

**Memorandum of Understanding
Orland Unified School District and the City of Orland
Fencing Project Funding Agreement**

The Orland Unified School District (District) and the City of Orland (City), together, Parties, agree as follows:

1. The District plans to replace the Northeast shared fence between the Orland High School football field and the back side of the city pool. The scope of work involves installing approximately 705 feet of 7-foot-high chain-link fencing along the northeast portion. This replacement will also include a 10-foot and a 20-foot double swing gate.
2. The District has obtained a cost estimate of the Improvements attached as Exhibit A, in the amount of \$65,435.
3. The Improvements will be of public benefit to the City and to District, enhancing overall safety.
4. The District has approached the City, requesting joint funding of the Improvements.
5. The City agrees to jointly fund the Improvements subject to all of the terms and conditions herein:
 - A. After completion of the improvements and final acceptance thereof by the District, the District will submit an invoice to the City.
 - B. The amount of the invoice shall not exceed the lower of one-half of the actual, final cost of the Improvements or \$32,717.50. The City will pay that amount within 60 days of receipt.
 - C. This is a funding agreement only. The District shall indemnify, hold harmless and defend the City in any action or claim arising from or in any way connected with the design and construction of the improvements. This indemnification agreement shall require, in any such action or claim, that the District provide the City with for full defense and indemnity costs, including attorney fees.

Victor Perry, Superintendent
Orland Unified School District

Date

Terrie Barr, Mayor
City of Orland

Date