

**CARSON RAYMOND FOUNDATION AGREEMENT WITH ALBEMARLE COUNTY SCHOOL BOARD
REGARDING WOODBROOK ELEMENTARY SCHOOL BASEBALL FIELD**

THIS AGREEMENT, made this 16th day of August 2010 by and between **Carson Raymond Foundation** (hereafter called "CRF"), a Virginia nonstock corporation, with its headquarters at 2043 Brownstone Lane, Virginia, 22901, and the **County School Board of Albemarle County, Virginia** (hereinafter called "School Board"), a political subdivision of the Commonwealth of Virginia, located at 401 McIntire Road, Charlottesville, Virginia, 22902.

WITNESSETH: CRF hereby agrees to renovate the existing baseball field, including the construction of dugouts, bleachers and landscaping at Woodbrook Elementary School, 100 Woodbrook Drive Charlottesville, Virginia, 22901, for baseball/softball, athletic and recreational use by the Woodbrook Elementary School and Albemarle County Parks and Recreation (hereinafter the "Project"). CRF shall provide all services as described in this Agreement at no cost to the School Board.

1. Project Management. CRF shall manage the project and oversee the work, using volunteers and approved Contractors identified herein. All work shall be conducted and the Project completed in accordance with the County-approved Site Plan. If any work is proposed to vary from those plans, the School Board and CRF must review and approve any variances prior to the commencement of any surveying, tree removal or excavation work. CRF agrees to complete the Project as herein described within twelve months of final execution of this Agreement.

2. Contractors. The parties have identified and agreed upon W.A. Lynch Roofing Co., Inc. (hereafter called "Lynch Roofing") to provide service on a voluntary basis. Lynch Roofing shall oversee the construction phase of the project and subcontract items that do not fall directly under its area of expertise. Lynch Roofing is and shall maintain its status as a licensed class A

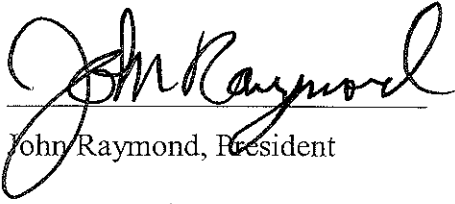
roofing contractor during the duration of the work. Lynch Roofing shall obtain any required permits and provide at least \$1,000,000 of General Liability Insurance coverage and Worker's Compensation Insurance, as described below.

3. **Field Site Work.** CRF shall build dugouts, install bases, erect bleachers and plant landscaping, all in accordance with and as shown in Exhibit A.

4. **Lynch Roofing Insurance and Indemnification.** Lynch Roofing shall provide the School Board a certificate of insurance prior to the commencement of the Project with a minimum of \$1,000,000.00 General Liability insurance and Worker's Compensation insurance covering all operations relating to work being done under this Agreement. The School Board and CRF shall be named as additional insureds on the required certificate of insurance. Neither CRF nor the School Board shall be liable to any contractor, subcontractors, their agents, or third parties. Lynch Roofing and CRF shall indemnify and hold harmless the School Board and its employees and agents from claims, suits, liability, damage, and expenses of any kind including, but not limited to, fire or equipment damage, which may arise as a result of the work or this Project. Neither CRF nor the School Board shall be liable to any contractor, subcontractors, their agents, or third parties.

As evidence of their agreement to the terms and conditions set forth herein, the parties affix their authorized signatures below:

CARSON RAYMOND FOUNDATION



John Raymond, President

8/16/2010

Date

COUNTY SCHOOL BOARD OF ALBEMARLE
COUNTY, VIRGINIA

Ron Price, Chairman

Date

Approved as to form:

Albemarle County Attorney's Office



CERTIFICATE OF LIABILITY INSURANCE

OP ID: FA
WALYN-1

DATE (MM/DD/YYYY)

08/17/10

PRODUCER Campbell Insurance P. O. Box 677 Lynchburg VA 24505 Phone: 434-847-5541 Fax: 434-846-8295		THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.	
INSURED W. A. Lynch Roofing Co., Inc. 1234 River Road Charlottesville VA 22901		INSURERS AFFORDING COVERAGE INSURER A: Selective Way Insurance Co. INSURER B: INSURER C: INSURER D: INSURER E:	NAIC # 26301

COVERAGES

THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. AGGREGATE LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR	ADD'L LTR	INSRD	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YYYY)	POLICY EXPIRATION DATE (MM/DD/YYYY)	LIMITS	
A	X	X	GENERAL LIABILITY	S1925272	01/01/10	01/01/11	EACH OCCURRENCE	\$ 1,000,000
			COMMERICAL GENERAL LIABILITY				DAMAGE TO RENTED PREMISES (Ea occurrence)	\$ 100,000
			CLAIMS MADE ☒ OCCUR				MED EXP (Any one person)	\$ 10,000
							PERSONAL & ADV INJURY	\$ 1,000,000
							GENERAL AGGREGATE	\$ 2,000,000
							PRODUCTS - COMP/OP AGG	\$ 2,000,000
GEN'L AGGREGATE LIMIT APPLIES PER: ☐ POLICY ☒ PROJECT ☐ LOC								
A		X	AUTOMOBILE LIABILITY	S1925272	01/01/10	01/01/11	COMBINED SINGLE LIMIT (Ea accident)	\$ 1,000,000
			ANY AUTO				BODILY INJURY (Per person)	\$
			ALL OWNED AUTOS				BODILY INJURY (Per accident)	\$
			SCHEDULED AUTOS				PROPERTY DAMAGE (Per accident)	\$
X	HIRED AUTOS							
X	NON-OWNED AUTOS							
			GARAGE LIABILITY				AUTO ONLY - EA ACCIDENT	\$
			ANY AUTO				OTHER THAN EA ACC	\$
							AUTO ONLY: AGG	\$
A	X		EXCESS / UMBRELLA LIABILITY	S1925272	01/01/10	01/01/11	EACH OCCURRENCE	\$ 7,000,000
			OCCUR ☐ CLAIMS MADE				AGGREGATE	\$ 7,000,000
								\$
								\$
			DEDUCTIBLE				\$	
			X RETENTION \$0				\$	
			WORKERS COMPENSATION AND EMPLOYERS' LIABILITY				WC STATUTORY LIMITS	OTH-ER
			ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)				E.L. EACH ACCIDENT	\$
			If yes, describe under SPECIAL PROVISIONS below				E.L. DISEASE - EA EMPLOYEE	\$
							E.L. DISEASE - POLICY LIMIT	\$
			OTHER					

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES / EXCLUSIONS ADDED BY ENDORSEMENT / SPECIAL PROVISIONS

Project: Woodbrook Elementary School Baseball Field Renovation.
The County School Board of Albemarle County, VA and Carson Raymond Foundation are Additional Insureds on General Liability.

CERTIFICATE HOLDER

ALBEM02 The County School Board of Albemarle County, Virginia 401 McIntire Road, Room 211 Charlottesville VA 22902-4596	CANCELLATION SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING INSURER WILL ENDEAVOR TO MAIL <u>10</u> DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO DO SO SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE INSURER, ITS AGENTS OR REPRESENTATIVES. AUTHORIZED REPRESENTATIVE <i>Frieda K. Amos</i>
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IMPORTANT

If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

DISCLAIMER

This Certificate of Insurance does not constitute a contract between the issuing insurer(s), authorized representative or producer, and the certificate holder, nor does it affirmatively or negatively amend, extend or alter the coverage afforded by the policies listed thereon.