



**AGENDA
HIDALGO COUNTY
COMMISSIONERS COURT
MEETING**

**August 4, 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

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. HIDTA - Task Force:**
 - A. AI-76692 DA FED SHRG-DOJ (1256):**
 1. Approval of 2020 appropriation of insurance settlement funds in the amount \$1,168.15 to fund HIDTA vehicle repairs.
 2. Approval of Certification of Revenues as certified by County Auditor in relation to insurance settlement proceeds in the amount of \$1,168.15 and appropriate of same.
- 7. Sheriff's Office:**

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- A. **AI-76624** Discussion, consideration, and action, in accordance with the Hidalgo County Civil Service Commission rules, for the following employee #148431 to be paid out for accrued compensatory time, Holiday and Annual leave time. (Employee transferred to HIDTA Task force-Grant funded position)

8. Constable Pct. #3:

- A. **AI-76452** Constable Pct. 3 Operation Stonegarden Grant (OPSG) (1284):
 1. Authorization and approval to apply for the FY 2019 Operation Stonegarden Grant (OPSG) with the Office of the Governor's Homeland Security Division (HSGD), thru e-grants for the period of July 1, 2020 through February 28, 2021.
 2. Authorization and approval for the County Judge, as authorized official, to e-sign the application form and related documents under egrants.
 3. Approval of Resolution for the FY 2019 Operation Stonegarden Grant (OPSG) to designate Judge Richard Cortez as grantee's authorized official and sign required documents.

9. Constable Pct. #4:

- A. **AI-76633** Approval to reimburse employee Horaldo Sanchez, Chief Deputy, in the amount of \$487.07 for the purchase of waders needed to protect the deputies from getting wet and possibly ill while the department assisted other local authorities to help rescue flood victims due to Hurricane Hannah; with authority for County Treasurer to issue payment after review, audit, and processing procedures are completed by County Auditor. Requisition # 418653.
- B. **AI-76625** Constable Precinct 4 Operation Stonegarden Grant (OPSG) (1284):
 1. Authorization and approval to apply for the FY 2019 Operation Stonegarden Grant (OPSG) with the Office of the Governor's Homeland Security Division (HSGD), through e-grants for the period of July 1, 2020 through February 28, 2021.
 2. Authorization for the County Judge, as authorized official, to e-sign the application form and related documents under egrants.
 3. Approval of Resolution for the FY 2019 Operation Stonegarden Grant (OPSG) to designate Judge Richard Cortez as grantee's authorized official and sign required documents.

10. 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

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B. AI-76671 Health Benefits Admin (2201):

1. Approval of the following personnel actions, effective next full pay period 08/17/2020:

Action	Dept./Prg	Slot #	Position Title	Grade
Delete	115-009	0010	Employee Benefits Specialist I	09
Create	115-009	0019	Employee Benefits Analyst I	10

2. Approval to revise the (CCP) Classified Position List to include the following new positions: Employee Benefits Analyst I (Grade 10) and Employee Benefit Analyst II (Grade 12).

C. AI-76697 Hurricane Preparedness (1100):

1. Approval of the following personnel actions, effective upon Commissioners Court approval and ending 11/30/2020, as follows:

Action	Dept./Prg.	Slot #	Position Title	Grade
Delete 2 full-time temporary positions	115-094	T019 T020	Maintenance I	03
Create 2 full-time temporary positions	115-094	T021 T022	Truck Driver I	04

11. IT Department:**A. AI-76699 Authorization and approval to upgrade equipment and to purchase new wireless devices with service through the County's membership/participation with CONTRACT: DIR-TSO-3415 with VERIZON WIRELESS for the following:**

Department:	Qty:	Description:	User:	Service Plan:	Equipment:	One Time Equipme Cost:
Commissioner Pct. 2	4	New Service and Equipment	Office Use	Custom 4G Unl. MB Plan w/MBP for National Security, Public Safety & First Responders @	Apple iPad 10.2" 32GB	\$359.99/

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				\$37.99/ea per month		
Commissioner Pct. 2	5	Upgrade Equipment for existing service plans	Office Use	<u>EXISTING</u> <u>PLAN:</u> Custom 4G Unl. MB Plan w/MBP for National Security, Public Safety & First Responders @ \$37.99/ea per month	Apple iPad 10.2" 32GB	\$359.99/ea

12. Health & Human Services Department:

- A. AI-76638** Requesting approval to ratify decision of administrative leave authorized for Hidalgo County Health & Human Services staff on July 26th & 27th 2020 due Hurricane Hanna.

B. Health Care Funding District:

- 1. AI-76339** A. Discussion, consideration and approval to draw down funds for the Uniform Hospital Rate Increase Program in the amount to be determined by Health and Human Services Commission (HHSC) instructions from the Local Provider Participation Fund (LPPF) with an IGT transfer date of August 7, 2020 and settlement date of August 10, 2020.
B. Approval of Certification of Revenues as certified by the County Auditor from the Local Provider Participation Fund (LPPF) in the amount to be determined by HHSC instructions.
C. Approval of appropriation of funds from the LPPF in the amount to be determined by HHSC.

C. Indigent Health Care Program:

- 1. AI-76656** A. Discussion and approval to set the County Indigent Health Care Program Federal Poverty Guideline Level at 40% for fiscal year 9/1/20 - 8/31/21.
B. Discussion and approval to set the basic and optional services for fiscal year 9/1/20 - 8/31/21.

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2. **AI-76659** A. Discussion and approval to set the County Indigent Health Care Program - Level 2 Federal Poverty Guideline Level at 150% for fiscal year 9/1/20 -8/31/21.
B. Discussion and approval of basic and optional services for fiscal year 9/1/20 -8/31/21.
C. Discussion and approval of funding sources for CIHCP Level 2 Program.
3. **AI-76639** Approval to increase the Federal Poverty Guideline Level to 100% for the Pauper Funeral Services effective 8/4/20 - 9/30/20.

13. Precinct #3 - Comm. Flores:

- A. **AI-76694** Discussion and consideration to accept donation of land via Special Warranty Deed from Valley Caliche Products, Inc., a Texas Corporation, for a property legally described as 23.37 acre tract of land out of Lot 12, Wood-Duncan Subdivision, Hidalgo County, Texas.
- B. **AI-76654** Requesting approval to accept a counteroffer to purchase a tract of land known as Parcel 22 associated with Liberty Road PH II project with authority for the County Judge to sign the Administrative Evaluation and Approval Form.

14. Budget & Management:

- A. **AI-76700** CARES Act Relief Fund (1287):
Discussion, consideration, and approval of amendments to the Hidalgo County Cares Small Business Grant Program guidelines and eligibility criteria.
- B. **AI-76695** Discussion, consideration and approval of an Advanced Primary Care Service Agreement between Hidalgo County, Vera Whole Health, Inc. and Vera Whole Health WA, P.C.
- C. **AI-76680** CARES Act Relief Fund (1287):
1. Discussion, consideration, and action to approve a necessary CARES Act Relief Fund expenditure to cover costs not accounted for in the current budget and cannot be lawfully funded by line item, allotment or allocation, for the Hidalgo County COVID Condolence Program, in order to assist with expenses associated with provisions of economic support 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. Presentation, discussion, and approval of the Hidalgo County COVID Condolence Program eligibility criteria and approval of program administration by the Hidalgo County Health and Human Services Department.
3. Approval of intradepartmental transfer.

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D. AI-76649 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.

15.**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-76684**

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 Hidalgo County in order to assist with County functions and compliance with public health measures related to the ongoing COVID-19 public health emergency with establishing a WIFI Project to assist the citizens with distance learning, including technology improvements, as well as improving telework capability; the Court having reviewed the Agenda Item Briefing herein find that such expenditure is reasonable and necessary for the intended use.";

B. Requesting exemption from competitive bidding/procurement requirements under Texas Local Government Code, 262.024(a)(1) and (2) attached herein;

C. Acceptance of the final State of Work [SOW] from Insight Public Sector, Inc. [awarded vendor through OMNIA/U.S. Communities #4400006644] and approval of the agreement with authority for County Judge to execute documents;

2. AI-76675

A. Acceptance and approval of the final negotiated contract with MLG Protection Services (ranked #1-CC-06/30/20 - AI 76064) for RFP w/Q 2020-0 titled: Security Guard Services for Hidalgo County with an effective date of 12:01 am on August 17, 2020.

B. Approval to send written notice to current Security Guard Services provider OTSO, dba, Valley Wide Security of the expiration of the agreement at midnight on Sunday, August 16, 2020.

B.**Pct. 1**

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1. **AI-76578** Acceptance and approval of a consulting and other related services contract (#070602) between awarded vendor, Absolute Business Consulting Group and Hidalgo County Precinct No. 1 through Hidalgo County's membership/participation in Region 8 Education Service Center Cooperative Purchasing Program TIPS with authority to execute agreement.

C. Pct. 2

1. **AI-76698** Approval to exercise the sixty (60) day grace period extension as provided in the following contract E-19-116-08-06 with Southern Star Transport for Hidalgo County Precinct No. 2 - "Hauling Services of All Road Materials" under the same rates, terms and conditions so as to have no lapse in service while procurement process is completed and awarded.
2. **AI-76687**
 - A. Authorization and approval to purchase through the State of Texas Federal Surplus Program under Chapter 2175.001 of the Texas Local Government Code and Sec 262.024 (9)(C): Two (2) LMTV Cargo Trucks in the amount of \$15,000.00 through Requisition No. 418825;
 - B. Authorization for the Purchasing Department to issue a purchase order and County Treasurer to issue a check payable to Texas Facilities Commissioner after review, audit, and processing procedures have been completed by the County Auditor.

D. Pct. 4

1. **AI-76605** Requesting approval of First Amendment to Professional Service Contract for construction management services between Hidalgo County Precinct No. 4 and SDI Engineering, LLC, contract C-19-207-09-03, to extend the termination date to December 31, 2020.
2. **AI-76693** Requesting approval of Supplemental Agreement No. 2 to Work Authorization No.1 for the FM1925 project East to Sharp Road to update Exhibit D-1 - Estimated Man-Hour Breakdown of previously approved WA to reallocate funds to address upcoming necessary public involvement required to complete the environmental process with no net change in the amount as it remains the same and subject to compliance with HB1295.
3. **AI-76606** Requesting approval of First Amendment to Professional Service Contract for construction management services between Hidalgo County Precinct No. 4 and Broadus & Associates, contract C-19-208-08-27, to extend the termination date to December 31, 2020.

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4. **AI-76663** Requesting approval of Second Amendment to Service Contract for Professor Engineering Services for Construction Material & Geotechnical Testing Service between Hidalgo County Precinct No. 4 and MEG Engineers, contract C-19-210-09-03, to extend the termination date to December 31, 2020.

E. Constable Pct. #2:

1. **AI-76691** Requesting approval to purchase Equipment, Accessories, & related Supplies for a 2020 Chevy Tahoe from Dana Safety Supply, Inc. dba Fleet Safety Equipment through our membership/participation with Buy board Contract No# 603-20 (exp 3/31/2023) through Requisition#418344 in the amount of \$18,416.82 to include, but not limited to, availability and market price fluctuation for Constable Pct 2.

F. Sheriff Department:

1. **AI-76670** A. Requesting authority to purchase equipment and services (through our membership with OMNIA #4400006644) from Insight Public Sector Inc. in the total amount of \$276,895.69 to enable micro-segmentation of virtual environment and increase storage capacity for Hidalgo County Sheriff Office;
- B. Requesting authority to purchase equipment (through our membership with DIR-TSO 3763) from Insight Public Sector Inc. in the total amount of \$14,535.68.

16. 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

17. 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

18. 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

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- A. Real Estate Acquisition
 - B. Private consultation and advice of counsel concerning pending, potential and/c 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-76682** Consultation with attorney regarding Proof of Claim filing in the Purdue Bankruptcy for the opioid litigation.
 - E. **AI-76642** Claim of Paula Anaya
19. 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)
20. **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-76683** Consultation with attorney regarding Proof of Claim filing in the Purdue Bankruptcy for the opioid litigation.
 - E. **AI-76643** Claim of Paula Anaya
21. **Closed Session:**
Commissioners Court may reconvene into Closed Session for the discussion regarding the agenda items listed

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Open Session:

Commissioners Court may reconvene into Open Session for the discussion regarding the agenda items listed

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Adjourn

