EMERGENCY RESOLUTION NO. 27-2015

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AGREEMENT BY AND BETWEEN THE CITY OF MONROE AND THE MONROE LIONS CLUB FOR THE USE OF THE MONROE COMMUNITY PARK AND DECLARING AN EMERGENCY.

WHEREAS, the Park and Recreation Board has recommended that Council authorize the Monroe Lions Club to use the Monroe Community Park for a Fourth of July event; and

WHEREAS, Council desires to accept said recommendation and authorize the use.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF MONROE, STATE OF OHIO, THAT:

SECTION 1 The City Manager is hereby authorized to enter into an agreement by and between the City of Monroe and the Monroe Lions Club for the use of the Monroe Community Park pursuant to the terms and conditions set forth on Exhibit "A" attached hereto and made a part hereof.

SECTION 2: This measure is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and welfare and further for the reason that Council desires to authorize the agreement prior to the scheduled event on July 4, 2015. Therefore, this measure shall take effect and be in full force from and after its passage.

PASSED: MAY 26, 2015

ATTEST:

Deputy Clerk of Council

APPROVED:

Mayor

"I, the undersigned Clerk of Council of the city of Monroe, Ohio, hereby certify the foregoing (ordinance or resolution) was published as required by Section 7.16 of the Charter of the City of Monroe.

Clerk of Council
City of Monroe, Ohio

This legislation was enacted in an open meeting pursuant to the terms and provisions of the Sunshine Law, Section 121.22 of the Ohio Revised Code.

Exhibit "A" E Res No. 27-2015

CITY OF MONROE
Utilization Agreement For
The Use of the Monroe Community Park
Lions Club Fourth of July Event 2015

This Agreement for the use of the Monroe Community Park is designed to ensure that the facilities owned and/or operated by the City of Monroe are utilized efficiently and safely. The City of Monroe will work with the Monroe Lions Club to promote a high quality event for the Monroe community.

A. The Monroe Lions Club has received approval from the Park and Recreation Board for the use of the Monroe Community Park for July 3, 4, and 5, 2015. The terms of this agreement will not automatically be renewed on an annual basis. The Park Board will review requests each year.

B. The Monroe Lions Club shall not engage in any business on the premises or violate any existing state or federal law or municipal ordinance, or use the premises in such a manner as to constitute any hindrance for other park patrons engaged in lawful activities.

C. The Monroe Lions Club shall maintain, during the effective date of this Agreement, a general liability insurance policy, naming the City of Monroe as additional insured in an amount of at least $1,000,000 aggregate on the licensed use herein.

D. The Monroe Lions Club shall maintain its status as non-profit association, as set forth by applicable federal, state, and/or local laws, rules and/or regulations.

E. The Monroe Lions Club shall not make any temporary or permanent improvements or changes to park property without the approval of the City.

F. The Monroe Lions Club will provide to the City a contact person(s) name and phone number so that the City may be able to give out for inquiries made at the City Building.

G. The Monroe Lions Club shall not drive any vehicles not related to field maintenance on the grass at any time. If a vehicle is needed, no vehicle will be driven over 10 MPH. There are no exceptions.

H. The Monroe Lions Club shall be responsible for the following parking lot and driveway guidelines at the Community Park: Remove all garbage, trash and debris from the parking area so that the parking area will be clean after the event.

I. The City shall maintain all turf areas, which includes mowing, weed control, fertilization and herbicide spraying for Monroe Community Park.

J. The Monroe Lions Club is responsible for the conduct of its visitors, volunteers, and vendors throughout the specified time set forth in this Agreement.

K. The Monroe Lions Club shall be responsible for the collection of all litter in the park and will encourage the collection of litter in the bleachers, concession areas, and adjacent grounds. All litter shall be placed in the receptacles provided by the City. The City will provide for the pick-up of these receptacles. There will be a $100 fine if excess litter is left and has to be cleaned up by City crews. There will be one warning per occurrence issued before the fine is levied.

L. The City of Monroe will furnish adequate trash receptacles.

M. Liability – The Monroe Lions Club agrees to indemnify, defend and hold harmless the City from any claim, suit or proceeding arising out of activities connected with or in furtherance of this Agreement. The Lions Club further agrees to assume all risk of loss, damage or injury caused by whatever kind, or whomsoever caused (other than loss, damage or injury caused by an act or omission of the City or of under the City's control) to any person(s) or property of the parties, or anyone on or about the property.

N. The Monroe Lions Club is responsible for obtaining its own permits and vendor's license(s).

CITY OF MONROE	MONROE LIONS CLUB
_____	_____
William J. Brock, City Manager	Adam Kochendoerfer, President
Date:_____	Date: _____