



## Travis County Commissioners Court Agenda Request

**Meeting Date:** April 15, 2014

**Prepared By/Phone Number:** Pete Baldwin/974-0472

**Elected/Appointed Official/Dept. Head:** Danny Hobby, County Executive Emergency Services

**Commissioners Court Sponsor:** County Judge Samuel T. Biscoe

**AGENDA LANGUAGE:** Consider and Take Appropriate Action on the Mutual Agreement to Terminate the 1994 Interlocal Agreement between Travis County and Williamson County.

**BACKGROUND/SUMMARY OF REQUEST AND ATTACHMENTS:** On August 21, 2012, the Commissioners Court approved a motion to terminate the 2006 Capital Area Planning Council of Governments (CAPCOG) Mutual Aid Agreement and the mutual aid agreements signed between 1992 and 1994 with various cities and counties. Letters and a copy of the resolution were sent to the participants in the CAPCOG Mutual Aid Agreement notifying them of Travis County's termination of participation in that agreement. The Mutual Agreement to Terminate 1994 Interlocal Agreement with Williamson County has been returned for signature by Travis County. The reason for the original agenda item was that all the existing mutual aid agreements contained language that did not comply with existing law and caused considerable issues with requesting reimbursements under the Fire Mitigation Assistance Grants for the Labor Day Fires. It was recommended and approved to terminate the existing mutual aid agreements and respond or request assistance under the State Mutual Aid Plan.

**STAFF RECOMMENDATIONS:** Emergency Services and the Office of Emergency Management recommend approval of the Mutual Agreement to terminate the 1994 Interlocal Agreement between Travis County and Williamson County.

**ISSUES AND OPPORTUNITIES:** This is a continuation of our effort to move our mutual aid requests and responses under the State Mutual Aid Plan.

**FISCAL IMPACT AND SOURCE OF FUNDING:** N/A

### REQUIRED AUTHORIZATIONS:

Barbara Wilson, County Attorney's Office

**AGENDA REQUEST DEADLINE:** All agenda requests and supporting materials must be submitted as a pdf to Cheryl Aker in the County Judge's office, [Cheryl.Aker@co.travis.tx.us](mailto:Cheryl.Aker@co.travis.tx.us) by Tuesdays at 5:00 p.m. for the next week's meeting.

Mutual Agreement to Terminate 1992 Mutual Aid Agreement

This Mutual Agreement is made by the following parties:

Travis County, a political subdivision of Texas and

Williamson County, a political subdivision of Texas.

Recitals

On March 4, 1992, Travis County and Williamson County entered into a Mutual Aid Agreement ("Agreement") consistent with Texas law at that time. Section 9.05 of the Agreement provides for Mutual Termination of the Agreement when both parties agree to the termination.

Since that time, Texas law has developed and changed significantly and an agreement is no longer necessary.

Travis County and Williamson County believe that the type of assistance contemplated in the Agreement is better performed under the terms and conditions now stated in Texas Government Code, chapter 418, subchapter E. This subchapter addresses all of the aspects of assistance between local governments in the time of disasters.

Agreement

Travis County and Williamson County agree that the continuation of the Agreement would not produce beneficial results commensurate with the further expenditure of funds under that Agreement.

Travis County and Williamson County agree that the Agreement is terminated effective October 1, 2012.

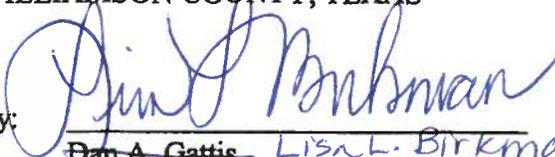
Travis County and Williamson County agree that any further requests for assistance will be dealt with based on the provisions of Texas law in effect at the time of the disaster.

This document is executed in duplicate originals.

TRAVIS COUNTY, TEXAS

WILLIAMSON COUNTY, TEXAS

By: \_\_\_\_\_  
Samuel T. Biscoe  
County Judge

By:   
~~Dan A. Gattis~~ Lisa L. Birkman  
County Judge Commissioner, Pct. 1

Date: \_\_\_\_\_

Date: 2-4-14