

MEMO OF UNDERSTANDING FOR RENOVATION OF GERMANY PARK

This Memorandum of Understanding for Joint Renovation of Germany Park ("MOU") is between the Highland Park Independent School District, an independent school district organized and existing under the laws of the State of Texas, ("District") and the City of University Park, Texas, a home rule municipal corporation organized and existing under the laws of the State of Texas ("City").

Factual Background

- Due to wear and tear from the high utilization of the track, it is necessary in the protection of the public health and safety to provide for the replacement of the track.
- The City has, at its expense, contracted with the landscape architectural firm of David McCaskill Design Group ("McCaskill") for design and construction services associated with the removal and replacement of the running track at Germany Park ("the Project")
- The Parties anticipate that the City will enter into a contract with Paragon Sports Constructors, LLC for the Project. ("Project Contract"). Final approval of the plans, specifications, and construction contract for the Improvements has been given by the City's City Council.
- Final approval of the plans, specifications, and construction contract for the Improvements has been given by the District's Board of Trustees or its designee.

Agreement

1. The Parties anticipate that the contract between the City and Paragon will call for monthly progress payments. The City agrees it will seek District input prior to payment of the monthly progress payments. The City further agrees it will follow the approval process set forth in its contract with Paragon prior to approving payment of any amounts payable under the Project Contract.
2. The City agrees it will pay the Contractor the monthly progress payment and send an invoice reflecting the payment to the District for reimbursement to the City by the District for the monthly progress payment. The District agrees to reimburse the City for the entire cost of the Project in an amount not to exceed \$500,000.00.
3. Any future capital improvements or renovation or replacement of facilities at the Park will be subject to further agreements to be reached between the Parties.
4. This MOU is entered into pursuant to the Parties' agreements in the Interlocal Cooperation Agreement For Joint Use, Maintenance And Renovation Of Germany Park.

Highland Park Independent School District

By: _____
James Hitzelberger

President, Board of Trustees
Highland Park Independent School District

By: _____

Thomas Trigg
Superintendent of Schools
Highland Park Independent School District

City of University Park, Texas

By: _____

Olin B. Lane, Jr.
Mayor
City of University Park, Texas

By: _____

Robbie Corder
City Manager
City of University Park, Texas