

Memorandum of Agreement
Between City of Rapid City, Timberline Little League
and Rapid City Church Softball League

Whereas, The City of Rapid City has constructed a combination restroom and picnic shelter facility (the “facility”) within the common areas between Timberline Fields and Whitehead Softball Fields.

Whereas, The City of Rapid City has separate lease agreements with Timberline Little League and Rapid City Church Softball League for the use and maintenance of the Timberline Fields and Whitehead Softball Fields, respectively.

Whereas, the City of Rapid City owns the facility and will be responsible for winterization of the facility as well as infrastructure repairs and maintenance including underground water service and sewer lines, concrete walks and parking lots.

Whereas, the facility will be shared and kept open to the public that utilizes the adjoining fields, the facility must be preserved and maintained during its useful life.

Now, Therefore, Be it Resolved That: The City of Rapid City, Timberline Little League, and Rapid City Church Softball League agree to the following terms and conditions for the purpose utilizing, maintaining, and preserving the above-referenced facility.

- I. The Leagues (Timberline Little League and Rapid City Church Softball League) agree to share equally the following obligations as it relates to the above referenced facility:
 1. Necessary supplies to operate such facility, including but not limited to soap, paper towels, toilet paper, and cleaning supplies.
 2. Necessary maintenance to keep all aspects of building operation in good and safe working order.
 3. Custodial services as it relates to maintaining a clean, useable facility.
 4. Locking and unlocking the facility for daily use.
(See Schedule of Service and Maintenance Obligations attached as Exhibit A)
- II. This agreement may be amended at any time upon written mutual agreement of all three parties.
- III. All provisions of this agreement deemed in conflict with the provisions contained in the underlying field leases with the City of Rapid City will be null and void.
- IV. This agreement shall become effective upon the last day of signature and shall remain in force as long as both parties have valid leases with the City of Rapid City for their respective sports fields and facilities.
- V. The City of Rapid City may use the facility during activities sanctioned or sponsored by the City, and in accordance with the usage outlined in the underlying field leases. Custodial and maintenance will be provided by the City when such use by the City occurs.

VI. This agreement will be attached to the leases on file with the City of Rapid City Parks and Recreation Department.

In Witness where of, the duly authorized officers of the parties hereto have executed this agreement on the dates shown with their respective signatures.

Representative, Timberline Little League

Date

Representative, Rapid City Church Softball League

Date

CITY OF RAPID CITY

Mayor Jim Shaw

Date

Finance Officer
(SEAL)