



Legislation Details (With Text)

File #: ORD-09:107 **Version:** 1 **Name:** Contracts with ASCAP, BMI and SESAC for music licenses

Type: Ordinance **Status:** Passed

File created: 12/1/2009 **In control:** Finance & Administration Council Committee

On agenda: **Final action:** 12/15/2009

Title: AN ORDINANCE TO APPROPRIATE FUNDS TO PURCHASE THE LICENSES FOR PUBLIC PLAYING AND PERFORMANCE OF MUSIC, AUTHORIZING THE EXECUTION OF THE CONTRACTS, AND DECLARING AN EMERGENCY

Sponsors: Finance, Parks & Recreation

Indexes: Budget amendment, Contract

Code sections:

Attachments: 1. Better Business Bureau Recommendation on Music in the Marketplace, 2. SESAC agreement, 3. ASCAP agreement, 4. BMI agreement

Date	Ver.	Action By	Action	Result
12/15/2009	1	City Council	Passed	Pass
12/8/2009	1	Finance & Administration Council Committee	Recommended to Council	Pass

AN ORDINANCE TO APPROPRIATE FUNDS TO PURCHASE THE LICENSES FOR PUBLIC PLAYING AND PERFORMANCE OF MUSIC, AUTHORIZING THE EXECUTION OF THE CONTRACTS, AND DECLARING AN EMERGENCY

WHEREAS, the City of Jonesboro has many facilities in which music is played and performed; and

WHEREAS, most of the music played and performed in Jonesboro city facilities is copyrighted music; and

WHEREAS, the American Society of Composers, Authors and Publishers (ASCAP), Broadcast Music, Inc (BMI) and SESAC are organizations formed to represent artists and legally license the rights for the use of their music; and

WHEREAS, licenses with all three organizations are necessary to show Jonesboro’s due diligence in complying with copyright law; and

WHEREAS, in addition the City of Jonesboro can enhance its festivals, concerts, grand openings, tournaments, parades and other special events with the legal performance and playing of licensed music;

WHEREAS, 75% of the funds for the purchase of the licenses shall come from the Parks and Recreation Subscription and Dues account; 25% of the funds for the purchase of the licenses shall come from the General Administration Dues and Subscriptions account;

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

Section 1: The City of Jonesboro shall amend the 2009 budget and appropriate \$2,089.00 to purchase the licenses; \$608.00 to the American Society of Composers Authors and Publishers (ASCAP), \$608.00 to

Broadcast Music, Inc (BMI) and \$873.00 to SESAC.

Section 2: The City of Jonesboro shall pay the annual fees required by the American Society of Composers, Authors and Publishers (ASCAP), Broadcast Music, Inc (BMI) and SESAC for the right to play and perform music in City venues.

Section 3: The Mayor, Harold Perrin and the City Clerk, Donna Jackson are authorized by the City Council of the City of Jonesboro sign all documents necessary to effectuate these agreements.

Section 4: Emergency Clause. It is found and declared by the City Council for the City of Jonesboro, Arkansas that this ordinance being necessary to show Jonesboro's due diligence in complying with copyright law an emergency is declared to exist and shall take effect and be in full force from and after its' passage and approval.

PASSED AND ADOPTED this 15th day of December, 2009.