

THE STATE OF TEXAS :

COUNTY OF HIDALGO :

BE IT REMEMBERED that on the 14TH day of DECEMBER, 1992, after due notice having been given, there was begun and holden, a REGULAR MEETING of the Commissioners' Court in the Commissioners' Courtroom of the Administration Building in the City of Edinburg, Hidalgo County, Texas with the following members of said Court present and participating:

Hon. J. Edgar Ruiz
County Judge

Hon. Ramiro Cavazos
County Commissioner, Precinct #1

Hon. Lalo Arcaute
County Commissioner, Precinct #2

Hon. Norberto Salinas
County Commissioner, Precinct #3

Hon. Leonard Camarillo
County Commissioner, Precinct #4

WHEREUPON, the following proceedings

were had, to-wit:

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DECEMBER 14, 1992

The Honorable J. Edgar Ruiz, County Judge, called the Commissioners' Court meeting to order whereupon the following proceedings were had, to-wit:

ITEM 1. APPROVAL OF BILLS - County Auditor

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve in the General Fund bills #85008 thru #85154 totaling \$337,642.02; in the Special Revenue Fund bills #82601 thru #82899 totaling \$130,168.72; in the Capital Projects Fund bills #4600 thru #4604 in the amount of \$105,271.73; in the Trust and Agency Fund bill #3255 in the amount of \$278,257.04 and in the Enterprise Fund bills #1324 thru #1331 totaling \$5,743.50.

MOTION CARRIED.

ITEM 2. APPROVAL OF COURT REPORTERS FEES:

NO ACTION.
SEE "EXHIBIT A"

ITEM 3. APPROVAL OF VOTING MACHINES:

- A. City of McAllen - 20 machines
- B. City of Penitas - 02 machines

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve voting machines, for the City of McAllen and the City of Penitas, as requested.

MOTION CARRIED.
SEE "EXHIBIT B"

ITEM 4. APPOINTMENT OF COUNTY PURCHASING AGENT

Judge Ruiz explained that the slot of Purchasing Agent had been vacant for almost a year, and since then Mary Maldonado had been serving as Interim Purchasing Agent. At this time he was requesting the appointment of Mary Maldonado as Purchasing Agent. A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo and carried unanimously, to appoint Ms. Mary Maldonado, as our County Purchasing Agent, on a permanent basis.

MOTION CARRIED.

ITEM 5. APPOINTMENT OF COUNTY FIRE MARSHALL

Judge Ruiz informed the Court that one of the Departments that had been eliminated through the reduction of force

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on the budget process, was the County Fire Marshall. During the last couple of years the Sheriff's Department had trained and certified five persons within his department in the field of arson. The Judge was at this time requesting the appointment of the Sheriff, as County Fire Marshall. A motion was then made by Commissioner Arcaute, seconded by Commissioner Cavazos, to appoint Sheriff Brig Marmolejo, as County Fire Marshall.

MOTION CARRIED.

ITEM 6. INTERNAL LINE ITEM TRANSFERS:

- A. Pct. #2 - Paved/Unpaved, Administration, Capital Projects
- B. Pct. #4 - Administration, Paved/Unpaved
- C. Library System
- D. Juvenile Probation Department
- E. Juvenile Probation Department - TJPC (State)
- F. Purchasing Department
- G. J.P. Pct. #5 - E. Jackson
- H. County Auditor
- I. 275th District Court
- J. County Extension Service
- K. Tax Office
- L. Pct. #1 - Paved/Unpaved, Park Fund
- M. J.P. Pct. #3 Pl. #1 - Arnaldo Corpus
- N. County Court at Law #1
- O. Traffic Control
- P. Buildings and Grounds

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the internal line item transfers, as follows: Pct. #2/Paved/Unpaved - \$6,000.00; Pct. #2/Administration - \$300.00; Pct. #2/Capital Projects - \$2,531.50; Pct. #4/Administration-\$800.00; Pct. #4/Road/Bridge-\$12,800.00; Library System - \$825.00; Juvenile Probation - \$65.00; Juvenile Probation/TJPC - \$3,728.72; Purchasing Department - \$2,000.00; J.P. Pct. #5, Pl. 1/E. Jackson - \$372.29; County Auditor's Office - \$850.00; 275th District Court - \$2,681.87; County Extension Service - \$2,300.00; Tax Office - \$10,000.00; Pct. #1/Paved/Unpaved - \$1,050.00; Pct. #1/Paved/Unpaved - \$3,520.00; Pct. #1/Parks - \$1,100.00; J.P. Pct. #1 Pl. #1/Arnaldo Corpus - \$410.00; County Court at Law #1 - \$1,500.00; Traffic Control - \$150.00; Buildings & Grounds - \$480.00.

MOTION CARRIED.
SEE "EXHIBIT C"

ITEM 7. APPROVAL OF RESOLUTION ENDORSING LA JOYA WATER SUPPLY CORPORATION APPLICATION FOR DISTRESSED AREAS

Judge Ruiz informed the Court that this was a resolution endorsing the La Joya Water Supply Corporation's application for distressed areas. He further stated the Texas Water Development Board is continuing to supply funds for water and sewer projects in the rural areas. He mentioned that many governmental entities were applying for said funds. He made it clear that the County Commissioners' Court support any and all applications, that go to the Water Development Board, even though there may be some duplication and conflict. A motion was then made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a reso-

lution, by Commissioners' Court, which concurs and endorses the La Joya Water Supply Corporation's application to the Texas Water Development Board, for the facility engineering, for distressed areas.

MOTION CARRIED.
SEE "EXHIBIT D"

ITEM 8. HEALTH DEPARTMENT:

A. Approval of utilities agreement with Holy Spirit Catholic Church - Mobile Clinic

A motion was made by Commissioner Camarillo, seconded by Commissioners Arcaute and Cavazos, to approve a utilities agreement between Holy Spirit Catholic Church, in Progreso, and the County of Hidalgo, for payment of utilities on \$150.00 per month, on our Mobile Clinic.

MOTION CARRIED.
SEE "EXHIBIT E"

ITEM 12. COUNTY CLERK:

A. Authorization to appropriate funds for County Clerk records Management Preservation Acct. 105-415-300 for Yr. 1993 and Approval to set salaries for Yr. 1993

William "Billy" Leo, County Clerk, came before the Court, requesting approval to appropriate funds for two employees, within the Records Management Preservation Account. He mentioned that through budget cuts, his office was being cut by four slots and at the present time two of those slots had been vacated. He went on to stated that he would like to preserve those two remaining slots, that were to be cut, by transferring them into his Records Management Account. These two persons will be assisting in the upgrading of records into the new system, and these slots will not be filled until after the first of the year. After further discussion, a motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize the appropriation of funds, for the employment of two persons, within the County Clerk's Records Management Preservation Account; the salaries are for \$9,525.00 and \$10,400.00 and they're effective January 1st, 1993.

MOTION CARRIED.
SEE "EXHIBIT I"

ITEM 9. HIDALGO COUNTY LIBRARY SYSTEM:

A. Request to advertise:
1. 1993 catalog
2. Book contract - Yr. 1993

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize the advertising for bids for the purchase of 1993 services for cataloging and book contract, also year 1993.

MOTION CARRIED.
SEE "EXHIBIT F"

ITEM 10. SHERIFF'S DEPARTMENT:

- A. Approval of amendment for Narcotic Trafficking Task Force Grant
- B. Internal Line Item Transfer for Narcotic Trafficking Task Force Grant
- C. Appropriation of 1993 Budget-104 account Sheriff's Investigation Fund
- D. Declare Equipment Surplus:
 - 1. 1987 Ford Crown Victoria
 - 2. 1989 Lincoln Mark VII
 - 3. 1989 Ford

10/A

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve an amendment for the Narcotic Trafficking Task Force Grant, including a \$21,212.00 for overtime and related fringe benefits.

MOTION CARRIED.
SEE "EXHIBIT G"

10/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve an internal line item transfer, for the Narcotic Trafficking Task Force Grant in the amount of \$3,931.00.

MOTION CARRIED.
SEE "EXHIBIT G"

10/C

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to appropriate the 1993 budget 104 account Sheriff's Investigation Fund, of \$21,252.49 and \$193,747.51.

MOTION CARRIED.
SEE "EXHIBIT G"

10/D

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the declaration of three vehicles surplus, a 1987 Ford Crown Victoria, which was declared a total loss, a 1989 Mercury Lincoln Mark V, which will be sold at public auction and a 1989 Ford Van, which will be taken over by the insurance.

MOTION CARRIED.
SEE "EXHIBIT G"

ITEM 11. ADULT PROBATION:

- A. Set salaries for YR 1993

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to set salaries, as presented, for the year 1993 for the Adult Probation Boot Camp Project.

MOTION CARRIED.

SEE "EXHIBIT H"

ITEM 13. CONSIDERATION OF AMENDMENT #1 TO THE SOLID WASTE
CONTRACT - City of Mercedes

NO ACTION.
SEE "EXHIBIT J"

- ITEM 14. PCT. #1:
- A. Hearing on abandonment of County Road and replacement with a new County Road
 - B. Order Abandoning County Road and accepting easement for a new County Road

14/A

Judge Ruiz called the public hearing opened, after which Mr. Travis Heister, County Legal Counsel, came before the Court, and explained that about a month ago, the County received a petition to close a portion of Mile 7 North Road, in Precinct One. This is the portion of the road that exists between the County Road, known as Mile 2 West and the west levy of the Floodway. The South Texas School District has dedicated subject to the approval of this Court, in closing this road, executed an easement covering a fifty foot right of way over the north portion of this tract of land, that's Lot 13, Block 103 Campacuas Addition to the Capisallo District Subdivision. In addition, because this road exists due to its opening and paving by the South Texas High School, but the school district has agreed, by resolution, to pave the new 50 foot roadway, twenty-two feet wide, in accordance with the County Subdivision Regulations. After further explanation, the County Judge entertained questions and/or comments from the public, whereupon a gentleman inquired on the proposed road to be closed. There being no further comments from the either the Commissioners or the public, the public hearing was closed.

NO ACTION.
SEE "EXHIBIT K"

14/B

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a resolution and order closing portion of County road and accepting easement, as per public hearing.

MOTION CARRIED.
SEE "EXHIBIT K"

- ITEM 15. PCT. #4:
- A. Resolution to erect stop signs on the intersections of Terry & Pinkston Road

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to authorize the erection of stop signs on the intersection of Terry and Pindston Road; stop signs will be on Terry Road, which runs north and south, it will be a two-way stop.

MOTION CARRIED.
SEE "EXHIBIT L"

ITEM 16. PURCHASING DEPARTMENT:

- A. Award Bids:
 - 1. Paving Alberta Road - Pct. #4
- B. Request to Advertise:
 - 1. Hot mix - Pct. #3
 - 2. Rental of office space

16/A

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to award bid to Lozano Paving, of Donna, for the paving of Alberta Road, in Precinct Four, total bid price \$16,442.70.

MOTION CARRIED.
SEE "EXHIBIT M"

16/B/1

A motion was made by Commissioner Arcaute, seconded by Commissioner Camarillo, to authorize the advertising for bids for the purchase of hot mix, for County Commissioner Precinct Three; bid opening January 6th, bid award January 11th, 1993.

MOTION CARRIED.
SEE "EXHIBIT M"

16/B/2

Travis Heister, Legal Counsel, explained that they had been considering the expansion of an existing lease with a current tenant, Calame, Linebarger, Graham & Pena, Law Firm, and there have been some improvements made in the space. He mentioned that he wanted to go back and advertise for bids for the leasing of this rental space, that is on the second floor, and it was formerly occupied by Farmers Home Administration. He stated that it would be for a primary term of two years and that it be renewable for two-year periods at the option of the County. The Leasee will accept the lease premises at its current condition and also because, the bids will not be received and accepted until the end of January, and, "he must agree to pay a bonus of four months rent, which sum will be considered a bonus and shall not apply to any monthly or annual payments due and owing on the lease. The successful bidder must agree to pay at least the minimum annual rental of \$11.04 per square foot. In addition because the above mentioned Law Firm, had made some valuable improvements and any perspective leasee would be taking those improvements, the successful bidder shall also agree to pay and shall pay to Calame, Linebarger, Graham & Pena, money for secretary stations, \$3,500.00; carpeting \$2,500.00; air conditioner \$3,050.00 and cabinets \$2,600.00." After further discussion, a motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize the advertising for the rental of office space; bid opening January 20th, bid award January 26th, 1993.

MOTION CARRIED.
SEE "EXHIBIT M"

ITEM 17. PLANNING DEPARTMENT:

A. Subdivisions:

1. Westgate Woods Subdivison Unit #1 - Pct. #1
2. Valle Alto Subdivision #3 Phase II Park 2 - Pct. #2
3. Tierra De Norte Subdivision - Pct. #2
4. Lot 1A South Fork Subdivision - Pct. #3
5. De Vries Subdivision - Pct. #4
6. Jackson Acres Subdivision - Pct. #4
7. San Marcos Acres #2 - pct. #4

17/A/1

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the plat of Westgate Woods Subdivision Unit #1, which is located approximately 208.71 feet south of Mile 6 North and Mile 6 West along the east side of Mile 6 West, in Precinct One.

MOTION CARRIED.
SEE "EXHIBIT N"

17/A/2

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve the plat of Valle Alto Subdivision #3 Phase II Part 2, which is located on Saltillo Street on the east side of McColl Road, inside the city limits of Hidalgo, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT N"

17/A/3

A motion was made by Commissioner Arcaute, seconded by Commissioners Camarillo and Cavazos, to approve the plat of Tierra De Norte Subdivision which is located approximately 1000 feet east of Cage Blvd. on the south side of Polk Avenue, inside the city limits of Pharr, in Precinct Two.

MOTION CARRIED.
SEE "EXHIBIT N"

17/A/4

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the plat of Lot 1A South Fork Subdivision, which is located on the southwest corner of the 7 Mile Line and Doffing Road, in the rural area of the County, in Precinct Three.

MOTION CARRIED.
SEE "EXHIBIT N"

17/A/5

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve the plat of De Vries Subdivision, which is located approximately 900 feet north of Wisconsin Road on the east side of Jackson Road, inside the city limits of Edinburg, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT N"

17/A/6

A motion was made by Commissioner Camarillo, seconded by Commissioner Arcaute, to approve the plat of Jackson Acres Subdivision, which is located at the southwest corner of F.M. 1925 and Jackson Road, in Precinct Four.

MOTION CARRIED.

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SEE "EXHIBIT N"

17/A/7

A motion was made by Commissioner Camarillo, seconded by Commissioners Cavazos and Arcaute, to approve the plat of San Marcos Acres #2, which is located approximately 3/4 of a mile east of Tower Road on the south side of Alberta Road, in the rural area of the County, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT N"

ITEM 18. URBAN COUNTY:

- A. City of Alamo - Approval of 1992 Interlocal Agreement
- B. City of Alton - Fire Protection Equipment Fire Aparatus Contract award Yr. 5
- C. City of San Juan - Budget Amendment
- D. Pct. #1 - Subrecipient Agreement Edcouch/Elsa Boys and Girls Club Yr. 5
- E. Approval of bills
- F. Memorandum - Funding allocation Yr. 7, 8 and 9

18/A

Anthony Covacevich, Urban County Director, informed the Court that Alamo was requesting approval of their interlocal agreement for an allocation of \$100,000.00, plus administration, instead of the \$365,000.00 that was previously allocated to them. The reason for this was that they were ready to go out for bids on their Tower Road project. A motion was then made by Commissioner of Arcaute, seconded by Commissioner Cavazos, to approve an interlocal agreement for the City of Alamo, for partial funding for the Year 5, total amount being \$100,000.00 of their allocation, plus administration.

MOTION CARRIED.
SEE "EXHIBIT O"

18/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to authorize a contract with Emergency Vehicles of Texas, for the leasing of fire truck apparatus, at a cost of \$161,454.88, for five years; at a cost of \$32,341.04 per year.

MOTION CARRIED.
SEE "EXHIBIT O"

18/C

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a budget amendment to the City of San Juan's Years 1990 and 1991 allocation, as presented.

MOTION CARRIED.
SEE "EXHIBIT O"

18/D

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve a subrecipient agreement with the Edcouch-Elsa Boys' and Girls' Club, for the allocation of \$5,000.00, from Precinct One, out of Year 5.

MOTION CARRIED.

SEE "EXHIBIT O"

18/E

A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to approve the 1989 Urban County bill #4115 in the amount of \$3,560.48; the 1990 Urban County bill #4116 in the amount of \$2437.50; the 1991 Urban County bills #4117 thru #4120 totaling \$43,798.20; and the 1992 Urban County bills #4121 thru #4124 totaling \$6,250.00. The total Urban County memorandum to be approved is \$56,046.18.

MOTION CARRIED.
SEE "EXHIBIT O"

18/F

Anthony Covacevich, Urban County Director, came before the Court, to inform them of the funding allocations for Years 7, 8 and 9. A discussion then ensued regarding the formula used for the allocations. The Judge then recommended that this item be TABLED, in order to analyze it some more. A motion was made by Commissioner Cavazos, seconded by Commissioner Arcaute, to authorize TABLING of memorandum of funding allocations for Years 7, 8 and 9.

MOTION CARRIED.
SEE "EXHIBIT O"

ITEM 19. PERMITS:

- A. North Alamo Water Supply - Pcts. #1 & #4
- B. Military Highway Supply - Pct. #2
- C. Valley Telephone Co-op - Pct. #4

19/A

A motion was made by Commissioner Cavazos, seconded by Commissioner Camarillo, to approve a request for permit by North Alamo Water Supply, for two meter connections, in Precinct One and one in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT P"

19/B

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to approve a request for permit by Military Highway Water Supply, to cross Morningside Road, approximately 1/10 of a mile north of Hall Acres Road, and they'll bore.

MOTION CARRIED.
SEE "EXHIBIT P"

19/C

A motion was made by Commissioner Camarillo, seconded by Commissioner Cavazos, to approve a request for permit by Valley Telephone Co-op, to cross 8th Street in Hargill, just east of its intersection with F.M. 493, in Precinct Four.

MOTION CARRIED.
SEE "EXHIBIT P"

ITEM 20. GENERAL EXEMPTION FROM BIDDING PROCEDURE FOR PURCHASE

OF ANY LAND OR RIGHT OF WAY

A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to order a general exemption from bidding procedure, for purchase of any land or right of way, for the County, for an indefinite period of time.

MOTION CARRIED.

ITEM 21. SET SALARIES AND ALLOWANCES FOR YEAR 1993:

- A. J.P. Pct. #2 Pl. #1 - Ruben Ramos
- B. J.P. Pct. #3 Pl. #2 - Ismael Ochoa
- C. J.P. Pct. #3 Pl. #1 - Arnaldo Corpus
- D. J.P. Pct. #5 - Esperidion Jackson
- E. 139th District Court
- F. 206th District Court
- G. Veterans Service
- H. Computer Department
- I. Voter Registration
- J. 275th District Court
- K. 370th District Court
- L. Ramiro M. Guerra Youth Village
- M. Extension Service
- N. Juvenile Probation Department
- O. Juvenile Detention Facility
- P. Purchasing
- Q. County Court at Law #2
- R. Human Services
- S. Adult Probation Department:
 - 1. Supervision Budget
 - 2. Restitution Center
 - 3. Employment & Education
- T. Tax Assessor Collector
- U. Planning Department
- V. Health Department:
 - 1. Health Centers & Clinics
 - 2. Sanitation
 - 3. Administration
 - 4. Mobile Clinic
 - 5. Co-Pay
- W. Health Department - Grants:
 - 1. HIV
 - 2. Community & Rural Health
 - 3. Chronic Disease
 - 4. T.B. Control
 - 5. T.B. Control - Attachment #2
 - 6. Early Childhood
 - 7. Family Planning Services
- X. Constable Pct. #5 - Eduardo Bazan
- Y. J.P. Pct. #1 Pl. #1 - Adan Caballero
- Z. J.P. Pct. #2 Pl. #2 - Rosa Trevino
- AA. Pct. #2 - Paved/Unpaved
- BB. Pct. #2 - Park
- CC. County Wide /Shop (Road & Bridge)
- DD. Adult Detention Facility
- EE. Jail Commissary
- FF. Sheriff's Investigation Fund (104 acct.)
- GG. Special Crimes Task Force (150-421-003)
- HH. Financial Disruption Task Force (150-421-703)
- II. Sheriff's Department (General Fund)
- JJ. District Attorney (General Fund)
- KK. District Attorney Bad Check
- LL. District Attorney State Supplement
- MM. District Attorney Investigation Fund Acct. #103

Judge Ruiz informed the Commissioners that in their packet there was an exhibit which specified the salaries and auto allowances for the Departments listed. He stated that longevity was included in the salaries. Steve Austin then explained that there was a correction to be made in the 206th District Court the amount of salaries and longevity should be \$111,634.00 as opposed to the \$104,531.00. A motion was made by Commissioner Arcaute, seconded by Commissioner Cavazos, to set salaries and allowances for year 1993 budget, for the various departments listed, in this exhibit.

MOTION CARRIED.
SEE "EXHIBIT Q"

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

MOTION CARRIED.

THERE BEING NO FURTHER BUSINESS TO COME

BEFORE SAID COURT, the meeting of the Commissioners' Court was adjourned.

J. Edgar Ruiz _____
County Judge

Ramiro Cavazos _____
County Commissioner, Precinct #1

Lalo Arcaute _____
County Commissioner, Precinct #2

Norberto Salinas _____ A B S E N T
County Commissioner, Precinct #3

Leonard Camarillo _____
County Commissioner, Precinct #4

Dated this 14TH day of DECEMBER, 1992.

ATTEST:

WILLIAM R. LEO, COUNTY CLERK



By: Jennifer Castillo, Deputy