

AGREEMENT

THIS INDENTURE made and entered into on this the 1st day of July, 2024, by and between PICKLEVILLE LLC, hereinafter referred to as "Pickleville," and the TOWN OF LOUISVILLE, hereinafter referred to as "Town."

WITNESSETH:

WHEREAS, Pickleville owns and operates certain courts for the playing of pickleball; and

WHEREAS, Town has requested Pickleville to enter into an agreement relative to the use of said courts by residents with a 37777 zip code.

NOW THEREFORE, for and in consideration of the mutual covenants contained herein, the parties hereto agree as follows:

1. This Agreement shall begin on July 1, 2024, and terminate on June 30, 2025.
2. Each 37777 zip code resident who desires to use the Pickleville pickleball courts must become a member of Pickleville and shall pay to Pickleville the sum of \$3.00 per month per person as a membership fee.
3. Pickleville shall allow any resident with a 37777 zip code to pay the sum of \$3.00 per person who has joined Pickleville to play pickleball for two hour intervals only on the outdoor courts owned by Pickleville.
4. Residents, who do not have a 37777 zip code who play with a resident who does have a 37777 zip code, agree to pay the normal and usual rate charged by Pickleville.
5. Beginning July 31, 2024, and each month thereafter as set forth herein, Town shall pay to Pickleville the sum of \$1,500.00 per month as set forth herein less all \$3.00 membership fees and \$3.00 court fees collected by Pickleville for 37777 residents during that month

The \$1,500.00 fee per month to be paid by Town to Pickleville shall be only due for the months of July through October 2024, and March through June 2025. Town shall not be obligated to pay to Pickleville any fees for the months of November through February.
6. Pickleville will provide an accounting to Town of all of the 37777 fees collected during the month and the calculation of the fee due from Town to Pickleville.

7. Pickleville agrees to make its outside courts available to 37777 residents by the reservation system available to residents who have joined Pickleville which is open to all potential users of the Pickleville courts.

8. Pickleville shall make outdoor lighting available until 9:30 p.m. to facilitate play on its courts for 37777 residents who play after dark.

9. Town agrees to post all notices provided by Pickleville to Town on Town's website.

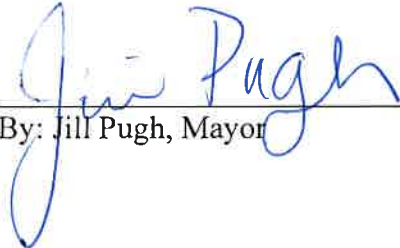
10. Residents of 37777 who have joined Pickleville are able to use indoor changing rooms and restrooms. They shall not be able to use the indoor courts or indoor lounge areas.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals on the day and date first above written.

PICKLEVILLE LLC

 Kelly Smith 07/02/24
By: Kelly Smith, Chief Manager

TOWN OF LOUISVILLE


By: Jill Pugh, Mayor