

**AGREEMENT FOR INSTALLATION OF NORTH SHORE
TRIANGLE NEIGHBORHOOD INFORMATION BOARD
AT PARKOVASH PARK, SOUTH BEND, IN**

THIS AGREEMENT, entered into this November 21, 2022, by North Shore Triangle Neighborhood Group, (hereinafter called the Contractor) and the City of South Bend Venues Parks & Arts, acting by and through its Board of Park Commissioners, (hereinafter called the Owner).

WITNESSETH that the Contractor and the Owner, in consideration of the premises and of the mutual covenants, considerations, and agreements herein contained, agree as follows:

STATEMENT OF WORK: The Contractor plans to purchase and install an informational kiosk in Parkovash Park. Owner shall furnish all labor and materials needed to perform the installation. Any logos or signage must not collectively be in excess of 1 sq/ft. Any structure or signage installed by Contractor must otherwise be in compliance with the City of South Bend Zoning Ordinance.

MAINTENANCE: The Contractor agrees to take full responsibility for the future maintenance and upkeep of the physical structure, which includes all tasks such as painting, securing, repairing, posting information, and maintaining overall cleanliness. Owner will remain responsible for mowing the grass in the public space around the new structure.

CONTRACTOR INDEPENDENCE: This Agreement does not confer an endorsement by the City of South Bend of the Contractor's organization. The City makes no warranties with respect to the activities of Contractor's organization in conjunction with the informational kiosk, the content displayed on or at the kiosk, or in any other activities. This Agreement does not confer permission to use any of the City's logos, pictures, or any other symbol in any advertisements or other promotional materials, and the City hereby denies such permission.

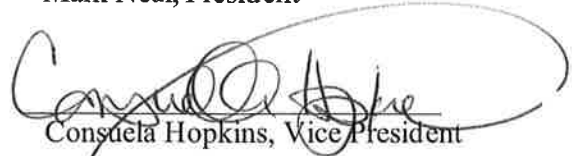
BREACH OF CONTRACT: If at any point in time the Owner feels that the Contractor is not properly maintaining the information Kiosk in the public park, the Owner holds the right to notify the Contractor with a "Warning," setting forth remedial actions that need to be taken and giving the Contractor two weeks to perform the remedial actions. If the Contractor does not follow through with the request or come to a mutual agreement with the Owner, the Owner reserves the right to remove the Information Kiosk structure from the public grounds of the park and return the grounds to their original status.

IN WITNESS WHEREOF, the undersigned competent representatives do hereby enter into this agreement for the construction and continued

maintenance of the Information Kiosk in Parkovash Park as of the date listed above.

**CITY OF SOUTH BEND, INDIANA
BOARD OF PARK COMMISSIONERS**

Mark Neal, President



Consuela Hopkins, Vice President



Sam Centellas, Member

ATTEST:



Amy Roush, Acting Clerk