

RESOLUTION 2013-63

(9-11-13)

RESOLUTION BY THE COMMUNITY EVENTS, BEAUTIFICATION AND CULTURAL COMMITTEE AUTHORIZING ALLOWING STURTEVANT YOUTH BASEBALL ASSOCIATION TO STORE BASEBALL RELATED EQUIPMENT AT FIREMANS PARK AND THE ISSUANCE OF A HOLD HARMLESS AGREEMENT

WHEREAS, Sturtevant Youth Baseball has requested to store a three wheel Smithco Superstar power unit and other related equipment in the storage areas at Firemans Park; and

WHEREAS, in order to Allow for Sturtevant Youth Baseball to store materials in the storage area at Firemans Park, a Hold Harmless Agreement (see Exhibit A) is required to be signed by the President of Sturtevant Youth Baseball and reviewed.

NOW THEREFORE, the Village Board of the Village of Sturtevant, Racine County, Wisconsin does hereby resolve that:

1. That Sturtevant Youth Baseball be allowed to store a three wheel Smithco Superstar power unit and other related equipment in the storage areas at Firemans Park contingent on the Hold Harmless Agreement as set forth in Exhibit A which is attached hereto and incorporated herein.
2. That the Village President and the Village Clerk are authorized to sign any agreements or other documents necessary to carry out the intent of this resolution.

Adopted by the Village Board of the Village of Sturtevant, Racine County, Wisconsin, this 17th day of September, 2013.

Village of Sturtevant

By _____
Steven Jansen, President

Attest _____
Mary Cole, Village Clerk

Exhibit A-Resolution 2013-63
Hold Harmless Agreement

This HOLD HARMLESS AGREEMENT (this "Agreement") is made effective on September 19, 2013 by and between the Village of Sturtevant and Sturtevant Youth Baseball Association.

WHEREAS, Sturtevant Youth Baseball Association has requested the storage of a three wheel Smithco Superstar power unit and other related equipment in the storage area at Firemans Park, 9630 Charles Street, Sturtevant, Wisconsin 53177; and

WHEREAS, the Village of Sturtevant will allow Sturtevant Youth Baseball Association to store a three wheel Smithco Superstar power unit and other related equipment in the storage area at Firemans Park, 9630 Charles Street, Sturtevant, Wisconsin 53177, as long as Sturtevant Youth Baseball Association agrees to release and hold harmless the Village of Sturtevant from any liability or claims in case of damage to said equipment.

NOW, THEREFORE, Sturtevant Youth Baseball Association agrees to indemnify, defend, and hold harmless the Village of Sturtevant and any of its officials, officers, and employees from and against any and all claims, damages, costs, and expenses (including reasonable attorney fees) arising out of or resulting from any alleged act or omission by Sturtevant Youth Baseball.

Sturtevant Youth Baseball agrees to accept full responsibility for any damage or loss to the storage area at Firemans Park, 9630 Charles Street, Sturtevant, Wisconsin, 53177.

It is the express intention of the undersigned that this Agreement be liberally construed in favor of the Village of Sturtevant. This Agreement shall remain in effect as long as Sturtevant Youth Baseball Association maintains the baseball diamonds at Firemans Park, 9630 Charles Street, Sturtevant, Wisconsin, 53177, and shall continue in force thereafter relative to any incident for which liability is claimed to be accrued during such period.

Sturtevant Youth Baseball:

By: Stephane J. Weiss

Title: President of SYBA

Date: Sept 19 2013

Attest:

By: May A. Gole

Date: 9-19-13

Village of Sturtevant:

By: Steven D. Jensen

Title: Village President

Date: September 17th 2013

Attest:

By: May A. Gole

Date: 9-17-13