



**AGENDA  
HIDALGO COUNTY  
COMMISSIONERS COURT  
MEETING  
July 7, 2020  
10:00 A.M.**

**NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners Court will be held in the Commissioners Courtroom of the Administration Building, 100 E. Cano, 1st floor, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:**

**In accordance with section 418.016 of the Texas Government Code, Governor Abbott has suspended various provisions that require government officials and members of the public to be physically present at a specified meeting location. As a result, all or some government officials may participate via videoconference. Additionally, members of the public are encouraged to watch the meetings online, at: [www.hidalgocounty.us/HClive](http://www.hidalgocounty.us/HClive)**

**To participate in public comment, please call: (956) 292-7630 and you will be given further instruction and be provided with a toll free number at that time.**

- 1. Roll Call**
- 2. Pledge of Allegiance**
- 3. Prayer**
- 4. Approval of Consent Agenda**
- 5. Open Forum**
- 6. District Attorney's Office:**
  - A. AI-76298** DA-Border Prosecution Unit Grant (BPU)(1281):
    1. Approval to accept the Region 3-Border Prosecution Unit Supplemental Grant in the amount of \$619,859.00, effective 09/01/2019 through 08/31/2021.
    2. Approval of certification of revenues as certified by the County Auditor for the FY2020 Region 3-Border Prosecution Unit grand funds in the amount of \$619,859.00 and appropriation of the same.

7.

**IT Department:**

- A. AI-76289** Authorization and approval to purchase new wireless devices with service plans through the County's membership/participation with CONTRACT: DIR-TSO-3415 with VERIZON WIRELESS for the following:

Department:	Employee:	Description:	Qty:	Service Plan:	Equipment:
County Judge	Office Use	New cell phone service	10	4G Custom Nationwide Unl. Mins.+MSG Unl.+ Email&Data Unl. @ \$39.99 + \$5.00 (taxes/fees)/ea per month	iPhone SE 2020 64GB @ \$0
Commissioner Pct. 3	Office Use	New cell phone service	4	4G Custom Nationwide Unl. Mins.+MSG Unl.+ Email&Data Unl. @ \$39.99 + \$5.00 (taxes/fees)/ea per month	iPhone SE 2020 64GB @ \$0
Commissioner Pct. 3	Office Use	New Mifi data service	6	Custom 4G Unl MB Plan w/MBP for National Security, Public Safety & First Responders @ \$37.99/ea per month	JetPack MiFi 8800L @ \$0

8.

**Human Resources:**

- A. Requesting waiver of the following, if applicable, for personnel items listed:

1. Civil Service Commission Rules - Section 3.22
2. Hidalgo County Personnel Policy Manual - Section 6.27
3. Budget Amendment Policy - Personnel Related Amendments

- B. **AI-76088** Classification and Compensation Plan:

1. Approval to add the following position titles to the Classified Positions List:

Action	Position Title	Grade
Add	Immunization Specialist	06
Add	COVID-19 Clerk I	01

2. Approval of the following personnel actions, effective next full pay period 07/06/2020:

Action	Dept./ Prg.	Slot #	Current Position Title	Current Grade	Proposed Position Title	Proposed Grade
Title Change	340-003	0071	Outreach Specialist II	06	Immunization Specialist	06
	340-011	0009				
Title Change	340-003	A124	Outreach Specialist II	06	Immunization Specialist	06
	340-012	0004				
Title Change	340-003	A137	Outreach Specialist II	06	Immunization Specialist	06
	340-012	0005				
Title Change	340-003	A141	Outreach Specialist II	06	Immunization Specialist	06
	340-012	0015				
Title Change	340-003	A149	Outreach Specialist II	06	Immunization Specialist	06
	340-012	0003				

- C. **AI-76268** Health - PHEP Grant (1293):

Approval of clarification to agenda item #75970 stated for the record slot number T001. The correct slot number is T022.

- D. **AI-76255** Community Service Agency (3300):

1. Approval to rescind action taken on AI-76116

- E. AI-76273** Elections (1100):  
Approval to award discretionary step 2 to employee no. 239887, System Support Specialist III after approval of HR criteria certification in accordance with Section 8.03 of the Classification and Compensation Plan, effective next full pay period 07/20/2020.

- F. AI-76269** CARES Act Relief Fund (1287):  
1. Approval to create the following time-limited positions, effective upon Commissioner's Court approval (Department of Budget & Management & County Judge):

Action	Dept./ Prg.	Slot #	Position Title	Grade
Create	115-096	<a href="#">0001 - 0028</a>	COVID-19 Clerk I	01
Create	115-096	0029	Deputy Emergency Management Coordinator II	13
Create	115-096	0030	Administrative Assistant IV	10

2. Approval of intradepartmental transfer

- G. AI-76276** Sheriff (1100):  
1. Approval of the following personnel actions, effective next full pay period 07/20/2020:

Action	Dept./ Prg.	Slot #	Position Title	Current Rank/ Allowance	Proposed Rank/ Allowance
Add Supplemental Allowance	280-001	0116	Deputy Sheriff	06	06
				\$0.00	\$1,800.00
Add Clothing Allowance				\$0.00	\$500.00

2. Approval to increase Crime Prevention Officer (CPO) Level I Assignment Pay from 4 to 6 slots.

**9. Urban County:**

- A. AI-76153** Consideration and approval of the Three Year Cooperation Agreements with each participating city for fiscal years 2021-2023 necessary for the re-qualification of Hidalgo County as an Urban County for the U.S. Department of Housing and Urban Development (HUD) Program.

**10. Health & Human Services Department:**

- A. **AI-76265** 1. Requesting approval to accept the Zika Healthcare Services Grant Contract HHS000059600001, Amendment No. 4 and to have County Judge sign the Amendment and related documents. The purpose of the amendment is to decrease Health Resources and Services Administration (HRSA) funds.  
2. Requesting approval to deobligate the amount of \$67,253.00.

**11. Precinct #2 - Comm. Cantu:**

- A. **AI-76307** Discussion, Consideration, and Approval to appoint 2 new board member(s) to a 1 year term to the Hidalgo County Emergency Service District No. 4, pursuant to the Texas Health & Safety Code Section 775.034.

**12. Precinct #3 - Comm. Flores:**

- A. **AI-76245** Requesting approval to accept counteroffer to purchase a tract of land known as Parcel 28 associated with the Veterans Blvd. project with authority for the County Judge to sign the Administrative Evaluation and Approval Form.

**13. Budget & Management:**

- A. **AI-76209** CARES Act Relief Funds (1287):  
1. Discussion, consideration, and action to approve the ratification of necessary CARES Act Relief Fund expenditures, as listed on Exhibit A, to cover costs not accounted for in the current budget and cannot be lawfully funded by line item, allotment or allocation in connection with the ongoing COVID-19 public health emergency; the Court having reviewed the Agenda Item Briefing, herein finds that such expenditure is reasonable and necessary for the intended use.  
2. Approval of intradepartmental transfer.
- B. **AI-76293** Various Special Revenue Funds (1238, 1239 & 1228):  
Approval of 2020 unappropriation of funds for various Special Revenue Funds due to revised revenue estimates by County Auditor and/or to cover deficits in unassigned fund balances as indicated below:
- Countywide Records Management (1238)
  - Court Reporter Services (1239)
  - Sheriff Federal Sharing-U.S. Treasury (1228)

14.

**Purchasing Department - Notes:**

**A. FOR ANY CONTRACT(S) AWARDED AND APPROVED UNDER THIS AGENDA, EXECUTED COPIES OF THE CONTRACT(S) WILL BE AVAILABLE ON THE COUNTY INTRA-NET WEBSITE AND WILL BE FORWARDED VIA E-MAIL, FAX OR HAND DELIVERED TO HIDALGO COUNTY AUDITOR'S OFFICE.**

**B. ANY AND ALL REQUESTS FOR PAYMENT(S) APPROVED WILL BE SUBJECT TO COUNTY AUDITORS PROCESSING PROCEDURES INCLUDING AUTHORITY FOR COUNTY TREASURER TO ISSUE PAYMENT(S)/CHECK(S).**

A.

**Hidalgo County**

1. **AI-76264** Presentation for award and contract to sole qualified vendor meeting all specifications with Stericycle, Inc. for Bio-Hazardous Medical Waste Disposal Services & Supplies to Stericycle, Inc. C-20-209-07-07 subject to compliance with HB 1295.
  
2. **AI-76279**
  - A. "Discussion, consideration, and action to approve a necessary CARES Act Relief Fund expenditure to cover cost not accounted for in the current budget and cannot be lawfully funded by line item, allotment or allocation, for Architectural/Engineering Services for the Automatic Doors at Main and Secondary Entrances countywide project, in order to assist with County Public Health expenses addressing the ongoing COVID-19 public health emergency; the Court having reviewed the Agenda Item Briefing, herein finds that such expenditure is reasonable and necessary for the intended use.";
  - B. Presentation of Hidalgo County's active Pools of Architects and/or Engineers for Hidalgo County Commissioners' Court nomination of at least three (3) firms for the purpose of the selection protocol [nominate, select Evaluation Committee, present scoring grid to rank, and authorize negotiation for engagement] in connection to the above mentioned project:

**Architect Firms:**

1. \_\_\_\_\_;
2. \_\_\_\_\_;
3. \_\_\_\_\_;

**Engineering Firms:**

1. \_\_\_\_\_;
2. \_\_\_\_\_;
3. \_\_\_\_\_;

C. Designation of an Evaluation Committee [with alternates] to score and grade the nominated firms above:

1. \_\_\_\_\_;

2. \_\_\_\_\_;
3. \_\_\_\_\_;
4. \_\_\_\_\_;
5. \_\_\_\_\_;

- 3. AI-76290** Consideration and approval to order Emergency Fuel Cards with State Fuel card Program Contractor (US BANK), to be utilized during EMERGENCY situations and rental vehicles are needed, with the State Program Contractor (EAN Holding) all fuel cards will be held at the Purchasing Dept. with details and other controls under BACKGROUND with a written release requested by Executive Officer.

**NOTE:**

All fuel cards will be returned back to the Hidalgo County Purchasing Department after rental is returned. Cards with be embossed with the word EMERGENCY RENTAL on them.

**B. Health & Human Services Dept.**

- 1. AI-76258** A. "Discussion, consideration, and action to approve a necessary CARES Act Relief Fund expenditure to cover the estimated cost not accounted for in the current budget and cannot be lawfully funded by line item, allotment or allocation, for the Electronic Medical Records and the implementing of the migration and supplies, in order to assist with County Public Health expenses addressing the ongoing COVID-19 public health emergency; the Court having reviewed the Agenda Item Briefing, herein finds that such expenditure is reasonable and necessary for the intended use."

B. Exemption from competitive bidding requirements, pursuant to Texas LGC 262.024(a)(1): an item that must be purchased in case of a public calamity if it is necessary to make the purchase promptly to relieve the necessity of the citizens; (2) an item necessary to preserve and protect the public health and safety of the citizens.

C. Restatement and/or ratification of [R/AI#75841 CC-06-30-20] authority to accept and approve the Quote, Master Agreement and Mutual Non-Disclosure Agreement from vendor, Netsmart for an Electronic Medical Records System in the amount of \$366,440.52 [\$271,500.00/Migration Services + \$94,940.52/Software] including the execution by County Judge of all documents required with project to be completed before 12-30-20.

- 2. AI-76267** A. "Discussion, consideration, and approval of a necessary CARES Act Relief Fund expenditure to cover costs not accounted for in the current budget and cannot be lawfully funded by a line item, allotment or allocation, for the purchase of CAPR (Helmet Units) Air Purifying Systems and Accessories, in order to assist with County functions related

to Medical and Public Health expenses addressing the ongoing COVID-19 public health emergency; the Court having reviewed the Agenda Item Briefing, herein finds that such expenditure is reasonable and necessary for the intended use;

B. Requesting exemption from competitive procurement requirements pursuant to Texas Local Government Code 262.024 (a)(1)(2)(7), attached herein; and

C. Requesting approval to purchase CAPR (Helmet Units) Air Purifying Systems and Accessories through sole distributor Bio-Medical Devices International, Inc. in the total amount of \$54,587.70, subject to compliance with Form 1295.

**C. Sheriff's Office**

1. **AI-76107**
  - A. HC/SO requests action to Rescind action [CC of 05-05-20/R-AI #75367] in connection with an ILA with the City of Progress;
  - B. Pursuant to Texas Local 263.152, discussion and approval to declare as "surplus" Law Enforcement Equipment as listed on Exhibit "A" contained herein with including authority to remove said personal property from the Hidalgo County Sheriff's inventory list;
  - C. In accordance with Texas Government Code 791.001 - 791.003 (2) (3) requesting approval of an interlocal cooperation agreement {ILA} between Hidalgo County [SO] and the City of Progreso for the mutual benefit and assistance in connection with surplus law enforcement equipment and accessories and approved as to form by legal counsel.
2. **AI-76271** Requesting approval of Supplemental Agreement No.1 to Work Authorization No. 3 for contract [#C-18-228-10-09] with L &G Consulting Engineers for the, "Construction of the Bus Barn for Hidalgo County Sheriffs Department" to include Construction Material Testing in an amount of \$5,509.18.

**D. County Judge's Office:**

1. **AI-76280** Emergency Management:
  - A. "Discussion, consideration, and action to approve a necessary CARES Act Relief Fund expenditure to cover cost not accounted for in the current budget and cannot be lawfully funded by a line item, allotment or allocation, for Architectural Services for the Renovation/Remodeling of Two (2) Buildings for Conversion/Expansion of an Emergency Operations and Call Centers in order to assist with County actions to facilitate compliance with public health measures addressing the ongoing



COVID-19 public health emergency; the Court having reviewed the Agenda Item Briefing, herein finds that such expenditure is reasonable and necessary for the intended use.";

B. Pursuant to Article 3 of the current Services Agreement with Rike Ogden Figueroa Alex Architects, Inc. [Pct. 4 Contract #C--19-201-08-13] approval to request a Proposal for Services and proceed to negotiate a project specific AIA, A 201-207 Form of Agreement to develop and draft plans and specifications/scope of work for distribution to Job Order Contractors [awarded through cooperative programs] for the Renovation/Remodeling of Two [2] County-owned Buildings for Conversion/Expansion of an Emergency Operations and Call Centers for the Office Emergency Management; or, in the alternative;

C. Presentation of Hidalgo County's current approved "Pool" of Architects for Hidalgo County Commissioners' Court nomination of at least three (3) firms for the purpose of the selection protocol [nominate, select Evaluation Committee, present scoring grid to rank, and authorize negotiation for engagement] in connection with, above said project:

**Architect**

1. \_\_\_\_\_;
2. \_\_\_\_\_;
3. \_\_\_\_\_;

D. Designation of Evaluation Committee to score and evaluate the nominated firms above.

1. \_\_\_\_\_;
2. \_\_\_\_\_;
3. \_\_\_\_\_;
4. \_\_\_\_\_;
5. \_\_\_\_\_;

**15.**

**Executive Office:**

**A.**

Presentation for discussion of the following:

- 1) Update on ongoing county owned building construction, relocation and/or renovation repair projects
- 2) Emergency situations occurring since last agenda meeting

**B.**

**AI-76242**

Appointment of member to the Hidalgo County Housing Authority Board by Pct. #3

16. Discussion, consideration and possible action regarding:
- a. County response to disaster/health emergency:
    - 1. CARES Act Funds
  - b. Measures necessary to preserve public health and safety
  - c. Direction regarding County government operations, including but not limited to essential functions
17. **Closed Session:**  
 Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071, (Consultation with Attorney), 551.072 (Deliberation regarding Real Property), Section 551.074 (Personnel Matters) and Section 551.087 (Economic Development) to discuss the following:
- A. Real Estate Acquisition
  - B. Private consultation and advice of counsel concerning pending, potential and/or contemplated litigation, settlement offers, and/or legal matters subject to the attorney-client privilege under the authority of the Open Meetings Act Section 551.071, Government Code.
  - C. Consultation with Legal Counsel regarding Legal Action due to emergency situation
  - D. **AI-76248** Claim of Eduvigis Garza Moreno
18. A. Requesting exemption from competitive bidding requirements under the Texas Local Government Code, Section 262.024(A) (4) "a Professional Service" for the "provision of legal services/representation in connection with litigation."
- B. Engagement with the firm of \_\_\_\_\_ for the "Provision of Legal Services/Representation in connection with Litigation" and authority to submit letter of engagement (subject to compliance with HB1295)
19. **Open Session:**
- A. Real Estate Acquisition and appropriation for same
  - B. Pending and/or potential litigation

C. Discussion, consideration and possible action regarding response to public health emergency

D. **AI-76249** Claim of Eduvigis Garza Moreno

**20. Closed Session:**  
Commissioners Court may reconvene into Closed Session for the discussion regarding the agenda items listed

**21. Open Session:**  
Commissioners Court may reconvene into Open Session for the discussion regarding the agenda items listed

**22. Adjourn**