

RESOLUTION NO. 20097

A RESOLUTION OF THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS, ADOPTING AN AMENDED FORM OF MEMORANDUM OF UNDERSTANDING FOR PARTICIPATION IN THE HUNT COUNTY SAFETY NEXUS (HCSN) P25 ENCRYPTED RADIO SYSTEM; AUTHORIZING THE COUNTY JUDGE TO EXECUTE THE AMENDED MEMORANDUM OF UNDERSTANDING WITH PARTNER AGENCIES; DIRECTING THE PREPARATION OF A COMPANION RADIO USER CONFIDENTIALITY AND ACCEPTABLE USE CERTIFICATION; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, Hunt County, Texas (the “County”), through the Hunt County Sheriff’s Office, owns, operates, and is duly licensed by the Federal Communications Commission for the operation of a P25 Phase II, 700/800 MHz trunked encrypted radio system known as the Hunt County Safety Nexus (the “HCSN”); and

WHEREAS, the County has historically extended the use of the HCSN to partner public-safety agencies operating within Hunt County, including local law-enforcement agencies, fire departments, emergency medical services, and volunteer fire departments, pursuant to a standard form of memorandum of understanding (the “MOU”); and

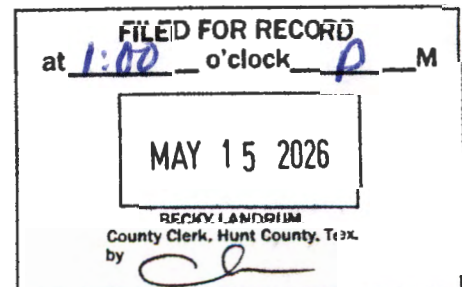
WHEREAS, the County, in furtherance of regional public safety and interoperability, has issued County-owned radios to certain partner agencies that lack the resources to acquire their own, and reserves the right to retrieve and reassign such radios as the public interest may require; and

WHEREAS, the HCSN carries sensitive law-enforcement, fire, and emergency-medical communications, including tactical, operational, location, criminal-justice, and medical information, the unauthorized public dissemination of which would jeopardize officer and firefighter safety, undermine ongoing investigations, and expose the County and its partner agencies to legal and operational consequences; and

WHEREAS, 47 U.S.C. § 605 generally prohibits the unauthorized interception, divulgence, and publication of radio communications and provides for criminal penalties, injunctive relief, statutory damages, and attorney’s fees in civil actions; and

WHEREAS, Chapter 418 of the Texas Government Code treats certain emergency-response, communications-security, encryption-key, vulnerability, critical-infrastructure, and security-system information as confidential; and

WHEREAS, the County has been advised that real-time public rebroadcast of HCSN communications, including dissemination through scanner-style social-media pages, websites, mobile applications, or monetized platforms, would present serious risks to public safety and partner-agency interoperability; and



WHEREAS, the Office of the Hunt County General Counsel has reviewed the County's existing form of MOU, has identified potential gaps in its enforcement provisions, and has prepared an amended form of MOU addressing those gaps; and

WHEREAS, this Court, having reviewed the amended form of MOU and having considered the written and oral advice of its General Counsel, finds that adoption of the amended form of MOU is in the best interests of Hunt County and its residents and is necessary for the protection of officers, firefighters, emergency-medical personnel, and the public;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSIONERS COURT OF HUNT COUNTY, TEXAS, THAT:

Section 1. Findings Adopted. The findings set forth in the recitals above are hereby adopted as the findings of this Court and incorporated into this Resolution as if fully set forth herein.

Section 2. Adoption of Amended MOU. The amended form of Memorandum of Understanding for participation in the HCSN, attached hereto as Exhibit A and incorporated by reference, is hereby APPROVED and ADOPTED as the standard form of agreement governing access to the HCSN by partner public-safety agencies within Hunt County.

Section 3. Authorization to Execute. The Hunt County Judge is hereby AUTHORIZED, EMPOWERED, and DIRECTED to execute the amended MOU, in substantially the form attached as Exhibit A, on behalf of the County with each partner public-safety agency seeking access to the HCSN, and to take such further actions, and to execute such further documents, as may be reasonably necessary or appropriate to give effect to the amended MOU. Non-substantive changes to the amended MOU that do not materially alter the rights or obligations of the County may be made by the County Judge upon the recommendation of the Hunt County Sheriff's Office and General Counsel without further action of this Court.

Section 4. Companion Certification Directed. The General Counsel is DIRECTED to prepare a companion *Radio User Confidentiality and Acceptable Use Certification* to be executed by each individual user of an HCSN-enabled radio, as contemplated by the amended MOU, and to present the form of certification to this Court for approval at a subsequent regular meeting. Once approved, the certification shall be incorporated by reference into the amended MOU as a required attachment.

Section 5. Operational Authority. The Hunt County Sheriff, or the Sheriff's designee, is AUTHORIZED to exercise on behalf of the County the operational rights reserved to the County under the amended MOU, including the right to immediately inhibit, disable, reprogram, restrict, or remove any radio, talkgroup, encryption key, system identification number, or other HCSN access credential, and the right to demand surrender of County-owned equipment, whenever the Sheriff or the Sheriff's designee determines that such action is necessary to protect HCSN security, public safety, law-enforcement operations, FCC compliance, or any partner-agency interoperability agreement. The Sheriff shall report any such action to the County Judge and the General Counsel as soon as reasonably practicable.

Section 6. Transition; Existing MOUs. All MOUs currently in effect between the County and partner public-safety agencies shall be replaced with the amended form, and partner agencies shall be granted access to the HCSN only after executing the amended MOU.

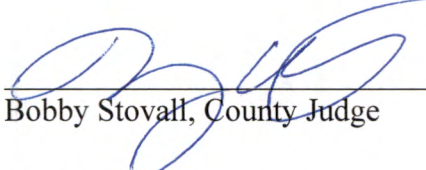
Section 7. Severability. If any section, sentence, clause, or phrase of this Resolution is for any reason held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of this Resolution, the Court hereby declaring that it would have passed each section, sentence, clause, and phrase hereof irrespective of the fact that any one or more sections, sentences, clauses, or phrases be declared invalid or unconstitutional.

Section 8. Open Meetings Compliance. It is hereby officially found and determined that the meeting at which this Resolution was passed was open to the public, and that public notice of the time, place, and purpose of said meeting was given, all as required by Chapter 551 of the Texas Government Code.

Section 9. Effective Date. This Resolution shall take effect immediately upon its passage and approval.


PASSED, APPROVED, AND ADOPTED this 15th day of May, 2026,
by the Commissioners Court of Hunt County, Texas.

HUNT COUNTY, TEXAS

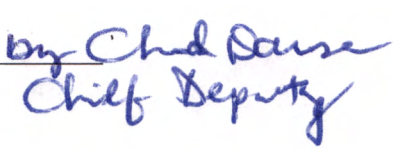


Bobby Stovall, County Judge

ATTEST:



Becky Landrum, Hunt County Clerk


by Chad Dause
Chief Deputy