

Event Name Badgerland Water Ski Show
Date(s) of Event _____

Today's Date 3-28-2020
Location Frame Park

Indemnification and Reimbursement Agreement

WHEREAS, the Common Council of the City of Waukesha ("City") has established an ordinance regulating the use of city parks and other specified properties for large-scale public gatherings and Special Events, and

WHEREAS, said ordinance requires persons wishing to hold a Special Event to: (1) indemnify the City and the Park, Recreation and Forestry Board for injuries and damages caused by the event; and (2) agree to reimburse costs incurred due to extraordinary damage to City property during the event, and

WHEREAS, the undersigned applicant has filed an application to conduct a Special Event in the City,

THEREFORE, the City and the undersigned applicant ("Applicant") hereby agree as follows.

1. Indemnification. The Applicant hereby indemnifies and holds harmless the Waukesha Park, Recreation and Forestry Board and the City, its officers, agents, employees, successors or assigns, from and against any and all losses, debts, actions, claims, demands, liabilities, expenses, costs, injuries and/or damages to persons or property occurring in connection with the Special Event proximately caused by the actions of the Applicant, the sponsoring organization, its Officers, Employees or agents, or any person under their control.
2. Reimbursement For Extraordinary Damage. The Applicant shall reimburse the City for costs incurred due to extraordinary damage to City property during the Special Event conducted by the Applicant. "Extraordinary Damage," as stated in section 8.115(3)(e) of the Municipal Code, is defined as "damage to Park or other City property in excess of normal wear and tear and which requires repairs in excess of routine maintenance."
3. Procedure For Reimbursement. To initiate a request for reimbursement pursuant to paragraph two (2) of this Agreement, the Park, Recreation and Forestry Department shall submit to the Applicant a detailed written accounting of the extraordinary damages and the cost of their repair as evidenced by written receipts. The accounting shall be submitted via first class mail, return receipt requested, to the address the Applicant provided on its Public Gathering/Special Event application. The Applicant shall remit payment no later than thirty (30) days from receipt of the accounting.
4. Miscellaneous Provisions.
 - a. Waiver. One or more waivers by either party of any provisions, term or condition of this Agreement shall not be construed by either party as a waiver of a subsequent breach of the same by the other party.
 - b. Severability. In the event any provisions of this contract shall be held to be invalid and unenforceable, the remaining provisions shall be valid and binding upon the parties.
 - c. Governing Law. This Agreement shall be governed and construed in accordance with the law of the State of Wisconsin.
 - d. Entire Agreement. This Agreement constitutes the entire Indemnification and Reimbursement Agreement between the parties, and any change, amendment, or modification must be made in writing and executed by both parties.

IN WITNESS HEREOF, the undersigned have read and understand the contract presented here for Special Event indemnification and reimbursement:

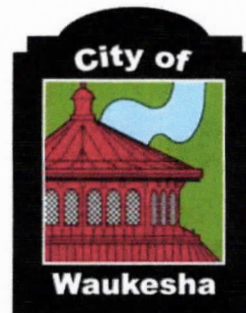
Applicant

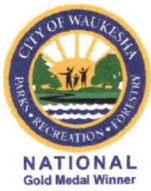
By: [Signature] Date: 3-28-2020

[Print name:] Jason Holt - President City of Waukesha

By: _____ Date: _____
Shawn N. Reilly, Mayor

By: _____ Date: _____
Gina Kozlik, City Clerk/Treasurer





Public Special Event Application
(Includes Large-Scale Public Gatherings)

Office Use Only
Date Rcvd _____ Initials _____
Permit # _____
Invoice # _____
Indemnification Rd. <input type="checkbox"/>
Insurance Rcvd. <input type="checkbox"/>

Please fill in the information on this 2-page application and return to Waukesha Parks, Recreation & Forestry Department (WPRF) office along with \$50 non-refundable application fee. Please print using blue or black ink.

Name and Type of Event Badgerland Water Ski Shows
 Facility and/or park areas requested (be specific) Frame Park - Area along Schuetz building
 Organization Badgerland Water Ski Shows, Inc Event Website or Facebook Page www.badgerland.org
facebook.com/BadgerlandWaterski
 Date(s) See Attached
 Event hours 5:30 - Sunset Set-up begins _____ Clean-up ends _____
 Daily Attendance: # of Participants _____ # of Staff/Volunteers _____

Name of Event Coordinator Jason Hook - President Email president@badgerland.org
 Address W258N6419 Elmwood Ave City Sussex State WI Zip 53089
 Day Phone 2 Cell 262-442-4777 Fax _____
 Name of Alternative Contact Mike Imse Email _____
 Day Phone _____ Cell 262-599-3392
 On Site Event Coordinator _____ Email _____
 Address _____ City _____ State _____ Zip _____
 Day Phone _____ Cell _____ Fax _____

Is the sponsoring organization a bona fide tax exempt, not for profit? Yes No If yes, please complete the tax-exempt form (Appendix --)
 Is the sponsoring organization a for profit company? Yes No
 Is this an annual (recurring) event? Yes No
 If yes, please state any problems and/or incidents that have occurred in past years and what, if anything has been done to resolve the issue(s) for this year (attach additional page if needed) _____

If annual event, are you changing or expanding the event? Yes No
 If yes, please state any problems and/or incidents that have occurred in past years and what, if anything has been done to resolve the issue(s) for this year (attach additional page if needed) _____

Please provide a description of your event. What activities are planned? (Be specific as possible)
Weekly on-water practices & shows

What is your plan for cleaning, recycling and disposing of all refuse from this event? Pick up after ourselves etc

Please attach a separate page to illustrate the layout/route for your event. On the site map, please include the following (is applicable): location of first aid, sound stages, food vendor, tents, canopies, alcoholic beverage vendors, restrooms, non-alcoholic beverage vendors, entrances, etc. If the event is a run/walk or other type of event with a route, please indicate the planned route.

Will Wine/Beer be served?	Yes	<input checked="" type="radio"/> No	If yes, contact City Clerk at 262-524-3550
Will Wine/ Beer be sold?	Yes	<input checked="" type="radio"/> No	If yes, contact City Clerk at 262-524-3550
Will Food be given away?	Yes	<input checked="" type="radio"/> No	
Will Food be sold?	Yes	<input checked="" type="radio"/> No	If yes, contact County Health 262-896-8300
Will admission or entry fee be charged?	Yes	<input checked="" type="radio"/> No	
Will fees be charged for merchandise?	Yes	<input checked="" type="radio"/> No	
Will Signs, displays, objects be placed on Park property?	<input checked="" type="radio"/> Yes	No	Where? <u>by road on day of show</u>
Will you have security?	Yes	<input checked="" type="radio"/> No	Who? _____
Will you have items left overnight?	Yes	<input checked="" type="radio"/> No	What? _____
Will you have staff posted at the entrance/exits?	Yes	<input checked="" type="radio"/> No	
Will you need Street Closures?	Yes	<input checked="" type="radio"/> No	If yes, contact Police Department 262-524-3831
Does the event require parking related requests or concerns?	Yes	<input checked="" type="radio"/> No	What? _____
Electricity- Generators	Yes	<input checked="" type="radio"/> No	How many? _____
Tent/canopy (if yes, --policy will need to be followed)	Yes	<input checked="" type="radio"/> No	How many? _____ Size(s) _____
Additional Temporary Structures (stage, dunk tank, etc.)	Yes	<input checked="" type="radio"/> No	Describe? _____
Portable Toilets	Yes	<input checked="" type="radio"/> No	How many? _____
Inflatable/ moonwalk	Yes	<input checked="" type="radio"/> No	Describe? _____
Amplified sound	<input checked="" type="radio"/> Yes	No	Purpose/type <u>Music & Announcing</u>
Golf Carts/ Motorized vehicles	Yes	<input checked="" type="radio"/> No	Attach list of vehicles
Other _____	Yes	No	

Additional Equipment available from WPRF for a fee

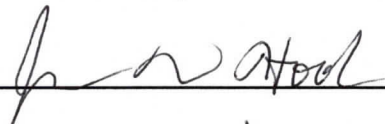
Picnic Tables	Yes	<input checked="" type="radio"/> No	How many? (max. 24) _____
Trash barrels	Yes	<input checked="" type="radio"/> No	How many? _____
Water Hook up	Yes	No	Needed for? _____
Electricity - WPRF can provide limited service.	<input checked="" type="radio"/> Yes	No	
Trash liners (100 bags per package)	Yes	<input checked="" type="radio"/> No	How many packages? _____
Toilet Paper	Yes	<input checked="" type="radio"/> No	Number of rolls? _____

Safety

Will you be supplying a first aid station	Yes	<input checked="" type="radio"/> No	
Will the venue be cordoned off from surrounding areas? (barricades, rope, etc.)	Yes	<input checked="" type="radio"/> No	How? _____

Have you received a Special Event Handbook?	<input checked="" type="radio"/> Yes	No	Do <u>not</u> sign application until you read and understand.
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By signing below, the signee states that the information given on this form is true and accurate. The signee also understands that he/she will be held accountable for all information/policies set forth in the Public Special Events Handbook, City of Waukesha Ordinances and Wisconsin/ United States Legislature.

Signature  Date 3-28-2020

Printed Name Jason Hook - President

Federal ID #
39-1457982

CERTIFICATE OF EXEMPT STATUS
(Religious, Charitable, Scientific or Educational Organization)

Wisconsin Department of Revenue
Income, Sales, Inheritance & Excise Tax Division

Sales to the below named organization are exempt from taxation under the Wisconsin Sales and Use Tax Law pursuant to Section 77.54(9) of the Wisconsin Statutes.

This certificate is valid until revoked by the Wisconsin Department of Revenue.

EXPLORER POST 174 BOY SCOUTS
OF AMERICA
PO BOX 607
MERTON WI 53056

IMPORTANT:

Sales to your organization are taxable unless you furnish your supplier with the certificate number shown above.

Sales by your organization may be subject to tax.

EXEMPTION CERTIFICATE NUMBER	ES 24561
DATE	01/18/83