

**CLARK COUNTY BOARD OF COMMISSIONERS
AGENDA ITEM**

Petitioner: Yolanda T. King, County Manager

Recommendation:

Approve and authorize the Chair to execute the First Amendment of the Financial Assistance Agreement between Clark County and Rainbow Dreams, LLC for the operation of an early childhood education program; or take other action as appropriate. (For possible action)

FISCAL IMPACT:

Fund #:	2970.000	Fund Name:	Human Services & Education Sales Tax
Fund Center:	N/A	Funded PGM/Grant:	N/A
Amount:	\$4,690,000		
Description:	Pre-K Program - Rainbow Dreams Early Learning Academy		
Additional Comments:	N/A		

BACKGROUND:

On May 19, 2020, the Clark County Board of County Commissioners ("Board") approved a financial assistance agreement with Rainbow Dreams, LLC to provide an early childhood education facility for at least 160 children for families whose income falls below 200% of the Federal Poverty Level.

At the February 15, 2022, Board meeting, the Board directed staff to extend the agreement with Rainbow Dreams, LLC until 2025, increase the financial assistance for the 2021 - 2022 school year to support an increase of 60 additional students for a total number of 220 students.

This First Amendment extends the agreement until June 30, 2025, provides an additional financial assistance of \$125,625 quarterly beginning April 1, 2022 and also provides a one-time payment of \$376,875 for students served from July 1, 2021 through March 31, 2022. Rainbow Dreams, LLC will also provide a minimum of eleven Pre-K or transitional Pre-K classes and quarterly enrollment reports to the County.

APPROVED AS RECOMMENDED

Cleared for Agenda

03/15/2022

File ID#

22-0381

**FIRST AMENDMENT
FINANCIAL ASSISTANCE AGREEMENT**

This First Amendment is made and entered into this 7th day of March, by and between the County of Clark ("County"), a political subdivision of the State of Nevada, and Rainbow Dreams, LLC ("Academy"), a charter school organized under the laws of Nevada Revised Statutes 388A.

WITNESSETH:

WHEREAS, the parties entered into the Financial Assistance Agreement ("Agreement") on May 19, 2020; and

WHEREAS, the Financial Assistance Agreement with Rainbow Dreams, LLC is for the benefit of the Rainbow Dreams Early Learning Academy program; and

WHEREAS, the need for the Rainbow Dreams Early Learning Academy program has increased; and

NOW, THEREFORE, for and in consideration of the promises and mutual covenants herein contained, the parties agree to amend the Agreement as follows:

1. **Financial Assistance.** Section 1(a) is amended to read as follows:
 - (a) Beginning April 1, 2022, the quarterly payments provided for in Section 1(a) shall be increased by \$125,625 for a total quarterly payment of \$460,625 per quarter.
 - (b) A one-time payment will be made upon execution of this amendment covering the period of July 1, 2021 through March 31, 2022 for \$376,875, which represents the additional \$125,625 per quarter rate as established above for services provided for the 60 additional children -in excess of the original 160 children in the Rainbow Dreams Early Learning Academy program during July 1, 2021 through March 31, 2022.

2. **Financial Assistance.** A new section 1(d) is hereby added:
 - (d) The Academy understands and acknowledges that it may provide a facility that accommodates more than 220 children for early childhood education services, but that the financial assistance provided in Section 1(a) will not exceed \$460,625 per quarter if the program exceeds 220 children.

3. **Term.** The term in Section 2 of the Agreement shall be extended from June 30, 2023 to June 30, 2025.

4. **Program.** Section 3(c) is amended to read as follows:
 - (c) **Students.** Beginning April 1, 2022, the Academy will provide an early childhood education facility that will accommodate a total of 220 children to receive early childhood education services.

5. **Program.** Section 3(d) is hereby amended to read:

(d) **Classes.** Beginning April 1, 2022, the Academy will provide a minimum of eleven (11) Pre-K classes or Transitional Pre-K for children who need extra time for Kindergarten readiness. Each class will have no more than twenty (20) children with two (2) professional staff in each class to include one (1) teacher meeting the eligibility requirements of the Nevada Ready! designation of a highly qualified educator and one (1) appropriately qualified teaching assistant.

6. A new section 12 is hereby added:

12. **Acknowledgment:** The Academy acknowledges and agrees that the no additional financial assistance is owed to the Academy for any additional children that the Academy provided early childhood education services prior to July 1, 2021 or any additional children over 220 that the Academy may provide early childhood education services to in the future. Refer to amendment 1(b).

7. A new section 13 is hereby added:

13. **Quarterly Reports.** The Academy agrees to provide quarterly reports to Clark County Chief Financial Officer at P.O. Box 551211, Las Vegas, NV 89155. The quarterly reports shall include the following monthly information:

- (a) Numbers of students enrolled each month by Pre-K class and transitional Pre-K class by zip code;
- (b) Identify the number of students attending in person versus the number of students participating in at home learning by zip code;
- (c) Pay register for licensed staff assigned to each Pre-K class and each transitional Pre-K class; and
- (d) Any disenrollment by each Pre-K class and transitional Pre-K class by zip code.

8. Except as expressly amended in this First Amendment, the Agreement shall remain in full force and effect.

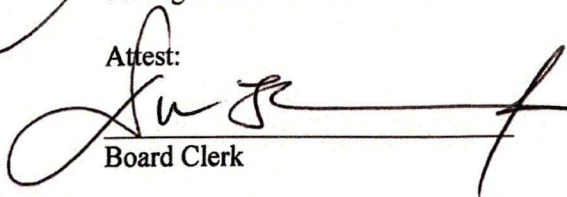
IN WITNESS WHEREOF, the County and the Academy have executed this First Amendment as of the dates written below.

RAINBOW DREAMS LLC



Manager Diane Pollard

Attest:



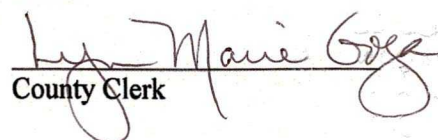
Board Clerk

COUNTY OF CLARK



Chair, Board of Commissioners

Attest:



County Clerk