

**MEMORANDUM OF UNDERSTANDING  
BETWEEN TOOELE COUNTY AND EXCELSIOR ACADEMY  
REGARDING THE TRANSFER AND USE OF CARES ACT FUNDING**

Memorandum of Understanding by and between Tooele County ("County") and Excelsior Academy ("Academy") dated December 1, 2020, regarding the transfer and use of CARES Act funding received from the federal government.

1. County has received certain funds from the federal government to assist with the impacts of the COVID-19 pandemic. County desires to transfer a portion of those funds to Academy so that Academy may mitigate the impacts of the COVID-19 pandemic on its students, employees, and operations.
2. County hereby transfers \$35,000 of its CARES Act funding to Academy. County may transfer additional funds in the future if the need exists and if additional funds are available.
3. District understands that the use of CARES Act funds is restricted by the CARES Act to cover costs that: (1) are necessary expenditures incurred due to the public health emergency with respect to COVID-19; (2) were not accounted for in Academy's budget most recently approved as of March 27, 2020; and (3) were incurred during the period that began on March 1, 2020, and will end on December 30, 2020.
4. Academy agrees to use the transferred funds only for the purposes set forth in paragraph 3.
5. On or before December 31, 2020, Academy agrees to provide County with a detailed written report indicating how the transferred funds were used and certifying that the transferred funds were used only for the purposes set forth in paragraph 3.

TOOELE COUNTY:



By: Tom Tripp  
Chair, Tooele County Commission

EXCELSIOR ACADEMY:



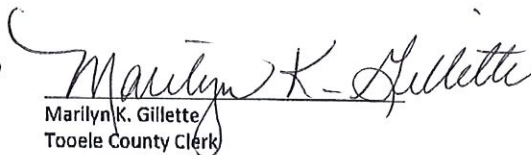
By: Gichia Marsden  
Middle School Director

APPROVED AS TO FORM:

*Colin Winchester 12/02/2020*

Colin Winchester  
Deputy County Attorney

ATTEST:



Marilyn K. Gillette  
Tooele County Clerk

