



## Legislation Details (With Text)

**File #:** 0422-2009      **Version:** 1

**Type:** Ordinance      **Status:** Passed

**File created:** 3/12/2009      **In control:** Recreation & Parks Committee

**On agenda:** 5/4/2009      **Final action:** 5/6/2009

**Title:** To authorize and direct the Director of Recreation and Parks to enter into a contract with Class Acts Columbus, Inc., to provide professional and fiscal services for the Jazz and Rib Fest to be held July 24, 25, and 26, 2009; to waive the formal bidding provisions of the Columbus City Code, to authorize the expenditure of \$85,000.00 from the Music in the Air Donation Fund and \$15,000.00 from Recreation and Parks Operating Fund; and to declare an emergency. (\$100,000.00)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Bid Waiver 0422-2009 Class Acts.pdf

Date	Ver.	Action By	Action	Result
5/6/2009	1	MAYOR	Signed	
5/6/2009	1	CITY CLERK	Attest	
5/4/2009	1	Columbus City Council	Approved	Pass
5/4/2009	1	COUNCIL PRESIDENT	Signed	
4/20/2009	1	CITY AUDITOR	Reviewed and Approved	
4/20/2009	1	Rec & Parks Drafter	Sent for Approval	
4/20/2009	1	CITY ATTORNEY	Reviewed and Approved	
4/20/2009	1	Rec & Parks Drafter	Sent to Clerk's Office for Council	
4/17/2009	1	Finance Reviewer	Reviewed and Approved	
4/17/2009	1	Finance Reviewer	Reviewed and Approved	
4/17/2009	1	FINANCE DIRECTOR	Reviewed and Approved	
4/17/2009	1	Rec & Parks Drafter	Sent for Approval	
4/17/2009	1	Auditor Reviewer	Reviewed and Approved	
4/16/2009	1	Rec & Parks Drafter	Sent for Approval	
4/15/2009	1	ODI DIRECTOR	Reviewed and Approved	
4/14/2009	1	Rec & Parks Drafter	Sent for Approval	
4/14/2009	1	REC & PARKS DIRECTOR	Reviewed and Approved	
4/14/2009	1	Rec & Parks Drafter	Sent for Approval	
4/14/2009	1	EBOCO Reviewer	Reviewed and Approved	

This ordinance will enable the Director of Recreation and Parks to enter into a contract with Class Acts Columbus, Inc., for professional and fiscal services to Music in the Air and the Office of Special Events for the Jazz and Rib Fest to be held July 24, 25 and 26<sup>th</sup>, 2009 and other events as needed. Services include all details pertaining to artist booking, advance performance, travel and

production arrangements. Fiscal agent services include processing artist contracts and payment of contract deposits and artist fees. Class Acts Columbus will collect all festival vendor fees and beverage receipts, and pay event expenses from invoices as authorized and directed by CRPD. Class Acts Columbus will maintain financial records pertaining to all transactions. Class Act Columbus will hold a bond in the amount of \$100,000.00 and Certificate of Insurance as required by the City.

Compensation to Class Acts Columbus will be \$7,500 and 10 percent of the artists' contract fees as payment for these services, with total payment no to exceed \$20,000. Payment will be made to Class Acts upon receipt of proof of payment and invoice for services rendered. Due to the unique nature of the services provided the department is requesting the waiver of competitive bidding requirements to enter into an agreement with Class Acts Columbus.

Due to the unique nature of the services provided, the Department is requesting the waiver of the competitive bidding provisions of the Columbus City Code to enter into a contract with Class Acts Columbus, Inc.

The Federal ID Number for Class Acts Columbus, Inc., is 31-1340678 and they are contract compliant through March 11, 2011.

Emergency action is requested in order to obtain commitments from entertainers, secure major programmatic elements and process contracts for performances beginning in June 2009.

**Fiscal Impact:**

A total of (estimated \$100,000.00) is required to meet the financial obligation of this agreement as follows:

<u>Project Title</u>	<u>Fund No.</u>	<u>Grant No.</u>	<u>O. C. A.</u>	<u>O. L. 3</u>	<u>Amount</u>
Music in the Air					
-Donations	286	518626	510784	3336	\$85,000
R & P Operating Fund	285	516567		3336	\$15,000

**TOTAL: \$100,000**

To authorize and direct the Director of Recreation and Parks to enter into a contract with Class Acts Columbus, Inc., to provide professional and fiscal services for the Jazz and Rib Fest to be held July 24, 25, and 26, 2009; to waive the formal bidding provisions of the Columbus City Code, to authorize the expenditure of \$85,000.00 from the Music in the Air Donation Fund and \$15,000.00 from Recreation and Parks Operating Fund; and to declare an emergency. (\$100,000.00)

WHEREAS, it is in the best interest of the City of Columbus to waive the formal bidding provisions of the Columbus City Code 329.06(b) and contract with Class Acts Columbus, Inc., to provide professional and fiscal services to Music in the Air and the Office of Special Events for Jazz and Rib Fest to be held July 24, 25, and 26, 2009; and

WHEREAS, an emergency exists in the usual daily operation of the Recreation and Parks Department in that it is immediately necessary to enter into said contract in order to obtain commitments from artists, secure major programmatic elements and process contracts for performances by July 2009; now, therefore

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBUS:**

SECTION 1. That this Council finds it in the best interest of the City of Columbus to waive the provisions of the Columbus City Code to Music in the Air and the Office of Special Events for Jazz and Rib Fest to be held July 24, 25, and 26, 2009, and does hereby waive provisions of Section 329.06(b) of the Columbus City Codes.

SECTION 2. That the Director of Recreation and Parks be and he is hereby authorized and directed to enter into contract with Class Acts Columbus, Inc., to provide professional and fiscal services to Music in the Air and the Office of Special Events for Jazz and Rib Fest to be held July 24, 25, and 26, 2009.

SECTION 3. That the expenditure of \$100,000.00, or so much thereof as may be necessary, be and is hereby authorized from Department No. 51-01, as follows, to pay the cost thereof:

<u>Project Title</u>	<u>Fund No.</u>	<u>Grant No.</u>	<u>O. C. A.</u>	<u>O. L. 3</u>	<u>Amount</u>
Music in the Air					

-Donations	286	518626	510784	3336	\$85,000
R & P Operating Fund	285	516567		3336	\$15,000

**TOTAL: \$100,000**

SECTION 4. That the City Auditor is authorized to make any accounting changes to revise the funding source for all contracts or contract modifications associated with this legislation.

SECTION 5. That for the reasons stated in the preamble hereto, which is hereby made a part hereof, this ordinance is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval by the Mayor, or ten days after passage if the Mayor neither approves nor vetoes the same.