

County of Nueces

CAROLYN VAUGHN
County Commissioner
Precinct 1

JOE A. GONZALEZ
County Commissioner
Precinct 2



JOHN MAREZ
County Commissioner
Precinct 3

BRENT CHESNEY
County Commissioner
Precinct 4

BARBARA CANALES
County Judge
Nueces County Courthouse, Room 303
901 Leopard Street
Corpus Christi, Texas 78401-3697

AGREEMENT

Nueces County and Coastal Bend Food Bank

This Agreement effective on the date of its execution as set forth below by and between Nueces County, hereinafter called "County," and Coastal Bend Food Bank hereinafter called "Food Bank," a non-profit organization providing food and nutrition aid and assistance to Nueces County residents.

WITNESSETH:

- WHEREAS,** Commissioners Court finds that diabetes constitutes a public health problem in Nueces County; and
- WHEREAS,** Diabetes is a chronic, incurable disease and is the fifth leading cause of death in the United States. Over 29.1 million people in the United States, or 9.3% of the population, have been diagnosed with diabetes and approximately 8.1 million people are unaware that they have the disease. Approximately 12.8% of the people in Nueces County have diabetes; and
- WHEREAS,** Although the cause of diabetes continues to be a mystery, both genetics and environmental factors such as obesity, eating habits, and lack of exercise, appear to play key roles as risk factors for developing the disease; and
- WHEREAS,** It has been proven that early detection of people at high risk of developing Type 2 diabetes, combined with a program to support healthy eating, physical activity, and achievable weight loss, can prevent up to 58% of expected diabetes; and
- WHEREAS,** In an effort to reduce the negative health effects of diabetes in the local population, Nueces County will partner with Food Bank to provide awareness, prevention, and self-management of a diabetes education program; and
- WHEREAS,** Section 122.001 of the Texas Health and Safety Code and the determinations of Texas Attorney General Opinion Nos. JM-158 (1984) and JM-103 (1983) allow the commissioners court of a county to appropriate and spend money from the county general revenues for public health;

THEREFORE, LET IT BE RESOLVED, for and in consideration and exchange of mutual covenants and conditions contained herein, the County and Food Bank agree to the following:

NOW, THEREFORE, for and in consideration and exchange of mutual covenants and conditions contained herein, the County and Food Bank agree as follows:

- I. Food Bank will provide awareness, prevention and self-management of a diabetes education program, as well as food to needy residents of Nueces County. Food Bank 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. Food Bank will submit a written report to the County indicating Food Bank's performance of its obligations pursuant to this agreement. Food Bank shall include in its report a detailed accounting of expenditures of County funds. Such report should be presented to the County Commissioners Court at a noticed meeting.
- III. As payment for these services to be rendered in the County's fiscal year 2019-2020, the County will provide \$1,800.00 total (\$800 to City of Bishop and \$1,000 to City of Driscoll) subject to appropriations, for the continuation of Food Bank's food drive activities pursuant to the 2019-2020 County budget.
- IV. Food Bank will cause this funding to be segregated from other funds used for activities of Food Bank unrelated to the purposes of this agreement.
- V. This agreement shall continue in force and effect until September 30, 2020. In the event Food Bank terminates its activities 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 Food Bank to conduct activities related to this agreement.

Approved, this day, the _____ day of _____, **2020**.

NUECES COUNTY

COASTAL BEND FOOD BANK

BY: _____

BY: _____

Barbara Canales
County Judge

ATTEST:

BY: _____

Kara Sands
County Clerk

APPROVED AS TO FORM:

BY: _____

Laura Garza Jimenez
County Attorney