

CONTRACT

(NUECES COUNTY / COASTAL BEND BAYS AND ESTUARIES PROGRAM)

STATE OF TEXAS

KNOW ALL MEN BY THESE PRESENTS

COUNTY OF NUECES

This agreement entered into on the date of its execution as set forth below by and between Nueces County, hereinafter called "County," and the Coastal Bend Bays and Estuaries Program ("CBBEP"), a local non-profit organization established to develop and improve a plan to protect and restore the bays and estuaries of the Texas Coastal Bend with a specific focus on public health issues, altered freshwater inflow into bays and estuaries, condition of living resources, loss of wetlands and estuarine habitats, degradation of water quality, altered estuarine circulation, and bay debris.

WITNESSETH:

WHEREAS, the Commissioners Court finds that protecting and restoring the bays and estuaries of the Texas Coastal Bend constitutes public health services in Nueces County provided by CBBEP; and,

WHEREAS, the Commissioners Court finds the need for these public health services to aid the citizens of Nueces County; and,

WHEREAS, the Commissioners Court is authorized to appropriate

and spend money from the county general revenues for public health and sanitation in the county pursuant to § 122.001 of the Texas Health and Safety Code;

NOW, THEREFORE, for and in consideration and exchange of mutual covenants and conditions contained herein to further the public purpose of providing in Nueces County assistance with public health issues as they pertain to coastal bend bays and estuaries and their impact on Nueces County to include water quality and bay debris, the County and CBBEP agree as follows:

I.

CBBEP will provide research and development of solutions to protect and restore the bays and estuaries with a specific focus on public health issues, degradation of water quality, and bay debris. CBBEP will provide program access or remove barriers to accessibility under the Americans with Disabilities Act to allow individuals with disabilities the opportunity to participate and receive benefits of services, programs and activities.

II.

CBBEP will submit semi-annual reports to the County indicating services by CBBEP in performance of its obligations pursuant to this agreement. CBBEP shall include in its reports a detailed accounting of expenditures of County funds and any measurable results obtained with regard to the effect of CBBEP's

research and development of solutions to protect and restore the bays and estuaries as it relates to public health issues, water quality, and sanitation. Such reports shall be presented to the County Commissioners Court at a noticed meeting.

III.

CBBEP will diligently use its resources to provide the aforementioned research and development of solutions to protect and restore the bays and estuaries as it relates to public health issues, water quality, and sanitation.

IV.

As payment for these services to be rendered in the County's fiscal year 2019-2020, the County will provide \$50,000.00 subject to appropriations for the administration of CBBEP's services related to the purposes of this agreement pursuant to the 2019-2020 County Budget.

V.

CBBEP will cause this funding to be segregated from other funds used for services of CBBEP unrelated to the purposes of this agreement.

VI.

This agreement shall continue in force and effect until September 30, 2020. In the event CBBEP terminates its services related to the purposes of this agreement prior to the expiration

of this agreement, the balance of any remaining funds shall be returned to the County in the same proportion that County funds bear to the total funds received or in the possession by CBBEP to conduct services related to this agreement.

WITNESS our hands on this ____ day of _____, 2019.

NUECES COUNTY

Coastal Bend Bays and
Estuaries Program

BY: _____
Barbara Canales
County Judge

BY: _____
Title: _____

ATTEST:

BY: _____
Kara Sands, County Clerk

Approved as to form:

BY: _____
Laura Garza Jimenez
County Attorney