



SHERIFF ED GONZALEZ

1200 Baker Street, Houston, Texas 77002 ★ (346) 286-1600 ★ www.sheriff.hctx.net

December 15, 2022

To: E. Gonzalez, Sheriff
Executive Command

M. Lee, Chief Deputy
Executive Command

T. Diaz, Assistant Chief
Law Enforcement Command

J. Razo, Major
Patrol Support Services Bureau

A. McConnell, Captain
Vehicular Crimes Division

From: C. Collier, Lieutenant
Emergency and Incident Management Section

Re: City of Deer Park – Interlocal Agreement

Please see the attached Interlocal Agreement in regards to the City of Deer Park joining with the County and other Harris County municipalities pertaining to quick clearance freeways in Harris County, Texas. The Harris County Sheriff's Office, with the assistance of the Tow and Go program, will remove stalled vehicles in the jurisdiction of Deer Park in accordance with the Tow and Go policy. This service is free to citizens unless the vehicle is involved in a crash or left unattended for longer than 48 hours on a public roadway.

INTERLOCAL AGREEMENT BETWEEN HARRIS COUNTY AND CITY OF DEER PARK

THE STATE OF TEXAS §
 §
COUNTY OF HARRIS §

This Interlocal Agreement (the "Agreement") is made and entered by and between Harris County, Texas, a body corporate and politic under the laws of the State of Texas, acting by and through its Sheriff's Office ("HCSO") and the City of Deer Park, Texas, a home-rule city of the State of Texas (the "City"), pursuant to the Interlocal Cooperation Act, TEX. GOV'T CODE ANN. §§ 791.001 – 791.030. The County and the City are referred to herein collectively as "Parties" and individually as a "Party."

Recitals

In 2005, the City of Houston introduced a quick clearance program (the "Program") to quickly clear disabled vehicles from certain freeways in the City of Houston pursuant to TEXAS TRANSPORTATION CODE ANN. § 545.3051. The Program requires a law enforcement agency to authorize all vehicle tows where the vehicle owner will not give permission for the vehicle to be moved from the roadway (hereafter "freeway non-consent tows").

Houston-Galveston Area Council ("H-GAC") and Harris County acting for HCSO entered into an Interlocal Agreement, dated August 13, 2014 to (1) contribute funding to the operations of HCSO Motorist Assistance Program and (2) provide staffing to conduct freeway surveillance at Houston TranStar.

The Parties wish to allow HCSO personnel to authorize freeway non-consent tows from certain freeways within the Deer Park City limits in Harris County.

Terms

I.

The Parties agree that HCSO personnel located at Houston TranStar will authorize freeway non-consent tows within the Deer Park City limits. HCSO personnel will authorize freeway non-consent tows for the on-system freeway facilities (the "System") which include the main lanes, shoulders, exit ramps, entrance ramps, direct connectors, and the County-managed lanes of the major freeways within the Deer Park city limits. The System does not include the freeway frontage roads.

II.

The County will continue to pay for its personnel with funds available through an agreement with H-GAC. Once a month, the tow truck companies will invoice the HCSO for the tows performed the

previous month. The HCSO will confirm the tows against HCSO records and compensate the companies at a rate of Sixty and No/Dollars (\$60.00) per tow. HCSO will then invoice H-GAC for the monthly cost. The City will not be charged nor expected to pay any cost, neither upfront nor ongoing.

III.

The HCSO will authorize freeway non-consent tows utilizing procedures and systems mutually agreed on by both Parties. At the beginning of each month, the HCSO will provide a written report to the attention of the city police department in a form acceptable to both Parties, of all freeway non-consent tows authorized by HCSO in the previous month.

IV.

The term of this Agreement shall commence upon approval of both Parties or the date countersigned by the City Manager, whichever is later, and will remain in effect as long as HCSO personnel are stationed at Houston TranStar to conduct freeway surveillance. The Agreement will survive all modifications, expansions, mergers or re-brandings of the City of Houston Program.

Either Party may cancel this Agreement at any time upon thirty (30) days' written notice to the other Party to this Agreement.

V.

EXECUTION. Multiple Counterparts: The Agreement may be executed in several counterparts. Each counterpart is deemed an original. All counterparts together constitute one and the same instrument. Each Party warrants that the undersigned is a duly authorized representative with the power to execute the Agreement.

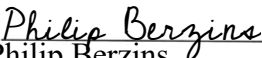
HARRIS COUNTY

By: _____
LINA HIDALGO
COUNTY JUDGE

APPROVED BY:


ED GONZALEZ
HARRIS COUNTY SHERIFF

APPROVED AS TO FORM:
Christian D. Menefee
COUNTY ATTORNEY

By: 
Philip Berzins
Assistant County Attorney
C.A. File 20GEN2037

CITY OF DEER PARK

By: _____

James Stokes
City Manager

Date: _____

Nov. 2, 2022

Witness: _____

Libby Blair

Printed name: _____

Libby Blair

ORDER OF COMMISSIONERS COURT
Authorizing Interlocal Agreement

The Commissioners Court of Harris County, Texas, convened at a meeting of said Court at the Harris County Administration Building in the City of Houston, Texas, on the ____ day of _____, 2023 with all members present except _____.

A quorum was present. Among other business, the following was transacted:

**ORDER AUTHORIZING EXECUTION OF AN AGREEMENT BETWEEN HARRIS
COUNTY AND CITY OF DEER PARK**

Commissioner _____ introduced an order and made a motion that the same be adopted. Commissioner _____ seconded the motion for adoption of the order. The motion, carrying with it the adoption of the order, prevailed by the following vote:

Vote of the Court	<u>Yes</u>	<u>No</u>	<u>Abstain</u>
Judge Hidalgo	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Ellis	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Garcia	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Ramsey, P.E.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Comm. Briones	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

The County Judge thereupon announced that the motion had duly and lawfully carried and that the order had been duly and lawfully adopted. The order thus adopted follows:

IT IS ORDERED that County Judge Lina Hidalgo be, and she is hereby, authorized to execute for and on behalf of Harris County, the Interlocal Agreement with the City Of Deer Park to authorize freeway non-consent tows from certain freeways within the Deer Park City limits in Harris County. The Agreement is incorporated herein as though fully set forth word for word.

All Harris County officials and employees are authorized to do any and all things necessary or convenient to accomplish the purpose of this Order.