



CITY OF BETHLEHEM
OFFICE OF THE CITY SOLICITOR

INTEROFFICE MEMORANDUM

To: Tad J. Miller, City Clerk

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

Re: Special Event Permit Agreement for Handwerkplatz and Liederplatz
Permittee Names: ArtsQuest and AKM Entertainment, LLC
Purpose: Use of Certain City and Redevelopment Authority Property for Carnival
Ride and Inflatable Bounce Attractions, and Use of Certain
Redevelopment Authority Property Located in the Sun Inn Courtyard,
for Musikfest 2023 and Musikfest 2024

Date: July 13, 2023

Attached is a proposed Resolution and associated Amendment No. 2 to Special Event Permit Agreement for Handwerkplatz and Liederplatz for Council's consideration. This Agreement

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
Eric R. Evans, Business Administrator
Michael Alkhal, Director, Public Works
Alicia Miller Karner, Redevelopment Authority
Kassie Hilgert, ArtsQuest
Ray Neeb, ArtsQuest

RESOLUTION NO. 2023-_____

Authorization For Amendment to Special Event Permit Agreement for
Handwerkplatz and Liederplatz

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 Special Event Permit Agreement for Handwerkplatz and Liederplatz between the City, the Redevelopment Authority, ArtsQuest and AKM Entertainment, LLC, 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 Permittees: ArtsQuest and AKM Entertainment, LLC
2. Purpose: Use of Certain City and Redevelopment Authority Property for Carnival Ride and Inflatable Bounce Attractions, and Use of Certain Redevelopment Authority Property located in the Sun Inn Courtyard, for Musikfest 2023 and Musikfest 2024

Sponsored by _____

ADOPTED by Council this _____ day of _____, 2023.

President of Council

ATTEST:

City Clerk

**AMENDMENT NO. 2 TO SPECIAL EVENT PERMIT AGREEMENT FOR
HANDWERKPLATZ AND LIEDERPLATZ**

PREMISES:	Record Owner	N.C. Tax Parcel Identifier
	Redevelopment Authority	P6NW3B 1 1 0204E
	Redevelopment Authority	P6NW3B 1 2 0204E
	City of Bethlehem	P6NW3B 1 3 0204E
	City of Bethlehem	P6NW3B 1 4 0204E
	City of Bethlehem	P6NW3B 1 5 0204E
	City of Bethlehem	P6NW3B 1 6 0204E
	City of Bethlehem	P6NW3B 3 1 0204E
	Redevelopment Authority	P6NE1D 10 4 0204E
PURPOSE:	Carnival Ride and inflatable bounce attractions for Musikfest 2023 and 2024; and Use of Redevelopment Authority owned Parcel located in Sun Inn Courtyard	
DURATION DATES:	August 4, 2023 through August 13, 2023 August 2, 2024 through August 11, 2024	

THIS AMENDMENT NO. 2 TO SPECIAL EVENT PERMIT AGREEMENT is agreed upon and issued as of the _____ day of _____, 2023, by and between

ARTSQUEST, a nonprofit corporation organized and existing under the laws of the Commonwealth of Pennsylvania, with a registered address of 25 W. Third Street, Suite 300, Bethlehem, PA 18015-1238 (hereinafter referred to as the “Permittee”);

- AND -

AKM ENTERTAINMENT, LLC of 52 Londonderry Court, Cochranville, PA 19330 (hereinafter referred to as the “Permittee”);

- AND -

CITY OF BETHLEHEM, a municipal corporation being a City of the Third Class, subject to the Optional Third Class City Charter Law, organized and existing under the laws of the Commonwealth of Pennsylvania, its constituent parts being split by law between Northampton County and Lehigh County, Pennsylvania with principal administrative offices at City Hall, 10 E. Church Street, Bethlehem, PA 18018 (hereinafter referred to as “CITY”).

- AND -

REDEVELOPMENT AUTHORITY OF THE CITY OF BETHLEHEM, a municipal authority organized and existing under the laws of the Commonwealth of Pennsylvania, with

principal administrative offices at City Hall, 10 E. Church Street, Bethlehem, PA 18018 (hereinafter referred to as the "RDA").

WITNESSETH:

WHEREAS, pursuant to Amendment No. 1 to Special Event Permit Agreement dated June 24, 2023, Permittee ArtsQuest's vendor, The Moon Bounce Guys, LLC, was removed as a party to the Special Event Permit Agreement; and

WHEREAS, Permittee ArtsQuest has advised the CITY that AKM Entertainment, LLC will be its new vendor and requested that the Special Event Permit Agreement be amended to add AKM Entertainment, LLC as the other Permittee under the Special Event Permit Agreement; and

WHEREAS, CITY and RDA desire to grant Permittee ArtsQuest's request to add AKM Entertainment, LLC as the other Permittee under the Special Event Permit Agreement; and

WHEREAS, as it relates to the Special Event Permit Agreement, as amended, the term "Permittee" shall be interpreted to mean both AKM Entertainment, LLC and ARTSQUEST unless the context clearly implies otherwise.

NOW THEREFORE, intending to be legally bound hereby, the parties agree as follows:

1. The above recitals are incorporated by reference in this Amendment.
2. The Special Event Permit Agreement is hereby amended to add AKM Entertainment, LLC as a party thereto as a Permittee.
3. All other terms and conditions contained in the Special Event Permit Agreement dated June 24, 2023 are hereby ratified and confirmed and shall remain in full force and effect.
4. This Amendment may be executed in counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

IN WITNESS WHEREOF, and intending to be legally bound hereby, Permittee ArtsQuest, Permittee AKM Entertainment, LLC, the CITY and the RDA, have caused this Amendment No. 2 to Special Event Permit Agreement to be duly executed the day and year first above written.

ATTEST:

PERMITTEE:
ARTSQUEST

Secretary/Witness

By: _____ (SEAL)
Name: _____
Title: _____

ATTEST:

PERMITTEE:
AKM ENTERTAINMENT, LLC

Secretary/Witness

By: _____(SEAL)
Name: _____
Title: _____

ATTEST:

REDEVELOPMENT AUTHORITY OF THE
CITY OF BETHLEHEM

Heather Bambu-Weiss
Secretary

By: _____(SEAL)
Tracy Oscavich,
Chairperson

ATTEST:

CITY OF BETHLEHEM

City Controller
Date:

By: _____(SEAL)
J. William Reynolds
Mayor

The within Amendment No. 2 to Special Event Permit
Agreement is certified to be needed, necessary and appropriate.

By: _____
Michael Alkhal, P.E.
City of Bethlehem Department Head