

**MEMORANDUM OF UNDERSTANDING
BETWEEN BURNET COUNTY AND BURNET CONSOLIDATED INDEPENDENT SCHOOL
DISTRICT**

PROVIDING FOR PHYSICAL SPACE OWNED BY BURNET CONSOLIDATED INDEPENDENT SCHOOL DISTRICT FOR USE BY BURNET COUNTY FOR ITS FUNCTIONS BENEFITING THE CITIZENS OF BURNET COUNTY.

RECITALS

WHEREAS, local governments and State agencies may enter into memorandums of understanding amongst themselves to aid in the performance of "governmental functions and services."

WHEREAS, Burnet County is a local governmental entity located within the State of Texas responsible for the well being of its citizens. In order to carry out its legally assigned functions, Burnet County requires the use of physical office space to be located within the county. Said space is used by various Burnet County departments and/or by other governmental entities providing governmental services to the citizens of the county in cooperation with Burnet County.

WHEREAS, Burnet Consolidated Independent School District, BCISD, is a local governmental entity that provides educational services to children within a portion of Burnet County, Texas. In order to carry out its responsibilities, BCISD owns several physical buildings located within Burnet County.

WHEREAS, in an effort to bring efficiency in providing its services in a cost effective manner, BCISD previously ceased its use of a portion of a property/campus it owns at 607 N. Vanderveer, Burnet, Texas. As this specific area has no immediate use requirement for BCISD, said space is being made available to Burnet County. The use by Burnet County of this space which is owned by BCISD is deemed to serve the interests of both governmental entities.

The parties enter into the following memorandum of understanding:

MEMORANDUM OF UNDERSTANDING

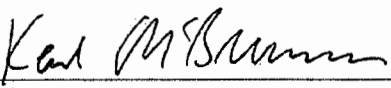
1. Burnet County shall be allowed to use physical building space (Rooms 13, 14, 15, 16 & 17 of the Old Pre-K bldg. a total of 3,860 sq. ft.) as assigned by BCISD at 607 N. Vanderveer, Burnet, Texas. Said permission shall begin on September 30, 2019. Burnet County shall be allowed continued use of said space indefinitely or until notice is provided otherwise as described below. Said assigned physical building space will be used (at no cost) by Burnet County to provide services to the citizens of Burnet. The cost of utilities, to include electricity, water, waste water, etc. in the area assigned to Burnet County shall be incurred by Burnet County. In order to properly assess the utility service costs in this assigned area, BCISD has established a base line cost of \$1.48 per square foot per year. (3,860 sq. ft. x \$1.48 = \$ 5,712.00 per year) or (\$476.00 per month).

2. Should BCISD desire to re-acquire use of any portion or the entire assigned area at any time and for any reason, BCISD shall give Burnet County a 90 day notice to cease use. Similarly, should Burnet County no longer require the use of the assigned space or a portion thereof, it shall provide BCISD a 90 day notice prior to releasing its use.
3. Rooms 13, 14, 15, 16 and 17 are provided "as is". Burnet County shall be responsible for all maintenance, repairs and cleaning needs of the assigned area. Should Burnet County desire to remodel or change any of the existing structure in the assigned area, Burnet County shall approach BCISD to seek its permission. BCISD will not fund the replacement or repair of any mechanical or structural components. This includes but not limited to HVAC, roof, plumbing, and foundation issues.
4. Burnet County shall be allowed access to the assigned area at all times, 7 days a week, 24 hours a day. In order to ensure safety and security, BCISD shall provide separate access and keys for independent ingress/egress into the assigned Burnet County area without affecting the functions of the remaining areas of the property/campus area located at 607 N. Vanderveer, Burnet, Texas.
5. BCISD shall continue to carry all necessary insurance coverage for the building at 607 N. Vanderveer, Burnet, Texas including the area to be assigned to Burnet County. Burnet County shall carry liability insurance for injuries occurring in the assigned physical area. In adherence to compliance with municipal fire regulations, all obligations shall continue to be borne by BCISD.

ADOPTED by this 28th day of October, 2019.



James Oakley
Burnet County Judge



Keith McBurnett
Superintendent
Burnet Consolidated Independent School District