



HOLD HARMLESS AGREEMENT

(Release of Liability)

This Agreement made on the 23rd of September, 2020 between Hidalgo County Elections Department (hereinafter referred to as Indemnitor) and Bert Ogden Arena/VIPERS Arena LLC and Golden Grape Entertainment (hereinafter referred to as Indemnitee) for the use of the Bert Ogden Arena – Arena and Parking lot beginning September 23, 2020 until November 4, 2020 for the express use of providing training for election staff and a polling place for the election – inside polling booths as well as curbside voting. We are a private entity and our COVID stipulations must be adhered to – to include but not limited to wearing masks, hand sanitizer stations, and temperature checks.

To the extent permitted under the Constitution and laws of the State of Texas, Hidalgo County Elections Department, its agents, elected and appointed officials, officers, successors and assign (Indemnitor), agrees to hold harmless, indemnify, and defend the Bert Ogden Arena/VIPERS Arena LLC and Golden Grape Entertainment and their respective agents, employees, and/or representatives (indemnitee) from and against any and all causes of actions, claims, liabilities, obligations, judgments, losses, or damages, including reasonable attorneys’ fees and costs of litigation (“claims) arising out of, or in connection with Election Training (9/23–9/27) and Polling (Election 11/3), 4900 S, 169c, Edinburg, Texas 78539 from September 20, 2020 through November 4, 2020.

This Agreement shall be governed by the laws of the State of Texas. It is further stipulated and agreed that the laws of the State of Texas shall control in the construction of this instrument. Indemnitee agree that the Venue for any and all disputes related to this Agreement shall be Hidalgo County, Texas. For any controversy, claim, or dispute arising out of or relating to this Agreement, Indemnitor and Indemnitee shall first attempt to informally resolve such controversy, claim, or dispute. Thereafter, Indemnitor and Indemnitee shall submit in good faith to mediation before commencing a legal proceeding. Each party shall bear its own costs and expenses, including attorneys’ fees and costs, in seeking to enforce the terms of this Agreement.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of September, 2020.

INDEMNITOR:

Hidalgo County Elections Department

INDEMNITEE:

Bert Ogden Arena/VIPERS Arena
Golden Grape Entertainment

By: _____

Signature

By: _____

Alonzo Cantu, Owner

Print Name: _____