



CITY OF BETHLEHEM  
OFFICE OF THE CITY SOLICITOR

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INTEROFFICE MEMORANDUM

To: Tad J. Miller, City Clerk

From: John F. Spirk, Jr., Esq., City Solicitor

Re: Amendment No. 1 to Use Permit Agreement for Public Property  
Permittee Name: ArtsQuest  
Purpose: 2022 SteelStacks Summer Concert Series  
Location: 1<sup>st</sup> Street from Polk Street to the eastern terminus; and  
Founders Way between 1<sup>st</sup> Street and 2<sup>nd</sup> Street

Date: August 31, 2022

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Attached is a proposed Resolution and associated Amendment No. 1 to Use Permit Agreement for Council's consideration.

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

John F. Spirk, Jr.

John F. Spirk, Jr., Esq., Solicitor

Cc: J. William Reynolds, Mayor  
Michael Alkhal, Director of Public Works  
Eric Bauder, ArtsQuest

RESOLUTION NO. 2022-\_\_\_\_\_

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 a 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 below:

1. Name of Permittee: ArtsQuest
2. Premises: 1<sup>st</sup> Street from Polk Street to the eastern terminus; and Founders Way between 1<sup>st</sup> Street and 2<sup>nd</sup> Street
3. Purpose: 2022 SteelStacks Summer Concert Series
4. Duration: Additional Dates:  
September 17, 2022 from 10:00 am to 12:00 midnight and  
September 25, 2022 from 10:00 am to 12:00 midnight
5. Event Dates: Additional Dates:  
September 17, 2022 from 6:00 pm to 10:00 pm and  
September 25, 2022 from 6:00 pm to 10:00 pm

Sponsored by \_\_\_\_\_  
\_\_\_\_\_

ADOPTED by Council this            day of            , 2022.

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

ATTEST:

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

AMENDMENT NO. 1 TO  
USE PERMIT AGREEMENT FOR PUBLIC PROPERTY  
BY AND BETWEEN  
CITY OF BETHLEHEM  
AND  
ARTSQUEST

THIS AMENDMENT is entered into this \_\_\_\_ day of \_\_\_\_\_, 2022, 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 dated June 30, 2022, pursuant to which the City granted a Use Permit to the Permittee for the use of 1<sup>st</sup> Street from Polk Street to the eastern terminus and Founders Way between 1<sup>st</sup> Street and 2<sup>nd</sup> Street, for the purpose of the 2022 SteelStacks Summer Concert Series and for the duration described therein; and

WHEREAS, the parties desire 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 Duration of the Use Permit Agreement is hereby amended to include September 17, 2022 from 10:00 am to 12:00 midnight and September 25, 2022 from 10:00 am to 12:00 midnight.
2. Section A, Paragraph.1, Event Date and Times, Subparagraph A is hereby amended to include September 17, 2022 from 6:00 pm to 10:00 pm and September 25, 2022 from 6:00 pm to 10:00 pm.
3. All other terms and conditions contained in the original Use Permit Agreement 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:  
ARTSQUEST

\_\_\_\_\_  
Secretary

By: \_\_\_\_\_ (SEAL)  
1. Name: \_\_\_\_\_  
2. Title: \_\_\_\_\_

*[City signatures appear on the next page]*

ATTEST:

CITY:  
CITY OF BETHLEHEM

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

By: \_\_\_\_\_(SEAL)  
J. William Reynolds  
Mayor

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

By: \_\_\_\_\_  
City of Bethlehem Department Head  
Print Name: Michael Alkhal