



City of Grand Island

Tuesday, May 23, 2006

Council Session

Item G5

**#2006-157 - Approving Agreement with Grand Island Youth
Baseball, Inc. for Little League Baseball Program**

Staff Contact: Steve Paustian

Council Agenda Memo

From: Steve Paustian, Park and Recreation Director

Meeting: May 23, 2006

Subject: Approving Agreement with Grand Island Youth Baseball, Inc. for Little League Baseball Program

Item #'s: G-5

Presenter(s): Steve Paustian, Park and Recreation Director

Background

Grand Island Youth Baseball, Inc. is one of the volunteer groups that organizes and administers youth baseball for the City of Grand Island. Their contract is up for renewal at this time.

Discussion

This contract offers nearly the same terms and conditions as the current contract. The only change in the new contract is the insertion of an automatically renewing clause that will eliminate the need for the development of a new contract in a period certain. The contract can still be modified or terminated at either parties request.

Alternatives

It appears that the Council has the following alternatives concerning the issue at hand. The Council may:

1. Move to approve
2. Refer the issue to a Committee
3. Postpone the issue to future date
4. Take no action on the issue

Recommendation

City Administration recommends that the Council approve the new contract.

Sample Motion

Motion to approve the contract with Grand Island Youth Baseball, Inc.

AGREEMENT

THIS AGREEMENT is made and entered into this 8th day of May, 2006, by and between the CITY OF GRAND ISLAND, NEBRASKA, a Municipal Corporation, hereinafter referred to as "City", and GRAND ISLAND YOUTH BASEBALL, INC., hereinafter referred to as "GIYB".

WHEREAS, the City sponsors a little league baseball program each summer at the city parks for the children of Grand Island; and

WHEREAS, GIYB has in the past provided the necessary instruction, baseball equipment, grounds and maintenance personnel, league schedules, and other services relating to the implementation of said baseball programs; and

WHEREAS, the City and GIYB desire to continue their relationship to provide said baseball program under the terms and conditions set forth in this agreement.

NOW, THEREFORE, in consideration of the mutual promises set forth herein, the City and GIYB agree as follows:

1. SERVICES. GIYB will provide the administration of the baseball program, hire the umpires, schedule games and tournaments, provide equipment and uniforms, provide an employee to chalk and drag both infields at Pier Park, and provide direct infield maintenance. The City will provide overall facility maintenance, including bleacher repair, irrigation operation and repair, electrical work with respect to field lighting and general mowing.

2. COMPENSATION. In consideration of GIYB performing the services provided for in this agreement, the City agrees to pay GIYB an amount up to Eight Thousand Five Hundred Dollars (\$8,500.00) each fiscal year, subject to GIYB submitting to the City, receipts of amounts expended totaling at Eight Thousand Five Hundred Dollars (\$8,500.00) with respect to said baseball program.

3. TERM. This agreement shall take effect upon its approval by the City Council and execution by the Mayor and shall continue in full force and effect for a period of one year thereafter. This agreement shall be automatically extended in one year increments thereafter upon the same terms and conditions unless terminated by either party as provided herein. It is specifically agreed and understood that either party shall have the right to terminate this agreement by giving the other party sixty (60) days written notice in advance of the termination date. This agreement shall immediately terminate in the event either party defaults or fails to perform any of its obligations or conditions set forth herein.

4. ASSIGNABILITY. This agreement shall not be assigned in whole or in part without prior written consent of the City.

5. ENTIRE AGREEMENT. This agreement constitutes the entire agreement between the City and Northwest notwithstanding any other oral agreements or understandings to the contrary and may be amended only in writing, approved and executed as required by law.

IN WITNESS WHEREOF, this agreement is executed by the respective parties.

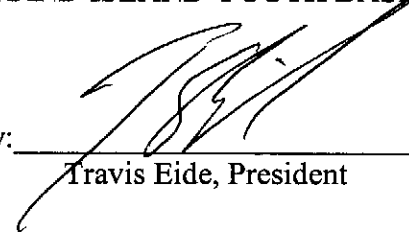
Attest:

CITY OF GRAND ISLAND, NEBRASKA,
A Municipal Corporation,

_____ By: _____
RaNae Edwards, City Clerk Jay Vavricek, Mayor

Approved as to form by City Attorney DMS

GRAND ISLAND YOUTH BASEBALL, INC.


By: _____
Travis Eide, President

STATE OF NEBRASKA)
) SS.
COUNTY OF HALL)

The foregoing instrument was acknowledged before me this _____ day of _____, 2006, by Jay Vavricek, Mayor on behalf of the City of Grand Island, Nebraska, a municipal corporation.

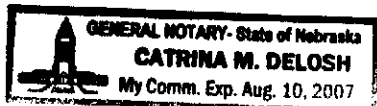
Notary Public

STATE OF NEBRASKA)
) SS.
COUNTY OF HALL)

The foregoing instrument was acknowledged before me this 8 day of May, 2006, by Travis Eide, President, on behalf of the Grand Island Youth Baseball, Inc..



Notary Public



R E S O L U T I O N 2006-157

WHEREAS, the City of Grand Island subsidizes the Grand Island Youth Baseball, Inc. to provide baseball programs each summer at City parks; and

WHEREAS, Grand Island Youth Baseball, Inc. provides the necessary instruction, baseball equipment, grounds and maintenance personnel, league schedules, and other services relating to the implementation of the baseball programs; and

WHEREAS, it is recommended that funding to Grand Island Youth Baseball, Inc. in the amount of \$8,500 each fiscal year be approved for providing such services; and

WHEREAS, an agreement for such services has been reviewed and approved by the City Attorney's office.

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GRAND ISLAND, NEBRASKA, that the agreement by and between the City and the Grand Island Youth Baseball, Inc. for the provision of summer baseball leagues, in accordance with the terms of the agreement is hereby approved; and the Mayor is hereby authorized and directed to execute such agreement on behalf of the City of Grand Island.

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Adopted by the City Council of the City of Grand Island, Nebraska, May 23, 2006.

Jay Vavricek, Mayor

Attest:

RaNae Edwards, City Clerk

Approved as to Form	☐ _____
May 17, 2006	☐ City Attorney