

Section XI Appendix D-3 Existing Partnership Agreements

CITY/U.S.D. 497 MEMORANDUM OF UNDERSTANDING FOR THE USE OF FREE STATE HIGH SCHOOL VARSITY BASEBALL AND PRACTICE DIAMONDS

The City of Lawrence hereafter (City) and USD 497 hereafter (District) commonly agree to enter into this memorandum of understanding for the sole purpose of providing the varsity baseball and two practice fields, located on the Free State High School Campus, 4706 Overland Drive, for use by the Lawrence Amateur Baseball Association hereafter (LABA). This agreement will be for the period from May 29th, 2007 (or conclusion of the high school season) through August 17th, 2007 (or the conclusion of LABA post season playoffs).

The City will:

- ☐ Contribute a sum of \$7,000 to the district's maintenance fund account
- ☐ Encourage each team in the LABA program to provide liability insurance in the minimum amount of \$500,000 combined single limit for property damage and bodily injury, with the City and the District named as co-insured. If a user does not provide such insurance, they shall be required to provide a signed statement, from the user's authorized legal representative, agreeing to hold harmless, the City and the District from all liability cost, damages, and/or expense of any kind for the payment of which the City or U.S.D. 497 may become liable to any person, firm or corporation by reason of any claim or damage arising from failure of the user group, its employees, agents or servants, to exercise due care and diligence in the administration and operation of its baseball program or event
- ☐ The softball/JV baseball fields will be used for team practices and/or games (when softball field is used for games city will drag and line) scheduled solely by the City starting May 29th, 2007. Fields will be reserved for practices no more than 1 week in advance by calling 832-7920. Anyone wishing to reserve these fields shall be referred to the city from May 29th - August 17th, 2007.
- ☐ Set aside one (1) day of the week Monday - Thursday (agreed upon days based on game schedule) as primary maintenance days on the Varsity Baseball Field and not allow users to schedule games or practices on this/these day(s).
- ☐ The City/LABA will not sub-lease the fields to other organizations without approval from USD 497. Request to sub-lease must be presented to USD 497 for approval by City representative.

In return:

USD 497 will provide:

- ☐ Daily field maintenance on the varsity baseball field described above. Such maintenance shall include but not limited to: mowing, watering, dirt work, litter pick up around the field and lining the field for games, and lights when needed.
- ☐ The two practice fields will be drug a minimum of once per week, mowed and watered with regular scheduled maintenance. (City will drag and line softball field when used for games)
- ☐ All of facility maintenance and repairs (such as fences, bleachers, irrigation, scoreboards, etc.)
- ☐ All litter collection and appropriate deposit outside concession sales, around all fences, inside dugouts and in the general area of the field

- ❑ Amenities such as scoreboard, bleachers, portable restrooms, and trash cans and trash removal.
- ❑ Protective screens and cages to conduct practice and pre-game warm-ups on the field.
- ❑ Equipment storage space for team equipment will be provided.
- ❑ Provide event supervision as needed to assure proper use of the facility and emergency contacts.
- ❑ And do everything possible to make wet grounds playable by using turface or other surface drying material and that a decision to call off or delay games shall be made jointly between the District staff and the LABA representative(s). The final decision will be made by the District.
- ❑ All other days other than the designated maintenance day shall be available for use by LABA for games and practice as needed.

Both parties agree to meet annually to review and update this memorandum and look at making facility usage between USD 497 and City of Lawrence as equitable as possible.

[Revised 3-07-07](#)

Superintendent: _____
USD 497
Dept.

Director: _____
Lawrence Parks and Recreation

Date: _____

Date: _____