

**Memorandum of Understanding
Orland Unified School District and the City of Orland
Sidewalk 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 construct new Transitional-Kindergarten (TK) facilities on the easternmost portion of its Mill Street campus, including the removal and replacement of concrete sidewalk, curbs and asphalt paving (Improvements). Attached as Exhibit A is a depiction of the location of the Improvements.
2. The District has obtained from its contractor a cost estimate of the Improvements, attached as Exhibit B, in the amount of \$157,000.
3. The Improvements will be of public benefit to the City and to District, enhancing the safety of pedestrians and school bus riders.
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 \$80,000. 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.

Print and Title For the District

Mathew Romano, Mayor

Signed and Dated

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