

5. (cont.) Signs: The signs shall identify the adopter or, subject to the approval of the City, may identify an individual in whose memory the adoption is being made; be designed by the department as to size, color, and text; and have the actual name of the adopter, or individual in whose memory the adoption is being made, with no telephone numbers, logos, slogans, dates or addresses, including Internet addresses, with verbiage kept to a minimum. The signs shall not contain wording that is obscene, profane, or sexually suggestive or implies an obscenity, profanity or sexual content. Signs are not intended to be an advertising medium or serve as a means of providing a public forum for the participants. The signs shall not be altered or decorated by the adopter at any time. The erection of a sign is not a requirement for participation in the program. If, during the length of the agreement, a sign is damaged, destroyed, stolen, or removed from its foundation by an act of vandalism, the department will erect a single replacement sign at department cost. The repair and reinstallation of a removed sign is counted as a replacement sign erection. Two (2) signs will be erected for each adopter, one at each end of the adopted section, at a location determined by the department.

6. Requirements: Adopt a section of highway right-of-way for a minimum of three (3) years and submit a new application every three (3) years if the adopter wants to continue participation in the program; collect litter along the adopted section four (2) times a year, or as required by the City; adopt for litter pickup a minimum of one-quarter (1/4) mile area. Shorter lengths may be permissible in special circumstances.

7. Safety: Properly use all safety equipment provided by the department and perform the work in a safe, responsible, and professional manner; provide one (1) adult supervisor for every eight (8) participants between thirteen and seventeen (13–17) years of age and one (1) adult supervisor for every four (4) participants between ten and twelve (10–12) years of age. No one under the age of ten (10) will be allowed to participate in the program; restrict program activities to the areas of right-of-way outside the pavement and shoulder areas; Perform program activity between the hours of one (1) hour after sunrise to one (1) hour before sunset and not during inclement weather; prohibit participants from possessing, consuming, or being under the influence of alcohol or drugs while participating in the program activity.

8. Indemnification: To the extent allowed by law, the Adopter assumes the obligation to indemnify and hold harmless the City, including its officers, employees and agents, from every expense, liability or payment arising from any claim, lawsuit or liability which may arise from the Adopter's participation in the program. Indemnify and hold harmless the commission and department and their officers, employees and agents from any claim, lawsuit or liability which may arise from adopter's participation in the program or as provided by the law.

9. Responsibility of City: Determine the specific section of right-of-way that is to be adopted; install and maintain signs, if desired by the adopter, at both ends of the adopted section; provide the adopter with trash bags; provide the adopter with safety equipment.

In Witness Whereof, the parties have entered into this Agreement on the date last written below.

Executed by the Adopter this _____ day of _____ 20____.

Executed by the City this _____ day of _____ 20____.

10. Modifications or Termination: The agreement may be modified or terminated at the discretion of the Public Works Director or City Administrator.

**City of Lebanon, Missouri
Street Superintendent**

Adopter Name

Street Superintendent

Adopter Representative