

ADOPT A BLOCK AGREEMENT

TERMS AND CONDITIONS

The City Of Nacogdoches Code Enforcement Department hereinafter called the "Department" and _____ hereinafter called the "group". Recognize the need and desirability of litter-free Streets and Neighborhoods, and are entering into this Agreement to permit the "Group" to contribute toward the effort of maintaining litter-free Streets and Neighborhoods.

By signature the Group, both jointly and severally, acknowledges the hazardous nature of the work, and agrees both jointly and severally, to the following terms and conditions:

- Participants in the Group agree to obey and abide by all laws and regulations relating to safety and such other terms and conditions as may be required by the Department for special conditions on a particular adopted section.
- When participants are 15 years of age or younger. The Group shall furnish adequate supervision by one or more adults.
- The Group shall conduct at least two safety meetings per year. Participants must attend a safety meeting conducted by the Group before participating in a cleanup.
- The Group shall adopt a section of roadway that is a minimum of one mile long, or four city blocks including all street and right-of-way areas within the four-block section. The Department approves a shorter length if it is in the best interest of the City.
- The Group shall be required to adopt for a minimum period of two years.
- The Group shall pick up litter a minimum of four times a year and at such additional times as required by the Department. It is desired that one of these pickups occur during the Keep Texas Beautiful annual "Trash-Off" Event.
- The Group shall not subcontract or assign its responsibilities to any other group, organization or enterprise, without the express written authorization of the Department.
- The Group shall appoint or select an authorized representative to serve as spokesperson for the Group.
- The Group shall obtain required supplies and materials from the Department during regular business hours.

- Individuals shall wear Department-furnished safety vests during the trash pickup-
- The Group shall be responsible for placing litter in trash bags furnished by Department.
- Unused materials and supplies furnished by the Department shall be returned to the Department within one-week following each cleanup.
- The Group shall neither possess nor consume alcoholic beverages while on the adopted section.
- The Group shall maintain a first-aid kit and adequate drinking water while on the adopted section.
- The Group shall have the option of renewing the Adopt-a-Block agreement subject to the approval of the Department.
- **The Department agrees to accomplish the following:**
 - Work with-the Group to determine the specific section of the City right-of-way to be adopted.
 - Erect a sign at each end of the adopted section with the Group' s name or acronym displayed.
 - Provide safety vests, trash bags and safety literature.
 - Have the filled trash bags removed by Public Works the first workday after the pick-up.
 - Have public works remove litter from the adopted section only under unusual circumstances. I.e. to remove large heavy or hazardous items or if the group has not fulfilled its responsibilities.

Additional terms and conditions:

The Group shall call the Department office during working hours at (936) 559-2558 with a total number of trash bags to be removed. Litterbags should be placed under either sign for City Public Works Department personnel to remove.

The Group will be required to complete a "Performance Report" form after each cleanup. The form will be supplied to the-Group, when supplies are picked up. The performance report is to be returned to the address/fax number shown on the form in order to maintain proper records.

The Group agrees to indemnify and hold harmless the City of Nacogdoches from any loss or damages resulting from participation in the Adopt-a-Block program.

The Group acknowledges that the Department is generally prohibited by law from expending any funds, directly or indirectly for the purpose of influencing the outcome of any election or the passage or defeat of any legislation. The Group agrees if any actions by the Group relative to the performance of this agreement are determined to be contrary to any legislative restrictions or any restrictions on the use of appropriated funds for political activities. The Department, at its sole discretion will take any and all necessary remedial actions, including but not limited to the removal of signs displaying the Group's name or acronym.

The Group acknowledges that the Department will remove a sign, which is damaged due to vandalism and will not replace the sign within the terms of the agreed unless the group remits to the Department an amount equal to the cost of the replacement sign.

It is the sole judgment Department and if the Department determines that the Group is not meeting the terms and conditions of the agreement, the Department may terminate the agreement and remove the signs upon 30 days notice.

This agreement may be modified in any manner at the sole discretion of the Department. The Department reserves the right to terminate or revise the Program at any time and for any reason at the sole discretion of the Department.

The Department and Group both recognize and agree that in no event shall the Department have the right to control the Group in performing the details of picking up litter from the section of highway adopted by the Group, and, in picking up litter. The Group shall act as an independent contractor.

The City Code Enforcement Department recognizes the Group as the adopting organization for:

From intersection _____ to _____ intersection or Blocks Between _____

And _____ Streets and including _____ Street within the City of Nacogdoches.

The Group accepts the responsibility of picking up litter on this section of the City and promoting a litter-free environment in the community for a period beginning

 Date . and ending Date .

Group Representative

City Representative

Date _____