

**AGREEMENT TO LOAN ART
OWNED BY THE CITY OF NEWPORT
TO JOSEPHINE COMMUNITY LIBRARY DISTRICT**

Whereas, the City of Newport ("CITY") owns seventeen sketches by artist Rick Bartow; and

Whereas, the Josephine Community Library District ("LIBRARY") wishes to borrow the seventeen sketches; and

Whereas, CITY is willing to loan the seventeen sketches to the LIBRARY. This agreement ("Agreement") is entered into between the CITY and LIBRARY.

CITY and LIBRARY mutually agree as follows:

Representations and Warranties.

The person executing this Agreement on behalf of each party warrants and represents that he/she has the authority to execute such agreements.

Insurance.

1. LIBRARY agrees to insure the art for \$50,000 under its insurance policy and name CITY as beneficiary of the insurance for damage to or loss of the art.

Care, Preservation, and Exhibition.

1. LIBRARY agrees to care for the art in the same manner as it does property of its own.
2. LIBRARY agrees to take reasonable precautions to protect the art from fire, theft, damage, water, mishandling, dirt, vermin, pests, and extreme changes in light and humidity.
3. LIBRARY agrees to notify CITY immediately of any damage that occurs to the art.
4. LIBRARY agrees not to modify or change the art in any way.
5. LIBRARY agrees not to lend, loan, sell, or use as collateral the art.
6. LIBRARY agrees to be responsible for all costs of transportation of the art.

Attribution.

1. LIBRARY agrees to give credit to the artist as the creator of the art on any publicity materials produced and/or distributed by LIBRARY.
2. LIBRARY agrees to give credit to the Newport Public Library for the loan of the artwork for this exhibit.

Duration and Termination.

1. The art will be on loan, by CITY to LIBRARY, beginning on September 1, 2019, and ending on October 31, 2019.

Miscellaneous.

1. All notices related to this Agreement shall be sent via e-mail to the addresses below:

NEWPORT PUBLIC LIBRARY
Jan Eastman, Exhibition Coordinator,
jan@newportlibrary.org

CITY OF NEWPORT
Spencer Nebel, City Manager
169 SW Coast Highway
Newport, OR 97365
s.nebel@newportoregon.gov

2. Any amendments to this Agreement must be in writing and signed by CITY and LIBRARY.
3. This Agreement shall be governed by the laws of the State of Oregon.



Spencer Nebel, City Manager
City of Newport

Date: 08-09-19



Kate Lasky
Josephine Community Library District

Date: 8-1-19

APPROVED AS TO FORM:



Steven Rich, City Attorney