



Legislation Details (With Text)

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**File created:** 8/2/2016      **In control:** Recreation, Cultural Affairs and Senior Services

**On agenda:** 8/16/2016      **Final action:** 8/23/2016

**Title:** Dept/ Agency: Neighborhood and Recreational Services  
 Action: ( ) Ratifying (X) Authorizing ( ) Amending  
 Type of Service: Hold Harmless and Indemnification Agreement  
 Purpose: Facility use for Senior Olympics Event  
 Entity Name: Newark Public Schools  
 Entity Address: 2 Cedar Street, Newark, New Jersey 07102  
 Event Location: Shabazz Stadium, 80 Johnson Avenue, Newark, New Jersey 07108  
 Event Date(s): Saturday, August 27, 2016  
 Event Time: 9:00 a.m. through 1:00 p.m.  
 Additional Information: 2016 Municipal Budget/ Budget Account Line: NW011,160, 1606, 71280, B2016  
 Sponsor:

**Sponsors:** John Sharpe James, Mildred C. Crump

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
8/23/2016	1	Municipal Council	Adopt	Pass
8/16/2016	1	Municipal Council	No Action Taken	

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**WHEREAS**, the City of Newark, Department of Neighborhood and Recreational Services, conducts the Senior Olympics Event with an expectation of Two Hundred (200) City of Newark seniors as an annual, summer, recreational and physical activity program; and

**WHEREAS**, this year, the Senior Olympics Event will take place on Saturday, August 27, 2016 from 9:00 a. m. to 1:00 p.m.; and

**WHEREAS**, based upon the capacity and facility needs of the Senior Olympics Event, Newark

Public Schools gymnasium facilities are required for the event on Saturday, August 27, 2016; and

**WHEREAS**, this year, the City of Newark, Neighborhood and Recreational Services, desires to operate the Senior Olympics Event at Newark Public Schools' Shabazz Stadium, 80 Johnson Avenue, Newark, New Jersey 07108; and

**WHEREAS**, in order to operate the Senior Olympics Event at Newark Public Schools' Shabazz Stadium, 80 Johnson Avenue, Newark, New Jersey 07108, the City of Newark is required to issue a Hold Harmless and Indemnification Agreement, saving, holding harmless, defending and indemnifying the Newark Public Schools, its agents, servants and administrators from any and all liability arising out of or related to the use of said premises or property, including but not limited to, any and all costs, including attorney fees; and

**WHEREAS**, the City of Newark is required to list Newark Public Schools as an Additional Named Insured on the City's self-insurance, for general liability insurance, minimum protection limits of One Million Dollars and Zero Cents (\$1,000,000.00), combined single limit for bodily injury and property damage per occurrence must be provided, the Care, Custody and Control Endorsement must be deleted and a Cross Liability Endorsement must be included in the event of one insured suing another insured, and evidence of Workers Compensation Insurance as well as Accident Insurance must be included; and

**WHEREAS**, in order to operate the Senior Olympics Event at Newark Public Schools' Shabazz Stadium, 80 Johnson Avenue, Newark, New Jersey 07108, the City of Newark is required to pay Four Hundred Dollars and Zero Cents (\$400.00) for the maintenance services of two (2) custodians, (One (1) per each one hundred (100) participants, at Fifty Dollars and Zero Cents (\$50.00) per hour per custodian,) for the event that operates at the Newark Public School facility; and

**WHEREAS**, Newark Public Schools is waiving the Permit Application fee for the City's use of its facilities for the Senior Olympics Event.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Municipal Council of the City of Newark supports the City of Newark's obtainment of a permit to operate the Senior Olympics Event at Newark Public Schools' Shabazz Stadium, 80 Johnson Avenue, Newark, New Jersey 07108.
2. The Municipal Council of the City of Newark, in furtherance of obtaining the above referenced permit for the stated purpose, supports issuance of a Hold Harmless and Indemnification Agreement saving, holding harmless, defending and indemnifying the Newark Public Schools, its agents, servants and administrators from any and all liability arising out of or related to the use of said premises or property, including but not limited to, any and all costs, including attorney fees, as well as the City of Newark listing Newark Public Schools as an Additional Named Insured on the City of Newark's self-insurance for general liability insurance, with minimum protection limits of One Million Dollars and Zero Cents (\$1,000,000.00), combined single limit for bodily injury and property damage per occurrence, deletion of the Care, Custody and Control Endorsement and inclusion of a Cross Liability Endorsement in the event of one insured suing another insured, as well as evidence of Workers Compensation Insurance and Accident Insurance, drawn by the City

of Newark Insurance Fund Commission for the benefit of the Newark Public Schools, 2 Cedar Street, Newark, New Jersey 07102, in relation to the City of Newark's use of Schools' Shabazz Stadium, 80 Johnson Avenue, Newark, New Jersey 07108, for the Senior Olympics Event will take place on Saturday, August 27, 2016 from 9:00 a. m. to 1:00 p.m.

3. The Municipal Council of the City of Newark, in furtherance of obtaining the above referenced permit for the stated purpose, authorizes the Mayor and/or his designee, the Director of the Department of Neighborhood and Recreational Services, to pay the amount of Four Hundred Dollars and Zero Cents (\$400.00) for the maintenance services of two (2) custodians, (One (1) per each One Hundred (100) participants, at Fifty Dollars and Zero Cents (\$50.00) per hour per custodian,) for the event that operates at the Newark Public School facility from account code line NW011 160 1606 71280 B2016 for the use of the Newark Public Schools facility.
4. The Director of the Neighborhood and Recreational Services shall forward to the Newark Public Schools' Risk Manager, Ron Hale, 2 Cedar Street, Newark, New Jersey 07102, copies of the Hold Harmless and Indemnification Agreement inuring to the benefit of Newark Public Schools, and a letter reflecting that Newark Public Schools is listed as an Additional Named Insured under the City of Newark's self-insurance, drawn by the City of Newark Insurance Fund Commission.
5. The Director of Neighborhood and Recreational Services shall file in the Office of the City Clerk, the duly executed copies of the Hold Harmless and Indemnification Agreement inuring to the benefit of Newark Public Schools, as well as the letter reflecting Newark Public Schools as an Additional Named Insured under the City of Newark's self-insurance, drawn by the City of Newark Insurance Fund Commission.

### **STATEMENT**

This Resolution supports and authorizes the Mayor and/or his designee, the Director of the Department of Neighborhood and Recreational Services, on behalf of the City of Newark to: (1) obtain a permit to use Shabazz Stadium, 80 Johnson Avenue, Newark, New Jersey 07108, for the Senior Olympics Event which will take place on Saturday, August 27, 2016 from 9:00 a. m. to 1:00 p.m.; (2) issue a Hold Harmless and Indemnification Agreement for Newark Public Schools, 2 Cedar Street, Newark, New Jersey 07102, for said date and times, and; (3) pay Four Hundred Dollars and Zero Cents (\$400.00) for the maintenance services of two (2) custodians and for the use of the Newark Public School facility.