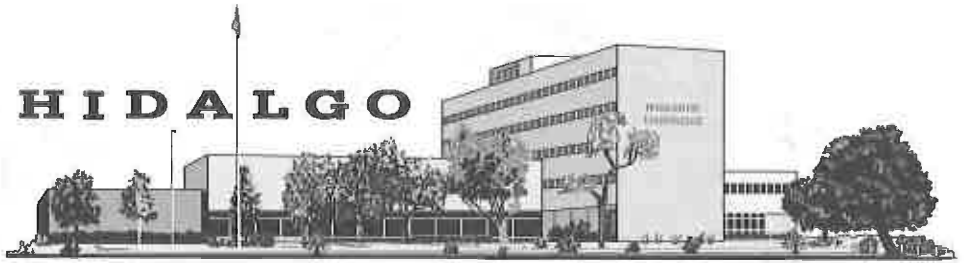


# COUNTY *of* HIDALGO



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](http://www.co.hidalgo.tx.us/auditor)

December 10, 2021

The Honorable Richard F Cortez, Hidalgo County Judge  
The Honorable David Fuentes, Commissioner, Precinct No. 1  
The Honorable Eduardo Cantu, Commissioner, Precinct No. 2  
The Honorable Everardo Villarreal, Commissioner, Precinct No. 3  
The Honorable Ellie Torres, Commissioner, Precinct No. 4

## RE: Certification of Revenue

Dear Judge and Commissioners:

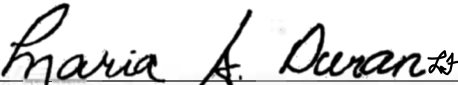
Pursuant to Local Government Code § 111. 0707 SPECIAL BUDGET FOR REVENUE FROM INTERGOVERNMENTAL CONTRACTS:

The county auditor shall certify to the commissioner's 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, Maria Arcilia Duran, County Auditor of Hidalgo County, certify to the Hidalgo County Commissioners Court the receipt of an award from Texas A&M University-Kingsville (TAMUK). These funds may now be made available by creating a new special budget or amending a current budget for its intended purposes.

| AMOUNT      | PURPOSE  |
|-------------|--|
| \$29,584.00 | TAMUK FY21<br>Hidalgo Co. Constable Precinct No. 1 & No. 3 \$29,584.00 |

CERTIFIED BY:

  
\_\_\_\_\_  
Maria Arcilia Duran, CPA

12/10/2021  
\_\_\_\_\_  
Date

### HIDALGO COUNTY DISTRICT JUDGES

LLUIS M. SINGLETERRY JUDGE, 82<sup>ND</sup> D.C.    FERNANDO MARCHES JUDGE, 83<sup>RD</sup> D.C.    J. R. "BOBBY" FLORES JUDGE, 138<sup>TH</sup> D.C.    ROSE GUERRA REYNA JUDGE, 208<sup>TH</sup> D.C.    MARLA CUELLAR JUDGE, 275<sup>TH</sup> D.C.    MARIO E. RAMIREZ, JR. JUDGE, 332<sup>ND</sup> D.C.    NOE GONZALEZ JUDGE, 370<sup>TH</sup> D.C. OVERSEER    LETICIA LOPEZ JUDGE, 389<sup>TH</sup> D.C.    L. KENO VASQUEZ JUDGE, 398<sup>TH</sup> D.C.    ISRAEL RAMON, JR. JUDGE, 430<sup>TH</sup> D.C.    RENEE R. BETANCOURT JUDGE, 448<sup>TH</sup> D.C.    JOSE "JOE" RAMIREZ JUDGE, 454<sup>TH</sup> D.C.

AI-83730

Budget and Management 25. F.

CC REGULAR AGENDA SPECIAL MTG

Other

Meeting Date: 12/14/2021

Submitted For: Sergio Cruz, BUDGET & MANAGEMENT

Submitted By: Ivan Cantu, BUDGET & MANAGEMENT

Department: BUDGET & MANAGEMENT

**CAPTION**

**Constable Pct. 1 & Constable Pct. 3 - Texas A & M University - Kingsville (TAMUK) (1285):**

1. Approval of Third Amendment to Interlocal Cooperation Agreement between County of Hidalgo, Texas, acting by and through the Hidalgo County Constable Pct. 1 and Constable Pct. 3, and Texas A & M University - Kingsville, acting by and through the Texas A & M University - Kingsville Police Department in relation to security services with authority for County Judge, as Authorized Official, to execute agreement.
2. Authorization and approval to pay overtime reimbursable under the agreement terms and conditions.
3. Approval of certification of revenues, as certified by the County Auditor, in the amount of \$29,584.00 and appropriation of same.

**BACKGROUND**

3rd amended agreement modifies and clarifies section 15 Compensation terms and incorporates Exhibit A to the agreement. The total annual compensation amount is \$29,584.00 and the O/T hours worked will not exceed 50 hrs per month for both Constable Pct. 1 & Pct. 3. FY 2021 agreement term is from 9.3.2021 to 9.2.2022.

**References:**

- AI-81887, CC 8.24.2021, CC Approval of 2nd Amended agreement
- AI-78633 & 79073, CC 12.15.2020 & 1.19.2021, CC Approval of 1st year extension
- AI-71942, CC 8.27.2019, CC Approval of Original Interlocal Agreement for both Const. Pct. 1 & Const Pct. 3.

**Fiscal Impact**

**CALENDAR YEAR:** 2021

**ACCT. #:** 1-1285-421-00-29X-022-1-XXX

**FUNDS AVAILABLE Y/N?:** Y

**MATCHING FUNDS Y/N?:** N

**BUDGETARY IMPACT:**

Appropriation of funds in the amount of \$29,584.00 in relation to the Third (3rd) Amendment to the Interlocal Agreement between Hidalgo County and Texas A & M University-Kingsville for FY 2021 (9.3.2021 to 9.2.2022), pending COR by Co. Auditor

1-1285-421-00-291-022-1-XXX CONST PCT1 TAMU-SECURITY

1-1285-421-00-293-022-1-XXX CONST PCT3 TAMU-SECURITY

Revenue acct #1-1285-337-00-291-022-1-000 CONST PCT1-TAMU-REVENUES

---

**Attachments**

3rd Amended TAMUK Agreement  
Legal Approval Email  
Exhibit A-Overtime Projections Worksheet  
COR Request Memo  
TAMUK Appropriation

---

**Form Review**

**Inbox**

Ivan Cantu (Originator)

Budget & Management

Final Approval

Form Started By: Ivan Cantu

**Reviewed By**

**Date**

Started On: 12/08/2021 10:05 AM

DATE: October 14, 2021

DEPARTMENT HEAD: Sergio Cruz, Budget Officer

DEPARTMENT NAME: Dept of Budget & Mgmt for Const. Pct. 1 & Const. Pct. 3 TAMU Security

ACCOUNT NUMBER: 1-1285-421-00-29X-022-1-XXX

Contact Person: Ivan Cantu Ph#: \_\_\_\_\_ Ext. 5425

**2021**  
Appropriation

**AI-83730/CC 12.14.2021**



**SUBJECT: Budget Amendments** (increase (decrease)) in accordance with Local Government Code, Chapter 111, § 111.070, Item C (2).

Honorable Commissioners' Court of Hidalgo County:

I would like to request the following Budget Amendments (increase (decrease)) in accordance with Local Government Code, Chapter 111, § 111.070, Item C (2).

| INCREASE ACCOUNT NUMBER(S)              | ACCOUNT (OBJECT) NAME     |                    | AMOUNT           |
|---|---------------------------|--------------------|------------------|
| 1-1285-421-00-291-022-1- 131            | CONST PCT1 TAMU-SECURITY- | REG. F/T EMPLOYEES | 11,900.00        |
| 1-1285-421-00-291-022-1- 220            | CONST PCT1 TAMU-SECURITY- | FICA               | 910.00           |
| 1-1285-421-00-291-022-1- 230            | CONST PCT1 TAMU-SECURITY- | RETIREMENT         | 1,539.00         |
| 1-1285-421-00-291-022-1- 250            | CONST PCT1 TAMU-SECURITY- | UNEMPLOYMENT COMP  | 71.00            |
| 1-1285-421-00-291-022-1- 260            | CONST PCT1 TAMU-SECURITY- | WORKERS COMP       | 372.00           |
| 1-1285-421-00-293-022-1- 131            | CONST PCT3 TAMU-SECURITY- | REG. F/T EMPLOYEES | 11,900.00        |
| 1-1285-421-00-293-022-1- 220            | CONST PCT3 TAMU-SECURITY- | FICA               | 910.00           |
| 1-1285-421-00-293-022-1- 230            | CONST PCT3 TAMU-SECURITY- | RETIREMENT         | 1,539.00         |
| 1-1285-421-00-293-022-1- 250            | CONST PCT3 TAMU-SECURITY- | UNEMPLOYMENT COMP  | 71.00            |
| 1-1285-421-00-293-022-1- 260            | CONST PCT3 TAMU-SECURITY- | WORKERS COMP       | 372.00           |
| 1-1285-337-00-291-022-1- 000            | CONST PCT1-TAMU-          | REVENUES           | 14,792.00        |
| 1-1285-337-00-293-022-1- 000            | CONST PCT3-TAMU-          | REVENUES           | 14,792.00        |
| <b>TOTAL BUDGET INCREASE (DECREASE)</b> |                           |                    | <b>29,584.00</b> |

**REASON:** Appropriation of funds to fund overtime & fringes for Constable Pct. 1 & Constable Pct. 3 in relation to the FY 2021 3rd Amedment to the TAMUK Interlocal Agreement to provide security services to the TAMUK Citrus Center Campus located in Weslaco, TX. **FY 2021 term of agreement is from 9.3.2021 to 9.2.2022.**

DEPARTMENT HEAD SIGNATURE

APPROVED COMMISSIONERS' COURT

\_\_\_\_\_  
DATE

\_\_\_\_\_  
ATTEST COUNTY CLERK

0\*\*

11,900.00+

910.00+

1,539.00+

71.00+

372.00+

14,792.00\*

14,792.00+

14,792.00+

29,584.00\*

STATE OF TEXAS           §  
  §  
COUNTY OF HIDALGO   §

**THIRD AMENDMENT TO INTERLOCAL COOPERATION AGREEMENT  
BETWEEN COUNTY OF HIDALGO, TEXAS AND  
TEXAS A&M UNIVERSITY-KINGSVILLE**

This Amendment to the Interlocal Agreement is made this 14<sup>th</sup> day of December, 2021, by and between **COUNTY OF HIDALGO, TEXAS**, hereinafter referred to as “County”, by and through the Hidalgo County Constable Precinct No.1 and No.3 (collectively, the “HCCO”), and **TEXAS A&M UNIVERSITY-KINGSVILLE**, herein after referred to as “TAMUK”, by and through the TEXAS A&M UNIVERSITY-KINGSVILLE POLICE DEPARTMENT. **This Amendment is effective as of August, 24, 2021.**

**WHEREAS**, TAMUK and County entered into an Interlocal Agreement dated September 3, 2019, to enhance the parties’ ability to effectively address alleged crimes; which includes sharing information about Texas A&M University Kingsville, Citrus Center Campus, students and employees who are the victim of, a witness to, or an alleged perpetrator of an offense of violence or sex offense;

**WHEREAS**, on August 24, 2021 the Agreement was amended to remain in effect for an additional one (1) year term, with two (2) additional one (1) year options to renew, and clarify the compensation terms related to reimbursing the County for costs associated with providing services; and

**WHEREAS**, the Parties now wish to incorporate **Exhibit “A”** to further clarify the compensation terms related to reimbursing the County for costs associated with providing services.

**NOW, THEREFORE**, and in consideration of the terms and provisions set forth herein, for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, TAMUK and County hereby agree to the following:

1. The second paragraph in Section “15.” of the Agreement is hereby modified and replaced as follows:  
“TAMUK agrees to pay and reimburse HCCO for actual costs borne by Hidalgo County pursuant to this Agreement, a total annual compensation amount of twenty-nine thousand five hundred eighty-four dollars (\$29,584.00) for both Constable Pct. 1 & Pct. 3. as described in Exhibit “A” attached hereto and made part of this Agreement. HCCO will not exceed the amount of monthly overtime hours of fifty (50) hours a month. HCCO will submit monthly invoices to TAMUK for the actual costs to be reimbursed to HCCO. TAMUK agrees to pay promptly upon receipt of said invoices.”
  
2. Except as modified herein, all other terms and conditions of the Agreement, remain in full force and effect. County and TAMUK ratify and confirm the terms and provisions of the Agreement as amended herein.

*[SIGNATURE PAGE TO FOLLOW]*

**WITNESS THE HANDS OF THE PARTIES** effective as of the day and year written above.

**TEXAS A&M UNIVERSITY KINGSVILLE**

BY: \_\_\_\_\_

**ATTEST:**

BY: \_\_\_\_\_

**COUNTY OF HIDALGO, TEXAS**

BY: \_\_\_\_\_  
Richard Cortez, Hidalgo County Judge

**ATTEST:**

By: \_\_\_\_\_  
Arturo Guajardo, Jr.  
Hidalgo County Clerk

Approved by the Hidalgo County Commissioner's Court on \_\_\_\_\_.

**APPROVED AS TO FORM:**  
**Hidalgo County Criminal District Attorney's Office**  
**Ricardo Rodriguez, Jr.**

By: \_\_\_\_\_  
Amanda Diane Austin, Assistant District Attorney

# Hidalgo County

## Department of Budget & Management

### 3rd Amended TAMUK Agreement for Constable Pct. 1 & Constable Pct. 3 2nd Year Extension, FY 2021 (9-3-2021 to 9-2-2022) Exhibit A - Overtime Expense Projection

| Department Name               | Position Title          | Budgeted Salary R8/55 | Regular Hourly Rate | Overtime Hourly Rate | Total Monthly Average O/T Hours Worked <sup>(1)</sup> | Total Monthly Estimated O/T Compensation | Total Estimated Annual Overtime Compensation | Pro-Rated Annual O/T Compensation |               |
|-------------------------------|-------------------------|-----------------------|---------------------|----------------------|---|--|--|-----------------------------------|---------------|
| Constable Pct. 1              | Senior Deputy Constable | 55,003                | 26.44               | 39.67                | 50  | 1,983                                    | 23,800                                       | 11,900                            |               |
| Constable Pct. 3              |                         |                       |                     |                      |   |  |  | 11,900                            |               |
| <b>Fringes<sup>(2)</sup>:</b> |                         |                       |                     |                      |   |  |  |                                   |               |
|                               |                         |                       |                     |                      |   |  | FICA (7.65%)                                 | 1,821                             | 910           |
|                               |                         |                       |                     |                      |   |  | 2021 Retirement (12.73%)                     | 3,077                             | 1,539         |
|                               |                         |                       |                     |                      |   |  | 2022 Retirement (13.03%)                     | 143                               | 71            |
|                               |                         |                       |                     |                      |   |  | Unemployment (0.60%)                         | 744                               | 372           |
|                               |                         |                       |                     |                      |   |  | Workers Comp(3.12%)                          | 5,784                             | 2,892         |
|                               |                         |                       |                     |                      |   |  | <b>Total Fringes</b>                         | <b>29,584</b>                     | <b>14,792</b> |
|                               |                         |                       |                     |                      |   |  | <b>Total Overtime &amp; Fringes</b>          | <b>29,584</b>                     | <b>14,792</b> |

**Notes:**

1. The Total Monthly Average of O/T Hours Worked is taken from the Monthly Reimbursement Request submitted by Auditor's Office to TAMUK for the month of Oct. 2021 and it includes both Const Pct. 1 & Pct. 3
2. Auditor's Office is recommending using this method.

3. Fringes are rounded

| Department       | Estimated Overtime | Estimated Fringes | Total Estimated Annual Compensation Amount |
|------------------|--------------------|-------------------|--|
| Constable Pct. 1 | 11,900             | 2,892             | 14,792                                     |
| Constable Pct. 3 | 11,900             | 2,892             | 14,792                                     |
| <b>Totals</b>    | <b>23,800</b>      | <b>5,784</b>      | <b>29,584</b>                              |

DBM Revised: 12.6.2021

Amanda Austin <amanda.austin@da.co.hidalgo.tx.us>

Tue, Dec 7, 2021  
at 8:38 AM

To: Ivan Cantu <ivan.cantu@co.hidalgo.tx.us>

Cc: "sanmiguel, damaris" <damaris.sanmiguel@co.hidalgo.tx.us>, "cruz, sergio" <sergio.cruz@co.hidalgo.tx.us>

Good morning,

Please find a third amendment to the ICA attached to this email. The attachment is approved as to form. Thank you.

Should you have any questions or concerns, please do not hesitate to contact our office.

Respectfully,

---

**Amanda D. Austin**

*Assistant District Attorney*

Pronouns: she, her, hers

Office of the Criminal District Attorney, Civil Litigation Division

Hidalgo County, Texas

100 E. Cano

Edinburg, Texas 78539

(o) 956.292.7609

amanda.austin@da.co.hidalgo.tx.us

\*\*\*\*\*

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# DEPARTMENT OF BUDGET & MANAGEMENT



O: (956) 292-7025  
F: (956) 292-7034

[www.co.hidalgo.tx.us/budget](http://www.co.hidalgo.tx.us/budget)

2818 S. Business Hwy. 281  
Edinburg, Texas 78539

## MEMORANDUM

**To:** Maria Arcilia Duran, CPA, County Auditor

**From:** Sergio Cruz, Hidalgo County Budget Officer *SC*

**Date:** Wednesday, December 8, 2021

**Subject:** Certification of Revenues- Third (3<sup>rd</sup>) Amendment to Interlocal Agreement-Texas A& M-Kingsville

**CC:** Linda Fong, First Assistant County Auditor  
Deborah Fischer, Director of Accounting  
Minerva Diaz, Grants Accounting Supervisor  
Honorable Lazaro "Larry" Gallardo, Constable Pct. 3  
Ledy Roque, Executive Assistant I, Constable Pct. 3  
Honorable Celestino Avila, Constable Pct. 1  
Chief Deputy Constable Joe Espinosa, Constable Pct. 1  
Ivan Cantu, Budget Analyst III  
Moises Beltran, Grants Accountant I  
Amanda D. Austin, Assistant District Attorney

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On behalf of Constable Pct. 1 and Constable Pct. 3, please let this memo serve as a request for a Certification of Revenues letter from your office in relation to the Third (3<sup>rd</sup>) Amendment to the Interlocal Cooperation Agreement between Hidalgo County and Texas A & M University-Kingsville in the amount of \$29,584.00

Please be advised that an agenda item to appropriate these funds will be presented in the next Commissioners Court meeting of Tuesday, December 14, 2021 (AI-83730). All pertinent supporting documentation has been attached to the agenda item.

Thank you for your prompt attention to this matter. If you have any questions, please do not hesitate to contact me at (956) 292-7025 ext. 5424 or Ivan Cantu, Budget Analyst III at ext. 5425.