

MEMORANDUM OF UNDERSTANDING

Re: Construction of a 90' Baseball Diamond at the Alegi Property

WHEREAS, this Memorandum of Understanding ("MOU") is entered into this 11th day of ~~June~~ August, 2011 by and between the Town of Woodbridge ("Town") acting by its First Selectman, pursuant to approval by the Woodbridge Board of Selectmen, at its meeting on the 11th day of MAY 2011 and the Beth-Wood Baseball League ("BWBL"), acting by its President, Dwight Rowland, duly authorized.

WHEREAS, the Town pursuant to a vote of its Board of Selectmen on December 8, 2010, agreed to permit the BWBL to construct a 90' Baseball Diamond on a portion of the land owned by the Town known as the "Alegi" property;

WHEREAS, the Woodbridge Land Trust, in accordance with a conservation restriction imposed on the Alegi property voted on January 5, 2011 to approve the Board of Selectmen's decision to permit construction of the Baseball Diamond on the property;

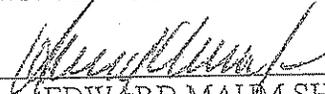
WHEREAS, this MOU is intended to set forth the terms upon which the Board of Selectmen conditioned their approval of the construction of the Baseball Diamond and it is hereby agreed and understood as follows:

1. The BWBL shall have up to forty eight (48) months from the date of this Agreement within which to complete the required fundraising and/or construction of the Baseball Diamond. The Board of Selectmen shall not unreasonably withhold consent to a request by the BWBL to extend the forty eight (48) month period upon a showing that the BWBL has made substantial progress toward the completion of the Baseball Diamond and/or fundraising;
2. The BWBL shall report and advise the BOS on an annual basis of progress, fundraising and the status of the Baseball Diamond project;
3. The BWBL shall be responsible for raising all funds required to construct the Baseball Diamond including funds for preliminary construction drawings, engineering services and site work. The Town shall not pay or contribute any money whatsoever for the construction of the Baseball Diamond;
4. The BWBL shall periodically report to the BOS on the process used to hire contractors and sub-contractors for the project as well as providing a list of individuals and entities engaged to perform the work;

5. The parties agree that construction of the Baseball Diamond shall not begin until BWBL has raised all funds necessary to complete construction of the Baseball Diamond;
6. The BWBL must obtain prior approval from all applicable Woodbridge Zoning Boards and Commissions, Building Department and other Agencies for the design, site plan and parking plan of the Baseball Diamond. The approvals shall include the Town Plan & Zoning Commission, Inland Wetlands Commission and Zoning Board of Appeals;
7. The Town, prior to commencement of construction, shall designate an individual paid by the Town who will be responsible for the general day to day supervision of the project in order to assure that all work meets satisfactory construction standards and specifications. The BWBL and its contractors shall cooperate with the designated individual so as to insure an orderly and efficient construction process.
8. This MOU may only be amended by mutual written agreement of the parties.

TOWN OF WOODBRIDGE

BY


EDWARD MAUM SHEEHY
Its First Selectman

BETH WOOD BASEBALL LEAGUE

BY:


DWIGHT ROWLAND
Its President