



## Legislation Details (With Text)

**File #:** 17-0600      **Version:** 1      **Name:** Hold Harmless  
**Type:** Resolution      **Status:** Adopted  
**File created:** 4/4/2017      **In control:** Recreation, Cultural Affairs and Senior Services  
**On agenda:** 6/21/2017      **Final action:** 6/21/2017

**Title:** Dept/ Agency: Recreation, Cultural Affairs and Senior Services  
Action: ( ) Ratifying (X) Authorizing ( ) Amending  
Type of Service: Hold Harmless and Indemnification Agreement and Permit to Operate  
Purpose: To use facility for the Shani Baraka Basketball Camp  
Entity Name: Newark Public Schools  
Entity Address: 2 Cedar Street, Newark, New Jersey 07102  
Event Location: Weequahic High School, Ronald G. Stone Gymnasium, 279 Chancellor Avenue, Newark, New Jersey 07112  
Event Date(s): July 5, 2017 through August 25, 2017  
Event Time: 8:30 a.m. to 4:30 p.m.  
Additional Information:  
Sponsor:

**Sponsors:** John Sharpe James, Eddie Osborne

**Indexes:**

**Code sections:**

Date	Ver.	Action By	Action	Result
6/21/2017	1	Municipal Council	Adopt	Pass

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**WHEREAS**, the City of Newark, Department of Recreation, Cultural Affairs and Senior Services, conducts the Shani Baraka Basketball Camp for approximately Two Hundred (200) City of Newark children, ages seven (7) through fourteen (14), as an annual, youth, summer, recreational and physical activity program; and

**WHEREAS**, this year, the Shani Baraka Basketball Camp will operate from, July 5, 2017 through, August 25, 2017, from 8:30 a.m. to 4:30 p.m.; and

**WHEREAS**, based upon the capacity and facility needs of the Shani Baraka Basketball Camp,

and the camps and programs already scheduled to be conducted at the City of Newark recreational facilities with regulation size basketball courts, Newark Public Schools gymnasium facilities are required for the operation of the basketball camp, from July 5, 2017 through August 25, 2017; and

**WHEREAS**, this year, the City of Newark, Department of Recreation, Cultural Affairs and Senior Services, desires to operate the Shani Baraka Basketball Camp at Newark Public Schools' Weequahic High School, Ronald G. Stone Gymnasium, located at 279 Chancellor Avenue, Newark, New Jersey 07112; and

**WHEREAS**, in order to operate the Shani Baraka Basketball Camp at Weequahic High School, Ronald G. Stone Gymnasium, 279 Chancellor Avenue, Newark, New Jersey 07112, the City of Newark is required to issue a Hold Harmless and Indemnification Agreement, agreeing to hold harmless, indemnify, and defend 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**, in order to operate the Shani Baraka Basketball Camp at Weequahic High School, Ronald G. Stone Gymnasium, 279 Chancellor Avenue, Newark, New Jersey 07112, the City of Newark is required to obtain a permit to operate from the Newark Public Schools; and

**WHEREAS**, Newark Public Schools is waiving the Permit Application fee for the City of Newark's use of its facilities for the Shani Baraka Basketball Camp; and

**WHEREAS**, The Municipal Council of the City of Newark supports the Shani Baraka Basketball Camp by supporting its efforts to obtain a permit to operate the program at Weequahic High School, Ronald G. Stone Gymnasium, 279 Chancellor Avenue, Newark, New Jersey 07112; and approving that the City of Newark issues a Hold Harmless and Indemnification Agreement with the Newark Public Schools.

**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 Shani Baraka Basketball Camp at Weequahic High School, Ronald G. Stone Gymnasium, 279 Chancellor Avenue, Newark, New Jersey 07112, from July 5, 2017 through August 25, 2017, from 8:30 a.m. to 4:30 p.m.
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, agreeing to hold harmless, indemnify, and defend 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 attorneys' fees.
3. The Director of the Recreation, Cultural Affairs and Senior 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.

4. The Director of Recreation, Cultural Affairs and Senior 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.

### **STATEMENT**

This Resolution authorizes the City of Newark to obtain a permit to use Weequahic High School, Ronald G. Stone Gymnasium, 279 Chancellor Avenue, Newark, New Jersey 07112, for the Shani Baraka Basketball Camp, from July 5, 2017 through August 25, 2017, from 8:30 a.m. to 4:30 p.m., and supports the issuance of a Hold Harmless and Indemnification Agreement for the Newark Public Schools, 2 Cedar Street, Newark, New Jersey 07102, for said dates and times.