

17,242 (1)

FILED FOR RECORD  
at 1:30 o'clock P M

JAN 25 2022

**INTERLOCAL AGREEMENT BETWEEN THE COUNTY OF HUNT AND THE HUNT  
MEMORIAL HOSPITAL DISTRICT**

BECKY LANDRUM  
County Clerk, Hunt County, Tex.  
By \_\_\_\_\_

**THIS AGREEMENT** is entered into this 25<sup>th</sup> day of January 2022, between HUNT COUNTY, hereinafter called the "County," and the Hunt Memorial Hospital District, hereinafter called the "District," by and through its duly-authorized officials, pursuant to the Interlocal Cooperation Act, and for the purpose of providing a sub-grant to the District pursuant to the American Rescue Plan.

**A. BACKGROUND:**

1. The County and the District are authorized to enter this Agreement pursuant to the Interlocal Cooperation Act, Chapter 791, Texas Government Code. The COUNTY and the DISTRICT are local governments as defined in Texas Government Code, Section 791.003(4), have the authority to enter into this agreement, and have each entered into this agreement by the action of its governing body in the appropriate manner prescribed by law.
2. Beginning in December 2019, a novel coronavirus, now designated SARS-CoV2 which causes the disease COVID-19, has spread through the world and has now been declared a global pandemic by the World Health Organization. A State of Disaster was declared by the Texas Governor on March 13, 2020. The United States Congress passed the American Rescue Plan ("ARP"), which included funds to be distributed for specific purposes to local governments, including Hunt County.
3. The United States Department of the Treasury has issued official guidance regarding the use of ARP funds, which includes allowable uses for many of the District's COVID-19 related expenses. The District did not receive funds under the ARP, and has not received the same support it received under prior funding rounds. The State of Texas has experienced a recent large increase in COVID-19 hospitalizations, including at the hospitals in Hunt County. The large increase in Hunt County hospitalizations has required the District to hire many outside professions including nurses, as well as purchase additional medications and equipment, all at great unfunded cost to the organization, and it is unclear whether the state or federal government will provide additional funding of any sort.
4. The County and the District believe that the public health, safety and welfare of the citizens of Hunt County would be best served by both parties entering into this Intergovernmental Cooperation Agreement pursuant to the authority granted by Chapter 791 of the Texas Government Code (the Texas Intergovernmental Cooperation Act). It is necessary and in the best interests of the County and the District to combine resources for the mutual benefit of their constituents. The County shall make the ARP subgrant payment from current revenues available to the County.
5. Hunt County made an initial subgrant of \$1,000,000 to the District under an agreement dated August 24, 2022.

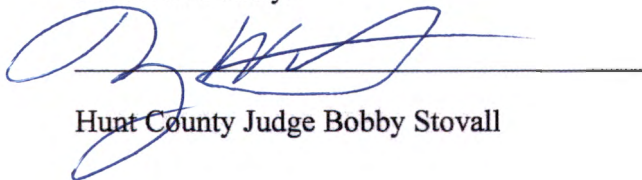
**B. AGREEMENTS:**

1. Hunt County will make a second subgrant in the amount of \$750,000 to the District upon approval of the relevant resolution and contract by the governing bodies of each entity;
2. By approving and signing this agreement, the District affirmatively states that it will:

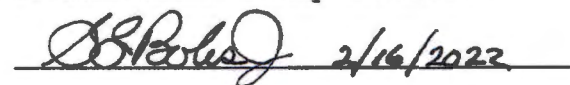
- a. use the subgrant funding in a manner acceptable to the US government under then-current guidance from the Department of the Treasury, and pursuant to the language of the Resolution to be approved by both parties on August 24, 2021;
  - b. provide any documents requested by Hunt County, the Hunt County Auditor's Office, or any department or agency of the United States government authorized to conduct an audit on the use ARP funds; and
  - c. repay the ARP funding subgrant to the County if any portion of the subgrant is finally disallowed by any federal government agency or court; and
3. **Payment Address.** All payments submitted under this Agreement shall be made without demand and shall be made payable to **Hunt Memorial Hospital District, 4215 Joe Ramsey Blvd, Greenville, Tx 75403;**
  4. **Applicable Law and Venue.** For purposes of determining the law governing the same, this Agreement is entered into in the County of Hunt, State of Texas, and shall be governed by the laws of the State of Texas. Venue shall be in Hunt County, Texas;
  5. **Governmental Function.** The Parties expressly agree that, in all things relating to this Agreement, the County and the District are performing a governmental function, as defined by the Texas Tort Claims Act. The Parties further expressly agree that every act or omission of either party, which, in any way, pertains to or arises out of this Agreement falls within the definition of governmental function;
  6. **Severability.** Every provision of this Agreement is intended to be severable. If any term or provision hereof is illegal or invalid for any reason whatsoever, such illegality or invalidity shall not affect the validity of the remainder of this Agreement; and
  7. **Entire Agreement; Amendments.** This Agreement constitutes the entire understanding of the parties hereto with respect to the subject matter hereof and no amendment, modification or alteration of the terms shall be binding unless the same as in writing, dated subsequent to the date hereof and duly executed by the parties hereto.

Approved:

For Hunt County:

  
\_\_\_\_\_  
Hunt County Judge Bobby Stovall

For Hunt Memorial Hospital District:

  
\_\_\_\_\_  
Its: CEO



17,242 (2)

FILED FOR RECORD  
at 1:30 o'clock P M

CONFLICT OF INTEREST AFFIDAVIT  
LOCAL GOVERNMENT CODE CHAPTER 171

JAN 25 2022

BECKY LANDRUM  
County Clerk, Hunt County, Tex.

Commission: \_\_\_\_\_ By [Signature]

Meeting Date: 1/25/2022

Agenda Item Number: VIII. 5

STATE OF TEXAS §

COUNTY OF HUNT §

I, PHILLIP MARTIN, reside at 2691 CR 3303 Greer TX 75442  
I am a member of the Commissioners Court of the County of Hunt, and I hereby make this affidavit in accordance with *the provisions of Chapter 171 of the Texas Local Government Code* and on my oath state the following:

**A. Business Entity** Name of Entity: HUNT REGIONAL HOSPITAL

I and/or person(s) related to me have **a substantial interest** in a business entity that would be specially affected economically by the agenda item listed above. The nature and extent of the interest is:

Ownership of 10 percent or more of the voting stock or shares of the business entity or ownership of \$15,000 or more of the fair market value of the business entity.

Funds received from the business entity exceed 10 percent of gross income for the previous twelve months.

**B. Real Property**

I and/or person(s) related to me, have an interest in real property that has a fair market value of \$2,500 or more, and it is reasonably foreseeable that the action presently pending will have a special economic effect on the value of the property, distinguishable from the effect on the public.

"Upon filing of this affidavit with the recording secretary and/or the City Secretary, I affirm that I will abstain from all participation, discussion and voting involving the matter identified in the above-referenced agenda item whatsoever.

Further, Affiant sayeth not."

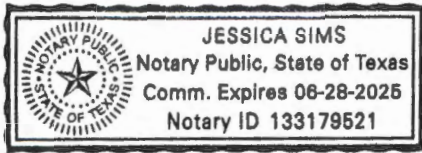
Printed Name: PHILLIP MARTIN

Affiant's Signature: [Signature]

Date: 1/25/2022

BEFORE ME, the undersigned authority, on this day personally appeared the above-named person who on oath stated that the facts hereinabove stated are true to the best of his/her knowledge or belief.

SWORN TO AND SUBSCRIBED before me on this day 25 of JANUARY, 2022.



(Personalized seal)

*Jessica Sims*

Notary Public in and for the State of Texas  
County of Hunt

THE STATE OF TEXAS

COUNTY OF HUNT

I hereby certify that this instrument was FILED on the  
date and the time stamped hereon by me and was duly  
RECORDED in the Records of HUNT County, Texas.

2022-01831 AF  
01/25/2022 02:10 PM



*Becky Landrum*

Becky Landrum, County Clerk  
Hunt County, Texas