

**MEMORANDUM OF UNDERSTANDING
BETWEEN
UNITED STATES DEPARTMENT of AGRICULTURE
MOORE AIR FORCE BASE
and
HIDALGO COUNTY SHERIFF'S OFFICE**

This Memorandum of Understanding is entered into by and between the United States Department of Agriculture Moore Air Force Base, hereby referred to as USDA Moore Air Force Base and the Hidalgo County Sheriff's Office.

A. PURPOSE

The purpose of this Agreement is to establish the Parties' rights and obligations regarding the provision of the use of the runway for the purpose of Emergency Vehicle Operations to be used by the Hidalgo County Sheriff's Office. This Agreement is simply a contract for the provision of access to the runway and shall not, in any manner whatsoever, be used for any other purpose. The agreement is solely an agreement to provide the use of the runway for Emergency Vehicle Operations.

B. ESTABLISHED HIDALGO COUNTY SHERIFF'S OFFICE

The current staffing is a Sheriff, Chief Deputy, Chief, Captain and Sergeant. Certification of the Hidalgo County Sheriff's office is to state standards.

C. EQUIPMENT

USDA Moore Air Force Base will provide the Hidalgo County Sheriff's Office with the following:

- I. Runway (flight line) for Emergency Driving Operations.

D. LIABILITIES

Each party to this agreement shall have no liability for the actions and omissions of an employee for the other party, regardless of where the acts or omissions occurred. Each party is solely responsible for the actions and omissions of its own employees, officers and agents. Liability, if any, shall be borne by each party in accordance with the applicable laws of the United States and of the State of Texas, subject to all defenses and immunities. These provisions are solely for the benefit of the parties to this agreement and not for the benefit of any person or entity not a party hereto, nor shall any provision herein be deemed a waiver of any defenses available by law. This agreement is not intended to extend the liability of the parties beyond that provided by law. Neither party waives, nor shall be deemed to have hereby waived, any immunity or defense that would otherwise be available to it against claims arising from third parties.

E. LAW GOVERNING VENUE

The provisions of this Memorandum of Understanding will be construed under and in accordance with the laws of the State of Texas, and all obligations of the parties created hereunder are performable in Hidalgo County, Texas.

Neither party shall receive compensation for the use of the facility pursuant to this agreement.

F. TERM

This agreement is temporary and will commence July 13, 2016, and shall run for up to two (2) years. This MOU may be modified or amended as necessary upon written consent of all parties or may be terminated by either party with a 30 day written notice to all parties.

The Hidalgo County Sheriff's Office will maintain the runway in operating order. The Hidalgo County Sheriff's Office will no longer use the runway once the MOU expires or a new MOU will be created.

Memorandum of Understanding Contacts:

1. Kirk F. Richardson, Facilities Manager

United States Department of Agriculture
Moore Air Force Base
22675 N. Moorefield Rd
Edinburg, Texas 78541

2. Sgt. Steve Cortez

Hidalgo County Sheriff's Office
711 El Cibolo Rd
Edinburg Texas 78539
956-383-7979

In Witness whereof, the parties have caused the Memorandum of Understanding to be executed as of the date of last signature below:

APPROVED:

**United States Department of Agriculture
Moore Air Force Base**

Kirk F. Richardson, Facilities Manager

Date

Hidalgo County Sheriff's Office

J.E. "Eddie" Guerra, Sheriff

Date