



VOLUNTEER ACKNOWLEDGMENT, WAIVER AND RELEASE

This form must be signed by each volunteer who will participate (*Participant*) in or otherwise be involved with the Keep Houston Beautiful Volunteer Program (*Program*). Volunteers under age 18 must have this form signed by a parent of legal guardian.

I ACKNOWLEDGE and UNDERSTAND that I am volunteering my services to the *Program* gratuitously, without any express or implied promise by the City to compensate me for my services, and I ACKNOWLEDGE and UNDERSTAND that I am not entitled to, and will not receive, remuneration of any kind, including, but not limited to, salary or reimbursement for my transportation, parking, travel, or any other expenses whatsoever which may be incidental to my services as a volunteer for the *Program*.

I ACKNOWLEDGE and UNDERSTAND that I will be participating in the *Program* at my own risk. I affirm that I am physically fit and prepared to perform services in the *Program*. I will not create an unsafe situation for other individuals, or myself, nor will I use any tool or engage in any task with which I am not completely comfortable. I will abide by all applicable federal, state and local laws, as well as the rules and directions of the *Program* coordinators. If I see any situation that I feel is unsafe, I will call it to the attention of a safety coordinator.

IN CONSIDERATION OF PARTICIPANT BEING PERMITTED TO PARTICIPATE AND AS A CONDITION TO BEING ALLOWED TO PARTICIPATE IN THE PROGRAM, I, THE UNDERSIGNED, FOR AND ON BEHALF OF MYSELF, MY MINOR CHILD (IF APPLICABLE), MY HEIRS, EXECUTORS, ADMINISTRATORS AND ASSIGNS, HEREBY RELEASE, ACQUIT AND FOREVER DISCHARGE KEEP HOUSTON BEAUTIFUL, AND THE CITY OF HOUSTON, TEXAS, TOGETHER WITH ITS/THEIR FORMER AND PRESENT ELECTED AND APPOINTED OFFICIALS, DIRECTORS, LEGAL REPRESENTATIVES, AGENTS, SERVANTS, EMPLOYEES (IN BOTH THEIR PUBLIC AND PRIVATE CAPACITIES), VOLUNTEERS, SUCCESSORS, ASSIGNS, AND ALL AFFILIATED PERSONS AND ENTITIES (HEREINAFTER COLLECTIVELY CITY), OF, FROM AND AGAINST ANY AND ALL LIABILITIES OF EVERY KIND, CLAIMS, CAUSES OF ACTION, WHETHER AT LAW OR IN EQUITY, IN CONTRACT OR TORT, UNDER STATUTORY OR COMMON LAW OR PURSUANT TO THE TEXAS OR UNITED STATES CONSTITUTION(S) (INCLUDING ALL EXPENSES OF LITIGATION, COSTS, AND ATTORNEYS' FEES), KNOWN AND UNKNOWN, LOSSES, JUDGMENTS, FINES, DEMANDS, DAMAGES, LOSS OF USE OR SERVICES, OR INJURIES TO REAL AND/OR PERSONAL PROPERTY AND/OR PERSONS (INCLUDING DEATH) (COLLECTIVELY CLAIMS), CAUSED BY, ARISING OUT OF, TOUCHING UPON OR IN ANY WAY RELATING TO THE PROGRAM AND/OR THE PRESENCE, MALFUNCTION, MAINTENANCE, ADDITION, SUBSTITUTION, USE OR CONDITION OF ANY TANGIBLE PERSONAL OR REAL PROPERTY OWNED, LEASED, OPERATED, OR UTILIZED BY THE CITY IN CONNECTION WITH THE PROGRAM EVEN IF THE CLAIM IS THE RESULT OF THE ACTUAL OR ALLEGED SOLE NEGLIGENCE OF THE CITY AND/OR THE RESULT OF THE ACTUAL OR ALLEGED GROSS NEGLIGENCE OF THE CITY, AND/OR THE ACTUAL OR ALLEGED JOINT OR CONCURRENT NEGLIGENCE OF THE CITY AND ANY OTHER PERSON OR ENTITY, AND/OR THE ACTUAL OR ALLEGED STRICT, STATUTORY OR CONSTITUTIONAL LIABILITY OF THE CITY.

I further represent to Keep Houston Beautiful and the City of Houston (**CHOOSE ONE WHEN CREATING FORM**): [] that I am physically capable of participating in this Program which may involve vigorous physical activity, including but not limited to, planting, mulching, watering trees and /or seedlings, using a rake, hoe or shovel to dig or move dirt and debris, bagging litter, hauling litter bags and transporting debris to a collection area. To my knowledge I have no physical disabilities, impairments or health problems that would interfere with my ability to participate safely in this Program. **OR** [] I am capable of performing the following activities: _____

Finally, I hereby grant Keep Houston Beautiful and the City of Houston full and complete permission to use in legitimate promotions of the Program photographs, video shots and quotations from me. These items may be used on any social media outlet, on the KHB and City websites, and in any program related material.