

## EXHIBIT "A"

## A G R E E M E N T

THIS AGREEMENT made this \_\_\_\_ day of \_\_\_\_\_, 1958 by and between the CITY OF PORTLAND, a municipal corporation of the State of Oregon, and JAMES L. HANSEN, an individual, doing business as the Hansen Studios, 4115 Q Street, Vancouver, Washington, hereinafter referred to as Artist;

## W I T N E S S E T H:

WHEREAS the City desires to obtain the services of an artist for the reproduction and duplication of certain fountains owned by the City, which are commonly referred to as Benson Fountains, and

WHEREAS the Artist has agreed to perform the necessary services for such duplication and reproduction; now, therefore

In consideration of the premises and covenants herein contained, the parties agree as follows:

1. Artist agrees to duplicate and reproduce four Benson Fountains for the Bureau of Water Works of the City of Portland, which shall include the cost of patterns, bronze castings, machining, finishing and antique, and all other services and materials necessary for the reproduction of said fountains.
2. Artist agrees that the design and pattern of said fountains shall be in accordance with the presently existing Benson fountains owned by the City of Portland, which design and pattern shall be approved by the Commissioner in charge of the Bureau of Water Works, or his duly authorized representative.
3. Said fountains shall be complete with the exception of the interior fittings, which disperse water to the four fountain heads, which fittings shall be furnished and provided by the Bureau of Water Works of the City of Portland.
4. As compensation for the services of the Artist herein, City agrees to pay to Artist the sum of \$2753 upon acceptance and approval of such fountains by the Commissioner in charge of the Bureau of Water Works.
5. The parties agree that the work herein designated shall proceed to completion within a reasonable time from the execution of this contract.
6. The parties hereto agree, for their heirs, successors

and assigns to be bound by the terms of this agreement and that neither party shall assign or sublet any part of this agreement without prior approval of the other party.

IN WITNESS WHEREOF the parties hereto have caused this agreement to be executed the day and year first above written, the City acting pursuant to authority of Ordinance No. \_\_\_\_\_, passed by the Council \_\_\_\_\_.

\_\_\_\_\_  
Artist

CITY OF PORTLAND

By \_\_\_\_\_  
Mayor

By \_\_\_\_\_  
Commissioner in charge  
Bureau of Water Works

Approved as to form:

\_\_\_\_\_  
City Attorney

## ORDINANCE No. 109030

An Ordinance authorizing the employment of James L. Hansen to reproduce four Benson Fountains for the Bureau of Water Works for the sum of \$2753, authorizing execution of a personal service contract, authorizing the drawing and delivery of warrants, and declaring an emergency.

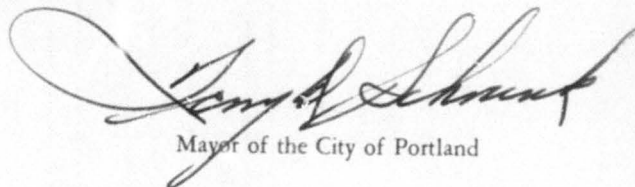
The City of Portland does ordain as follows:

Section 1. The Council finds that it is necessary and desirable to reproduce four Benson Fountains for the Bureau of Water Works; that James L. Hansen, 4115 Q Street, Vancouver, Washington, has agreed to perform the necessary services for the reproduction of said fountains for the consideration of \$2753; that a personal service contract authorizing the employment of James L. Hansen should be authorized; now, therefore, the employment of James L. Hansen, 4115 Q Street, Vancouver, Washington, to reproduce four Benson Fountains of the Bureau of Water Works for the City of Portland hereby is authorized, and the Mayor and Commissioner in charge of the Bureau of Water Works are hereby authorized and directed to enter into a personal service agreement with said James L. Hansen for the reproduction of such fountains, which shall include cost of patterns, bronze castings, machining, finishing and antique, which agreement shall be substantially in accord with the form of agreement attached hereto marked Exhibit "A" and by this reference made a part of this ordinance, which shall be approved as to form by the City Attorney.


Section 2. The expenditure authorized in Section 1 of this ordinance shall be charged to the appropriation Bureau of Water Works, Water System Repair & Maintenance (5700.490).

Section 3. Inasmuch as this ordinance is necessary for the immediate preservation of the public health, peace and safety of the City of Portland in this: In order that the necessary services referred to in Section 1 of this ordinance may be authorized without unnecessary delay; therefore, an emergency hereby is declared to exist and this ordinance shall be in force and effect from and after its passage by the Council.

Passed by the Council, NOV 12 1958

  
Mayor of the City of Portland

Attest:

  
Auditor of the City of Portland

THE COMMISSIONERS VOTED AS FOLLOWS:		
	Yeas	Nays
Bean	—	
Boody	/	
Bowes	/	
Earl	/	
Schrunk	/	

FOUR-FIFTHS CALENDAR	
Bean	
Boody	
Bowes	
Earl	
Schrunk	

Calendar No. 5220

## ORDINANCE No. 109030

### Title

An Ordinance authorizing the employment of James L. Hansen to reproduce for Benson Fountains for the Bureau of Water Works for the sum of \$2753, authorizing execution of a personal service contract, authorizing the drawing and delivery of warrants, and declaring an emergency.

*ML*

Filed NOV 7 - 1958

*Will Gibson.*  
Auditor of the CITY OF PORTLAND

By *R. L. Dwyer*  
Deputy

INTRODUCED BY
Commissioner Boody

DRAWN BY
11-3-58
Date RLH:gm

NOTED BY THE COMMISSIONER
Affairs
Finance
Safety
Utilities <i>ML</i>
Works

City Attorney <i>ML</i>
-------------------------

NOTED FOR CITY AUDITOR
<i>Will Gibson</i>

APPROVED
Date
By
City Engineer
Date
By