

MEMORANDUM OF GRANT AGREEMENT

THIS MEMORANDUM OF GRANT AGREEMENT, made this _____ day of September 2019, by and between: the TOWNSHIP OF WEST ORANGE, a municipal corporation of the State of New Jersey, having its principal offices at 66 Main Street, West Orange, New Jersey, hereinafter referred to as the “Township;”; and LUNA STAGE CO., LLC., a nonprofit corporation of the State of New Jersey having its principal offices at 555 Valley Road, West Orange, New Jersey, hereinafter referred to as the “LUNA STAGE.”

W I T N E S S E T H:

WHEREAS, arts education offers a valuable benefit to the resident of a community and an opportunity for the expression and development of talents which betters the experience of the Township as a whole; and

WHEREAS, LUNA STAGE has been dedicated to providing arts education through such programs as its Youth Creative Response Team, its Valley Stories Youth Theatre, and its StudioLuna Theatre Classes; and

WHEREAS, LUNA STAGE requires funding to finance these arts education programs and has requested grant funding from the Township.

NOW THEREFORE, in consideration of the foregoing and of the mutual covenants hereinafter stated, the parties do hereby agree as follows:

1. The Township agrees to provide to LUNA STAGE a grant in the amount of **Eight Thousand Dollars (\$8,000)** (the “GRANT FUNDS”) for which LUNA STAGE will utilize towards providing arts education programs for residents of the Township.
2. The referenced arts education programs shall be supervised and operated by

personnel provided by LUNA STAGE, whose personnel shall be solely the employees and volunteers of LUNA STAGE who is responsible to pay them, where appropriate, at the sole discretion of LUNA STAGE. 3. LUNA STAGE agrees to indemnify the Township and hold it harmless, including Township's employees, agents and servants, from and against any and all losses, claims, liabilities and expenses which may arise or be claimed against the Township, its agents, servants or employees in connection with any phase of this Memorandum of Grant Agreement.

5. Neither this Memorandum of Grant Agreement nor the monies granted hereunder may be assigned or used in a manner that is not consistent with the provision of arts education programs.

6. LUNA STAGE agrees that as a condition of accepting the GRANT FUNDS it will not and cannot discriminate against any participant of any of its arts education programs on the basis of age, race, creed, color, national, origin, ancestry, marital status or sex.

7. It is understood that this Memorandum of Grant Agreement shall be deemed effective as of the date of adoption of a resolution by the Township Council authorizing the issuance of the GRANT FUNDS and the execution of this Memorandum of Grant Agreement.

8. The GRANT FUNDS shall be paid by the Township upon receipt by the Finance Department of any and all required documentation or executed forms needed for the processing of the GRANT FUNDS.

9. Following LUNA STAGE's expenditure of the GRANT FUNDS, LUNA STAGE will provide a report to the Township with an accounting of the GRANT FUNDS and how the GRANT FUNDS were utilized. Specifically, the report shall be certified by the Director of LUNA STAGE and shall include any receipts or other records of payments where LUNA

STAGE utilized the GRANT FUNDS.

IN WITNESS WHEREOF, the parties have caused these presents to be signed by their proper authorized representatives.

ATTEST:

TOWNSHIP OF WEST ORANGE

Karen J. Carnevale
Municipal Clerk

BY: Robert D. Parisi, Mayor

ATTEST:

LUNA STAGE CO., LLC

SECRETARY

BY:
PRESIDENT