

SEP 24 2009



**Chandler • Arizona**  
*Where Values Make The Difference*

**MEMORANDUM**                      **Community Services Department Memo No. CS10-036**

**DATE:**            SEPTEMBER 24, 2009

**TO:**                MAYOR AND COUNCIL

**THRU:**            W. MARK PENTZ, CITY MANAGER <sup>P-D</sup>  
                      RICH DLUGAS, ASST. CITY MANAGER <sup>P-D</sup>  
                      MARK M. EYNATTEN, COMMUNITY SERVICES DIRECTOR 

**FROM:**            JODY CRAGO, MUSEUM ADMINISTRATOR 

**RE:**                EXTENSION OF AGREEMENT WITH CHANDLER HISTORICAL SOCIETY

**MOTION:**      Approve a 60-day extension of the Agreement with the Chandler Historical Society regarding daily operations of the Museum retroactive to August 22, 2009.

**BACKGROUND:** The City of Chandler and the Chandler Historical Society (CHS) entered into a one-year agreement on August 21, 2008 whereby the city would assume responsibility for the daily operations of the Museum. City staff and the CHS leadership have been working on a new agreement since June 2009 that would more accurately reflect the roles, rights, obligations and responsibilities of each party following an assessment of the original agreement's terms. Unfortunately, due to the availability of CHS Board members, a new agreement could not be finalized by the one-year sunset of the original agreement.

**RECOMMENDATION:** Staff is recommending that the City Council approve a 60-day extension of the original agreement, retroactive to August 22, 2009 while work on a new agreement is completed.

Amendment No. 1  
to  
Agreement between the  
City of Chandler, Arizona and  
The Chandler Historical Society, Inc.  
Regarding the Existing Chandler Museum

Whereas, the City of Chandler, Arizona (the "City") and the Chandler Historical Society, Inc., an Arizona non-profit corporation ("CHS"), collectively the "Parties" are currently negotiating various terms regarding the Existing Chandler Museum and the future Chandler Museum;

Whereas, the Parties need more time to reach agreement and complete the terms of a new agreement for the Existing Chandler Museum and the future Chandler Museum;

Whereas, the current Agreement between the Parties (the "Agreement") was entered into on August 21, 2008 for a Term of one (1) year;

Whereas, the Parties agree to extend the Term for sixty (60) additional days to complete a new agreement;

Therefore, for good and valuable consideration, the Parties agree and do amend the Agreement as follows:

1. Section 21 is hereby amended to extend the Term of the Agreement for sixty (60) days until 10/20/2009.
2. Except as expressly amended by this Amendment No. 1, no other changes are made to the Agreement and all other remaining terms and conditions in the Agreement shall remain in full force and effect.

In witness whereof, the parties have hereunto subscribed their names this \_\_\_\_ of September 2009.

City of Chandler:

\_\_\_\_\_  
Mayor

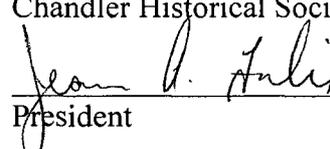
Attest:

\_\_\_\_\_  
City Clerk

Approved as to form:

\_\_\_\_\_  
City Attorney

Chandler Historical Society

  
\_\_\_\_\_  
President