



**CITY OF BETHLEHEM**  
OFFICE OF THE CITY SOLICITOR

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**INTEROFFICE MEMORANDUM**

To: Louise M. Kelchner, City Clerk

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

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

Date: May 16, 2019

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Attached is a proposed Resolution and associated Amendment to Use Permit Agreement for Streets for Council's consideration.

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

  
\_\_\_\_\_  
William P. Leeson, Esq., Solicitor

Cc: Robert J. Donchez, Mayor  
Jodi M. Evans, Recreation  
Ray Neeb, ArtsQuest

RESOLUTION NO. 2019-\_\_\_\_\_

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. 2 to Use Permit Agreement for Streets 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            , 2019.

\_\_\_\_\_  
President of Council

ATTEST:

\_\_\_\_\_  
City Clerk

AMENDMENT NO. 2 TO  
USE PERMIT AGREEMENT FOR PUBLIC PROPERTY  
(STREETS)  
BY AND BETWEEN  
CITY OF BETHLEHEM  
AND  
ARTSQUEST

AMENDMENT made this \_\_\_\_ day of \_\_\_\_\_, 2019, by and between the CITY OF BETHLEHEM, Pennsylvania, hereinafter referred to as the "City" and ARTSQUEST, hereinafter referred to as "Permittee".

WHEREAS, the parties entered into a Use Permit Agreement for Streets dated January 17, 2017, pursuant to which the City granted a Use Permit to the Permittee for the premises described, for the purposes described and for the duration described therein; and

WHEREAS, the parties entered into Amendment No. 1 to Use Permit Agreement for Streets for the purpose of amending the duration of the Use Permit Agreement for Streets for 2018; and

WHEREAS, the parties agree to further 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 Duration of the Use Permit Agreement for Streets for 2019 is hereby amended to read as follows:

- a.) Main Street between Lehigh Street and Spring Street Only
  - from 8:00 a.m. Monday, July 29, 2019 until 5:00 p.m. Wednesday, August 14, 2019.
- b.) First Street between between Polk and its eastern terminus, allowing for access to Steel Ice Center and its parking lot, and Founders Way from Second Street to First Street
  - from 8:00 a.m. Sunday, July 28, 2019 until 5:00 p.m. Wednesday, August 14, 2019.
- c.) All Other Premises – North Side
  - from August 2 to August 11, 2019 only between the hours of 8:00 a.m. and 11:30 p.m. each day.
- d.) All Other Premises – South Side
  - from August 1 to August 11, 2019 only between the hours of 8:00 a.m. and 11:30 p.m. each day.

2. All other terms and conditions contained in the original Use Permit Agreement for Streets and Amendment No. 1 thereto 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:

\_\_\_\_\_  
Secretary

PERMITTEE:  
ARTSQUEST

BY: \_\_\_\_\_  
Title:

ATTEST:

\_\_\_\_\_  
City Controller

CITY OF BETHLEHEM

BY: \_\_\_\_\_  
Mayor

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

By: \_\_\_\_\_  
City of Bethlehem Department Head  
Print Name: Jodi M. Evans