and lack of drainage within his community, which is located in the City of Progreso.

NO ACTION.  
(See Exhibit J)

**ITEM 2. PLANNING DEPARTMENT**

A. Preliminary plat approval

1. Lantana Acres No. 1 Subdivision – Pct. 1

B. Final Plat Approval with Letter of Credit

1. West Mission Estates Subdivision No. 2 – Pct. 3

2/A

Emilio Garcia, Chief Planner, came before the Court requesting preliminary plat approval for Lantana Acres No. 1 Subdivision. This subdivision is in Precinct One located on the southeast corner of FM 2812 and Engleman Road. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

MOTION CARRIED.  
(See Exhibit M)

2/B

Mr. Garcia was also requesting final plat approval with a letter of credit for West Mission Estates Subdivision No. 2. This subdivision is in Precinct Three located approximately 2082 feet south of the 6 Mile Line and on the west side of Brushline Road. A letter of credit no. 955-S, from Texas State Bank in the amount of \$123,775.00 has been submitted. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

MOTION CARRIED.

(See Exhibit M)

### **ITEM 3. HISTORICAL COMMISSION**

#### **A. Approval of Resolution Declaring the Routes of Los Caminos Del Rio Heritage Corridor a Historic Trail in Hidalgo County**

Bill Forrester, Chairman of the Hidalgo County Historical Commission, came before Court requesting approval of a resolution declaring the routes of Los Caminos Del Rio Heritage Corridor a Historic Trail in Hidalgo County. He then proceeded to read the resolution. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve the resolution as presented.

MOTION CARRIED.

(See Exhibit N)

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

#### **A. Approval of tax refunds**

1. Jose Luis Flores Lozano
2. New Century Mortgage

4/A/1

A motion was made by Commissioner Garces and seconded by Commissioners Rosel and Arcaute to approve a tax refund in the amount of \$7,810.20 for Jose Luis Flores Lozano.

MOTION CARRIED.

(See Exhibit O)

4/A/2

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a tax refund in the amount of \$2,001.15 for New Century Mortgage.

MOTION CARRIED.

(See Exhibit O)

**ITEM 5. COUNTY AUDITOR'S**

- A. Allocation of Reimbursement Allocations from Certificates of Obligation, Series 1998 and to approve cash reimbursements

Manuel Cavazos, the County Auditor, was requesting the allocation of reimbursement allocations from the Certificates of Obligation Series 1998 and also to approve the case reimbursements. The total amount of the reimbursement is \$443,073.40, which includes \$100,000.00 for the Court of Appeals, \$106,474.40 for Courthouse Roof Repairs and \$236,599.00 for the Pulmonary Health Clinic. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve the request as presented.

MOTION CARRIED.  
(See Exhibit P)

**ITEM 6. HIDTA (TASK FORCE)**

- A. Approval of addendum to the agreement between the FBI and Hidalgo County HIDTA for the period of January 01, 1998 to December 31, 1998  
B. Approval to amend FBI-HIDTA South Texas Partnership Budget and set salaries

6/A

Joe Cabrera, representing the HIDTA Task Force, came before the Court requesting approval of an addendum to the agreement between the FBI and Hidalgo County HIDTA. The amendment is to extend the agreement through December 31, 1998 and for a budget increase of \$74,500. A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to approve.

MOTION CARRIED.  
(See Exhibit Q)

6/B

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to amend the FBI/HIDTA South Texas Partnership budget and to set the salaries.

MOTION CARRIED.  
(See Exhibit Q)

**ITEM 7. VETERANS MEMORIAL PROJECT**

- A. Accept application No. 2 on Veterans Memorial Phase I
- B. Authorize County Auditor to process payment to Corner Stone Construction Company

7/A

Martha Salazar, County Purchasing Director, came before the Court requesting acceptance of application No. 2 on the Veterans Memorial Project Phase I. This would include a payment in the amount of \$25,298.00. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to accept the application as presented.

MOTION CARRIED.  
(See Exhibit R)

7/B

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the County Auditor to process payment in the amount of \$25,298.00 to Corner Stone Construction Company.

MOTION CARRIED.  
(See Exhibit R)

**ITEM 8. COUNTY COURT AT LAW #2**

- A. Approval of budget amendment

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve a budget amendment in the amount of \$1,000.00 for the County Court at Law No. Two for postage.

MOTION CARRIED.  
(See Exhibit S)

**ITEM 9. 93<sup>RD</sup> DISTRICT COURT**

- A. 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 \$1,650.00 for the 93<sup>rd</sup> District Court for food for jurors.

MOTION CARRIED.  
(See Exhibit T)

**ITEM 10. COUNTY JUDGE'S OFFICE**

- A. Approval of contract between Tropical Texas Center for MHMR and Hidalgo County for psychotropic medication
- B. Approval of Renewal Interlocal Agreement between Kerr County and Hidalgo County

10/A

Valde Guerra, Administrative Assistant to the County Judge, was requesting approval of a contract between Tropical Texas Center for MHMR and the County of Hidalgo for psychotropic medication. He added that this was the renewal of a present contract. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

MOTION CARRIED.

(See Exhibit U)

10/B

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to renew an Interlocal agreement between Kerr County and Hidalgo County. This is for Kerr County to hold lunacy trials for the County of Hidalgo.

MOTION CARRIED.

(See Exhibit U)

**ITEM 11. PUBLIC DEFENSE**

- A. Approval to create a legal assistant/administrative assistant
- B. Approval of budget amendment
- C. Set salary

11/A

Paul Vazaldua, Administrative Assistant to the County Judge, came before the Court requesting approval to create a legal assistant/administrative assistant position for the Public Defense Department. After some discussion, a motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

MOTION CARRIED.

(See Exhibit V)

11/B

Mr. Vazaldua was also requesting approval of a budget amendment in the amount of \$5,576.48 in order to fund the legal assistant/administrative assistant position through the remainder of the year. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the budget amendment as presented.

MOTION CARRIED.  
(See Exhibit V)

11/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to set the salary for the legal assistant/administrative assistant position at \$30,000.00 annually.

MOTION CARRIED.  
(See Exhibit V)

#### **ITEM 12. ADULT PROBATION**

- A. Approval of Budget (#8-688-423-510) in the amount of \$909,491.00 for the building of a new Restitution Center
- B. Approval of Texas Workforce Commission – Education & Employment Program Contract for FY-99

12/A

Joe Lopez, Adult Probation Director, came before the Court requesting approval of funding in the amount of \$909,491.00 for the construction of a new Restitution Center. These funds would be placed in account #8-688-423-510. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

MOTION CARRIED.  
(See Exhibit W)

12/B

Mr. Lopez was also requesting approval of a Texas Workforce Commission-Education & Employment Program Contract for fiscal year 1999. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

MOTION CARRIED.  
(See Exhibit W)

**ITEM 13. CONSTABLE PCT. 4**

A. Approval of budget amendments (L.E.O.S.E.)

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve a budget amendment in the amount of \$453.00 for the Constable for Precinct Four, for tires and repairs.

MOTION CARRIED.

(See Exhibit X)

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve a budget amendment in the amount of \$828.24 for the Constable for Precinct Four, from LEOSE funds.

MOTION CARRIED.

(See Exhibit X)

**ITEM 14. DISTRICT ATTORNEY'S OFFICE**

A. Approval of budget amendments

1. D.A. Investigation Fund
2. Grand Jury Account

14/A/1

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a budget amendment in the amount of \$10,000.00 for the D.A.'s Investigation Fund.

MOTION CARRIED.

(See Exhibit Y)

14/A/2

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a budget amendment in the amount of \$761.34 for the District Attorney's Grand Jury Account.

MOTION CARRIED.

(See Exhibit Y)

**ITEM 15. HEALTH DEPARTMENT**

- A. Authorization and approval to create two part-time positions
- B. Authorization and approval to provide a merit increase for the personnel assistant
- C. Line Item Transfer

**D. Set Salary**

15/A

Dr. J. Michael Keenan, County Health Director, came before the Court requesting authorization to create two part-time positions to assist in the administration of vaccines. A motion was made by Commissioner Garces and seconded by Commissioner Handy to approve.

**MOTION CARRIED.**

(See Exhibit Z)

15/B-D

After some discussion, Dr. Keenan indicated that no action would be required on these items at this time.

**NO ACTION.**

(See Exhibit Z)

**ITEM 16. SHERIFF'S OFFICE**

- A. Discussion and possible action to reduce payment for rural fire calls to the City of La Villa to satisfy delinquent amount owed for housing of prisoners

Chief Ramiro Castellanos, from the Sheriff's Department, came before the Court requesting authorization to reduce payment for rural fire calls to the City of La Villa to satisfy a delinquent amount owed for the housing of prisoners. He added that the City of La Villa owed approximately \$16,881.11. Eloy Cardenas, Chief of Police for the City of La Villa, also came before the Court and indicated that they are willing to pay as per a plan implemented for other cities. Emilia Uriegas, also from the Sheriff's Department, briefly explained the plan in question. Steve Crain, the County legal counsel, indicated that as per statute if the County Auditor was aware that someone is indebted to the County, then the County cannot draw a check from a County fund to pay that person or entity until their debt to the County as been paid. After further discussion, a motion was made by Commissioner Arcaute and seconded by Commissioner Rosel to *table* this item at this time.

**MOTION CARRIED.**

(See Exhibit AA)

**ITEM 17. COMMISSIONER PCT. 2**

- A. Approval of budget amendments

1. Road Administration
2. Paved & Unpaved

A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve a budget amendment by reducing the Precinct Two Paved/Unpaved account by \$1,650.00 and increasing the Precinct Two Road Administration account by the same amount.

MOTION CARRIED.

(See Exhibit BB)

**ITEM 18. COMMISSIONER PCT. 3**

- A. Approval of ambulance provider requirements and time constraints
- B. Approval of budget amendment for ambulance services to the indigent

Paul Vazaldua, Administrative Assistant to the County Judge, came before the Court and indicated that this was for the approval of ambulance provider requirements and time constraints. He added that they had looked in to putting together some regulations, but legal counsel had a problem with the timing to pay for invoices that had been submitted within the previous six months. The policy would be set for those invoices that are submitted after the policy is approved. Steve Crain, the County legal counsel, pointed out that there was not a policy to be considered. Rudy de la Viña, Human Services Director, addressed the Court and explained the proposed policies as per a handout that was given to the members of the Commission. After some discussion, it was recommended that no action be taken on this item at this time.

NO ACTION.

(See Exhibit CC)

**ITEM 19. COMMISSIONER PCT. 4**

- A. Discussion and possible action to approve Interlocal for construction of San Carlos Community Center

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve an Interlocal agreement for the construction of the San Carlos Community Center, contingent on review by counsel.

MOTION CARRIED.

(See Exhibit DD)

**ITEM 20. URBAN COUNTY PROGRAM**

- A. Approval of Engineering Service for the City of Alton PFI – Water/Sewer Improvements – Year 10, 1997 & Year 11, 1998

- B. Approval of Construction Contract with Delta Caliche – City of Elsa – Solid Waste Disposal Improvements – Urban County Years 9 & 10 (1996 & 1997)
- C. Approval of an Amendment to a Professional Service Contract with Alcocer Garcia & Associates – City of La Joya – Public Service (General) – Urban County Year 9 (1996)
- D. Approval of a Professional Services Contract with Rodriguez Engineering – Precinct #1 – Sidewalk Improvements – Urban County Year 11 (1998)
- E. Approval of Professional Services Contract for Testing Services for all Urban County Program construction projects

20/A

The City of Alton is requesting approval of engineering services for water and sewer improvements. The engineering contract is with Carter & Burgess, Inc. in the amount of \$40,220.00. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

MOTION CARRIED.  
(See Exhibit EE)

20/B

The City of Elsa is requesting approval of a construction contract with Delta Caliche for solid waste disposal improvements. The amount of the contract is \$99,960.00. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

MOTION CARRIED.  
(See Exhibit EE)

20/C

The City of La Joya is requesting approval of an amendment to a professional services contract with Alcocer Garcia & Associates. The amendment is a change in the contract from a building rehabilitation to a full-scale construction project. The contract amount will change from \$3,800.00 to \$13,700.00. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

MOTION CARRIED.  
(See Exhibit EE)

20/D

Precinct One is requesting approval of a professional services contract with Rodriguez Engineering for sidewalk improvements. The amount of the

contract is \$3,500.00. A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

MOTION CARRIED.  
(See Exhibit EE)

20/E

Anthony Covacevich, Urban County Director, was requesting approval of professional services contract for testing services for all Urban County Program construction projects. He added that they had gone out for proposals and he was recommending that this contract be awarded to Raba-Kistner Engineers. After some discussion, a motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

MOTION CARRIED.  
(See Exhibit EE)

#### **ITEM 21. OFFICE OF EMPLOYMENT AND TRAINING**

- A. Discussion and possible action to approve the acceptance of the Job Retention and Re-employment Assistance Grant award of \$300,000.00 for the Supportive Transaction Assistance for Retention and Training (START)
- B. Discussion and possible action to approve the Requests for Grant Applications and the acceptance if funded
  - 1. Opportunity Areas for Youth Pilot Demonstration Grant in the amount of \$2.25 million
  - 2. National Reserve Account Grant in the amount of \$500,000.00; and
  - 3. National Reserve Account Grant in the amount of \$15 million

21/A

Dick Dickinson, OET Executive Director, came before the Court requesting approval to accept the Job Retention and Re-employment Assistance Grant award in the amount of \$300,000.00 for the Supportive Transaction Assistance for Retention and Training. He indicated that this grant was to “encourage the development of new jobs through job coaches and management services to coordinate the career and life planning educational enrichment opportunities and supportive services”. A motion was made by Commissioner Arcaute and seconded by Commissioner to approve.

MOTION CARRIED.  
(See Exhibit FF)

21/B

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve the request for grant applications and the acceptance of funds for the Opportunity Areas for Youth Pilot Demonstration Grant in the amount of \$2.25 million; the National Reserve Account Grant in the amount of \$500,000.00; and the National Reserve Account Grant in the amount of \$15 million.

MOTION CARRIED.  
(See Exhibit FF)

**ITEM 22. HEAD START**

- A. Approval of Hidalgo County Head Start Program Conflict Resolution Procedures
- B. Approval of Lease Agreement for the San Carlos Head Start Center from January 1, 1999 to May 31, 1999

22/A

Santiago Alanis, Head Start Director, informed the Court that he would like to change this item to discussion instead of approval. He indicated that they had some procedures that were copied from those being used by Webb County. He did say that the legal counsel for Head Start reviewed these. After some discussion, no action was taken on this item at this time.

NO ACTION.  
(See Exhibit GG)

22/B

Mr. Alanis stated that the person with whom they had the present lease wanted to terminate the lease agreement. The request at this time was to reduce the present contract from the termination date of December to a termination date of May 31, 1999. After some discussion, no action was taken on this item at this time.

NO ACTION.  
(See Exhibit GG)

**ITEM 23. PURCHASING DEPARTMENT**

**A. HIDALGO COUNTY**

- 1. Requesting authority to advertise and approval of specifications as attached hereto for: "Mats, Dust Mops & Shop Rags – Janitorial Services" for Hidalgo County

2. Requesting exemption from competitive bidding requirements for Professional Service/Engineering Services for “Roadway Studies” with Traffic Engineering and Design Systems, Inc. Infrastructure Group
3. Requesting approval of Professional Service contract for “Roadway Studies” with Traffic Engineering and Design Systems, Inc. Infrastructure Group

**B. HIDALGO COUNTY PRECINCT NO. 1**

1. Requesting authority to advertise “One (1) 1999 Extended Cab Four (4) Wheel Drive – ½ Ton Pick-Up Truck” through the Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) – Philpott Motors, Inc., Port Neches, Texas. The total price of the truck is \$22,755.76 which includes the H-GAC administration fee and delivery charge

**C. HIDALGO COUNTY PRECINCT NO. 3**

1. Requesting exemption from competitive bidding requirements under the TX. Local Gov’t Code, 262.024 (a)(A) for: the acquisition of a tractor “at an auction by a state licensed auctioneer”
2. Approval of the purchase of a used 1990 Ford 6610 diesel tractor, obtained through a bid at an auction, for an amount not to exceed \$15,000.00

**D. HIDALGO COUNTY PRECINCT 4**

1. Requesting authority to advertise and approval of specifications as attached hereto for “Notice of Lease-Occupancy to Non-Profits” of a County owned building located outside the San Carlos warehouse compound. Building previously used as office space.

**E. HIDALGO COUNTY LIBRARY SYSTEM**

1. Requesting authority to advertise & approval of requirements as forwarded to Commissioners’ Court of an RFP for: “On-line library catalog and circulation System”

**F. HIDALGO COUNTY JUVENILE PROBATION DEPARTMENT**

1. Report on the status of contract negotiations with the next ranked architectural firm for: The Hidalgo County Juvenile Probation Department’s Post Adjudication Facility in the City of Weslaco, Texas
2. Discussion and possible action of the approval of the proposed final negotiated draft contract with Wiginton, Hooker, Jeffrey/Ashley, Humphries & Sanchez Associated Architects – Dallas, Texas
3. Approval to cease negotiations with Wiginton, Hooker, Jeffrey/Ashley, Humphries & Sanchez Associated Architects – Dallas, Texas and proceed negotiations with the next most qualified ranked firm

**G. DEPARTMENT OF PUBLIC SAFETY**

1. Requesting three (3) cameras (Asset #'s 8514160, 1275379 and 1419017) and one (1) hand radio (Asset #19869) be declared surplus
- H. HIDALGO COUNTY RESTITUTION CENTER
1. Requesting authority to surplus "One (1) 1997 GMC 15 Passenger Van" with inventory tag number AA001057 and VIN#1GJHG39R7V1096611 for the purpose of trade-in
  2. Requesting authority to purchase "One (1) 1999 Model Window Van – 15-Passenger" through the Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) – Philpott Motors, Inc., Port Neches, Texas. The total price of the van is \$23,384.66, which includes the H-GAC administration fee and delivery charge. There will be a trade-in of a 1997 GMC van valued at \$6,950.00 which will bring the actual purchase price of the 1999 van to \$16,434.66.
- I. HIDALGO COUNTY SHERIFF'S DEPARTMENT
1. Requesting authority to advertise and approval of specifications as attached hereto for: "Pharmaceutical/Infirmary Medical Supplies"
- J. HIDALGO COUNTY WIC DEPARTMENT
1. Requesting exemption from competitive bidding requirements for Lease for a period of (1) one year due to eventual housing at the new Elsa clinic project
  2. Requesting approval of the Lease with Felix Chavez
  3. Requesting authority to advertise & approval of specifications as attached hereto for: "Rental of Office Space in the City of Elsa" due to the unavailability of space for housing at the new Elsa clinic project
  4. Requesting authority to advertise and approval of specifications as attached hereto for "Rental of Office Space in the City of La Joya"

23/A/1

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the advertising for bids for "Mats, Dust Mops & Shop Rags – Janitorial Services" for Hidalgo County.

MOTION CARRIED.  
(See Exhibit HH)

23/A/2

A motion was made by Commissioner Rosel and seconded by Commissioners Garces and Arcaute to authorize an exemption from the competitive bidding requirements under professional services/engineering services for "roadway studies" with Traffic Engineering and Design Systems, Inc. Infrastructure Group.

MOTION CARRIED.  
(See Exhibit HH)

## 23/A/3

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a professional service contract for "roadway studies" with Traffic Engineering and Design Systems, Inc. Infrastructure Group.

MOTION CARRIED.  
(See Exhibit HH)

## 23/B

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the purchase of "One (1) 1999 Extended Cab Four (4) Wheel Drive – ½ Ton Pick-Up Truck" through the Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) – Philpott Motors, Inc., Port Neches, Texas. The total price of the truck is \$22,755.76, which includes the H-GAC administration fee and delivery charge. Precinct One will use this vehicle.

MOTION CARRIED.  
(See Exhibit HH)

## 23/C

Martha Salazar, County Purchasing Director, informed the Court that no action would be required on this item at this time.

NO ACTION.  
(See Exhibit HH)

## 23/D

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the advertising for bids for "Notice of Lease-Occupancy to Non-Profits" of a County owned building located outside the San Carlos warehouse compound.

MOTION CARRIED.  
(See Exhibit HH)

## 23/E

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to authorize the advertising for bids for an RFP for "On-line library catalog and circulation system" for the Hidalgo County Library System.

MOTION CARRIED.  
(See Exhibit HH)

23/G

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to authorize the declaration of three cameras and one hand radio from the Department of Public Safety as surplus.

MOTION CARRIED.  
(See Exhibit HH)

23/H/1

A motion was made by Commissioner Garces and seconded by Commissioner Arcaute to authorize the declaration of "One (1) 1997 GMC 15 Passenger Van" with inventory tag number AA001057/VIN#1GJHG39R7V1096611 for the purpose of trade-in by the Restitution Center.

MOTION CARRIED.  
(See Exhibit HH)

23/H/2

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to authorize the purchase of "One (1) 1999 Model Window Van – 15-Passenger" through the Interlocal Agreement with the Houston-Galveston Area Council (H-GAC) – Philpott Motors, Inc., Port Neches, Texas. The total price of the van is \$23,384.66, which includes the H-GAC administration fee and delivery charge. There will be a trade-in of a 1997 GMC van valued at \$6,950.00 which will bring the actual purchase price of the 1999 van to \$16,434.66. This vehicle will be utilized by the Restitution Center.

MOTION CARRIED.  
(See Exhibit HH)

23/I

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to authorize the advertising for bids for "Pharmaceutical/Infirmary Medical Supplies" for the Sheriff's Department

MOTION CARRIED.  
(See Exhibit HH)

23/J/1

A motion was made by Commissioner Handy and seconded by Commissioner Garces to authorize an exemption from the competitive bidding requirements for a lease for a period of one year due to the eventual housing of the new Elsa clinic project.

MOTION CARRIED.

(See Exhibit HH)

23/J/2

A motion was made by Commissioner Handy and seconded by Commissioner Arcaute to approve a lease agreement with Felix Chavez for the WIC Clinic in the City of Elsa for a period of one year, under the same terms and conditions as the previous contract.

MOTION CARRIED.

(See Exhibit HH)

23/J/3

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

NO ACTION.

(See Exhibit HH)

23/J/4

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to authorize the advertising for bids for "Rental of Office Space in the City of La Joya" for the WIC Program.

MOTION CARRIED.

(See Exhibit HH)

23/F/1

Martha Salazar, the County Purchasing Director, gave a report on the status on the contract negotiations with the next ranked architectural firm for the Hidalgo County Juvenile Probation Departments Post Adjudication Facility in the City of Weslaco. She indicated that presently negotiations were being conducted with the firm of Wiginton, Hooker, Jeffrey/Ashley, Humphries & Sanchez Associated Architects – Dallas, Texas. Mrs. Salazar added that they were presently down to two issues; the best and final offer and the insurance requirements and these would be discussed at a meeting at two o'clock this afternoon. She mentioned that in the past this Court has asked the firms to elevate the liability, where the Court shares in this cost and she needed some direction from the Court at this time. Mrs. Salazar noted that this item would be brought back to Court depending on the negotiations this afternoon.

NO ACTION.

(See Exhibit HH)

23/F/2&3

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

NO ACTION.  
(See Exhibit HH)

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

MOTION CARRIED.

**There being no further business to come before said Court,  
the meetings of the 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 the 1<sup>st</sup> day of December, 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 21<sup>st</sup> day of December 1999.**