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RATIFICATION OF EMERGENCY AGREEMENT

This document constitutes full ratification of agreement entered into between and on behalf of Memorial Medical Center-Livingston, (hereinafter referred to as "the Facility") and Polk County, Texas (hereinafter referred to as "the County") on or about the 20th day of August, 2008 upon the following terms:

That on or about the 25th day of August, 2008, a need for emergency services arose in anticipation of Hurricanes Gustav and Ike and the potential threat to persons in Polk and surrounding counties requiring life support functions and services but without shelter or adequate provisions;

That during this time and for a period of time following Hurricanes Gustav and Ike, shelters were not officially designated by appropriate authority within the County, and families with persons needing medical life support functions and services were unable to secure assistance from shelter hubs officially designated in other locations;

That the County Judge of Polk County, Texas issued to the Governor of Texas a Request for a Declaration of Emergency in anticipation of Hurricane Gustav and said declaration was issued on August 28, 2008, as required by law and that the County Judge of Polk County, Texas issued a Proclamation declaring a state of disaster in anticipation of Hurricane Ike on September 17, 2008 and said Proclamation was later ratified and extended on the 19th day of September, 2008 by the Commissioners Court of Polk County, Texas, as required by law;

That pursuant to said Emergency Declaration and at the direct request of the County, the Facility permitted the County to utilize its facilities, inclusive of its buildings, grounds, staff, supplies and equipment for emergency mass shelter of families with persons needing medical life support functions and services in the approach and aftermath of Hurricanes Gustav and Ike until such time that the said disaster victims could return safely to their homes or could be transported or routed to officially established shelter hubs;

That the County agreed that it would exercise reasonable care in the conduct of its activities in sheltering the disaster victims needing medical life support functions and services in the approach and aftermath of Hurricanes Gustav and Ike for the duration of such emergency in the said facilities, and shall to the extent funding is made available for said purpose, reimburse the Facility for its costs in providing its facilities for said emergency mass shelter of families with persons needing medical life support functions and services;

NOW THEREFORE, in witness thereof, and for the mutual consideration herein described, the governing body of the Facility and the County have caused this Ratification of the Emergency Agreement to be executed this the 20th day of August, 2008, said agreement to be considered effective and operative as of the 20th day of August, 2008.

Memorial Medical Center - Livingston:

By: _____
[printed name] _____
[title] _____

Polk County, Texas:

By: _____
JOHN P. THOMPSON
COUNTY JUDGE

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