

Mayor and Council Communication

DATE: 04/06/21

M&C FILE NUMBER: M&C 21-0234

LOG NAME: 12NORTH CENTRAL BALLET COMPANY LAWSUIT

SUBJECT

(ALL) Adopt Attached Resolution Authorizing the City Attorney's Office to File a Lawsuit Against North Central Ballet Company in Tarrant County, Texas to Recover the Past Due Balance Owed for Lease of the Will Rogers Memorial Coliseum Auditorium

RECOMMENDATION:

It is recommended that the City Council adopt the attached Resolution authorizing the City Attorney's office to file a lawsuit against North Central Ballet Company in Tarrant County, Texas to Recover the Past Due Balance Owed for Lease of the Will Rogers Memorial Coliseum Auditorium.

DISCUSSION:

On November 26, 2019, the City executed a license agreement with North Central Ballet Company ("NCBC") for the purpose of hosting performances of The Nutcracker ballet in the Will Rogers Memorial Center auditorium from December 3-8, 2019. The total rental cost for the auditorium was \$15,000.00, which NCBC paid in advance. At the event, NCBC requested the use and set-up of tables and public address equipment, which incurred additional charges as outlined in the license agreement. On December 15, 2019, the City sent an invoice to NCBC in the amount of \$2,123.00 for these additional charges. Numerous unsuccessful attempts have been made to collect this balance. To date, no payment has been received.

Accordingly, it is recommended that the City Council adopt the attached Resolution authorizing the City Attorney's office to file a lawsuit against North Central Ballet Company to collect the past due balance.

Filing fees, service of process and prosecution of this lawsuit is expected to cost no more than \$150.

A Form 1295 is not required because: This M&C does not request approval of a contract with a business entity.

FISCAL INFORMATION / CERTIFICATION:

The Director of Finance certifies that funds are available in the current operating budget, as appropriated, of the Risk Financing Fund. Prior to expenditures being made, the participating department has the responsibility to validate the availability of funds.

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