

# County of Nueces



**MIKE PUSLEY**  
County Commissioner  
Precinct 1

**JOE A. GONZALEZ**  
County Commissioner  
Precinct 2

**OSCAR ORTIZ**  
County Commissioner  
Precinct 3

**JOE MCCOMB**  
County Commissioner  
Precinct 4

SAMUEL LOYD NEAL, JR.  
County Judge  
Nueces County Courthouse, Room 303  
901 Leopard Street  
Corpus Christi, Texas 78401-3697

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## CONTRACT

### Nueces County and American Legion Post 364

This agreement entered into on \_\_\_\_\_, 2013, as set forth below by and between Nueces County, hereinafter called "County," and American Legion Post 364, hereinafter called "American Legion," a non-profit, non-partisan, patriotic veterans organization providing diabetes awareness and prevention by promoting healthier life styles through a Community Health Fair.

#### WITNESSETH:

**WHEREAS,** Commissioners Court finds that diabetes constitutes a public health problem in Nueces County; and

**WHEREAS,** the community has recognized the need for endeavors designed to promote diabetes prevention and awareness that will benefit Nueces County; and

**WHEREAS,** Diabetes is a chronic, incurable disease and is the fifth leading cause of death in the United States. Over 18.2 million people in the United States, or 6.3% of the population, have been diagnosed with diabetes and approximately 5.2 million people are unaware that they have the disease; 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,** The Commissioners Court finds the need to promote health services providing diabetes awareness and prevention for the residents of Nueces County; and

**WHEREAS,** In an effort to raise awareness of diabetes and promote diabetes prevention, Nueces County will partner with American Legion, to bring about its Community Health Fair; 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 and the determinations of Texas Attorney General Opinion Nos. JM-158 (1984) and JM-103 (1983):

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

- I. American Legion will diligently use its resources to provide diabetes awareness and prevention to the residents of Nueces County by conducting a Community Health Fair at the American Legion Post 364 on May 21, 2013 and build on-going programs that promote prevention, early diagnosis and control of diabetes.
- II. American Legion will submit a written report to the County indicating activities by American Legion in performance of its obligations pursuant to this agreement. American Legion 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 2012-2013, the County will provide eight hundred dollars (\$800), subject to appropriations, for the continuation of American Legion's diabetes awareness and prevention activities pursuant to the 2012-2013 County budget.
- IV. American Legion will cause this funding to be segregated from other funds used for activities of American Legion unrelated to the purposes of this agreement.
- V. This agreement shall continue in force and effect until September 30, 2013. In the event American Legion 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 American Legion to conduct activities related to this agreement.

**Approved, this day, the \_\_\_\_\_ day of \_\_\_\_\_ 2013.**

Nueces County

American Legion Post 364

BY: \_\_\_\_\_  
Samuel L. Neal, Jr., County Judge

BY: \_\_\_\_\_

**ATTEST:**

BY: \_\_\_\_\_  
Diana Barrera, County Clerk

**APPROVED AS TO FORM:**

BY: \_\_\_\_\_  
Laura Garza Jimenez  
County Attorney