



CITY OF BETHLEHEM
OFFICE OF THE CITY SOLICITOR

INTEROFFICE MEMORANDUM

To: Louise M. Kelchner, City Clerk


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

Re: Amendment No. 1 to Use Permit Agreement for Public Property
Permittee Name: Celtic Fest, Inc. dba Celtic Cultural Alliance
Purpose: 2017, 2018 and 2019 Celtic Classic Highland Games and Festival

Date: August 31, 2017

Attached is a proposed Resolution and associated Amendment No. 1 to Use Permit Agreement for Council's consideration. The purpose of the amendment is to add several parking lot locations that were inadvertently not included in the Use Permit previously approved by Council.

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



William P. Leeson, Esq., Solicitor

Cc: Robert J. Donchez, Mayor
Jane P. Persa, Director of Recreation
Jayne Ann M. Recker, Celtic Fest, Inc.

RESOLUTION NO. 2017-_____

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 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 therein and outlined below:

- 1. Name of Permittee: Celtic Fest, Inc. d/b/a Celtic Cultural Alliance
- 2. Additional Premises: Parking Lot west of Fritch Fuel
Parking Lot west of the train trestle
Parking Lot adjacent to the Charles A. Brown Ice House
- 3. Purpose: 2017, 2018 and 2019 Celtic Classic Highland Games and Festival
- 4. Duration: Celtic Classic 2017: September 22, 2017 from 4:00 p.m. to 11:00 p.m.
September 23, 2017 from 9:00 a.m. to 11:00 p.m.
September 24, 2017 from 9:00 a.m. to 7:00 p.m.
Celtic Classic 2018: September 28, 2018 from 4:00 p.m. to 11:00 p.m.
September 29, 2018 from 9:00 a.m. to 11:00 p.m.
September 30, 2018 from 9:00 a.m. to 7:00 p.m.
Celtic Classic 2019: September 27, 2019 from 4:00 p.m. to 11:00 p.m.
September 28, 2019 from 9:00 a.m. to 11:00 p.m.
September 29, 2019 from 9:00 a.m. to 7:00 p.m.
- 5. Event Dates: Celtic Fest: September 22-24, 2017
September 28-30, 2018
September 27-29, 2019

Sponsored by _____

ADOPTED by Council this day of , 2017.

President of Council

ATTEST:

City Clerk

AMENDMENT NO. 1 TO
USE PERMIT AGREEMENT FOR PUBLIC PROPERTY
BY AND BETWEEN
CITY OF BETHLEHEM
AND
CELTIC FEST, INC. D/B/A CELTIC CULTURAL ALLIANCE

AMENDMENT made this ____ day of _____, 2017, by and between the CITY OF BETHLEHEM, Pennsylvania, hereinafter referred to as the "City" and Celtic Fest, Inc. d/b/a Celtic Cultural Alliance hereinafter referred to as "Permittee".

WHEREAS, the parties are entering into a Use Permit Agreement for the use of public property to be executed simultaneously herewith, pursuant to which the City is granting a Use Permit to the Permittee for the premises described, for the purposes and duration described therein; and

WHEREAS, the parties agree to amend the Use Permit Agreement on the following terms and conditions.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties hereto, intending to be legally bound hereby, covenant and agree as follows:

1. The Premises Section of the Use Permit Agreement, Subsection C – Sand Island West, is hereby amended to add the following properties:

Sand Island West – Celtic Classic:

- 1.) Parking Lot west of Fritch Fuel, for the purpose of volunteer parking. Routine use of Sand Island and its facilities will not be restricted, including use of the basketball courts, tennis courts, playground areas and any maintenance or construction activities.
- 2.) Parking Lot west of the train trestle, for the purpose of volunteer parking. Routine use of Sand Island and its facilities will not be restricted, including use of the basketball courts, tennis courts, playground areas and any maintenance or construction activities.
- 3.) Parking Lot adjacent to the Charles A. Brown Ice House.

[THE REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK]

2. All other terms and conditions contained in the original Use Permit Agreement for Public Property shall remain in full force and effect.

IN WITNESS WHEREOF, each of the parties hereto has caused this Amendment to be duly executed and attested as of the date first above written.

ATTEST: PERMITTEE:
CELTIC FEST, INC. D/B/A CELTIC
CULTURAL ALLIANCE

Secretary BY: _____
Title:

ATTEST: CITY:
CITY OF BETHLEHEM

City Controller BY: _____
Robert J. Donchez,
Mayor

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

By: _____
City of Bethlehem Department Head
Print Name: _____