

# **A Resolution**

**NO. \_\_\_\_\_**

## **AUTHORIZING THE CITY ATTORNEY TO FILE A LAWSUIT ENTITLED CITY OF FORT WORTH V. NORTH CENTRAL BALLET COMPANY**

**WHEREAS**, On November 26, 2019, the City entered into a lease agreement with North Central Ballet Company (hereafter, the “NCBC”), License Agreement No. 16400 for the purpose of hosting performances of The Nutcracker ballet (hereafter, the “Event”) in the Will Rogers Memorial Center auditorium from December 3-8, 2019; and

**WHEREAS**, the base rental cost for the auditorium of \$15,000.00 was paid by NCBC in advance; and

**WHEREAS**, during the Event, NCBC requested, and the City provided, the use of tables and public address equipment, as well as the labor necessary to set up same; and

**WHEREAS**, under the terms of the License Agreement between the City and NCBC, the ancillary charge for the items and services requested by NCBC during the Event was \$2,123.00; and

**WHEREAS**, according to the License Agreement, NCBC would remit payment in full for such ancillary charges on or before the day the Event concluded; and

**WHEREAS**, On December 15, 2019, the City mailed to NCBC invoice number 11471 for a total of \$2,123.00 owing to the City; and

**WHEREAS**, NCBC has, to date, failed to pay said invoice despite multiple attempts at collection; and

**WHEREAS**, the City has a valid claim for breach of contract against NCBC to collect the unpaid balance;

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE  
CITY OF FORT WORTH, TEXAS, THAT:**

1.

The City Council authorizes the filing of a lawsuit against North Central Ballet Company in Tarrant County, Texas.

Adopted this \_\_\_\_ day of \_\_\_\_\_ 2021.

ATTEST:

By: \_\_\_\_\_

Mary Kayser, City Secretary