

COUNTY *of* HIDALGO



EDINBURG, TEXAS 78539

HIDALGO COUNTY AUDITOR'S OFFICE
Hidalgo County Administration Building
2808 South Business Highway 281
Edinburg, Texas 78539-6243
PHONE: (956) 318-2511
FAX: (956) 318-2577
WEBSITE: www.co.hidalgo.tx.us/auditor

August 26, 2010

- The Honorable Rene A. Ramirez, County Judge
- The Honorable Arturo Cuellar, Jr., Commissioner, Precinct No. 1
- The Honorable Hector "Tito" Palacios, Commissioner, Precinct No. 2
- The Honorable Jose M. Flores, Commissioner, Precinct No. 3
- The Honorable Oscar L. Garza, Jr., Commissioner, Precinct No. 4

RE: Certification of Revenue

Dear Judge and Commissioners:

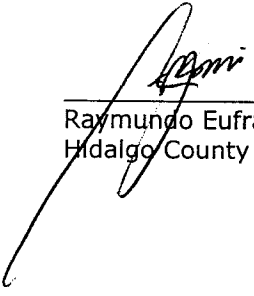
Pursuant to Local Government Code § 111.0706 SPECIAL BUDGET FOR GRANT OR AID MONEY:

The county auditor shall certify to the commissioners court the receipt of all public or private grant or aid money that is available for disbursement in a fiscal year but not included in the budget for that fiscal year. On certification, the court shall adopt a special budget for the limited purpose of spending the grant or aid money for its intended purpose.

I, Ray Eufrazio, County Auditor of Hidalgo County, certify to the Hidalgo County Commissioners Court the receipt of a grant award from the County of El Paso, Texas. These funds may now be made available by creating a new special budget or amending a current budget for its intended purposes.

AMOUNT	PURPOSE
\$100,000.00	Border Prosecutor Unit (BPU) Grant

CERTIFIED BY:



 Raymundo Eufrazio, CPA
 Hidalgo County Auditor

8/26/10

 Date

HIDALGO COUNTY DISTRICT JUDGES

- RICARDO P. RODRIGUEZ, JR. JUDGE, 92ND D.C.
- RODOLFO DELGADO JUDGE, 93RD D.C.
- J. R. "BOBBY" FLORES JUDGE, 139TH D.C.
- ROSE GUERRA REYNA JUDGE, 206TH D.C.
- JUAN R. PARTIDA JUDGE, 275TH D.C.
- MARIO E. RAMIREZ, JR. JUDGE, 332ND D.C.
- NOE GONZALEZ JUDGE, 370TH D.C. OVERSEER
- LETICIA LOPEZ JUDGE, 389TH D.C.
- AIDA SALINAS FLORES JUDGE, 398TH D.C.
- ISRAEL RAMON, JR. JUDGE, 430TH D.C.
- JESSE CONTRERAS JUDGE, 448TH D.C.

STATE OF TEXAS)
) **MEMORANDUM OF UNDERSTANDING**
COUNTY OF EL PASO)

This memorandum of understanding is entered into on the 1st day of June, 2010, by and between the Hidalgo County Criminal District Attorney, hereinafter called "Contractor", the Border Prosecutor Unit , hereinafter called "BPU" and the County of El Paso, Texas, hereinafter called "County".

WITNESSETH:

Whereas, the Office of the Governor of the State of Texas has awarded \$4,000,000 in grant number 2283701 to the El Paso County District Attorney’s Office, whose fiscal agent is the County of El Paso, for disbursement under the Trusted programs within the Office of the Governor for prosecution resources for districts statewide ; and

Whereas, the above named Contractor has been allocated \$100,000.00 of these grant funds for the first year of the grant, to be spent in accordance with CJD guidelines and the attached Exhibit A; and

Whereas, such a consolidated effort in targeting border security by federal, state, and local law enforcement agencies, it is in all parties' best interests and that of the public and that this agreement will increase the effective and efficient functioning of all parties.

Now therefore, in consideration of the premises, and of the terms, provisions, and mutual promises herein contained, it is mutually agreed as follows:

1.0 Duties of the Contractor.

1.1 Contractor shall submit proper application for reimbursement on the BPU project to the County through the applicable Contractor County Auditor. This application must be signed by the Contractor and the County Auditor. The application must contain the following documentation:

- (a) Invoice or cancelled check copy,
- (b) Documentation from an agency's computerized system, (i.e. Payroll reports)
- (c) Any other documents required by law or CJD guidelines.

1.2 Contractor shall provide the County with the following prior to any expenditure of BPU grant funds:

- (a) A copy of the Standard Operating Procedures of the Financial Operations for Contractor;
- (b) A detailed budget of all planned expenditures of BPU grant funds; and
- (c) The Contractor's signed Suspension and Debarment form.

1.3 Contractor shall provide the County with a copy of the A133 single audit for the fiscal year(s) where these funds are expended.

1.4 Contractor shall follow all federal laws and CJD guidelines concerning the appropriate expenditure and use of BPU grant funds.

1.5 Contractor's records, specific to these BPU expenditures, are subject to audit and review by the County at any time, and Contractor agrees to make such records available to the County for copy, review and/or audit.

2.0 Duties of the County.

2.1 The County shall process reimbursement requests from Contractor.

2.2 The County shall reimburse approved expenses from the BPU grant number 2283701 incurred by Contractor for the purposes of the BPU project. Reimbursement may be allowed for expenses incurred in "salary and fringe benefits", "travel", "operating", "equipment", "supplies" and "other" categories. Reimbursement payments will be issued to Contractor only after the County receives reimbursement from CJD.

3.0 Term and Termination.

This memorandum of understanding shall be effective upon its execution by all parties and shall terminate when all BPU funds awarded under this grant have been exhausted or the authority to expend these funds expires or is revoked by the Office of the Governor or federal law. The County may terminate this memorandum of understanding, without cause, upon sixty (60) days written notice to all Contractors.

Notices shall be made to:

To BPU:

Border Prosecutor Unit.
ATTN: Jaime Esparza, Project Director
500 E. San Antonio, Ste 201
El Paso, TX 79901

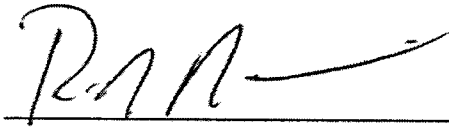
To Contractor: Hidalgo County Criminal District Attorney
100 N. Closner, 3rd Floor
Edinburg, Texas 78539

To County: County Auditor
County of El Paso
Administrative Services Bldg.
800 E. Overland, Suite 406
El Paso, TX 79901

Witness the following signatures:

THE COUNTY OF EL PASO

BORDER PROSECUTOR UNIT



Rene Ramirez
Hidalgo County Judge





COUNTY OF EL PASO
OFFICE OF THE COUNTY AUDITOR

EDWARD A. DION, CPA, CIO
COUNTY AUDITOR
edion@epcounty.com
www.epcounty.com/auditor

County Administrative Offices
800 East Overland Street, Rm. 406
EL PASO, TEXAS 79901-2407
(915) 546-2040
(915) 546-8172 FAX

11-43

November 24, 2009

Mr. Ray Eufracio, County Auditor
Hidalgo County
P.O. Box 689
Edinburg, Texas 78540-0689

Dear Mr. Eufracio:

The Office of the Governor of the State of Texas will soon be awarding a \$4,000,000 grant to the El Paso County District Attorney's Office, whose fiscal agent will be the County of El Paso. This grant is funded for disbursement under the trusted programs within the Office of the Governor for prosecution resources for districts statewide. A number of your district attorney's have called concerning the status of the grant application and the availability of funds to pay for expenses relating to the Border Prosecutor initiative.

Under the structure recommended by the Criminal Justice Division (CJD) of the Governor's office, El Paso County will be the administering County. Each of the 15 participating jurisdictions (other than El Paso County) are to be considered as subcontracting agencies. We will work from a reimbursement model, on a quarterly basis. The fiscal year began on October 1, 2009, so the first quarter expenses you incur will be billed to El Paso County after December 31, 2009. We have spoken to program staff at CJD and have received assurance that the grant award will be retroactive to cover costs incurred from October 1, 2009 forward. Your District Attorney's office will be entitled to be reimbursed for expenses incurred under the program beginning October 1, 2009.

Each of the 15 "sub-recipient jurisdictions" will need to file a budget for the funds with the El Paso County Auditor. These budgets should identify your expenditures in three categories; personnel, operating (travel, phone, office expense, etc.) and equipment. The amount of the budget reimbursable by the Governor's office grant may not exceed \$100,000/fiscal year per district. Any budgets submitted that exceed this amount are advised that costs exceeding \$100,000/fiscal year will not be reimbursed and are local responsibility.

Mr. Ray Eufrazio, County Auditor
November 24, 2009
Page 2

Each request for reimbursement will be submitted to the local county auditor who would certify that the expenses have been incurred and ensure that adequate supporting documentation exists and is remitted to the El Paso office on a quarterly basis. I have attached a draft Memorandum of Understanding between each agency.

The Border Prosecutors Unit will be meeting next week in Ft. Worth to discuss any pending issues, approve the budgets, approve the grant application and adopt policies for the use and oversight of these funds. I will provide each of you with an update after next week's meetings as well as upon receipt of the actual grant award.

If you have any questions, please feel free to call Mr. Wallace Hardgrove at ext. 3481, whardgrove@epcounty.com, or me.

Sincerely,



Edward A. Dion
County Auditor

Attachment