

**AGREEMENT TO LOAN ART
OWNED BY THE CITY OF NEWPORT
TO OREGON CITY PUBLIC LIBRARY**

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

Whereas, the Oregon City Public Library (LIBRARY) wishes to borrow the eighteen sketches; and

Whereas, CITY is willing to loan the sketches to the LIBRARY. This agreement (AGREEMENT) is entered into between the CITY and the 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 power and authority to execute such agreements.

Insurance.

1. LIBRARY agrees to insure the art for \$50,000 under its insurance policy and name the Newport Public Library (NPL) 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 (NPL) 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 the art as collateral.
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 NPL for the loan of the artwork for this exhibit.

Duration and Termination.

1. The art will be on loan, by NPL to LIBRARY, beginning on January 1, 2019, and ending on February 28, 2019.

Miscellaneous.

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

Oregon City **PUBLIC LIBRARY**
Maureen Cole, Library Director,
mcole@orcity.org E-Mail

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 NPL and LIBRARY.
3. This AGREEMENT shall be governed by the laws of the State of Oregon.



 Spencer Nebel, City Manager
 City of Newport



 LIBRARY
 Oregon City _____ Public Library

Date: 1-4-19

Date: December 26, 2019

APPROVED AS TO FORM:



 Steven E. Rich, City Attorney