

Order 221-08/09

Passage: 4/27/09 8-0 (Skolnik absent)

JILL S. DUSON (MAYOR)
KEVIN J. DONOGHUE (1)
DAVID A. MARSHALL (2)
DANIEL S. SKOLNIK (3)
CHERYL A. LEEMAN (4)

CITY OF PORTLAND
IN THE CITY COUNCIL

JOHN R. COYNE (5)
JOHN M. ANTON (A/L)
DORY-ANNA R. WAXMAN (A/L)
NICHOLAS M. MAVODONES (A/L)

**ORDER DECLARING FENIX THEATER COMPANY'S
"SHAKESPEARE'S TAMING OF THE SHREW"
AND
"SHAKESPEARE'S A MIDSUMMER NIGHT'S DREAM"
AT DEERING OAKS PARK AS A FESTIVAL**

ORDERED, that the Fenix Theater Company is authorized to use Deering Oaks Park on Thursday Friday and Saturday evenings (7:00 p.m. – 9:00 p.m.) June 4-6, June 11-13, June 18-20 and June 25-27 2009 for "Shakespeare's Taming of the Shrew" and Thursday, Friday and Saturday evenings (7:00 p.m. – 9:00 p.m.) August 6-8, and August 13-15 2009 for "Shakespeare's A Midsummer Night's Dream".

BE IT FURTHER ORDERED, that there will be no admission fee charged, but donations will be accepted; and

BE IT FURTHER ORDERED, that the City Manager is authorized to issue a revocable permit under Section 25-27 of the Portland City Code subject to the following conditions:

- (1) Fenix Theater Company shall defend, indemnify and hold the City harmless from and against all claims arising out of activities during said event, and shall take out and maintain public liability insurance coverage in the amount of at least \$400,000 combined single limit for personal or bodily injury, death, or property damage for said purposes. This insurance certificate will also list the City of Portland as an additional insured in regard to the performance and its activities; and
- (2) Under no circumstances may alcoholic beverages be sold or consumed on the streets or public property of said area during said festival; and
- (3) Recreation permit fees and electricity fee for use of the area are waived; and
- (4) Conditions for use of grounds, specified in a permit issued from Recreation, shall be adhered to;

BE IT FURTHER ORDERED, that the City Manager is also authorized 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 requirements of said code have

been met regarding the operation of this event.