

**SUBMITTAL TO THE BOARD OF SUPERVISORS
COUNTY OF RIVERSIDE, STATE OF CALIFORNIA**

384



FROM: Economic Development Agency

SUBMITTAL DATE:
December 10, 2007

SUBJECT: Entertainment for the Riverside County Fair & National Date Festival

RECOMMENDED MOTION: That the Board of Supervisors:

1. Authorize the Assistant County Executive Officer/EDA to execute the attached agreement boilerplate to enter into sole-source entertainment and exhibition contracts for an amount not to exceed the entertainment and exhibit budget approved by the Board for the 2007-2008 fiscal year, so long as no single contract shall exceed \$75,000 and;
2. Authorize the Assistant County Executive Officer/EDA to negotiate the following terms within the attached agreement to potentially incur risk and bind County resources for contracts already in process as to the following provisions: Provision 8: Insurance; Provision 9: Indemnification; Provision 11: Governing Law/Jurisdiction; and Provision 6: Termination/Cancellation/Force Majeure.

BACKGROUND: On July 8, 2003, the Board of Supervisors approved Item 3.17 giving the Assistant County Executive Officer/EDA or designee the authority to enter into sole-source entertainment and exhibition contracts for the Fair in an amount not exceed \$50,000 and within the annual Board-approved (Continued on page 2)

Robin Zimpfer

RZ:DL:CK:DS

Robin Zimpfer, Assistant County Executive Officer/EDA

FINANCIAL DATA	Current F.Y. Total Cost:	\$ 75,000	In Current Year Budget:	YES
	Current F.Y. Net County Cost:	\$ 0	Budget Adjustment:	NO
	Annual Net County Cost:	\$ 0	For Fiscal Year:	2007/2008

COMPANION ITEM ON BOARD OF DIRECTORS AGENDA: NO

SOURCE OF FUNDS: Fair

Positions To Be Deleted Per A-30	<input type="checkbox"/>
Requires 4/5 Vote	<input type="checkbox"/>

C.E.O. RECOMMENDATION: APPROVE

BY: *Jennifer L. Sargent*
Jennifer L. Sargent

County Executive Office Signature

- Policy
- Policy
- Consent
- Consent
- Dept. Recomm.
- Per Exec. Ofc.

Prev. Agn. Ref.:

District: 5th

Agenda Number:

ATTACHMENTS FILED
WITH THE CLERK OF THE BOARD

3.18
Form 11 (Rev. 06/200)

FORM APPROVED COUNTY COUNSEL
BY *Larisa R-Mickenna* 12/10/07
DATE
LARISA R-MICKENNA

BACKGROUND (continued):

entertainment and exhibit budgets. In subsequent years, the cost of entertainment has risen dramatically due to increased competition. Approximately 300,000 people flock to the Fair annually for the diversity of entertainment. In locating acts for the 2008 Fair, staff was unable to find suitable headliners for \$50,000 or less. However, staff has identified and negotiated deal points with two known major headliners who will draw a very large audience to the Fair, one each in the country and classic rock genre. These concerts are within the established 2008 Fair budget previously approved by the Board. One of these acts has executed a contract with some terms that vary from the proposed boilerplate, and motion #2 will authorize the Assistant County Executive Officer/EDA to execute this contract. Due to the increasing demand for this performer, it is in the best interest of the county to execute the contract rather than change the terms and risk losing this headliner. With the exception of this contract, EDA will use the boilerplate agreement attached hereto. The entertainment at the Fair is specialized; therefore, sole sourcing is required, and staff recommends that the Board approve the recommended motions.