

City of Garden Grove

INTER-DEPARTMENT MEMORANDUM

To: Matthew Fertal
Dept.: City Manager
Subject: AMENDMENT TO AGREEMENT
WITH THE ARAB AMERICAN
COUNCIL FOR THE 2012 ARAB
AMERICAN FESTIVAL

From: Kimberly Huy
Dept.: Community Services
Date: July 10, 2012

OBJECTIVE

To recommend that the City Council approve a one (1) year Amendment to the Agreement between the City and the Arab American Council in order to conduct the Arab American Festival at Village Green Park the weekend of September 28 to September 30, 2012.

BACKGROUND

Since 2001, the Arab American Council has hosted the Arab American Festival at Village Green Park during the month of September. The annual Festival is a three-day event that includes carnival rides, food, vendors and traditional entertainment and activities.

The most recent Agreement between the City and the Arab American Council authorized the Arab American Council to conduct Festivals from 2007 through 2011.

DISCUSSION

Attached is a one-year Amendment to the Agreement with the Arab American Council, to allow the Annual Arab American Festival at Village Green Park the weekend of September 28 to September 30, 2012, and to reimburse the City for Police support and costs incurred by the City.

The proposed Amendment has been signed by representatives from the Arab American Council and has been approved as to form by the City Attorney.

FINANCIAL IMPACT

As part of the Agreement that is being amended, it is required that the Arab American Council reimburse the City a minimum of \$7,500 for police support and other direct costs incurred in support of the Arab American Festival.

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RECOMMENDATION

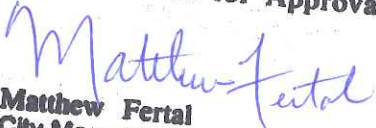
It is recommended that City Council:

- Approve the one (1) year Amendment to the Agreement with the Arab American Council to conduct the Arab American Festival at Village Green Park on September 28, to September 30, 2012.
- Authorize the City Manager to execute the Agreement, including any minor modifications as appropriate thereto, on behalf of the City.


KIMBERLY HUY
Director

By: Janet Pelayo 
Supervisor

Attachment: Arab American Festival Amendment

Recommended for Approval

Matthew Fertal
City Manager

CITY OF GARDEN GROVE

AMENDMENT NO. 1

To: Arab American Festival Agreement

This Amendment No. 1 to allow the Arab American Council to sponsor and conduct the annual Arab American Festival and activities in the City of Garden Grove, is made and entered into this ____ day of June 2012, by and between the **CITY OF GARDEN GROVE**, hereinafter referred to as "CITY", and **Arab American Council**, a California non-profit corporation, hereinafter referred to as "COUNCIL".

WHEREAS, COUNCIL and CITY entered into an annual Agreement, effective **June 12, 2007**.

WHEREAS, COUNCIL and CITY desire to amend the Existing Agreement as provided herein.

Now, therefore, it is mutually agreed, by and between the parties as follows:

Section 1, TERM, shall be revised as follows:

The term of this Agreement shall be extended through **September 30, 2012**, unless earlier terminated pursuant to Section 32 herein. The date for the 2012 Festival is September 28-30, 2012.

Section 3, REIMBURSEMENT, shall be revised as follows:

The third sentence of the first paragraph of section 3 shall be revised to read as follows: "The specific reimbursement amounts will be agreed upon by the COUNCIL President and the City Manager or designee, but for no reason will be less than seventy-five hundred (\$7,500) dollars."

A third paragraph shall be added to Section 3 to read as follows: "Notwithstanding the foregoing, as an additional reimbursement amount, COUNCIL also agrees to be responsible for and pay 30% of the costs for the renovation of the turf area, including aeration of the Festival site. COUNCIL shall reimburse the CITY for the amount of such costs as determined by the Public Works Director and City Manager, but for no reason shall such additional reimbursement amount be less than seventy-five hundred (\$7,500) dollars, thereby making the COUNCIL's minimum reimbursement amount not less than fifteen thousand (\$15,000) dollars."

Section 6, USE OF VILLAGE GREEN PARK, shall be revised as follows:

The dates of September 7, 2007 and September 9, 2007 shall be replaced by September 28, 2012 and September 30, 2012, respectively.

Except as expressly amended hereby, the Existing Contract remains in full force and effect as originally executed, including those portions of Sections 1, 3 and 6 that are not expressly amended herein.

IN WITNESS WHEREOF, the parties have caused this Amendment No. 1 to the Existing Agreement to be executed by their respective officers duly authorized on the date first written above.

Date: _____

"CITY"
CITY OF GARDEN GROVE

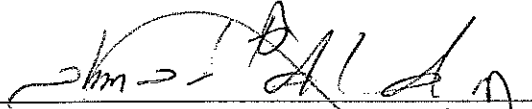
By: _____
Mayor

ATTESTED:

City Clerk

Date: _____

Arab American Council

By: 

Title: PRESIDENT

By: 

Title: VICE PRESIDENT

Date: 5-30-2012

APPROVED AS TO FORM:

Garden Grove City Attorney

Date