

TOWN OF SUSSEX - PARK MEMORIAL PROGRAM

APPENDIX B – PROGRAM AGREEMENT

This Park Memorial Program Agreement is made between the Town of Sussex and

_____, the Donor, on _____.
(Donor's Name) *(Date)*

The Donor has agreed to donate _____ for installation at:
(Site Furnishing or Tree)

(Location)

Both parties agree to the following responsibilities:

The Donor shall be responsible for:

1. Donation payment to the Town of Sussex prior to purchase and installation.
2. Assume expenses related to any commemoration or dedication ceremony.
3. Identify and hold harmless, the Town of Sussex, its agents, servants and employees from and against all actions, suits, proceedings, or judgements taken against the Town based on the construction and installation of all amenities undertaken by the Town, unless such action, suit, proceeding or judgement was due to the negligent acts or omissions of the Town of Sussex, its employees, agents or servants.

The Town shall be responsible for:

1. The purchase and installation of the agreed upon site furnishing or tree to Town department standards.
2. Any damage or repairs to any existing equipment or to the site due to installation of the site furnishing or tree, and clean-up of construction debris after installation.
3. Retain all the manufacture warranties and ensure that guarantees are carried out as required.
4. Identify and hold harmless the donor, his/her agents, servants and employees from and against all actions, proceedings or judgements taken against the donor based on the construction and installation of the amenities undertaken by the Town, unless such action, suit, proceeding or judgement was due to the negligent act or omission of the donor, their employees, agents or servants.

In witness whereof the parties hereto sign this Agreement on the day and year written below.

Donor's Signature

Date

Community Services Department Signature

Date