

**For Internal Use Only:**

W-9 Form: ☒ Yes ☐ No  
COI: ☐ Yes ☐ No ☒ N/A  
Vendor #: **06574**

**WHEATON PARK DISTRICT  
PERFORMANCE AGREEMENT**

<b>EVENT:</b> Taste of Wheaton  <b>LOCATION OF EVENT:</b> Memorial Park, 208 W. Union, Wheaton IL 60187	<b>COMPANY/ENTERTAINER:</b> <b>97nine</b> <b>WEBSITE:</b> <a href="http://97nine.com">97nine.com</a> <b>SOCIAL MEDIA:</b> <a href="https://www.instagram.com/97Nine">@97Nine</a> <b>CONTACT INFO:</b> Jose Niemiera <a href="mailto:Josh@doubledbooking.com">Josh@doubledbooking.com</a> Ph. 630-222-1050 (Josh)	<b>PERFORMANCE DATE:</b> Friday, May 31, 2019  <b>PERFORMANCE TIME:</b> 5:30-7:30PM
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<b>SET UP TIME FRAME:</b> 5-5:30PM  <b>LENGTH OF SETS/PERFORMANCE:</b> 120 minutes	<b>MISCELLANIOUS:</b>  <b>Break(s):</b> none <b>Sound System:</b> will be provided  <b>Need(s):</b> <b>Parking Spaces:</b> 4 – City Hall lot	<b>ONSITE BAND MEMBERS/ENTERTAINERS NAME(S) LISTED:</b> 4 total - Mark O'Dette - Michael Bragg - Jeff Barker - Dave Uhrich
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This performance will be marketed in performer's website and/or email blasts of upcoming performances.

Music shall not be offensive, vulgar, obscene, or inappropriate for the ambiance and atmosphere of the Taste of Wheaton. Entertainers shall at all times conduct themselves professionally, courteously and appropriately for this family-friendly facility.

Entertainers are solely responsible for properly setting up their equipment and removing equipment. The Taste of Wheaton is not responsible for the entertainers' personal property and shall not be liable for any damages, lost, or stolen property. All cords, cables, equipment etc. must be properly and safely positioned so as not to create a trip hazard for patrons and staff.

In the event that this performance is cancelled by the officials of the Taste of Wheaton due to inclement weather, 97nine agrees to be rescheduled for another performance at the Wheaton Park District, date to be determined and agreed on by performer. If a date cannot be agreed upon to rebook for the full payment set forth by this contract, 50% of the agreed upon price will be paid to the band. If inclement weather does take place the event and its officials will do everything in their power to go on with the schedule. Bands must

understand that their performance times may be adjusted slightly (forward or back) to accommodate any unforeseen circumstances.


To the fullest extent permitted by law, 97nine shall indemnify and hold harmless the Taste of Wheaton committee its officers, officials, employees, volunteers and agents from and against all claims, damages, losses and expenses, including but not limited to legal fees (attorney's and paralegals' fees and court costs), arising out of or resulting from the entertainers' activities; except to the extent caused in whole or in part by any negligent or wrongful act or omission of a party indemnified hereunder. 97nine shall similarly protect, indemnify and hold and save harmless the Taste of Wheaton committee, its officers, officials, employees, volunteers and agents against and from any and all claims, costs, causes, actions and expenses including but not limited to legal fees, incurred by reason of 97nine breach of any of its obligations under, or 97nine default of, any provision of the agreement.

The Wheaton Park District reserves the right to cancel this agreement at any time for breach of this agreement, or for any reason other than breach of contract upon 7 days notice provided to the entertainers.

Entertainer's Information

<b>Signature</b>  Michael Bragg	<b>Printed Name</b> Michael Bragg	<b>Date</b> 4/26/19	<b>Agreed Payment</b> \$1,500.00
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Authorized Signature for Entertainment\*\*

<b>Signature</b> 	<b>Date</b> 5/13/19
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\*\*This agreement will be considered final upon the signature of Wheaton Park District's Executive Director, Michael Benard.