

REQUEST FOR BOARD ACTION

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

MEETING DATE: March 4, 2024

SUBJECT: 2024 Carton Council Community Education Award Program

PRESENTER: Amy Schmitte

ATTACHMENTS: Yes,
1. Budget Amendment
2. 2024 Carton Council Contract

SUMMARY OF REQUEST:

The attached provides information to the Board about the Carton Council of North America's 2024 Community Education Award Program. The Board is requested to approve the receipt of the award which will be added to the advertising budget for Solid Waste for further outreach and education purposes.

BOARD ACTION REQUESTED:

The Board is requested to approve the receipt of the 2024 Carton Council Community Education Award and the attached budget amendment.

Suggested Motion:

I move the Board approve the 2024 Carton Council Community Education Award and the attached budget amendment.

**LINE-ITEM TRANSFER REQUEST
HENDERSON COUNTY**



Department: _____ Solid Waste _____

Please make the following line-item transfers:

What expense line-item is to be increased?

Account	Line-Item Description	Amount
605472-537000-9082	Advertising	\$2,000
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	\$2,000

What expense line-item is to be decreased? Or what additional revenue is now expected?

Account	Line-Item Description	Amount
604472-454019-9082	misc local grants	\$2,000
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	\$2,000

Justification: *Please provide a brief justification for this line-item transfer request.*

Henderson County participated in the Carton Council 2024 Community Education Award Program and received a \$2,000 award to be used towards outreach/educational materials. BOC approved 3/4/2024

Authorized by Department Head

3/4/2024

Date

Authorized by Budget Office

Date

Authorized by County Manager

Date

For Budget Use Only

Batch # _____

BA # _____

Batch Date _____



CARTON COUNCIL

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February 7, 2024

Dear Amy Schmitte,

This Letter of Agreement ("Agreement") is made between **Carton Council of North America, Inc. ("CCNA")**, and **Henderson County Solid Waste ("Recipient")** in connection with **CCNA's Community Education Award Program ("Program")**. For good and valuable consideration, receipt of which is hereby acknowledged, parties hereby agree as follows:

Specifically, our agreement is as follows:

1. Within 30 days after the Recipient's return to the Carton Council of a copy of this letter signed and dated by the Recipient, CCNA will pay to the Recipient the amount of \$2,000 (the "Program Funds"). The Program Funds will be paid by wire transfer of funds to an account designated in writing by the Recipient (or by other means mutually acceptable to the parties).
2. Recipient is encouraged to use the Grant for future recycling education efforts. The Recipient hereby agrees to release and hold CCNA harmless from any third-party claims arising out of the Recipient's use of the Grant.
3. **No Lobbying.** Recipient agrees that no portion of the Grant will be used for any of the following: (a) to lobby or otherwise attempt to influence legislation; or (b) to influence the outcome of any specific public election or participate or intervene in any political campaign on behalf of any candidate for public office or conduct, directly or indirectly, any voter registration drive.
4. **Intellectual Property.** Recipient grants CCNA the perpetual right to use Recipient's name, logos, trademarks, service marks, artwork, designs, Submission in the Contest and/or other intellectual property (collectively, "Recipient's Intellectual Property"), for purposes of promoting the Program and the Grant, in all media now known or hereafter invented, including, but not limited to, in all publicity materials (e.g., press materials, press releases, etc.), as well as in paid media online and in social media (collectively, "Media").
5. **Warranties.** Each party warrants and represents that it has the full power, right and authority to enter into this Agreement and perform its obligations hereunder; and it agrees to comply with all federal, state and local laws when performing any services and/or fulfilling its obligations under the Agreement.

This Agreement is entered into with the understanding that CCNA has no obligation to provide other or additional support to Recipient. This Agreement constitutes the entire agreement between the parties relating to the subject matter hereof, and all prior agreements, correspondence, discussions, negotiations and understandings of the parties regarding such subject matter are merged herein, made





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a part hereof, and superseded hereby. No amendment, waiver, or modification of this Agreement shall be valid unless made in writing and signed by both parties. This Agreement will be governed by and construed in accordance with the laws of the State of Texas without regard to conflicts of law principles. This Agreement shall be binding upon, inure to the benefit of and be enforceable by the parties and their permitted successors and permitted assigns. The provisions of this Agreement may not be amended or waived unless such amendment or waiver is set forth in a writing signed by both parties. Neither party may assign this Agreement, or any rights or obligations under this Agreement, without the prior written consent of the other party; and any attempted assignment without such consent will be null and void and of no force or effect. This Agreement may be executed by facsimile signature and may be executed in separate counterparts, each of which shall be deemed to be an original and all of which together shall constitute a single instrument.

Please confirm the Recipient's agreement with the terms of this letter by arranging to have a copy of this letter signed and dated by the Recipient and returned to the Carton Council either **emailed to Anthony.Johnson@hillandknowlton.com** or **mailed to the following address: Carton Council of North America, Inc., c/o Hill & Knowlton, 9 Copper Kettle Lane; Barrington, Rhode Island 02806 (Attn: Heather McNamara).**

Very truly yours,

**CARTON COUNCIL
OF NORTH AMERICA, INC.**

By: _____

Title: _____

Date: 2/7/2024

**ACCEPTED AND AGREED:
[RECIPIENT]**

By: _____

Title: _____

Date: _____

