

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement (MOA) is between Yadkin County, North Carolina (hereinafter called the County) and _____ (hereinafter called donor). The purpose of the MOA is to memorialize an agreement between the County and DONOR governing how the DONOR will be permitted to donate animal toys and treats.

This MOA is intended to specify the parties' responsibilities, protocols, and liabilities governing the DONOR' donation of animal toys and treats. Notwithstanding any other provision of this MOA, this MOA shall in no event be interpreted to impose any financial obligation on the County, to obligate the County to refund or to compensate the DONOR for any donation made by the DONOR (whether in the form of time, labor, money, or otherwise) or for any donations to the County Animal Shelter.

This MOA may be terminated by either party upon providing at least ten (10) days notice to the other party.

I. COUNTY AGREES TO:

Allow the DONOR generally to donate to the Animal Shelter, but each donation must be approved before use in the shelter by the Shelter Manager.

II. DONOR AGREES TO:

Not to provide over \$5,000 dollar of donations in one year from the date below the signature line in compliance with contract authority of the Board of Commissioners.

III. All donations made to County by the DONOR will become the sole property of the County and may be modified or disposed of at any time in the County's sole discretion.

IV. The DONOR agrees that it shall defend, indemnify, and hold harmless the County and its officials, employees, and agents from and against any and all losses, liabilities, claims, demands, suits, costs, damages, or expenses (including reasonable attorneys' fees) arising from or related to this Agreement and/or any donations or improvements made by the DONOR, including (by example only and not for purposes of limitation) those for bodily injury, death, or property damage. The DONOR' obligations under this section shall survive termination of this MOA.

V. Neither the DONOR, its officials or employees, or any contractor or other laborer hired by the DONOR shall be deemed employees of the County for any purpose. This MOA is not intended to create a partnership or joint venture between the County and DONOR. This MOA just sets forth the terms and conditions under which the County will allow the DONOR to make donations for, or improvements to, the Animal Shelter.

VI. DONOR is responsible for ensuring that all of DONOR' activities under this MOA, including the making of any donations and the making of any improvements, are in full compliance with all applicable federal, state, and local laws and regulations.

AGREED TO BY: YADKIN COUNTY

AGREED TO BY: _____

SIGNATURE SHELTER MANAGER

DONOR

DATE: _____

DATE: _____