

**AGREEMENT**

This Agreement is entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2023, between the CITY OF MARQUETTE, a municipal body corporate, with offices located at 300 W. Baraga Avenue, Marquette, MI 49855 (hereinafter referred to as the "City"), and the UPPER PENINSULA CHILDREN'S MUSEUM, INC., a Michigan nonprofit corporation, located at 123 W. Baraga Avenue, Marquette, MI 49855 (hereinafter referred to as "Museum").

**WHEREAS**, the Museum provides programming for civic, artistic, and cultural activities within the City for the general public; and

**WHEREAS**, the City by virtue of MCL 117.4k of the Home Rule Cities Act is authorized to:

"...provide for the appropriation and allocation of public funds to a public or private nonprofit institution engaged within the city in the provision of civic, artistic, and cultural activities, including but not limited to music, theater, dance, visual arts, literature and letters, architecture, architectural landscaping, and allied arts and crafts, to the general public."; and,

**WHEREAS**, the Marquette City Commission, has determined that the activities of the Museum are a valid purpose under the Home Rules Cities Act and is willing to enter into this Agreement with the Museum for the support of its programs, upon certain terms and conditions.

**NOW, THEREFORE**, the parties agree:


1. That for and in consideration of the payment by the City to the Museum of the sum of \$10,000 from the Keweenaw Bay Indian Community, the Museum will accept said money from the City and dedicate it solely to the use of Museum programs within the City benefiting the general public.
2. That the parties further understand and agree that the payment of the sum of \$10,000 by the City to the Museum as above-described is contingent upon the prior receipt by the City of the amount from the Keweenaw Bay Indian Community, and that if said payment is not received by the City, the City shall have no obligation to make the payment herein described to the Museum.

The signatories hereto certify that they are authorized to execute this document on behalf of the respective parties.

Dated: \_\_\_\_\_, 2023

\_\_\_\_\_  
By: Karen M. Kovacs  
Marquette City Manager

Dated: 3/1, 2023

  
By: Alexandra Eisenberger, Board Treasurer  
Upper Peninsula Children's Museum, Inc.