

## COUNCIL AGENDA: SEPTEMBER 16, 2014

**SUBJECT:** RENEWAL OF AGREEMENT WITH KINGS/TULARE AREA AGENCY ON AGING TO FACILITATE A SENIOR NUTRITION PROGRAM

**SOURCE:** PARKS AND LEISURE SERVICES DEPARTMENT

**COMMENT** Kings/Tulare Area Agency on Aging (K/TAAA) is requesting renewal of the agreement with the City of Porterville to facilitate the continuance of a Senior Nutrition Program within the city. The program will continue to operate at the Santa Fe Depot five days per week. The agreement provides for the City contributing \$14,000 annually (\$3,500 each calendar quarter) for the continued operation of the nutrition program by K/TAAA.

K/TAAA is requesting the term of the agreement be for a period of eight calendar quarters commencing October 1, 2014, and ending September 30, 2016. Staff feels that the services provided by K/TAAA, through their contractor CSET, have been performed well and that those participating in the program have been very pleased with the services. K/TAAA appears to be consistently striving to enhance the program.

**RECOMMENDATION:** That the City Council approve the renewal of the agreement with K/TAAA and authorize and direct the Mayor to execute same.

**ATTACHMENT:** Agreement between the City of Porterville and the Kings/Tulare Area Agency on Aging.

23 Director MB Appropriated/Funded

1 City Manager

ITEM NO.: 8

AGREEMENT  
BETWEEN  
CITY OF PORTERVILLE  
AND  
KINGS/TULARE AREA AGENCY ON AGING  
TO FACILITATE A SENIOR NUTRITION PROGRAM

This Agreement is entered into between the City of Porterville (CITY) and the Kings/Tulare Area Agency on Aging (K/T AAA) to facilitate a Senior Nutrition Program (PROGRAM) within CITY boundaries.

A. RESPONSIBILITIES

CITY shall contribute financial support to K/T AAA in advance on a quarterly basis and within the term of this Agreement to facilitate a senior citizens' PROGRAM. The quarterly contribution commencing October 1, 2014, shall be \$3,500. Contributions shall be made by the fifteenth day of the first month of each calendar quarter.

K/T AAA shall provide, within the boundaries of CITY, a five-day per week PROGRAM to provide senior citizens with congregate meals and other services commensurate with such PROGRAM as K/T AAA operates within other communities. K/T AAA shall utilize the funds contributed by CITY for any legal purpose as determined by K/T AAA; make all necessary arrangements for the PROGRAM; and shall indemnify, defend, and hold harmless CITY from any and all claims, actions, and losses arising from the activities of K/T AAA to the fullest extent permitted by law. For any calendar quarter in which the PROGRAM is discontinued, the contribution provided by CITY shall be prorated, with refund made to CITY within 30 days for the term in which the PROGRAM was not provided.

B. TERM

The term of this Agreement shall be for a period of eight calendar quarters commencing October 1, 2014, and ending September 30, 2016. Any party may withdraw from this Agreement by giving written notice of intent to withdraw at least one calendar quarter in advance of the effective withdrawal date.

C. MODIFICATION AND ASSIGNMENT

This Agreement may be modified at any time by written agreement of the parties. Assignment of responsibilities under this Agreement by any of the parties shall be effective only upon prior written consent of the other party, which shall not be unreasonably withheld.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed on the \_\_\_\_\_ of \_\_\_\_\_, 2014.

KINGS/TULARE AREA AGENCY ON AGING

\_\_\_\_\_  
Laura Silva, Director

APPROVED AS TO FORM

\_\_\_\_\_  
Name: \_\_\_\_\_, Attorney for K/T AAA

CITY OF PORTERVILLE

\_\_\_\_\_  
Milt Stowe, Mayor

ATTEST:

\_\_\_\_\_  
John D. Lollis, City Clerk

APPROVED AS TO FORM

\_\_\_\_\_  
Julia M. Lew, City Attorney