

## AGENDA



Thursday, October 1, 2009

**Health and Human Services  
RECOMMENDATION FOR COUNCIL ACTION****Item No. 12**

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**Subject:** Authorize the execution of Amendment No. 1 to the Memorandum of Cooperation between the City and AUSTIN INDEPENDENT SCHOOL DISTRICT, Austin, TX, to waive the temporary food event permit fee for any and all school-related non-profit entity events on an AISD school campus.

**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; Linda Terry, Agenda Coordinator, 972-5023.

**Prior Council Action:** Council approved execution of the original Memorandum of Cooperation, January 10, 2008.

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The City of Austin Code of Ordinances 10-3-61 requires a temporary food booth to obtain a permit to operate. The Environmental and Consumer Health Unit (ECHU) of the Austin/Travis County Health and Human Services Department issues temporary food permits. The goal is not to stop outdoor and/or temporary events but to ensure that the food 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 in case of a problem.

The Austin Independent School District (AISD) and the City previously agreed to cooperate in assuring that AISD schools and school-supported organizations may continue to sponsor educational and fund-raising events at AISD campuses for the benefit of students and the public school community in a safe and prudent manner. Execution of the original Memorandum of Cooperation (MOC) was approved by Council on January 10, 2008.

During the subsequent implementation and operation of the MOC, both the City and AISD recognized the need to amend the agreement to be more specific regarding the role of the school campus single point of contact (SPOC) and the necessity of obtaining the name of a responsible party from the school-related non-profit entity that would attend the event in its entirety and be the contact for the City if the City determines that a health code violation is occurring at the event.

The original MOC is amended to (1) substitute amended language for Section I. Purpose of the Agreement, paragraph (B), and (2) substitute amended language for Section II. Responsibilities in Cooperative Effort, paragraph (A) Responsibilities of AISD, subsection(2) and paragraph (B), subsection (3). The amendment also adds language under general provisions that indicates a renewal term. The substituted amendments are shown in their entirety on the attached "First Amendment to Memorandum of Cooperation Between Austin Independent School District and the City of Austin."

The Amendment was approved by the AISD Board of Trustees at their meeting on August 24, 2009.