

EXHIBIT "A"
AGREEMENT FOR SERVICES

PARTIES:

THE CITY OF PORTLAND, City Hall, 1220 S.W. Fifth Avenue, Portland, Oregon 97204 (City)

OREGON SYMPHONY ASSOCIATION, who shall be contacted though John Graham, Oregon Symphony Association, 1119 S.W. Park, Portland, Oregon 97205 228-4294 (Contractor).

RECITALS:

1. The City Council approved \$75,000 for the Oregon Symphony Association in the 1980-81 Major Institution budget package of the Metropolitan Arts Commission during the budget session.
2. The Metropolitan Arts Commission has been charged by the City Council to promote the arts within the City of Portland.
3. By this Contract, the City desires to encourage continued success for the Oregon Symphony Association for the benefit of the citizens of Portland.

AGREED:

CONTRACTOR SHALL:

1. Provide matching monies from new sources or increased monies from existing sources to equal the \$75,000 provided for in this contract.
2. Provide one series of educational concerts in Portland Civic Auditorium, for elementary, junior and senior high school students, at a nominal fee, number of concerts to total 16.
3. Provide low-cost student and senior citizen discount tickets for classical series.
4. Provide 5 low-cost Sunday afternoon family concert performances in the Portland Civic Auditorium, encouraging family, senior citizens and students to participate in these popular classical programs, at special nominal prices to senior citizens and students.
5. Make available to schools, civic groups and other organizations lectures and demonstrations on various aspects of music and the symphony business.
6. Provide information and training options: (1) for individuals looking for experience in arts administration, including internships and work study programs; and (2) for young musicians looking for guidance and advice.

CONTRACTOR SHALL: (Continued)

7. Provide special opportunities to music students from across the community to attend, free of charge, final rehearsals of classical series concerts.
8. Develop new, more effective educational programs for young people, in cooperation with other arts organizations in the community.
9. Generally enhance the quality of the cultural and musical life in Portland by providing a wide variety of concerts and musical experiences.

TIME OF PERFORMANCE:

This agreement commences as of the 22nd day of August, 1980 and continues through the 30th day of June, 1981.

COMPENSATION AND METHOD OF PAYMENT:

1. Such amounts as may become due to the Contractor by the City because of this contract shall be paid upon receipt by the City of a timely and properly executed requisition and report package as required. All payments are subject to post audit. Total payment shall not exceed \$75,000.
2. Payment Schedule: City shall upon execution of this Agreement pay to the Oregon Symphony Association the sum of Seventy-Five Thousand and no/100 Dollars (\$75,000).

This sum is paid in consideration of the Association's covenant to faithfully perform the above mentioned Contractor obligations.

GENERAL PROVISIONS

Contractor shall:

1. Acknowledge the support of the City of Portland, Metropolitan Arts Commission in all printed programs, publicity releases and verbal announcements.
2. Shall cooperate with the evaluation and monitoring by the City and shall furnish a final report to the Metropolitan Arts Commission at the end of the contract period. This report shall delineate how the Contractor has accomplished each of the 9 work elements of Contractor performance.

TERMINATION:

This contract may be cancelled by the City for any willful failure or refusal on the part of the Contractor to perform faithfully the contract according to its terms.

ASSIGNABILITY:

The Contractor shall not assign any interest in this contract and shall not transfer any interest in this contract without prior written consent of the City.

LEGAL PROVISIONS:

1. The Contractor shall make payment promptly as due to persons supplying services for the prosecution of the work provided under this contract.
2. The Contractor shall not permit any lien or claim to be filed or prosecuted against the City on account of labor furnished.
3. The term "Approved by the City" means the written approval of the Commissioner in charge.
4. All Charter, Code and Statutory provisions applicable to contracts of the City hereby are incorporated and the Contractor shall comply herewith.

CITY OF PORTLAND

BY _____
Commissioner of Public Affairs

BY _____
Auditor of the City of Portland

OREGON SYMPHONY ASSOCIATION

BY _____
_____ Title

Approved as to form:

City Attorney

ORDINANCE No. 150236

An Ordinance authorizing an agreement with the Oregon Symphony Association for the delivery of certain public services at a cost of \$75,000 and declaring an emergency.

The City of Portland ordains:

Section 1. The Council finds:

1. The City Council of Portland approved \$75,000 for the Oregon Symphony Association in the 1980-81 Major Institution budget package of the Metropolitan Arts Commission during the budget session.
2. The Metropolitan Arts Commission has been charged by City Council to promote the arts within the City of Portland.
3. By this contract, the City desires to encourage continued success for the Oregon Symphony Association for the benefit of the citizens of Portland.

NOW, THEREFORE, the Council directs:

- a. The Auditor and Commissioner of Public Affairs to execute on behalf of the City a contract similar in form to Exhibit "A" with the Oregon Symphony Association, 1119 S.W. Park, Portland Oregon 97205, Attention: John Graham.
- b. The Mayor and Auditor to draw and deliver warrants pursuant to Exhibit "A" for the Oregon Symphony Association in an amount not to exceed \$75,000; \$50,000 to be charged to Metropolitan Arts Commission (37500551) Miscellaneous Services (260), \$25,000 to be charged to Metropolitan Arts Commission (37500445) Miscellaneous Services (260)

Section 2. The Council declares that an emergency exists because a delay in proceeding with the contracts may unnecessarily deprive the citizens of Multnomah County and the City of Portland of the services being provided; therefore, this Ordinance shall be in force and effect after its passage by the Council.

Passed by the Council, **AUG 20 1980**
 Commissioner Schwab
 August 8, 1980
 37500551/260
 37500445/260

Attest:

George E. Johnson
 Auditor of the City of Portland

Calendar No. 2978

ORDINANCE No. 150236

Title

An Ordinance authorizing an agreement with the Oregon Symphony Association for the delivery of certain public services at a cost of \$75,000 and declaring an emergency.

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Ivancie	1	
Jordan	1	
Lindberg	1	
Schwab	1	
McCready	1	

FOUR-FIFTHS CALENDAR	
Ivancie	
Jordan	
Lindberg	
Schwab	
McCready	

INTRODUCED BY
Commissioner Schwab

NOTED BY THE COMMISSIONER
Affairs <i>[initials]</i>
Finance and Administration
Safety
Utilities
Works

BUREAU APPROVAL
Bureau: Metropolitan Arts Commission
Prepared By: Kathleen Howlett Date: 8/8/80
Budget Impact Review: <input checked="" type="checkbox"/> Completed <input type="checkbox"/> Not required
Bureau Head: <i>Marilyn Coffel</i> Marilyn Coffel

CALENDAR
Consent <input checked="" type="checkbox"/> Regular

NOTED BY
City Attorney
City Auditor
City Engineer

Filed AUG 15 1980

GEORGE YERKOVICH
Auditor of the CITY OF PORTLAND

By *Gordon Crowell*
Deputy