

COUNTY OF HIDALGO COMMISSIONERS' COURT

BE IT REMEMBERED that on the 29th day of December, 1998 after notice duly having been given, a Special 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 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

ITEM 2. INTERNAL LINE ITEM TRANSFER - \$35,000.00 (See Exhibit A)

The County Judge introduced the Consent Agenda and asked if there were any questions and/or comments. They're being none; a motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve.

MOTION CARRIED.

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 B)

ITEM 2. INTERNAL LINE ITEM TRANSFERS

- A. Computer Department - \$73,700.00
- B. Health Department - Sanitation - \$100.00
- C. Justice of the Peace Pct. #2 Pl. 2 - \$1,165.00

- D. Constable Pct. #4 - \$105.00
- E. 93rd District Court - \$1,600.00
- F. Library System - \$855.00 & \$280.00
- G. Buildings & Grounds - \$400.00
- H. Youth Village - \$9,050.00
- I. Justice of the Peace Pct. #4 Pl. 1 - \$375.85 & \$3,147.65
- J. County Judge - \$1,288.76
- K. County Commissioner Pct. #4 - \$5,342.20
- L. Health Department – Title V - \$31,000.00
- M. Health Department – Administration - \$4,181.00
- N. County Treasurer - \$256.00
- O. County Clerk - \$2,485.00
- P. County Clerk – County Clerk Records Management - \$1,000.00
- Q. Justice of the Peace Pct. #1 Pl. #2 - \$400.00
- R. 139th District Court - \$111.00
- S. Justice of the Peace Pct. #5 Pl. #1 - \$290.00
- T. Constable Pct. #1 - \$21.00
- U. Sheriff's Department – South Texas Auto Theft Task Force Grant 8-150-421-208 - \$209.86
- V. Sheriff's Department – Narcotics Trafficking Task Force Grant 8-150-421-009 - \$1,000.00
- W. Commissioner Pct. #4 – Paved/Unpaved - \$20,501.55
- X. Commissioner Pct. #3 – Administration - \$550.00

(See Exhibit C)

ITEM 3. PERMITS

- A. North Alamo Water Supply – Pct. #2

(See Exhibit D)

ITEM 4. COUNTY CLERK: (APPROVAL OF BONDS)

- A. Oscar Garza Jr., County Commissioner Pct. #4
- B. Espiridion Jackson, Justice of the Peace Pct. #5
- C. Jose Ismael Ochoa, Justice of the Peace Pct. #3 Pl. #2

(See Exhibit E)

ITEM 5. URBAN COUNTY

- A. HOME “First-Time Homebuyer Contract Agreement” and Letter of Commitment to Mortgage Company (15 Families)
- B. Extension on “Letter of Commitment to Mortgage Company” on HOME ‘First-Time Homebuyer Contract Agreement’ – (1 Family)

(See Exhibit F)

ITEM 6. PURCHASING DEPARTMENT

- A. PCT. #2

1. Approval of personal service contract with Sara Mejia
(See Exhibit G)

The County Judge introduced the Consent Agenda and asked if there were any questions and/or comments. Manuel Cavazos, the County Auditor, indicated that under item 2/C the transfer had to be reduced by \$166.00 due to insufficient funds in Object 77. A motion was then made by Commissioner Garces and seconded by Commissioner Rosel to approve the Consent Agenda with the changes.

MOTION CARRIED.

REGULAR AGENDA

ITEM 1. OPEN FORUM

The County Judge indicated that under Open Forum, Dr. Aida Acuña, from the Extension Service Agency had a presentation. Dr. Acuña then proceeded to give a report on the year's highlights for all involved with the County Extension Service Agency. She also thanked the Commissioners' Court for their support and gave some incite on programs that would be implemented in 1999.

NO ACTION.
(See Exhibit H)

ITEM 2. COMPUTER DEPARTMENT

- A. Approval of budget amendment – (Fourth quarter software maintenance for 1998)

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to approve a budget amendment in the amount of \$20,000.00 for the Computer Department for fourth quarter software maintenance for 1998.

MOTION CARRIED.
(See Exhibit I)

ITEM 3. PCT. #4

- A. Status Report on Landfill and Solid Waste Facility Closure Plan
B. Possible action on Landfill and Closure Plan

3/A

Commissioner Garces introduced Mr. Brian Dudley who gave a report on the Precinct Four landfill and solid waste facility closure plan. In his report he mentioned some plans that would be submitted to TNRCC for the closure of the solid waste plant. After some discussion, no action was required on this item at this time.

MOTION CARRIED.
(See Exhibit J)

3/B

A motion was made by Commissioner Garces and seconded by Commissioner Rosel to take action and authorize advertising as proposed.

MOTION CARRIED.
(See Exhibit J)

ITEM 4. URBAN COUNTY

- A. Approval of a Professional Service Contract with Universal Engineering Corporation – City of Donna – Street Improvements Phase II – Urban County Year 9 (1996)
- B. Approval of Budget and Program Amendments – City of La Joya – Urban County Year 8 (1995)
- C. Approval of Budget and Program Amendments – City of La Joya – Urban County Year 9 (1996)
- D. Approval of Budget and Program Amendments – City of La Joya – Urban County Year 10 (1997)
- E. Approval of a Construction Contract with J.D.S. Construction Inc. – City of La Joya – Neighborhood Facilities/Library – Urban County Years 8, 9 & 10 (1995-1997)
- F. Approval of a Sub-recipient Agreement with Amigos Del Valle, Inc. – Year 11 (1998) – City of Mercedes
- G. Approval of a Professional Service Contract with Noe Garza Engineers, Inc. – Pct. #2 – Street Improvements – Urban County Year 11 (1998)
- H. Approval of a Sub-recipient Agreement with the Hidalgo County Historical Museum – Pct. #3 – Year 11 (1998)
- I. Approval of Change Order No. 2 for D. Reyna Construction – City of Edcouch – Water/Sewer Improvements – 1993, 1994, 1995 & 1997 (Urban County Years 6, 7, 8, 10)
- J. Approval of a Budget Amendment to pay for County Clerk Fees
- K. Approval of a Budget Amendment for Colonia Development Interest Expenses

4/A

The City of Donna is requesting approval of a professional service contract with Universal Engineering Corporation for street improvements in the amount of \$28,500.00. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

MOTION CARRIED.
(See Exhibit K)

4/B

The City of La Joya is requesting approval of a budget and program amendment under their UCP Year 8 budget. The amendment is to reduce the Water/Sewer Improvement line item by \$2,781.40; the Fire Protection line item by \$16,378.76 and the Street Improvement line item by \$9,500.00 and increase the Neighborhood Facilities line item by \$28,660.16. A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute to approve.

MOTION CARRIED.
(See Exhibit K)

4/C

The City of La Joya is requesting approval of a budget and program amendment under their UCP Year 9 budget. The amendment is to reduce the Water/Sewer Improvement line item by \$55,597.88 and the Public Services/Youth line item by \$25,000.00 and increase their Neighborhood Facilities line item by \$65,597.88; their Public Services/Library line item by \$5,000.00 and their Parks Improvements line item by \$10,000.00. A motion was made by Commissioner Rosel and seconded by Commissioner Handy to approve.

MOTION CARRIED.
(See Exhibit K)

4/D

The City of La Joya is requesting approval of a budget and program amendment under their UCP Year 10 budget. The amendment is to reduce their Street Improvement line item by \$27,170.14; their Public Services/Elderly line item by \$25,000.00 and their General Administration line item by \$21,725.35 and increase their Fire Station/Equipment line item by \$97,170.14; their Public Services/Youth line item by \$45,000.00 and their Neighborhood Facilities line item by \$21,725.35. A motion was made by Commissioner Arcaute and seconded by Commissioner Handy to approve.

MOTION CARRIED.
(See Exhibit K)

4/E

The City of La Joya is also requesting approval of a construction contract with JDS Construction Inc. under their Neighborhood Facilities/Library in the amount of \$155,000.00. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

MOTION CARRIED.
(See Exhibit K)

4/F

The City of Merced is requesting approval of a sub-recipient agreement with Amigos Del Valle, Inc. in the amount of \$10,000.00. A motion was made by Commissioner Handy and seconded by Commissioner Rosel to approve.

MOTION CARRIED.
(See Exhibit K)

4/G

Precinct Two is requesting approval of a professional service agreement with Noe Garza Engineers, Inc. for street improvements in the amount of \$23,389.41. A motion was made by Commissioner Arcaute and seconded by Commissioner Garces to approve.

MOTION CARRIED.
(See Exhibit K)

4/H

Precinct Three is requesting approval of a sub-recipient agreement with the Hidalgo County Historical Museum in the amount of \$15,000.00. A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve.

MOTION CARRIED.
(See Exhibit K)

4/I

The City of Edcouch is requesting approval of a change order for D. Reyna Construction in the amount of \$215,031.29 for water/sewer improvements. A motion was made by Commissioner Handy and seconded by Commissioner Garces to approve.

MOTION CARRIED.
(See Exhibit K)

4/J&K

Anthony Covacevich, Urban County Director, indicated that no action would be required on these two items at this time.

MOTION CARRIED.

(See Exhibit K)

ITEM 5. SHERIFF'S DEPARTMENT

A. Approval and Authorization to set salaries for year 1999 for grant funded employees:

1. Narcotics Trafficking Task Force Grant (Account Number 9-150-421-009)
2. South Texas Auto Theft Enforcement Task Force Grant (Account Number 9-150-421-209)
3. Sheriff Financial Disruption Task Force Grant (Account Number 9-150-421-709)

B. Approval to appropriate Budget Amendment in the amount of \$147,596.79 for the Jail Commissary (Account Number 9-795-423-200)

C. Approval to set salaries for Jail Commissary Personnel for Year 1999

5/A/1

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve and set the salaries under the 1999 Narcotics Trafficking Task Force Grant (Account Number 9-150-421-009).

MOTION CARRIED.

(See Exhibit L)

5/A/2

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve and set the salaries under the 1999 South Texas Auto Theft Enforcement Task Force Grant (Account Number 9-150-421-209).

MOTION CARRIED.

(See Exhibit L)

5/A/3

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve and set the salaries under the 1999 Sheriff Financial Disruption Task Force Grant (Account Number 9-150-421-709).

MOTION CARRIED.

(See Exhibit L)

5/B

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to authorize the appropriation of \$147,596.79 for the Jail Commissary Account.

MOTION CARRIED.
(See Exhibit L)

5/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve and set the salaries for the Jail Commissary Personnel for year 1999.

MOTION CARRIED.
(See Exhibit L)

ITEM 6. PURCHASING DEPARTMENT

- A. Requesting approval to pay and directing Auditor's Office to process said payment to Health Care Plus for \$5,682.00 for malpractice professional liability insurance for Dr. Omar Garza (Restitution Center)
- B. Requesting exemption from competitive bidding requirements for Professional Services/Architectural Service with Alcocer Garcia Associates Design Consulting for the improvement of existing County Courthouse facility
- C. Requesting approval of Professional Service/Architectural Service contract with Alcocer Garcia Associates Design Consulting
- D. Recommending service contract with Ramirez Janitorial Services become null and void for failure to provide insurance

6/A

Martha Salazar, the County Purchasing Director, came before the Court requesting authorization for the County to pay for the malpractice professional liability insurance for Dr. Omar Garza at the Restitution Center. Commissioner Arcaute voiced a concern by the legal counsel that this was not a valid County expense. After some discussion, legal counsel read from the contracts that liability insurance was the responsibility of the doctor. No action was taken on this item at this time.

MOTION CARRIED.
(See Exhibit M)

6/B

A motion was made by Commissioner Rosel and seconded by Commissioner Arcaute to authorize an exemption from the competitive bidding requirements under professional services/architectural services for Alcocer Garcia Associates Design Consulting for the ADA improvement to the existing Courthouse.

MOTION CARRIED.
(See Exhibit M)

6/C

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to approve a professional services contract with Alcocer Garcia Associates Design Consulting for the ADA improvement to the existing Courthouse.

MOTION CARRIED.
(See Exhibit M)

6/D

A motion was made by Commissioner Rosel and seconded by Commissioner Garces to cancel the service contract with Ramirez Janitorial Services due to failure to provide insurance.

MOTION CARRIED.
(See Exhibit M)

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

MOTION CARRIED.

They're 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 29th 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 4th day of January 2000.