

COUNCIL ACTION FORM

SUBJECT: REQUEST FROM AMES TOWN AND GOWN CHAMBER MUSIC ASSOCIATION TO AMEND AND EXTEND 2021 COTA SPRING SPECIAL PROJECT GRANT CONTRACT

BACKGROUND:

The Commission on the Arts (COTA) provides funding for arts organizations to conduct special projects through two grant processes each year. For the period between January 1 and June 30, 2021, Ames Town and Gown Chamber Music Association was awarded a contract in the amount of \$570 to support a lecture on the music of Beethoven.

On December 29, Ames Town and Gown notified City staff that due to the COVID-19 pandemic, the Ames Town and Gown board has elected to not hold events during the remainder of the 2020-21 season. The organization still plans to hold an outreach event sometime in the time period between July 2021 and June 2022. In addition, it is likely that the event will not focus on Beethoven as originally planned. **These revisions to the planned event are both outside the scope and the expiration date listed in the contract, and therefore, Ames Town and Gown would forfeit the funding awarded to this project without action from the City Council.**

On January 4, COTA reviewed Ames Town and Gown's request and recommended that the City Council authorize an extension of the contract to allow the funding to be accessed by the organization. COTA was also supportive of expanding the possible use of the funds beyond Beethoven specifically, to allow the organization to access its funds.

An amendment to the contract has been prepared and signed by the organization. In order to accomplish the request, the approved funding must be carried over from the current FY 2020/21 fiscal year into FY 2021/22.

ALTERNATIVES:

1. A. Approve an amendment to Ames Town and Gown Chamber Music Association's Spring 2021 Special Project Grant for the lecture event, expanding the potential use of the contract funds, and changing the contract term to July 1, 2021 through June 30, 2022.

B. Approve a carryover in the amount of \$570 from the current FY 2020/21 Budget to FY 2021/22 for this activity.
2. Do not approve the request and allow the contract to expire on June 30, 2021, without funds being drawn down.

CITY MANAGER'S RECOMMENDED ACTION:

Ames Town and Gown has requested a change in its COTA Special Project Grant to allow for a different lecture event to take place next fiscal year. Approving the contract amendment allows the organization to access the approved funding. COTA has discussed this situation and recommends the approval of the request.

Therefore, it is the recommendation of the City Manager that the City Council adopt Alternative No. 1 A & B, as described above.

AMENDMENT TO

CONTRACT FOR ARTS FUNDING

THIS AMENDMENT, made and entered into _____, 2021, to an Agreement by and between the **CITY OF AMES, IOWA**, a municipal corporation organized and existing pursuant to the laws of the State of Iowa (hereinafter sometimes called "City") and **Ames Town and Gown Chamber Music Association** (hereinafter called "Provider"); for funding of said Provider up to and including **\$570.00**;

WITNESSETHS THAT:

WHEREAS, the City of Ames has, by its City Council acting in open and regular session, and through the Commission on the Arts, entered into an Agreement with the Provider for the purpose of presenting a public lecture on the music of Beethoven; and

WHEREAS, the duration of the Agreement for these services is from January 1, 2021 through June 30, 2021; and

WHEREAS, Provider has requested a modification of the scope of services and an extension of the term of the Agreement due to the COVID-19 pandemic;

NOW, THEREFORE, the parties hereto have agreed and do agree as follows:

I: AMENDMENT TO SCOPE OF SERVICES

Article II (Scope of Services). Of the Agreement is hereby superseded by the following paragraph:

The provider shall use the funds for the following activities:

Present a public lecture on piano music.

II: AMENDMENT TO DURATION

Article VI (Duration), of the Agreement is hereby superseded by the following paragraph:

This Agreement shall be in full force and effect from and after July 1, 2021 through June 30, 2022, or, until terminated by resolution of the City Council of the City of Ames, Iowa. The City Council may terminate this Agreement prior to June 30, 2022, by giving written notice to the Provider at least sixty (60) days before the effective date of such termination. From and after the effective date of termination, no further disbursement under this

Agreement shall be made by the City. Any money disbursed to the Provider and unencumbered or unspent as of the effective date of termination, shall be repaid to the City.

III: REMAINING TERMS OF AGREEMENT

The remaining terms of the Agreement shall remain in full force and effect.

IN WITNESS WHEREOF the parties hereto have, by their authorized representatives, set their hand and seal as of the date first above written.

CITY OF AMES, IOWA

ATTEST:

BY _____
John Haila, Mayor

Diane Voss, City Clerk

Ames Town and Gown Chamber Music Association

BY _____
Authorized Representative

Print Name:
