

Staff Summary Report



Council Meeting Date: June 11, 2009

Agenda Item Number: _____

SUBJECT: Request approval for the Renewal of the Facility Use Agreement between Tempe School District No.3 and the City of Tempe Kid Zone Enrichment Program for the before school, after school, breaks (fall, winter and spring) and summer facilities for the Kid Zone Enrichment Program from August 1, 2009 to July 2010.

DOCUMENT NAME: 20090611cskb02 **COMMUNITY SERVICE ADM (0701-01)**

SUPPORTING DOCS: Yes

COMMENTS: Total cost shall not exceed \$38,492.00

PREPARED BY: Kathy Berzins, Deputy Community Services Manager, Social Services, 480-350-5464

REVIEWED BY: Tom Canasi, Community Services manager, 480-350-5305

LEGAL REVIEW BY: David Park, Assistant City Attorney, 480-350-8907

DEPT APPROVAL: Tom Canasi, Community Services manager, 480-350-5305

FISCAL NOTE: Sufficient funds have been appropriated in cost center 2457

RECOMMENDATION: Staff recommends approval for the renewal of the Facility Use Agreement between the Tempe Elementary School District No. 3 and the City of Tempe kid Zone Enrichment Program.

ADDITIONAL INFO: This is a continuation of the Facility Use Agreement between the City of Tempe and the Tempe Elementary School District. The Kid Zone Enrichment Program serves more than 2,200 children, attending 14 Tempe elementary schools within the Tempe Elementary School District No.3, in kindergarten through 8th grade each year. It offers an affordable, safe, nurturing environment, held at the child's own school and eliminates the need for transportation for children. Working parents are able to feel confident that their children are spending their out of school time in a familiar and safe environment with their friends.

**RENEWAL OF THE FACILITY USE AGREEMENT BETWEEN
TEMPE ELEMENTARY SCHOOL DISTRICT #3 AND THE CITY
OF TEMPE KID ZONE ENRICHMENT PROGRAM**

C2006-

THIS RENEWAL OF THE FACILITY USE AGREEMENT BETWEEN TEMPE ELEMENTARY SCHOOL DISTRICT #3 AND THE CITY OF TEMPE KID ZONE ENRICHMENT PROGRAM (herein after the "Renewal") is entered into by and between the CITY OF TEMPE, a municipal corporation (hereinafter "City"), and TEMPE ELEMENTARY SCHOOL DISTRICT #3 (hereinafter the "District") this _____ day of _____, 2009.

RECITALS

- A. WHEREAS, the City and the District are parties to that certain Facility Use Agreement, dated August 15, 2007, that certain Use Agreement Addendum Between the Tempe School District No. 3 and the City of Tempe, effective August 1, 2007, and Renewal of the Facility Use Agreement, effective August 1, 2008 (collectively hereinafter "the Agreement") attached hereto as Exhibits A, B, and C (respectively);
- B. WHEREAS, the City and the District desire to enter extend the Agreement into 2008-2009 under the same previously agreed upon terms and conditions.

NOW, THEREFORE, in consideration of the promises and the mutual obligations of the parties as are more particularly set forth in the Agreement attached hereto as Exhibit A, the same be and is hereby adopted and incorporated by this Renewal except as amended as follows:

2. **Recitals.**

This agreement is made with reference to the following facts:

- 2.1 DISTRRICT has offered to make available the following sites (Aguilar, Arredondo, Broadmor, Bustoz, Carminati, Curry, Fuller, Holdman, Hudson, Meyer Rover, Scales, Ward, Wood) to be used by the OCCUPANT for occasional use as a child care program.
- 2.2 OCCUPANT represents that the FACILITY will only be used for the purpose so stated.

5. **Term.**

The term of this Agreement shall commence on August 1, 2009 and terminate on July 31, 2010, and shall automatically expire unless extended in writing by the District, at its sole discretion.

6. **Compensation**

Base charge	\$ 29,784.00
Additional charge (winter/spring camp custodial fees)	\$ 1,408.00
Estimated additional charge (summer custodial fees)	\$ 7,300.00
Total due (2009-10)	\$ 38,492.00

CITY OF TEMPE

TEMPE ELEMENTARY SCHOOL
DISTRICT NO. 3

Hugh Hallman, Mayor

Candis Denton

Director of School Leadership

Date

May 14, 2009

Date

ATTEST:

City Clerk

Approved as to form:

City Attorney