



Agenda Item Report

Meeting Type: Historic Landmarks Preservation Commission

Meeting Date: February 26, 2025

Item Title: Discussion and Possible Action Regarding the 2025 Summer Concert Series Performance Contracts

Submitted By: David Bennett, Communications & Economic Development Coordinator

Detailed Description of Subject Matter:

The City Attorney had two areas of concern regarding the contract from Bananas Entertainment.

In section 5b, the contract provides that the artist has control over the services of personnel and everything else. I am not sure what this entails, but it suggests that the artist has the ability to direct City staff and tell them what to do. Not sure if that is a good idea and maybe it is overthinking. Also, in section 5d, if the artist is not able to perform, it should describe if the artist still gets paid, and if so, how much? If the artist is unable to perform, there will most likely be no time to get a replacement so if the artist can't go, then perhaps no payment.

The other issue is there is no language about the artist providing insurance. I am not sure what has been done in the past, but I would suggest some coverage by the artist. If insurance is a problem or is cost prohibitive, then I would suggest a hold-harmless provision where the artist holds the city harmless for anything the artist does.

Staff is currently awaiting an example of performer contracts used by the Library to use as a possible template for performances.

List all Supporting Documentation Attached:

Example Contract from Bananas Entertainment

Action Requested of the Cable Commission:

Discuss and possibly take action for 2025 Summer Concert Series Performance Contracts