

Order 109-16/17

Passage: 8-0 (Batson absent) on 1/4/2017

Effective 1/14/2017

ETHAN K. STRIMLING (MAYOR)
BELINDA S. RAY (1)
SPENCER R. THIBODEAU (2)
BRIAN E. BATSON (3)
JUSTIN COSTA (4)

**CITY OF PORTLAND
IN THE CITY COUNCIL**

DAVID H. BRENERMAN (5)
JILL C. DUSON (A/L)
PIOUS ALI (A/L)
NICHOLAS M. MAVODONES, JR (A/L)

**ORDER DECLARING FEBRUARY 3, 2017
PORTLAND MUSEUM OF ART'S BEYOND THE BRICK: YOUR MUSEUM
REIMAGINED FESTIVAL**

ORDERED, that February 3, 2017 is hereby declared to be the Beyond the Brick: Your Museum Reimagined Festival, sponsored by the Portland Museum of Art and Creative Portland; and

BE IT FURTHER ORDERED, that the Beyond the Brick: Your Museum Reimagined Festival area shall be Free Street from High Street to Oak Street, Congress Square Park, Congress Street at the Hay Building and next to Starbucks Coffee Shop and all adjacent sidewalks; and

BE IT FURTHER ORDERED, that Free Street from High Street to Oak Street shall be closed to traffic from 4:00 to 10:00 p.m. on February 3, 2017; and

BE IT FURTHER ORDERED, that vehicles in violation of the “no parking” signs in the Festival Area shall be towed at owner’s expense; and

BE IT FURTHER ORDERED, that the Beyond the Brick: Your Museum Reimagined Festival Area shall be closed to licensed street vendors as provided in §19-17 and § 19-22 of the Portland City Code; and

BE IT FURTHER ORDERED, that the City Manager is authorized to issue a revocable permit to the Portland Museum of Art under §§25-26—25-28 of the City Code to conduct said Festival, subject to the direction and control of the City Manager and to the following specific conditions:

1. The Portland Museum of Art shall defend, indemnify and hold harmless the City of Portland, its officers and employees, from and against all claims arising out of or resulting from the Festival and/or use of City streets and property for said Festival, and shall procure and maintain public liability insurance in the minimum amount of \$400,000 per occurrence for personal or bodily injury, death or property damage and covering the obligation of indemnification hereunder. The Portland Museum of Art shall provide the City with a certificate showing evidence of such insurance and showing the City as an additional insured on said insurance;

2. No alcoholic beverages may be sold on the streets or public property during the Festival within the Festival Area;
3. Conditions for use of grounds and requirements for food service, vending sales, and other items specified in a permit issued by the Public Assembly Facilities Division shall be adhered to;
4. Expenses incurred by City Departments, including costs for services by the Police Department, the Department of Public Works, and the Public Assembly Facilities Division of the Department of Parks, Recreation and Facilities, shall be paid by the Museum, as well as any license fees due to the Business Licensing Office;
5. The Portland Museum of Art and Creative Portland shall have sole authority over participating vendors at the Festival and may charge a fee to vendors for the opportunity to vend at the Beyond the Brick: Your Museum Reimagined Festival; and
6. The Business Licensing Office shall charge the usual fees for licensing food vendors, street goods vendors, and concerts for the Festival to those vendors the Portland Museum of Art and Creative Portland have agreed shall participate; and

BE IT FURTHER ORDERED, that the City Manager is authorized to waive fees and to issue such other temporary licenses, including licenses for food service establishments, as may be required by the Portland City Code, provided that all other applicable Code requirements for the operation of the Festival have been met.