

**MOORPARK CITY COUNCIL
AGENDA REPORT**

TO: The Honorable City Council

FROM: Tom Kruse, Director of Parks and Recreation 

DATE: January 15, 2010 (CC Meeting of February 3, 2010)

SUBJECT: Consider Request from United States Census Bureau for Facility Rental Fee Waiver Request

DISCUSSION

The City is in receipt of a letter from the Office of Operations for the United States Census Bureau, requesting the waiver of facility rental fees (see Attachment A). The Census Bureau is planning a week of classes for testing and training of U.S. Census workers to be held April 26 - 30, from 8:00 a.m. to 5:00 p.m. The Census Bureau will be hiring local people for this important national event and is requesting that any site fees that would normally be applied be waived for this training.

FISCAL IMPACT

For a rental of this nature, the rental fee is \$40.00 per hour. The cost for the use of tables and chairs based on a count of 50 people would be approximately \$67.00. Since the City has a park employee on duty during the proposed rental hours that can open and close the facility, and staff from the Census Bureau can perform the room set-up, the rental will not generate any City out-of-pocket expenses. If standard fees were charged, the five-day facility rental fee would be approximately \$2,150.00. Staff proposes approving the Census Bureau's request.

STAFF RECOMMENDATION

Approve facility rental fee waiver for the United States Census Bureau's testing/training classes on April 26 – 30, 2010.

Attachment: Letter from United States Department of Commerce, US Census Bureau.



UNITED STATES DEPARTMENT OF COMMERCE
 U.S. Census Bureau
 Ventura Local Census Office
 Westlake Village, CA 91362
 One Baxter Way—Westlake Village, CA 91362

SENT VIA FAX: 805-532-2551

ATTACHMENT

Jan. 13, 2010

Arroyo Vista Recreation Center
 Attention: Tom Kruse, Director
 4550 Tierra Rejada Road
 Moorpark, CA 93021

Dear Tom:

Thank you for your considering the donation of the space identified below for use in our testing/training of U.S. Census workers. We will be hiring local people for this important national event and request that any site fees that would normally be applied be waived for this training.

- **MON., APRIL 26 THRU FRI., APRIL 30, 2010 (NRFU Training)**
- Classroom Hours: 8 a.m. to 5 p.m. (Includes setup/cleanup)
- Classroom Setup: For 12-30 people (2 each per six foot table)
- Location of Classes: Arroyo Vista Recreation Center
 [Magnolia Room]
 4550 Tierra Rejada Road
 Moorpark, CA 93021

Note: The Federal Government does not sign liability or "hold harmless" agreements. The United States, through its departments and agencies such as Commerce and NOAA, is prohibited by the Anti-Deficiency Act, 31 U.S.C. 1341, 1342 and 1517, from undertaking contingent and undetermined liability without funds being appropriated by Congress for such purpose.

The Government is self-insured and does not maintain general liability insurance. In lieu of any insurance, the Department's liability for negligence of its employees in performing their duties is governed exclusively by the provisions of the Federal Tort Claims Act. Therefore, please be informed of the following:

"Census agrees to promptly consider and adjudicate any and all claims which may arise out of use of subject donor's premises resulting from the actions of Census or duly authorized representatives or contractors of Census and to pay for any damage or injury as required by Federal law. Such adjudication will be made pursuant to the Federal Tort Claims Act, 28 U.S.C. 2671 et seq. or such other legal authority as may be pertinent."

We understand that, with your approval, we can use this space (rent free) for the period(s) indicated above. If this is not correct, please let us know. Thanks for your help in this very important 2010 Census operation.

Sincerely,

Jim Gardner
 Office Operations Supervisor,
 Field Operations