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CITY OF BETHLEHEM
INTER-DEPARTMENTAL CORRESPONDENCE

SUBJECT: Amendment to Use Permit Agreement for Public Property
Permittee Name: ArtsQuest

TO: Cynthia Biedenkopf, City Clerk

FROM: William P. Leeson, Esq., City Solicitor

DATE: June 27, 2014

Attached is a proposed resolution and associated Amendment to Use Permit Agreement for Festival Sites for Council's consideration.

Please place this matter on City Council's agenda for review and appropriate action.

WPL:csb

Copies To: Robert J. Donchez, Mayor
Ralph E. Carp, Parks
Jeffrey Parks, ArtsQuest

By: _____



RESOLUTION NO. _____

Authorization For Amendment No. 1 to Use Permit Agreement

BE IT RESOLVED by the Council of the City of Bethlehem that the Mayor and the Controller and/or such other City officials as deemed appropriate by the City Solicitor, are hereby authorized to execute Amendment No. 1 to Use Permit Agreement for Festival Sites and such other agreements and documents as are deemed by the City Solicitor to be necessary and/or related thereto, according to the terms and conditions indicated therein and made a part hereof, with the following named permittee, for the uses and purposes indicated below:

1. Name of Permittee: ArtsQuest
2. Purpose: Musikfest

Sponsored by _____

ADOPTED by Council this day of , 2014.

President of Council

ATTEST:

City Clerk

CITY OF BETHLEHEM
Bethlehem, Pennsylvania

AMENDMENT NO. 1 TO USE PERMIT AGREEMENT FOR PUBLIC PROPERTY
(FESTIVAL SITES)

THIS AMENDMENT TO USE PERMIT AGREEMENT for Festival Sites is entered into this _____ day of _____, 2014, by and between ARTSQUEST, with its mailing address at 25 W. 3rd Street, Suite 300, located in the City of Bethlehem, Pennsylvania, 18015 (hereinafter referred to as the "Permittee");

- AND -

The CITY OF BETHLEHEM, a municipal corporation organized and existing under the laws of the Commonwealth of Pennsylvania, with its offices and principal place of business situate at 10 East Church Street, Bethlehem, Northampton County, Pennsylvania, 18018 (hereinafter referred to as the "City").

WITNESSETH:

WHEREAS, the parties desire to amend the Use Permit Agreement for Festival Sites dated May 7, 2014, 2014 (hereinafter referred to as "Agreement") as more fully set forth below.

NOW THEREFORE, in consideration of the sum of One and 00/100 (\$1.00) Dollar and the other amounts, if any, hereinafter identified to be paid by the Permittee to the City concurrently herewith, the sufficiency of which is hereby acknowledged, and intending to be legally bound hereby, the parties agree as follows:

1. The Premises is hereby amended to include Nevin Place adjacent to Sun Inn Courtyard (see attached map).
2. All other terms and conditions contained in the original Use Permit Agreement for Festival Sites shall remain in full force and effect.

IN WITNESS WHEREOF, and intending to be legally bound hereby, the Permittee and the City, have caused this Amendment to Use Permit Agreement to be duly executed the day and year first above written.

ATTEST:

PERMITTEE:
ARTSQUEST

Secretary

By: _____ (SEAL)
Name: _____
Title: _____

[ADDITIONAL SIGNATURES APPEAR ON THE NEXT PAGE]

ATTEST:

CITY:
CITY OF BETHLEHEM

City Controller

By: _____ (SEAL)
Robert J. Donchez
Mayor

The within Use Permit Agreement is certified
to be needed, necessary and appropriate.

By: _____
City of Bethlehem Department Head
Print Name: Ralph E. Carp

Nevin Place ROW

W BROAD ST

RUBEL STREET II LP

RUBEL STREET LP

MAIN ST

ASERNO LLC

PENNSYLVANIA COMMONWEALTH
DEPT OF GEN SERV

SUN INN PRESERVATION ASSOCIATION

SULLIVAN JOSEPH A

FERNANDES MAURO PHOTO &
MANUSCRIPTS

BUMMONT ACADEMY

BUMMONT ACADEMY

SUN INN PRESERVATION ASSOCIATION

WEST BROAD STREET COMPANY
LLC

WEST BROAD STREET COMPANY LLC

Nevin Pl ROW

VILLANI DOMENIC

BETHLEHEM CITY

RONCA FRED

MUGAVERO DONNA

GUETTER ST

W WALNUT ST

0 20 40 Feet

WALNUT STREET DEVELOPMENT LLC

