



# City of Newark

City Hall  
920 Broad Street  
Newark, New Jersey 07102

## Legislation Text

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File #: 20-0086, Version: 1

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**Dept/ Agency:** Administration/Division of Central Purchasing

**Action:** ( ) Ratifying (X) Authorizing ( ) Amending

**Type of Service:** Accepting a Gift

**Gift:** Basic License Fee for the use of the Prudential Hall, Parsonnet Room, and Ticketing Services for the purpose of the 2020 State of the City Mayoral Address

**Purpose:** To accept a gift of the Basic License Fee for the use of Prudential Hall, Parsonnet Room, and Ticketing Services valued at a total combined gift in the amount of \$15,500.00 for the Mayor's State of the City Address and to enter into and execute the Short Term License Agreement with the New Jersey Performing Arts Center Corporation, in an amount not to exceed \$55,000.00.

**Entity Name:** New Jersey Performing Arts Center (NJPAC) Corporation

**Entity Address:** One Center Street, Newark, New Jersey 07102

**Gift Value:** \$15,500.00

**City Contribution:** Ancillary Service Fees in the amount not to exceed \$55,000.00. No municipal funds will be expended for the acceptance of this gift.

**Other Funding Source/Amount:** None

**Contract Period:** Monday, March 16, 2020

**Additional Information:**

**WHEREAS**, the Mayor of the City of Newark (the "City"), is desirous of holding the Mayor Ras J. Baraka's 2020 State of the City Address at the Prudential Hall Theatre located in the New Jersey Performing Arts Center, on Monday, March 16, 2020; and

**WHEREAS**, the New Jersey Performing Arts Center Corporation, a New Jersey not-for-profit corporation, having an office at One Center Street, Newark, New Jersey 07102 ("NJPAC") has agreed to permit the City to use the Prudential Hall Theatre and the Parsonnet Room at the New Jersey Performing Arts Center in exchange for the City agreeing to enter into a Short Term License Agreement for the Ancillary Service Fees in an amount not to exceed \$55,000.00, which the City needs to pay to NJPAC, no later than Friday, March 20, 2020; and

**WHEREAS**, the Ancillary Service Fees are currently estimated at \$48,500.00, but are subject to change depending upon Artists Fees and related production fees which are based on the event needs on the day of the event, but in no instance shall the final Ancillary Service Fees exceed \$55,000.00; and

**WHEREAS**, NJPAC has offered to waive the Basic License Fee charges for the use of the Prudential Hall Theatre and the Parsonnet Room, a gift valued at \$14,000.00, and is also waiving the Fee for Ticketing Services, a gift valued at \$1,500.00, for a total combined gift valued at \$15,500.00, and expects nothing in return and will receive nothing in return from the City for making this generous gift; and

**WHEREAS**, the City of Newark wishes to accept this gift of the Basic License Fee Charges and the Ticket Printing Service Fees, pursuant to N.J.S.A. 40A:5-29; and

**WHEREAS**, the Municipal Council has indicated its support of the Mayoral event by approving the execution of the Short Term License Agreement and the acceptance of the gift described herein.

**NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF NEWARK, NEW JERSEY, THAT:**

1. The Mayor and/or his designee are hereby authorized to enter into and execute the Short Term License Agreement, in the form attached hereto, with the New Jersey Performing Arts Center Corporation, a New Jersey not-for-profit corporation having an office at One Center Street, Newark, New Jersey 07102, for the use of the Prudential Hall Theatre and the Parsonnet Room for the Mayor's State of the City Address to be held on Monday, March 16, 2020 for a total amount not to exceed \$55,000.00.

2. The Mayor and/or his designee are authorized to accept the gift of the Basic License Fee charges for the use of Prudential Hall Theatre and the Parsonnet Room a gift valued at \$14,000.00, and a gift of the Fee for Ticket Printing Services, a gift valued at \$1,500.00, for a combined total gift amount of \$15,500.00.

3. No municipal funds will be expended for the acceptance of this gift.

4. The amount of the Ancillary Service Fees under the Short Term License Agreement, currently estimated in the amount of \$48,500.00, are due by the City to NJPAC no later than February 22, 2020. In no instance shall Ancillary Service Fees under the Short Term License Agreement exceed \$55,000.00.

5. Attached hereto is the Certification of Funds from the Director of Finance, which states that there are available sufficient legally appropriated funds in the amount \$55,000.00 for the purposes set forth herein provided from: Business Unit: NW011; Department: 200; Div./Proj.: 2001; Activity A; Account#: 96770; Budget Year: B2020.

6. The Director of Communications shall file a copy of the fully executed Short Term License Agreement in the Office of the City Clerk.

7. There shall be no amendments to the contract, unless the amendments are in writing and executed by both parties, and approved by the Municipal Council by resolution.

### **STATEMENT**

This resolution authorizes the Mayor and/or his designee to enter into and execute the Short Term License Agreement, in the form attached hereto and for the Ancillary Service Fees for the total

amount not to exceed \$55,000.00 with the New Jersey Performing Arts Center Corporation, One Center Street, Newark, New Jersey 07102, for the use of the Prudential Hall Theatre and the Parsonnet Room for the Mayor's State of the City Address to be held on Monday, March 16, 2020. This resolution further authorizes the Mayor and/or his designee to accept the gift of the Basic License Fee charges for the use of the Prudential Hall Theatre and the Parsonnet Room and Ticketing Services, for a combined total gift amount of \$15,500.00, for the purpose of the 2020 State of the City Mayoral Address.