

**Memorandum of Understanding Between
the Monterey County Agricultural Commissioner's Office and
the Monterey County Fair**

This Memorandum of Understanding (MOU) between the County of Monterey, through the Agricultural Commissioner's Office (hereafter, "County" or "MCAC") and the Monterey County Fair, through the 7th District Agricultural Association ("MCF") (collectively "the parties") sets forth the roles and responsibilities of each party regarding County funding (not to exceed \$10,000) of the 2017 Monterey County Fair Agriculture Building for the purpose of agriculture education.

Recitals

Whereas, as part of the Budget process each year since FY 2009-2010, the County Board of Supervisors has directed the MCAC's Office to provide support of agricultural education efforts; and;

Whereas, the parties understand and agree that said support from County through the MCAC's Office to MCF shall be dependent on funding and approval by the Board of Supervisors; and

Whereas, the MCAC's Office has funding currently available in its FY 2017-18 budget approved by the Board of Supervisors sufficient to make the payment set forth in this MOU for FY 2017-2018;

Now, therefore, the parties agree as follows:

Purpose

The purpose of this MOU is to provide funding on or before June 30, 2018, to MCF for the setup, upkeep and monitoring of the Monterey County Fair Agriculture Building and the "Down on the Farm" interactive agricultural display targeting two to ten-year-old children. The Fair is scheduled to take place from August 30, 2018 through September 3, 2018.

This MOU is to provide funding to MCF for the Agricultural Building and to establish an understanding between the County through the MCAC and the MCF regarding the roles and responsibilities of said parties.

Roles

MCF shall provide an interactive agricultural display during the Fair from August 30, 2018 through September 3, 2018.

MCF shall include the MCAC's logo in print material.

Other Provisions

Any future funding to this MOU is subject to funding availability as determined through the County's annual Budget review and approval process. Funds will be dispersed upon approval of the Board of Supervisors and when the Agricultural Commissioner's Office

receives the report of services provided from MCF.

The County shall hold harmless and indemnify MCF for any claims, actions or proceedings arising out of the negligence or intentional misconduct of its officers, employees or agents in the performance of its duties pursuant to this MOU. MCF shall hold harmless and indemnify the County for any claims, actions or proceedings arising out of the negligence or intentional misconduct of its officers, employees or agents in the performance of its duties pursuant to this MOU.

Any action to modify or amend this MOU shall be done in writing. The party requesting the modification or amendment shall give the other party ninety (90) days written notice of any such proposed action which shall be subject to the mutual agreement of the parties to this MOU. Any modification or amendment to this MOU shall be in writing and shall be executed by and between the parties.

Either party may terminate this MOU by providing ninety (90) days written notice to the other party.

The individuals executing this MOU on behalf of the parties represent and warrant that he or she has the requisite authority to enter into this MOU on behalf of said party.

This MOU shall become effective upon the last date opposite the respective signatures below and shall continue in effect through and including June 30, 2018, or until this MOU is modified or terminated by the parties.

County of Monterey

**7th District Ag Association
Monterey County Fair**

By: _____
Henry Gonzales
Agricultural Commissioner

By: Kelly Violini
Kelly Violini
CEO, Monterey County Fair

Date: _____

Date: 4/2/18

Approved as to form and legality
Charles J. McKee, County Counsel

By: Courtney Boyles

By: Mary Grace Perry
Mary Grace Perry
Deputy County Counsel

Type/Print Name: Courtney Boyles
Title: President Board of Directors

Date: 4-17-18

Date: 4/5/18