



**2026 LEAD SERVICE LINE REPLACEMENT FINANCIAL ASSISTANCE PROGRAM
WAIVER/RELEASE OF LIABILITY**

NOTE: THIS IS A LEGAL DOCUMENT

1. The City of Oshkosh (City) has created a program to help City residents pay for some of the costs needed to replace their water service pipes that contain lead. The program is made possible through funding received from the Wisconsin Department of Natural Resources.

2. I own property within the Oshkosh City limits. The description of my property is as follows:

Address: _____

Parcel No: _____

3. I understand that participating in this Lead Water Service Line Replacement Financial Assistance Program is voluntary. The pipe that I hope to receive financial assistance for is my private pipe on my own property and within the adjacent public right-of-way to the curb stop. I will need to hire a contractor to replace my lead water service pipe. I am responsible for whatever work is done.

4. The City has created a list of pre-qualified contractors. These contractors have stated they are willing to replace lead water service pipes and will abide by the program requirements. I understand the City has created this list as a convenience for homeowners like me. The City has verified the contractors on this list have met the qualifications of being licensed utility contractors and/or plumbers, and these contractors have agreed to follow all program requirements.

The City does not warranty, guaranty, or state that individual contractors on the list will be qualified to do the work on my property, or that I will get along with the contractor, or that I will agree with their contract, or how they go about completing the work. I understand that things can go wrong on any construction job. Therefore, it is my responsibility to investigate the contractors on the City's list and find the one that I think will be the best for me, in terms of price, contract terms, and the actual work they will do. I understand that I will be the one responsible for hiring a contractor. My agreement is with the Contractor, and is not an agreement with the City. The City does not have an agreement for this Program with the Contractor.

5. The City's main involvement in this project on my property is to financially assist me for some of the work that I hire a contractor to do on my property as long as I meet the program qualifications.

6. **Release of Liability.** I hereby release the City of Oshkosh, its officers, employees, agents, representatives, and insurers, including all of the assignees and successors in interest from all claims based upon the actions and/or inactions of the City of Oshkosh, its officers, employees, agents, and/or representatives, related to or occurring in connection with my participation in the Lead Service Line Replacement Financial Assistance Program. The claims released in this paragraph include those which may be based upon State or Federal statutes and/or administrative codes, common law, and Municipal and/or County Ordinances. The potential injuries and claims resulting from the identified type of events include, but are not limited to, monetary losses, as well as physical and psychological injuries of all levels of seriousness.

I understand that by signing this Release that I am not releasing the one (1) or more contractors that I hire to perform the lead water service pipe replacement; nor Third persons, including plumbers/utility contractors, based upon their negligent, reckless, willful, and malicious actions; and that those Third parties and their actions are not part of this agreement and are not released. Third persons are meant to include all persons other than the City of Oshkosh, its officers, employees, agents, and/or representatives.

I understand that in order for the City to make sure this program works for everyone, it has to be clear that I am entering into agreements with contractors based on my own choice, and not based on any choice or direction the City has made for me.

I understand that if I didn't agree to the terms of this Waiver/Release, the City may be unable to offer financial assistance through the Lead Service Line Replacement Financial Assistance Program or that the opportunities for me to participate in this program may be limited.

I hereby waive the right to make a claim as noted above and waive my rights to negotiate or bargain for different terms of this waiver and release of claims, which may lead to more potential liability on the part of the City of Oshkosh, its officers, employees, agents, and/or representatives, and may limit my participation or increase my costs under this program.

I understand that, in order for me to participate in the Lead Service Line Replacement Financial Assistance Program, an agreement for waiver/release in some form is required. For reasons that have value to me, I have chosen to accept the terms as identified within this document.

Property Owner:

Signature

Printed Name

If applicable, name of business or corporation and title of person signing. Individual must have the authority to sign legal documents for the above business/corporation.

Date