

**2016 Wheaton 3rd<sup>h</sup> of July Fireworks Celebration**  
**Graff Park & DuPage County Fairgrounds**  
**Wheaton, IL 60187**

**PERFORMANCE AGREEMENT**

The below mentioned entertainment agrees to perform at 2016 Wheaton Fourth of July Parade on the following dates and times. Exact parade staging details to follow.

**Go4It Entertainment** **\$900.00**

**Including National Anthem Singers \$100.00 names listed here:** Heather, Lauren & Michelle Ortiz

Set up in Graff Park location/s approximately 4:30 p.m. until approximately 9 p.m. Sunday, July 3, 2016.

This performance will be marketed in performer's website and/or email blasts of upcoming performances.

**In the event that this performance is cancelled by officials of 2016 July 4<sup>th</sup> Committee due to inclement weather or any other unsafe condition, Gabe Ortiz and singers will accept 50% of agreed upon performance price as stated below unless an alternate date is chosen for the event in which 100% of funds will be applied to the new event and no payment will be made for cancelled event.**

Music shall not be offensive, vulgar, obscene, or inappropriate for the ambiance and atmosphere of the 2016 Wheaton Fourth of July Parade. 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 2016 Wheaton Parade 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.

To the fullest extent permitted by law, Gabe Ortiz shall indemnify and hold harmless the 2016 Wheaton Third of July Fireworks celebration 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. Gabe Ortiz and Go4It Entertainment shall similarly protect, indemnify and hold and save harmless the 2016 Wheaton Third of July Fireworks Celebration 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 Gabe Ortiz's breach of any of its obligations under, or Gabe Ortiz's 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.

Today's date: 6/8/16 Agreed payment for such performance(s): \$1,000.00

Entertainment's name: Go4It Entertainment GABRIEL ORTIZ  
Authorized signature for Entertainment: [Signature]

2016 Wheaton Third of July Fireworks Celebration, Wheaton Park District,  
Authorized signature\*\*:

[Signature] 6/9/16  
\*\*This agreement will be considered final upon the signature of Wheaton Park District's Director, Michael Benard.