

**CONTRACT NAME: AGREEMENT BETWEEN ZUNZUN  
TUNES - THE CITY OF DAVIS AND DAVIS JOINT UNIFIED  
SCHOOL DISTRICT**

**BRIEF DESCRIPTION OF CONTRACT:** This contract between ZunZun Tunes – The City of Davis and DJUSD is to provide assemblies at several DJUSD school sites to promote environmental awareness.

The sites who have signed up for the assembly include César Chávez Elementary, Montgomery Elementary, Birch Lane Elementary and Korematsu Elementary.

This presentation is free to the District and is provided by the City of Davis.


**DJUSD**DAVIS JOINT UNIFIED  
SCHOOL DISTRICTJohn A. Bowes, Ed.D.  
Superintendent526 B Street ♦ Davis, CA 95616 ♦ (530) 757-5300 ♦ FAX: (530) 757-5323 ♦ [www.djUSD.net](http://www.djUSD.net)**RELATIONSHIP OF COMPANY:**

ZunZun Tunes – City of Davis and its employees and/or contractors shall perform the provisions of this agreement as independent contractors and shall not be considered agents of Davis Joint Unified School District (DJUSD), nor shall ZunZun Tunes – City of Davis personnel be considered employees of DJUSD. Nothing contained in this agreement shall be construed to (i) constitute the parties as partners, joint ventures, co-owners, or otherwise as participants in a joint or common undertaking, or (ii) allow either party to create or assume any obligation on behalf of the other party for any purpose whatsoever. ZunZun Tunes – City of Davis acknowledges (a) that its employees and/or contractors are not entitled to any benefits accorded to DJUSD's employees, including workers' compensation, disability insurance, vacation, or sick pay, and (b) that they shall be responsible for providing their personnel with disability, workers' compensation, or other insurance.

**INDEMNIFICATION:**

Insofar as permitted by law, DJUSD shall assume the defense and hold harmless ZunZun Tunes – City of Davis and/or any of its officers, agents or employees from any liability, damages, costs, or expenses of any kind whatsoever, including attorneys' fees, which may arise by reason of the sole fault or negligence of DJUSD, its officers, agents or employees, arising out of its performance under the terms of this agreement.

Insofar as permitted by law, ZunZun Tunes – City of Davis shall assume the defense and hold harmless DJUSD and/or any of its officers, agents or employees from any liability, damages, costs, or expenses of any kind whatsoever, including attorneys' fees, which may arise by reason of any harm to person(s) or property received or suffered by reason of the sole fault or negligence of ZunZun Tunes – City of Davis, its officers, agents or employees, arising out of their performance under the terms of this agreement.

By:   
 , ZUNZUN

3/1/17  
Date: 3/3/17