

**CLERK'S CONTRACT and AGREEMENT COVER PAGE**

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**Contract Type:**

**Contractors Name:**

**Contract Description:**

## PERFORMANCE AGREEMENT

This agreement, entered into as of this 9th day of October, 2012, between Emergence Dance Theatre, as agent for Dance Chicago, John Schmitz, Founder and Artistic Director, (hereinafter referred to as "Artist"), and the Orland Park Arts Commission (hereinafter referred to as "Sponsor").

Sponsor hereby engages the services of Artist to provide a performance described as follows:

1 full-length performance with multiple dance companies on November 3, 2012, commencing at time 8:30 p.m. and continuing until approximately 10:30 <sup>pm</sup> at Carl Sandburg High School Performing Arts Center.

For this engagement, the Sponsor agrees to pay the Artist the total sum of Seven Thousand dollars (\$ 7,000 ), prior to the performance, by check payable to:

Emergence Dance Theatre <sup>FEIN</sup> (EIN: 36-3407240)  
5851 North Kenmore, 3S  
Chicago, IL 60660  
Phone: 773/989-0698  
Fax: 773/989-0941  
Email: john@dancechicago.com

Artist shall provide copy (including program outline and biographical information) suitable for inclusion in a press release. Materials will be sent in a timely way for arrival at the Sponsor's facility before the performance date.

Artist shall provide copy of the complete program, program notes, and biographical information suitable for inclusion in a house program. Materials will be sent in a timely way for arrival at the Sponsor's facility 10 days before the performance date.

All materials provided by Artist in compliance with the above two paragraphs shall be the property of the Sponsor. The Sponsor will bear all costs associated with reproduction and distribution of press and house programs beyond what is provided by the Artist.

### ABOUT DANCE CHICAGO

In 1995 Artistic Director and Curator John Schmitz and Fred Solari of the Athenaeum Theatre created Dance Chicago with generous donations from the John D. and Catherine T. MacArthur Foundation, Philip Morris Companies Inc. and WPWR Channel 50 Foundation. Now celebrating its eighteenth season, Dance Chicago offers the city's broadest range of dance styles from over 350 choreographers. Dance Chicago focuses on the development of Chicago-area choreography. We have featured major artists from such companies as the Joffrey Ballet, Hubbard Street Dance Chicago, the Dutch National Ballet, and a host of national and international companies, as well as the most talented Chicago area choreographers, small dance troupes and independent artists. For more information on Dance Chicago, visit [www.dancechicago.com](http://www.dancechicago.com). (Dance Chicago is a program of Emergence Dance Theatre)

Sponsor also agrees to:

Provide adequate rehearsal time (technical & artistic) in the theatre on November 2 and November 3, 2012. Dance Chicago does not tour with lighting, sound equipment or dance floor covering (Marley-type). Sponsor must provide Marley flooring, lighting system and sound system adequate for the performance. Sponsor agrees to furnish Artist with details of parking and loading for the production.

Sponsor agrees to furnish Artist with their technical director contact to aid in executing the Dance Chicago lighting plot. Artist will furnish production stage manager, lighting director and sound director. Adequate supporting personnel to support and execute the show shall be provided by the Sponsor.

All technical questions should be addressed to:

Dance Chicago technical director:

Josh Weckesser

312/890-2555

[weckesser.josh@gmail.com](mailto:weckesser.josh@gmail.com)

Dance Chicago stage manager

Lauren Girard

716/907-1621

[girard.lauren@gmail.com](mailto:girard.lauren@gmail.com)

Other considerations:

Artist and Sponsor will cooperate in selling the show. Sponsor may elect to cooperate with Artist in providing information necessary for Artist to include this event in its main season of marketing Dance Chicago 2012. Sponsor shall contact the following for such inclusion:

**Dana Lynch**

H+A International

Suite 1220

70 East Lake Street

Chicago, IL 60601 USA

ph: 312.332.4650 ext. 10

fx: 312.332.3905

[dlynch@h-a-intl.com](mailto:dlynch@h-a-intl.com)

The show shall be billed as:

First Night of Dance Chicago 2012™

John Schmitz, Founder and Artistic Director

In fine print: (This is a program of Emergence Dance Theatre)

Artist will furnish Sponsor with a list of financial sponsors who support the Dance Chicago tour that should be used in the playbill and other promotional materials, if possible.

**DANCE CHICAGO 2012 SPONSORS**

H+A International Inc.

The MacArthur Fund for Arts and Culture at The Richard H. Driehaus Foundation

The Illinois Arts Council, a stage agency

The Waldman Family Foundation

Cliff Dwellers Arts Foundation (exclusive sponsor of the Dance Chicago 2012 Choreographer of the Year Award – COTY)

Artist and his/her agent shall be solely responsible for compliance with any rules or regulations of the American Federation of Musicians and any royalty fees or performance fees or responsibilities required by any organization with which the Artist (or employees of Artist) are members or to which they may contractually or otherwise bound. Sponsor shall have no liability, duty or obligation therefore.

Sponsor agrees to notify Artist in advance of any broadcast, video-taping, photographing, recording or reproduction of performance. Artist shall receive copies of all approved documentation for its own use.

Neither Artist nor Sponsor shall be under any liability for failure to appear and perform when such failure is caused by physical disability, accident, interruption or delay in public transportation service, regulation of public authority, or any other cause beyond the reasonable control of Artist or Sponsor.

For Artist:

Agreed to and accepted by:

John L. Schmitz

For Emergence Dance Theatre

Date \_\_\_\_\_

For Sponsor:

Agreed to and accepted by:

Ellen J. Baer

VILLAGE OF ORLAND PARK

Date 10/12/12

**FEIN**

FEN: 36-3407240

Emergence Dance Theatre is a 501 c3 tax-exempt corporation.