

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

March 17, 2011

The Honorable Ramon Garcia, Hidalgo County Judge
The Honorable Joel Quintanilla, Commissioner, Precinct No. 1
The Honorable Hector "Tito" Palacios, Commissioner, Precinct No. 2
The Honorable Jose M. Flores, Commissioner, Precinct No. 3
The Honorable Joseph Palacios, 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 an award from the U.S. Immigration and Customs Enforcement (ICE). These funds may now be made available by creating a new special budget or amending a current budget for its intended purposes.

AMOUNT
\$15,000.00

PURPOSE
Overtime for Romeo Rodriguez

CERTIFIED BY:



Raymundo Eufrazio, CPA
Hidalgo County Auditor

3-17-11

Date

HIDALGO COUNTY DISTRICT JUDGES

RICARDO P. RODRIGUEZ, JR. JUDGE, 92ND D.C. RODOLFO DELGADO JUDGE, 93RD D.C. J. R. "BOBBY" FLORES JUDGE, 138TH 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, 449TH D.C.

HIDALGO COUNTY texas

**Department of
Budget & Management**

2818 S. Business Hwy. 281
Edinburg, Texas 78539
Office: (956) 292-7025
Fax: (956) 292-7034
www.co.hidalgo.tx.us

Memorandum

To: Mr. Raymundo Eufrazio, CPA, County Auditor
From: Dina Trevino, Director-Budget Management Division
Date: March 16, 2011
Subject: Certification of Revenues for ICE MOU
Cc: Linda Fong, 1st Assistant County Auditor
Raul Silguero, Jr. Budget Officer



Please let this memo serve as a request for certification of revenues in relation to the Memorandum of Understanding (MOU) approved by Commissioners Court on December 9, 2008 between Immigration and Customs Enforcement (ICE) and Hidalgo County (Sheriff's Department) for overtime pay expenditures for officer Romeo Rodriguez. The reporting period is for October 1, 2010 through September 30, 2011. I have also attached a copy of the MOU for your reference.

If you have any questions in relation to this matter, please do not hesitate to call me at (956) 292-7025 ext. 5405.

AI-12677

10.B.

**Memorandum of Understanding (MOU) - ICE & County- Sheriff Dept
CC REGULAR**

Date: 12/09/2008
Submitted By: Manuel Chapa, BUDGET & MANAGEMENT
Department: BUDGET & MANAGEMENT
Agenda Category: Sheriff's Office

Information

CAPTION

Presentation for discussion, consideration and approval of a Memorandum of Understanding (MOU) between Immigration and Customs Enforcement (ICE) and Local, County, or State Law Enforcement Agency for the Reimbursement of Joint Operations expenses from the Treasury Forfeiture Fund.

BACKGROUND

Overtime hours amount \$15,000.00

Section V.4 states that Treasury Forfeiture Fund reimburses overtime salaries. Benefits are not reimbursable.

This Agreement becomes effective on the date it is signed by both parties. It remains in force unless explicitly terminated, in writing by either party.

Fiscal Impact

FISCAL YEAR: ACCT. #:
FUNDS AVAILABLE Y/N?: MATCHING FUNDS Y/N?:
BUDGETARY IMPACT:
 Overtime hours amount \$15,000.00

Section V.4 states that Treasury Forfeiture Fund reimburses overtime salaries. Benefits are not reimbursable

Attachments

Link: Fiscal Note.
 Link: M.O.U.

Form Routing/Status

Route Seq	Inbox	Approved By	Date	Status
1	Rey Salazar	Rey Salazar	12/05/2008 03:26 PM	APRV
2	Budget & Management	Veronica Lopez	12/05/2008 04:26 PM	APRV
3	Rey Salazar	Rey Salazar	12/05/2008 04:52 PM	APRV
4	Auditor's Office		12/05/2008 05:03 PM	NEW
Form Started By: Manuel Chapa			Started On: 12/04/2008 05:31 PM	
Final Approval Date: 12/05/2008				

**HIDALGO COUNTY SHERIFF'S OFFICE
ICE OVERTIME HOURS AGREEMENT**

OVERTIME HOURS AMOUNT: 15,000.00

IF AGREEMENT WILL NOT REIMBURSE OUR
DEPT. FOR THE BENEFITS ATTRIBUTED TO
THE OVERTIME HRS., SEE BELOW.

YEAR 2009 BENEFITS RATES

FICA	7.65%	1,147.50
RETIREMENT	9.02%	1,353.00
UNEMPLOY. COMP.	0.50%	75.00
WORKERS' COMP.	2.51%	<u>376.50</u>

2,952.00 >>>>>>

AMOUNT OF BENEFITS FOR THE
OVERTIME HOURS OF AGREEMENT.
FUNDING OF THESE EXPENSES WOULD
NEED TO COME FROM SOURCE OTHER
THAN THE AGREEMENT W/ ICE.

**NOTE: THE OFFICERS HEALTH AND LIFE INSURANCE EXPENSES WOULD BE
CHARGE FULLY TO THE SHERIFF BUDGET (WHICH FUNDS THE OFFICER'S
REGULAR PAYROLL SALARY).**

DATE: 11/21/08

**MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN
IMMIGRATION AND CUSTOMS ENFORCEMENT AND LOCAL,
COUNTY, OR STATE LAW ENFORCEMENT AGENCY FOR THE
REIMBURSEMENT OF JOINT OPERATIONS EXPENSES FROM
THE TREASURY FORFEITURE FUND**

MEMORANDUM
AND CUSTOMS
ENFORCEMENT
AGENCY

This Agreement is entered into by the Hidalgo County Sheriff's Office (NCIC CODE #TX1080000) and Immigration and Customs Enforcement (ICE), Special Agent in Charge (SAIC), San Antonio, Texas for the purpose of the reimbursement of costs incurred by the in providing resources to joint operations/task forces.

Payments may be made to the extent they are included in the ICE Fiscal Year Plan, and the money is available within the Treasury Forfeiture Fund to satisfy the request(s) for the reimbursement of overtime expenses and other law enforcement expenses related to joint operations.

I. LIFE OF THIS AGREEMENT

This Agreement becomes effective on the date it is signed by both parties. It remains in force unless explicitly terminated, in writing, by either party.

II. AUTHORITY

This Agreement is established pursuant to the provisions of 31 USC 9703, the Treasury Forfeiture Fund Act of 1992, which provides for the reimbursement of certain expenses incurred by local, county, and state law enforcement agencies as participants of joint operations/task forces with a federal agency participating in the Treasury Forfeiture Fund.

III. PURPOSE OF THIS AGREEMENT

This Agreement establishes the responsibilities of both parties and the procedures for the reimbursement of certain overtime expenses and other law enforcement expenses pursuant to 31 USC 9703.

IV. APPLICABILITY OF THIS AGREEMENT

This agreement is valid for all joint investigations led by ICE SAC, San Antonio, Texas, with the participation of the Hidalgo County Sheriff's Office, and until terminated, in writing, by either party.

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V.

REC'D

TERMS, CONDITIONS, AND PROCEDURES

A. Assignment of Officer(s)

To the maximum extent possible, the Hidalgo County Sheriff's Office shall assign dedicated officers to any investigation or joint operation.

Included as part of this Agreement, the Hidalgo County Sheriff's Office shall provide ICE SAC San Antonio, Texas with the names, titles, four last digits of SSNs, badge or ID numbers, and hourly overtime wages of the officer(s) assigned to the joint operation. This information must be updated as necessary.

B. Submission of Requests for Reimbursement (Invoices) and Supporting Documentation

1. The Hidalgo County Sheriff's Office may request the reimbursement of overtime salary expenses directly related to work on a joint operation with ICE SAC San Antonio, Texas, performed by its officer(s) assigned to this joint operation. In addition, the Hidalgo County Sheriff's Office may request reimbursement of other investigative expenses, such as travel, fuel, training, equipment and other similar costs, incurred by officer(s) assigned as members of the designated joint operations with ICE SAC San Antonio, Texas.

The Hidalgo County Sheriff's Office may not request the reimbursement of the same expenses from any other Federal law enforcement agencies that may also be participating in the investigation.

2. Reimbursement payments will not be made by check. To receive reimbursement payments, the Hidalgo County Sheriff's Office must ensure that Customs and Border Protection, National Finance Center (CBP/NFC) has a current ACH Form on file with the agency's bank account information, for the purposes of Electronic Funds Transfer. The ACH Form must be sent to the following address:

CBP National Finance Center
Attn: Forfeiture Fund
6026 LAKESIDE BLVD.
INDIANAPOLIS, IN 46278

If any changes occur in the law enforcement agency's bank account information, a new ACH Form must be filled out and sent to the CBP/NFC as soon as possible.

3. In order to receive the reimbursement of officers' overtime and other expenses related to joint operations, the Hidalgo County Sheriff's Office must submit to ICE SAC San Antonio, Texas the TEOAF Form "Local, County, and State Law Enforcement Agency Request for Reimbursement of Joint Operations Expenses (Invoice)", signed by an authorized representative of that agency and accompanied by supporting documents such as copies of time sheets and receipts.
4. The Hidalgo County Sheriff's Office remains fully responsible, as the employer of the officer(s) assigned to the investigation, for the payment of overtime salaries and related benefits such as tax withholdings, insurance coverage, and all other requirements under the law, regulation, ordinance, or contract, regardless of the reimbursable overtime charges incurred. Treasury Forfeiture Fund reimburses overtime salaries. Benefits are not reimbursable.
5. The maximum reimbursement entitlement for overtime worked on behalf of the joint investigation is set at \$15,000 per officer per year.
6. The Hidalgo County Sheriff's Office will submit all requests for the reimbursement of joint operations' expenses to ICE Assistant Special Agent in Charge at the following address: 1701 W. Business 83, Suite 508, McAllen, Texas 78501, Attn. Stella Santos, telephone number 956-984-6908.

VI. PROGRAM AUDIT

This Agreement and its provisions are subject to audit by ICE, the Department of the Treasury Office of Inspector General, the General Accounting Office, and other government designated auditors. The Hidalgo County Sheriff's Office agrees to permit such audits and agrees to maintain all records relating to these transactions for a period not less than three years; and in the event of an on-going audit, until the audit is completed.

These audits may include reviews of any and all records, documents, reports, accounts, invoices, receipts of expenditures related to this agreement, as well as interviews of any and all personnel involved in these transactions.

VII. REVISIONS

The terms of this Agreement may be amended upon the written approval by both parties. The revision becomes effective on the date of approval.

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VIII. NO PRIVATE RIGHT CREATED

This is an internal government agreement between ICE SAC San Antonio, Texas and the Hidalgo County Sheriff's Office and is not intended to confer any right or benefit to any private person or party.

Signatures:

Special Agent in Charge
Immigration and Customs Enforcement
San Antonio, Texas

Date: _____



Sheriff
Hidalgo County Sheriff's Office
Edinburg, Texas 78541

Date: _____

**REQUEST TO ESTABLISH REIMBURSEMENT FOR
LOCAL, COUNTY OR STATE LAW ENFORCEMENT AGENCIES
PARTICIPATING IN JOINT LAW ENFORCEMENT OPERATIONS
WITH TREASURY LAW ENFORCEMENT AGENCIES**

TREASURY AGENCY DHS/ICE	OCDETF? YES NO X	SAIC CITY San Antonio
MAILING ADDRESS 40 NE Loop 410, Suite 501 San Antonio, TX 78216	OCDETF CASE NUMBER:	TEOAF TRACKING NUMBER (WILL BE ASSIGNED BY TEOAF)
CONTACT PERSON Carmen Boyett	FOR OVERTIME: YES X NO	REIM
TREASURY AGENCY FIELD OFFICE APPROVAL (NAME & SIGNATURE)	FOR OTHER: YES NO X	
Special Agent in Charge	CONTACT TELEPHONE NUMBER: 210-321-2814	
	REQUEST DATE:	
	TREASURY AGENCY HEADQUARTERS APPROVAL (NAME, SIGNATURE & DATE)	



FULL NAME, ADDRESS, TELEPHONE AND TAXPAYER IDENTIFICATION NUMBER OF LOCAL, COUNTY STATE AGENCY	EXPENSES TO BE REIMBURSED	ESTIMATED COSTS
	<p>Overtime expenses related to joint operations/task force.</p> <p>INITIAL ALLOCATION:</p>	
TFF APPROVAL AND DATE		TOTAL ESTIMATED COSTS \$ -
ACCOUNTING DATA	FUND: _____ ORG: _____ OCC: _____	
BFYS: _____		
BUDPLN: _____		
PROGRAM: _____		

**ACH VENDOR/MISCELLANEOUS PAYMENT
ENROLLMENT FORM**

OMB No. 1510-0068

This form is used for Automated Clearing House (ACH) payments with an addendum record that contains payment-related information processed through the Vendor Express Program. Recipients of these payments should bring this information to the attention of their financial institution when presenting this form for completion.

PRIVACY ACT STATEMENT

The following information is provided to comply with the Privacy Act of 1974 (P.L. 93-579). All information collected on this form is required under the provisions of 31 U.S.C. 3322 and 31 CFR 210. This information will be used by the Treasury Department to transmit payment data, by electronic means to vendor's financial institution. Failure to provide the requested information may delay or prevent the receipt of payments through the Automated Clearing House Payment System.

AGENCY INFORMATION

FEDERAL PROGRAM AGENCY U.S. CUSTOMS AND BORDER PROTECTION			
AGENCY IDENTIFIER: 7005	AGENCY LOCATION CODE (ALC): 70-05-0800	ACH FORMAT: <input checked="" type="checkbox"/> CCD+ <input type="checkbox"/> CTX <input type="checkbox"/> CTP	
ADDRESS: NATIONAL FINANCE CENTER, 6026 LAKESIDE BLVD.			
INDIANAPOLIS, IN 46278			
CONTACT PERSON NAME: FORFEITURE FUND TEAM/Attn: Eliot VanVelsen			TELEPHONE NUMBER: (317) 614-4613
ADDITIONAL INFORMATION:			

PAYEE/COMPANY INFORMATION

NAME: Hidalgo County Sheriff's Office	SSN NO. OR TAXPAYER ID NO.:
ADDRESS: 711 E. El Cibolo / P.O. Box 1228, Edinburg, Texas 78541	
CONTACT PERSON NAME: Lupe Treviño, Sheriff	TELEPHONE NUMBER: (956) 383-8114

FINANCIAL INSTITUTION INFORMATION

NAME:	
ADDRESS:	
ACH COORDINATOR NAME:	TELEPHONE NUMBER: ()
NINE-DIGIT ROUTING TRANSIT NUMBER: _ _ _ _ _	
DEPOSITOR ACCOUNT TITLE:	
DEPOSITOR ACCOUNT NUMBER:	LOCKBOX NUMBER:
TYPE OF ACCOUNT: <input type="checkbox"/> CHECKING <input type="checkbox"/> SAVINGS <input type="checkbox"/> LOCKBOX	
SIGNATURE AND TITLE OF AUTHORIZED OFFICIAL: (Could be the same as ACH Coordinator)	TELEPHONE NUMBER: ()

**ACH VENDOR/MISCELLANEOUS PAYMENT
ENROLLMENT FORM**

OMB No. 1510-0056

This form is used for Automated Clearing House (ACH) payments with an addendum record that contains payment-related information processed through the Vendor Express Program. Recipients of these payments should bring this information to the attention of their financial institution when presenting this form for completion.

PRIVACY ACT STATEMENT

The following information is provided to comply with the Privacy Act of 1974 (P.L. 93-579). All information collected on this form is required under the provisions of 31 U.S.C. 3322 and 31 CFR 210. This information will be used by the Treasury Department to transmit payment data, by electronic means to vendor's financial institution. Failure to provide the requested information may delay or prevent the receipt of payments through the Automated Clearing House Payment System.

AGENCY INFORMATION

FEDERAL PROGRAM AGENCY U. S. CUSTOMS AND BORDER PROTECTION		
AGENCY IDENTIFIER: 7005	AGENCY LOCATION CODE (ALC): 70-05-0800	ACH FORMAT: <input checked="" type="checkbox"/> CCD+ <input type="checkbox"/> CTX <input type="checkbox"/> CTP
ADDRESS: NATIONAL FINANCE CENTER, 6026 LAKESIDE BLVD.		
INDIANAPOLIS, IN 46278		
CONTACT PERSON NAME: FORFEITURE FUND TEAM/Attn: Eliot VanVelsen		TELEPHONE NUMBER: (317) 614-4613
ADDITIONAL INFORMATION:		

PAYEE/COMPANY INFORMATION

NAME Hidalgo County Sheriff's Office	SSN NO. OR TAXPAYER ID NO.
ADDRESS 711 E. El Cibolo / P.O. Box 1228, Edinburg, Texas 78541	
CONTACT PERSON NAME: Lupe Treviño, Sheriff	TELEPHONE NUMBER: (956) 383-8114

FINANCIAL INSTITUTION INFORMATION

NAME:	
ADDRESS:	
ACH COORDINATOR NAME:	TELEPHONE NUMBER: ()
NINE-DIGIT ROUTING TRANSIT NUMBER: _____	
DEPOSITOR ACCOUNT TITLE:	
DEPOSITOR ACCOUNT NUMBER:	LOCKBOX NUMBER:
TYPE OF ACCOUNT: <input type="checkbox"/> CHECKING <input type="checkbox"/> SAVINGS <input type="checkbox"/> LOCKBOX	
SIGNATURE AND TITLE OF AUTHORIZED OFFICIAL: (Could be the same as ACH Coordinator)	TELEPHONE NUMBER: ()

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does the web depend on the # of employee engaged.