

insured. Company shall notify County a minimum of thirty (30) days in advance of cancellation of all or part of a policy. Company shall make any other insurance documentation available to County upon request.

8. Company may not assign the obligations or rights under this Contract to any person without the prior written consent of County.

9. **Indemnification: Company will indemnify and hold County harmless from any and all claims, actions, liability, and expenses (including costs of judgments, settlements, court costs, and attorneys' fees, regardless of the outcome of such claim or action) caused by, resulting from, or alleging negligent or intentional acts or omissions or any failure to perform any obligation undertaken or any covenant in this Contract, whether such act, omission, or failure was the Company's or that of any person providing services hereunder through or for the Company. Upon written notice from the County, the Company will resist and defend at its own expense, and by counsel reasonably satisfactory to County, any such claim or action. The Company will carry proper insurance with the County as an additional named insured.**

10. This Contract shall be for a period of one (1) year with County's option to renew the contract for additional two (2) years in one (1) year increments under the same rates, terms and conditions. .

11. **Texas Law to Apply.** This Contract shall 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. The parties hereby consent to personal jurisdiction in Hidalgo County, Texas.

EXECUTED and effective as of the day and year first written above.

Approved by Commissioners' Court on this the 21st day of July, 2020.

COUNTY OF HIDALGO, TEXAS

By: Richard F. Cortez
Richard F. Cortez, County Judge

Date: 8/17/20



ATTEST:
By: Arturo Guajardo, Jr.
Arturo Guajardo, Jr., County Clerk

Date: 08/18/2020

APPROVED BY
COMMISSIONERS' COURT
ON: 7/21/20

COMPANY: H-E-B RXTRA

By: Donna Montemayor

Printed: Donna Montemayor (EM)

Date: 08/11/2020

Approved as to form:
Office of the District Attorney

By: Josephine Ramirez
Josephine Ramirez, Assistant District Attorney

Date: 8/17/2020