DELAWARE COUNTY IOWA
FILED
2001 NOV -9 PM 3:09
BOOK 406 PAGE 450
RECORDER
DELAWARE COUNTY IOWA

21.8

Prepared by: City of Manchester, 208 E. Main St., Manchester, IA 563-927-3636

CERTIFICATION OF 28E AGREEMENT

I, Karen K. Cole, City Clerk of the City of Manchester, Iowa do hereby certify that the attached copy of a 28E Agreement between the City of Manchester, Iowa and the West Delaware County Community School District has been approved by the City Council of the City of Manchester, Iowa on the 5th day of November, 2001 and the West Delaware County Community School District on the 5th day of November, 2001.

CITY OF MANCHESTER, IOWA

Karen K. Cole

Karen K. Cole, City Clerk

Subscribed and Sworn to before me by Karen K. Cole, City Clerk of the City of Manchester, Iowa, this 7th day of November, 2001.

Julie A. Swanson

Julie A. Swanson, Notary

JULIE A. SWANSON
Commission Number 224151
My Comm. Exp. 8-23-02

Community Activity Participation Agreement
Between the West Delaware Community School District and
the City of Manchester, Iowa

This Agreeement between the City of Manchester, Iowa and the West Delaware Community School District of Delaware County, Iowa, is made pursuant to Chapter 28E, Code of Iowa, 2001 to provide for the joint exercise of power possessed by each and is made this 5th day of November, 2001.

Whereas, the City of Manchester, Iowa and the West Delaware Community School District have determined that recreational opportunities for citizens residing in Delaware County, Iowa should be provided and supervision of such activities would be a proper activity for participation by the City of Manchester, Iowa and the West Delaware Community School District; and

Whereas, the sharing of certain assets, equipment, personnel and other participation between the City of Manchester, Iowa and the West Delaware Community School District would assist and provide for efficient provision of recreational opportunities.

IT IS THEREFORE AGREED as follows

1. The purpose of this agreement is to provide for recreational opportunities.
2. The public agencies, which are parties to this agreement, are the City of Manchester, Delaware County, Iowa and the West Delaware Community School District.
3. This agreement will become effective on the 5 day of November, 2001, or on the date on which the last party to this agreement takes appropriate action by ordinance, resolution or otherwise pursuant to the governing bodies involved, whichever is later.
4. This agreement shall continue in effect until the 31 day of August, 2003. Cancellation of this agreement can be made by written notification of termination by the designee of either party to the designee of the other party of this agreement.

5. No separate legal administration entity is created to administer this agreement. Each entity will be responsible for budgeting it's own expense.
6. The West Delaware Community School District hereby agrees to indemnify and hold harmless the City of Manchester, Iowa from and against any and all loss, claim, demand, damages, or liability which may be claimed to have arisen as a result of or in connection with recreational activities conducted on property of the West Delaware Community School District.
7. This agreement does not contemplate or authorize the joint purchase of property except for equipment, acquired for these recreational programs, from user fees. Said equipment be equally owned by the City of Manchester and the West Delaware Community School District. In the event this agreement is not renewed and the recreational programs are discontinued said equipment shall either be divided equally or sold with the proceeds divided equally between the two parties of this agreement. In the event that the City of Manchester continues to support and provide these recreational opportunities without the financial or in kind support of the West Delaware Community School District said equipment shall become the property of the City of Manchester.
8. Each participant or the legal guardian of the same, if not of legal age, in recreational activities provided by this agreement, shall execute a document releasing and holding harmless the City of Manchester, Iowa and the West Delaware Community School District for injuries or any other legal action of any description arising out of their participation in such activities.
9. Recreational activities to be provided by this agreement shall include youth and adult recreational activities provided by the parties to this agreement.
10. The West Delaware Community School District agrees to make facilities available for recreational activities provided by the parties at the times and places as indicated in "Attachment A".
11. The West Delaware Community School District shall establish conditions for the use of its buildings and properties for recreational activities provided pursuant to this agreement and shall have the authority to cancel or reschedule the recreation activities as necessary.
12. The City of Manchester, Iowa and the West Delaware Community School District shall set fees for participation in certain activities provided pursuant to this agreement. The fees received from participants in such recreational activities shall be used for acquisition of equipment and supplies needed to operate the recreational programs. The equipment and supplies shall become jointly owned property as specified in paragraph 7. Any balance of funds shall be used to offset the cost of personnel to direct or oversee the recreational programs.
13. The City of Manchester, Iowa shall provide the following services, responsibilities, personnel, and equipment infurtherance of recreational activities pursuant to this agreement as noted in "Attachment A":
    Coordinators for Programs
    Payroll
    Workman's Compensation

This agreement filed and dated by the respective parties as follows:

CITY OF MANCHESTER, IOWA

Milt L. Kramer, Mayor

Duane Philgreen, Chairperson
Parks & Recreation Commission

Karen K. Cole, City Clerk

David J. Heiar, City Manager

WEST DELAWARE COMMUNITY SCHOOL DISTRICT

BY _____
Jack Young, President

BY _____
Rick Hilbert, Superintendent

Attachment A

City of Manchester Parks & Recreation
Programs for 2001-2002
(Tentative Dates)

Youth Flag Football:
- October 1, 2, 3, 4, 9, 10, 11, 15, 16, 17, 18, 22, 23, 24, 25, 29, 30, November 1
- Mondays, Tuesdays, Wednesdays, and Thursdays
- 4:30 – 7:00 p.m.
- Grades 3, 4, 5, 6
- Youth Recreational League
- Location: Middle & Lambert Schools

Adult Co-ed Volleyball League:
- November 14, 21, 28, December 5 , 12, 19, January 2, 9, 16, 23, 30, February 6, 13, 20, 27, March 6, 13, 20, 27, April 3, 10, 17, 24
- Wednesdays
- 6:00 – 10:00 p.m.
- Adult Recreational League
- Location: Middle School Gym

Adult Women's Volleyball League:
- November 15, 29 December 6, 13, 20, January 3, 10, 17, 24, 31 February 7, 14, 21, 28 March 7, 14, 21, 28, April 4, 11, 18, 25
- Thursdays
- 6:00 – 9:00 p.m.
- Adult Recreational League
- Location: Middle School Gym

Adult Volleyball Open Gym:
- November 5, 12, 19, 26, December 3, 10, 17, January 7, 14, 21, 28, February 4, 11, 18, 25, March 4, 11, 18, 25, April 1, 8, 15, 22
- Mondays
- 6:30 – 9:30 p.m.
- Adult Recreation
- Location: Middle School Gym

Winter Walking:
- November 12, 14, 15, 19, 21, December 3, 5, 6, 10, 12, 13, 17, 19, 20, January 7, 9, 10, 14, 16, 17, 21, 23, 24, 28, 30, 31 February 4, 6, 7, 11, 13, 14, 18, 20, 21, 25, 27, 28, March 4, 6, 7, 11, 13, 14, 18, 20, 21, 25, 27, 28, April 1, 3, 4, 8, 10, 11, 15, 17, 18, 22, 24, 25
- Mondays, Wednesdays, and Thursdays
- 6:30 – 9:30 p.m.
- To coincide with Volleyball nights
- Adult Recreation
- Location: Middle School

Basketball Adult Basketball League:
- November 18, 25, December 2, 9, 16, January 6, 13, 20, 27, February 3, 10, 17, 24, March 3, 10, 17, 24, 31, April 7, 14, 21
- Sundays
- 6:00 –10:00 p.m.
- Adult Recreational League
- Location: High School Gym

Basketball Open Gym:
- November 14, 21, 28, December 5 , 12, 19, January 2, 9, 16, 23, 30, February 6, 13, 20, 27, March 6, 13, 20, 27, April 3, 10, 17, 24
- Wednesdays
- 7:00 – 9:00 p.m.
- Adult Recreation
- Location: High School Gym

Aerobics:
- January 7, 9, 10, 14, 16, 17, 21, 23, 24, 28, 30, 31 February 4, 6, 7, 11, 13, 14, 18, 20, 21, 25, 27, 28, March 4, 6, 7, 11, 13, 14, 18, 20, 21, 25, 27, 28, April 1, 3, 4, 8, 10, 11, 15, 17, 18, 22, 24, 25
- Mondays, Wednesdays, and Thursdays
- 4:30 – 5:30 p.m.
- Adult Instructional Clinic
- Location: Lambert Gym

Pee Wee Basketball:
- January 5, 12, 19
- Saturdays
- 12:00 – 5:00 p.m.
- Youth Instructional Clinic
- Grades 1, 2
- Locations: Old Gym, Middle & High School Gyms

Youth Basketball League/Clinic:
- January 26, February 2, 9, 16, 23, March 2, 9, 16, 23, 30
- Saturdays
- 12:00 – 6:00 p.m.
- Youth Recreational League
- Grades: 3, 4, 5, 6
- Locations: Old Gym, Middle & High School Gyms

Youth Soccer League:
- July 29, 30, 31, August 1, 5, 6, 7, 8, 12, 13, 14, 15, 19, 20, 21, 22, 26, 27, 28, 29, September 2, 3, 4, 5, 9, 10, 11, 12
- Mondays, Tuesdays, Wednesdays, and Thursdays
- 5:30 –8:30 p.m.
- Grades 1, 2, 3, 4, 5, 6, 7, 8
- Location: Middle & Lambert Schools

City of Manchester Parks & Recreation
Programs for 2002-2003
(Tentative Dates)

Youth Flag Football:
- September 16, 17, 18, 19, 23, 24, 25, 26, 30, October 1, 2, 3, 7, 8, 9, 10, 14, 15, 16, 17, 21, 22, 23, 24
- Mondays, Tuesdays, Wednesdays, and Thursdays
- 4:30 – 7:00 p.m.
- Grades 3, 4, 5, 6
- Youth Recreational League
- Location: Middle & Lambert Schools

Adult Flag Football:
- September 29, October 6, 13, 20, 27, November 3
- Sundays
- 1:00 – 5:00 p.m.
- Adult Recreational League
- Location: Middle & Lambert Schools

Adult Co-ed Volleyball League:
- November 13, 20, 27 December 4 ,11, 18, January 8, 15, 22,29, February 5, 12, 19, 26, March 5, 12, 19, 26, April 2, 9, 16, 23
- Wednesdays
- 6:00 – 10:00 p.m.
- Adult Recreational League
- Location: Middle School Gym

Adult Women's Volleyball League:
- November 14, 21 December 5, 12, 19, January 2, 9, 16, 23, 30, February 6, 13, 20,27 March 6, 13, 20, 27, April 3,10,17,24
- Thursdays
- 6:00 – 9:00 p.m.
- Adult Recreational League
- Location: Middle School Gym

Adult Volleyball Open Gym:
- November 4, 11, 18, 25, December 2, 9, 16, January 6, 13, 20, 27, February 3, 10, 17, 24, March 3, 10, 17, 24, 31, April 7, 14, 21
- Mondays
- 6:30 – 9:30 p.m.
- Adult Recreation
- Location: Middle School Gym

Winter Walking:
- November 11, 13, 14, 18, 20, 21, 25, 27, December 2, 4, 5, 9, 11, 12, 16, 18, 19, January 6, 8, 9, 13, 15, 16, 20, 22, 23, 27, 29, 30, February 3, 5, 6, 10, 12, 13, 17, 19, 20, 24, 26, 27, March 3, 5, 6, 10, 12, 13, 17, 19, 20, 24, 26, 27, 31, April 2, 3, 7, 9, 10, 14, 16, 17, 21, 23, 24
- Mondays, Wednesdays, and Thursdays
- 6:30 – 9:30 p.m.
- To coincide with Volleyball nights
- Adult Recreation
- Location: Middle School

Basketball Adult Basketball League:
- November 17, 24, December 1, 8, 15, January 5, 12, 19, 26, February 2, 9, 16, 23, March 2, 9, 16, 23, 30, April 6, 13, 20
- Sundays
- 6:00 –10:00 p.m.
- Adult Recreational League
- Location: High School Gym

Basketball Open Gym:
- November 13, 20, 27, December 4 ,11,18, January 8, 15, 22, 29, February 5, 12, 19, 26, March 5, 12, 19, 26, April 2, 9, 16, 23
- Wednesdays
- 7:00 – 9:00 p.m.
- Adult Recreation
- Location: High School Gym

Aerobics:
- January 6, 8, 9, 13, 15, 16, 20, 22, 23, 27, 29, 30, February 3, 5, 6, 10, 12, 13, 17, 19, 20, 24, 26, 27, March 3, 5, 6, 10, 12, 13, 17, 19, 20, 24, 26, 27, 31, April 2, 3, 7, 9, 10, 14, 16, 17, 21, 23, 24
- Mondays, Wednesdays, and Thursdays
- 4:30 – 5:30 p.m.
- Adult Instructional Clinic
- Location: Lambert Gym

Pee Wee Basketball:
- January 4, 11, 18
- Saturdays
- 12:00 – 5:00 p.m.
- Youth Instructional Clinic
- Grades 1, 2
- Locations: Old Gym, Middle & High School Gyms

Youth Basketball League/Clinic:
- January 25, February 1, 8, 15, 22, March 1, 8, 15, 22, 29
- Saturdays
- 12:00 – 6:00 p.m.
- Youth Recreational League
- Grades: 3, 4, 5, 6
- Locations: Old Gym, Middle & High School Gyms

Youth Soccer League:
- July 28, 29, 30, 31, August 4, 5, 6, 7, 11, 12, 13, 14, 18, 19, 20, 21, 25, 26, 27, 28, September 1, 2, 3, 4, 8, 9, 10, 11
- Mondays, Tuesdays, Wednesdays, and Thursdays
- 5:30 –8:30 p.m.
- Grades 1, 2, 3, 4, 5, 6, 7, 8
- Location: Middle & Lambert Schools