

AGENDA



Thursday, April 23, 2009

**Health and Human Services
RECOMMENDATION FOR COUNCIL ACTION**
Item No. 25

Subject: Authorize negotiation and execution of a Memorandum of Cooperation between the City and PFLUGERVILLE INDEPENDENT SCHOOL DISTRICT (PISD) to waive the temporary food event permit fee for events sponsored by school-related nonprofit entities on a PISD school campus within the City limits of Austin, for the period through the end of the 2008-2009 academic year, with annual renewal options for future academic years.

Amount and Source of Funding: The estimated fiscal impact is a \$1,000 loss in revenue.

Fiscal Note: A fiscal note is not required.

For More Information: Shannon Jones, Asst. Director, Public Health and Community Services, 972-5416; David B. Lopez, Manager, HHSD Environmental and Consumer Health Unit, 972-5687; Linda Terry, Agenda Coordinator, 972-5023.

BACKGROUND

City Code Section 10-3-61 requires a temporary food booth to obtain a permit to operate. The City Code also states that the permit must be applied for 10 days prior to the event. Temporary food service events include rodeos, carnivals, outdoor festivals, and school-related events. The permit fee is for each booth and based on the number of days of operation.

Temporary food permits are issued by the Environmental and Consumer Health Unit (ECHU) of the Austin/Travis County Health and Human Services Department (HHSD). The permitting goal is to ensure that the food provided is from an approved source and handled in such a way that food-borne illness is prevented. Permits are also necessary to allow tracking of events for investigations of food-borne illness.

The Pflugerville Independent School District (PISD) and the City agree to cooperate in ensuring that PISD schools and school-supported organizations may continue to sponsor educational and fund-raising events at PISD campuses for the benefit of students and the public school community in a safe and prudent manner.

1. Under the terms of the Agreement, the City will recognize all events held by school-related nonprofit entities associated with PISD campuses (for example, PTOs, booster clubs, school athletic associations) as falling under a particular PISD campus' food manager permit. The agreement applies to events: (a) that are sponsored by a PISD school or a nonprofit group organized for the purpose of supporting a PISD school or schools and that are held on the school campus; (b) for which any and all proceeds will be used for the support of the public school system; and (c) for which PISD's Food Services receives and retains a Temporary Food Event Information Form

2. This agreement waives the requirement that school-related nonprofit groups pay a permit fee for a temporary event food permits, but does not waive the requirement that these nonprofits obtain permits for each food venue at a school event. In addition, this agreement does not waive the City's right and duty to conduct inspections of each food venue at such events. The City shall not waive any requirement to comply with any rule or regulation relating to the actual handling or production of food, the right to close

food-related venues for violation, or, limit the City's ability to cite PISD or its school campuses for violations of the Code.

HHSD recommends approval of the Memorandum of Cooperation to be effective for the remainder of the 2008-2009 school year from the date of final signature on the agreement. This agreement may be renewed under identical terms and conditions for additional academic year periods unless sooner terminated or amended as included in the agreement.