

This Facility Usage Agreement covers maintenance charges, rental fees, and other rules/regulations governing Complex usage.

Fees: Fees to be paid to the City of Waukee for each tournament activity are as follows:

Tournaments	
Baseball	\$55/game per field
Softball	\$45/game per field
Complex Amenity Fee	\$25/day per field
Vendor Fee	\$100/per day per vendor
Baseball fee includes portable mounds provided by the City of Waukee along with fields prepped and chalked after 2 games on each field. Dragging of fields will be at the discretion of the grounds crew depending on moisture levels. Softball fee includes fields prepped and chalked after 2 games on each field along with pitcher's rubber set. Practice quads and batting cages are included with tournament field rentals. Complex amenity fee includes restroom cleaning & stocking along with trash service throughout Triumph Park. Vendor location and space will be determined by Triumph Park staff.	
Additional Fees	
Ball Field Lights	\$15/game per field
Extra Field Prep (dragged & chalked)	\$25/game
Bag of Field Dry	\$20/bag

Schedules: Tournament schedules shall be provided to the Triumph Park Superintendent no fewer than five days prior to the start of the tournament. The City of Waukee reserves the right to modify schedules, game locations, fields used, etc. as the need warrants.

Pre-Tournament Meeting: A mandatory meeting shall be held at least two days prior to the start of the tournament with City of Waukee Parks & Recreation staff and the Tournament Director/Designee. Meeting purpose is to review logistics, weather procedures, schedules, fees, policies and other pertinent information.

Billing: An invoice shall be sent to the designated Tournament Director within seven days following the completion of the tournament. The invoice shall be paid within a 30-day timeframe.

Concessions: On-site concessions will be operated by the City of Waukee. Outside coolers or alcohol is not permitted at Triumph Park.

Parking Fee/Gate Fees: Tournaments are not allowed to charge a parking fee. A gate fee may be charged at the discretion of the tournament. The tournament is responsible for the staffing of the gate and all issues associated therewith.

Traffic Control: The City of Waukee will provide parking spaces for the tournament and traffic control shall be the responsibility of the City of Waukee. The City of Waukee reserves the right to prohibit or restrict parking of RV's, trailers or any other large vehicles that require more than one parking spot.

Merchandise Sales: The tournament may sell merchandise. All merchandise sales shall be pre-approved by City of Waukee staff for content, safety and selling location. Each vendor will pay a daily fee of \$100 per day. Location and space will be determined by City staff.

Advertisement: Any placement of on-site advertising must be approved by the City of Waukee for content and placement.

Temporary Site Modifications: Any signage, tents, temporary fencing or other items that need to be posted, erected, attached or installed by users or spectators must first be approved by the City of Waukee.

Use of Special Vehicles: Use of golfs carts, or other special vehicles needed for the tournament, shall be approved in advance by the City of Waukee. The City of Waukee reserves the right to deny or modify the use of special vehicles as it deems necessary.

Weather: The City of Waukee retains all decision-making authority in the event of incoming severe weather and reserves the right to halt games in progress, delay start times, alter schedules/field locations and order evacuation of the complex as the need arises.

Conduct: The City of Waukee reserves the right to remove any individual or team from the premises for inappropriate conduct. "Inappropriate conduct" shall be the judgment of the City of Waukee. The City of Waukee shall have the authority to restrict individuals or teams from access to the complex and/or set terms that must be met for their return to the complex. It will be the Tournament Director and/or their staff's responsibility to assist with educating and enforcing Triumph Park rules.

Insurance: Tournament shall provide to the City of Waukee a 'Certificate of Insurance' in the amount of one million dollars listing the City of Waukee as additional insured. The insurance certificate shall be provided at the pre-tournament meeting or before.

The renter shall be responsible for any and all damage to the facility occurring during the term of the rental.

That renter shall indemnify and hold harmless the City of Waukee, its officers, agents and employees, from and against any and all loss, liability or damage arising out of renter's use of the facility, including all costs, expenses and attorney fees incurred in defending any claims arising out of the use thereof, except to the extent that the injuries or damages resulting in such losses or liabilities arise by reason of the negligence of the City of Waukee, their successors or assignees.

The renter takes the facility as renter finds it, and voluntarily assumes all risk of loss, damage, or injury, including death, that may be sustained by renter or any property of any of the undersigned while in, on or upon said facility.

Renter shall fully comply with all applicable state laws, city ordinances and rules applicable to the use of the facility.

The **City of Waukee** and _____ executed this agreement for the 2022 tournaments to be held at Triumph Park.

City of Waukee

Renter

Print Name: _____

Print Name: _____

Signature: _____

Signature: _____

Assistant Parks & Recreation Director

Tournament Director

Date: _____

Date: _____

City of Waukee & Triumph Park Staff Contact Information

Waukee Parks & Recreation Office

Phone: 515-978-0007

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***Contact for ball field rentals & concession stands**

Kyle Chambers

Triumph Park Superintendent

kchambers@waukee.org

***Contact for Triumph Park ball field & complex maintenance**