

Shakopee Lions Club Lions Park Shade Structures Improvement Agreement 2020

This agreement, made and entered into this 16th day of June, 2020, by and between the City of Shakopee, a Minnesota municipal corporation, located at 485 Gorman Street, Shakopee, in the County of Scott, State of Minnesota (hereinafter referred to as "CITY") and the Shakopee Lions Club, (hereinafter referred to as "LIONS").

WITNESSETH:

Whereas the CITY desires to provide safe and comfortable facilities to patrons of the Lions Park splashpad; and

Whereas the CITY will purchase a total of five shade structures to be installed around the Lions splashpad area; and

Whereas the estimated purchase price of the shade structures is \$23,808.28; and

Whereas the LIONS agree to deposit \$23,808.28 into the CITY account on behalf of the LIONS before the CITY purchases the shade structures; and

Now, therefore, in consideration of the promises, terms and conditions stated herein, the parties agree as follows:

I. DUTIES AND RIGHTS OF LIONS

- A. The LIONS agree to fully fund the purchase, construction and installation of the shade structures at the Lions Park splashpad area using materials approved by the City.
- B. The LIONS agree to hire said contractor or have volunteers construct the shade structures in accordance with City and State Code.
- C. The LIONS agree to provide and maintain the exterior paint of the shade structures as necessary.
- L. The LIONS agree to obtain approval from the City prior to making any repairs, alterations or replacement of any of the shade structures.

II. DUTIES AND RIGHTS OF THE CITY

- A. The CITY agrees to assist the LIONS in regular day to day maintenance of the shade structures.
- B. The CITY agrees to include the shade structures in the CITY's park asset inventory and insurance coverage.

- C. The CITY agrees to notify the LIONS of any needed maintenance, repairs or replacement of the shade structures or surrounding facilities that may affect the structures.

III. AGREEMENT TERMS

- A. This Agreement shall commence upon execution by both parties.
- B. This Agreement shall not be assignable except by the written consent of the CITY.
- C. This Agreement shall be governed by the laws of the State of Minnesota.

IN WITNESS WHEREOF, the parties have caused this Agreement to be executed by their proper officers, thereunto duly authorized, as of the day and year first above written.

CITY OF SHAKOPEE

Mayor

City Administrator

SHAKOPEE LIONS CLUB

President