

✓

COMMUNITY SUPPORT AGREEMENT

This COMMUNITY SUPPORT AGREEMENT ("Agreement") is entered into effective as of July 1, 2022 ("Effective Date"), by and between St. Luke's Health System, Ltd., an Idaho nonprofit corporation ("St. Luke's"), and Kimberly School Dist. #414 (Stricker Elementary) an Idaho School District ("Recipient"). St. Luke's and Recipient are each referred to herein as a "Party" and collectively as the "Parties."

WHEREAS, St. Luke's is dedicated to improving the health of the communities it serves and provides certain funding opportunities to support community health initiatives; and

WHEREAS, Recipient has demonstrated the ability to provide a community service that meets St. Luke's mission to improve health and is in alignment with the goals of St. Luke's Community Health Department.

NOW, THEREFORE, in consideration of the mutual agreements contained herein and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties agree as follows:

1. Funding from St. Luke's to Recipient. St. Luke's will provide Recipient with a one-time funding in the amount of ~~\$1,500~~ Kimberly School District #414 (~~Stricker Elementary \$1,500~~) ("Funds"). Recipient must use the Funds specifically as described in Section 2 between the Effective Date and June 30, 2023 (the "Fund Period"). This grant is subject to the terms of this Agreement and all Exhibits attached hereto, which are incorporated herein by this reference.
2. Obligations of Recipient.
 - a. Recipient agrees to use Funds in accordance with the Guidelines set forth on Exhibit A and solely for the project described in its Community Service Description attached hereto as Exhibit B (the "Project").
 - b. Recipient agrees to commence all funded activities in a timely manner and to submit a final report to St. Luke's in accordance with the Project Performance Report form attached as Exhibit C.
 - c. Recipient represents as follows:
 - i. Recipient is exempt from federal income tax as an organization described in section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"), is not a "private foundation" as defined in section 509(a) of the Code, and has received a determination letter from the Internal Revenue Service to such effect. Recipient has not, directly or indirectly, engaged in any transaction or activity that could cause its tax exemption to be revoked and no such transaction or activity is currently under consideration. Recipient has fully complied with all applicable statutory and regulatory requirements necessary to retain its status as a tax-exempt organization. The Recipient's intended use of the Grant Funds is consistent with its tax exempt purpose under section 501(c)(3) of the Code.
 - ii. In the event Recipient is not a 501(c)(3) tax-exempt organization, Recipient represents that it is a government agency/department, public education institution or a quasi-governmental entity.