

## AGREEMENT

This Agreement (“Agreement”) is made as of the date of last signature below between the **CITY OF EARLHAM, IOWA** (“CITY”), an Iowa Municipal Corporation, and **EARLHAM FREEDOM FEST** (“ORGANIZATION”), an Iowa Non-Profit Corporation.

### RECITALS

**WHEREAS**, the Organization has made a request of the City for funding; and

**WHEREAS**, the City, when expending City funds, must consider and find that the use of said funds for the requested purpose has a beneficial public purpose; and

**WHEREAS**, the Organization is a domestic non-profit corporation pursuant to applicable laws of the State of Iowa and a 501(c) organization pursuant to applicable regulations of the Internal Revenue Service; and

**WHEREAS**, any agreement by the City to support the Organization must be reduced to writing, approved by Resolution of the Council, and recorded in the City Council minutes with the minutes and the Resolution clearly setting forth the public purpose of the expenditure; and

**WHEREAS**, the ORGANIZATION proposes to use the requested funds for the following public purpose(s) / qualifying expenses: (Consider and describe services provided directly to the City and/or services/benefits to the “Public” in general.)

Portable Septic Services, portable wi-fi, and solid waste service for the festival.

**WHEREAS**, the City Council hereby finds that the ORGANIZATION will use the funds requested for a valid public purpose as set forth above and should, therefore, be approved in the amount of \$\_\_\_\_\_.

### AGREEMENT

**NOW THEREFORE**, in consideration of identified Public Purpose(s) set forth above to be provided and/or performed by the ORGANIZATION and other good and valuable consideration, the CITY and the ORGANIZATION do hereby agree as follows:

1. **FINANCIAL CONTRIBUTION.** The CITY agrees to invest \$\_\_\_\_\_ in the ORGANIZATION to be used by the ORGANIZATION for the public purposes identified above.

2. **MANNER OF PAYMENT.** The CITY’S investment to the ORGANIZATION shall be paid as follows for the proposed qualifying expenses:

Bob’s Septic  
Ankeny Sanitation  
Wi-Fi

3. **PROOF OF QUALIFYING EXPENSES.** ORGANIZATION agrees to submit to the CITY one or more application(s) for reimbursement of qualifying expenses to the CITY, said application(s) to provide sufficient detail for the City Council to find that the public purpose is being met by said qualifying expenses.

4. **APPROVAL.** This Agreement is expressly contingent upon approval hereof by the City Council.

5. **EXECUTION.** When and if executed by both ORGANIZATION and CITY, this Agreement shall become a binding contract.

**EARLHAM FREEDOM FEST**  
an Iowa Non-Profit Corporation

**CITY OF EARLHAM IOWA,**  
an Iowa Municipal Corporation

Dated this \_\_\_\_ day of \_\_\_\_\_ 20\_\_.

Dated this \_\_\_\_ day of \_\_\_\_\_ 20\_\_.

By: \_\_\_\_\_

By: \_\_\_\_\_

Jeff Lillie, Mayor

\_\_\_\_\_  
(Print Name), (Print Title)

Attest: \_\_\_\_\_

Mary Sue Hibbs, City Clerk

Address: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Address: Earlham City Hall  
140 S Chestnut Ave,  
PO Box 512

Telephone: (\_\_\_\_) \_\_\_\_\_

Telephone: (515) 758-2281