



City of Newark

City Hall
920 Broad Street
Newark, New Jersey 07102

Legislation Text

File #: 18-0907, **Version:** 1

Dept/ Agency: Recreation, Cultural Affairs and Senior Services

Action: () Ratifying (X) Authorizing () Amending

Type of Service: Hold Harmless and Indemnification Agreement

Purpose: Facility use for Newark Pop Warner Football Practice

Entity Name: Newark Public Schools

Entity Address: 765 Broad Street, Newark, New Jersey 07102

Event Location: Untermann Field, 289 Hobson Street, Newark, New Jersey 07112 and Malcolm X Shabazz High School Stadium, 80 Johnson Avenue, Newark, New Jersey 07108

Event Date(s): Monday, July 9, 2018 through Friday, November 2, 2018

Event Time: 6:00 P.M. until 8:00 P.M.

Additional Information:

Sponsor:

WHEREAS, the City of Newark, Department of Recreation, Cultural Affairs and Senior Services, will operate the Newark Pop Warner Football Practice for approximately eighty (80) City of Newark children, ages five (5) to fourteen (14), as a recreational and physical activity program; and

WHEREAS, the Newark Pop Warner Football Practice will operate from Monday, July 9, 2018 through Friday, November 2, 2018, from 6:00 P.M. until 8:00 P.M.; and

WHEREAS, based upon the capacity and facility needs of the Newark Pop Warner Football Practice, Newark Public Schools' Untermann Field and Malcolm X Shabazz High School Stadium are required for the operation of football practice from Monday, July 9th, 2018 through Friday, November 2, 2018; and

WHEREAS, this year, the City of Newark, Department of Recreation, Cultural Affairs and Senior Services, desires to operate the Newark Pop Warner Football Practice at Untermann Field, 289 Hobson Street, Newark, New Jersey 07112 and Malcolm X Shabazz High School Stadium, 80 Johnson Avenue, Newark, New Jersey 07108; and

WHEREAS, in order to operate the Newark Pop Warner Football Practice at Untermann Field, 289 Hobson Street, Newark, New Jersey 07112 and Malcolm X Shabazz High School Stadium, 80 Johnson Avenue, Newark, New Jersey 07108, 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 Newark Pop Warner Football Practice at Untermann Field, 289 Hobson Street, Newark, New Jersey 07112 and Malcolm X Shabazz High School Stadium, 80 Johnson Avenue, Newark, New Jersey 07108, the City of Newark is required to obtain a permit to

operate from 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 Newark Pop Warner Football Practice; and

WHEREAS, the Municipal Council of the City of Newark supports the Newark Pop Warner Football Practice by supporting its efforts to obtain a permit to operate the program at Untermann Field, 289 Hobson Street, Newark, New Jersey 07112 and Malcolm X Shabazz High School Stadium, 80 Johnson Avenue, Newark, New Jersey 07108; and approving that the City of Newark issues a Hold Harmless and Indemnification Agreement with 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 Newark Pop Warner Football Practice at Untermann Field, 289 Hobson Street, Newark, New Jersey 07112 and Malcolm X Shabazz High School Stadium, 80 Johnson Avenue, Newark, New Jersey 07108 from Monday, July 9, 2018 through Friday, November 2, 2018, from 6:00 P.M. until 8:00 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, drawn by the City of Newark's Insurance Fund Commission, 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 City of Newark's use of said premises or property, including but not limited to, any and all costs, including attorneys' fees.
3. The Director of the Department of Recreation, Cultural Affairs and Senior Services shall forward copies of the Hold Harmless and Indemnification Agreement to the Office of Facilities Management, 765 Broad Street, Newark, New Jersey 07102, for their records.
4. The Director of the Department of Recreation, Cultural Affairs and Senior Services shall file, in the Office of the City Clerk, the duly executed copies of the permit and 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 Untermann Field, 289 Hobson Street, Newark, New Jersey 07112 and Malcolm X Shabazz High School Stadium, 80 Johnson Avenue, Newark, New Jersey 07108, for the Newark Pop Warner Football Practice, from Monday, July 9, 2018 through Friday, November 2, 2018, from 6:00 P.M. until 8:00 P.M.; and to execute a Hold Harmless and Indemnification Agreement, issued by the City of Newark's Insurance Fund Commission for the benefit of Newark Public Schools, 765 Broad Street, Newark, New Jersey 07102 from any and all liability arising out of the use of Untermann Field and Malcolm X Shabazz High School Stadium for the Newark Pop Warner Football Practice, for said dates and times.