

Date: 12/9/2014

THE REGULAR COMMISSIONERS COURT SESSION OF BRAZORIA COUNTY, TEXAS

ORDER NO. V.A.3.a.

RE: Consider Amending Prior Orders Concerning Appropriation of County Fire Protection Funds

1) This order rescinds and replaces Court Order No. VI.A.4.a. dated December 28, 2011.

2) The Court finds that the twenty-seven incorporated volunteer fire departments ("Department/s") of Brazoria County and the Brazoria County Fire Fighters Association ("Association" or "BCFFA") provide fire protection to the residents of the unincorporated areas of the County and that it would be appropriate for the County to contract with the Departments and the Association to fund such services pursuant to Texas Local Government Code §352.001 (c).

3) The Court authorizes the payment of \$525,000 to the Departments and the Association as follows:

a) to each of the nine departments located in Emergency Services District No. 2, \$17,000 apiece;

b) to each of the ten departments located in Emergency Services District No. 3, \$14,000 apiece ;

c) to each of the eight departments not located in an Emergency Services District, \$20,000 apiece;

d) to the Association, \$30,000 for the maintenance use and improvement of the Brazoria County Fire Field; and

e) to the Association, \$42,000. \$15,000 for operation expenses and needs as determined by the Association and \$27,000 for the purchase of portable training equipment.

4) The Court further authorizes the County to pay fire fighter insurance coverage on behalf of the firefighters covered by this order.

5) It is further ordered that the payments to each individual Department as set out above shall be made through the Association and conditioned on the Association certifying that each such department has complied with the provisions set out in Exhibit "A" which is attached hereto and made a part of this order.

6) The County Judge is authorized to execute Exhibit "A" and any related documents necessary to carry out his order. Copies of this order shall be provided to the County Auditor, Director of Emergency Management and to the President of the Association

Exhibit "A"

In order to receive the prescribed funding from Brazoria County pursuant to Commissioners Court Order No. _____ of December 9, 2014.

The _____ agrees to the following terms and conditions:
Department Name

1. Each Department must have an agreement with county to provide fire protection within their assigned area or as called upon for mutual aid. The agreement must be signed by the highest-ranking official associated with the Department.
2. Each Department must submit an annual report as to the department's equipment resources and personnel utilizing the format provided by the BCFFA.
3. Each Department must submit a copy of their annual report from TXFIRS/NFIRS current from the previous October to the end of September.
4. Each Department must have in service and available for call at least one Class "A" unit as defined by the BCFFA. In the event a department unit is temporarily out of service and no other units are available as a replacement, suitable arrangements must be made for coverage by the nearest department.
5. Each department will maintain as minimum liability insurance in the amount of \$100,000/\$300,000/\$100,000 and furnish proof thereof to BCFFA and Brazoria County.
6. Each Department will properly house and maintain its trucks and equipment.
7. Each Department will participate as an active member of the BCFFA, Brazoria County Fire Chiefs' Committee, and State Fireman's and Fire Marshall's Association. An active member of the BCFFA must meet the requirements set by the BCFFA including attendance at County Meetings and Chief's Association Meetings as required by BCFFA. **Required attendance shall include a minimum of 4 Chief's Association meetings and 4 County Association Meetings.**
8. Each Department will submit a Complete Department budget summary for the year to the BCFFA. This budget summary shall include all income and expense as defined in a standard form provided and approved by the BCFFA and Brazoria County. This budget will represent the yearly budget for the year looking forward.
9. Reports and Budgets will be due in November. For each month that the required information is not provided, the Department will forfeit 10% of the original funded amount. The forfeited funds will be placed in the general fund of the association.
10. Each Department will be required to have the requested information reviewed and approved by the Regulatory Committee which is a sub-committee of the BCFFA. This committee will determine if all of the requirements have been met and will

issue a check in the appropriate amount to each Department that has met the requirements of this agreement.

A breach of this agreement by "the Department" or any part thereof may/shall forfeit the Department's rights to receive funding from either the County or the BCFFA.

I _____ acting as the agent for
Highest-ranking official of Department

_____ agree that this Department will follow the
Department Name

requirements above to receive funding.

_____ Department Representative _____
date

_____ Regulatory Committee Chairman _____
date

Approved for Brazoria County, Texas

by: _____
County Judge