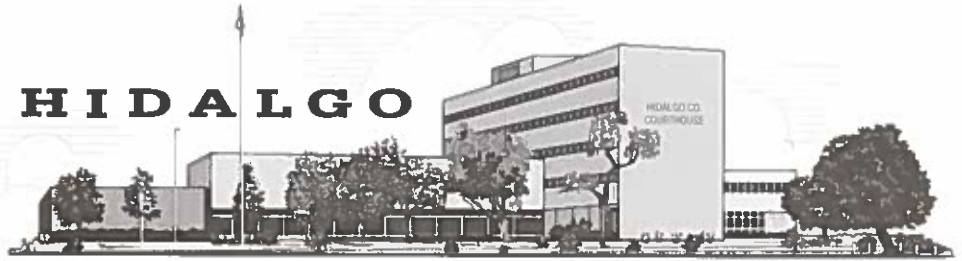


COUNTY of HIDALGO



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

February 26, 2018

The Honorable Ramon Garcia, Hidalgo County Judge
The Honorable David Fuentes, Commissioner, Precinct No. 1
The Honorable Eduardo "Eddie" Cantu, 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 § 111.07075 SPECIAL BUDGET FOR REVENUE RECEIVED AFTER START OF FISCAL YEAR.

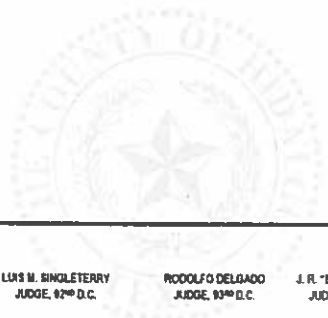
The county auditor shall certify to the commissioners court the receipt of revenue from a new source not anticipated before the adoption of the budget and not included in the budget for that fiscal year. On certification, the court may adopt a special budget for the limited purpose of spending the revenue for general purposes or for any of its intended purposes.

I, Maria Arcilia Duran, County Auditor of Hidalgo County, certify to the Hidalgo County Commissioners Court the revenue received from a transfer from Jail Commissary Trust Fund in the amount of \$2,827.38 to fund the removal and replacement of privacy partitions at the Hidalgo County Adult Detention Center. These funds may now be made available by creating a new special budget or amending a current budget for its intended purposes.

CERTIFIED BY:

Maria A. Duran
Maria Arcilia Duran, CPA
Hidalgo County Auditor

2-26-18
Date



HIDALGO COUNTY DISTRICT JUDGES

LUIS M. SINGLETERRY JUDGE, 92ND D.C. RODOLFO DELGADO JUDGE, 93RD D.C. J. R. "BOBBY" FLORES JUDGE, 129TH D.C. ROSE GUERRA HEYNA JUDGE, 206TH D.C. JUAN R. PARTIDA JUDGE, 275TH D.C. MARIO E. RAMIREZ, JR. JUDGE, 332ND D.C. NOÉ GONZALEZ JUDGE, 370TH D.C. OVERSEER LETICIA LOPEZ JUDGE, 389TH D.C. L. KENO VASQUEZ JUDGE, 394TH D.C. ISRAEL RAMON, JR. JUDGE, 430TH D.C. RENEE R. BETANCOURT JUDGE, 449TH D.C.

Nereyda Gonzalez

From: Linda Fong [Linda.Fong@auditor.co.hidalgo.tx.us]
Sent: Friday, February 23, 2018 1:37 PM
To: Nereyda Gonzalez
Cc: Marcela Luna
Subject: FW: Certification of Revenues Request for \$2,827.38 (Jail Commissary)
Attachments: COR \$2.827.38.pdf

From: Pedro Luis Ramirez [mailto:pedro.ramirez@hidalgo.org]
Sent: Friday, February 23, 2018 12:58 PM
To: arcy.duran@auditor.co.hidalgo.tx.us; linda.fong@auditor.co.hidalgo.tx.us
Cc: 'Letty Chavez' <Letty.Chavez@auditor.co.hidalgo.tx.us>; Emilia Uriegas <emilia.uriesgas@hidalgo.org>
Subject: Certification of Revenues Request for \$2,827.38 (Jail Commissary)

Mrs. Duran:

This is to formally request the certification of revenues for \$2,827.38 (Jail Commissary Account, Program 2102) in reference to AI#63890. Our office will be requesting placement of the item for CC agenda of 02/27/18.

Should you require additional information, feel free to contact our office. Thank you!

Sincerely,

Pedro Luis Ramirez, MBA, MPP

Accountant IV

Hidalgo County Sheriff's Office • Financial Services Division

Edinburg, Texas 78542 • Phone: (956) 393-6151

pedro.ramirez@hidalgo.org



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AI-63890

Sheriff's Office 5. D.

CC - REGULAR

Meeting Date: 02/27/2018

Submitted For: Roy Quintanilha, SHERIFF DEPT.

Submitted By: Emilia Uriegas, SHERIFF DEPT.

Department: SHERIFF DEPT.

Information

CAPTION

1. Approval of certification or revenues as certified by County Auditor.
2. Approval of appropriation of funds in the Jail Commissary account for the amount of \$2,827.38.

BACKGROUND

Fiscal Impact

CALENDAR YEAR: 2018

ACCT. #: 8-2102-423-21-280-015-0-XXX

FUNDS AVAILABLE Y/N?: Y MATCHING FUNDS Y/N?: N

BUDGETARY IMPACT:

Funds available as of 2/23/18, as provided by the Jail Commissary Bank Account. Monies forwarded to County Treasurer's Office (Receipt No. 220146 dated 02/23/18).

Attachments

COR REQUEST

BUDGET AMENDMENT

Form Review

Inbox	Reviewed By	Date
Emilia Uriegas (Originator)	Emilia Uriegas	02/23/2018 02:41 PM
Budget & Management	Veronica Ortiz	02/23/2018 02:51 PM
Final Approval	Monica Salinas	02/23/2018 04:57 PM
Form Started By: Emilia Uriegas		Started On: 02/23/2018 11:23 AM
Final Approval Date: 02/23/2018		



OFFICIAL HIDALGO COUNTY RECEIPT
OFFICE OF THE COUNTY TREASURER
NORMA G. GARCIA

Receipt No: 220146

Received From: SHERIFF'S DEPT. 02/23/18

Date 02/23/18

1	5448	JAIL COMMISARY TRUST FUNDS	8-2102-391-03-000-426-0-000	2,827.38
---	------	----------------------------	-----------------------------	----------

Total: 2,827.38

Check Total	2,827.38
Cash Total	.00
Credit Total	.00
Other Total	.00



HIDALGO COUNTY JAIL COMMISSARY
P.O. BOX 1228
EDINBURG, TX 78540
PH. 956-381-7900 EXT. 7928

LONESTAR NATIONAL BANK
WWW.LONESTARNATIONALBANK.COM

88-1168/1149

5448

2/23/2018

PAY TO THE ORDER OF Hidalgo County Treasurer

**2,827.38

Two Thousand Eight Hundred Twenty-Seven and 38/100.....

DOLLARS

Hidalgo County Treasurer

Void After 90 Days

MEMO

Additional Funding for the Removal and Replacemen

⑈005448⑈ ⑆114911687⑆ 710 15949⑈

DETAILS ON BACK
SECURITY FEATURES INCLUDED

HIDALGO COUNTY JAIL COMMISSARY
Hidalgo County Treasurer

2/23/2018

5448

Additional Funding for the Removal and Replacemen

2,827.38

Cash on Deposit - LS Additional Funding for the Removal and Replace

2,827.38

HIDALGO COUNTY SHERIFF'S OFFICE
REVENUE REMITTANCE FORM
2/23/2018

TO: HIDALGO COUNTY TREASURER

THE FOLLOWING REMITTANCE REPRESENTS COLLECTIONS FOR:

1. Sheriff's Office - Court Ordered Confiscations \$ _____
(Seizure made prior to October 18, 1989)

- A. Credit Account Number: _____
- B. Actual date property seizure was made: _____
- C. Funds were awarded by District Court No. _____
on _____ CAUSE # _____
- D. These Funds must be Appropriated through Commissioner's
Court before they can be expended.

2. Undistributed Sheriff Fines and Court Costs ("D" Account) \$ _____

- A. Credit Account Number: _____
- B. For Receipts Issued from No. _____ to No. _____
- C. For Date(s) _____

3. Sheriff's Office - Court Ordered Confiscations \$ _____
(Seizure made on October 18, 1989 and thereafter)

- A. Credit Account Number: _____
- B. Actual date property seizure was made: _____
- C. Funds were awarded by District Court No. _____
on _____ CAUSE # _____
- D. These Funds must be Appropriated through Commissioner's
Court before they can be expended.

4. Sheriff's Office - Jail Commissary Trust Funds \$ 2,827.38

- A. Credit Account Number: 8-2102-391-03-000-426-0-000
- B. For Removal and Replacement of Privacy Partitions Project
- C. These payments comply with all applicable State Statutes and any
applicable rules promulgated by the Texas Commission on Jail Standards.

GRAND TOTAL REMITTED TO TREASURER \$ 2,827.38

APPROVED BY:


HIDALGO COUNTY SHERIFF OR DESIGNEE

2-23-18
DATE

PREPARED BY:


ACCOUNTANT IV

220146
TREASURER'S RECEIPT NO.

Nereyda Gonzalez

From: Linda Fong [Linda.Fong@auditor.co.hidalgo.tx.us]
Sent: Friday, March 17, 2017 2:00 PM
To: Nereyda Gonzalez
Subject: FW: AI-58933
Attachments: Partition Justification.pdf

From: Roy Quintanilha [mailto:roy.quintanilha@hidalgo.org]
Sent: Friday, March 17, 2017 11:43 AM
To: Letty Chavez <Letty.Chavez@auditor.co.hidalgo.tx.us>
Cc: Gabriel Castaneda <gabriel.castaneda@hidalgo.org>; arcy duran <arcy.duran@auditor.co.hidalgo.tx.us>; Linda Fong <linda.fong@auditor.co.hidalgo.tx.us>; emilia uriegas <emilia.uriegas@hidalgo.org>; Vivian Garza <Vivian.Garza@auditor.co.hidalgo.tx.us>; Chief Mario.Lopez <mario.lopez@hidalgo.org>; Rosie Gonzalez <rosieg@hidalgo.org>; Capt Madrigal work <belinda.madrigal@hidalgo.org>; Josephine Ramirez <josephine.ramirez@da.co.hidalgo.tx.us>
Subject: Re: AI-58933

Good morning Ms. Chavez,

Attached is a copy of our request from the District Attorneys Office for use of the funds two projects. The partitions were one of the two.

The partitions will be replace the partitions in every housing unit that is rusted past the point of repair.

The partitions provides inmates with privacy while using the toilet or stepping out of the showers.

Please let me know if you need any further information.

Chief Roy Quintanilha.

From: "Letty Chavez" <Letty.Chavez@auditor.co.hidalgo.tx.us>
To: "roy quintanilha" <roy.quintanilha@hidalgo.org>
Cc: "Gabriel Castaneda" <gabriel.castaneda@hidalgo.org>, "arcy duran" <arcy.duran@auditor.co.hidalgo.tx.us>, "Linda Fong" <linda.fong@auditor.co.hidalgo.tx.us>, "emilia uriegas" <emilia.uriegas@hidalgo.org>, "Vivian Garza" <Vivian.Garza@auditor.co.hidalgo.tx.us>
Sent: Thursday, March 16, 2017 10:06:14 AM
Subject: AI-58933

Good morning,

Agenda item 58933 is requesting certification of revenues in the amount of \$111,794.56 to appropriate funding for the removal and replacement of privacy partitions at the jail.

Pursuant to Local Government Code §351.0415 (c), (c) The sheriff may use commissary proceeds only to:
(1) fund, staff, and equip a program addressing the social needs of the county prisoners, including an educational or recreational program and religious or rehabilitative counseling;
(2) supply county prisoners with clothing, writing materials, and hygiene supplies;

- (3) establish, staff, and equip the commissary operation and fund the salaries of staff responsible for managing the inmates' commissary accounts;
- (4) fund, staff, and equip an educational use and a law library for the educational use of inmates; or
- (5) fund physical plant improvements, technology, equipment, programs, services and activities that provide for the well-being, health, safety, and security of the inmates and the facility.

Please provide me with information to determine if the use of commissary funds for the removal and replacement of privacy partitions is allowed by statute (i.e., where will the partitions be located, who will benefit from the use of the partitions, etc..).

Letty Chavez

**Compliance Audit Supervisor
Hidalgo County Auditor's Office
(956) 318-2511 ext. 4651**

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Zimbra

roy.quintanilha@hidalgo.org

Re: Use of Commissary Funds

From : Josephine Ramirez
<josephine.ramirez@da.co.hidalgo.tx.us>

Mon, Nov 28, 2016 10:39 AM

Subject : Re: Use of Commissary Funds

To : Roy Quintanilha
<roy.quintanilha@hidalgo.org>

Cc : Ruben Hinojosa
<ruben.hinojosa@hidalgo.org>, Sheriff
Guerra <sheriff.guerra@hidalgo.org>, Chief
Mario Lopez <mario.lopez@hidalgo.org>,
Gabriel Castaneda
<gabriel.castaneda@hidalgo.org>, Capt
Madrigal work
<bellinda.madrigal@hidalgo.org>, Joe
Vasquez <joe.vasquez@hidalgo.org>, Daniel
Casarez <daniel.casarez@hidalgo.org>,
Victor Garza
<victor.garza@da.co.hidalgo.tx.us>, Mary
Cheaney <mary.cheaney@da.co.hidalgo.tx.us>

Chief,

As our office has previously advised, the Texas Local Government Code dictates that the sheriff or the sheriff's designee may use commissary proceeds for a limited number of purposes, one of which is:

"[to] fund physical plant improvements, technology, equipment, programs, services, and activities that provide for the well-being, health, safety, and security of the inmates and the facility."

Tex. Loc. Gov't Code §351.0415(c)(5).

As you have represented that the proposed purchase will be used for the well being, health, and safety of inmates, and without further guidance that such a

purchase is not permitted by section 351.0415(c)(5), it is our belief that the Sheriff's Office may use these funds for this expense.

Further, as the Sheriff has wide discretion to determine how to use these funds to meet the needs of the inmates and the facility, the improvements/repair and replacement of items described below appear to be permissible purchases in accordance with the applicable code provisions.

Should you need any further assistance from our office, please feel free to contact me.

Thank you,

Josephine Ramirez Solis

Assistant Criminal District Attorney

Chief - Civil Division

Office of Criminal District Attorney

Hidalgo County, Texas

100 E. Cano

Edinburg, TX 78539

(956) 292-7609 ext. 8186

(956) 318-2079 FAX

josephine.ramirez@da.co.hidalgo.tx.us

.....

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.....

On Mon, Nov 14, 2016 at 4:22 PM, Roy Quintanilha
<roy.quintanilha@hidalgo.org> wrote:

Good morning Ms. Ramirez,

As previously discussed, any use of Commissary Funds for building renovations will be run through your office to determine if the projects meet the requirements of the Texas Local Government Code Section 351.0415

Sec. 351.0415. COMMISSARY OPERATION BY SHERIFF OR PRIVATE VENDOR. (a) The sheriff of a county or the sheriff's designee, including a private vendor operating a detention facility under contract with the county, may operate, or contract with another person to operate, a commissary for the use of the inmates committed to the county jail or to a detention facility operated by the private vendor, as appropriate. The commissary must be operated in accordance with rules adopted by the Commission on Jail Standards.

(b) The sheriff or the sheriff's designee:

- (1) has exclusive control of the commissary funds;
- (2) shall maintain commissary accounts showing the amount of proceeds from the commissary operation and the amount and purpose of disbursements made from the proceeds; and
- (3) shall accept new bids to renew contracts of commissary suppliers every five years.

(c) The sheriff or the sheriff's designee may use commissary proceeds only to:

- (1) fund, staff, and equip a program addressing the social needs of the inmates, including an educational or recreational program and religious or rehabilitative counseling;
- (2) supply inmates with clothing, writing materials, and hygiene supplies;
- (3) establish, staff, and equip the commissary operation and fund the salaries of staff responsible for managing the inmates' commissary accounts;
- (4) fund, staff, and equip both an educational and a law library for the educational use of inmates; or
- (5) fund physical plant improvements, technology, equipment, programs, services, and activities that provide for the well-being, health, safety, and security of the inmates and the facility.

We have two specific projects that would require the use of commissary funds.

The first project is the removal, disposal, replacement and installation of the steal privacy partitions in each housing unit. the partitions are designed to provide some privacy for inmates that are showering our using the tollets in common

areas. A total of 87 partitions of various sizes will need to be replaced. Attached is a sketch of what a partition will look like. Estimated cost for this project will be over \$50,000.00...

The second item is for removal, disposal of old padding and the replacement and installation of new padding in two cells in booking commonly referred to as a padded cell. In addition to the padded cells in booking, the project would include the engineering, labor and product for converting of three single cells (1 in Echo or protective custody cells, 1 in Alpha or female dorm housing unit and 1 in the infirmary) to padded cells. This would increase our capacity to place violent, suicidal prisoners in a safer cell reducing self injury to the inmate. Estimated cost for this project will be over \$50,000.00...

Both projects would be a benefit to the inmates well-being, health and safety. Both projects would need the Hidalgo County Purchasing Department to seek out bids. Once a vendor has been selected and the cost of each project is known, we will transfer the appropriate amounts for the Purchase Orders as has been the practice to date.

Costs for these projects were not included in the 2016 budget request for 2017. Both are essential for safe operations. Funding is available in Commissary accounts.

Thank you in advance for your attention to this request.

Thank You.

Chief Roy Quintanilha

DATE: February 23, 2018
DEPARTMENT HEAD: J. E. "Eddie" Guerra
DEPARTMENT NAME: Jail Commissary
ACCOUNT NUMBER: 8-2102-423-21-280-015-0-XXX

SUBJECT: Budget Amendments (Increases) in Accordance with Local Government Code, Chapter 111, Subchapter C

Honorable Commissioners' Court of Hidalgo County:

I would like to request the following Amendments (increases) to my budget in accordance with Local Government Code, Chapter 111, Subchapter C

INCREASE ACCOUNT NUMBER(S)	ACCOUNT OBJECT NAME	AMOUNT
8-2102-423-21-280-015-0-430	Jail Commissary--Repair & Maintenance Services	2,827.38
8-2102-391-03-000-426-0-000	Transfer In - Jail Commissary Trust Fund	2,827.38
TOTAL APPROPRIATIONS		<u><u>2,827.38</u></u>

REASON: To appropriate additional funding for the removal and replacement of privacy partitions at the Hidalgo County Adult Detention Center

DEPARTMENT HEAD SIGNATURE

DATE

APPROVED COMMISSIONERS' COURT

ATTEST COUNTY CLERK