

USE AGREEMENT

Between the City of Oelwein and the Oelwein Farmers Market

This Use Agreement (“Agreement”) is made and entered into this ____ day of _____, 2025, by and between the City of Oelwein, Iowa, a municipal corporation (“City”), and the Oelwein Farmers Market (“Farmers Market”), collectively referred to as the “Parties.”

1. PURPOSE

The purpose of this Agreement is to establish terms and conditions under which the Farmers Market may use the Depot Park parking lot located at 25 West Charles Street, Oelwein, Iowa (“Premises”) for the operation of a public farmers market.

2. TERM

This Agreement shall be effective from May 16, 2025, through October 10, 2025.

3. USE OF PREMISES

The City grants permission for the Farmers Market to use the Depot Park parking lot on the following days and times:

- Wednesdays: 4:00-6:00pm
- Fridays: 8:00-11:00am

Set-up and teardown activities may occur up to one hour before and after the market hours.

4. RESPONSIBILITIES OF THE FARMERS MARKET

The Farmers Market agrees to:

- Ensure all vendors comply with local, state, and federal regulations.

- Maintain the premises in a clean and orderly condition, removing all trash and debris at the conclusion of each market day.
- Ensure no damage is done to the parking lot, landscaping, or surrounding park facilities.
- Provide proof of general liability insurance naming the City of Oelwein as an additional insured.
- Coordinate any necessary utility needs or signage with the City in advance.

5. RESPONSIBILITIES OF THE CITY

The City agrees to:

- Allow access to the Depot Park parking lot during the agreed-upon times.
- Provide reasonable support in coordination, including signage placement if needed.
- Notify the Farmers Market of any scheduled maintenance or conflicting events that may affect access.

6. INDEMNIFICATION

The Farmers Market agrees to indemnify and hold harmless the City, its officers, employees, and agents from and against any and all claims, demands, actions, or causes of action resulting from the use of the premises by the Farmers Market, its vendors, or patrons.

7. COMPLIANCE WITH LAWS

The Farmers Market shall comply with all applicable local, state, and federal laws and regulations in its operation.

. ENTIRE AGREEMENT

This Agreement contains the entire understanding between the parties and supersedes all prior discussions or agreements, whether written or oral.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

CITY OF OELWEIN

By: _____

Name: Brett DeVore

Title: Mayor

Date: May 27, 2025

OELWEIN FARMERS MARKET

By: _____

Name:

Title:

Date: