

RESOLUTION #10-0405-04

Approve Havener Park Maintenance Use Agreement with OYAA

WHEREAS, the OYAA and the Liberty Township Board of Trustees are entering into an Agreement giving the OYAA "preferred scheduling" of the field areas at Havener Park, and

WHEREAS, the term of this Agreement will be one (1) year and will be in coordination with the Township Park Supervisor, and

WHEREAS, the attached Havener Park /OYAA Proposed Changes Agreement dated March 11, 2010 has been reviewed and staff is recommending the Board approve and sign the attached agreement,

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF TRUSTEES OF LIBERTY TOWNSHIP, DELAWARE COUNTY, OHIO approves the attached Havener Park / OYAA Proposed Changes Agreement dated March 11, 2010 as written.

This Resolution shall be in force and become effective immediately upon its execution.

Motion made by Carducci and seconded by Sybert.

Vote: yes Ms. Carducci yes Mr. Mann yes Mr. Sybert

4-5-10
Date

Robert Mann
Robert Mann, Trustee

Curtis J. Sybert
Curtis J. Sybert, Trustee

Mary Carducci
Mary Carducci, Trustee

CERTIFIED BY:

Mark S. Gerber
Mark S. Gerber, Fiscal Officer

March 11, 2010

Tim Stegner
Olentangy Youth Athletic Association
P.O. Box 496
Lewis Center, OH 43035

RE: Havener Park/OYAA – Proposed Changes

These are the proposed changes for the usage of Havener Park facility by the Liberty Township Trustees and Park Supervisor for the following year.

1. Contact person: OYAA will have one preliminary and one secondary contact person for any problems, etc. If any problems form coaches or parents, they should contact OYAA and contact person will get in touch with park supervisor.
2. Police patrol: OYAA officers/OYAA parents to police traffic, so as not to be parking on grass. Especially on picture day. This is OYAA's responsibility, and a must at all times. If traffic, safety issues etc, become problematic the OYAA will provide an off duty police officer to patrol Liberty Park. This will be at the discretion of the park supervisor.
3. Facility usage:
 - A: Soccer fields: OYAA must line, paint and maintain all fields.
 - B: OYAA must furnish all supplies for soccer fields and/or all OYAA events played at Havener Park.
 - C. No practicing on athletic/game fields.
 - D. This contract includes Havener Park only.
4. Cancellations: It is the responsibility of Park Supervisor/Park Staff on duty to cancel games due to weather/field conditions. This is a safety issue as well as a property maintenance issue. We must preserve the fields for all to play, not just for OYAA. If cancellations are made by Park Staff, OYAA contact person for sport is to call Park Supervisor for rescheduling.

5. Game schedule: Game schedule must be available for Park Supervisor at least one week prior to the first game that is played.
6. Tournaments/Camps: OYAA must see Park Supervisor before holding tournaments/Camps to determine scheduling dates and monetary compensation before being approved.
7. Escape clause: The OYAA will pay a \$1,000 fully refundable deposit prior to the season. If the OYAA disbands or seeks to leave Havener Park during the one year contact, OYAA must give thirty day notice and will not be refunded the \$1,000.00 for breaking contract agreement. After the one year contract expires, the \$1,000.00 will be refunded.
8. Penalty Clause: OYAA must pay half of monies owed before April 30th of said year. If monies are not received there will be a 10% penalty charge and no games will be played until payment is rendered. OYAA must pay second half of monies owed before September 15th of said year or a 5% penalty charge will be applied and no games played until payment is rendered.
9. Havener Park will start keeping one soccer field idle in the Fall and then switch to a different idle field in the Spring. This will allow for field maintenance and much needed recovery for the turf. The fields are in constant use and it is very difficult to provide maintenance on the athletic fields. There will be no practice on the idle field.
10. **One (1) Year Plan Havener Park:**

First Year 2010: \$11,468.75

Refuse collection is provided for, extra pickups needed for the large amount of trash generated by OYAA events will be billed at actual cost.

If you are in agreement with these changes, please sign and return the enclosed agreement to me as soon as possible.

Sincerely,

David E. Anderson
Township Administrator

DA/plm

Enclosures