



## Agreement Between the Following:

Georgia Hi-Lo Trail, Inc.

AND

Effingham County, Georgia

FOR

**creation of Mountain Bike Trails in Effingham County for use by Kids Bike League and the general public.**

### I. PURPOSE:

Effingham County hereby supports the development of approximately 8 miles of unpaved multi-use trails on Effingham County property (property defined in attached map) by the Georgia Hi-Lo Trail for use by the Georgia Hi-Lo Trail's Kids Bike League program and the general public. Activities allowed on the trails are walking, running, bicycling and horse back riding. Motorized vehicles such as dirt bikes or ATVs are not allowed. Trails to be maintained in partnership by Effingham County and the Georgia Hi-Lo Trail.

### II. FEES AND PAYMENT SCHEDULE:

There is no payment required from Effingham County to create these trails, as the Georgia Hi-Lo Trail has received a grant to make trail creation possible in 8 counties, including Effingham County.

### III. TERM & TERMINATION

Effective Date: January 17, 2022 to January 17, 2024

Either party may terminate this Agreement by providing the other with thirty (30) days prior written notice.

### IV. SCOPE OF WORK:

The development of approximately 8 miles of unpaved multi-use trails on Effingham County property by the Georgia Hi-Lo Trail for use by the Georgia Hi-Lo Trail's Kids Bike League program and the general public. Trails to be developed by employees and volunteers of the Georgia Hi-Lo Trail on Effingham County land for use by the public. These trails are to be a combination of single-track style dirt & grass multi-use trail.

The Georgia Hi-Lo Trail's executive director and landscape architect, Mary Charles Howard, will layout the location of the trails, layout parking, design signage and host a trail workshop day on-site to train local citizens about multi-use trail creation and maintenance.

Minimal signage printing is included in the Georgia Hi-Lo's trail creation budget to provide wayfinding signs along the trail and one general signage board posting a trail map, hours of operation, park rules and county emergency contact numbers.

Scope of work *does not include* creating restroom facilities at the location of the trials. Porta-potties will be provided at the trail location by the Georgia Hi-Lo Trail as needed during the time of Kids Bike League summer & winter camps (3 weeks in the summer, 1 week in the winter) and 1 weekend/month during trail work days.

Investment of Georgia Hi-Lo Trail's trail creation on these specified sites in Effingham County is limited to the cost of labor of our employees and minimal signage only. The grant we have received does not give funds for trail materials or amenities such as purchasing additional soil, building bridges or constructing restrooms. The project can be completed without purchase of additional materials. If local companies and citizens donate additional materials to enhance the trails, that will be gladly accepted and could be tax-deductible as the Georgia Hi-Lo Trail is an IRS nonprofit 501(c)3.

Georgia Hi-Lo Trail has received a \$450,000 grant from The Chestnut Family Foundation to expand their Kids Bike League program to the eight-counties that the Georgia Hi-Lo Trail serves: Greene, Hancock, Washington, Johnson, Emanuel, Bulloch, Effingham and Chatham.

### **About The Chestnut Family Foundation**

The Chestnut Family Foundation was started in 2017 by Teresa and Ben Chestnut. Teresa grew up in Seoul, Korea, and as a teenager moved to Hephzibah, Georgia, where she met her husband Ben in high school. A former pediatric nurse at Hughes Spalding Hospital, Teresa's personal and professional focus has always been on improving the lives of children. Ben is the co-founder and CEO of MailChimp, a global software company headquartered in Atlanta. Teresa and Ben live in Atlanta with their two sons.

The Chestnuts believe children should have access to resources that enable them to be healthy, develop self-confidence, and enjoy life. They seek to partner with nonprofits that have demonstrated compassion and creativity in improving access and choice for children in the areas of health and the performing arts, and ultimately, help build confidence in children.

### **Trail Creation Timeline:**

2022:

February 2022: begin laying out and creating trails on Effingham County property

February/March 2022: Community trail workshop help on-site to teach trail creation & maintenance

April 2022: Trails continue to be created & improved

May 2022: Signs installed on-site. Trails open to the public.

June/July 2022: Kids Bike League summer camp held on-site

August - November 2022: monthly trail maintenance & bike rental day 1x/month

December 2022: Kids Bike League winter camp

2023:

January - May 2023: monthly trail maintenance & bike rental day 1x/month

June/July 2023: Kids Bike League summer camp held on-site

August - November 2023: monthly trail maintenance & bike rental day 1x/month

December 2023: Kids Bike League winter camp

2024:

Repeat 2023 schedule & report each following year.

## **Overview of Kids Bike League:**

Creation of these unpaved multi-use trails in Effingham County has been initiated by the fact that the Georgia Hi-Lo Trail would like to bring their Kids Bike League program to Effingham County. Kids Bike League will teach local kids ages 2nd-grade to 8th-grade how to ride bikes in a safe environment, which means off the road. Because Effingham County doesn't currently have any extensive road-separated trails for this type of activity, the Georgia Hi-Lo Trail has received grant funding to create mountain bike trails in Effingham County.

Starting in 2022, Kids Bike League will serve 640 kids annually by offering four week-long camps in each of the Trail's eight counties. Camp will be limited to 20 campers per week at a cost of \$75/week/kid with scholarships available.

Kids attending Kids Bike League do not need to know how to ride a bike, as program coaches will work to teach kids if they don't yet know. Kids Bike League will provide bicycles and helmets for use during camp to children who need them.

To learn more about Kids Bike League, visit [www.georgiahilo.com/kids](http://www.georgiahilo.com/kids). Camp registration and camp scholarship applications will be available on the Georgia Hi-Lo website.

## **More about Kids Bike League**

The Georgia Hi-Lo Trail believes the need for investment in kids who live in our rural communities is great. Many rural communities are shrinking as young adults move away for more opportunities and many who stay haven't been given the confidence, skills or vision to step into leadership positions like business ownership, government roles and more.

Kids Bike League aims to instill confidence and a desire to lead their community through teaching bicycle skills and land stewardship to kids ages 2nd through 8th grade. We focus on reaching out to those most in need of a sense of belonging in the bicycle and outdoor realm: minorities and girls.

Kids Bike League will teach bicycle camps in each of the Georgia Hi-Lo Trail's eight counties! *But where?* The need for public trails in rural areas is also great. In most of the eight proposed Georgia Hi-Lo Trail counties, there are no or limited safe public spaces where bicycles are welcome.

Kids Bike League will work with communities to locate public land to build or improve mountain bike trails on for use of Kids Bike League and the general public. Kids Bike League will have a year-round presence in eight counties as Kids Bike League offers winter & summer camps and hosts monthly trail workdays at each bicycle park.

## **1) RESPONSIBILITIES OF EFFINGHAM COUNTY:**

- i. Provide access to land to the Georgia Hi-Lo Trail to support the development of multi-use trails in Effingham County.
- ii. Work with the Georgia Hi-Lo Trail to participate in trail maintenance as needed. For example, if a large tree falls across the trail and Georgia Hi-Lo Trail volunteers don't have the equipment to remove it from the trail, we may ask the county to help.
- iii. Communicate about the newly created multi-use unpaved trail system on Effingham County land to the leadership of municipalities within Effingham County to enhance community support and engagement around the trails.

**2) RESPONSIBILITIES OF GEORGIA HI-LO TRAIL, INC.:**

- i. Work with the Effingham County to agree on bike park location.
- ii. Create trails, host trail workshop to train locals about trail creation and maintenance, host monthly trail workdays for continued trail development and maintenance, work with Effingham County to keep trails maintained.
- iii. Provide concept images of bike park and trail signage to Effingham County and work with county leadership to approve park rules signage.
- iv. Include Effingham County in all supportive and promotional material regarding the development of the these multi-use trails, as appropriate.
- v. Keep Chatham County informed about implementation of the master planning process and include them in stakeholder meetings.

**3) DELIVERABLES to be provided to EFFINGHAM COUNTY:**

- i. Digital copy of park multi-use trail layout (concept and final)
- ii. Digital copy of the conceptual image of all trail signage.

**V. CONFLICT RESOLUTION**

Except for the right of either party to apply to a court of competent jurisdiction for a temporary restraining order or other provisional remedy to preserve the status quo or prevent irreparable harm, the parties agree to attempt in good faith to promptly resolve any dispute, controversy or claim arising out of or relating to this Contract, including but not limited to payment disputes, through negotiations between senior management of the parties.

**VI. NOTICE**

All notices under this Contract shall be deemed duly given upon delivery, if delivered by hand, or three (3) calendar days after posting, if sent by registered or certified mail, return receipt requested, to a party hereto at the addresses set forth below or to such other address as a party may designate by notice pursuant hereto.

FOR EFFINGHAM COUNTY:  
Effingham County Board of Commissioners  
601 N. Laurel Street  
Springfield, Georgia 31329.

FOR GEORGIA HI-LO TRAIL, INC.:  
C/O: Mary Charles Howard, Executive Director  
459 Sunhill Grange Road  
Sandersville, Georgia 31082

**VII. AMENDMENT IN WRITING**

No amendment, waiver, termination or discharge of this Contract, or any of the terms or provisions hereof, shall be binding upon either Party unless confirmed in writing. Nothing may be modified or amended, except by writing executed by both Parties.

**X. CONTRACT ASSIGNMENT**

The Parties to this Agreement shall not assign this Contract, in whole or in part, without the prior written consent of the Georgia Hi-Lo Trail, Inc., and any attempted assignment not in accordance herewith shall be null and void and of no force or effect.

**XI. SEVERABILITY**

Any section, subsection, paragraph, term, condition, provision, or other part of this Contract that is judged, held, found or declared to be voidable, void, invalid, illegal or otherwise not fully enforceable shall not affect any other part of this Contract, and the remainder of this Contract shall continue to be of full force and effect as set out herein.

**XII. ENTIRE AGREEMENT**

This Contract constitutes the entire agreement between the Parties with respect to the subject matter hereof and supersedes all prior negotiations, representations, or contracts. No written or oral agreements, representatives, statements, negotiations, understandings, or discussions that are not set out, referenced, or specifically incorporated in this Contract shall in any way be binding or of effect between the Parties.

**IN WITNESS WHEREOF**, the Parties state and affirm that they are duly authorized to bind the respected entities designated below as of the day and year first written above.

**Effingham County Board of Commissioners**

BY: \_\_\_\_\_

PRINTED NAME: Wesley Corbitt

TITLE: Chairman

**Georgia Hi-Lo Trail, Inc:**

BY: \_\_\_\_\_

PRINTED NAME: Mary Charles Howard

TITLE: Executive Director